

# Application form

Environmental authority

## Application to amend an environmental authority

*This approved form is to be used when applying to amend an environmental authority under sections 222 to 227 of the Environmental Protection Act 1994 (EP Act) for an environmentally relevant activity (ERA).*

An application to amend an environmental authority is not appropriate in all circumstances. If you answer yes to any of the questions in the checklist below, you cannot use this application form. If you answer no to all of the questions in the checklist, you may continue to use this application form.

This form also contains questions relating the *Strategic Cropping Land Act 2011*. If you are proposing to undertake resource activities on strategic cropping land (SCL) or potential SCL, you may need to apply for a SCL compliance certificate (under section 117 of the *Strategic Cropping Land Act 2011*) or a SCL protection decision under sections 96 and 97 of the *Strategic Cropping Land Act 2011*).

If you would like to have a pre-lodgement meeting:

- For prescribed ERAs 2, 3 and 4—contact the Department of Agriculture, Fisheries and Forestry by email at [livestockregulator@daff.qld.gov.au](mailto:livestockregulator@daff.qld.gov.au).
- For any other ERA—please fill out and lodge the form Application for a Pre-Design/Pre-Lodgement Meeting (EM1125<sup>1</sup>), prior to lodging this application form.

### Checklist for making an amendment application

You must complete this checklist before you continue with the application form.

If your application is for:

- a prescribed ERA → fill in Section 1 and Section 2 of the checklist below
- a resource activity → fill in Section 1 and Section 3 of the checklist below
- both a prescribed ERA and a resource activity → fill in sections 1, 2 and 3 of the checklist below

If you have answered yes to any of the below questions, you cannot use this application form. If you have answered no to all of the below questions, you may continue to use this application form.

<sup>1</sup> This is the publication number. The publication number can be used as a search term to find the latest version of a publication at [www.qld.gov.au](http://www.qld.gov.au).

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Checklist questions		Guidance
<b>Section 1</b>		
Is the amendment to correct a clerical or formal error?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	If yes, you cannot use this form. This request should be made in writing directly to the administering authority (no fees apply).
Is the amendment to amalgamate 2 or more environmental authorities?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	If yes, you cannot use this form. This request should be made through an application to amalgamate an environmental authority using either the form Application to Amalgamate 2 or More Environmental Authorities Into an Amalgamated Corporate Authority (EM789), or Application to Amalgamate 2 or More Environmental Authorities Into an Amalgamated Project or Local Government Authority (EM879).
Is the amendment to amend financial assurance only?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	If yes, you cannot use this form. Please use the form Application to Amend or Discharge Financial Assurance (EM875).
<b>Section 2</b>		
Is the amendment for the holder of the environmental authority to transfer all or part of the environmental authority to a person?	<input type="checkbox"/> YES <input type="checkbox"/> NO	If yes, you cannot use this form. Please use the form Request to Transfer All or Part of an Environmental Authority for a Prescribed Environmentally Relevant Activity (EM794).
Does the proposed amendment involve changes that require either an existing development application to be amended or a new development application to be lodged under the <i>Sustainable Planning Act 2009</i> and the application for the amendment has not been lodged.	<input type="checkbox"/> YES <input type="checkbox"/> NO	The development application must be lodged for the proposed amendment before an environmental authority amendment application can be made.
<b>Section 3</b>		
Is the amendment for a partial surrender of an environmental authority for a mining, geothermal or petroleum resource activity?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	If yes, you cannot use this form. Please use the form Application for Surrender or Partial Surrender of an Environmental Authority (EM796).

**Definitions of terms used in this form**

*Where there is inconsistency between the definition of terms here and the terms used in the EP Act or the SCL Act, the terms in the EP Act and the SCL Act apply.*

Environmentally relevant activity (ERA)	A resource activity or a prescribed ERA
ERA project	A prescribed ERA project or a resource project.
Management area	The management area for SCL is what is left of the combined area of all zones, after taking from the combined area, all protection areas. The protection and management area map is available on the Department of Natural Resources and Mines (DNRM) website at <b>www.dnrm.qld.gov.au</b> .
Mobile and temporary ERA	<p>A prescribed ERA, other than an activity that is dredging material, extracting rock or other material, or the incinerating of waste:</p> <ul style="list-style-type: none"><li>(a) carried out at various locations using transportable plant or equipment, including a vehicle</li><li>(b) that does not result in the building of any permanent structures or any physical change of the landform at the locations (other than minor alterations solely necessary for access and setup including, for example, access ways, footings and temporary storage areas)</li><li>(c) carried out at any 1 of the locations:<ul style="list-style-type: none"><li>(i) for less than 28 days in a calendar year, or</li><li>(ii) for 28 or more days in a calendar year only if the activity is necessarily associated with, and is exclusively used in, the construction or demolition phase of a project.</li></ul></li></ul>
Prescribed ERA	An environmentally relevant activity that is not a resource activity and is prescribed under section 19 of the EP Act.
Prescribed ERA project	All prescribed ERAs carried out, or proposed to be carried out, as a single integrated operation.
Protection area	A protection area for SCL is an area shown as a protection area on the protection area map. Protection area maps are available on the DNRM website at <b>www.dnrm.qld.gov.au</b> .
Registered suitable operator	A person who, or a corporation which, under section 318I of the EP Act has been assessed as being suitable to carry out an ERA and has been listed on the suitable operator register.
Registry record (SCL)	A record kept by the land registrar of land that is SCL or decided non-SCL. A search of the land registry the registrar keeps will show the record.

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Resource activity	An activity that is any of the following: <ul style="list-style-type: none"><li>(a) a geothermal activity</li><li>(b) a greenhouse gas (GHG) storage activity</li><li>(c) a mining activity</li><li>(d) a petroleum activity.</li></ul>
Resource project	Resource activities carried out, or proposed to be carried out, under 1 or more resource tenures, in any combination, as a single integrated operation.
SCL compliance certificate	The certificate given by the chief executive (Department of Agriculture, Fisheries and Forestry (DAFF)) to applicants who comply with the application requirements for a SCL compliance certificate. Recipients of a compliance certificate must comply with the relevant part of the SCL standard conditions code for resource activities. The conditions under the standard conditions code are taken to be conditions of the environmental authority or resource authority.
SCL protection decision	The decision made by the chief executive (DAFF) in relation to a SCL protection decision application. It provides for the chief executive (DAFF) to decide the impact of the resource activity on the land; and whether or not to impose conditions on either or both of the environmental authority or resource authority for the resource activity.
Significant project	A project declared under section 26 of the <i>State Development and Public Works Act 1971</i> to be a significant project.
Single integrated operation	Occurs when all the below criteria is met: <ul style="list-style-type: none"><li>(a) the activities are carried out under the day-to-day management of a single responsible individual, for example, a site or operations manager</li><li>(b) the activities are operationally interrelated</li><li>(c) the activities are, or will be, carried out at 1 or more places</li><li>(d) the places where the activities are carried out are separated by distances short enough to make feasible the integrated day-to-day management of the activities.</li></ul>
Standard conditions code	The code made by regulation about how resource activities may be carried out on SCL or potential SCL.
Validation information notice	An information notice for SCL provided to an applicant for a validation decision or any other eligible person for the land about the validation decision (cropping history and/or zonal criteria applications).

**GUIDE**

If you require assistance in answering any part of this form, or have any questions about your application please contact the relevant department. Contact details are at the end of this form

The environmental authority number and details may be found on the existing environmental authority or quoted in other correspondence received from the administering authority.

If more space is required for any responses, please attach additional information as a separate page.

If there is an agent acting on behalf of the environmental authority holder, provide details in this section. An agent could be a consultant or a contact for the environmental authority holder.

As statutory documents need to be sent to all applicants, this section can also be used when there are multiple environmental authority holders to nominate an address for statutory documentation to be sent 'care of' to.

Prior to a decision being made on this application a decision must be made about whether this is a major or a minor amendment<sup>2</sup> This section will

**Application details**

**1. Environmental authority number**

ENVIRONMENTAL AUTHORITY NUMBER <b>EPML 00661913</b>
ENVIRONMENTAL AUTHORITY HOLDER NAMES <b>Hail Creek Joint Venturers:</b> - Queensland Coal Pty Limited - Marubeni Coal Pty Limited - Sumisho Coal Development Queensland Pty Limited - Nippon Steel & Sumitomo Metal Australia Pty Limited

**Agent details / address for service**

The address supplied here will also be used as a service address for sending statutory documents. If blank, statutory documents will be sent to the address previously supplied for the holder or principal applicant for the environmental authority.

INDIVIDUAL OR BUSINESS NAME (INCLUDE TRADING NAME IF RELEVANT) <b>RIO TINTO COAL AUSTRALIA</b>	
RESIDENTIAL ADDRESS OR REGISTERED BUSINESS ADDRESS (NOT A POST OFFICE BOX ADDRESS) <b>123 Albert Street, Brisbane QLD 4000</b>	
CONTACT PERSON <b>Mr A. Russo</b>	
PHONE <b>07 3625 4823</b>	FACSIMILE
EMAIL <b>anthony.russo@riotinto.com</b>	

**2. Check the relevant boxes below that apply and describe in detail, the proposed amendment requested and the reason an amendment is being sought**

<sup>2</sup> For more information on major and minor amendments see section 223 of the *Environmental Protection Act 1994*.

help the administering authority to decide this.

In general, minor amendments are likely to include single changes which are generally administrative in nature. Major amendments can include (but are not limited to) requests to add new activities or varying the allowable impacts to environmental values. These amendments will require more detailed assessment and the provision of more detailed support material.

If you are requesting to increase the surface area of the activity, please provide details of the existing area, proposed area and the percentage increase.

If you are requesting to extend a pipeline, please provide details of the existing length, proposed length and the percentage increase.

If you are requesting to add a new tenure, please provide full details of tenement type and number.

Regardless of the checkbox ticked, you must provide as much detail about the proposed amendment as possible e.g. the extent of environmental harm caused by the amendment, the extent to which the scale or intensity of the original activity is to change or if this application is seeking to change a condition of approval, state which condition is the subject of this application and a justification of why the condition should be amended. Also include any proposed

Resource activities—fill in sections 1, 2 and 3

Prescribed ERAs—fill in sections 1 and 3 only

<b>Section 1—Both prescribed ERAs and/or resource activities</b>	
<input type="checkbox"/>	The amendment changes a standard condition.
<input checked="" type="checkbox"/>	The amendment increases environmental harm.
<input checked="" type="checkbox"/>	The amendment changes rehabilitation objectives.
<input checked="" type="checkbox"/>	The amendment increases the intensity or scale of the activity.
<input type="checkbox"/>	The amendment adds to the surface area of the activity.
<input checked="" type="checkbox"/>	Other—provide details  To amend the Environmental Authority to facilitate underground and ongoing open cut mining within the existing mining lease surface rights area. Complete details are provided in the attached Hail Creek Transition Project Section 226 Consideration Report. Sections 1 and 4 in particular provide additional detail regarding the proposed project.
<b>Section 2—Resource activities</b>	
<input type="checkbox"/>	The amendment is for a new pipeline that will be over 150 km in length.
<input type="checkbox"/>	The amendment is for the extension of an existing pipeline by more than 10%.
<input type="checkbox"/>	The amendment is for the addition of a new resource tenure to the environmental authority for a: <ul style="list-style-type: none"> <li><input type="checkbox"/> mining lease</li> <li><input type="checkbox"/> petroleum lease</li> <li><input type="checkbox"/> geothermal lease under the <i>Geothermal Energy Act 2010</i></li> <li><input type="checkbox"/> greenhouse gas injection and storage lease under the <i>Greenhouse Gas Storage Act 2009</i>.</li> <li><input type="checkbox"/> Other               <ul style="list-style-type: none"> <li><input type="checkbox"/> exploration permit</li> <li><input type="checkbox"/> mineral development licence</li> </ul> </li> </ul>

amendments to the condition (if applicable) or details of any new tenures or ERAs being added.

Note: If you hold an environmental authority for ERA 57 (Regulated waste transport) and are applying to add or remove vehicles within the ERA threshold, then use form Details of Regulated Waste Vehicles (EM869) instead available at [www.qld.gov.au](http://www.qld.gov.au).

	<input type="checkbox"/> mining claim. The tenement number is
<input checked="" type="checkbox"/>	<b>Other—provide details</b> To amend the Environmental Authority to facilitate underground and ongoing open cut mining within the existing mining lease surface rights area. Complete details are provided in the attached Hail Creek Transition Project Section 226 Consideration Report. Sections 1 and 4 in particular provide additional detail regarding the proposed project.

<b>Section 3—Details</b>
PROVIDE FULL DETAILS OF THE PROPOSED AMENDMENT INCLUDING A JUSTIFICATION See attached Hail Creek Transition Project Section 226 Consideration Report, in particular, 'Section 1 – Introduction' for a background to the existing mine and the proposed project activities, 'Section 3 – Environmental Values' which identifies the environmental values relevant to the project, 'Section 4 – Project Description' which describes the types of activities that will be undertaken, and 'Section 6 – Scope of Environmental Due Diligence Assessments' which identifies key environmental risks and analysis of the potential impacts. Proposed changes to the existing environmental authority conditions (including new conditions, deleted conditions and amendments to conditions) are set out in Attachment 2 of the Hail Creek Transition Project Section 226 Consideration Report.

**3. Describe the land where the proposed amended activities will be carried out**

- The activity will be carried out within the existing approved footprint of the environmental authority.
- The activity is mobile and temporary and will be carried out in a new area:

AREA OF OPERATION E.G. PARTICULAR LOCAL GOVERNMENTS OR ACROSS THE STATE OF QUEENSLAND

THE ACTIVITY WILL BE CARRIED OUT WITHIN THE EXISTING SURFACE RIGHTS AREA OF MINING LEASE 4738. SEE ATTACHED HAIL CREEK TRANSITION PROJECT SECTION 226 CONSIDERATION REPORT, PARTICULARLY FIGURE 1, AND SECTION 2 ON PAGE 9.

- The activity will be carried out at a new fixed location as follows:

STREET NUMBER	STREET NAME	SUBURB/TOWN
POSTCODE	LOT/PLAN	
PORT (IF APPLICABLE)		
TENURE DETAILS (IF APPLICABLE)		



**4. Does the environmental authority involve activities which are subject to eligibility criteria and standard conditions?**

- Yes  In making the proposed amendment, I can comply with all the relevant eligibility criteria and the standard conditions for all relevant activities.
- In making the proposed amendment, I can comply with all of the relevant eligibility criteria but cannot comply with all of the standard conditions for all relevant activities. Further detail is provided below in relation to the standard conditions which cannot be met and any requested variations.
- In making the proposed amendment, I cannot comply with the relevant eligibility criteria or the standard conditions for all relevant activities and further detail has been provided below.

DETAILS IF ELIGIBILITY CRITERIA OR STANDARD CONDITIONS CANNOT BE MET DUE TO THE PROPOSED AMENDMENT

SEE ATTACHED HAIL CREEK TRANSITION PROJECT SECTION 226 CONSIDERATION REPORT, IN PARTICULAR, SEE TABLE 5, ITEMS (G) & (I) ON PAGE 27

- No → go to question 5

**5. Do you currently have financial assurance held as part of the approved environmental authority**

- Yes →  I will not need to change the financial assurance in relation to this amendment.
- I will be changing the financial assurance and have attached the form Application to Amend or Discharge Financial Assurance for an Environmental Authority (EM875)
- I will be changing the financial assurance and will be amending or replacing my Plan of Operations.

- No

If you currently have a Plan of Operations in place and would like to change the amount of financial assurance held, please contact Permit and Licence Management. Details are provided at the end of this form.

For information on the type of ERAs, please refer to the business and industry website:  
[www.business.qld.gov.au](http://www.business.qld.gov.au)

**6. What is the ERA type you are applying to amend?**

- Prescribed ERA—this application involves only prescribed ERA activities → go to question 7
- Resource activity—this application involves resource activities → go to question 11

**Prescribed ERA information**

This question is only relevant to prescribed ERAs as resource activities will not trigger assessable development under the *Sustainable Planning Act 2009*.

**7. Are there any development permits in effect or have any development applications been made under the Sustainable Planning Act 2009 to carry out the proposed amendment?**

- Yes → provide a list of applicable development permits or applications below
- No → go to question 8

DEVELOPMENT PERMIT/ APPLICATION NUMBER	DEVELOPMENT PERMIT/ APPLICATION NAME	ASSESSMENT MANAGER	DATE OF APPLICATION OR APPROVAL	EXPIRY DATE

Provide a list of all the ERAs that are to be removed from the environmental authority and identify whether the ERA has commenced.

**8. Is this application to remove an ERA from your environmental authority?**

- Yes → complete this question—go to question 9
- No → go to question 17

ERA NUMBER AND NAME	THRESHOLD	COMMENCED (YES/NO)	LOCATION (INCLUDING ALL LOT ON PLAN/TENURE DETAILS)

If you have identified above that any of the ERAs have not

The final rehabilitation report must be completed in the correct template and contain all the information specified in the template. The final rehabilitation report template is available at [www.qld.gov.au](http://www.qld.gov.au) using the publication number (EM872) as a search term.

Only a person with appropriate environmental expertise and/or experience in planning and executing site operations should sign this compliance statement. This person may be the environmental authority holder, a full time employee of the environmental authority holder or a consultant to the environmental authority holder.

Methods to verify compliance may include a desktop assessment of documentation, an interview with the landowner/holder or a field operator or a site inspection. Evidence used may include photographs, statements and other documentation (maps, plans, approvals, monitoring results etc.).

commenced, please complete the below:

- I declare that where identified, the ERAs above have not commenced.

**9. Does your environmental authority contain any rehabilitation conditions that are applicable to the ERAs that you are requesting be removed from the environmental authority?**

- Yes → you must attach a final rehabilitation report
- No

**10. Compliance statement**

*This compliance statement must be completed by, or on behalf of the environmental authority holder. Once completed, go to question 17*

Attach a separate document to this application form which states the extent to which:

- the ERAs being removed from the environmental authority have complied with each relevant condition of approval
- the final rehabilitation report is accurate (include the date of the final rehabilitation report). Note: The compliance statement only needs to be made for the final rehabilitation report if the answer to question 9 is 'Yes'

Describe the qualifications and experience of the person signing the compliance statement.

Provide details of the date, method and evidence used to verify compliance and accuracy.

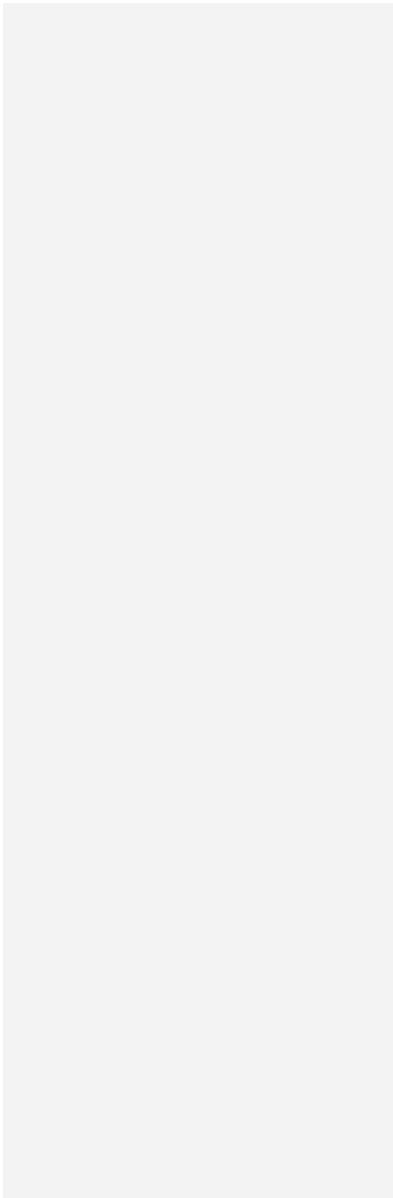
Provide the contact number of the person signing the compliance statement

I .....

(insert name and position of person making the compliance statement)

- make the compliance statement by or for the holder of the environmental authority
- confirm that, to the best of my knowledge, all information provided as part of this compliance statement, including attachments, is true, correct and complete. I am aware that it is an offence under section 480 of the *Environmental Protection Act 1994*, to give the administering authority information that I know is false, misleading or incomplete
- confirm that, to the best of my knowledge, this compliance statement, including attachments, does not include false, misleading or incomplete information
- confirm that, to the best of my knowledge, I have not knowingly failed to reveal any relevant information or document to the administering authority
- confirm that, to the best of my knowledge, all information provided in this compliance statement, including attachments, address the relevant matters and are factually correct
- confirm that the opinions expressed in this compliance statement, including attachments, are honestly and reasonably held
- I understand that all information supplied as part of this compliance statement, including attachments, can be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.

SIGNATURE
DATE



### Resource activity information

The SCL trigger map is a statutory map under the *Strategic Cropping Land Act 2011* that identifies the location and extent of SCL and potential SCL. It can be found of the Department of Natural Resources and Mines website at [www.dnrm.qld.gov.au](http://www.dnrm.qld.gov.au). The Interactive Resource Tenure Mapping software also includes and SCL map layer.

**11. Is there strategic cropping land (SCL) or potential SCL anywhere within the project area covered by the proposed amendment to the environmental authority?**

- Yes → go to question 12
- No → you do not need to consider SCL any further and can go to question 14

Resource activities include entry on land that is SCL or potential SCL.

If you declare that you will not locate resource activities on SCL or potential SCL and fail to comply with this declaration, compliance action under the *Strategic Cropping Land Act 2011* may result.

Any future applications to amend the environmental authority that results in resource activities being located on SCL or potential SCL will need to meet the requirements of the *Strategic Cropping Land Act 2011*. This may include the need to make an application under the *Strategic Cropping Land Act 2011* for a SCL assessment.

Application forms for a SCL compliance certificate and SCL protection decision are available on the Department of Natural Resources and Mines website at [www.dnrm.qld.gov.au](http://www.dnrm.qld.gov.au).

You may only apply for a SCL compliance certificate if you can comply with the SCL standard conditions for resource activities (SCL code). The SCL code is available on the Department of Natural Resources and Mines website at [www.dnrm.qld.gov.au](http://www.dnrm.qld.gov.au). If you cannot comply with the SCL code, you must apply for a SCL protection decision.

You are required to make a SCL application (compliance certificate or protection decision) for each environmental authority (or amendment to an environmental authority) application that proposes to locate resource activities on SCL or potential SCL. This is the case even where a compliance certificate or protection decision already exists as a result of a previous environmental authority (or amendment to an environmental authority) application.

If you are not required to make an SCL application because you are eligible for exclusion from the *Strategic Cropping Land Act 2011*, you must attach evidence to your application that demonstrates your eligibility. Refer to sections 283 and 284 of the *Strategic Cropping Land Act 2011* for full details.

**12. Will any activities proposed under this environmental amendment application, be located on SCL or potential SCL?**

- Yes → go to question 13
- No → by ticking this box I declare that:
- (i) this application does not include any resource activities proposed to be conducted directly on SCL or potential SCL, and
  - (ii) I will not allow the conduct of any resource activities, proposed under this application, directly on SCL or potential SCL.

You do not need to consider SCL any further.

Go to question 14

**13. Which SCL assessment process do you choose to undertake?**

- SCL compliance certificate application → complete the relevant application form, or provide the application reference if a relevant application has already been lodged.  
Application reference:
- SCL protection decision application → complete the relevant application form, or provide the application reference if a relevant application has already been lodged  
Application reference:
- No SCL application → I am eligible for exclusion from all of the *Strategic Cropping Land Act 2011* under Chapter 9, Division 2. Supporting evidence has been attached.

A biodiversity offset is required where an applicant has demonstrated they have made all practical and reasonable efforts to avoid and minimise impacts on State significant biodiversity values, but there is a residual development impact on 1 or more of these values

The Queensland Biodiversity Offsets Policy can be accessed at [www.ehp.qld.gov.au](http://www.ehp.qld.gov.au).

This question applies if the current activity is a resource activity or the application is to add a resource activity to an existing operation.

Both the administering authority and the applicant have responsibilities to make the application notice and application documents available on a website during the public notification period. If the applicant has a website the administering authority will link to the location where the applicant will store these documents. A word searchable electronic PDF copy of the application documents must also be included.

'Resource activities' include mining, geothermal, greenhouse gas storage, petroleum or coal seam gas activities.

The administering authority will only link to the applicant's site or post the application documents if it is determined that the amendment represents a 'major amendment'.

**14. Biodiversity offsets**

Will the proposed amendment cause a negative impact to a state significant biodiversity value?

- Yes → attach supporting information that:
  - demonstrates that all practical and reasonable efforts to avoid and minimise impacts on State significant biodiversity values has been undertaken.
  - describes how the requirements of the Queensland Biodiversity Offsets Policy will be met.
- No
- Don't know/uncertain

**15. Does the application relate to a resource activity for which public notice requirements will apply?**

- Yes →  I have included details of the website where copies of the application notice and application documents will be made available during public notification stage. If the administering authority will require permission to link to this website, also provide contact details of the person who will be able to assist the administering authority in this process.
- I cannot make this information available on a website. All of the application information has been provided to the administering authority in an electronic format.
- No → go to question 16

WEBSITE ADDRESS	<a href="http://www.riotintocoalaustralia.com.au/">http://www.riotintocoalaustralia.com.au/</a>
CONTACT NAME	Anthony Russo
TELEPHONE	07 3625 4823
EMAIL	anthony.russo@riotinto.com

An ineligible ERA is an activity that either does not comply with the eligibility criteria or does not have any eligibility criteria in place.

**16. Does the proposed amendment relate to coal seam gas (CSG) activities that are ineligible ERAs?**

- Yes →  I have determined that the amendment will not change the way that CSG water is managed.
- I have determined that the amendment will change the way that CSG water is managed and have provided the mandatory information set out below.
- No → go to question 17

	MANDATORY INFORMATION
<input type="checkbox"/>	The quantity of CSG water the applicant reasonably expects will be generated in connection with carrying out each relevant CSG activity.
<input type="checkbox"/>	The flow rate at which the applicant reasonably expects the water will be generated.
<input type="checkbox"/>	The quality of the water, including changes in the water quality the applicant reasonably expects will happen while each relevant CSG activity is carried out.
<input type="checkbox"/>	The proposed management of water including, for example, the use, treatment, storage or disposal of the water.
<input type="checkbox"/>	The measurable criteria ('management criteria') against which the applicant will monitor and assess the effectiveness of the management of the water, including, for example, criteria for each of the following: (i) the quantity and quality of the water used, treated, stored or disposed of (ii) protection of the environmental values affected by each relevant CSG activity (iii) the disposal of waste, including, for example, salt, generated for the management of the water.
<input type="checkbox"/>	The action proposed to be taken if any of the management criteria are not complied with, to ensure that the criteria will be able to be complied with in the future.
<input type="checkbox"/>	If the application includes a CSG evaporation dam, an evaluation of the following must be provided: (i) best practice environmental management for managing CSG water (ii) alternative ways for managing CSG water (iii) whether there is a feasible alternative to a CSG



	<p>evaporation dam for managing the water. Note if the evaluation shows that there is a feasible alternative option, the CSG evaporation dam cannot form part of the water management for this amendment application.</p>
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**General ERA information**

Completion of an EIS process is defined in section 60 of the EP Act.

The information provided here will assist the administering authority in deciding whether an EIS is required.

For further information refer to the guideline: Triggers for Environmental Impact Statements under the *Environmental Protection Act 1994* for mining, petroleum and gas activities. This guideline is available at [www.qld.gov.au](http://www.qld.gov.au)

**17. Has an environmental impact statement (EIS) process that includes the proposed amendment, been completed?**

- Yes →  I have assessed the environmental risks of the proposed amendment and consider them to be the same as was assessed in the EIS. Go to question 20
- I have assessed the environmental risks of the proposed amendment and consider them to be the different to what was assessed in the EIS. Go to question 18
- No → go to question 18

**18. EIS triggers**

Tick the relevant boxes below. If yes is ticked, you must describe or attach details of how the criterion is triggered including details of the impact.

<p><i>Only answer this question if the current ERA project is for an existing mine extracting between 2–10 million tonnes per year of run of mine (ROM) ore or coal.</i></p> <p>Is the proposed ERA amendment for an increase in the annual extraction of more than 100% or 5 million tonnes per year (whichever is the lesser)?</p>	<p><input type="checkbox"/> YES</p> <p><input checked="" type="checkbox"/> NO</p> <p><input type="checkbox"/> N/A</p>	
<p><i>Only answer this question if the current ERA project is for an existing mine extracting over 10 million tonnes per year of ROM ore or coal.</i></p>	<p><input type="checkbox"/> YES</p> <p><input checked="" type="checkbox"/> NO</p> <p><input type="checkbox"/> N/A</p>	

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<p>Is the proposed ERA amendment for an increase in annual extraction of more than 10% or 10 million tonnes per year (whichever is the lesser)?</p>		
<p><i>Only answer this question if the current ERA project is for an existing mine extracting over 20 million tonnes per year of ROM ore or coal extraction.</i></p> <p>Is the proposed ERA amendment for an increase in annual extraction of greater than 25%?</p>	<p><input type="checkbox"/> YES</p> <p><input type="checkbox"/> NO</p> <p><input checked="" type="checkbox"/> N/A</p>	
<p>Is the proposed ERA amendment for a mining activity that will extend into a Category A or B environmentally sensitive area, unless previously authorised by the state?</p>	<p><input type="checkbox"/> YES</p> <p><input checked="" type="checkbox"/> NO</p> <p><input type="checkbox"/> N/A</p>	
<p>Is the proposed ERA amendment for a mining activity that would involve a substantial change in mining operations?</p> <p>For example: from underground to open cut, or (for underground mining) a change in operations that currently causes little subsidence but with the proposed ERA amendment, is likely to cause substantial subsidence?</p>	<p><input type="checkbox"/> YES</p> <p><input checked="" type="checkbox"/> NO</p> <p><input type="checkbox"/> N/A</p>	<p>The Project would include both open cut and underground longwall mining entirely within the Surface Rights Area of ML 4738. The Hail Creek Transition Project Section 226 Consideration Report provides detail regarding the proposed underground mining and the potential impacts of the underground mining. See in particular, Sections 1, 4.3.4, and</p>

		Section 6.
Is the proposed ERA amendment for a mining activity and a novel or unproven resource extraction process, technology or activity, is being proposed?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A	
Is the proposed ERA amendment for a petroleum and gas activity that is likely to have a total disturbance area of greater than 2000 hectares at any 1 time during the life of the proposed project? This includes areas occupied by well pads (single or multi-directional), access tracks and roads, water storages, and process plants	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	
Is the proposed ERA amendment for a petroleum and gas activity that is likely to involve the construction of a high pressure pipeline over a distance of 300 kilometres or greater	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	
Is the proposed ERA amendment for a petroleum and gas activity that is likely to involve the construction of a liquefied natural gas plant	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	

The administering authority may decide that an EIS is required for the amendment application (refer to section 142 of the EP Act).

Public notification may also be applicable to the amendment if the application is for a resource activity and the proposed amendment is considered to be a 'major amendment' (as defined in section 223 of the EP Act).

### 19. Assessment of the environmental impact and provision of specific supporting information

You must provide an assessment of the likely impact of the proposed amendment on the environmental values, including the following mandatory information in the table below, unless the not applicable check box is ticked.

Only tick the 'Not Applicable' check box if the proposed amendment does not cause a change to the environmental values, aspects and impacts as approved under the current environmental authority.

	MANDATORY INFORMATION	N/A
•	A description of the environmental values likely to be affected by the proposed amendment	<input type="checkbox"/>
•	Details of any emissions or releases likely to be generated by the proposed amendment	<input type="checkbox"/>
•	A description of the risk and likely magnitude of impacts on the environmental values	<input type="checkbox"/>
•	Details of the management practices proposed to be implemented to prevent or minimise adverse impacts	<input type="checkbox"/>
•	Details of how the land the subject of the application will be rehabilitated after each relevant activity ceases.	<input type="checkbox"/>

To provide a response to the mandatory information, specific supporting information must be provided to the administering authority, the type and detail of which will depend on your particular ERA project. Support material for technical information requirements, is located on the business and industry website [www.business.qld.gov.au](http://www.business.qld.gov.au).

You must include a description of the proposed measures for minimising and managing waste generated by the proposed amendments.

For further information on technical information to provide with your application, please refer to the business and industry website [www.business.qld.gov.au](http://www.business.qld.gov.au):

**20. Will waste generation or management be changed as a result of the amendment?**

- Yes → provide details of how the waste will be minimised or managed below.
- No → go to question 21

WASTE MANAGEMENT DETAILS

See detail identified in the attached Hail Creek Transition Project Section 226 Considerations Report, in particular Section 4.5 and Section 6.6.6.

**21. Is this land currently subject to an environmental protection order or a site management plan?**

- Yes →  I have an environmental protection order in place and the details are provided below.

I have a site management plan in place and the details are provided below.

No → go to question 22

PROVIDE THE REFERENCE NUMBER AND BRIEF DETAILS

**22. Is any part of the land currently recorded in, or previously been recorded in, the environmental management register?**

Yes → complete the below table and provide the additional details requested

No → go to question 23

PLEASE TICK RELEVANT BOXES	YES	NO	ADDITIONAL DETAILS
Has the land been removed from the environmental management register?	<input type="checkbox"/>	<input type="checkbox"/>	If yes is ticked, you must attach evidence (e.g. a notice) advising that details have been removed from the environmental management register

**23. Payment of fees**

Application fee:	\$ 285.60
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If your application is approved you must pay a supplementary annual fee within 20 business days of the amended environmental authority being issued. An invoice will be issued for the supplementary annual fee.

Operation of the amended activity cannot commence until the supplementary annual fee is paid.

You may pay your fee via cheque, money order or credit card.

Select the payment method below:

- Payment by cheque or money order made payable to the Department of Environment and Heritage Protection (attached).
- Payment by cheque or money order made payable to the Department of Agriculture, Fisheries and Forestry

The first step towards payment is to calculate the fees payable. Information on these fees can be located in the information sheets Fees for Permits for Environmentally Relevant Activities (ERAs) (EM33) and Summary of Annual Fees for Environmentally Relevant Activities (ERAs) (EM389), available at [www.qld.gov.au](http://www.qld.gov.au).

The highest annual fee of any activity associated with the ERA project will be the annual fee for this application. If the annual fee increases because of the amendment, a supplementary annual fee is payable.

Any outstanding annual fees for this environmental authority must be paid before this application will be processed.

If the application involves SCL, the applicable SCL fee can be found at [www.dnrm.qld.gov.au](http://www.dnrm.qld.gov.au) or in the Strategic Cropping Land Regulation 2011.

To pay by credit card you will need to

provide contact details so you can be contacted for your credit card payment to be made over the phone.

(attached).

Please contact me (the applicant) for credit card payment:

Phone number: 07 3625 4823

Where there is more than 1 holder of the environmental authority, this declaration is to be signed by all holders, unless there is an agreement between all holders that 1 can sign on behalf of the other.

**Note:** If only 1 holder is signing this application form, they are committing all holders to the content of the application and the declaration.

Where the environmental authority holder is a company, this form must be signed by an authorised person for that company.

#### Privacy statement

The Departments of Environment and Heritage Protection (EHP) and Agriculture, Fisheries and Forestry (DAFF) are collecting the information on this form to process your amendment application for an environmental authority. This collection is authorised under sections 222 to 227 of the *Environmental Protection Act 1994*. Some information may be given to the Department of Natural Resources and Mines (DNRM) for the purposes of processing this application and/or the administration of the *Strategic Cropping Land Act 2011*. Your personal information will only be accessed by authorised employees within these departments and will not be disclosed to any other parties unless authorised or required by law. For queries about privacy matters please email [privacy@ehp.qld.gov.au](mailto:privacy@ehp.qld.gov.au) or telephone: (07) 3330 5436.

## 24. Declaration

**Note:** If you have not told the truth in this application you may be prosecuted.

Where an agreement is in place between all holders of the environmental authority, that 1 holder can sign on behalf of the other joint holders, please tick the below checkbox.

I have the authority to sign this form on behalf of all the joint holders of the environmental authority.

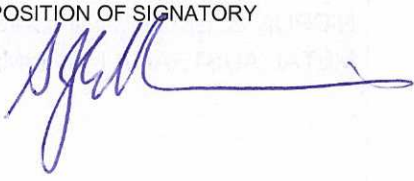

I declare that:

- I am the holder of the environmental authority, or authorised signatory for the holder of the environmental authority.
- If the proposed amendment is made, the relevant activities will continue to comply with the eligibility criteria for all eligible ERAs, or where they cannot, I have indicated otherwise in my application and provided the required support information.
- The information provided is true and correct to the best of my knowledge. I understand that it is an offence under section 480 of *the Environmental Protection Act 1994* to give to the administering authority or an authorised person a document containing information that I know is false, misleading or incomplete in a material particular.
- I understand that failure to provide sufficient information may result in the application being refused.
- I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.
- I understand that I am responsible for managing the environmental impacts of these activities, and that approval of this application is not an endorsement by the administering authority of the effectiveness of management practices proposed or implemented.
- I give permission for the administering authority to provide a link to public notification documents on a website, the location and access requirements of which were provided in question 15.
- I understand that it is an offence under section 227 of the *Strategic Cropping Land Act 2011* to give to an authorised person


Application to amend an environmental authority

a document containing information that is false or misleading in a material particular. I consent to and acknowledge that the information provided on this form will be given to authorised persons under the *Strategic Cropping Land Act 2011* in appropriate circumstances in relation to the administration of that Act.

- I understand that an incomplete application (including applications that do not include the fee) may be invalid. Invalid applications will be returned without processing and will only be processed if resubmitted with all invalidating issues addressed.

APPLICANT'S NAME Queensland Coal Pty Ltd	
APPLICANT'S SIGNATURE Simon John Ellinor      Paul Matthew Borg	
POSITION OF SIGNATORY 	DATE
DIRECTOR	
	COMPANY SECRETARY

**Application form**  
**Application to amend an environmental authority**

JOINT HOLDER'S NAME (IF APPLICABLE) MARUBENI COAL PTY LIMITED   SUMISHO COAL DEVELOPMENT QUEENSLAND PTY LIMITED	JOINT HOLDER'S SIGNATURE (IF APPLICABLE)  
JOINT HOLDER'S NAME (IF APPLICABLE) NIPPON STEEL & SUMITOMO METAL AUSTRALIA PTY LIMITED	JOINT HOLDER'S SIGNATURE (IF APPLICABLE)

**Applicant checklist**

- Application form has been signed and all questions completed.
- Question 5: Application to Amend or Discharge Financial Assurance for an Environmental Authority (EM875) is attached (if applicable).
- Question 13: Supporting evidence of exclusion from meeting the requirements of the *Strategic Cropping Land Act 2011* has been attached (if applicable)
- Question 14: Supporting information for biodiversity offsets attached (if applicable)
- Question 16: mandatory information for the assessment of coal seam gas activities attached (if applicable)
- Question 19: mandatory information for assessment of environmental impacts attached (if applicable)
- Fees paid or enclosed.


**Please include a word searchable electronic PDF copy of the application documents when you lodge your application.**



**Application form**

**Application to amend an environmental authority**

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<p>JOINT HOLDER'S NAME (IF APPLICABLE) MARUBENI COAL PTY LIMITED</p>    <p>SUMISHO COAL DEVELOPMENT QUEENSLAND PTY LIMITED</p>	<p>JOINT HOLDER'S SIGNATURE (IF APPLICABLE)</p>    
<p>JOINT HOLDER'S NAME (IF APPLICABLE) NIPPON STEEL &amp; SUNITOMO METAL AUSTRALIA PTY LIMITED</p>	<p>JOINT HOLDER'S SIGNATURE (IF APPLICABLE)</p>


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**Application to amend an environmental authority**

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JOINT HOLDER'S NAME (IF APPLICABLE) MARUBENI COAL PTY LIMITED  SUMISHO COAL DEVELOPMENT QUEENSLAND PTY LIMITED	JOINT HOLDER'S SIGNATURE (IF APPLICABLE)
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**Further information**

The latest version of this publication and other publications referenced in this document can be found at [www.qld.gov.au](http://www.qld.gov.au) using the relevant publication number (EM847 for this form) as a search term.

**Please submit your completed application kit to:**

**For a mining ERA where the proposed amendment impacts upon the resource tenure:**

Mining Registrar  
Department of Natural Resources and Mines  
DNRM have a list of office locations for mining registrars on their website [www.dnrm.qld.gov.au](http://www.dnrm.qld.gov.au)

**For ERA 2, ERA 3 or ERA 4**

**Post:**

Senior Environmental Scientist  
Animal Industries  
Department of Agriculture, Fisheries  
and Forestry  
PO Box 102  
TOOWOOMBA QLD 4350

**Enquiries:**

Phone: (07) 4688 1374  
Fax: (07) 4688 1192  
Email: [livestockregulator@daff.qld.gov.au](mailto:livestockregulator@daff.qld.gov.au)

**For all other ERAs**

**Post:**

Department of Environment and  
Heritage Protection  
GPO Box 2454  
BRISBANE QLD 4001

**Courier or hand delivery:**

Permit and Licence  
Management  
Department of Environment  
and Heritage Protection  
Level 3, 400 George Street  
BRISBANE QLD 4000  
Business hours: 8:30am–  
4:30pm business days

**Enquiries:**

Permit and Licence Management  
Phone: 13 QGOV (13 74 68)  
Fax: (07) 3330 5875  
Email: [palm@ehp.qld.gov.au](mailto:palm@ehp.qld.gov.au)