

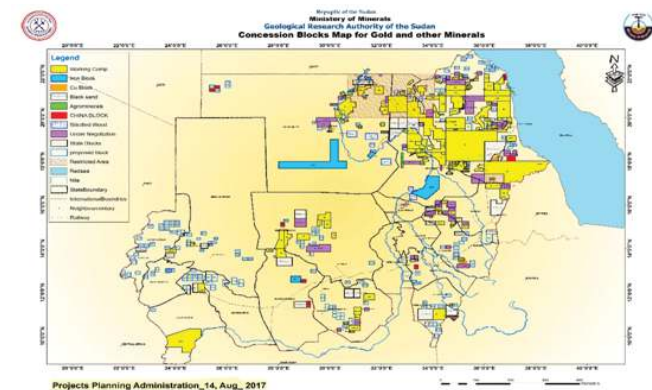


Republic of The Sudan
Ministry of Minerals
Geological Research
Authority of the Sudan
(GRAS)

**Manual of Terms
and Conditions
for Granting Mining Permits
& Contracts
2017**



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& Contracts
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Ministry of Minerals
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Introduction:

Sudan is witnessing an extensive mineralization boom in minerals, and the work of attracting investors as original partners in this renaissance. This manual should be based on key information that would indicate the beginning of the steps necessary to enter into investment in mining.

To achieve this, the one-stop-shop window system is now in place to facilitate the procedures and to save the time and provide the procedures in one package.

Investment applications are submitted to the technical committee, which in turn recommends the competent minister for ratification if the company fulfills its obligations:

- Approval to register a separate business name.
- **For registering a business name the following steps are required:**

Submission of an application:

- Attach the form of acceptance of the requested name from the Commercial Registrar Office at the Ministry of Justice.
- Attach the financial ability certificate and the applicant's account details.



Approval of Registration of a Business Name Owned by a Company:

Submission of an application:

- Attach the contract and the company's Articles of Association
- The purpose of mining must be within the purposes of the company
- Attach the required name correction form from the commercial registrar
- Attach the financial ability certificate and account details certificate for the last (6) months
- Payment of the prescribed fees

Conditions for granting general Mining Permits, Concession Agreements and Contracts in Case of Large-Scale Mining:

- Submission of an application for general exploration permit.
- For granting a permit it is required to submit an application to the Committee's Secretariat and to fill in.
- The form prepared for this, together with the following documents:
- Certificate of registration, Memorandum and Articles of Association if the applicant is a company or a branch.
- Of a foreign company or a business registered in Sudan as the case may be.
- The partnership contract, if any, and the documents proving the ability of the technical and financial partner.
- Discharge certificate from Taxation Chamber.
- Discharge certificate from Zakat Chamber.
- The address of the applicant's work place in Sudan .
- Curriculum vitae of the applicant and clarification of his field of work and previous experience in the field of mining .
- CVs of experts in the field supported by proving documents.

Financial Ability, Namely in the Following:

- The applicant must have a current account with one of the local or foreign commercial banks (for foreign companies), provided that it is authenticated by the Embassy of Sudan in the country concerned with a minimum of (1,000,000) Euros, one million Euro or its equivalent in Sudanese currency.
- And must submit an audited budget for one of the three years preceding the submission and provide a bank statement showing the movement of the account for the last six months.
- Payment of the prescribed fees .

Conditions for Granting a Concession Agreement (Large-scale Mining):

To be granted a concession agreement, the following conditions must be met:

- Apply for a concession agreement.
- Applicant must have a valid general exploration permit.
- Provide a preliminary study and analysis of the block or the required area.
- The block or coordinates of the desired location must be determined so that the total area does not exceed 300 km² .
- Commitment to show the work contracts and CVs of the technicians and specialists of the company to implement the geological work, after signing and before the start of the implementation of the work program.
- Payment of the prescribed fees.

Conditions for Granting a Large Mining Permit Contract (Blocks):

(2-5) To be granted a large-scale mining permit contract, the following conditions must be met:

- Apply for a mining permit contract or contracts.
- The applicant must have a valid concession agreement.
- Submit an approved economic feasibility study
- Registration of the production company in partnership with the government in accordance with the provisions of the agreement.
- Provide a crooked map of the required site with seven copies approved by the National Survey Authority.
- Payment of the prescribed fees.
- Not to dispose of the contract by selling, mortgage, donation or participate in any kind of disposition without the approved and the concerned minister.



Conditions for Granting General Mining Permits, Absolute Mining Permit and Small-Scale Mining Permit Contracts:

To be granted a general exploration permit in the case of small-scale mining, the following conditions must be met:

- Apply for a general exploration permit according to the form prepared for this purpose.
- Attach the Company's Articles of Association and a valid registration certificate or a certificate of registration of a business name from the Department of General Commercial Registration
- That the applicant 's current account with one of the local commercial banks with a minimum of 200,000 euros (two hundred thousand euros) or equivalent with the Sudanese currency and provide a bank account statement showing the movement of the account for the last six months.
- If the applicant is a foreign company, he must show a documented financial ability of the Embassy of Sudan in the country concerned and in the absence of a Sudanese embassy, then the documentation must from the embassy , which sponsors the interests of Sudan in the country concerned
- Attach a CV of the applicant including his field of work and previous experience in mining
- Attach CVs of experts in mining
- Clarification of the applicant's address in Sudan (from the commercial registrar in the case of companies).
- In case of partnership, a partnership contract and documents proving the ability of the technical and financial partner must be attached
- Attach a discharge certificate from taxation chamber.
- Attach a discharge certificate from Zakat Chamber.
- Payment of the prescribed fees



Absolute Mining Permit:

To be granted an absolute mining permit in case of small-scale mining, the following conditions must be met:

- Submit an application for an absolute mining permit explaining the coordinates of the desired location.
- Applicant must have a valid general exploration permit .
- Submit a technical report prepared by a geologist with expertise, knowledge and supported by results.
- After the site is allocated, a crooked site is prepared for the location from seven copies, approved by the national and state-level Survey Authorities.
- Provide contractors' data with the company to carry out the technical works and attach their work contracts .
- The area of the site shall not exceed 5 km²
- Payment of the prescribed fees.

Conditions for Granting a Small-Scale Mining Permit Contract:

To be granted a small-scale mining permit, the following conditions must be met:

- Apply for a small-scale mining permit contract .
- Applicant must have a valid absolute mining permit.
- The area of the contract shall be a maximum of 2 sq km, except for industrial minerals.
- Contract area for industrial minerals shall be 1 acre per one permit.
- Provide a feasibility study by a geologist with experience and knowledge and supported by the results of the analysis.
- Payment of the prescribed fees .
- May not dispose of the contract by selling, mortgage, partnership or donation or any kind of disposition without the approval of the competent minister.



Conditions for Granting a Contract for Treatment of Artisanal Mining Tailings:

To be granted a contract for the treatment of Artisanal mining tailings, the following conditions must be met:

- Submit an application, so that the applicant is Sudanese .
- Certificate, contract and registration of the company in case the applicant is a company or to present a registration certificate for a work name for mining.
- Certificate of financial ability with a current account from a commercial bank, the balance shall not be less than \$ 5 million or its equivalent .
- Account Detail Certificate for the last 6 months .
- CVs of the company's experts in mining .
- Certificate of exemption from party tax .
- Discharge from Zakat Chamber .
- Audit budget for the last three years
- Statement of the method of treatment or extraction to be followed by the company.
- Address and address of applicant (from commercial registrar) .
- Payment of the prescribed fees.



Conversion of a Permit :

It is a permit under which artisanal mining permit is converted into a small-scale mining activity based on the type of artisanal mining activities .

Technical Committee for Mining:

The Technical Committee for Mining is the technical committee responsible for the performance of its work before the competent minister

It shall be formed by a decision of the Minister headed by the Undersecretary of the Ministry and membership. The Director General of the Geological Research Authority and a number of members representing the relevant and competent authorities with expertise, know-how and interest in mineral wealth issues and subject to the supervision of the competent minister.

Functions and powers of the Commission:

The Committee shall have the following powers and functions:

- Receive and study any mining applications .
- Recommendation to the Minister to grant exploration and mining permits and to conclude contracts and agreements in the field of mining .
- Recommendation to the Minister on tax exemptions in accordance with the agreements concluded to be submitted to the competent authorities .
- Prepare proposals for general policies, plans and programs for mining, exploration and mining materials and submit them to the Minister .
- To form sub-committees to assist it in the performance of its duties or functions, including representatives of community services.
- Set up internal regulations for organizing its business and meeting procedures
- Any other functions conferred upon it by H.E. the Minister.

