

On approval of the Rules of the auction and the issuance of a license for exploration or extraction of solid minerals based on its results

Order of the Minister of Investment and Development of the Republic of Kazakhstan dated May 11, 2018 No. 315. Registered with the Ministry of Justice of the Republic of Kazakhstan on June 5, 2018 No. 16995.

In accordance with part four of paragraph 4 of Article 278 of the Code of the Republic of Kazakhstan dated December 27, 2017 "On Subsoil and Subsoil Use", I ORDER:

1. To approve the attached Rules for conducting an auction and issuing a license for Exploration or Extraction of Solid Minerals based on its results.

2. The Department of Subsoil Use of the Ministry of Investment and Development of the Republic of Kazakhstan in accordance with the procedure established by the legislation of the Republic of Kazakhstan to provide:

1) state registration of this order in the Ministry of Justice of the Republic of Kazakhstan;

2) within ten calendar days from the date of state registration of this order, forwarding its copy in paper and electronic form in Kazakh and Russian to the Republican State Enterprise on the right of economic management "Republican Center for Legal Information" for official publication and inclusion in the Reference Control Bank of regulatory legal acts of the Republic of Kazakhstan;

3) placement of this order on the Internet resource of the Ministry of Investment and Development of the Republic of Kazakhstan after its official publication;

4) within ten working days after the state registration of this order by the Ministry of Justice of the Republic of Kazakhstan, submission to the Legal Department of the Ministry of Investment and Development of the Republic of Kazakhstan of the execution of the actions provided for in sub-items 1), 2) and 3) of this item.

3. To assign control over the execution of this order to the supervising Vice-Minister for Investment and Development of the Republic of Kazakhstan.

4. This order shall enter into force on June 29, 2018, and is subject to official publication.

*Minister
of Investment and Development of the Republic of
Kazakhstan*

Zh. Kasymbek

Appendix
to the Order of the Minister
for Investment and Development of
the Republic of
Kazakhstan
dated May 11, 2018 No. 315

**On approval of the Rules
of the auction and the issuance of a license for exploration or extraction of solid minerals
based on its results**

Chapter 1. General provisions

1. These Rules for conducting an auction and issuing a license for exploration or extraction of Solid minerals (hereinafter referred to as the Rules) have been developed in accordance with part four of paragraph 4 of Article 278 of the Code of the Republic of Kazakhstan dated December 27, 2017 "On Subsoil and Subsoil Use" (hereinafter referred to as the Code) and determine the procedure for preparing and conducting an auction and the issuance of a license based on its results for exploration or extraction of solid minerals for subsoil areas within the territories, in case they are provided for in the management program of the state subsoil fund (hereinafter referred to as the Program).

2. These Rules also apply to the auction and the issuance of a license for the extraction of solid minerals based on its results in the event of early termination of the mining contract (contract for combined exploration and production, under which mining operations were carried out) of solid minerals concluded before the entry into force of the Code.

3. These Rules do not apply to the issuance of a license for the extraction of common minerals, as well as in the event of early termination of a mining contract (a contract for combined exploration and production, under which mining operations were carried out) of uranium.

**Chapter 2. The procedure for organizing and conducting an auction for the issuance of
a license for exploration or extraction of solid minerals**

Paragraph 1. Auction planning

4. The auction is held by the decision of the competent authority.

The decision of the competent authority to hold an auction in the territories provided for in sub-items 1) and 2) of item 6 of these Rules shall be made by designating these auction territories in the Program.

The decision of the competent authority to hold an auction on the territory provided for in sub-item 3) of item 6 of these Rules shall be adopted no later than three months from the date of termination of the subsoil use right (from the date of entry into force of the court decision in case of an appeal of the decision of the competent authority on termination of the subsoil use right). In this case, the period between the announcement of the auction and the date of its holding must be at least six months.

5. The territory for which, following the results of the auction, it is planned to issue a license for exploration or extraction of solid minerals in accordance with these Rules, shall be indicated by points with geographical coordinates connected by conditional straight lines (hereinafter – the auction territory).

6. The auction territory shall be formed:

1) by a territory with reserves of industrial categories of solid minerals in the subsoil included in the state balance of minerals before the date of entry into force of the Code, with the exception of common minerals and uranium;

2) within the territory provided for in the Program in accordance with sub-item 2) part one of item 4 of Article 278 of the Code;

3) by the area of the territory that includes the previously valid contract territory under the contract for the extraction of solid minerals (with the exception of common minerals and uranium) concluded before the entry into force of the Code and terminated prematurely after the entry into force of the Code.

7. If it is planned to provide a subsoil plot on the territory of the auction under a license for the exploration of solid minerals, the specified territory should cover no more than two hundred blocks.

If it is planned to provide a subsoil plot on the territory of the auction under a license for the extraction of solid minerals, the specified territory must be sufficient to form the potential boundaries of the solid mineral extraction site in accordance with the requirements of paragraph 3 of Article 19 and Article 209 of the Code.

8. The auction territory shall be formed in such a way as to determine within its limits one single territory of an exploration site or a solid mining site (depending on the type of license issued following the auction) in accordance with the requirements of the Code, including taking into account the existing contract territories under contracts for exploration and (or) extraction of solid minerals mineral resources, common minerals, contracts for the construction and (or) operation of underground structures not related to exploration and (or) production concluded before the introduction of the Code, as well as the territory of exploration or production sites under licenses for exploration of solid minerals, for the extraction of solid minerals, for the extraction of common minerals mineral resources, the territory of the site of the use of subsoil space.

Paragraph 2. The Tender Commission for the auction

9. The auction is conducted by a tender commission, the composition of which shall be approved by the competent authority. The competition commission is headed by the Chairman. During the absence of the Chairman, his functions are performed by a deputy.

10. The Tender Commission has the right to include in the terms of the auction higher requirements for the amount of annual minimum expenses for exploration or extraction of solid minerals, as well as other additional obligations of the subsoil user, grounds for payment of a penalty or revocation of a license for inclusion by the competent authority in the terms of the license issued in accordance with these Rules.

In case the tender commission makes such a decision on the auction (lot), following which it is planned to provide a subsoil plot under a license for exploration of solid minerals containing reserves of industrial categories of solid minerals included in the state balance of minerals before the introduction of the Code, the total obligations for minimum expenses for operations for exploration of solid minerals the license issued from the second year of its validity must be at least those provided for in sub-item 4) item 1 of Article 192 of the Code, with the application of sub-item 5) of item 1 of Article 192 of the Code to subsequent years of the license term.

Paragraph 3. Notice about an auction

11. A notice about an auction in the territories provided for in sub-item 1) and 2) of item 6 of these Rules shall be posted on the Internet resource of the competent authority and shall be published in periodicals not earlier than three months before the date of its holding.

Notice about an auction on the territory provided for in sub-item 3) of item 6 of these Rules must be posted on the Internet resource of the competent authority and published in periodicals no later than three months from the date of termination of the subsoil use right (from the date of entry into force of the court decision in case of appeal of the decision of the competent authority on termination of the subsoil use right).

12. The notice of the auction and its conditions shall be posted on the Internet resource of the competent authority, and shall also be published in periodicals distributed throughout the territory of the Republic of Kazakhstan, in Kazakh and Russian languages.

13. The notice of the auction must contain:

1) date, time and place of the auction;

2) the date and time of the end of accepting applications for participation in the auction;

3) information about the auction territory:

lot number, if the auction is held in two or more territories;

coordinates of the auction territory and its area, if, following the results of the auction, it is planned to provide a subsoil plot under a license for the extraction of solid minerals;

the number of blocks, the code (codes) of the block (blocks) related to the auction territory, if, following the results of the auction, it is planned to provide a subsoil plot under a license for exploration of solid minerals;

the area within which the auction area or most of it is located;

type of license for subsoil use, according to which it is planned to provide a subsoil plot within the relevant auction territory;

the initial size of the subscription bonus;

if there are additional conditions provided for in item 10 of these Rules:

the amount of the annual minimum expenses required in addition to the annual minimum expenses provided for by the Code;

description of other additional obligations of the subsoil user and the grounds for revocation of the license or payment of a penalty for violation of these obligations.

4) an indication of the need to pay a non-refundable fee for participation in the auction in the amount of forty monthly calculation indices and bank details for payment;

5) the amount and details for providing security for the fulfillment of the obligation to pay the subscription bonus.

Paragraph 4. Applications for participation in the auction

14. Persons interested in participating in the auction, no later than the date and time of the end of the acceptance of applications for participation in the auction, may receive information related to the auction procedure.

15. A person interested in participating in the auction sends to the competent authority an application for participation in the auction (hereinafter referred to as the Application) in accordance with Annex 1 to these Rules in Kazakh and Russian languages.

If a person is interested in participating in an auction for more than one lot, applications shall be submitted for each lot separately.

16. The following documents shall be attached to the application:

- 1) copies of documents confirming the information specified in the application;
- 2) a document confirming the authority of the person acting on behalf of the applicant when submitting the application, if such a person is appointed by the applicant;
- 3) documents confirming the applicant's professional and financial capabilities sufficient to cover the minimum costs of exploration operations on at least ten blocks during the first year – if, following the results of the auction, it is planned to provide a subsoil plot under a license for exploration of solid minerals;

documents confirming the professional, technical and financial capabilities of the applicant sufficient to cover the minimum costs of extraction on at least one hundred hectares during the first year – if, following the results of the auction, it is planned to provide a subsoil plot under a license for the extraction of solid minerals;

4) a certificate of the tax authority on the absence of the applicant's tax arrears exceeding six times the monthly calculation index established for the relevant financial year by the law on the republican budget, issued no earlier than ten calendar days prior to the date of filing the application;

5) a guarantee of a second-tier bank of the Republic of Kazakhstan or an insurance contract that ensures the fulfilment of obligations to pay a subscription bonus in accordance with these Rules;

6) payment order for payment of the fee for participation in the auction.

17. The auction is held with the preliminary provision of security for the fulfilment of the obligation to pay the subscription bonus with an expiration date not earlier than three months calculated from the date of the auction specified in the notice of the auction.

The obligation to pay the subscription bonus shall be provided by the guarantee of the second-tier bank of the Republic of Kazakhstan or insurance for the amount of:

at least ten times the initial size of the subscription bonus, established in accordance with the tax legislation of the Republic of Kazakhstan, – for the auction territories without approved reserves of industrial categories of solid minerals in the subsoil;

not less than the initial size of the subscription bonus, established in accordance with the tax legislation of the Republic of Kazakhstan, – for the auction territories with approved reserves of industrial categories of solid minerals in the subsoil.

18. Copies of the documents attached to the application are subject to notarial attestation.

The documents attached to the application shall be drawn up in Kazakh and Russian languages

Copies of documents drawn up in a foreign language attached to the application shall be submitted with a translation into Kazakh and Russian, the fidelity of which is certified by a notary.

19. The competent authority shall consider the application within ten working days from the date of its receipt.

20. Based on the results of the examination of the application, the competent authority notifies the applicant of admission to participate in the auction or refusal of admission to participate in the auction.

21. The competent authority refuses admission to participate in the auction if there is one of the following reasons:

1) the application or the documents attached to it do not comply with the requirements of these Rules and the Code;

2) within one year prior to the submission of the application, the applicant or a person directly or indirectly controlling the applicant or under his control, the competent authority terminated the

right of subsoil use for conducting operations for exploration and (or) extraction of solid minerals on the auction territory;

3) within one calendar year prior to the submission of the application, the applicant or a person directly or indirectly controlling the applicant or under his control refused a subsoil plot or part of it located on the auction territory;

4) the issuance of a subsoil use license to the applicant based on the results of the auction will entail a threat to the national security of the country or the concentration of subsoil use rights;

5) during the five years preceding the date of filing the application, the applicant or a person directly or indirectly controlling the applicant or being under his control, did not fulfill or improperly fulfilled the obligations to eliminate the consequences of subsoil use operations in the subsoil areas that were in their use;

6) the application for participation in the auction was submitted later than the date and time of the end of the acceptance of applications for participation in the auction;

22. Refusal of admission to participate in the auction shall be made in writing and must be motivated.

Refusal in accordance with sub-item 1) of item 21 of these Rules shall be submitted within ten working days from the date of submission of the application for participation in the auction.

Refusal in accordance with sub-item 4) of item 21 of these Rules shall be made without specifying the reasons that served as the basis for such a refusal.

23. Grammatical or arithmetic errors, typos or other similar errors made in the application for participation in the auction are not grounds for refusal of admission to participate in the auction.

24. Refusal of admission to participate in the auction may be appealed by the applicant in accordance with the legislation of the Republic of Kazakhstan no later than ten working days from the date of receipt of the notification of refusal of admission to participate in the auction.

25. Refusal of admission to participate in the auction does not deprive the applicant of the right to re-submit the application within the period specified in the notice of the auction.

26. Based on the results of consideration of all applications submitted before the deadline for accepting applications for participation in the auction, a protocol on admission to participating in the auction shall be drawn up.

Paragraph 5. Holding of an auction

27. The auction shall be held on the date specified in the notice about the auction.

28. The auction is attended by applicants admitted to participate in the auction and registered as auction participants.

29. On the date of the auction, the secretary of the tender commission registers the participants and representatives of the auction participants.

30. To register in the auction as a participant, the following documents must be submitted:

for individuals – a document certifying the identity of the applicant or his representative. In case of participation of the applicant's representative, a power of attorney confirming their authority shall also be attached;

for legal entities – a document certifying the identity of the head or their representative. In case of participation of the applicant's representative, a power of attorney confirming their authority, stamped (if any) and signed by the head of the legal entity, shall also be attached.

31. The auction may be entrusted to an auctioneer engaged by the tender commission or elected from the commission.

32. The auction shall begin with the announcement of the rules of its conduct.

Participants or persons attending who have violated the rules of the auction shall be removed by the auctioneer from the auction hall.

Bidding for each lot shall begin with the auctioneer announcing the initial size of the subscription bonus and the price change step. The auctioneer shall be allowed to change the step in the bidding process when announcing this to the auction participants. The change step shall be set at a rate of five to ten percent of the current price.

Auctions shall be conducted according to the English method.

33. The auctioneer shall announce the auction numbers of the bidders, fix the size of the subscription bonus and offer to increase it. Bidding shall go up to the maximum size offered.

34. The auctioneer shall announce the starting price of the subscription bonus and the price increase step. By raising the number, the bidders raise the starting price, but not by less than the announced step.

35. The auctioneer shall repeat the last amount of the subscription bonus three times and, in the absence of other raised numbers, shall announce the winner with a hammer blow. The winner shall be the auction participant who has offered the highest amount of the subscription bonus after a three-time announcement and the absence of an offer from other auction participants to increase it.

36. In case of raising one sign plate, the auctioneer shall call the registration number of the auction participant who raised the sign plate. In case of raising several plates, the auctioneer calls the registration number of the auction participant who first raised the sign plate.

37. If, after the announcement of the initial amount of the subscription bonus, none of the participants raised the sign plate, the auction shall be declared invalid. If the auction is declared invalid, the applicants shall be considered to have refused to participate in the auction.

38. The results of the auction shall be drawn up by a protocol signed by all the members of the tender commission present.

39. The protocol on the results of the auction shall specify:

- 1) the place and time of the auction and summing up its results;
- 2) the territory of the auction for which the auction was held and the type of license for subsoil use, which is planned to be issued based on its results;
- 3) the list of the members of the tender commission who took part in the auction;
- 4) information about the auction winner and other auction participants:
for individuals – surname, first name and patronymic (if any) of the applicant;
for legal entities – the name of the legal entity, surname, first name and patronymic (if any) of the head or their representative;

in case of participation of the applicant's representative – surname, first name and patronymic (if any) and information about the document confirming their authority;

5) the final amount of the subscription bonus determined by the results of the auction;

6) other information at the discretion of the tender commission.

40. The amount of the subscription bonus determined based on the results of the auction, including taking into account the provisions of part two of paragraph 43 or part two of paragraph 46 of these Rules, shall be subject to inclusion in the license terms.

41. The result of the auction may be challenged in court in accordance with the legislation of the Republic of Kazakhstan.

42. The results of the auction must be posted on the Internet resource of the competent authority within three working days from the summarizing date and published in a periodical printed publication distributed throughout the territory of the Republic of Kazakhstan, in Kazakh and Russian languages.

43. The auction shall not be held in the following cases:

- 1) absence of applications for participation in the auction;
- 2) providing less than two applications for participation in the auction;
- 3) admission of less than two persons to participate in the auction.

If the auction is not held on the grounds provided for in subparagraph 3) of this paragraph, a subsoil use license shall be issued to the only person allowed to participate in the auction.

44. The decision to cancel the auction in accordance with paragraph 43 of these Rules and, in the case provided for in subparagraph 3) paragraph 43 of these Rules, the issuance of a license shall be formalized by the protocol of the competition commission.

45. The notice of cancellation of the auction shall be posted on the Internet resource of the competent authority and published in a periodical printed publication distributed throughout the territory of the Republic of Kazakhstan, in Kazakh and Russian languages within three working days from the date of registration of the protocol.

Paragraph 6. Recognition of the auction as failed

46. The auction is declared invalid in the following cases:

- 1) less than two auction participants have registered as of the auction date;
- 2) no auction participant has registered as of the date of the auction;
- 3) if after the announcement of the starting amount of the subscription bonus, none of the participants raised the sign.

If the auction is declared invalid on the grounds provided for in subparagraph 1) according to this paragraph, a license for subsoil use shall be issued to a registered auction participant.

47. The decision to declare the auction invalid shall be formalized by the protocol of the tender commission.

48. The notice of recognition of the auction as failed shall be posted on the Internet resource of the competent authority and published in a periodical printed publication distributed throughout the territory of the Republic of Kazakhstan, in Kazakh and Russian languages within three working days from the date of registration of the protocol.

49. If the auction, based on the results of which it was planned to issue a license for subsoil use within the auction territory specified in subparagraph 1) of paragraph 6 of these Rules, was not held on the grounds provided for in subparagraphs 1) and 2) of paragraph 43 of these Rules, or was declared failed on the grounds provided for in subparagraph 2) paragraph 46 of these Rules, this territory shall be subject to exclusion from the Program for the purposes of applying these Rules.

Paragraph 7. Recognition of the auction result as invalid

50. The auction result may be declared invalid in court in accordance with the legislation of the Republic of Kazakhstan.

The requirement to declare the auction results invalid may be submitted by interested persons and state bodies and officials within their competence in accordance with the legislation of the Republic of Kazakhstan.

51. The grounds for invalidating the results of the auction shall be:

- 1) violation of these Rules, which affected the determination of the winner of the auction;

2) establishment by the court of the fact of providing the competent authority with knowingly false information that influenced its decision on the admission of a person to whom a subsoil use license was issued following the results of the auction to participate in the auction;

3) establishment by the court of the fact of an agreement to reduce or maintain the size of the subscription bonus at auction between the auction winner and other auction participants for the same lot.

52. In case of challenging the validity of the auction results before the issuance of a license for subsoil use, the term of the license shall be suspended until the court decision on the merits entered into force.

53. Recognition of the auction results as invalid shall entail the invalidity of the subsoil use license issued following the results of the auction.

54. If the auction results are recognized as invalid on the grounds specified in subparagraph 1) of paragraph 51 of these Rules, the paid subscription bonus shall be subject to refund in accordance with the tax legislation of the Republic of Kazakhstan.

Chapter 3. Procedure for issuing a license for exploration of solid minerals

55. The winner of the auction (the only person allowed to participate in the auction or the only one registered as an auction participant) within three working days from the date of publication of the auction results (notice of the recognition of the auction as failed or notice of the cancellation of the auction) shall be allowed to send in free writing form to the competent authority an application for refusal to include one or more blocks in the issued license for exploration of solid minerals from among the blocks specified in the notice about the auction for the corresponding lot.

The application shall specify the code (codes) of the block (blocks), which the applicant refuses when forming the territory of the exploration site under the issued license for exploration of solid minerals.

The blocks remaining from the number of blocks specified in the notice about the auction for the relevant lot, which the applicant has not refused, shall be subject to inclusion in the exploration license following the auction, provided that their combination meets the requirements of the Code for the formation of the territory of one exploration site of solid minerals and the requirements for inclusion in the exploration license of incomplete (partial) blocks. Otherwise, all blocks specified in the notice about the auction for the corresponding lot shall be subject to inclusion in the license.

56. If the formed territory of the exploration site under the issued exploration license fully or partially belongs to the lands of settlements or adjacent territories at a distance of one thousand meters, the winner of the auction (the person only allowed to participate in the auction or only registered as an auction participant) shall submit to the competent authority a signed agreement on social-economic support of the local population, provided for in subparagraph 1) paragraph 3 of Article 25 of the Code.

57. If the formed territory of an exploration site under an exploration license issued consists of a block (blocks) partially belonging to the territory of a subsoil area used by another person to conduct operations for the extraction of hydrocarbons or solid minerals, the winner of the auction (the person only allowed to participate in the auction or the only person registered as an auction participant) submits to the competent authority the written consent of the specified person for inclusion in the exploration license of the specified block (blocks).

58. The competent authority shall issue a license for exploration of solid minerals within ten working days from the date of registration of the relevant protocol of the tender commission and submission (if necessary) of the documents provided for in paragraphs 56 and 57 of these Rules.

59. A license for exploration of solid minerals issued in accordance with this Chapter must comply with the requirements of the Code.

60. If the terms of the auction, based on the results of which the license is issued, provide for higher requirements for the amount of annual minimum expenses, other additional obligations of the subsoil user and grounds for revoking the license or paying a penalty for violation of these obligations, these conditions shall be subject to inclusion in the license terms.

Chapter 4. Procedure for issuing a license for the extraction of solid minerals

61. Within three working days after the registration of the protocol of the tender commission, the competent authority shall send a notification of the need to determine and coordinate the boundaries of the territory of the mining site provided under the license for the extraction of solid minerals and further coordination and examination mining plan and liquidation plan to the winner of the auction (the person only admitted to participate in the auction or only registered as an auction participant) in accordance with articles 216 and 217 of the Code.

Such notification shall also be posted on the Internet resource of the competent authority.

If the agreed territory of the mining site(s) under the issued mining license fully or partially relates to the lands of settlements and adjacent territories at a distance of one thousand meters, the winner of the auction (the person only admitted to participate in the auction or only registered as an auction participant) shall also submit a signed agreement on social-economic support of the local population, provided for in subparagraph 1) paragraph 3 of Article 25 of the Code to the competent authority.

62. The agreed mining plan and liquidation plan with positive expert opinions and the agreed boundaries of the territory of the mining site, as well as the agreement on socio-economic support of the local population (if necessary) shall be provided by the applicant to the competent authority no later than one year from the date of notification provided for in paragraph 61 of these Rules.

The winner of the auction (the only person allowed to participate in the auction or the only one registered as an auction participant) shall have the right to apply to the competent authority for an extension of the specified period, justifying the need for such an extension. The competent authority shall extend this period for a period not exceeding one year from the date of expiry of the period specified in part one of this paragraph, if the need for such extension is caused by circumstances beyond the control of the said person.

In case of missing the deadlines specified in this paragraph, as well as non-payment of the subscription bonus within the terms stipulated by the legislation of the Republic of Kazakhstan, the winner of the auction (the person only admitted to participate in the auction or only registered as an auction participant) shall be deprived of the right to issue him a license for the extraction of solid minerals. At the same time, the competent authority shall conduct a repeat auction on the territory of the auction, if this does not contradict the provisions of the Code.

63. The coordination of the boundaries of the territory of the mining site shall be carried out by the authorized body for the study of the subsoil.

The authorized body for the study of subsoil resources shall consider the application of the winner (the person only admitted to participate in the auction or only registered as an auction participant) within ten working days, drawn up in any form, with the attachment of documents

containing information about the territory of the requested subsoil area: an interpretative map of the location of the site, made on a scale that provides visibility, overview (situational) scheme, topographic map of the surface, for compliance with the boundaries and shape of the territory of the requested mining site with the requirements of the Code.

If the boundaries and shape of the territory of the requested subsoil area designated by the applicant do not comply with the requirements of paragraph 3 of Article 19 and Article 209 of the Code, the authorized body for the study of subsoil shall notify the applicant and the competent authority in free writing form. The notification shall indicate the identified inconsistencies and recommendations on ways to eliminate them. Within twenty working days from the date of receipt of the notification, the applicant shall eliminate the identified inconsistencies, about which the applicant shall notify the authorized body for the study of mineral resources in free writing form with the attachment of supporting documents or shall send the objection in writing.

Within ten working days from the date of receipt of the notification, the authorized body for the study of subsoil resources shall re-examine the issue of compliance of the boundaries of the requested subsoil area with the requirements of Article 209 of the Code.

Based on the results of the consideration of the issue of compliance of the boundaries of the requested subsoil area, the authorized body for the study of the subsoil shall approve these boundaries or refuse approval, which shall be notified in free writing form to the competent authority and the applicant. Refusal of approval may be appealed by the applicant in accordance with the legislation.

64. After determining the boundaries and shape of the territory of the requested mining site and its approval with the authorized body for the study of the subsoil, the winner of the auction (the person only admitted to participate in the auction or only registered as an auction participant) shall develop a mining plan and a liquidation plan and ensure their approval and obtaining a positive conclusion of the expertise, provided for respectively by Articles 216 and 217 of the Code.

65. The competent authority shall issue a license for the extraction of solid minerals to the winner of the auction (the person only admitted to participate in the auction or only registered as an auction participant) no later than five working days from the date of submission of the required approvals and a positive conclusion of the expertise of the mining plan and the liquidation plan, as well as the agreement on socio-economic support of the local the population (if necessary), if its conclusion is provided for by the Code.

Appendix
to the Rules of the
Auction and the issuance of a
license for Exploration
or Extraction of Solid
Minerals based on its results
Form

(name of the
state authority)

from _____

for individuals – surname, first
name, patronymic (if any)
applicant, individual
identification number,
contact details; for
legal entities –
applicant's name, business
identification number,
contact details.

Application for participation in an auction on subsoil plots for the issuance of a license for exploration (extraction) of solid minerals

"__" of _____ 20__

Request for permission to participate in the auction of lot number (if available) for obtaining the right of subsoil use for exploration/extraction of solid minerals, which will take place on "__" of _____ 20__.

Information about the applicant

1.	- for individuals – the surname, first name and patronymic (if it is indicated in the identity document) of the applicant, place of residence, citizenship, information about the identity documents of the applicant; - for legal entities – the name of the applicant, location, information about state registration as a legal entity (extract from the commercial register or other legalized document certifying that the applicant is a legal entity under the legislation of a foreign state), information about the head(s), legal entities and individuals, states and international organizations organizations directly or indirectly controlling the applicant;
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List of applications:

(surname, first name, patronymic (if any), position and signature of the authorized person;
if a representative submits an application, a document certifying the authority shall be attached
stamp here (if available)