

Indian Mining Regulations CRC 956:

A Study to Advance Mining on First
Nation Title Lands

September 15, 2016

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- On-Reserve Potash Mining Regulations (Proposed), pursuant to the *First Nations Commercial and Industrial Development Act*, SC 2005 c.53.
- Mining Law as Administrative Law
- Mineral Titles on First Nations Reserves
- Indian Mining Regulations & Saskatchewan & Ontario Mining Law



Availability of Land

Indian Mining Regulations

Application ss. 3-5

Ontario: Mining Act, RSO 1990, c.
M-14; Ont. Reg. 43/11 Claims
Staking and Recording & RRO 1990
Reg. 768 Survey of Mining Claim

Saskatchewan: Mineral Resource
Act, RSS 1985 c. M-16.1 & Sask.
Subsurface Mineral Reg., c. M-16.1



Prospecting

Indian Mining Regulations

Application s.6

Ontario: Mining Act RSO 1990, c. M-14; Ont. Reg. 43/11 Claims Staking and Recording, Part I, II & III.

Saskatchewan: Crown Mineral Act, c.- 50.2; Subsurface Mineral Tenure, c. 50.2 Reg. 30; Energy and Mines Act, E-9.1001; Mineral Exploration Incentive Reg. E-9.10001 Reg.1



Primary Exploration

Indian Mining Regulations

Application ss. 7-9

Ontario: Mining Act, RSO 1990,
c. M-14; Ont. Reg. 43/11 Claims
Staking and Recording; Ont.
Reg. 263/02 Exploration Plans;
RRO 1990 Reg. 768 Survey of
Mining Claim

Saskatchewan: Subsurface
Mineral Tenure, c. 50.2 Reg. 30;
Environmental Protection and
Management Act, E-9.10.2;
Mineral Industry Environmental
Protection E-9.10.2 Reg. 7



Advance Exploration

Indian Mining Regulations ss. 10-16

Rental: ss. 10-12/Assessment: ss.
13-15/Test Shipments: s. 16

Ontario: Mining Act, RSO 1990, c.
M-14; Ont. Reg. 240/00 Mine
Development & Closure & Ont.
Reg. 6/96 Assessment Work

Saskatchewan: Subsurface Mineral
Conservation M-16.1 Reg. 5.
Occupation Health and Safety Act,
1993 O-1.1; Mines Reg. 2003
R.R.S. c. O-1.1 Reg. 2



Development & Production

Indian Mining Regulations: ss. 16-49

Lease: ss. 16-18/Survey: ss. 20-24/Security Deposit: ss. 29-29/Royalties: ss. 31-34/Notice of Production: s. 35/General: ss. 37-39

Ontario: Mining Act RSO 1990 c. M-14,; Ont. Reg. 240/00 Mines Development & Closure; Ont. Reg. Royalties on Diamonds 323/07; Ont. Reg. 45/11 General; Mining Tax Act, 1990 c. M-15

Saskatchewan: Subsurface Mineral Tenure 50.2 Reg. 30; Lease of Spaces c. 50.2 Reg. 7; Delayed Payment Charge, SR 263/70; Tailings Disposal Area SR 270/69; Crown Mineral Royalty, C-50.2 Reg. 29; Mines Reg. 2003 R.R.S. c. O-1.1 Reg. 2; Mineral Taxation Act, M-17.1; Mineral Rights Tax Reg. M-17.1 Reg. 7; Mineral Industry Environmental Protection E-9.10.2 Reg. 7



Closure

Indian Mining Regulations: ss. 36 & 40-44

Penalty and Cancellation: s. 36/Surrender: 40-44

Ontario: Mining Act RSO 1990 c. M-14; Ont. Reg. 45/11 General; Ont. Reg. 240/00 Mine Development & Closure

Saskatchewan: Subsurface Mineral Conservation Reg., c. M-16.1, Reg. 5; Mineral Industry Environmental Protection E-9.10.2 Reg. 7

