



**FACULTY OF ENGINEERING AND THE ENVIRONMENT**

**DEPARTMENT OF MINING ENGINEERING**

**MINING LAW (EMN 4203)**

**APRIL 2025**

**Time Allowed: 3 hours**

**Examiner's Name: Mr. P Sithole**

**INSTRUCTIONS**

1. The question paper contains **ONE** section and **FIVE** questions.
2. Answer any **FOUR** questions.
3. Each question carries **25** marks.
4. Where a question contains subdivisions, the mark value of each subdivision is shown in brackets.
5. Illustrate your answer, where appropriate, with large, clearly labelled diagrams.
6. Start each question on a new page.
7. **NO** additional material is required.

**NB: DO NOT TURN OVER THE QUESTION PAPER OR COMMENCE WRITING  
UNTIL INSTRUCTED TO DO SO**

**This examination paper comprises 3 printed pages**

## QUESTION ONE

- a) Briefly describe major provisions within any four (4) Acts of Parliament that govern mining operations in Zimbabwe. **[16 Marks]**
- b) What steps should you follow when you want to transfer mining rights? **[4 Marks]**
- c) “Zimbabwe is a resource curse.” Discuss! **[5 Marks]**

## QUESTION TWO

- a) What does the Mines and Minerals Act [Chapter 21:05] entail in short? To what extent is this archaic law still adequate to govern the Zimbabwean mining industry? **[10 Marks]**
- b) Describe the following;
- i. use it or lose it principle. **[3 Marks]**
  - ii. polluters pay principle. **[3 Marks]**
  - iii. publish what you pay. **[3 Marks]**
  - iv. EITI. **[3 Marks]**
  - v. cadastre system **[3 Marks]**

## QUESTION THREE

- a) It is illegal to conduct any prospecting or mining activities without a license. Your uncle, who is an owner of various small-scale businesses, is considering diversifying and venture into mining gold. Advise him on the procedure he should follow until he has a registered mining claim. **[10 marks]**
- b) “An electronic cadastre system fosters sustainable development.” Discuss the pros and cons of adopting a digital cadastre system for mineral resources. **[10 Marks]**
- c) How are laws made in Zimbabwe? **[5 Marks]**

#### **QUESTION FOUR**

- a) Outline the fiscal regime for the mining industry in Zimbabwe. **[10 Marks]**
- b) Summarize what the legislation says about;
- i. purchase of explosives **[5 Marks]**
  - ii. conveyance of explosives **[5 Marks]**
  - iii. storage of explosives. **[5 Marks]**

#### **QUESTION FIVE**

- a) In addition to the Environmental Impact Assessment Certificate, which environmental licenses and authorizations is the holder of a mining location also required to obtain, and maintain? **[3 Marks]**
- b) What does the law say about the duties of a miner to other lawful land occupiers? **[5 Marks]**
- c) With the aid of case authority, outline and discuss the legal framework that provides for occupational health and safety in mining operations in Zimbabwe. **[12 Marks]**
- d) There are four kinds of blasting licences that a person may obtain in Zimbabwe. Describe what they are and what they entitle the holder to do. **[5 Marks]**

**---END OF EXAMINATION---**