Permit

Environmental Protection Act 1994

Environmental authority P-EA-100324755

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

Environmental authority number: P-EA-100324755

Environmental authority takes effect when the section 250D(a) provisions have been complied with

Environmental authority holder(s)

Name(s)	Registered address
Raymond Michael Fitzgerald Snr	Lot 10 Penisular Development Road Lakeland, QLD, 4871

Environmentally relevant activity and location details

Environmentally relevant activity/activities	Location(s)
Non- Scheduled Mining Activity Mining Lease – ML	ML20588

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

Queensland Government

- 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. 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	Date
	12 October 2022

Rebecca McAuley
Department of Environment and Science
Delegate of the administering authority
Environmental Protection Act 1994

Enquiries:
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Department of Environment and Science
Phone: 07 4222 5352
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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 variation, the holder of the environmental authority must comply with the standard conditons contained within the attached document entitled:

- *Eligibility criteria and standatd conditions for mining lease activities* (ESR/2016/2242)

Variation to the standard conditions include:

G1 Notwithstanding condition A14 of the Eligibility criteria and standard conditions for mining lease activities - Version 2, the environmental authority holder is authorised to carry out mining activities within 100m of an identified Historical, Archaeological or Ethnographic site within the Wild Irish Girl Mine and Battery (Queensland Heritage Register listing number 600428) and the Laura to Maytown Coach Road (Queensland Heritage Register listing number 600427), providing that no environmental harm occurs.

END OF PERMIT

Attachments
Eligibility criteria and standard conditions for mining lease activities (ESR/2016/2241)