Permit[1]

Environmental Protection Act 1994

Environmental authority - EPVX01840414

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

Permit[1] number: EPVX01840414

Environmental authority takes effect: 24 January 2014

Anniversary day: 4 March

Environmental authority holder(s)

Name	Registered address
Bowen Basin Coal Pty Ltd	Level 7, 12 Creek Street BRISBANE QLD 4000

Environmentally relevant activity and location details

Environmentally relevant activity(ies)	Location(s)
Mineral Development Licence	MDL303

Additional information for applicants

Environmentally relevant activities

The description of any environmentally relevant activity (ERA) for which an environmental authority is issued is a restatement of the ERA as defined by legislation at the time the approval is issued. Where there is any inconsistency between that description of an ERA and the conditions stated by an environmental authority as to the scale, intensity or manner of carrying out an ERA, then the conditions prevail to the extent of the inconsistency.

An environmental authority authorises the carrying out of an ERA and does not authorise any environmental harm unless a condition stated by the authority specifically authorises environmental harm.

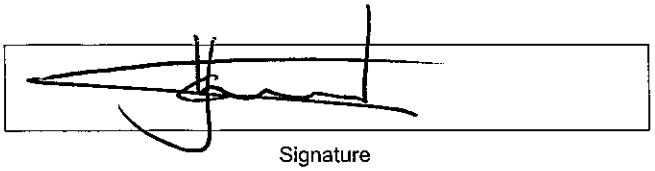
A person carrying out an ERA must also be a registered suitable operator under the *Environmental Protection Act 1994* (EP Act).

Contaminated land

It is a requirement of the EP Act that if an owner or occupier of land becomes aware a notifiable activity (as defined in Schedule 3 and Schedule 4) is being carried out on the land, or that the land has been, or is being,

[1] Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation

contaminated by a hazardous contaminant, the owner or occupier must, within 22 business days after becoming so aware, give written notice to the chief executive.



Signature

24/1/14.

Date

Chris Loveday
Department of Environment and Heritage Protection
Delegate of the administering authority
Environmental Protection Act 1994

Enquiries:
Adam Gilmour
Department of Environment and Heritage Protection
99 Hospital Rd, Emerald, QLD 4720
Phone: (07) 4987 9342
Email: adam.gilmour@ehp.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 include standard conditions contained within the attached document(s) entitled:

"Code of environmental compliance for exploration and mineral development projects, Version 1" (EM586).
Variations to the standard conditions include:

Agency Interest: General	
Condition number	**Condition**
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*.
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 "Code of environmental compliance for exploration and mineral development projects, Version 1", except Condition 13, which is replaced by the conditions of this environmental authority.
Agency Interest: Land	
Condition number	**Condition**
B1	The **environmental authority holder** is authorised, subject to conditions B2 to B5, to carry out standard mining **activities** on the relevant tenement in, or within 500m of, any endangered regional ecosystems.
B2	Where carrying out activities in endangered regional ecosystems, as permitted by condition B1, the **environmental authority holder** must do so in accordance with the undertakings in *"Supporting Information to application for Standard Environmental Authority-Request to carry out activities in endangered regional ecosystems"* signed by the environmental authority holder on 4 March 2002.
B3	Rehabilitation of disturbance within the 500m buffer and in endangered regional ecosystems must be completed as soon as practicable, but no longer than **three (3)** months after completion of the disturbance activity.

B4	All land subject to mining activities must be rehabilitated within **six (6)** months of concluding exploration activities at each drill site to a non-polluting, safe, stable and self-sustaining landform.
B5	An annual report must be prepared each year and submitted to the administering authority with each annual return. The report must include a map identifying all mineral development activities undertaken to date on Mineral Development Licence 303. The map is to clearly distinguish between proposed, completed and rehabilitated mining activities to demonstrate compliance with this environmental authority.

Category B	Land Area Classification	General Location	Who to contact
Category B	Endangered Regional Ecosystems	Scattered throughout MDL 303	Department of Environment and Heritage Protection Project Manager-Emerald Ph: (07) 4987 9342

DEFINITIONS

Key terms and/or phrases used in this document are defined in this section and **bolded** throughout this document. Applicants should note that where a term is not defined, the definition in the *Environmental Protection Act 1994*, its regulations or environmental protection policies must be used. If a word remains undefined it has its ordinary meaning.

Activity means the environmentally relevant activities under the *Environmental Protection Regulation 2008*, whether resource activities or prescribed activities, to which the environmental authority relates.

Administering authority means the Department of Environment and Heritage Protection or its successor or predecessors.

Environmental authority means an environmental authority under Chapter 5 of the *Environmental Protection Act 1994*.

Environmental authority holder means the holder of this environmental authority.

Financial assurance means a security required under the *Environmental Protection Act 1994* by the administering authority to cover the cost of rehabilitation or remediation of disturbed land or to secure compliance with the environmental authority.

END OF DEFINITIONS

END OF PERMIT