

Permit

Environmental Protection Act 1994

Environmental authority BRMN0021

This environmental authority is issued by the administering authority under Chapter 5 of the Environmental Protection Act 1994.

Environmental authority number: BRMN0021

Environmental authority takes effect on 11 June 2021

Environmental authority holder(s)

Name(s)	Registered address
QLD Commodities Pty Ltd	11 Diane Close ROSSMOYNE WA 6148 Australia

Environmentally relevant activity and location details

Environmentally relevant activity/activities	Location(s)
Schedule 3 09: A mining activity involving drilling, costeaning, pitting or carrying out geological surveys causing significant disturbance	EPM26462

Additional information for applicants

Environmentally relevant activities

The description of any environmentally relevant activity (ERA) for which an environmental authority (EA) is issued is a restatement of the ERA as defined by legislation at the time the EA is issued. Where there is any inconsistency between that description of an ERA and the conditions stated by an EA as to the scale, intensity or manner of carrying out an ERA, the conditions prevail to the extent of the inconsistency.

An EA authorises the carrying out of an ERA and does not authorise any environmental harm unless a condition stated by the EA specifically authorises environmental harm.

A person carrying out an ERA must also be a registered suitable operator under the *Environmental Protection Act 1994* (EP Act).

Contaminated land

It is a requirement of the EP Act that an owner or occupier of contaminated land give written notice to the administering authority if they become aware of the following:

- the happening of an event involving a hazardous contaminant on the contaminated land (notice must be

given within 24 hours); or

- a change in the condition of the contaminated land (notice must be given within 24 hours); or
- a notifiable activity (as defined in Schedule 3) having been carried out, or is being carried out, on the contaminated land (notice must be given within 20 business days);

that is causing, or is reasonably likely to cause, serious or material environmental harm.

For further information, including the form for giving written notice, refer to the Queensland Government website www.qld.gov.au, using the search term 'duty to notify'.

Take effect

Please note that, in accordance with section 200 of the EP Act, an EA has effect:

- a) if the authority is for a prescribed ERA and it states that it takes effect on the day nominated by the holder of the authority in a written notice given to the administering authority-on the nominated day; or
- b) if the authority states a day or an event for it to take effect-on the stated day or when the stated event happens; or
- c) otherwise-on the day the authority is issued.

However, if the EA is authorising an activity that requires an additional authorisation (a relevant tenure for a resource activity, a development permit under the *Sustainable Planning Act 2009* or an SDA Approval under the *State Development and Public Works Organisation Act 1971*), this EA will not take effect until the additional authorisation has taken effect.

If this EA takes effect when the additional authorisation takes effect, you must provide the administering authority written notice within 5 business days of receiving notification of the related additional authorisation taking effect.

If you have incorrectly claimed that an additional authorisation is not required, carrying out the ERA without the additional authorisation is not legal and could result in your prosecution for providing false or misleading information or operating without a valid environmental authority.

Dean Sharpe
Department of Environment and Science
Delegate of the administering authority
Environmental Protection Act 1994

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Department of Environment and Science

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Date issued: 11 June 2021

Obligations under the *Environmental Protection Act 1994*

In addition to the requirements found in the conditions of this environmental authority, the holder must also meet their obligations under the EP Act, and the regulations made under the EP Act. For example, the holder must comply with the following provisions of the Act:

- general environmental duty (section 319)
- duty to notify environmental harm (section 320-320G)
- offence of causing serious or material environmental harm (sections 437-439)
- offence of causing environmental nuisance (section 440)
- offence of depositing prescribed water contaminants in waters and related matters (section 440ZG)
- offence to place contaminant where environmental harm or nuisance may be caused (section 443)

Legislative Requirements and Conditions of Environmental Authority

Conditions of environmental authority

Schedule A - General

- G1** Notwithstanding any variations listed in this environmental authority, the conditions **in this** environmental authority are the conditions contained within the *Eligibility criteria and standard conditions for exploration and mineral development projects – Version 2 (ESR/2016/1985)*.
- G2** The mining activity must not at any one time cause more than ten (10) hectares of land to be significantly disturbed.
- G3** The mining activity must not be carried out in a category A environmentally sensitive area.
- G4** The mining activity must not be carried out under an environmental authority under which either of the following is, or is to be, authorised—
- i. an environmentally relevant activity to which a section of schedule 2 of the Environmental Protection Regulation 2019 applies and for which there is an aggregate environmental score;
 - ii. a resource activity, other than a mining activity, that is an ineligible ERA.
- G5** The mining activity must not at any one time cause more than five-thousand (5000) square metres of land to be disturbed at a camp site.
- G6** No more than twenty (20) cubic metres of any substance can be extracted from each kilometre of a riverine area affected by the mining activity in a year.
- G7** Significant residual impacts to prescribed environmental matters are not authorised under this environmental authority or the *Environmental Offsets Act 2014*.
- G8** Records demonstrating that each impact to a prescribed environmental matter did not, or is not likely to, result in a significant residual impact to that matter must be:
- a) completed by an appropriately qualified person; and
 - b) kept for the life of the environmental authority.

Schedule B - Land

- L1** Notwithstanding condition A13 of the *Eligibility criteria and standard conditions for exploration and mineral development projects – Version 2 (ESR/2016/1985)*, the environmental authority holder is authorised to carry out exploration activities involving machinery within the Category B Environmentally Sensitive Areas and within five hundred metres of the Category B Environmentally Sensitive Area for the purpose of widening existing access tracks in accordance with the requirements of condition W2.
- L2** Subject to condition B30 of the *Eligibility criteria and standard conditions for exploration and mineral development projects – Version 2 (ESR/2016/1985)*, all significantly disturbed land created by the environmental authority holder located within a Category B Environmentally Sensitive Area and within five hundred (500) metres of a Category B Environmentally Sensitive Area in accordance with condition L1, must be rehabilitated within forty (40) days after exploration activities have been completed.

Schedule C – Waters

- W1** Notwithstanding condition B14 of the *Eligibility criteria and standard conditions for exploration and mineral development projects – Version 2 (ESR/2016/1985)*, the holder of the environmental authority is permitted to excavate or clear vegetation for the purpose of widening existing access tracks:
- a) within three (3) m of the top of the bank or five (5) m of the toe of the bank; or
 - b) within, or on the levee banks of, the normal flow channel.
- W2** Disturbance caused by excavation or vegetation clearing undertaken in accordance with condition W1 must:
- a) be limited to a maximum width of four (4) m from the existing access tracks; and
 - b) only impact on grass and/or shrub species; and
 - c) not lead to erosion; and
 - d) follow the natural contours of the land; and
 - e) be rehabilitated within forty (40) days after exploration activities have been completed, subject to condition B30 of the *Eligibility criteria and standard conditions for exploration and mineral development projects – Version 2 (ESR/2016/1985)*.

Schedule D – Definitions

In addition to the definitions listed in the *Eligibility criteria and standard conditions for exploration and mineral development projects – Version 2 (ESR/2016/1985)*, the following definitions apply to this environmental authority.

Term	Definition
Appropriately qualified person	Means a person who has professional qualifications, training, skills or experience relevant to the nominated subject matter and can give authoritative assessment, advice and analysis on performance relating to the subject matter using the relevant protocols, standards, methods or literature.
Prescribed environmental matter	Has the meaning in section 10 of the <i>Environmental Offsets Act 2014</i> , limited to the matters of State Environmental Significance listed in schedule 2 of the <i>Environmental Offsets Regulation 2014</i> .
Significant residual impact	Has the meaning in section 8 of the <i>Environmental Offsets Act 2014</i> .

END OF ENVIRONMENTAL AUTHORITY