

Permit

Environmental Protection Act 1994

Certificate of approval – transitional environmental program

This certificate of approval for a transitional environmental program (TEP) is issued by the administering authority pursuant to section 340 of the Environmental Protection Act 1994 (the Act).

The Mt Windsor Joint Venture partners of:
Thalanga Copper Mines Pty Ltd and BML Holdings Pty Ltd

C/O Stephen Kent
Caloundra Environmental
PO Box 242
Golden Beach, QLD, 4551

Your reference: EPML00550413

Our reference: MAN17020

27 August 2013

Certificate of approval number: MAN17020

Dear Sir

Take notice: that under the provisions of the *Environmental Protection Act 1994* (the Act) this certificate of approval for a transitional environmental program (TEP) is served on you by the administering authority. The administering authority is the Chief Executive of the Department of Environment and Heritage Protection (the department).

The TEP remains in force until **30 September 2016**.

An annual return and the payment of the assessment fee is due within **22 business days** after the anniversary day, each year.

The anniversary day is 27 August.

The TEP, titled Draft Transitional Environmental Program Highway Reward Mine, dated 22 July 2013, was received by this office on 6 August 2013.

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A. Certificate of approval issued to:

Name	Registered address
The Mt Windsor Joint Venture partners of: Thalanga Copper Mines Pty Ltd and BML Holdings Pty Ltd	Henry Davis York 44 Martin Place Sydney, NSW, 2000

B. Transitional environmental program details

Location(s)
Highway Reward Mine located approximately 40km south-west of Charters Towers on ML1571, ML1734, ML1739 and ML10028

The approved TEP consists of the following:

- the submitted application documents including any amendments made at the request of, or with the agreement of, the department;
- a copy of this certificate of approval.

C. Conditions

The draft transitional environmental program is approved subject to the conditions set out in Schedule 1.

D. Additional information

Contaminated land

It is a requirement of the Act that if an owner or occupier of land becomes aware a notifiable activity (as defined in schedule 3 and schedule 4 of the Act) is being carried out on the land, or that the land has been, or is being, contaminated by a hazardous contaminant, the owner or occupier must, within 22 business days after becoming so aware, give written notice to the department in the approved form.

Obligations under the Act

In addition to the requirements found in the conditions of this certificate of approval, the holder must also meet their obligations under the Act, and the regulations made under the Act. For example:

- the holder must comply with the following provisions of the Act:
 - general environmental duty (section 319); and
 - duty to notify environmental harm (sections 320 - 320G);
- the holder must also ensure that they do not commit offences of:

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- causing serious or material environmental harm (sections 437 - 439);
- causing environmental nuisance (section 440);
- depositing prescribed water contaminants in waters and related matters (section 440ZG); and
- placing contaminant where environmental harm or nuisance may be caused (section 443).

Should you have any queries in relation to the notice, please contact | Laura Rehn | on telephone number (07) 4722 5354.



Signature



Date

Hamish Butler
Team Leader
Delegate of the Chief Executive
Department of Environment and Heritage Protection
Environmental Protection Act 1994

Enquiries:

Townsville ESR – Northern Region
PO Box 5318
Townsville, QLD, 4810
Ph: (07) 4722 5353
Email: laura.rehn@ehp.qld.gov.au

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Schedule 1—Conditions of transitional environmental

The transitional environmental program at the location described above, must be conducted in accordance with the following conditions of approval.

Agency interest: General	
Condition number	Condition
1	The approved transitional environmental program applies to condition (C1-1) for Release to Waters of environmental authority EPML00550413: <i>(C1-1) Receiving waters affected by the release of process water or stormwater contaminated by the mining activities must be monitored at the locations and frequencies defined in Schedule C – Table 1 and Schedule I – Map 1 and comply with the contaminant limits defined in Schedule C – Table 2.</i> For the duration of the approved program, surface water contaminant limits at SW5 and SW6 are not applicable. All other contaminant trigger levels and contaminant release limits sampled at SW1, SW2, SW3 and SW4 remain in force for the duration of the transitional environmental program.
2	All other conditions of environmental authority EPML00550413 and the conditions of this certificate of approval must be complied with.
3	Where there is any conflict with the content of this certificate of approval and the contents of the approved transitional environmental program the conditions in the certificate of approval prevail.
Agency interest: Monitoring and Reporting	
Condition number	Condition
4	The holder of this certificate of approval must report in writing to the administering authority in accordance with the task milestones listed in Table 6 of the approved transitional environmental program. The reporting must summarise the progress in the carrying out of the approved transitional environmental program, including performance indicators, completion dates, monitoring results and planned future works.
5	Records of monitoring and documents required to be prepared under the approved transitional environmental program must be available for examination by an authorised person for a period of at least five (5) years after the completion date.
6	Copies of monitoring results and documents required to be prepared under this approved transitional environmental program must be provided to any authorised person or the administering authority on request.

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Agency interest: Period in Force	
Condition number	Condition
7	This transitional environmental program remains in force until 30 September 2016. Where the approved transitional environmental program provides for things to be done or objectives to be achieved prior to this date, then such periods as provided for in that program apply.
Agency interest: Prevention of Environmental Harm	
Condition number	Condition
8	Notwithstanding any other condition of this certificate of approval or the contents of the approved transitional environmental program, the direct or indirect release of contaminants to waters must not cause environmental harm in the receiving environment including Policeman's Creek.
9	The holder of this certificate of approval must consider all environmental values of the potential receiving environment when assessing the risk of environmental harm, developing and undertaking remediation activities and evaluating data for surface water quality.

END OF CERTIFICATE

