

99020021007000

# Apply for approval of a special operating plan for mining

Heruntergeladen am 19.07.2025

<https://fimportal.de/xzufi-services/266213593/L100039>

Modul	Sachverhalt
Leistungsschlüssel	99020021007000
Leistungsbezeichnung I	Apply for approval of a special operating plan for mining
Leistungsbezeichnung II	Apply for approval of a special 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

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Lagen Portalverbund	Bauplanung (2050400)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	22.06.2023
Fachlich freigegeben durch	Ministry of Economic Affairs, Transport, Agriculture and Viticulture Rhineland-Palatinate (MWVLW)
Handlungsgrundlage	<a href="https://www.gesetze-im-internet.de/bbergg/_51.html">https://www.gesetze-im-internet.de/bbergg/_51.html</a> <a href="https://www.gesetze-im-internet.de/bbergg/_52.html">https://www.gesetze-im-internet.de/bbergg/_52.html</a> <a href="https://www.gesetze-im-internet.de/bbergg/_52.html">https://www.gesetze-im-internet.de/bbergg/_52.html</a> <a href="https://www.gesetze-im-internet.de/bbergg/_55.html">https://www.gesetze-im-internet.de/bbergg/_55.html</a> <a href="https://www.gesetze-im-internet.de/bbergg/_51.html">https://www.gesetze-im-internet.de/bbergg/_51.html</a> <a href="https://www.gesetze-im-internet.de/bbergg/_52.html">https://www.gesetze-im-internet.de/bbergg/_52.html</a> <a href="https://www.gesetze-im-internet.de/bbergg/_52.html">https://www.gesetze-im-internet.de/bbergg/_52.html</a> <a href="https://www.gesetze-im-internet.de/bbergg/_55.html">https://www.gesetze-im-internet.de/bbergg/_55.html</a>
Teaser	<p>If your company intends to carry out mining operations that are too detailed for the main operating plan and have not yet been regulated, you will need to prepare a special operating plan and apply to the appropriate authority for approval.</p>
Volltext	<p>An operational plan is used to monitor operations. In order to be able to set up and run a mining business, you as an entrepreneur need an approved main operating plan.</p> <p>For special works and installations which, due to their level of detail, are not suitable for inclusion in the main operating plan, the competent authority may require special operating plans.</p> <p>An operating plan includes extensive explanations and planning documents for planned measures in mining, for example</p> <ul style="list-style-type: none"> <li>• location and extent,</li> <li>• technical implementation,</li> <li>• Timing</li> <li>• possible effects on humans and the environment,</li> <li>• measures to prevent and reduce negative effects on the environment;</li> <li>• Operational and occupational safety.</li> </ul>

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Special operating plans contain measures which, although part of the main operating plan, cannot be limited to the duration specified in the main operating plan or which concern specific measures. Such measures can be, for example:

- handling of substances hazardous to water,
- Recycling of third-party masses,
- landslides on embankments,
- the construction of a gas drying plant,
- the construction of processing plants or exploratory plants,
- geophysical works,
- seismic exploration work,
- carrying out a deep borehole,
- measures for the recultivation of former mining areas, or
- the construction of paths and access roads,
- construction of petrol stations and truck scales,
- construction of power generation plants ("mine power plant"),
- Monitoring.

Special operating plans, as well as framework and main operating plans, must be approved by the competent authority. Special operating plan procedures are only suitable for procedures in which environmental impact assessments (EIAs) are not required.

## Erforderliche Unterlagen

You can clarify which documents are required in your case together with your responsible mining authority. In addition to the information in the main operating plan, the following documents may be required in the special operating plan:

- 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 descriptions of the required equipment, e.g.

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- 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
  - 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

## Voraussetzungen

In order for you to be able to obtain approval for your special operating plan, certain requirements must be met, which, however, may have already been checked in the procedure for approval of the main operating plan:

- 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 mine-owned mineral 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 ensured 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

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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 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 special 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 special 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 all the necessary documents there.

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Further procedural steps:

- The competent authority will receive your application and check the documents submitted. If documents are missing, the authority will contact you.
- You will receive a notification electronically and by post informing you of the decision on your admission.
- You will also receive a cost notice. Pay the fees.

## Bearbeitungsdauer

### Frist

You are not allowed to commence your planned mining operations until you have received approval for your special operating plan.

### weiterführende Informationen

<https://bergpass.lbeg.de/Wilma.aspx?pgId=228>  
<https://bergpass.lbeg.de/Wilma.aspx?pgId=228>

### Hinweise

### Rechtsbehelf

### Kurztext

- Mining Operating Plan Procedure Special Operating Plan – Initial Approval
- An approved operating plan is a prerequisite for exploration, extraction or processing operations that are subject to the Federal Mining Act
- Special operating plan contains measures that are part of the main operating plan but cannot be limited to the duration specified in the main operating plan or that affect a specific part of the operation, such as the handling of water-polluting substances, the recycling of foreign matter or measures in the event of landslides
- Application via Online portal "Bergpass" or directly at the responsible mining authority
- Responsible: competent mining authority of the federal state in which the operation is located

### Ansprechpunkt

### Zuständige Stelle

### Formulare

### Ursprungsportal

Zulassung eines Sonderbetriebsplans für Bergbau beantragen, Apply for approval of a special operating

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plan for mining