

99020019007000

Applying for the extension of a main operating plan for mining

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<https://fimportal.de/xzufi-services/6005719/L100009>

Modul	Sachverhalt
Leistungsschlüssel	99020019007000
Leistungsbezeichnung I	Applying for the extension of a main operating plan for mining
Leistungsbezeichnung II	Applying for the extension of a main operating plan for mining
Typisierung	3 - Bundesaufsichtsverwaltung: Regelung
Quellredaktion	Sachsen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	
SDG-Informationsbereich	
Lagen Portalverbund	

Modul	Sachverhalt
Einheitlicher Ansprechpartner	
Fachlich freigegeben am	
Fachlich freigegeben durch	
Handlungsgrundlage	<ul style="list-style-type: none"> • § 51[Bundesberggesetz (BBergG)](https://www.gesetze-im-internet.de/bbergg/) • § 52 Absatz 4 BBergG • § 55 BBergG
Teaser	<p>If your company wants to explore, extract and process mineral resources, you must draw up a main operating plan, among other things. If you wish to extend it, you must apply for a licence from the competent authority.</p>
Volltext	<p>If your company wants to explore, extract and process mineral resources, you must draw up a main operating plan, among other things. If you wish to extend it, you must apply for a licence from the competent authority.</p> <p>In order to be able to set up and operate an exploration, extraction or processing operation, you as an entrepreneur need an approved main operating plan.</p> <p>An operating plan is used to monitor operations. It generally includes comprehensive explanations and planning documents for planned mining measures, for example with regard to</p> <ul style="list-style-type: none"> • Location and extent, • technical realisation, • scheduling, • possible effects on people and the environment, • Measures to avoid and minimise negative effects on the environment, • Operational and occupational safety. <p>The duration of the main operating plan is usually several years. The competent authority decides on the duration on a case-by-case basis. An important</p>

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criterion here is the foreseeability of the operating plan. In practice, the term can then be extended by a few years without a new main operating plan having to be drawn up and comprehensively reviewed.

With the extension of the licence, you may continue to explore, extract and process mineral resources that are subject to the Federal Mining Act. These include energy resources such as hard coal and lignite or crude oil and natural gas, but also metals, salts, geothermal energy and lithium.

Erforderliche Unterlagen

You can clarify which documents are required in your case with your competent mining authority. In principle, the documents must show that all the information on the basis of which the mining authority authorised your operating plan also applies to the intended lifetime extension. If the mining authority already has all the necessary documents, you do not need to submit them again. If information is missing, you must submit it again, for example on

- Information about the applicant company
- Reference to the final main operating plan and its authorisation,
- Description of the reasons, the reason for the extension to be applied for Extension to be applied for and subsequently, if necessary
 - general overview of the operation and the planned project,
 - general information on the expected development of the operation, expected objective,
- Proof of ownership of the land on which the mineral resources are to be explored or extracted, or
 - authorisation to explore or extract non-mining mineral resources, i.e:
- a licence for exploration or
- an authorisation for the extraction of a non-mining mineral resource

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- proof of authorisation under water law, if applicable,
- a comprehensive description of the site situation, including the distance to protected areas and existing infrastructure

- geological reports
- hydrogeological reports
- nature conservation contributions
- technical concept for operational management, for example planned boreholes (start/finish coordinates, ownership structure)
 - technical descriptions of the required facilities, including for drilling, machinery and processing
 - Information on operational safety (from shut-off to time records) and operational monitoring
 - Proof of proper waste disposal and access routes (fulfilment of all relevant requirements)
 - Description and assessment of possible impacts on the environment and planned measures to avoid and minimise them, nature conservation contributions, noise reports

- Water management measures
- Measures to provide for the reutilisation of the surface
 - Measures for immission control
 - Description of the operating facilities, such as offices and social rooms, car parks and parking spaces, storage areas, workshops, petrol stations
 - Details of responsible persons
 - certificate of guarantee, if applicable

Voraussetzungen

In order for the competent authority to approve the extension of your main operating plan, certain requirements must be met, which may have already been examined in the procedure for the approval of the main operating plan:

- Your project must not conflict with any overriding public interests.
- You must be able to prove that you are authorised

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by the authorities to explore or extract non-mining mineral resources or that you hold the rights to the natural mineral resources.

- You must be able to prove that your company and your managerial staff or representatives have the necessary reliability as well as the required expertise and physical fitness.
- You must take all necessary safety measures to prevent risks to the life and health of employees and third parties in the company. These measures must also ensure the protection of material assets,
- Your work must not impair other mineral resources whose protection is in the public interest.
- The earth's surface must be protected in the interests of personal safety and public traffic.
- The waste produced must be properly reused or disposed of.
- You must take precautions to ensure that
 - the surfaces can subsequently be reutilised to the extent required by the circumstances,
 - the safety of other mining operations is not jeopardised,
 - the exploration or extraction of mineral resources does not result in any harmful consequences for the general public and, in the case of mining operations on the continental shelf or in coastal waters:
 - Shipping facilities and signs are not impaired and
 - shipping and shipping lanes, airspace, fishing and flora and fauna are not unreasonably impaired
 - Underwater cables and pipelines as well as oceanographic or other scientific research are not impaired more than is unavoidable under the circumstances, and
 - the damaging effects on the sea are kept to a minimum
- You may be required to provide the competent authority with evidence of a security Insurance, a bank guarantee, letter of comfort or similar that covers the above-mentioned risks.

Kosten

Please refer to the notification for the costs.

Verfahrensablauf

You can apply for the extension of your main operating plan licence online via the "BergPass" platform or in writing to your competent mining authority.

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Apply for renewal online

- Go to the "BergPass" online platform and log in.
- To apply, you will need a BundID and an identity card or residence permit with an active online ID function.
- Upload the required documents as a file.

Apply for an extension in writing to the competent mining authority

- You must prepare your main operating plan in such a way that both the authorisation requirements and other concerns such as groundwater and nature conservation are comprehensively described. For complex projects, it is advisable to contact your competent authority and coordinate the required application documents.
- Submit all required documents by post to the competent authority.

Further procedural steps

- The competent authority will receive your application and check the documents submitted. If any documents are missing, the authority will contact you.
- You will receive a notification electronically and by post informing you of the decision regarding your authorisation.
- You will also receive a notification of costs. Pay the fees.

Bearbeitungsdauer

Frist

You may only start your planned mining work once you have received authorisation to extend your main operating plan.

weiterführende Informationen

Modul	Sachverhalt
Hinweise	
Rechtsbehelf	<ul style="list-style-type: none"> • Appeal (details in the notification) • Administrative court action
Kurztext	
Ansprechpunkt	
Zuständige Stelle	
Formulare	
Ursprungsportal	