

MINING

Legal expertise for sophisticated and strategic operations in the mining sector

Our Mining practice team has significant experience assisting companies in the sector and is prepared to handle the sector's increasingly complex, structured, and sophisticated operations.

Our extensive experience in the legal procedures involved in mineral exploration in Brazil, including regulatory issues, allows us to anticipate potential legal obstacles, saving our clients time and money.

We advise large mining groups, small and medium-sized national and international companies, and investment groups operating in the mineral sector.

We are prepared to advise companies on legal due diligence related to mergers, acquisitions, asset sales, financing agreements, and royalties. The results of these audits are presented in the form of objective and conclusive reports, tailored to the client, which allow for the immediate identification, analysis, understanding and quantification of contingencies and, consequently, easy consideration of their materiality in light of the characteristics of the operation.

Furthermore, we are also equipped to offer immediate support in crisis situations, quickly structuring a multidisciplinary team to respond to the numerous demands that may arise, considering environmental, regulatory, and tax aspects, among others.

☆ RECOGNITION

Chambers Global
Chambers Latin America
Latin Lawyer

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✓ MAIN SERVICES

- Mining due diligence in M&A and project financing transactions.
- Comprehensive legal advice on the acquisition, structuring, and monitoring of research, development, and mining projects.
- Mining litigation, advising on compliance with administrative authority requirements.
- Negotiation and drafting of mining contracts, such as assignment of rights, mine leases, and royalties, relating to the ownership and use of land to be explored, explored, or mined, among others.
- Assistance in establishing easements.E12
- Preparation of legal opinions and opinions in Mining Law.

EXPERIENCE

ABPM (BRAZILIAN ASSOCIATION OF MINERAL AND MINING RESEARCH COMPANIES)

Advising the ABPM on the submission of several proposed amendments to Law No. 5.807/2013 (New Mining Regulatory Framework).

SENTIENT GROUP

Advising the Sentient Group investment fund on the acquisition of Brasil Manganês Corporation, formerly Mineração Rio Madeira, a manganese exploration project in the state of Rondônia.

HOLCIM

Advising on all matters related to the global merger with Lafarge, including legal due diligence and the adoption of the necessary measures to facilitate Holcim's divestment.

MERIDIAN MINERAÇÃO JABURI S.A.

Advising Meridian Mineração Jaburi S.A., the new name of Brasil Manganês Corporation, formerly Mineração Rio Madeira, on the acquisition of mining rights from Eletroligas for manganese exploration in Rondônia.

CBRR (BRAZILIAN RESOURCES AND RESERVES COMMISSION)

Assistance in the creation of CBRR, whose objective is to implement international standards recognized by the market for reporting mineral resources and reserves, which recognizes Brazil as a member of CRIRSCO (Committee for Mineral Reserves International Reporting Standards).

VOTORANTIM CIMENTOS

Advising Votorantim Cimentos on the acquisition of Cimento Vencemos do Amazonas, controlled by Cemex Latam Holdings

KBM (KINROSS BRASIL MINERAÇÃO)

Advising KBM (Kinross Brasil Mineração) on the preparation and negotiation of a letter of guarantee governed by Brazilian law, signed by KBM in favor of the administrative agent of the Canadian banking syndicate, by which KBM committed to guarantee all of Kinross Gold's obligations under a USD 1 billion Credit Agreement entered into with the Canadian banking syndicate.

OTHER CASES:

- Tax advice to several multinational mining companies, both in advisory and tax litigation matters.
- Advising our client on regulatory aspects of a drop-down transaction and the transfer of a mineral water production unit to third parties.
- Advising a large Chinese sovereign wealth fund on a general due diligence process to identify risks in a financial royalty agreement (NSR) with a large Brazilian mining company.
- Advising several of our clients on claims related to alleged illegal mining activities, including preparing expert opinions, participating in administrative and judicial litigation proceedings, and developing strategies to mitigate the risks involved.
- Audit to identify risks related to mining rights for niobium and phosphate exploration belonging to a large global mining company.