

Permit

Environmental Protection Act 1994

Environmental authority EPVX00444813

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

Environmental authority number: EPVX00444813

Environmental authority takes effect on 6 May 2022.

Environmental authority holder(s)

Name(s)	Registered address
Capricorn Copper Pty Ltd	Level 3, 232 Adelaide Street BRISBANE CITY QLD 4000

Environmentally relevant activity and location details

Environmentally relevant activity/activities	Location(s)
Resource Activity, Non-Scheduled, Mining Activity, Exploration Permit Mineral - EPM	EPM26424

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

- 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 *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.

The anniversary day of this environmental authority is the same day each year as the effective date. The payment of the annual fee will be due each year on this day. An annual return will be due each year on 01 April.

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

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

6/5/22

Date

Enquiries:
Minerals Business Centre
PO Box 7230, CAIRNS QLD 4870
Phone: 07 4222 5352
Email: ESCairns@des.qld.gov.au

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)

Conditions of environmental authority

With the exception of any variations, the conditions of approval for this environmental authority are the standard conditions contained within the document entitled:

- *Eligibility criteria and standard conditions for exploration and mineral development projects—Version 2*

Variation to the standard conditions include:

- A1 Significant residual impacts to prescribed environmental matters are not authorised under this environmental authority or the *Environmental Offsets Act 2014*.
- A2 All outstanding rehabilitation on mining tenure EPM11328, EPM12283 and EPM12308 under environmental authority MIN200562507, MIM500198403 and MIM500198003 must be rehabilitated in accordance with this environmental authority.
- A3 Notwithstanding standard condition A13 of the *Eligibility criteria and standard conditions for exploration and mineral development projects, Version 2 (ESR/2016/1985)*, the holder of the environmental authority is authorised to carry out activities up to 75m from, but not within a Category B Environmentally Sensitive Area providing that no environmental harm occurs.

Definitions

Words and phrases used throughout this environmental authority are defined below. Where a definition for a term used in this environmental authority is not provided within this environmental authority, but is provided in the EP Act or subordinate legislation, the definition in the EP Act or subordinate legislation must be used.

‘significant residual impact’ has meaning in section 8 of the *Environmental Offsets Act 2014*.

‘prescribed environmental matters’ is defined in section 10 of the *Environmental Offsets Act 2014*, limited to Matters of State Environmental Significance in schedule 2 of the *Environmental Offsets Regulation 2014*.

END OF ENVIRONMENTAL AUTHORITY

Attachments

Eligibility criteria and standard conditions for exploration and mineral development projects—Version 2