

June 15, 2011

Press release

Claim located within the boundaries of an urbanization perimeter or an area dedicated to vacationing

Although Section 91 of Bill 14, an *Act respecting the development of mineral resources in keeping with the principles of sustainable development* (Bill)¹, is not in force, it will apply retroactively from the date the *Bill* was introduced, in accordance with Section 104². Therefore, the State must govern itself as though Section 91 is in force until the fate of the *Bill* is settled. Thus, the Minister will refrain from issuing claims requested within urbanization perimeters and areas dedicated to vacationing while keeping the requests received.

Holders of claims lying within the perimeters covered by Section 91 of the *Bill* should comply with the requirements of this section in order to avoid being in a situation of non-compliance with the *Act respecting the development of mineral resources in keeping with the principles of sustainable development* when it come into force, thus exposing them to revocation of their claims.

¹ **91.** The Act is amended by inserting the following section after section 304.1: “**304.2.** Any area within an urbanization perimeter within the meaning of the Act respecting land use planning and development (chapter A-19.1) and any area dedicated to vacationing under a land use planning and development plan or a metropolitan land use and development plan adopted under that Act is withdrawn from staking, map designation, mining exploration and mining operations.

In order to perform work, the holders of claims in an area that has been so withdrawn must obtain the consent of the local municipality concerned. No compensation is paid by the State for the consequences of an inability to perform work because of failure to obtain such an authorization.

At the request of a regional county municipality or the metropolitan community concerned, the Minister may terminate the withdrawal of all or part of the area or reserve the area to the State instead, allowing the mineral exploration and mining the Minister determines. The Minister takes account, in particular, of (1) the reasons presented by the regional county municipality or the metropolitan community and any other concern raised; (2) the economic impact of the activity on the community; (3) the incidence of the activity on development needs.”

² **104.** This Act comes into force on the date of coming into force of the first regulation to amend the Regulation respecting mineral substances other than petroleum, natural gas and brine after (*insert the date of assent to this Act*), except (1) section 53, which comes into force on the 1 February following (*insert the date that is one year after the date of coming into force of this Act*); and (2) section 91, which comes into force on (*insert the date of introduction of this bill*). Section 91 comes into force on May 12, 2011.