

# Permit

Environmental Protection Act 1994

## Environmental authority EPSL00064213

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

**Environmental authority number: EPSL00064213**

**Environmental authority takes effect on 06 February 2004**

### Environmental authority holder(s)

| Name(s)                                  | Registered address                                 |
|------------------------------------------|----------------------------------------------------|
| BARRY'S RECYCLING WASTE FACILITY PTY LTD | 18 Burgundy Ct HIGHLAND PARK QLD 4211<br>Australia |

### Environmentally relevant activity and location details

| Environmentally relevant activity/activities    | Location(s) |
|-------------------------------------------------|-------------|
| Non-Scheduled Mining Activity Mining Lease - ML | ML50113     |

### 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:

## Environmental authority

---

- 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](http://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

**Enquiries:**  
Coal & Gemstone Mining  
Department of Environment and Science  
Phone: 07 4987 9320  
Email: [crmining@des.qld.gov.au](mailto:crmining@des.qld.gov.au)

**Date issued: 16 July 2021**

## Environmental authority

---

### 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)



*Agency interest: General*

- 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 of relevant mining tenements.
- G2 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.
- G3 Financial assurance
- 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.
- G4 The environmental authority holder must comply with each of the Standard Environmental Conditions contained in the Code of Environmental Compliance for Mining Lease Projects.
- G5 The holder of the environmental authority may carry out mining activities within 2km of a category A environmentally sensitive area, or within 1 km of a category B environmentally sensitive area.
- G6 The holder of the environmental authority may carry out mining activities within Category C environmentally sensitive areas (Koala State Planning Policy Area and Erosion Prone Area 2) provided that prior thereto conditions 1.1 (Stormwater Management and Erosion and Sediment Control) and 1.3 (Rehabilitation Plan) of Town Planning Consent Permit No. CT-277500 dated 12 June 1998 issued by Redland Shire Council for the land at 645-651 German Church Road, Redland Bay QLD 4165, being Lot 15 RP 203696 in the Parish of Redland, are complied with.
- G7 In the event that any historical, archaeological or ethnographic sites, items, places or remains are identified, located or exposed during the course of the activities approved under this environmental authority, the holder hereof must immediately cease work and contact the Regional Manager, Southern Region, Environmental Protection Agency, telephone (07) 3225 8426, and work must not recommence until authorised to do so by the Regional Manager.