Permit

Environmental Protection Act 1994

Environmental authority EPVX00494913

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

Environmental authority number: EPVX00494913

Environmental authority takes effect on 11 October 2018

Environmental authority holder(s)

Name(s)	Registered address
BK Exploration Pty Ltd	Ground Floor 60 Hindmarsh Square ADELAIDE SA 5000

Environmentally relevant activity and location details

Environmentally relevant activity/activities	Location(s)
Resource Activity, Non-Scheduled, Mining Activity, Exploration Permit Mineral - EPM	EPM16824

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:

ABN 46 640 294 485

Queensland Government

- 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.

Teale Gibbs
Department of Environment and Science
Delegate of the administering authority
Environmental Protection Act 1994

Date issued: 11 October 2018

Enquiries:
Minerals Business Centre
Department of Environment and Science
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

The conditions of approval for this environmental authority are standard conditions contained within the attached document

- Code of environmental compliance for exploration and mineral development projects

Variations to the standard conditions

Conditions:

The environmental authority is subject to the following conditions of approval.

(A1-1) Activities must be undertaken in accordance with all Standard Environmental Conditions contained in the *Code of environmental compliance for exploration and mineral development projects,* except for the specific exemption to the condition 13 described in condition (A1-3) below.

(A1-2) Condition (A1-3) is a condition that partly overrides the *Code of environmental compliance for exploration and mineral development projects* condition 13 and prevails to the extent of any inconsistency.

(A1-3) The holder of the environmental authority is authorised to carry out activities involving machinery with 500m of, but not within 250m of the boundary of the Category B sensitive area described as any area mapped as Endangered Regional ecosystem within EPM16824, provided that the activities do not cause any significant environmental harm.

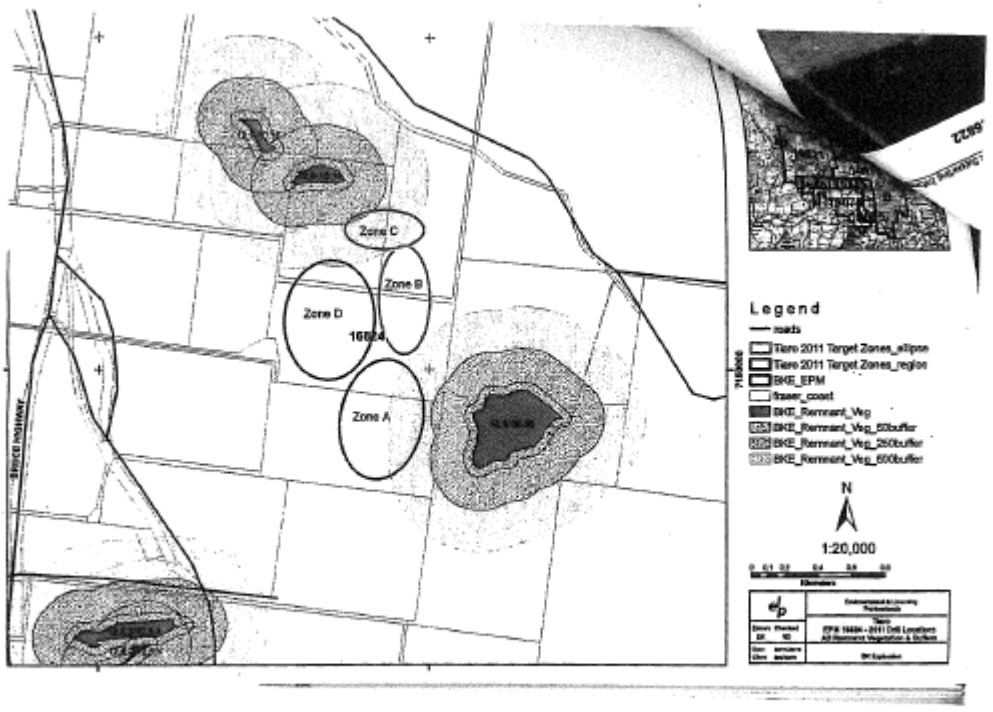


Figure 1 - Extent of works located within the 500m of Endangered Regional Ecosystem area within EPM16824 – Category B Environmentally Sensitive Area

Definitions:

Words and phrases used throughout this environmental authority are defined in the Definitions section of the *Code of environmental compliance for exploration and mineral development projects* (the Code). Where a definition for a term used in this Environmental Authority is sought and the term is not defined in the Code, the definitions contained in the *Environmental Protection Act 1994*, its Regulations and Environmental Protection Policies, must be used.

END OF CONDITIONS