Permit

Environmental Protection Act 1994

Environmental authority EPSX00433613

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

Environmental authority number: EPSX00433613

Environmental authority takes effect on 30 November 2021

Environmental authority holder(s)

Name(s)	Registered address
Exco Resources Pty Limited	Level 14, 135-151 Clarence Street SYDNEY NSW 2000

Environmentally relevant activity and location details

Environmentally relevant activity/activities	Location(s)
Non-Scheduled Mining Activity Exploration Permit Mineral - EPM	EPM27544

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.

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

Enquiries:
Minerals Business Centre
Department of Environment and Science
Phone: 07 4222 5335
Email: ESCairns@des.qld.gov.au

Date issued: 30 November 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

Conditions of environmental authority

With the exception of any variations, the conditions of approval for this environmental authority include the standard conditions contained in:

- *Eligibility criteria and standard conditions for exploration and mineral development projects—Version 2* (ESR/2016/1985)

All reasonable steps must be taken to ensure the activity complies with the eligibility criteria and standard conditions.

Variations to the standard conditions

(A1) Rehabilitation of any land disturbed by mining activities on tenures EPM18125, EPM18123, EPM16732, EPM16730, EPM26338 since the date that each of these tenures were granted remains the responsibility of the environmental authority holder and all rehabilitation must be conducted in accordance with the *Eligibility criteria and standard conditions for exploration and mineral development projects—Version 2* (ESR/2016/1985).

For the area of former EPM18125 and EPM16730

(G1) Despite standard condition A13 of the *Eligibility criteria and standard conditions for exploration and mineral development projects* (ESR/2016/1985), authorised mining activities may be carried out within 2km of a Category A environmentally sensitive area or within 1km of a Category B environmentally sensitive area.

(G2) The environmental authority holder must not carry out any mining activities in a category A or category B environmentally sensitive area.

For the area of former EPM26338

(G3) In addition to condition (A1) rehabilitation of any land disturbed by mining activities on former EPM6788, which was conditionally surrendered in favour of EPM26336 and EPM26338, remains the responsibility of the EA holder and must be conducted in accordance with EA conditions and to the satisfaction of the administering authority.

END OF ENVIRONMENTAL AUTHORITY

Attachments

- *Eligibility criteria and standard conditions for exploration and mineral development projects—Version 2* (ESR/2016/1985)