



POSITION PAPER 8

DISHONOURD CHEQUES IN RESPECT TO APPLICATIONS FOR MINING TENEMENTS

ISSUE

What happens if payment for a mining tenement application is made via cheque and the cheque is dishonoured?

BACKGROUND

The Mining Act requires a mining tenement application to be accompanied by, amongst other things, the rent in advance and the application fee.

A cheque is accepted as payment accompanying the application, however issues arise if the cheque is dishonoured.

POSITION

This requirement is prescribed and payment must accompany the application – if payment is made via cheque and it is dishonoured, the application is invalid.

REFERENCE

Part IV of the *Mining Act 1978*