

Informational Notice: 2023 - 012

Date: July 28, 2023

EXEMPTION CERTIFICATES

The objective of this informational notice is to provide quarry operators the process for obtaining and submitting an exemption certificate as prescribed in subsections 8(1), 8(2), 8(3) and 8(4) of Quarry Minerals Regulation (Regulation 65/92)

Crown quarry mineral removed by a public agency or by a contractor or subcontractor on behalf of a public agency and used for a public purpose is exempt from payment of the royalties. This occurs when the public agency certifies in an exemption certificate that the quarry mineral has been used for a public purpose.

Please note the rehabilitation levy is still required.

The holder of a quarry mineral disposition shall submit to the Quarry Recorder the exemption certificate with an annual statement showing the total quantity and type of quarry mineral removed and state the public purpose for which the mineral was used. The holder shall submit royalty payment for the removed quarry mineral not used for public purpose.

Where the holder of a quarry mineral disposition fails to submit to the Quarry Recorder an exemption certificate the holder shall submit the required royalty payment for the total quantity of quarry mineral removed.

How to Submit

Exemptions Certificates can be completed online through iMaQs by the Operator prior to entering return details (volume and payment). This triggers iMaQs to send the exemption certificate to the applicable public agency for signature. The Designated person authorized by the public agency will confirm the quantity received for public use.

If an operator does not have access to iMaQs a fillable form can be downloaded here: (https://www.manitoba.ca/iem/mines/quarry/quarry_pdfs/mf1.pdf). The Operator then has to provide the form to the public agency for signing before submission with the applicable return.

Who are Public Agencies: A department of government of the province, a municipality, a community council, a local government district, Manitoba Hydro, or a Crown corporation.

Relevant Legislation

The Mines and Minerals Act C.C.S.M. c. M162

<https://web2.gov.mb.ca/laws/statutes/ccsm/m162e.php>

Quarry Minerals Regulation (M162 — M.R. 65/92)

<https://web2.gov.mb.ca/laws/regs/current/pdf-regs.php?reg=65/92>

Director of Mines

If you have any questions, please call 204-945-1119 or email mines_br@gov.mb.ca.