

GOVERNMENT NOTICE No. 253 published on 25/4/2025

THE MINING ACT,

(CAP. 123)

REGULATIONS

(Made under section 112)

THE MINING (MINERAL RIGHTS) (AMENDMENT) REGULATIONS, 2025

Citation

GN No.
1 of 2018

Addition of
regulation
5A

1. These Regulations may be cited as the Mining (Mineral Rights) (Amendment) Regulations, 2025 and shall be read as one with the Mining (Mineral Rights) Regulations, 2018 hereinafter referred to as the “principal Regulations”.

2. The principal Regulations are amended by adding immediately after regulation 5 the following:

“Permission
to operate
mining
blocks in
primary
license area

5A.-(1) Without prejudice to the rights of the holder of a primary mining license under section 55 (3) of the Act, where the holder of a primary mining license intends to allow a person who is not his employee or agent to undertake mining activities in small scale mining blocks within the license area, he shall enter into an agreement with such person and submit the agreement to the Mining Commission for approval and registration.

(2) The holder of a primary mining license shall keep and maintain a register of persons conducting mining operations in small scale mining blocks and provide particulars as the Mining Commission may determine.

(3) The holder of a primary mining license shall ensure that the owner of a

small-scale mining block complies with the applicable legal and regulatory measures regarding good mining practices, health, safety and environmental protection.

(4) Where the owner of a small-scale mining block fails to comply with terms or conditions of the license or any lawful requirement applicable to the license, the holder of a primary mining license shall be considered in default and shall be dealt with as prescribed in the Act.

(5) For purposes of this regulation, “small-scale mining blocks” means mining operations conducted in designated mining blocks by persons other than the license holder, their employees or agents within the area of land covered by a primary mining license granted under the Act.”.

Addition of
regulation
18A

3. The principal Regulations are amended by adding immediately after regulation 18 the following:

“Assignment
of conditions
for primary
mining
license

18A.-(1) The holder of a primary mining license who intends to assign the mineral right or an undivided proportionate part thereof to another person, shall obtain consent from the Mining Commission.

(2) Where the assignment involves a primary mining license that is subject to an application for technical support under section 8(3) of the Act, the Commission shall give due consideration to the rights and obligations of the license holder and persons operating small-scale mining blocks in accordance with an agreement registered under regulation 5A(1).

(3) Where the Mining Commission refuses to register an agreement, the

applicant shall be notified in writing within twenty-one days from the date of receipt of the application, stating the reasons for such refusal.”.

Dodoma,
16th April, 2025

ANTHONY PETER MAVUNDE
Minister for Minerals

