

**Greenland Mineral Licence and Safety Authority letter of May 5, 2018 to AECO**

**(Nanoq - ID nr.: 7821399): Clarification for exporting minerals**

**Question 1.**

Under which conditions can non-residents export minerals that they have purchased from a Greenland resident?

**Answer**

Non-residents can always export minerals that they have purchased from a Greenland resident, provided the Greenland resident has obtained the minerals legally.

**Question 2.**

Which documentation is required if a non-resident who wishes to export minerals that they have purchased from a Greenland resident, without obtaining an export license?

**Answer**

Non-residents need a receipt from the Greenland resident from whom they have purchased the minerals, in order to export minerals they have purchased from a Greenland resident, without obtaining an export license.

**Question 3.**

Under which conditions is it legal for a non-resident to collect minerals?

**Answer**

It is only legal for a non-resident to collect minerals when participating in a guided tour organised by a small-scale-licensee cf. the Mineral Resources Act section 33 (6).

**Question 4.**

If a non-resident has collected minerals as part of a tour organised by an operator who has a license to carry out such a tour, which documentation is required if the non-resident wishes to export the collected minerals without obtaining an export license?

**Answer**

Non-residents need a receipt from the organiser of the tour, from whom they have purchased the minerals, in order to export minerals they have collected as part of the tour, without obtaining an export license.

[End of letter.]

## Reference document

Unofficial consolidation of the Mineral Resources Act:

[https://govmin.gl/images/Unofficial translation of unofficial consolidation of the Mineral Resources Act.pdf](https://govmin.gl/images/Unofficial%20translation%20of%20unofficial%20consolidation%20of%20the%20Mineral%20Resources%20Act.pdf)

This is an unofficial translation of an unofficial consolidation of the Mineral Resources Act. For the official, and legally binding, documents, please see the official legal documents in Greenlandic or Danish at [www.lovgivning.gl](http://www.lovgivning.gl).

## Relevant paragraphs

### **Part 8 - Special rules on small-scale exploration and exploitation of minerals**

#### **Greenland Parliament Act No. 34 of 28 November 2016**

33.–(1) The Government of Greenland may grant exclusive or non-exclusive licences for small-scale exploration or exploitation of minerals on specific terms. A small-scale licence will not be granted for the exploration for or exploitation of radioactive minerals.

(2) Small-scale licences may be granted as licences for simultaneous exploration and exploitation or separately for exploration and exploitation, respectively. In small-scale exploration licences, the licensee may be granted a preferential right to a small-scale exploitation licence. A small-scale exploration, exploitation or simultaneous exploration and exploitation licence may grant the licensee a preferential right to an ordinary exclusive mineral resource exploration or exploitation licence under section 16 and provide the terms relating thereto.

(3) The licensee under a small-scale licence must have the expertise and financial background required for the activities under the licence. The licensee must generally trade at arm's length prices and on arm's length terms.

(4) A small-scale licence may be granted to one person or several persons jointly if each of them meets the requirements to be a licensee as specified in section 32(3)-(5). However, a small-scale licence will not be granted to more than five persons.

(5) A person may not be a licensee under more than five small-scale licences in any one calendar year.

(6) Subject to approval by the Government of Greenland, a person granted a licence under subsection (1) above may organise guided tours for residents and non-residents with a view to presenting Greenland's geology.

Source: Unofficial consolidation of the Mineral Resources Act:

[https://govmin.gl/images/Unofficial translation of unofficial consolidation of the Mineral Resources Act.pdf](https://govmin.gl/images/Unofficial%20translation%20of%20unofficial%20consolidation%20of%20the%20Mineral%20Resources%20Act.pdf)

### **Part 11 - Collection and extraction of minerals without a licence**

#### **Greenland Parliament Act No. 34 of 28 November 2016**

45.–(1) A person who is a permanent resident of and fully liable to pay tax in Greenland may carry out non-commercial collection of loose minerals without a licence being required; but see sections 45b-45d.

(2) If a permanent resident sells minerals which have been collected under subsection (1) above, processes such minerals and sells them or exports such minerals from Greenland with a view to selling or processing and selling, the collection of minerals is commercial and falls within the scope of section 45a. The same applies to the extent that the total value of the minerals exceeds DKK 100,000 per year.

(3) A permanent resident may for non-commercial purposes export minerals from Greenland for own personal use without an export licence being required; but see sections 45c and 45d. A permanent resident may for non-commercial purposes also export minerals from Greenland for the personal and non-commercial use of others without an export licence being required, provided that the total value of the minerals does not exceed DKK 25,000 per year; but see sections 45c and 45d.

(4) A permanent resident may only export minerals from Greenland for commercial purposes if an export licence therefor has been obtained. The same applies to non-commercial export of minerals from Greenland in the situations falling outside the scope of subsection

(3). (5) The Government of Greenland may lay down specific provisions on the matters mentioned in subsections (1)-(4).

Source: Unofficial consolidation of the Mineral Resources Act:

[https://govmin.gl/images/Unofficial translation of unofficial consolidation of the Mineral Resources Act.pdf](https://govmin.gl/images/Unofficial_translation_of_unofficial_consolidation_of_the_Mineral_Resources_Act.pdf)