

99020018007000

Apply for approval of a main operating plan for mining

Heruntergeladen am 14.07.2025

<https://fimportal.de/xzufi-services/266213563/L100039>

Modul	Sachverhalt
Leistungsschlüssel	99020018007000
Leistungsbezeichnung I	Apply for approval of a main operating plan for mining
Leistungsbezeichnung II	Apply for approval of a main operating plan for mining
Typisierung	3 - Bundesaufsichtsverwaltung: Regelung
Quellredaktion	Rheinland-Pfalz
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	fachlich freigegeben (silber)
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Bodenschutz (020)
Verrichtungskennung	Zulassung (007)
SDG-Informationsbereich	Erlangung von Lizenzen, Genehmigungen oder Zulassungen im Hinblick auf die Gründung und Führung eines Unternehmens
Lagen Portalverbund	Tier-, Pflanzen- und Naturschutz (2130200), Bauplanung (2050400)

Modul	Sachverhalt
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	22.06.2023
Fachlich freigegeben durch	Ministry of Economic Affairs, Transport, Agriculture and Viticulture Rhineland-Palatinate (MWVLW)
Handlungsgrundlage	https://www.gesetze-im-internet.de/bbergg/_51.html https://www.gesetze-im-internet.de/bbergg/_52.html https://www.gesetze-im-internet.de/bbergg/_52.html https://www.gesetze-im-internet.de/bbergg/_55.html https://www.gesetze-im-internet.de/bbergg/_51.html https://www.gesetze-im-internet.de/bbergg/_52.html https://www.gesetze-im-internet.de/bbergg/_52.html https://www.gesetze-im-internet.de/bbergg/_55.html
Teaser	<p>If your company wants to explore, extract and process certain mineral resources, you need to establish a main operating plan, among other things. For this main operating plan, you must apply for approval from the competent authority.</p>
Volltext	<p>In order to be able to set up and manage a prospecting, extraction or processing operation, you as an entrepreneur need an approved main operating plan. An operational plan is used to monitor operations. In general, it includes extensive explanations and planning documents on planned measures in mining, for example with regard to:</p> <ul style="list-style-type: none"> • location and extent, • technical implementation, • Timing • possible effects on people and the environment, • measures to prevent and reduce negative effects on the environment; • Operational and occupational safety. <p>With the approval, you are allowed to explore, extract and process mineral resources that are subject to the Federal Mining Act. These include energy resources such as hard coal and lignite or crude oil and natural gas, but also metals, salts, geothermal energy and lithium.</p>

Modul

Sachverhalt

Erforderliche Unterlagen

You can clarify which documents are required in your case together with your responsible mining authority. Basically, the following documents are required:

- Information about the applicant company
- general overview of the operation and the planned project,
- general information on the expected development of the business, expected objective,
- Proof of ownership of the property on which land-owned mineral resources are to be sought or extracted, or
- the right to explore and extract non-mining mineral resources, i.e.:
- a permit to visit, or
- a permit for the extraction of a mine-free mineral resource
- if applicable, proof of the water permit,
- Comprehensive presentation of the site situation at a distance from protected areas and existing infrastructure
- geological surveys
- hydrogeological reports
- Contributions to nature conservation
- Technical conception for operational management, e.g. planned drilling (start/finish coordinates, ownership)
- technical descriptions of the required equipment, e.g. for drilling, machines, processing
- Information on operational safety (from shut-off to time verification) and operational monitoring
- Proof of proper waste disposal and access (fulfillment of all relevant requirements)
- Description and evaluation of possible effects on the environment and planned measures to avoid and reduce them, nature conservation contributions, noise assessments
- Measures for water management

Modul

Sachverhalt

- Measures to prepare for the reuse of the surface
- Measures for immission control
- Description of the operating facilities, such as office and social rooms, parking and parking spaces, storage areas, workshops, petrol stations
- Information on responsible persons
- if applicable, a certificate of guarantee

Voraussetzungen

In order for you to be approved for your main operating plan, certain requirements must be met:

- Your project must not conflict with any overriding public interest.
- You must prove that you have the officially granted authorization for the exploration or extraction of non-mining mineral resources or the rights to land resources.
- You must be able to prove that your company and your executives or representatives have the necessary reliability and also the necessary expertise and physical aptitude.
- They must take all necessary safety measures to prevent hazards to the life and health of employees and third parties in the company. The protection of material assets must also be guaranteed by the measures.
- Your work must not adversely affect other mineral resources, the protection of which is in the public interest.
- The earth's surface must be protected in the interests of personal safety and public transport.
- The waste generated must be properly reused or disposed of.
- You must take precautions to ensure that: the surfaces can subsequently be made usable again to the extent required by the circumstances, the safety of other mining operations is not jeopardised; the exploration or extraction of mineral resources does not have harmful consequences for the general public and, in the case of mining operations in the area of the continental shelf or coastal waters: navigation facilities and signs are not adversely affected, and shipping and shipping lanes, airspace, fishing and flora and fauna are not unduly affected submarine cables and pipelines and oceanographic or other scientific

Modul

Sachverhalt

research are not affected more than is unavoidable under the circumstances, and the harmful effects on the sea are kept to the lowest possible level

- You may be required to provide proof to the competent authority of a security deposit with an appropriate sum insured, a bank guarantee, letter of comfort or similar, which covers the above risks.

Kosten

Verfahrensablauf

You can apply for approval of your main operating plan online via the "BergPass" platform or directly from your local mining authority.

Apply for admission online:

- Go to the online platform "BergPass" and register.
- To apply, you need a BundID and an identity card or residence permit with an active online ID function.
- Upload the required documents as a file.

Apply for approval directly from the competent mining authority:

- You must draw up your main operating plan in such a way that both the approval requirements and other concerns such as groundwater and nature conservation are comprehensively described. In the case of complex projects, it makes sense for you to contact your competent authority and coordinate the necessary application documents.
- Submit the application and all required documents to the competent authority

Further procedural steps:

- The competent authority will check your application and the submitted documents for completeness. If documents are missing, the authority will contact you.
- The mining authority decides on the approval.
- You will receive a notification electronically and by post informing you of the decision on your application.
- The permit may contain ancillary provisions

Modul	Sachverhalt
	<p>(requirements, conditions, time limits) that you must comply with accordingly and that are checked by the mining authority.</p> <p>You will also receive a cost notice. Pay the fees.</p>
Bearbeitungsdauer	
Frist	<p>1 Monat(e)</p> <p>You may not commence your planned mining operations until you have received approval of your main operating plan. As a rule, operating plans are approved for a limited period of time. If long-term planning is not possible, it may be necessary to submit a new main operating plan at short intervals, for example every 2 years. The main operating plan can be drawn up for a period of up to 8 years. Depending on the individual case, approval is granted for an initial period of up to 4 years. Further extensions must be applied for separately in good time.</p>
weiterführende Informationen	<p>https://bergpass.lbeg.de/Wilma.aspx?pgId=227 https://bergpass.lbeg.de/Wilma.aspx?pgId=227</p>
Hinweise	<p>Duration of the main operating plan</p> <p>The period of time that your main operating plan describes is usually several years. The responsible mining authority decides on the duration on a case-by-case basis. An important criterion here is the predictability of the operating plan. In practice, the term can be extended by a few years without having to draw up a new main operating plan and comprehensively examine it in a mining procedure.</p> <p>If you interrupt the activity of your business for up to 2 years, you will still legally continue to operate during this time. Only if the interruption lasts longer than 2 years do you need to obtain permission from the competent authority.</p> <p>Exceptions and special features</p> <p>You are exempt from the operating plan obligation if you want to explore an area as a prospecting company and</p>

Modul

Sachverhalt

- do not plan depressions in the surface,
- do not use mechanical force,
- do not carry out any work underground, and
- do not use explosive substances or explosive substances intended for blasting.

If your holding is of low hazard or importance, you can be exempted from the operational plan requirement if:

- the protection of your employees and third parties, and
- the reusability of the surface is ensured, and
- your project is not located on the continental shelf.

If you want to explore, extract and process mineral resources together with other companies, the competent authority may require you to draw up a joint operating plan.

In the case of projects that may have a significant impact on the population, you should inform the public concerned at an early stage, i.e. before submitting an application. In this way, public opinion can be incorporated into the planning of the company before the planning is solidified.

Rechtsbehelf

- Objection: You can find out how to file this in your decision.
- Administrative court action

Kurztext

- Mining Operating Plan Procedure Main Operating Plan Approval
- Approved main operating plan is a prerequisite for the construction and management of mining exploration, extraction or processing operations that are subject to the Federal Mining Act
- Main operating plan comprehensively describes the planned mining measures for the extraction or processing of mineral resources
- The main operating plan is usually drawn up for several years.
- Applications can be submitted via Online portal "Bergpass" or directly at the responsible mining authority

Modul	Sachverhalt
	<ul style="list-style-type: none"> • Responsible: competent mining authority of the federal state in which the operation is located
Ansprechpunkt	
Zuständige Stelle	
Formulare	
Ursprungsportal	Zulassung eines Hauptbetriebsplans für Bergbau beantragen, Apply for approval of a main operating plan for mining