REPUBLIC OF NAMIBIA

MINISTRY OF MINES AND ENERGY

APPLICATION FOR APPROVAL FOR THE TRANSFER OF A MINING CLAIM OR FOR THE GRANT, CESSION OR ASSIGNMENT OF AN INTEREST IN ANY MINING CLAIM, OR TO BE JOINED AS A JOINT HOLDER OF A MINING CLAIM OR SUCH INTEREST
(TRANSFEREE, etc. A COMPANY)
(Required in terms of Section 39 of the Minerals (Prospecting and Mining) Act, 1992
(Act No. 33 of 1992, hereinafter the "Act")

Receipt No.:	Date entered in FLEXI:

ONLY COMPANIES WHICH ARE 100% OWNED BY NAMIBIAN CITIZENS (Section 25(1)(b)) ARE ENTITLED TO TAKE TRANSFER OF A MINING CLAIM OR BE GRANTED, CEDED OR ASSIGNED AN INTEREST IN A MINING CLAIM, OR TO JOIN THE HOLDER OF A MINING CLAIM OR THE HOLDER OF AN INTEREST IN A MINING CLAIM, AS A JOINT HOLDER OF SUCH CLAIM OR INTEREST

PART A (TO BE COMPLETED BY TRANSFEROR, ETC)

Full Name of Transferor, etc.: ……..

Postal Address: ……..

Nature of Transfer, etc. (**tick applicable box**):

Transfer of Mining Claim	
Grant, Cession or Assignment of an Interest in a Mining Claim	
Joinder of Person/Company as Joint Holder of a Mining Claim	
Joinder of Person/Company as Joint Holder of an Interest in a Mining Claim	

	YES	NO
Are mining operations ongoing as per section 31(1)(a) of the Act?		
Are all monthly reports submitted as per section 45(1) of the Act?		
Are all claim fees paid up as per section 123(1)(b) of the Act?		

If the answer is "**NO**" to any of the questions, please submit an explanation for the failure to comply with the requirements of the mentioned sections of the Act: . . . . . .

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Particulars of Mining Claim/s to be transferred etc.:

Ordinal no	Date of pegging	Farm name and number	Magisterial District/Region	Group of minerals	Name/postal address of land owner

Co-ordinates of **ALL** corner beacons of mining claims * **(Section 40(3)(a) of the Act)**

Ordinal Number	Latitude (South)	Longitude (East)
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	
	i).	
	ii).	
	iii).	
	iv).	

	i).	
	ii).	
	iii).	
	iv).	

**** In degrees/minutes/seconds or decimal degrees, accurate to eight (8) decimal places.***

PART B (TO BE COMPLETED BY TRANSFEREE, ETC)

Full Name of Transferee, etc.: ……

Particulars of Incorporation: ……..

Date of Incorporation: ……. Company Registration Number: ……..

Registered Address:

……..…….

……

Postal Address: ……...

Tel No.: …… Fax No: …….. Cell phone: …… E-mail: ……..

Principal Place of Business in Namibia: ……

Postal Address: ……...

Tel No.: …… Fax No: …….. Cell phone: …… E-mail: ……..

Directors	Full Names	Nationality
1.		
2.		
3.		
4.		
5.		

Authorized Share Capital of Company: ……

Issued Share Capital of Company: .....

Particulars of Shareholders Who Beneficially Own More Than 5% of Issued Share Capital:

NAME	NATIONALITY	NO OF SHARES HELD	% SHARES HELD

Current Non-Exclusive Prospecting Licence No: …… Valid to: ……...

Total number of Mining Claims currently registered in transferee's name: ……..

Indicate whether, in the ten years period preceding the date of this application the transferee or its principals have held any of the following mineral rights under this Act or any law repealed by this Act:

In terms of Ordinance 20 of 1968 (tick applicable box):

	Yes	No
Prospecting Licence/s		
Claim/s		
Mining Area/s		
Exclusive Prospecting Grant/s		
Exclusive Mining Grant/s		

In terms of this Act (tick applicable box):

	Yes	No
Non-Exclusive Prospecting Licence/s		
Mining Claim/s		
Reconnaissance Licence/s		
Exclusive Prospecting Licence/s		
Mineral Deposit Retention Licence/s		
Mining Licence/s		

Provide details of any prospecting or mining operations conducted by the principals of the transferee, etc. outside of Namibia in the ten years period preceding the date of this application: ……

……

……

Provide particulars of the condition of, and any existing damage to, the environment in the area to which this application relates*: ……

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*The transferee may append such documents, photographs etc. may be deemed expedient.

Estimate the effect which the proposed operations may have on the environment and the proposed steps to be taken to minimize or prevent any such effect: ……

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Indicate the geological nature of the deposit to be mined: ……...

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……

Planned date of commencement of mining operations*: ……...

Expected nature of mining operations*: ……

Expected rate of mining operations*: ……

* The fundamental obligation of the holder of a mining claim is, subject to the provisions of **Section 31(1)(b)(i),** to carry on mining operations on such mining claim for the mineral or group of minerals in respect of which such mining claim has been registered.

Details of the planned programme of prospecting operations where, in terms of the provisions of **Section 31(1)(b)(i),** the transferee, etc. intends, during the six month period following the date of registration of the mining claim/s, to carry on prospecting operations in lieu of mining operations: ……

……

……

Provide particulars of technical capability/resources: ……...

Provide particulars of financial capability/resources: ……...

Furnish details of any other matter which in the opinion of the transferee, etc. is relevant to the application:

……

……

The following **documents** must be attached to this application:

1. A **certified copy of the written agreement** entered into between the transferor, etc. and the transferee, etc., and

IN THE CASE OF THE TRANSFEROR, ETC. -

2. The **original registration certificate(s)** of the mining claim(s) being transferred, etc.
3. The sketch plans or diagrams of the mining claim(s) which accompanied the registration certificate(s).
4. The prescribed **transfer application fee of N$25-00** (cheques to be paid in favour of the Mining Commissioner), and

IN THE CASE OF THE TRANSFEREE, ETC -

5. Certified copies of:

   -The company's "Certificate of Incorporation" and "Certificate of Registration to Commence Business";
   -The company's "Contents of Register of Directors, Auditors and Officers", and
   -Extracts of the Company's Share Register confirming the authorised and issued share capital, name and nationality of shareholders and number of shares held.

Declaration by Transferor, etc.:

I declare to the best of my knowledge that the information contained in PART A of this application is true and correct, and that as at the date of this application, the transferor, etc. is lawfully entitled to be the holder of the mining claim(s) and lawfully entitled to make this application.

_____	_____	_____20____
FULL NAME OF TRANSFEROR	**SIGNATURE OF APPLICANT**	**DATE**

Declaration by Transferee

I declare to the best of my knowledge that the information contained in PART B of this application is true and correct.

_____	_____	_____20____
FULL NAME OF TRANSFEREE	**SIGNATURE OF APPLICANT**	**DATE**

Kindly note that in terms of the provisions of **Section 133(b) and (c) of Act 33 of 1992**, any person who:

- makes or causes to be made in connection with any provision of this Act any statement which is false or misleading knowing it to be false or misleading; or
- submits or causes to be submitted in connection with any application or any notice, report, return or statement issued or given under any provision of this Act or the terms and conditions of any non-exclusive prospecting licence, mining claim or mineral licence, any document, information or particulars which are false or misleading knowing them to be false or misleading.

shall be guilty of a criminal offence and on conviction liable to a fine not exceeding N$8 000 or to imprisonment for a period not exceeding 12 months or to both such fine and such imprisonment.