

Permit

Environmental Protection Act 1994

Environmental authority EPVX03975116

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

Environmental authority number: EPVX03975116

Environmental authority takes effect on 22 February 2017

The anniversary date is 23 June.

Environmental authority holder(s)

Name(s)	Registered address
Pembroke Resources South Pty Ltd	Level 21 50 Bridge Street SYDNEY NSW 2000

Environmentally relevant activity and location details

Environmentally relevant activity/activities	Location(s)
Mineral – Mineral Development Licence (MDL)	MDL3014

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- one the day the authority is issued.

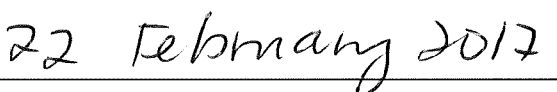
However, if the EA is authorising an activity that requires an additional authorisation (a relevant tenure for a resource activity, a development permit under the *Sustainable Planning Act 2009* or an SDA Approval under the *State Development and Public Works Organisation Act 1971*), this EA will not 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.


Signature

Gillian Naylor
Department of Environment and Heritage Protection
Delegate of the administering authority
Environmental Protection Act 1994


Date

Enquiries:
Business Centre (Coal)
Department of Environment and Heritage
Protection
99 Hospital Road
PO Box 3028
EMERALD QLD 4720
Ph: (07) 4987 9320
Email: CRMining@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)

Other permits required

This permit only provides an approval under the *Environmental Protection Act 1994*. In order to lawfully operate you may also require permits / approvals from your local government authority, other business units within the department and other State Government agencies prior to commencing any activity at the site. For example, this may include permits / approvals with your local Council (for planning approval), the Department of Transport and Main Roads (to access state controlled roads), the Department of Natural Resources and Mines (to clear vegetation), and the Department of Agriculture and Fisheries (to clear marine plants or to obtain a quarry material allocation).

Obligations under the *Mining and Quarrying Safety and Health Act 1999*

If you are operating a quarry, other than a sand and gravel quarry where there is no crushing capability, you will be required to comply with the *Mining and Quarrying Safety and Health Act 1999*. For more information on your obligations under this legislation contact Mine Safety and Health at www.dnrm.qld.gov.au, or phone 13 QGOV (13 74 68) or your local Mines Inspectorate Office.

Development Approval

This permit is not a development approval under the *Sustainable Planning Act 2009*. The conditions of this environmental authority are separate, and in addition to, any conditions that may be on the development approval. If a copy of this environmental authority is attached to a development approval, it is for information only, and may not be current. Please contact the Department of Environment and Heritage Protection to ensure that you have the most current version of the environmental authority relating to this site.

Conditions of environmental authority



Agency interest: General	
Condition number	Condition
A1	Activity The holder of this environmental authority must comply with each of the environmental conditions contained in the <i>Eligibility criteria and standard conditions for exploration and mineral development projects—(ESR/2016/1985)</i> with the exception of Condition A13 which is replaced by the conditions within this authority.
A3	If there is any inconsistency between a standard environmental condition and an additional condition in this environmental authority, the additional condition prevails to the extent of the inconsistency.

Agency interest: Land	
Condition number	Condition
B1	Land Disturbance The holder of the environmental authority 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 . Activities carried out within the 500m buffer zone of Category B Environmentally Sensitive Areas are confined to areas of pre-existing disturbance.
B2	Exploration The holder of the environmental authority is authorised to drill no more than two (2) drill holes within the 500m buffer zone of Category B Environmentally Sensitive Areas .
B3	Tracks constructed within the 500m buffer zone of Category B Environmentally Sensitive Areas : (a) must be less than 5 metres in width, including shoulder width and (b) must be more than 250m apart.
B4	Tracks within the 500m buffer zone of Category B Environmentally Sensitive Areas must not be used when soil is saturated or otherwise prone to displacement or erosion by vehicle movement.
B5	Campsites The holder of the environmental authority is not authorised to establish camps within Category B Environmentally Sensitive Areas or within the 500m buffer zone of Category B Environmentally Sensitive Areas .
B6	Significant residual impacts to prescribed environmental matters are not authorised under this environmental authority or the <i>Environmental Offsets Act 2014</i> .

Definitions

Words and phrases used throughout this license are defined below except where identified in the *Environmental Protection Act 1994* or subordinate legislation. Where a word or term is not defined, the ordinary English meaning applies, and regard should be given to the Macquarie Dictionary.

'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' has the meaning in section 8 *Environmental Offsets Act 2014*.

END OF PERMIT

Attachments

Eligibility criteria and standard conditions for exploration and mineral development projects—(ESR/2016/1985)



