



Mineral Titles

Information Update

No. 41 – Section 60 Mineral Tenure Act – Misrepresentation of sale

Revision Date: July 9, 2018

Recorded holders wishing to sell their mineral title must follow the requirements of the *Act* aimed at preventing misrepresentation in the sale of mineral titles. Misrepresentation of sale is defined pursuant to [section 60](#) of the *Mineral Tenure Act*:

MISREPRESENTATION OF SALE

60 (1) A person who advertises a mineral title for disposition in any manner must not include more than the following in the advertisement:

- (a) price and terms of disposition;
- (b) person to contact, address and phone number;
- (c) name given to the property, record number, lot number or lease number;
- (d) geographic location;
- (e) geological features;
- (f) a list of mining equipment to be included in the disposition.

(2) The person who advertises must ensure that the following statement is included in an advertisement respecting the sale of a mineral title and that it is of the same size print as the general body of the advertisement:

Warning — This property is offered for mining purposes only and ownership of the title to it does not include ownership of the surface rights or the right to use the surface for residential or recreational purposes.

Contravention of section 60 of the *Act* may be subject to action pursuant to [section 63](#) of the *Act*.

Penalties under section 63 of the *Act* may involve a fine of not more than \$25,000 or not more than 6 months prison time, or both.

In the event of a discrepancy between this information and the provisions in the *Mineral Tenure Act* and Regulation, the provisions in the statute and regulations will apply.

Ministry of Energy, Mines and Low Carbon
Innovation
Mineral Titles

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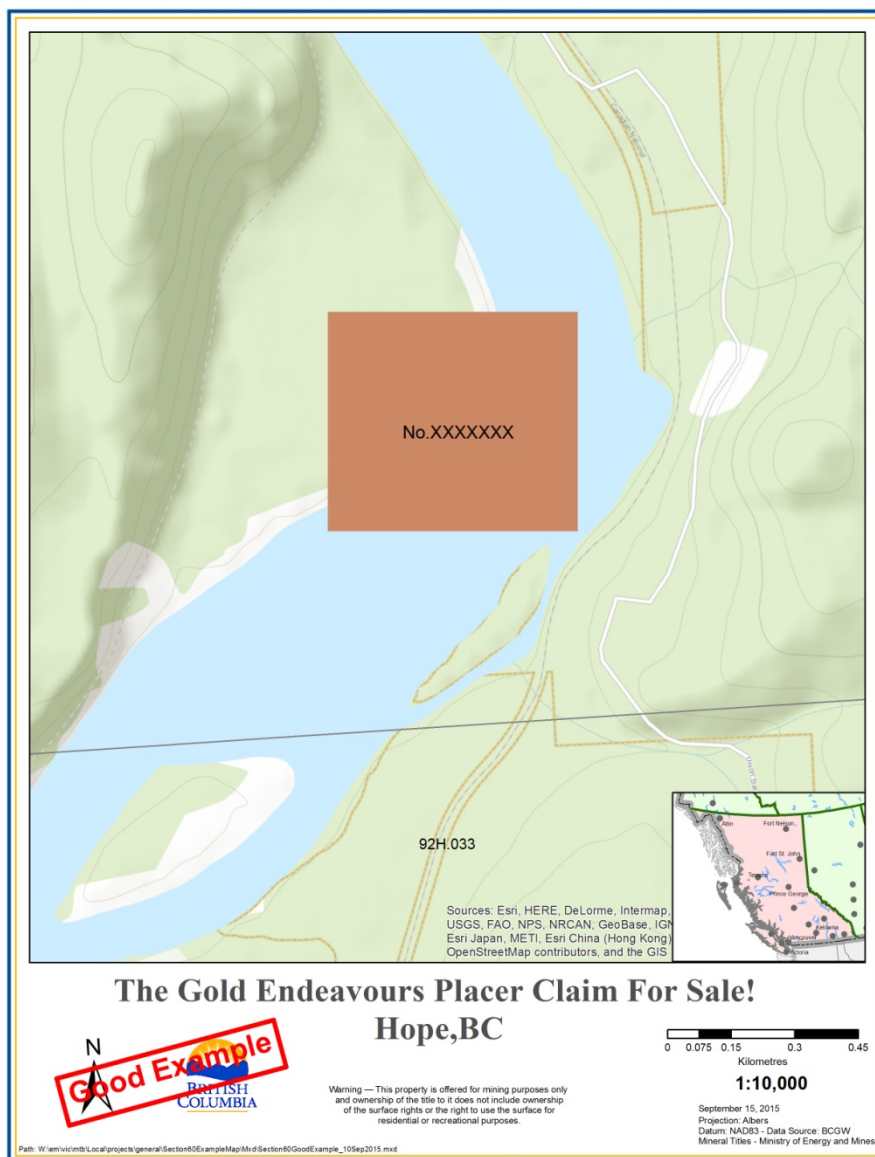
300 – 865 Hornby Street
Vancouver, BC V6Z 2G3

Email: Mineral.Titles@gov.bc.ca

EXAMPLE OF AN APPROPRIATE ADVERTISEMENT THAT MEETS THE REQUIREMENTS OF SECTION 60:

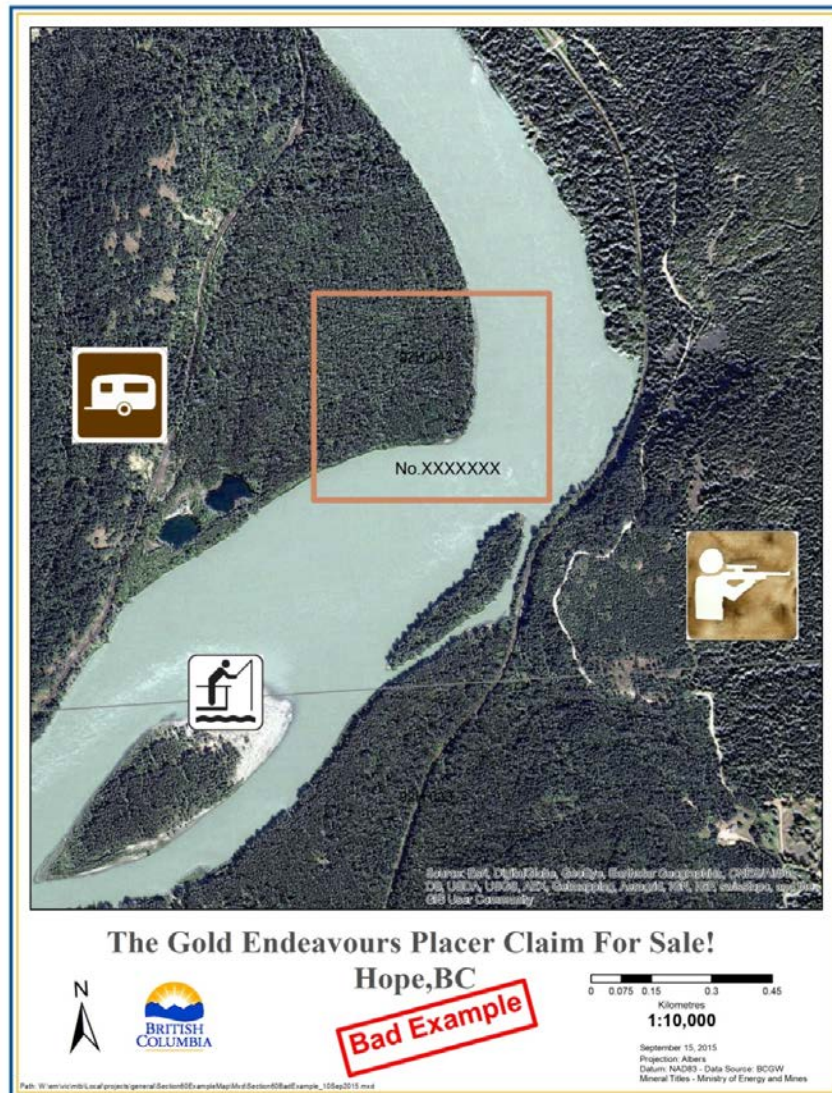
The Gold Endeavours Placer Claim, No. XXXXXXX is offered for sale at a price of \$2,500, by certified bank draft. The claim is located near Hope BC, on the Fraser River, with river access and upland access. Will include a small highbanker. Please contact John Smith at (555) 555-5555 for more information.

Warning — This property is offered for mining purposes only and ownership of the title to it does not include ownership of the surface rights or the right to use the surface for residential or recreational purposes.



EXAMPLE OF AN ADVERTISEMENT IN CONTRAVENTION OF SECTION 60:

The Gold Endeavours Placer Claim No. XXXXXXX is offered for sale at the fantastic, bargain price of \$2,500. Act now! Great for fishing, hunting, camping, swimming and ATVing! Great place to build a cabin! Many ounces of gold have been discovered in this area. Claim is close to recreational vehicle park. Please contact John Smith at (555) 555-5555 for more information.



For more information or questions regarding the misrepresentation of sale of mineral titles, please contact Mineral Titles Branch.