Notice

Environmental Protection Act 1994

Notice of decision – Temporary emissions licence

This notice is issued by the administering authority pursuant to section 357E of the Environmental Protection Act 1994, to advise you of a decision or action.

Oaky Creek Holdings Pty Ltd
Level 44 Gateway Building
1 Macquarie Place
SYDNEY NSW 2000
E: Joel.May@glencore.com.au

ATTN: Joel May, Environment & Community Manager

Your reference: EPML00942413

1 Application details

Application for temporary emissions licence (TEL) to release mine water outside the conditions of the Oaky Creek mine Environmental Authority (EA EPML00942413) due to the effects of recent heavy rainfall associated with the Ex-tropical cyclone Koji and weather conditions during January 2026, that have continued to inundate the site's underground workings.

2 Decision

Thank you for your application for a temporary emissions licence. Your application, which was received by this office on 24 February 2026 at 1:36pm, has been granted as submitted.

3 Human rights

A human rights assessment was carried out in relation to this decision and it was determined that no human rights are engaged by the decision.

4 Temporary emissions licence

This temporary emissions licence commences on **24 February 2026** and ends on **30 April 2026** at **11:59PM**.

The licence overrides the following conditions of your environmental authority, approval number EPML00942413:

- **Condition C4** (replaced by TEL C4)
- **Condition C5** (replaced by TEL C5)
- **Condition C8** (replaced by TEL C8)
- **Condition C9** (replaced by TEL C9)
- **Condition C10** (replaced by TEL C10)

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- **Condition C11** (replaced by TEL C11)
- **Condition C20** (replaced by TEL C22)
- Table C2: Mine Affected Water Release Limits (replaced by Table TEL C2)
- Table C4: Mine Affected Water Release during Flow Events (replaced by Table TEL C4)
- Table C5: Receiving Waters Contaminant Trigger Levels (replaced by Table TEL C5)

New Conditions

- **TEL C20**
- **TEL C21**

The licence permits the below emission, and the following conditions apply to this licence:

TEL C4	The release of mine affected water to waters in accordance with **Condition C2** must not exceed the release limits stated in **Table TEL C2: Mine Affected Water Release Limits** when measured at the monitoring points specified in **Table C1: Mine Affected Water Release Points, Sources and Receiving Waters** for each quality characteristic.
TEL C5	The release of mine affected water to waters from the release points must be monitored at the locations specified in **Table C1: Mine Affected Water Release Points, Sources and Receiving Waters** for each quality characteristics and at the frequency specified in **Table TEL C2: Mine Affected Water Release Limits** and **Table C3: Release Contaminant Trigger Investigation Levels**. NOTE: *the administering authority will take into consideration any extenuating circumstances prior to determining an appropriate enforcement response in the event **Condition TEL C5** is contravened due to a temporary lack of safe or practical access. The administering authority expects the environmental authority holder to take all reasonable and practicable measures to maintain safe and practical access to designated monitoring locations.*
TEL C8	**Mine Affected Water Release Events** The holder must ensure a stream flow gauging station/s is installed, operated and maintained to determine and record stream flows at the locations and flow recording frequency specified in **Table TEL C4: Mine Affected Water Release during Flow Events**.
TEL C9	Notwithstanding any other condition of this environmental authority, the release of mine affected water to waters in accordance with Condition C2 must only take place during periods of natural flow events in accordance with the receiving water flow criteria for discharge specified in **Table TEL C4: Mine Affected Water Release during Flow Events** for the release point(s) specified in **Table C1: Mine Affected Water Release Points, Sources and Receiving Waters.**
TEL C10	The release of mine affected water to waters in accordance with **Condition C2** must not exceed the electrical conductivity and sulphate release limits or the maximum release rate (for all combined release point flows) for each receiving water flow criteria for discharge specified in **Table TEL C4: Mine Affected Water Release during Flow Events** when measured at the monitoring points specified in **Table C1: Mine Affected Water Release Points, Sources and Receiving Waters**.

TEL C11	**Mine Affected Water Release from RP5** The release of mine affected water which has an EC concentration between 10,000 and 15,000µS/cm and/or a concentration of sulphate between 5,000 and 6,000mg/L, must only occur: a) From the location RP5, as specified in **Table C1: Mine Affected Water Release Points, Sources and Receiving Waters**; b) When no releases of mine affected water are occurring from the locations RP1, RP3 and RP4 specified in **Table C1: Mine Affected Water Release Points, Sources and Receiving Waters**; c) When the receiving water flow criteria stated in **Table TEL C4: Mine Affected Water Release during Flow Events** is met; and d) When the EC value recorded at **MP5**, as specified in **Table C6: Receiving Water Upstream Background Sites and Down Stream Monitoring Points**, is less than or equal to **4,500µS/cm** as specified in **Table TEL C5: Receiving Waters Contaminant Trigger Levels**.
TEL C20	**Cease Release** If EC recorded at Bingegang Weir exceeds **650µS/cm** during the release influence period of a release event, the environmental authority holder must immediately cease the release of mine affected water and notify the administering authority via Pollution Hotline within **24 hours**. NOTE: Release influence period is the hours of release plus the lag period from the release point to the Queensland Government gauging station 130106A Mackenzie River at Bingegang.
TEL C21	**Recommencement of Release** The environmental authority holder must seek and receive written approval from the administering authority prior to recommencing a release which has exceeded the EC at Bingegang Weir under condition **TEL C20**.
TEL C22	**Notification of Release Event Exceedance** If the release limits defined in **Table TEL C2: Mine Affected Water Release Limits** are exceeded, the holder of this environmental authority must notify the administering authority within **24 hours** of receiving the results.

Table TEL C2: Mine Affected Water Release Limits

Quality Characteristic	Release Limits	Monitoring frequency
Electrical conductivity (µS/cm)	Release limits specified in **Table TEL C4** for variable flow criteria.	Continuous data to be monitored during release for pH, EC and flow using in-situ instruments. Daily samples if continuous data is unavailable, when safe to do so and access permits. (the first sample must be taken within **2 hours** of commencement of release)
pH (pH Unit)	6.0 (minimum) 9.0 (maximum)	
Sulfate (SO_4^{2-}) (mg/L)	Release limits specified in **Table TEL C4** for variable flow criteria.	**Grab sample** (first sample within **2 hours** of commencement of release, **and weekly thereafter**)

Table TELC4: Mine Affected Water Release during Flow Events

Receiving waters/ stream	Release Point (RP)	Gauging station	Gauging Station Latitude (decimal degree, GDA94)	Gauging Station Longitude (decimal degree, GDA94)	Receiving Water Flow Recording Frequency	Receiving Water Flow Criteria for discharge (m^3/s)	Maximum release rate (for all combined RP flows)	Electrical Conductivity and Sulphate Release Limits (End of Pipe)
Oaky Creek	RP1 RP2 RP3 RP4	Oaky Out	-23.062697	148.593291	Continuous (minimum daily)	Low Flow For a period of 28 days after natural flow events that exceed 0.8 m^3/s	4ML/day	Electrical conductivity (µS/cm): <720 Sulfate (SO_4^{2-}): <250 mg/L
						Flow Event > 1 m^3/s	7.5 m^3/s	Electrical conductivity (µS/cm): <10,000 Sulfate (SO_4^{2-}) (mg/L): <5000
Oaky Creek	RP5	Oaky Out	-23.062697	148.593291	Continuous (minimum daily)	Introduced flow from the ROWTP (≤4ML/day)	**8ML/day (not inclusive of ROWTP release)**	Electrical conductivity (µS/cm): **<10,000** Sulfate (SO_4^{2-}) (mg/L): **<6000**
						Flow Event > 1 m^3/s	7.5 m^3/s	Electrical conductivity (µS/cm) <15,000 Sulfate (SO_4^{2-}) (mg/L): <6000

Table TEL C5: Receiving Waters Contaminant Trigger Levels

Quality Characteristic	Trigger Level		Monitoring Frequency
	No/Low Flow	Flow Event	
pH	6.5 – 9.0		Continuous in-situ monitoring during release*
Electrical Conductivity (µS/cm)	**4500**	**4500**	
Suspended solids (mg/L)	1000		Daily during the release
Sulphate (SO_4^{2-}) (mg/L)	**2250**	**2250**	

* During release the **hourly mean continuous monitoring data will be used**.

Should you have any questions about the notice, please contact the Business Centre using the details provided below.

24 February 2026

Signature

Date

Alison Cummings

Department of the Environment, Tourism, Science and Innovation
Delegate of the administering authority
Environmental Protection Act 1994

Enquiries:

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