

# Permit

## Environmental Protection Act 1994

### Environmental authority EPVL00730413

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

#### Environmental authority number: EPVL00730413

**Environmental authority takes effect on** the day section 250D provisions have been met.

The anniversary date of this environmental authority is 5 December each year.

#### Environmental authority holder

| Name                | Registered address                     |
|---------------------|----------------------------------------|
| Gilbert Errol Kelly | 6 Manuka Court BUSHLAND BEACH QLD 4818 |

#### Environmentally relevant activity and location details

| Environmentally relevant activity                   | Locations        |
|-----------------------------------------------------|------------------|
| Non-Scheduled - Mining Activity - Mining Lease (ML) | ML20350, ML20475 |

#### 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 land give written notice to the administering authority if they become aware of the following:

- the presence of, or happening of an event involving, a hazardous contaminant on the land that is causing, or is reasonably likely to cause, serious or material environmental harm (notice must be given within 24 hours); or
- if the land is contaminated land – a change in the condition of the land that is causing, or is reasonably likely to cause, serious or material environmental harm (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 land (notice

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must be given within 20 business days).

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 *Planning Act 2016* 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.



Signature

4 December 2025

Date

Giles Bezzina

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

#### Enquiries:

Minerals Business Centre  
PO Box 7230, Cairns QLD 4870  
Phone: (07) 4222 5352  
Email: [ESCairns@detsi.qld.gov.au](mailto:ESCairns@detsi.qld.gov.au)

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#### **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).

#### **Other permits required**

This permit only provides an approval under the *Environmental Protection Act 1994*. In order to lawfully operate you may also require permits / approvals from your local government authority, other business units within the department, and other State and Federal Government agencies prior to commencing any activity at the site. For example, this may include permits / approvals with your local Council (for planning approval), the Department of Transport and Main Roads (to access State controlled roads), the Department of Natural Resources and Mines, Manufacturing, and Regional and Rural Development (to clear vegetation), and the Department of Primary Industries (to clear marine plants or to obtain a quarry material allocation).

#### **Obligations under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act)**

Matters of national environmental significance (MNES) are regulated under the Commonwealth EPBC Act rather than under state legislation. You may need to submit a referral if your project potentially impacts any matters protected under the EPBC Act. For more information on self-assessments, and referral and assessment processes please visit the Department of Climate Change, Energy, the Environment and Water webpage, <https://www.dcceew.gov.au/environment/epbc/advice>.

#### **Obligations under the *Aboriginal Cultural Heritage Act 2003* and *Torres Strait Islander Cultural Heritage Act 2003* (the Cultural Heritage Acts)**

The Cultural Heritage Acts require anyone who carries out a land-use activity to exercise a duty of care. This 'duty of care' means land users must take all reasonable and practicable measures to ensure their activity does not harm Aboriginal or Torres Strait Islander cultural heritage, and applies to any activity where Aboriginal or Torres Strait Islander cultural heritage is located. For more information on your obligations under this legislation, please visit the Department of Women, Aboriginal and Torres Strait Islander Partnerships and Multiculturalism webpage at, <https://www.dwatsipm.qld.gov.au/>.

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#### **Conditions of environmental authority**

##### **General**

- G1** The environmental authority does not take effect until the grant of the tenure to the environmental holder, or until each relevant environmental authority holder has become a holder, under the Mineral Resources Act 1989, of each of the 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** The conditions of approval for this environmental authority include standard conditions contained within the attached documents entitled: Eligibility criteria and standard conditions for mining lease activities – Version 2.
- G4** All reasonable steps must be taken to ensure the activity complies with the eligibility criteria and standard conditions mentioned above.

**END OF ENVIRONMENTAL AUTHORITY**