

MPRDA SECTIONS and what it means

Prospecting Right (s22)	A prospecting right is a permit which allows you or your company to survey or investigate an area of land for the purpose of identifying an actual or probable mineral deposit.
Mining Permit (s27)	Mining Permit: A mining permit gives a company or individual permission to mine a small area of land (not more than 5 hectares) for a specified period of up to 2 years. It is renewable for a period of 1 year.
Mining Right (s22)	Mining Right: A mining right gives a company or an individual permission to mine for a specified period of up to 30 years.
Section 102 applications	The amendments include the right to vary an issued prospecting or mining right to include or exclude land or minerals.
Preferential Prospecting Right (s104)	Any community who wishes to obtain the preferent right to prospect or mine in respect of any mineral and land which is registered or to be registered in the name of the community concerned, must in terms of section 16 or 22 lodge such application to the Minister.
Transfer of Rights (section 11)	An application to cede a prospecting right or a part of a prospecting right, mining right or a part of a mining right or an interest in any such right in an unlisted company or any controlling interest in a listed company.
Land Use Management (s53)	Any person who intends to use the surface of any land in any way that may be contrary to any object of the MPRDA, or which is likely to impede any such object, must apply to the Minister of Mineral Resources (the Minister) for approval.
Borrow Pits (s106)	State organs are exempted from some provisions of the Act upon approval by the Minister e.g., Transnet, SANRAL, NRF, Eskom
Retention Permit	Minister may, after inviting representations from relevant stakeholders, from time to time by notice in the Gazette, having regard to the

	national interest and the need to promote the sustainable development of the nation's mineral resources, prohibit or restrict the granting of any reconnaissance permission, prospecting right, mining right or mining permit in respect of land identified by the Minister for such period and on such terms and conditions as the Minister may determine.
Reconnaissance Permission (s75)	An application to allow the holder of a Prospecting Right to undertake only geological, geophysical or photogeological surveys and any remote sensing techniques. The permit is valid for a period of 1 year and is not renewable or transferable.