# Permit

***Environmental Protection Act 1994***

## Environmental authority EA0002211

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

### Environmental authority number: EA0002211

**Environmental authority takes effect on 26 March 2020**

### Environmental authority holder(s)

| Name(s) | Registered address |
|---|---|
| Darrell Warren Skennar | 28 Endeavour Road CLIFTON BEACH QLD 4879 |

### Environmentally relevant activity and location details

| Environmentally relevant activity/activities | Location(s) |
|---|---|
| Non-Scheduled Mining Activity Mining Lease - ML | ML100189 |

**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).



Queensland Government

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.

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

**Date issued: 24 July 2020**

**Enquiries:**
Coal & Gemstone Mining
Department of Environment and Science

Phone: 07 4987 9320
Email: crmining@des.qld.gov.au

**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 EA0002211

**Condition**

**General**

The conditions of approval for this environmental authority are standard conditions contained within the documents entitled:

- Eligibility criteria and standard conditions for mining lease activities (ESR/2016/2241)

G1 The environmental authority does not take effect until the grant of the tenure to the environmental authority holder, or until each environmental authority holder has become a holder, under the *Mineral Resources Act 1989*, of each relevant mining tenement.

G2 The environmental authority holder is to give the administering authority a financial assurance in the amount and form and at a time required by the administering authority.

G3 The conditions of this environmental authority are in force until a surrender of the authority is accepted pursuant to the *Environmental Protection Act 1994.* The conditions apply unless an amendment is approved pursuant to the *Environmental Protection Act 1994.*

G4 The environmental authority holder must comply with each of the standard environmental conditions contained in the latest version of the *Eligibility criteria and standard conditions for mining lease activities (ESR/2016/2241).*

**Condition**

**Land**

H1 Notwithstanding Condition A13 of the *Eligibility criteria and standard conditions for mining lease activities (ESR/2016/2241)*, the environmental authority holder is authorised to carry out mining activities within 1km of a Category B Environmentally Sensitive Area (Cultural Heritage Site identified as the Anglo-Saxon Mine and Gorganville township) providing that no environmental harm occurs.

H2 Notwithstanding Condition A14 of the *Eligibility criteria and standard conditions for mining lease activities (ESR/2016/2241),* the holder of the environmental authority is authorised to carry out activities within 100m but not within 30m of an identified Historical, Archaeological or Ethnographic site, providing that no environmental harm occurs.

H3 Significant residual impacts to prescribed environmental matters are not authorised under this environmental authority or the *Environmental Offsets Act 2014*.

H4 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.

***Definitions***

***'Prescribed environmental matter'*** *is defined in section 10 of the* Environmental Offsets Act 1994*.*

**END OF ENVIRONMENTAL AUTHORITY**