

K. J. Landaus
PO Box 56
COLLINGWOOD

14 August 1997

Mr B. J. Fowke
Manager
Crown Minerals Group
Ministry of Commerce
PO Box 1473
WELLINGTON

Dear Mr Fowke

Re: M.L. 32 3021; PLA 312583; MPA 41-452

Further to my lawyer's letter to you dated 9 October 1996, which has since been taken up by the Minister of Energy, Hon. Max Bradford, I ask that you may clarify with me your Ministry's views on the following matters.

Mining Licence 32 3021

This current licence expires on 22 December 1999.

Under Section 77 of the Mining Act 1971 and Section 107 of the Crown Minerals Act 1991, it is clear that I have a Right of Priority to obtain a further licence if application is made not later than 30 days before the licence expires.

As letters received from Ministers and your Ministry have stressed that existing licences will not be effected by the pending Ngai Tahu Pounamu Vesting Act, then it is understood my Right of Priority to obtain a further licence will remain unaffected.

As the licence area still contains approximately 80 tonnes of nephrite, I now intend to apply to the Ministry for a renewal of this licence pursuant to the above statutory procedures

Would you please have the appropriate application forms sent to me at the above address.

Prospective Licence Application 312583

This application was lodged in April 1989 pursuant to the Mining Act 1971.

It has been accorded a Priority Right and has met all the preliminary requirements of the then licencing procedures.

As this application is subject to Section 112 (1) of the Crown Minerals Act 1991 which specifies that the application shall remain in accordance with the Mining Act 1971, then I wish to be advised of the mandate your Ministry has had not to further process this application between the date of acceptance and 14 June 1996. Furthermore, as I have a right to object to any decision by the Minister of Energy on the application, I respectfully request that I be advised immediately, the Minister's decision on this application and the reasons for a decline, if that is his decision.

Mining Permit Application 41-452

Application was lodged 28th March 1996 – pursuant to the Crown Minerals Act 1991.

I wish to be immediately advised of the situation with regard to this application.

The Minister of Energy has indirectly advised that this application will not be granted.

In accordance with statutory requirements please advise the current status and the reasons why this application is not being further processed.

I am fully aware of Government policy and the introduction of the Ngai Tahu (Pounamu Vesting) Bill but wish the Ministry of Commerce to reply to this letter in accordance with the rights accorded to me under the respective Mining Acts and the Statutory Regimes.

Your earliest response would be appreciated.

Yours sincerely

Koehn J. Landman