

Transmission conditions

Application for authorization to perform work under section 70 of the Mining Act

This directive enters into force on August 18, 2026. It renders null and void any previous directives on the same subject. The directive is in relation to [section 70 of the Mining Act](#) (CQLR, chapter M-13.1), as amended by An Act to amend the Mining Act and other provisions, which came into force on November 29, 2024, as well as [section 14 of the Mining Regulation](#) (CQLR, chapter M-13.1, r.2), as amended by the Regulation to amend the Mining Regulation, which came into force on July 15, 2026, following its publication in the Gazette officielle du Québec. These sections mention the following:

70. Where an improvement and a strip of land adjacent to it, where applicable, as defined by regulation, are situated on lands in the domain of the State that are subject to the exclusive exploration right, or where such land is already the subject of a transfer or lease referred to in section 239, no holder of an exclusive exploration right may carry on any work unless he obtains the authorization of the Minister and complies with such conditions as the latter may determine.

14. Improvements referred to in section 70 of the Act are as follows:

- (1) a fish hatchery;
- (2) an alpine ski center;
- (3) a public highway within the meaning of the Highway Safety Code, (chapter C-24.2), including one not yet open to public vehicular traffic;
- (4) a highway determined by the Government in accordance with subparagraph i of the first paragraph of section 3 of the Act respecting the Ministère des Transports (chapter M-28);
- (5) a research farm;
- (6) a research and teaching forest within the meaning of section 20 of the Sustainable Forest Development Act (chapter A-18.1);
- (7) an experimental forest within the meaning of section 18 of the Sustainable Forest Development Act;
- (8) immovables related to the utilization of waterpower;
- (9) a tree nursery;
- (10) an airport or heliport;
- (11) a forest station within the meaning of section 22 of the Sustainable Forest Development Act;
- (12) a campground;
- (13) a golf course;
- (14) a tree-seed orchard.

A 20 m strip of land adjacent to the improvements provided for in subparagraphs 3, 4 and 10 of the first paragraph is also covered by section 70 of the Act.

In accordance with these sections, any holder of an exclusive exploration right (hereinafter “DEE”) must obtain the authorization of the Minister, and comply with the conditions that the Minister determines, in order to carry out work on an improvement or strip of land adjacent to it, located on lands in the domain of the State and subject to the DEE.

The application for authorization must be submitted to the Centre des services des mines, at services.mines@mrnf.gouv.qc.ca, and include the following:

- the type(s) of improvement, as described in section 14 of the Mining Regulation, affected by the work;
- the location of the improvement and the desired area to complete the work;
 - This information must be transmitted as shapefiles (.shp, .dbf, .shx and .prj extensions must be included);
 - A .pdf map to view the desired location(s) and area can also be added to the application;
- the nature and estimated duration of the planned work;
- relevant justification, information or comments related to the application for authorization, including exchanges between the holder or his/her representative and the manager of the improvement and their consent, if applicable.

For the holders of a DEE in force on July 14, 2026, the authorization from the Minister is not required until January 15, 2027, for work performed on:

- a public highway within the meaning of the Highway Safety Code, (chapter C-24.2), which is not yet open to public vehicular traffic;
- a highway determined by the Government in accordance with [subparagraph i of the first paragraph of section 3 of the Act respecting the Ministère des Transports](#) (chapter M-28);
- an airport or heliport;
- A 20 m strip of land adjacent to the improvements mentioned above.

However, the authorization application remains necessary for any work performed on a landing strip located on lands in the domain of the State.

Please note that failure to obtain the required authorization prior to performing any type of work on these sites may result in sanctions being imposed by the Department, including suspension or revocation of the affected DEE(s).

FOR MORE INFORMATION

Centre de services des mines

Telephone: 418-627-6278

Toll-free: 1-800-363-7233 (toll-free in Canada and the United States)

Email: services.mines@mrnf.gouv.qc.ca

Opening hours:

Monday, Tuesday, Thursday and Friday: 8:30 a.m. to 12 p.m. and 1 p.m. to 4:30 p.m.

Wednesday: 10:00 a.m. to 12:00 p.m. and 1:00 p.m. to 4:30 p.m.