

# Permit<sup>1</sup>

## Environmental Protection Act 1994 Environmental Authority (Variation)

**Permit<sup>1</sup> Number: EPVX00852713**

*This permit is issued by the administering authority to authorise the activity specified in the permit in accordance with the conditions specified in the permit. This decision was made pursuant to Section 257 of the Environmental Protection Act 1994\*.*

**Takes Effect From: 23 April 2013**

### Details

| Permit Holder(s) | Name                          | Address                                                         |
|------------------|-------------------------------|-----------------------------------------------------------------|
| Principal Holder | Jellinbah Group Pty Ltd       | Level 7, 12 Creek Street<br>BRISBANE CITY QLD 4000              |
| Joint Holder     | Marubeni Coal Pty Ltd         | Suite 3501, Level 35<br>23 Eagle Street<br>BRISBANE QLD 4000    |
| Joint Holder     | Sojitz Coal Resources Pty Ltd | Level 34 ANZ centre, 324 Queen Street<br>BRISBANE CITY QLD 4000 |
| Joint Holder     | Tremell Pty Ltd               | Level 7, 12 Creek Street<br>BRISBANE CITY QLD 4000              |

| Activity(s)                 | Location(s) |
|-----------------------------|-------------|
| Mineral Development Licence | MDL 185     |

The anniversary date of the environmental authority is 30 January.

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



Tristan Roberts  
Delegate  
Department of Environment and Heritage Protection  
23-APR-2013

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<sup>1</sup> Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation

\*Note - All applications received by the administering authority prior to 1 April 2013 have been assessed and referenced to the *Environmental Protection Act 1994* as at 14 March 2013. Applications received by the administering after 1 April 2013 will be assessed and referenced to the *Environmental Protection Act 1994* revised and published on 1 April 2013.



**Additional advice about the approval**

1. This approval pursuant to the *Environmental Protection Act 1994* does not remove the need to obtain any additional approval for this activity which might be required by other State and / or Commonwealth legislation. Other legislation administered by the Queensland Government for which a permit may be required includes but is not limited to include:

- (a) *Aboriginal Cultural Heritage Act 2003*;
- (b) The contaminated land provisions of the *Environmental Protection Act 1994*;
- (c) *Mineral Resources Act 1989*;
- (d) *Forestry Act 1959*;
- (e) *Vegetation Management Act 1999*;
- (f) *Strategic Cropping Land Act 2011*;
- (g) *Nature Conservation Act 1992*; and
- (h) *Water Act 2000*.

Applicants are advised to check with all relevant statutory authorities and comply with all relevant legislation.

2. If there is any inconsistency between a standard environmental condition referred to in the *Code of Environmental Compliance for Exploration and Mineral Development Projects*, January 2001, and an additional condition in this environmental authority, the additional condition prevails to the extent of any inconsistency.
3. Words and phrases used throughout this environmental authority are defined in the Definitions section of this authority. Where a definition for a term used in this environmental authority is sought and the term is not defined within this environmental authority, the definitions in the *Code of Environmental Compliance for Exploration and Mineral Development Projects*, January 2001, and the definitions in the *Environmental Protection Act 1994*, its regulations and policies must be used, and the definitions found in the Macquarie Dictionary. Where a word or term is not defined, the ordinary English meaning applies, and regard should be given to the Macquarie Dictionary.

4. This environmental authority consists of the following Schedules and Appendices:

|             |                                                   |
|-------------|---------------------------------------------------|
| Schedule A  | General                                           |
| Schedule B  | Land                                              |
| Definitions |                                                   |
| Figure 1    | Map of Environmentally Sensitive Areas on MDL 185 |



**Conditions of environmental authority**

***Schedule A: General***

- A1** The conditions of this environmental authority are in force until 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*.
- A2** The environmental authority holder must comply with each of the Standard Environmental Conditions contained in the *Code of Environmental Compliance for Exploration and Mineral Development Projects*, except Condition 13, which is replaced by the conditions **B1 – B7** in this environmental authority.
- A3** An annual report must be prepared each year and submitted with each annual return. The report must include details of exploration activities undertaken, including:
- GPS coordinates in GDA94 datum of constructed and/or completed drill sites;
  - the date each drill hole was drilled;
  - the number of drill holes proposed/completed at each drill site;
  - the location of drill sites relevant to Category B Environmentally Sensitive Areas;
  - the location of the drill hole(s) being converted to monitoring bores;
  - the location of any newly constructed tracks; and
  - details of progressive rehabilitation works completed to demonstrate compliance with conditions **B5 and B6** inclusive.
- A4** The holder of the environmental authority must convert all exploration drill holes required for ongoing monitoring and evaluation purposes to monitoring bores:
- a) within 3 months of the exploration drill hole being drilled; and
- b) in accordance with the '*Minimum Construction Requirements for Water Bores in Australia*' (Australian Government, February 2012 - or the latest available edition).
- A5** This environmental authority authorises environmental harm as referred to in the conditions. Where this environmental authority is silent on matter, the lack of a condition or silence does not authorise environmental harm.

***Schedule B: Land***

- B1** The environmental authority holder must not carry out activities in category A or B environmentally sensitive areas. Activities involving machinery must not be carried out within 1km of category A environmentally sensitive areas. Prior to carrying out mining activities in a category C environmentally sensitive area, consultation must be held with the administering authority to determine if additional conditions are necessary.
- B2** The environmental authority holder is authorised to carry out mining activities on MDL185 within 500m of category B environmentally sensitive areas where authorised under the conditions of this environmental authority.
- B3** The environmental authority holder is authorised to undertake no more than 10 environmental and geotechnical drill holes within 500m of category B environmentally sensitive areas.
- B4** The environmental authority holder must minimise disturbance within 500 metres of any category B environmentally sensitive area and avoid clearing mature trees when undertaking mining activities.
- B5** Rehabilitation of areas disturbed by mining activities within 500 metres of any category B environmentally sensitive area must be completed as soon as practicable, but no longer than 3 months after completion of the mining activities.

**B6** The environmental authority holder must ensure disturbed areas within 500 metres of any category B environmentally sensitive area are rehabilitated in such a way that promotes revegetation of native plant species consistent with those found within the 500m buffer.

**B7** Where machinery is operating within 500m of any category B environmentally sensitive areas, the holder of the environmental authority must ensure that the risk of fire is mitigated.

#### **Definitions**

**“administering authority”** means the Department of Environment and Heritage Protection (EHP) or its successor.

**“environmental authority”** means an environmental authority (mineral development) issued by the administering authority under the *Environmental Protection Act 1994*.

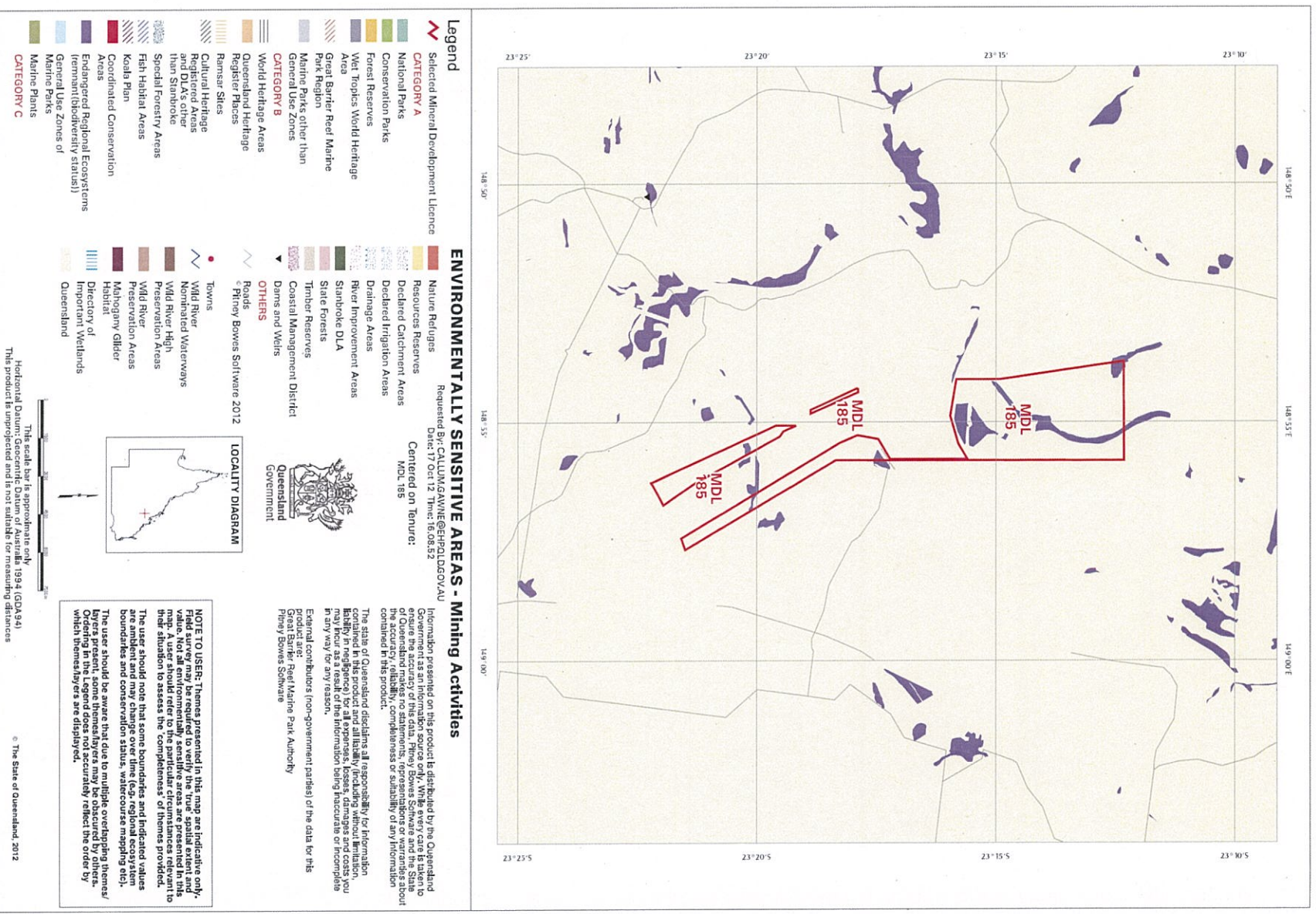
**“environmental authority holder”** means the holder of this environmental authority.

**“environmentally Sensitive Areas”** refers to locations, however large or small, that have environmental values that contribute to maintaining biological diversity and integrity, have intrinsic or attributed scientific, historical or cultural heritage value, or are important in providing amenity, harmony or sense of community. Refer to Appendix A of the *Code of Environmental Compliance for Exploration and Mineral Development Projects*.

**“standard environmental conditions”** for an environmental authority, means the standard environmental conditions approved for the authority under section 549 of the *Environmental Protection Act 1994*.



Figure 1: Category B Environmentally Sensitive Areas on MDL185



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**END OF PERMIT**

