

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.

It is recommended that you read the information on what to provide with an application, prior to making an amendment application. This information is located on the Queensland Government's Business and Industry Portal at www.business.qld.gov.au (use the search term "environmental licences"). This website also has a diagnostic tool called a "Forms and fees finder" which will take you through a series of questions and provide a customised result which will identify any forms, fees and supporting information you need to make an application.

You are encouraged to have a pre-lodgement meeting before applying to amend your environmental authority. If you would like to have a pre-lodgement meeting:

- for prescribed ERAs 2, 3 and 4—contact the Department of Agriculture and Fisheries by email at livestockregulator@daf.qld.gov.au.
- for any other ERA—please fill out and lodge the form "Application for pre-lodgement services" (ESR/2015/1664¹), prior to lodging this application form.

Checklist for making an amendment application

You must complete the checklist below and overleaf before you continue with the application form. If your application is for:

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

¹ 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.

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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.

Checklist questions	YES NO	Guidance
Section 1 – all applications		
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 two or more environmental authorities?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	If yes, you cannot use this form. Please use either the form Application to amalgamate two or more environmental authorities into an amalgamated corporate authority (ESR/2015/1734), or Application to amalgamate two or more environmental authorities into an amalgamated project or local government authority (ESR/2015/1735).
Is the amendment to add an ERA to an amalgamated local government authority and there is not an appropriate degree of integration between the proposed activity and the existing activities on the authority?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	If yes, you cannot use this form. You will need to apply for a new environmental authority. For a standard application use the form Standard environmental authority application (prescribed activity) (ESR/2015/1793) or Standard environmental authority application (resource activity) (ESR/2015/1755). For a variation application, use the form Variation environmental authority (prescribed activity) (ESR/2015/1796) or Variation environmental authority (resource activity) (ESR/2015/1756). For a site-specific application use the form Site-specific environmental authority application (prescribed ERA) (ESR/2015/1792) or Site -specific environmental authority application (resource activity) (ESR/2015/1757).
Is the amendment to add an ERA to an amalgamated project authority and the proposed activity does not form part of the single integrated operation conducted under the authority?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	If yes, you cannot use this form. You will need to apply for a new environmental authority. See form details above.
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 (ESR/2015/1752).
Is the amendment to remove or amend a condition requiring compliance with the eligibility criteria, and is a result of changes to the activity?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	If yes, you cannot use this form. Please make a site-specific application for a new environmental authority using the form Site-specific environmental authority application (prescribed ERA) (ESR/2015/1792) or Site-specific environmental authority application (resource

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		<p>activity) (ESR/2015/1757).</p> <p>Note: If the required amendment to the eligibility criteria condition is a result of factors beyond your control such as residential encroachment, rather than a change to the activity, you can use this form. The amendment will be a major amendment.</p>
Section 2 – prescribed ERAs		
<p>Is the amendment for the holder of the environmental authority to transfer all or part of the environmental authority to a person?</p>	<p><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>	<p>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 (ESR/2015/1718).</p>
<p>Does the proposed amendment involve changes to the relevant activity that require a new development application to be lodged under the <i>Sustainable Planning Act 2009</i> (SPA) and the application for the amendment has not been lodged.</p>	<p><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>	<p>If yes, the development application must be lodged before an environmental authority amendment application can be made.</p> <p>Under EP Act, a development application for a material change of use of premises for an environmentally relevant activity is deemed to be also an application for an environmental authority. In this case, an environmental authority amendment application should not be lodged.</p>
<p>Is the proposed amendment solely to add or remove vehicles for ERA 57 (Regulated waste transport) within the approved threshold?</p>	<p><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>	<p>If yes, you do not need to submit this application form. Use the form Details of regulated waste vehicles (ESR/2015/1851).</p>
<p>Is the proposed amendment to add a prescribed ERA, other than an ancillary activity, to an environmental authority for a resource project?</p>	<p><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>	<p>If yes, you cannot use this form to add the prescribed ERA to the environmental authority. You will need to apply for a new environmental authority. Refer Section 1 above for appropriate form.</p>
Section 3 – resource activities (mining, petroleum, geothermal or GHG storage activities)		
<p>Is the amendment for a partial surrender of an environmental authority for a mining, geothermal or petroleum resource activity?</p>	<p><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>	<p>If yes, you cannot use this form. Please use the form Application for surrender of an environmental authority (prescribed ERA) (ESR/2015/1719) or Application for surrender or partial surrender of an environmental authority (resource activity) (ESR/2015/1751).</p>
<p>Is the proposed amendment to add a resource activity to an environmental authority for a prescribed ERA project?</p>	<p><input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>	<p>If yes, you cannot add the resource activity to the environmental authority. You will need to apply for a new environmental authority. Refer Section 1 above for appropriate form.</p>

Definitions of terms used in this form

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

Condition conversion	For an environmental authority, means an amendment replacing all the conditions of the authority with the standard conditions for the environmentally relevant activity which the authority relates. The relevant eligibility criteria and standard conditions must be able to be met.
Eligibility criteria	For an environmentally relevant activity, means eligibility criteria that are in effect for the activity under – (a) an ERA standard; or (b) a code of environmental compliance; or (c) a regulation in respect of a mining activity.
Environmentally relevant activity (ERA)	A resource activity or a prescribed ERA
ERA project	A prescribed ERA project or a resource project.
ERA standard	For an environmentally relevant activity, means the eligibility criteria and/ or the standard conditions set by the administering authority.
Major amendment	For an environmental authority, means an amendment that is not a minor amendment.
Material change of use of premises for an environmentally relevant activity	A category of assessable development requiring a development permit under SPA. Refer Schedule 3, Table 2, Item 1 of the Sustainable Planning Regulation 2009.
Minor amendment	For an environmental authority, means an amendment that is— (a) a condition conversion; or (b) a minor amendment (threshold).
Minor amendment (threshold)	For an environmental authority, means an amendment that the administering authority is satisfied— (a) is not a change to a condition identified in the authority as a standard condition, other than— (i) a change that is a condition conversion; or (ii) a change that is not a condition conversion but that replaces a standard condition of the authority with a standard condition for the environmentally relevant activity to which the authority relates; and (b) does not significantly increase the level of environmental harm caused by the relevant activity; and (c) does not change any rehabilitation objectives stated in the authority in a

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way likely to result in significantly different impacts on environmental values than the impacts previously permitted under the authority; and

- (d) does not significantly increase the scale or intensity of the relevant activity; and
- (e) does not relate to a new relevant resource tenure for the authority that is—
 - (i) a new mining lease; or
 - (ii) a new petroleum lease; or
 - (iii) a new geothermal lease under the Geothermal Energy Act; or
 - (iv) a new GHG injection and storage lease under the GHG storage Act; and
- (f) involves an addition to the surface area for the relevant activity of no more than 10% of the existing area; and
- (g) for an environmental authority for a petroleum activity—
 - (i) if the amendment involves constructing a new pipeline—the new pipeline does not exceed 150km; and
 - (ii) if the amendment involves extending an existing pipeline—the extension does not exceed 10% of the existing length of the pipeline; and
- (h) if the amendment relates to a new relevant resource tenure for the authority that is an exploration permit or GHG permit—the amendment application under section 224 seeks an amended environmental authority that is subject to the standard conditions for the relevant activity or authority, to the extent it relates to the permit.

Mobile and temporary ERA

A prescribed ERA, other than an activity that is dredging material, extracting rock or other material, or the incinerating of waste:

- (a) carried out at various locations using transportable plant or equipment, including a vehicle
- (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)
- (c) carried out at any 1 of the locations:
 - (i) for less than 28 days in a calendar year, or
 - (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.

Prescribed ERA

An environmentally relevant activity that is not a resource activity and is prescribed under section 19 of the EP Act.

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Prescribed ERA project	All prescribed ERAs carried out, or proposed to be carried out, as a single integrated operation.
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.
Resource activity	An activity that is any of the following: <ul style="list-style-type: none">(a) a geothermal activity(b) a greenhouse gas (GHG) storage activity(c) a mining activity(d) a petroleum activity.
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.
Single integrated operation	Occurs when all the below criteria are met: <ul style="list-style-type: none">(a) the activities are carried out under the day-to-day management of a single responsible individual, for example, a site or operations manager(b) the activities are operationally interrelated(c) the activities are, or will be, carried out at one or more places(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.
Underground water rights	Means any of the following: <ul style="list-style-type: none">(a) underground water rights within the meaning of the <i>Mineral Resources Act 1989</i>;(b) underground water rights within the meaning of the <i>Petroleum and Gas (Production and Safety) Act 2004</i>;(c) underground water rights within the meaning of the <i>Petroleum Act 1923</i>, section 87(3).

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The fields marked with an asterisk * are mandatory, if they are not completed then your application may be considered not properly made under section 128 of the *Environmental Protection Act 1994*.

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.

Application details

1. Environmental authority number

ENVIRONMENTAL AUTHORITY NUMBER*
EPML 00716913

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.

NAME OF AGENT - INDIVIDUAL OR CONTACT PERSON IF AGENT IS AN ORGANISATION	
MIDDLEMOUNT COAL PTY LTD	
ORGANISATION NAME, INCLUDING TRADING NAME	
Level 1, 100 Melbourne Street, South Brisbane QLD 4101	
ABN / ACN (IF AN ORGANISATION)	
49122 348 412	
POSTAL ADDRESS (WHERE DIFFERENT FROM ABOVE)	
GPO Box 241	
BRISBANE QLD 4001	
PHONE	FACSIMILE
(07) 4985 0059	(07) 3179 2098
EMAIL	
sflint@middlemountcoal.com.au	
<input checked="" type="checkbox"/> INDICATE IF YOU WANT TO RECEIVE CORRESPONDENCE VIA EMAIL	

Criteria for a major or minor amendment and guidance on the difference between the two can be found in the guideline: 'Major and minor amendments' ESR/2015/1684 and s. 223 of the EP Act. The guideline can be found on the business and industry website:
www.business.qld.gov.au.
Use 'amend an environmental authority' as a search term.

If you have questions regarding whether your amendment will be minor or major you are encouraged to arrange a pre-lodgment meeting with the administering authority.

For information about whether your activity is eligible for standard conditions, please refer to the business & industry website:
www.business.qld.gov.au
Use "activities suitable for standard applications" as a search term.

If your activity operates under a code of environmental compliance, this is now considered to be an ERA Standard. You can apply for a condition conversion to obtain the latest standard conditions for that activity.

For further information about which activities have codes of environmental compliance, use the search term "meeting environmental authority conditions".

2. Describe in detail the proposed amendment and the reason the amendment is being sought*

The decision of whether the amendment is major or minor is made by the administering authority. However, less information is required where the application is minor amendment (condition conversion).

Please indicate below whether you think the proposed amendment will constitute a major or minor amendment.

- Minor amendment – select minor amendment type.
- Minor amendment (condition conversion) – you wish to convert all conditions of your EA to the standard conditions for the ERAs to which the EA relates – Go to question 19

By selecting this amendment type you are certifying that you have a complete and thorough understanding of, and can comply with the ERA Standard (eligibility criteria and standard conditions).

- Minor amendment (threshold) – Please complete the detailed description below.
- Major amendment – please complete the detailed description below.

For a **minor amendment (threshold)** or **major amendment**, provide a detailed description of your proposed amendment.

Include a justification of how your proposed amendment meets the criteria for a major or minor amendment and attach any supporting information to this application.

If the amendment is to add or delete a location, tenure or activity, or to change the threshold of an activity, provide details.

Background information

PROVIDE DETAILS OF THE CIRCUMSTANCES GIVING RISE TO THE PROPOSED AMENDMENT (IF INSUFFICIENT ROOM, ATTACH A SEPARATE DOCUMENT)*.

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Description of the land where the proposed amended activities will be carried out*

- The activity will be carried out within the existing designated areas 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

- An additional site(s) will be added to the environmental authority as follows:

Location(s) (*if applicable)

STREET NUMBER	STREET NAME OFF MIDDLEMOUNT ROAD	SUBURB/TOWN MIDDLEMOUNT
POSTCODE 4746	LOT/PLAN 2 / SP248577 D / CNS136 5 / SP210524 3 / SP282156	SURFACE AREA (M ²) APPROXIMATELY 570 HECTARES OF ADDITIONAL AREA
PORT (IF APPLICABLE)		
TENURE DETAILS (IF APPLICABLE) ML 70379 ML 70417 A MINING LEASE APPLICATION IS BEING PREPARED FOR AN AREA EAST OF ML 70417 THAT WILL BE DISTURBED BY THE EXTENSION.		

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If you are adding a new location/s to the EA please provide details of what ERA's you are planning to undertake on that location/s.

If you are amending the EA to request additional ERAs on locations already authorised by the EA please identify the location the activities are being undertaken

If the activities were assessed as part of a coordinated project declared under the *State Development and Public Works Organisation Act 1971* (SDPWO Act), you are only able to amend Coordinator General conditions if the Coordinator General's evaluation report for the project has lapsed. If you are unsure if the Coordinator General's evaluation report has lapsed, contact the Department of State Development for more information.

GENERAL DESCRIPTION OF LAND E.G. ENVIRONMENTAL VALUES, BIOREGIONS AND REGIONAL ECOSYSTEMS, TERRAIN, SHALLOW GROUND WATER SYSTEMS, FLOODPLAINS, SPRINGS AND SOIL DESCRIPTIONS. A SITE MAP OR SATELLITE IMAGERY SHOWING THESE FEATURES AND THE DESIGNATED AREA FOR THE ACTIVITY SHOULD BE ATTACHED.

REFER TO ATTACHED SECTION 226 CONSIDERATION REPORT FOR A DESCRIPTION OF LAND, AS WELL AS RELEVANT FIGURES.

Details of new ERAs or new location(s) (*if applicable)

ERA NUMBER AND THRESHOLD	LOCATION

Details of proposed condition amendments (*if applicable)

ENVIRONMENTAL AUTHORITY CONDITION(S)	PROPOSED CHANGE & JUSTIFICATION

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If you cannot comply with the eligibility criteria as a result of the proposed amendment, then an amendment to the relevant eligibility criteria condition will also be required. The department will only approve an amendment to the eligibility criteria condition if it is a result of factors beyond your control such as residential encroachment, rather than a change to the activity.

3. Do you currently operate under an ERA standard?*

- No → Go to question 4
- Yes In making the proposed amendment, I can comply with the eligibility criteria and do not need to vary any of the standard conditions.
- In making the proposed amendment, I can comply with the eligibility criteria but am seeking to vary one or more of the standard conditions. Details of the proposed variation have been included under Question 2.
- In making the proposed amendment, I cannot comply with the relevant eligibility criteria for all relevant activities. This is due to factors beyond my control. Further details have been provided below.

DETAILS INCLUDING THE RELEVANT ELIGIBILITY CRITERIA, ERA NUMBER AND THRESHOLD, AND FACTORS AFFECTING COMPLIANCE.

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

4. 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?*

- No → Go to question 5
- Yes → provide a list of applicable development permits or applications below

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

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

5. Is this application to remove a prescribed ERA from your environmental authority for prescribed ERAs?*

- No → Go to Question 8
- Yes → indicate which ERAs are to be removed, then go to question 6

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

If you have identified above that any of the ERAs have not commenced, please complete the below:

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

6. 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 → please attach a rehabilitation report outlining how you have met the conditions

No

7. Compliance with conditions

Please complete a statement addressing compliance with environmental authority conditions by, or on behalf of the environmental authority holder.

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 rehabilitation report is accurate (include the date of the rehabilitation report). Note: The compliance statement only needs to be made for the rehabilitation report if the answer to question 6 is 'Yes'.

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

For guidance on what a rehabilitation report should contain you may use the final rehabilitation report template available at www.qld.gov.au using the publication number (ESR/2015/1616) as a search term.

Only a person with appropriate environmental expertise and/or experience in planning and executing site operations should sign this 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 site operator or a site inspection. Evidence used may include photographs, statements and other documentation (maps, plans, approvals, monitoring results etc.).

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

Provide the contact number of the person signing the statement*

I

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

- make the 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 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 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 statement, including attachments, address the relevant matters and are factually correct
- confirm that the opinions expressed in this statement, including attachments, are honestly and reasonably held
- I understand that all information supplied as part of this statement, including attachments, can be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.

SIGNATURE*	DATE*
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Offset delivery can be staged, however for this to occur, the condition of any approved environmental authority needs to state that both the activity and the offset may be staged. As part of your notice of election for each stage under the *Environmental Offsets Act 2014* you are required to provide a detailed assessment of the quantum of impact of that stage and the offset obligation requirement to be delivered for that stage.

8. Environmental offsets

An environmental offset may be required for an ERA where despite all reasonable measures to avoid and minimise impacts on certain environmental matters, there is still likely to be a significant residual impact on one or more of those matters.

You must verify the presence, whether temporary or permanent, of those environmental matters. For more information refer to the State Significant Impact Guideline at the Queensland Government website at:

www.qld.gov.au/environment/pollution/management/offsets/index.html

Will the proposed amendment result in a significant residual impact to a matter of State environmental significance (MSES)?*

No

Yes, please attach supporting information that:

- details the magnitude and duration of the likely significant residual impact on each prescribed environmental matter (other than matters of local environmental significance) for the entire activity;
- demonstrates that all reasonable measures to avoid and minimise impacts on each of those matters will be undertaken;
- includes a notice of election, if it has not already been submitted; and
- if the activity is to be staged, details of how the activity is proposed to be staged

I have attached the supporting information.

If your amendment application also involves resource activities, go to question 9. Otherwise, go to question 14.

9. Is the resource activity located anywhere within an area of regional interest?*

No

Yes →

Which area of regional interest, has or will require a regional interests development approval (RIDA)?*

Priority agricultural areas (PAAs)

Priority living areas (PLAs)

Strategic environmental areas (SEAs)

Strategic cropping area (SCA)

No RIDA required, I am an exempt activity.

If you have applied or been approved for a RIDA, provide the application reference below:*

A regional interests development approval (RIDA) is required when a resource activity is proposed in an area of regional interest under the *Regional Planning Interests Act 2014*. Further information, including application forms, can be found on the Department of Infrastructure, Local Government and Planning (DILGP) website, www.dilgp.qld.gov.au.

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

10. Does the application relate to an environmental authority for a coal seam gas activity that is an ineligible ERA?*

- No → go to question 11
- Yes →
- I have determined that the amendment will not change the way that CSG water and brine 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.

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: <ul style="list-style-type: none"> (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: <ul style="list-style-type: none"> (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 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.

This question is only required to be completed for amendment applications for resource activities lodged on or after **6 December 2016** when the provisions in the *Environmental Protection (Underground Water Management) and Other Legislation Amendment Act 2016* commence.

For more information about exercising underground water rights or the associated application requirements please refer to the Guideline: Requirements for site-specific and amendment applications – underground water rights (ESR/2016/3275). This guideline will be available on the Queensland Government website at www.qld.gov.au, using the publication number 'ESR/2016/3275' as a search term.

11. Exercising underground water rights

Underground water rights provide the tenure holder with a statutory right to take or interfere with underground water in the area of the tenure if the taking or interference with that water is necessarily and unavoidably obtained in the process of extracting the resource.

If the activity/activities are proposed to be undertaken on a mineral development licence (MDL), mining lease (ML) or petroleum lease (PL), does the proposed amendment involve **changes to the exercise of underground water rights**?*

N/A → The proposed activity/activities are not on a MDL, ML or PL.

No

Yes →

You **must** attach documentation detailing:

- the areas in which underground water rights are proposed to be exercised;
- for each aquifer affected, or likely to be affected, by the exercise of underground water rights:
 - (i) a description of the aquifer;
 - (ii) an analysis of the movement of underground water to and from the aquifer, including how the aquifer interacts with other aquifers and surface water; and
 - (iii) a description of the area of the aquifer where the water level is predicted to decline because of the exercise of underground water rights; and
 - (iv) the predicted quantities of water to be taken or interfered with because of the exercise of underground water rights during the period in which resource activities are carried out.
- the environmental values that will, or may, be affected by the exercise of underground water rights and the nature and extent of the impacts on the environmental values;
- any impacts on the quality of groundwater that will, or may, happen because of the exercise of underground water rights during or after the period in which resource activities are carried out; and
- strategies for avoiding, mitigating or managing the predicted impacts on the environmental values or the impacts on the quality of groundwater.

I have attached the supporting documentation.

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

12. Has an environmental impact statement (EIS) process under Chapter 3 of the EP Act that includes the proposed amendment, been completed?*

No

Yes →

I have assessed the environmental risks of the proposed amendment and consider them to be the same as was assessed in the EIS. A copy of the assessment is attached. Go to question 15.

- I have assessed the environmental risks of the proposed amendment and consider them to be different to what was assessed in the EIS. Go to question 13.

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, using the search term 'triggers for environmental impact statements'.

13. EIS triggers

Where an EIS process under Chapter 3 of the EP Act has not been completed, or if the environmental risk has changed since the EIS was completed, please complete the table below. The information provided here will assist in determining whether an EIS is required. If your response to any question is yes, you must attach details of how the criterion is triggered including details of the impact.

Criteria—EIS triggers	Select
<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>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><input type="checkbox"/> YES</p> <p><input type="checkbox"/> NO</p> <p><input checked="" type="checkbox"/> N/A</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 checked="" type="checkbox"/> YES</p> <p><input type="checkbox"/> NO</p> <p><input type="checkbox"/> N/A</p>

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<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>	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A
<p>Is the proposed ERA amendment for a mining activity and a novel or unproven resource extraction process, technology or activity, is being proposed?*</p>	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A
<p>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?*</p>	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A
<p>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?*</p>	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A
<p>Is the proposed ERA amendment for a petroleum and gas activity that is likely to involve the construction of a liquefied natural gas plant?*</p>	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A

I have attached details of how the criterion is triggered including details of the impact.

This question is not applicable if an EIS process under either the Chapter 3 of the EP Act has been completed for all the activities that are the subject of this application and the environmental risks of the activities and the way they are proposed to be carried out has not changed since the EIS was completed

14. 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.

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.

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Where the 'Not Applicable' option is selected, **sufficient information must be provided to support this determination**, as the determination forms part of the required assessment.

MANDATORY INFORMATION	
A description of the environmental values likely to be affected by the proposed amendment*	Provided <input checked="" type="checkbox"/>
Reason for N/A:	N/A <input type="checkbox"/>
Details of any emissions or releases likely to be generated by the proposed amendment*	Provided <input checked="" type="checkbox"/>
Reason for N/A:	N/A <input type="checkbox"/>
A description of the risk and likely magnitude of impacts on the environmental values*	Provided <input checked="" type="checkbox"/>
Reason for N/A:	N/A <input type="checkbox"/>
Details of the management practices proposed to be implemented to prevent or minimise adverse impacts*	Provided <input checked="" type="checkbox"/>
Reason for N/A:	N/A <input type="checkbox"/>
Details of how the land the subject of the application will be rehabilitated after each relevant activity ceases*	Provided <input checked="" type="checkbox"/>
Reason for N/A:	N/A <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. Supporting material for technical information requirements is located on the business and industry website 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

15. Provide details of the proposed measures for minimising and managing waste generated by any amendments to the relevant activity*

WASTE MANAGEMENT DETAILS. IF WASTE IS TO BE MANAGED ACCORDING TO AN EXISTING WASTE MANAGEMENT PLAN, PROVIDE THE RELEVANT PAGE OR SECTION NUMBERS.

Detailed information on waste management is provided in Section 3.5 of the attached Section 226 consideration report.

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.

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

- No
- 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.

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

- No
- 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.

PROVIDE THE REFERENCE NUMBER AND BRIEF DETAILS

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

- No
- Yes, complete the below table and provide the additional details

PLEASE TICK RELEVANT BOXES	YES	NO	ADDITIONAL DETAILS
Has the land been removed from the environmental management register?	<input type="checkbox"/>	<input checked="" 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.

Application fee

An application fee is payable at the time the application is made. Information on the fee can be located in the information sheet "Fees for permits for environmentally relevant activities (ERAs)" (ESR/2015/1721).

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.

Assessment fee for major amendment

For further information refer to the information sheet "Changes to the Environmental Protection Regulation 2008", available at www.qld.gov.au, using 'ESR/2015/1810' as a search term.

Supplementary annual fee for certain major amendments

The supplementary annual fee can be calculated using the fee calculator, available at www.qld.gov.au, using 'ESR/2015/1731' as a search term.

19. Payment of fees

Application fee*:	\$ 316.60
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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 and Fisheries (attached).

Credit card payments

- For credit card payments for applications to the Department of Environment and Heritage Protection please lodge the application using Connect at www.ehp.qld.gov.au/connect
- For credit card payments for applications relating to mining activities please lodge the application using [MyMinesOnline](#)².
- For credit card payments for applications to the Department of Agriculture and Fisheries please contact me (the applicant) for credit card payment:

Phone number: _____

Note: Additional fees will be payable for a major amendment.

² For more information on payment options go to the Business Queensland website at www.business.qld.gov.au and search 'Forms and fees for mining and resources'

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Assessment fee for all major amendments

Where the proposed amendment is determined by the administering authority to be a major amendment, an assessment fee of 30% of the annual fee for the authority at the time of application, is also payable. The assessment fee is payable once notification of the assessment level decision is issued. The assessment fee must be paid before the assessment of the amendment application can proceed.

Supplementary annual fee for certain major amendments

The supplementary annual fee is payable where the amendment is approved and results in the aggregate environmental score (and hence the annual fee) for the EA increasing. The supplementary annual fee is a pro-rata adjustment to the annual fee for the period from when the amended EA takes effect to the next anniversary day for the EA. This is payable within 20 business days after the approval date.

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

Note: If only one 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 and Fisheries (DAF) are collecting the information on this form to process your amendment application for an environmental authority. This collection is authorised under Chapter 5 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. Your personal information will only be accessed by authorised employees within these departments and will not be disclosed to any other

20. 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.

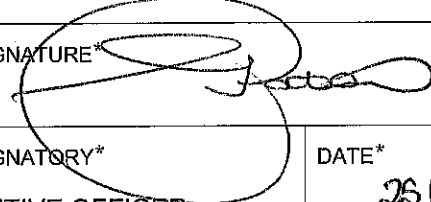
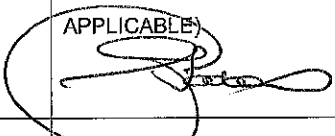
I have the authority to sign this form on behalf of all the joint holders of the environmental authority.

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 ERA Standard (eligibility criteria and standard conditions) for all eligible ERAs, or where they cannot, I have indicated otherwise in my application and provided the required support information.
- If the proposed amendment is a minor amendment (condition conversion) that I can comply with the ERA Standard (eligibility criteria and standard conditions) for each of the ERAs authorised by the environmental authority.
- 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 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.

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parties unless authorised or required by law. For queries about privacy matters please email privacy@ehp.qld.gov.au or telephone: (07) 3330 5436.

APPLICANT'S NAME* MIDDLEMOUNT COAL PTY LTD	
APPLICANT'S SIGNATURE* 	
POSITION OF SIGNATORY* CHIEF EXECUTIVE OFFICER	DATE* 26/7/2017
JOINT HOLDER'S NAME (*IF APPLICABLE) RIBFIELD PTY LTD	JOINT HOLDER'S SIGNATURE (*IF APPLICABLE) 
JOINT HOLDER'S NAME (IF APPLICABLE)	JOINT HOLDER'S SIGNATURE (IF APPLICABLE)

Applicant checklist

- Application form has been signed and all questions completed.
- Question 8: Supporting information for environmental offsets attached (if applicable)
- Question 10: Mandatory information for the assessment of coal seam gas activities attached (if applicable)
- Question 11: Supporting information for exercising underground water rights (if applicable)
- Question 13: Mandatory information for the assessment of EIS triggers and details of the impact (if applicable).
- Question 14: Mandatory information for assessment of environmental impacts attached (if applicable)
- Question 16 Application to amend or discharge financial assurance for an environmental authority (ESR/2015/1752) is attached (if applicable).
- Fees paid or enclosed.

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

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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 using the relevant publication number (ESR/2015/1733 for this form) or title as a search term.

Please submit your completed application 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

For ERA 2, ERA 3 or ERA 4

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

Enquiries:
Phone: (07) 4688 1374
Fax: (07) 4688 1192
Email: livestockregulator@daf.qld.gov.au

For all other ERAs

Post:
Permit and Licence Management
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

Enquiries:
Website: www.business.qld.gov.au
Email: palm@ehp.qld.gov.au
Phone: 13 QGOV (13 74 68)

