

Permit¹

Environmental Protection Act 1994

Environmental authority

19 December 2013

To: CQ Group Australia Pty Ltd
C/- Lot 59, Peak Downs Highway
NEBO QLD 4742

Email: jason@cqgroup.com

Attention: Mr Jason Cox

Our reference: 389745

Application details

I refer to the application that was received by the administering authority on 25-OCT-2013.

Land description: Peak Downs Highway, Nebo QLD 4742 Lot 59 Plan WHS9.

Decision

Your application has been approved and your environmental authority (reference EPPR01651613) is attached.

Additional comment

You are advised that if you are not the owner of the land to which the environmental authority relates, you have 10 business days from receipt of this environmental authority to give each owner of the land, written notice that you have been issued this environmental authority.

Additional information for applicants

Environmentally relevant activities

The description of any environmentally relevant activity (ERA) for which an environmental authority is issued is a restatement of the ERA as defined by legislation at the time the approval is issued. Where there is any

¹ Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation



inconsistency between that description of an ERA and the conditions stated by an environmental authority as to the scale, intensity or manner of carrying out an ERA, then the conditions prevail to the extent of the inconsistency.

An environmental authority authorises the carrying out of an ERA and does not authorise any environmental harm unless a condition stated by the authority 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 if an owner or occupier of land becomes aware a notifiable activity (as defined in Schedule 3 and Schedule 4) is being carried out on the land, or that the land has been, or is being, contaminated by a hazardous contaminant, the owner or occupier must, within 22 business days after becoming so aware, give written notice to the chief executive.

Should you have any further enquiries, please contact Peter Dew on telephone (07) 4999 6884.

Yours sincerely



Signature



Date

Katrina Clarke
Department of Environment and Heritage Protection
Delegate of the administering authority
Environmental Protection Act 1994

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

Permit¹ number: EPPR01651613

Environmental authority takes effect when your related development application is approved and you have given written notification to the administering authority of the occurrence, whichever is the later.

The first annual fee is payable within 20 business days of the effective date.

The anniversary date of this environmental authority is the same day each year as the effective date. An annual return and the payment of the annual fee which is currently \$8,911.50 will be due each year on this day.

Environmental authority holder

Name	Registered address
CQ Group Australia Pty Ltd	Williams Hall Chadwick, Level 19 144 Edward Street BRISBANE ADELAIDE STREET QLD 4000

Environmentally relevant activity and location details

Environmentally relevant activities	Location
16-(2b) Extractive >100000t but <1000000t yr 16-(3b) Screening >100000t but <1000000t yr	Peak Downs Highway and Nebo QLD 4742 - Lot 59 Plan WHS9

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)

Conditions of environmental authority

The environmentally relevant activities conducted at the location as described above must be conducted in accordance with the following site specific conditions of approval.

Model operating conditions for dredging or extractive ERA 16 activities	
GENERAL	
G1	Activities conducted under this environmental authority must not be conducted contrary to any of the following limitations: 1. screening of no more than 1 000 000 tonnes per annum of material; and 2. extraction of no more than 1 000 000 tonnes per annum of material.
G2	All reasonable and practicable measures must be taken to minimise the likelihood of environmental harm being caused.
G3	Any breach of a condition of this environmental authority, must be reported to the administering authority as soon as practicable, or at most, within 24 hours of you becoming aware of the breach. Records must be kept including full details of the breach and any subsequent actions undertaken.
G4	Other than as permitted by this environmental authority, the release of a contaminant into the environment must not occur.
G5	All information and records that are required by the conditions of this environmental authority must be kept for a minimum of five (5) years. Environmental monitoring results must be kept until surrender of this environmental authority. All information and records required by the conditions of this environmental authority must be provided to the administering authority upon request.
G6	An appropriately qualified person(s) must monitor, record and interpret all parameters that are required to be monitored by this environmental authority and in the manner specified by this environmental authority.
G7	When required by the administering authority , monitoring must be undertaken in the manner prescribed by the administering authority , to investigate a complaint that is not considered by the administering authority to be frivolous or vexatious, of environmental nuisance arising from the activity . The monitoring results must be provided to the administering authority upon request.
G8	The activity must be undertaken in accordance with written procedures that: 1. identify potential risks to the environment from the activity during routine operations, closure and an emergency 2. establish and maintain control measures that minimise the potential for environmental harm 3. ensure plant, equipment and measures are maintained in a proper and effective condition 4. ensure plant, equipment and measures are operated in a proper and effective manner 5. ensure that staff are trained and aware of their obligations under the <i>Environmental Protection Act 1994</i> 6. ensure that reviews of environmental performance are undertaken at least annually.
AIR	
A1	Odours or airborne contaminants which are noxious or offensive or otherwise unreasonably disruptive to public amenity or safety must not cause nuisance to any sensitive place or commercial place .
NOISE	
N1	Noise from the activity must not exceed the levels identified in <i>Table 1—Noise limits</i> when measured in accordance with the associated monitoring requirements.

Table 1—Noise limits

	7am–6pm	6pm–10pm	10pm–7am	7am–6pm	6pm–10pm	10pm–7am
Noise measured at the site boundaries or as specified by the administering authority						
$L_{Aeq, adj, 10 \text{ mins}}$	Bkg + 5	Bkg + 5	Bkg + 3	Bkg + 5	Bkg + 5	Bkg + 3
$L_{A1, adj, 10 \text{ mins}}$	Bkg + 10	Bkg + 10	Bkg + 5	Bkg + 10	Bkg + 10	Bkg + 5

Associated monitoring requirements

1. All monitoring devices must be correctly calibrated and maintained.
2. Any monitoring must be in accordance with the most recent version of the administering authority's Noise Measurement Manual.
3. Any monitoring of noise emissions from the activity must be undertaken when the activity is in operation.

N2 When required by the **administering authority**, noise monitoring must be undertaken in accordance with the associated monitoring requirements of *Table 1—Noise Limits*, and the results notified within 14 days to the **administering authority**. Monitoring must include:

1. $L_{Aeq, adj, T}$
2. **Background** noise (Background) as $L_{A90, adj, T}$
3. $MaxL_{pA, T}$
4. the level and frequency of occurrence of any impulsive or tonal noise
5. atmospheric conditions including wind speed and direction
6. effects due to extraneous factors such as traffic noise
7. location, date and time of recording.

N3 Generation of **substantial low frequency noise** is not permitted.

N4 **Blasting** activities must not exceed the limits for peak particle velocity and air blast overpressure in **Error! Reference source not found.** when measured at any **sensitive place** or **commercial place** in accordance with the associated monitoring requirements.

Table 2—Blasting noise limits

Blasting criteria	Blasting limits
Airblast overpressure	115 dB (Linear) Peak for 9 out of 10 consecutive blasts initiated and not greater than 120 dB (Linear) Peak at any time .
Ground vibration peak particle velocity	5mm/second peak particle velocity for 9 out of 10 consecutive blasts and not greater than 10 mm/second peak particle velocity at any time.

Associated monitoring requirements

1. Monitoring must be in accordance with the most recent editions of the administering authority's 'Noise and Vibration from Blasting' guideline and Noise Measurement Manual and any relevant Australian standard.

N5 **Blasting** must be carried out in accordance with the current edition of the administering authority's 'Noise and vibration from blasting guideline' and with Australian Standard 2187.

N6 Unless prior approval is obtained from the **administering authority**:

	blasting is only permitted during the hours of 9am to 3pm Monday to Friday, and from 9am to 1pm on Saturdays. blasting is not permitted at any time on Sundays or public holidays.
N7	When required by the administering authority , a blast monitoring program must be developed and implemented to monitor compliance with Error! Reference source not found. at any sensitive place or commercial place .
WATER	
WT1	The stormwater runoff from disturbed areas, generated by (up to and including) a 24 hour storm event with an average recurrence interval of 1 in 10 years must be retained on site or managed to remove contaminants before release.
LAND	
L1	Land that has been disturbed for activities conducted under this environmental authority must be rehabilitated in a manner such that: - suitable native species of vegetation for the location are established and sustained for earthen surfaces - potential for erosion is minimised - the quality of water, including seepage, released from the site does not cause environmental harm - potential for environmental nuisance caused by dust is minimised - the water quality of any residual water body does not have potential to cause environmental harm - the final landform is stable and protects public safety.
L2	Rehabilitation of disturbed areas required under condition L2, must take place progressively as works are staged and new areas of extraction are commenced.
L3	All chemicals, fuels and other liquid contaminants must be contained within an on-site containment system and controlled in a manner that prevents environmental harm.
WASTE	
WS1	All waste generated in carrying out the activity must be reused, recycled or removed to a facility that can lawfully accept the waste.

Definitions¹

Note that where a term is not defined, the definition in the *Environmental Protection Act 1994*, its regulations or environmental protection policies must be used. If a word remains undefined it has its ordinary meaning.

Activity means the environmentally relevant activities, whether resource activities or prescribed activities, to which the environmental authority relates.

Administering authority means the Department of Environment and Heritage Protection or its successor or predecessors.

Airblast overpressure is the energy transmitted from the blast site within the atmosphere in the form of pressure waves. As these waves pass a given position, the pressure of the air rises very rapidly then falls more slowly then returns to the ambient value after a number of oscillations. The pressure wave consists of both

KMC 19/12/13

¹ Note to administering authority officers: These definitions have been developed for consistent use across the State. However it is recognised that in rare circumstances, a definition might need to be amended to fit a particular type of operation. For example, dredging might be occurring within the boundary of a marine park which may require specific amendments to the definition of a sensitive place on a case by case basis. Delete this footnote once the definition has been added into the environmental authority.



audible (noise) and inaudible (concussion) energy. The maximum excess pressure in this wave is known as the peak air overpressure, generally measured in decibels using the linear frequency-weighting.

Appropriately qualified person(s) means a person or persons who has professional qualifications, training, skills or experience relevant to the nominated subject matter and can give authoritative assessment, advice and analysis to performance relative to the subject matter using the relevant protocols, standards, methods or literature.

Background means noise, measured in the absence of the noise under investigation, as $L_{A90,T}$ being the A-weighted sound pressure level exceeded for 90 per cent of the time period of not less than 15 minutes, using Fast response.

Blasting is the use of explosives to fracture:

- rock, coal and other minerals for later recovery; or
- structural components or other items to facilitate removal from a site or for reuse.

Commercial place means a place used as a workplace, an office or for business or commercial purposes and includes a place within the curtilage of such a place reasonably used by persons at that place.

Dredging includes extraction of mud, sand, coral, ballast, shingle, gravel, clay, earth and other material from the bed of Queensland tidal and non-tidal **waters**. Dredging does not include the banks of a waterway.

$L_{Aeq,adj,T}$ means the adjusted A weighted equivalent continuous sound pressure level measures on fast response, adjusted for tonality and impulsiveness, during the time period T, where T is measured for a period no less than 15 minutes when the activity is causing a steady state noise, and no shorter than one hour when the approved activity is causing an intermittent noise.

$Max_{LpA,T}$ means the maximum A-weighted sound pressure level measured over a time period T of not less than 15 minutes, using Fast response.

Measures has the broadest interpretation and includes plant, equipment, physical objects, bunding, containment systems, monitoring, procedures, actions, directions and competency.

Noxious means harmful or injurious to health or physical well-being.

Offensive means causing offence or displeasure; is unreasonably disagreeable to the sense; disgusting, nauseous or repulsive.

Prescribed contaminants means contaminants listed within Schedule 9 of the Environmental Protection Regulation 2008.

Release of a contaminant into the environment means to:

- deposit, discharge, emit or disturb the contaminant
- cause or allow the contaminant to be deposited, discharged, emitted or disturbed
- fail to prevent the contaminant from being deposited, discharged emitted or disturbed
- allow the contaminant to escape
- fail to prevent the contaminant from escaping.

Sensitive place includes the following and includes a place within the curtilage of such a place reasonably used by persons at that place:

- a dwelling, residential allotment, mobile home or caravan park, residential marina or other residential premises; or
- a motel, hotel or hostel; or
- a kindergarten, school, university or other educational institution; or
- a medical centre or hospital; or
- a protected area under the *Nature Conservation Act 1992*, the *Marine Parks Act 1992* or a World Heritage Area; or
- a public thoroughfare, park or gardens; or
- for noise, a place defined as a sensitive receptor for the purposes of the Environmental Protection (Noise) Policy 2008.

Substantial low frequency noise means a noise emission that has an unbalanced frequency spectrum shown in a one-third octave band measurement, with a predominant component within the frequency range 10 to 200Hz. It includes any noise emission likely to cause an overall sound pressure level at a sensitive place exceeding 55dB(Z).

24 hour storm event with an average recurrence interval of 1 in 5 years means the maximum rainfall depth from a 24 hour duration precipitation event with an average recurrence interval of once in 5 years. *For example, an Intensity-Frequency-Duration table for a 24 hour duration event with an average recurrence interval of 1 in 5 years, identifies a rainfall intensity of 7.09mm/hour. The rainfall depth for this event is therefore 24 hour x 7.09mm/hour = 170.16mm.*



Vibration is the oscillating or periodic motion of a particle, group of particles, or solid object about its equilibrium position.

Waters includes river, stream, lake, lagoon, pond, swamp, wetland, unconfined surface water, unconfined water, natural or artificial watercourse, bed and bank of any waters, dams, non-tidal or tidal waters (including the sea), stormwater channel, stormwater drain, roadside gutter, stormwater run-off, and groundwater and any part thereof.

You means the holder of the environmental authority.

END OF PERMIT

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