

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. Under section 24AA of the Acts Interpretation Act 1954, this notice replaces the notice given on 24 February 2026.

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 events during January and February 2026, that have continued to inundate the site's underground workings.

2 Decision

Thank you for your application to extend the existing temporary emissions licence period. Your application, which was received by this office on 29 April 2026 at 5:16pm, 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 June 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)
- **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)
- Table C6: Receiving Water Upstream Background Sites and Downstream Monitoring Points (replaced by Table TEL C6)

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. <i>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.</i>
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 sulfate 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 .

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TEL C11	Mine Affected Water Release from RP5 The release of mine affected water which has an EC concentration between 10,00 $\mu\text{S/cm}$ 0 and 15,000$\mu\text{S/cm}$ and/or a concentration of sulfate between 5,000 and 6,000mg/L, must only occur: - From the location RP5, as specified in Table C1: Mine Affected Water Release Points, Sources and Receiving Waters; - 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; - When the receiving water flow criteria stated in Table TEL C4: Mine Affected Water Release during Flow Events is met; and - When the EC value recorded at MP5, as specified in Table TEL C6: Receiving Water Upstream Background Sites and Down Stream Monitoring Points, is less than or equal to 4,500$\mu\text{S/cm}$ as specified in Table TEL C5: Receiving Waters Contaminant Trigger Levels.
TEL C20	Cease Release If EC recorded at Bingegang Weir exceeds 650$\mu\text{S/cm}$ 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	Recommendation 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.

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Table TEL C2: Mine Affected Water Release Limits

Quality Characteristic	Release Limits	Monitoring frequency
Electrical conductivity ($\mu\text{S}/\text{cm}$)	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 TEL C4: 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 Sulfate Release Limits (End of Pipe)
Oak Creek	RP1 RP2 RP3 RP4	Oak Out	-23.062697	148.59329 1	Continuous (minimum daily)	Low Flow For a period of 28 days after natural flow events that exceed $0.8 \text{ m}^3/\text{s}$	4ML/day	Electrical conductivity ($\mu\text{S}/\text{cm}$): <720 Sulfate (SO_4^{2-}): <250 mg/L
						Flow Event > $1 \text{ m}^3/\text{s}$	$7.5 \text{ m}^3/\text{s}$	Electrical conductivity ($\mu\text{S}/\text{cm}$): <10,000 Sulfate (SO_4^{2-}) (mg/L): <5000
Oak Creek	RP5	Oak Out	-23.062697	148.59329 1	Continuous (minimum daily)	Introduced flow from the ROWTP ($\leq 4\text{ML}/\text{day}$)	8ML/day (not inclusive of ROWTP release)	Electrical conductivity ($\mu\text{S}/\text{cm}$): <10,000 Sulfate (SO_4^{2-}) (mg/L): <6000
						Flow Event > $1 \text{ m}^3/\text{s}$	$7.5 \text{ m}^3/\text{s}$	Electrical conductivity ($\mu\text{S}/\text{cm}$) <15,000 Sulfate (SO_4^{2-}) (mg/L): <6000

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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 ($\mu\text{S}/\text{cm}$)	4500	4500	
Suspended solids (mg/L)	1000		Daily during the release
Sulfate (SO_4^{2-}) (mg/L)	2250	2250	

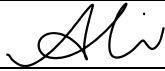
* During release the hourly mean continuous monitoring data will be used.

Table TEL C6: Receiving Water Upstream Background Sites and Down Stream Monitoring Points

Monitoring Points	Receiving Waters Location Description	Latitude (decimal degree, GDA94)	Longitude (decimal degree, GDA94)
Upstream Background Monitoring Points			
MP1 (Oak Creek In)	Oak Creek – at Oak In (upstream reference site, refer to Figure 1)	-23.060284	148.487535
MP2 (Sandy Creek)	Sandy Creek – at Sandy Creek In (refer to Figure 1)	-23.085144	148.516330
MP3 (Cattle Creek)	Cattle Creek – upstream at the northern mine lease boundary (refer to Figure 1)	-23.015643	148.576739
Downstream Monitoring Point			
MP4 (Oak Creek Out)	Oak Creek at Oak Out	-23.062697	148.593291
MP5	Oak Creek at 300 meters downstream from the RP5	-23.064352	148.497390
Oak East	Oak Creek at Grasstree Road approx. 8.5km downstream from MP4	-23.037025	148.628566

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



Signature

29 April 2026

Date

Alison Cummings

Department of the Environment, Tourism, Science and Innovation

Delegate of the administering authority

*Environmental Protection Act 1994***Enquiries:**

Business Centre (Coal)

PO Box 3028, Emerald QLD 4720

Phone: 4987 9320

Email: CRMining@detsi.qld.gov.au