MINING

CLIENT ALERT

SEPTEMBER/2019

NATIONAL MINING AGENCY PUBLISHES RESOLUTION NO. 16/2019, ESTABLISHING THE ELECTRONIC FILING OF DOCUMENTS ON MINING ADMINISTRATIVE PROCEEDINGS

On September 26, 2019, National Mining Agency ("ANM") published in the Official Gazette of the Federal Union Resolution No. 19, pursuant to which it adopts the electronic filing of documents as the official system for administrative acts and submission of documents regarding the mining administrative proceedings of the ANM. In addition, the Resolution establishes the Information Electronic System ("SEI") as ANM's official system for electronic document and proceedings management.

In this regard, as of September 30, 2019, the proceedings related to mineral rights, filing and submission of documents shall be performed electronically by the interested party through the official system, which will be the only tool available for the practice of such acts.

The system will require authentication and user registration by individuals and representatives of legal entities. The user authentication shall be performed through the Single Login (Federal Government platform - access.gov.br), with Digital Certificate granted by the Brazilian Public Key Infrastructure - ICP-Brasil.

The registration will enable the user: (i) to submit petition electronically, (ii) to monitor its administrative proceedings or the ones that ANM grants its access; (iii) to be summoned for procedural acts or for submission of additional information or documents; and (iv) to sign agreements, covenants, terms, and other similar instruments entered into with the ANM.

It is worth mentioning that, according to the Resolution, the user shall keep the original documents electronically filed for a period of five (5) years, or until the term for the Public Authority to review the acts performed in the administrative proceeding has finished, during which term the referred documents may be required by the ANM.

The documentation on paper will be converted into digital files by the ANM and immediately submitted to checking and authentication procedures by public officials, through their digital signature using a digital certificate. Physical administrative proceedings shall continue to be performed jointly with digital proceedings until their final conversion.

PRACTICE AREA
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For further information, please send a message to **news@veirano.com.br**

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As a transition rule, the titleholder which has the Register of Mining Rights Holders ("CTDM") will have a period of one (1) year to use their login and password for access and certification in the ANM electronic system. In addition, the terms expiring between September 30, 2019 and October 30, 2019 will be automatically extended to October 31, 2019.

Our team shall continue to follow up on these developments and remain at disposal for any additional queries with respect to the ANM's electronic system.