Permit

Environmental Protection Act 1994

Environmental authority EPVL03871616

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

Environmental authority number: EPVL03871616

Environmental authority takes effect on 02 March 2018

Environmental authority holder(s)

Name(s)	Registered address
CIRCLE RESOURCES PTY. LTD.	Kira Tarrant - PKF Gold Coast, 'RSL Centre' Level 6, 9 Beach Road SURFERS PARADISE QLD 4217 Australia

Environmentally relevant activity and location details

Environmentally relevant activity/activities	Location(s)
Resource Activity, Non-Scheduled, Mining Activity, Mining Lease - ML	ML100040
Resource Activity, Non-Scheduled, Mining Activity, Exploration Permit Mineral - EPM	EPM26204
Resource Activity, Non-Scheduled, Mining Activity, Exploration Permit Mineral - EPM	EPM18019
Resource Activity, Non-Scheduled, Mining Activity, Exploration Permit Mineral - EPM	EPM26731

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:

- the happening of an event involving a hazardous contaminant on the contaminated land (notice must be given within 24 hours); or

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- 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.

Filiz Tansley
Department of Environment and Heritage Protection
Delegate of the administering authority
Environmental Protection Act 1994

Date issued: 02 March 2018

Enquiries:
Minerals Business Centre
Department of Environment and Heritage Protection
Phone: 07 4222 5352
Email: ESCairns@ehp.qld.gov.au

Legislative Requirements and Conditions of Environmental Authority

Legislative Requirements

EC The environmental authority holder must comply with the variation conditions and standard conditions as detailed within the document(s) entitled:

Location	Relevant code
ML100040	Eligibility criteria and standard conditions for mining lease activities – Version 2 (ESR/2016/2241)
EPM18019	Eligibility criteria and standard conditions for exploration and mineral development projects – Version 2 (ESR/2016/1985)
EPM26204	Eligibility criteria and standard conditions for exploration and mineral development projects – Version 2 (ESR/2016/1985)

Variations to the standard conditions include:

Condition

General

A1 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.*

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A2 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.

A3 The environmental authority holder must comply with each of the Standard Environmental Conditions contained in the more recent version of the relevant code as per the table above.

A4 All exploration activities carried out on mining lease(s) listed on this Environmental Authority must comply with the provisions detailed in the administering authority's *Eligibility criteria and standard conditions for exploration and mineral development projects – Version 2 (the Code).* Where there is a discrepancy between the Code and this Environmental Authority, the conditions of the Environmental Authority apply.

Condition

Land

L2 Conditions L2 to L4 are additional conditions imposed on the environmental authority. If there is any inconsistency between a standard condition referred to in Condition A3 and an additional condition, the additional condition prevails to the extent of any inconsistency.

L3 Despite standard condition A13 of the Eligibility criteria and standard conditions for exploration and mineral development projects- Version 2, exploration activities may be carried out within 500m of a Category B environmentally sensitive area.

L4 The environmental authority holder must not carry out any mining activities in a Category A or Category B environmentally sensitive area.

L1.1 Significant residual impacts to prescribed environmental matters are not authorised under this environmental authority or the *Environmental Offsets Act 2014*.

L1.2 Records demonstrating that each impact to a prescribed environmental matter did not, or is not likely to, result in a significant residual impact to that matter must be:

1. completed by an appropriately qualified person; and
2. kept for the life of the environmental authority.

Condition

Water

W1 Contaminants must not be directly or indirectly released to waters in the Burdekin Falls Dam Catchment Area (Restricted Area 206).

END OF PERMIT

Definition

DEF **Appropriately qualified person** means a person who has professional qualifications, training, skills or experience relevant to the nominated subject matter and can give authoritative assessment, advice and analysis on performance relating to the subject matter using the relevant protocols, standards, methods or literature.

Prescribed environmental matters has the meaning in section 10 of the *Environmental Offsets Act 2014*, limited to the matters of State environmental significant listed in schedule 2 of the Environmental Offsets Regulation 2014.

Significant residual impact is defined in section 8 *Environmental Offsets Act 2014*.

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