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|---------|---------------|-------------------------------------------------------------------|----------|
| Item Id | 101 / 0010813 | FOLIO                                                             | TSV 642  |
|         |               | TSV200                                                            | 5 / 5855 |
|         |               | <b>Queensland Government</b>                                      |          |
|         |               | Item id                                                           | 124150   |
|         |               | NOR /                                                             | 106358   |
|         |               | <b>Environmental Protection Agency</b>                            |          |
|         |               | Incorporating the<br><b>Queensland Parks and Wildlife Service</b> |          |

Enquiries Odette Erbe  
Telephone (07) 4722 5353  
Your reference ML1061  
Our reference TSV642

Anna Smith  
Mining Registrar  
Department of Natural Resources & Mines  
PO Box 704  
CHARTERS TOWERS QLD 4820

Dear Anna

**RE: Transfer of Environmental Authority (Mining Activities) M1224 for ML1061**

I refer to the transfer application for the environmental authority (mining) M1224 received by this office on 16 June 2005. The authority has been transferred from William Lawrence Arlidge to Ivan James Curtis (P), Theresa Curtis, Stanley Frederick Marfell & Lesley Marfell.

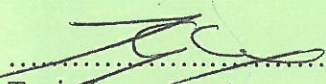
Please find attached a cover letter, the transferred environmental authority and the "Notice of transfer of an environmental authority (mining activities)" to be forwarded to the applicant pursuant to subsection 266(2) of the *Environmental Protection Act 1994*.

It should be noted that when an environmental authority is transferred the transferee must, within ten (10) days, give the landowners written notice of the transfer.

As per correspondence received from your Department on 16 June 2005, the EPA is aware that a replacement security of \$4000.00 has already been lodged by the transferee's.

If you have any queries in relation to this matter please contact Odette Erbe on 4722 5353.

Yours sincerely

  
.....  
Tania Laurencont  
District Manager, Townsville  
Environmental Operations  
Northern Region

Date.....13/07/05.....

Enc.Cover letter (Transferred EA & decision Notice), S266(2) notice.



**Queensland  
Government**

Enquiries      Odette Erbe  
Telephone      (07) 4722 5353  
Your reference      ML1061  
Our reference      TSV642

**Environmental Protection Agency**

Incorporating the  
**Queensland Parks and Wildlife Service**

Mr Ivan Curtis  
PO Box 496  
MORANBAH Qld 4744

Dear Mr Curtis

**Re: Application for Transfer of Environmental Authority M1224 held for ML1061**

The letter is in relation to an application for transfer of environmental authority M1224 held for M1061 received by this office on the 16 June 2005.

The application has been assessed and the environmental authority transferred from William Lawrence Arlidge to Ivan James Curtis (P), Theresa Curtis, Stanley Frederick Marfell & Lesley Marfell.

Please find attached a decision notice and transferred environmental authority for your records.

As discussed with Environmental Protection Agency (EPA) officer Odette Erbe on 29 June 2005, a plan of operations is required to be lodged prior to the commencement of any mining activities on ML1061.

Do not hesitate to contact Odette Erbe on 47225353 should you have any further queries in relation to this matter.

Yours sincerely

  
.....  
Tania Laurencont  
**District Manager, Townsville  
Environmental Operations  
Northern Region**

Date.....13/07/05.....

Enc. Decision notice & EA M1224

## Notice of decision - Permit<sup>1</sup> transfer or amendment

*This notice is issued by the Environmental Protection Agency to advise of a statutory decision made under environmental or conservation legislation for an application to transfer or amend a permit.*

Mr Ivan James Curtis  
PO Box 496  
MORANBAH QLD 4744

Our reference: 172061(TSV642)

Attention: Ivan James Curtis

Dear Sir

**Re: Decision made in relation to your application under legislation administered by the Environmental Protection Agency (EPA).**

The EPA has assessed your application received on 16-JUN-2005 and wishes to advise you of the following decision:

| Permit Applied For                                                                      | Permit Number | Decision |
|-----------------------------------------------------------------------------------------|---------------|----------|
| Standard Environmental Authority (Mining Lease) under Environmental Protection Act 1994 | M1224         | Granted  |

Where the application has been granted, the permit has been re-issued and is attached. Where the application has been refused a Statement of Reasons is attached. Please note that for each approval, this Notice of Decision and the relevant attachments constitute the new permit documentation. Please retain this approval documentation for your records.

Included with this Notice is advice on review and appeal processes available to you. Should you wish to seek a review or appeal, the EPA advises that you seek independent advice before taking such action.

S:\Environmental Operations\Operations\Licensing\Mining\TSV642 (PJ 1084) Akkaja One Project\Current Licence\Notice of Decision Transfer Application ML1061 Curtis\_draft.doc

<sup>1</sup> Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service

Environmental Protection Agency  
[www.epa.qld.gov.au](http://www.epa.qld.gov.au) ABN 87 221 156 793



Queensland Government  
Environmental Protection Agency  
Queensland Parks and Wildlife Service

If you require more information, please contact Odette ERBE, the Project Manager, on the telephone number listed below.

Yours sincerely



Tania Laurencont  
Environmental Protection Agency  
13-JUL-2005

**Enquiries:**

Northern Regional Office (Townsville)  
PO Box 5391  
TOWNSVILLE MC QLD 4810  
Phone: (07) 4722 5353  
Fax: (07) 4722 5351

**Attachment**

# Permit<sup>1</sup>

s226 & s228 Environmental Protection Act 1994

## Standard Environmental Authority (mining activities)

Permit number: M1224

### Details

| Permit Holder(s) | Name                         | Address                                                        |
|------------------|------------------------------|----------------------------------------------------------------|
| Principal Holder | Mr Ivan James Curtis         | C/- Moranbah Van Village<br>Bacon Street<br>MORANBAH QLD 4744  |
| Joint Holder     | Mrs Theresa Curtis           | C/- Moranbah Van Village<br>Bacon Street<br>MORANBAH QLD 4744  |
| Joint Holder     | Mr Stanley Frederick Marfell | "Mt Lorraine"<br>Mail Service 536 via<br>COLLINSVILLE QLD 4804 |
| Joint Holder     | Mrs Lesley Marfell           | "Mt Lorraine"<br>Mail Service 536 via<br>COLLINSVILLE QLD 4804 |

| Activity(s)  | Activity Location(s) | Estate |
|--------------|----------------------|--------|
| Mining Lease | ML1061               |        |

### Conditions of Approval

#### Permit details:

#### Authorised Mining Tenements

| Tenure Type | Tenure Number |
|-------------|---------------|
| ML          | 1061          |

#### Agency interest: Biodiversity

- B1 The environmental authority holder is authorised to carry out activities on Mining Lease 1061 despite the boundary of the lease being 900 metres from an area of Endangered Regional Ecosystem. (This condition is an additional condition that overrides Standard Environmental Condition 14, which prohibits the holder of the environmental authority carrying out activities within 1km of a Category B environmentally sensitive area. An area of Endangered Regional Ecosystem is a Category B area).

#### 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.

<sup>1</sup> Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service.



## Permit<sup>1</sup>

s226 & s228 Environmental Protection Act 1994

Permit number: M1224

**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.**

Signed

Tania Laurencont  
Environmental Protection Agency

Date 13/07/05

<sup>1</sup> Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service.

# Notice

## Environmental Protection Act 1994 Section 266

### Notice of transfer of an environmental authority (mining activities)

*This notice is issued under Section 266(2) of the Environmental Protection Act 1994. When an environmental authority (mining activities) is transferred, the Environmental Protection Act 1994 requires that the transferee must, within 10 business days, give each owner of the land to which the environmental authority relates written notice of the transfer. **Please note that failure to do so may incur a penalty.** This notice should be used for notifying the relevant landowners.*

Date:

Your name:

Your contact details:

To:

(Landowner's name)

(Street or postal address)

(Suburb, state and postcode)

Attention:

(Insert contact officer's name)

**Re: Transfer of environmental authority (mining activities)**

Environmental authority number:

Related to mining operations on (identify operational land):

The environmental authority (mining activities) for carrying out mining activities on the above mentioned operational land has been transferred from:



## Notice of transfer of an environmental authority (mining activities)

TRANSFEROR'S NAME

To:

TRANSFeree's NAME

Please find enclosed a copy of the current environmental authority for your information.

Any correspondence relating to the authority may be addressed to:

**Attention:**

(responsible person's name)

(Company's name)

(Company's street or postal address)

(Suburb, state and postcode)

For operational matters, please contact:

OPERATIONAL CONTACT'S NAME AND POSITION

PHONE NUMBER

SIGNATURE

DATE

YOUR NAME

YOUR POSITION

COMPANY NAME



## Extracts from the Act Regarding Reviews and Appeals

### Procedure for review

521.

- (1) A dissatisfied person may apply for a review of an original decision.
- (2) The application must-
  - (a) be made in the approved form to the administering authority within-
    - (i) 14 days after the day on which the person receives notice of the original decision or the administering authority is taken to have made the decision (the "review date"); or
    - (ii) the longer period the authority in special circumstances allows not later than the review date; and
  - (b) be supported by enough information to enable the authority to decide the application.
- (3) On or before making the application, the applicant must send the following documents to the other persons who were given notice of the original decision-
  - (a) notice of the application (the "review notice");
  - (b) a copy of the application and supporting documents.
- (4) The review notice must inform the recipient that submission on the application may be made to the administering authority within 7 days after the application is made to the authority.
- (5) If the administering authority is satisfied the applicant has complied with subsection (2) and (3), the authority must, within 14 days after receiving the application-
  - (a) review the original decision;
  - (b) consider any submissions properly made by a recipient of the review notice; and
  - (c) make a decision (the "review decision") to-
    - (i) confirm or revoke the original decision; or
    - (ii) vary the original decision in a way the administering authority considers appropriate.
- (6) The application does not stay the original decision.
- (7) The application must not be dealt with by-
  - (a) the person who made the original decision; or
  - (b) a person in a less senior office than the person who made the original decision.
- (8) Within 14 days after making the decision, the administering authority must give written notice of the decision to the applicant and persons who were given notice of the original decision.
- (9) The notice must-
  - (a) include the reasons for the review decision; and
  - (b) inform the person of their right of appeal against the decision.
- (10) If the administering authority does not comply with subsections (5) or (8), the authority is taken to have made a decision confirming the original decision.
- (11) Subsection (7) applies despite section *Acts Interpretation Act 1954*, section 27A.
- (12) This section does not apply to an original decision made by-
  - (a) for a matter, the administration and enforcement of which has been devolved to a local government, the local government itself or the chief executive officer of the local government personally; or
  - (b) for another matter-the chief executive personally.

## Stay of operation of original decisions

### 522.

- (1) If an application is made for review of an original decision, the applicant may immediately apply for a stay of the decision to-
  - (a) for an original decision mentioned in schedule 1, part 1 - the tribunal; or
  - (b) for an original decision mentioned in schedule 1, part 2 - the Court.
- (2) The tribunal or Court may stay the decision to secure the effectiveness of the review and any later appeal to the tribunal or Court.
- (3) A stay may be given on conditions the tribunal or Court considers appropriate and has effect for the period stated by the tribunal or Court.
- (4) The period of a stay must not extend past the time when the administering authority reviews the decision and any later period the tribunal or Court allows the applicant to appeal against the review decision.

## Who may appeal

### 531.

- (1) A dissatisfied person who is dissatisfied with a review decision, other than a review decision to which subdivision 1 applies, may appeal against the decision to the Court.
- (2) The chief executive may appeal against another administering authority's decision (whether an original or review decision) to the Court.
- (3) A dissatisfied person who is dissatisfied with an original decision to which section 521 does not apply may appeal against the decision to the Court.