

Department of Water and Environmental Regulation (DWER) Department of Mines, Industry Regulation and Safety (DMIRS)

Application for an amendment to a clearing permit

Environmental Protection Act 1986, section 51M

FORM C4

Clearing of native vegetation is prohibited in Western Australia except where a clearing permit has been granted or an exemption applies. A person who causes or allows unauthorised clearing commits an offence.

For further information on the stages of assessment for clearing permit applications (including amendments to existing permits), refer to the <u>Procedure: Native vegetation clearing permits</u> on DWER's website.

CPS No.
Date stamp

Part 1: Assessment bilateral agreement								
If the amendment of a clearing permit will or is likely to impact on a matter of national environmental significance identified under the <i>Environment Protection and Biodiversity Conservation Act</i> 1999 (Cth) (EPBC Act) the original application must have been assessed in accordance with the				earing action assessed in accordance with, or under, an such as the assessment bilateral agreement?				
		Yes E	EPBC number:					
	\boxtimes	No F	Proceed to Part	2				
	List the controlling provisions identified in the notification of the controlled action decision.							
bilateral assessment, and a variation under the EPBC Act is required prior to submitting this amendment application form.								
To be assessed in this manner, the proposed clearing action must be referred to the Commonwealth under the EPBC Act and deemed a 'controlled action' prior to								
submitting this application form. Further information is located in Form Annex C7 and A guide to native vegetation clearing processes under the Assessment bilateral agreement available at www.der.wa.gov.au/our-work/clearing-permits .		Form Ai	nnex C7 is comp	plete and the required supporting information is attached.				

Part 2: Clearing permit details								
Amendments can only be made to active clearing permits. Applications must be made more	Permit number for existing clearing permit	5 UPS1153/3						
than 90 working days prior to the existing permit expiring to ensure there is adequate time to assess the amendment.	Permit holder's name (as it appears on the existing clearing permit)	METALS EXPLORATION PTY LTD						
FILE REFERENCE	Permit expiry date:	31 MAY 2021						
	Mark this box if there are less the existing permit.	s than 90 working days until the expiry of						

Part 3: Applicant										
Applicant details										
To apply for an amendment to a permit you must be the current	Are you applying as an individual, a company or ir one only.							ed body	? Enter det	ails for
holder of the existing permit. Include Australian Company	An	Title	Mr		Mrs		Ms		Other:	
Number (ACN) if the proposed permit holder is a body corporate	individual	Name/s								
or other entity formed at law.	OR									
	other entity	A body corporate or other entity formed at law (include ACN) METALS EXPLORATION PTY LTD ACN: 005 483 009								
Applicant contact details										
If applying as a company or incorporated body, please also supply the registered business	Provide co	ntact details	for the a	above i	ndividua	al or bo	dy corp	orate.		
office address. DWER and DMIRS prefer to send	Contact pe position, if	erson (and applicable)	Mr Ma	ax Mac	zurad					
all correspondence electronically via email. We request that you consent to receiving all correspondence	Company (if applicab		Metal	s Explo	ration P	ty Ltd				
relating to instruments and notices under Part V of the EP Act ("Part V documents") electronically via email by indicating your consent in this	Postal / bu address	siness	PO Box 7248 Cloisters Square PO WA 6850							
section of the application form. Where 'yes' is selected, all correspondence from DWER or	Phone (fixe	ed line):	08 9220 5700 Phone (mobile):							
DMIRS (as applicable) will be sent to you via email, to the email address provided in this section. Where 'no' has been selected,	Email addr	ess	max.maczurad@metalsx.com.au							
Part V documents will be posted to you in hard copy to the postal/business address you have	I consent to all written correspondence between myself (the applicant) and DWER/DMIRS (as applicable), regarding the						Yes	No		
provided in this section. Other general correspondence may still be sent to you via email.	premises which is the subject of this application, being exclusiv via email, using the email address I have provided above.						\boxtimes			
Contact details for enquiries										
If different from the applicant's contact details, enter the contact details of a person with whom DWER or DMIRS should liaise	Where contact details differ to those of the applicant, complete the below section: Contact person (and position, if applicable)									
with concerning this clearing application.	Company name (if applicable)									
	Postal / bu address	I / business ss								
	Phone (fixe	ed line)				Phone	e (mobi	le)		
	Email addr	ess								

Part 4: Proposed amendments									
Additional information to support the assessment of your application to amend may be	Indicate the types of proposed change(s) to your clearing permit by selecting the relevant box(es):								
attached.	\boxtimes	Extend the duration of the clearing permit.							
Please ensure you have included the following as part of your application:		Vary / add / remove a permit condition relating to a matter other than the size or boundary of the area to be cleared.							
a photocopy of the granted clearing permit, with proposed changes highlighted,		Amend the size of the area permitted to be cleared, or add / remove a land parcel on the clearing permit.							
andpayment of the prescribed fee.		Redescribe the boundary of the area authorised to be cleared [for an area permit only]							
When providing details of the proposed change(s), if any		Make a correction to the clearing permit.							
additional clearing is proposed, include details of:		Other.							
the proposed method of the clearing;		de details of the proposed change(s), and the rationale	for it / t	hom					
the purpose of the clearing;		ovide access for safe mineral exploration drilling.	ioi it / ti	ileili.					
the period within which the clearing is proposed to be undertaken (taking note of the published minimum assessment timeframes for DWER / DMIRS, as applicable);		The second of th							
and									
the final land use.									
For an application to amend the size of the area permitted to be cleared, or add a land parcel to the clearing permit, you must have the authority of the landowner to access the land	State the nature of the applicant's authority to access the land to be cleared. Evidence of authority can include e.g. a copy of the certificate of title or a letter of authority signed by the landowner or other person with authority to give legal land access permission. [Attach evidence of authority. Note that a letter of authority must explicitly state the applicant has authority to clear on the land.]								
and undertake the clearing.									
Provide additional property details if required – if applying to extend the size of the area to be cleared	Land description: volume and folio number, lot or location number(s), Crown lease or reserve number, pastoral lease number, or mining tenement number of all properties.								
into another land parcel.									
You must provide evidence that avoidance and mitigation options have been pursued to		alternatives that would avoid or minimise the need earing been considered and applied?	\boxtimes	Yes		No			
eliminate, reduce or otherwise	If yes, provide details:								
mitigate the need for, and scale of, the proposed clearing of native vegetation.	The grading of access track for the drilling rig will be directed around trees and this scrub where practical to enable drilling to be undertaken as near as needed on planned drill sites.								
Refer to DWER's <u>Clearing of</u> <u>native vegetation offsets</u>		ou want to submit a clearing permit offset proposal our application?		Yes	\boxtimes	No			
procedure guideline available on the DWER website, and the EPA's WA Environmental		, provide details, and complete and attach Appendix A ation offsets procedure guideline.	of the C	learing	of nati	ve			
Offsets Policy and Guidelines on the EPA website for further information.									

Part 5: Other DWER approvals									
Instructions: If your application is to be submitted to DMIRS, complete Section A and then skip to Part 6 of this form. If your application is to be submitted to DWER, complete both Sections A and B.									
Section A: Environmental Impact Assessment									
Environmental Impact Assessment (Part IV of the EP Act)									
Has this clearing application or any related matter been referred to the Environmental Protection	☐ Yes – provide details []								
Authority?	⊠ No								
Do you intend to refer the proposal to the Environmental Protection Authority?	Yes – intend to refer (proposal is a 'significant proposal')								
Section 37B(1) of the EP Act defines a 'significant proposal' as "a proposal likely, if implemented, to have a significant effect on the environment".	Yes – intend to refer (proposal will require a section 45C amendment to the current Ministerial Statement) MS []								
If a decision-making authority (e.g. DWER or DMIRS) considers that the proposal in this application is likely to constitute a 'significant proposal', they are required under section 38(5) of the EP Act to refer the proposal to the EPA for assessment under Part IV, if such a referral has not already been made.	□ No – a current valid Ministerial Statement applies: MS []								
If a relevant Ministerial Statement already exists, please provide the MS number in the space provided.	No − not a 'significant proposal'								
Section B: Other approvals									
Pre-application scoping									
Have you had any pre-application / pre-referral / scoping meetings with DWER regarding any planned	□ No								
applications?	☐ Yes – provide details: []								
Works approval / Licence / Registration (Part V Division	n 3 of the EP Act)								
Have you applied or do you intend to apply for a works approval, licence, registration, or an	Yes – application reference (if known): []								
amendment to any of the above, under Part V Division 3 of the EP Act?	☑ No – a valid works approval applies: [PoW 89014]								
It is an offense to perform any action that would cause a premises to become a prescribed premises of a type listed in Schedule 1 of the <i>Environmental Protection Regulations</i> 1987,	□ No – a valid licence applies: []								
unless that action is done in accordance with a works approval, licence, or registration.	☐ No – a valid registration applies: []								
For further guidance, refer to <u>Guideline: Decision making</u> and <u>Guideline: Industry Regulation Guide to Licensing</u> .	☐ No – not required								
Water licences and permits (Rights in Water and Irrigation	tion Act 1914)								
Have you applied or do you intend to apply for:	☐ Yes –application reference (if known): []								
a licence or amendment to a licence to take water (surface water or groundwater); or	☐ No – a current valid licence applies: []								
2. a licence or amendment to a licence to construct wells (including bores and soaks); or	⊠ N/A								
3. a permit or amendment to a permit to interfere with the bed and banks of a watercourse?									
For further guidance on water licences and permits under the Rights in Water and Irrigation Act 1914, refer to the <u>Procedure:</u> <u>Water licences and permits.</u>									

Part 6: Surveys for Assessments (IBSA and IMSA)						
Do you wish to submit marine or biodiversity surveys in support of your application?	☐ Yes					
	No − skip to Part 7					
the preparation of data packages for the Index of Riodiversity Surveys for Assessments (IRSA). If these	All biodiversity surveys that support this application have been submitted to the <i>Index of Biodiversity</i> Surveys for Assessment available at: ibsasubmissions.dwer.wa.gov.au					
applicable) may decline to deal with the application. Please provide the IBSA number(s) (or submission number(s) if IBSA number has not yet been issued) in the space provided. Note that a submission number is not confirmation of acceptance of a biodiversity survey and is not the same as an IBSA number. IBSA numbers are only issued once a survey has been accepted. Once an IBSA number is issued, please notify DWER / DMIRS (as applicable). Please note the assessment timeframes for your application will be suspended until the IBSA number(s) is provided to DWER / DMIRS (as applicable).	Submission number(s) (e.g. IBSASUB- 20200101- 12345A6D) Please list all numbers. If space is inadequate, list on a separate sheet. IBSA number(s) (e.g. IBSA-2020- 0123) Please list all numbers. If space is inadequate, list on a separate sheet.					
Marine surveys submitted to support this application must						
meet the requirements of the EPA's Instructions for the preparation of data packages for the Index of Marine Surveys for Assessments (IMSA). If these requirements are not met, DWER will decline to deal with the application.	application meet the requirements of the EPA's <u>Instructions for the preparation of data packages for the Index of Marine Surveys for Assessments (IMSA)</u> .					

Part 7: Prescribed fee Fees are payable to the: The prescribed fee is to be paid at the time of submitting the application form. · Department of Water and Please indicate the clearing permit application fee that you are paying. **Environmental Regulation** For further guidance, refer to DWER's online clearing fees frequently asked questions. (DWER) for all clearing **AREA PERMIT** purposes other than mineral and petroleum activities \$50 to alter the requirements of an area permit, or to OR OFFICE USE ONLY increase the area covered by an area permit by less Department of Mines, than one hectare. **Industry Regulation and** \$100 to increase the area covered by an area Safety (DMIRS) for mineral permit by between one hectare and 10 hectares. and petroleum clearing activities under the Mining \$200 to increase the area covered by an area Act 1978, various Petroleum permit by more than 10 hectares. Acts, or State Agreement **PURPOSE PERMIT** Acts. \$200 to alter any requirement of a purpose permit. **DWER** will only accept fees paid via either: Payment method (mark applicable box): · DWER's BPoint system, (DWER) Secure credit card payment through BPoint accessible online at: https://dwer.wa.gov.au/mak See www.dwer.wa.gov.au/make-a-payment e-a-payment, Note: Biller Code is '1222355 Clearing Regulation' · secure EFT payment, or Receipt number: • cheque / money order. Date of payment: **DMIRS** will only accept fees (DWER) Secure EFT payment paid via secure credit card See https://dwer.wa.gov.au/make-a-payment for payment, through the **DMIRS** payment details. online payment and application State the name of the intended permit holder clearly lodgement portal. in the EFT payment subject. Date of payment Do not send cash in the mail. (DWER) Cheque / Money Order Please make cheques or money orders payable to the "Department of Water and Environmental Regulation". (DMIRS) Secure credit card payment online through the DMIRS online payment and application lodgement portal. Please note: All applications will be paid online and submitted simultaneously. Please save this application form, along with any supporting document ready for the submission portal and use the link above to pay and submit your application. A receipt will be issued upon submission only. Please ensure this receipt is saved for your records.

Part 8: Application checklist								
Additional information to assist	Please ensure you	ı have i	ncluded the following as part of your a	application:				
in the assessment of your proposal may be attached to	REQUIRED	\boxtimes	Payment of the prescribed fee.					
this application – e.g. reports on salinity, fauna, or flora studies, or other environmental reports conducted for the site could be		\boxtimes	An aerial photograph or map with a north arrow cleatidentifying the areas of vegetation proposed to be c ESRI shapefile.					
included in electronic format		\boxtimes	An index of all documentation attached to this application.					
and submitted on a suitable portable digital storage device.	AS REQUIRED		Copy of the certificate of title or past	toral lease.				
			A copy of the written authorisation p act on behalf of the current clearing		pplicant to			
			Written authority from the landowne conduct the clearing.	r to access the	land and			
			Form Annex C7 – Assessment bilate clearing is also to be assessed unde accredited process.	nder an EPBC Act tive vegetation offsets				
			Appendix A of the Clearing of native procedure guideline if the application clearing permit offsets.					
			IBSA number has been provided in Part 6.					
	ADDITIONAL SUPPORTING	\boxtimes	Photos of application area					
	INFORMATION		Marine surveys, submitted in accordance with the requirements of the EPA's <u>Instructions for the preparation of data packages for the Index of Marine Surveys for Assessments (IMSA)</u> .					
Part 9: Commercially sensitive or	confidential inform	mation						
Part 9: Commercially sensitive or confidential information Information submitted as part of this application will be made publicly available. If you wish to submit commercially sensitive or confidential information, please identify the information in Attachment 1, and include a written statement of reasons why you request each item of information be kept confidential.								
Information submitted later in the application process may also be made publicly available at the discretion of the relevant Department. For any commercially sensitive or confidential information, please follow the same process as described above.								
DWER and DMIRS will take reasonable steps to protect confidential or commercially sensitive information. Please note in particular that all submitted information may be the subject of an application for release under the <i>Freedom of Information Act</i> 1992 (WA).								
All information which you would pro				Attached	N/A			
placed in a redacted version of the application form and its supporting documentation. Note that this is in addition to the unredacted version(s) provided to DWER / DMIRS (as applicable) for its assessment. Grounds for claiming exemption in accordance with Schedule 1 to the <i>Freedom of Information Act 1992</i> must be specified in Attachment 1 (located at the end of this form).								

Part 10: Submission of application Check one of the boxes below to nominate how you will submit your application. Files larger than 50MB cannot be received via email by DWER. Files larger than 45MB cannot be received via email by DMIRS. Larger files can be sent via File Transfer. Alternatively, email DWER or DMIRS (as applicable) to make other If you have any enquiries regarding the provision of relevant information as part of this application, contact either DWER or DMIRS (as applicable), on the details below. A signed, electronic copy of the application form, including all attachments, has been submitted via the applicable email address specified below; \boxtimes A signed, electronic copy of the application form has been submitted via the applicable email address specified below, and attachments have been submitted via File Transfer, or electronically by other means as arranged with П the relevant Department; A full, signed hard copy has been sent to the applicable postal address specified below. П Email or post applications to amend clearing permits granted Email or post applications to amend clearing permits granted by DMIRS, or the former Department of Mines and by DWER, or the former Department of Environment Regulation or former Department of Environment and Petroleum (under delegation) to: Conservation to: Email: nvab@dmirs.wa.gov.au Email: info@dwer.wa.gov.au Department of Mines, Industry Regulation and Safety **Department of Water and Environmental Regulation** Resource and Environmental Compliance Division Locked Bag 10 Locked Bag 100 Joondalup DC WA 6919 EAST PERTH WA 6892 Telephone: 9222 3333 Telephone: 6364 7000 For more information: www.dmirs.wa.gov.au For more information: www.dwer.wa.gov.au Please retain a copy of this form for your records. Incomplete applications will be returned. If there is insufficient space on any part of this form, please continue on a separate sheet of paper and attach to this form

Part 11: Declaration and signature

General

I/We confirm and acknowledge that:

- The information contained in this application is true and correct and I/we acknowledge that knowingly providing information which is false or misleading in a material particular constitutes an offence under section 112 of the *Environmental Protection Act 1986* (WA) and may incur a penalty of up to \$50,000;
- I/We have legal authority to sign on behalf of the applicant (where authorisation provided);
- I/We have not altered the requirements and instructions set out in this application form;
- I/We have provided a valid email address in Part 3 for receipt of correspondence electronically via email from DWER or DMIRS (as applicable) in relation to this application;
- I/We acknowledge that successful delivery to my/our server constitutes receipt of correspondence sent electronically via email from DWER or DMIRS (as applicable) in relation to this application; and
- I/We have provided a valid postal and/or business address in Part 3 for the service of all Part V documents.

Publication

I/We confirm and acknowledge:

- this application (including all attachments apart from the sections identified in Attachment 1) is a public document and may be published;
- marine surveys provided in accordance with Part 6 will be published and used, for the purposes of the IMSA project, in accordance with your declaration made in the *Metadata and Licensing Statement*;
- all necessary consents for the publication of information have been obtained from third parties;
- information considered exempt from public disclosure has been noted by redaction of a separately provided copy of the completed application form and its supporting documentation (in accordance with Part 9), with reasons as to why the information should be exempt in accordance with the grounds specified in Schedule 1 to the *Freedom of Information Act 1992* (WA) being provided in Attachment 1;
- subsequent information provided in relation to this application will be a public document and may be published unless written notice has been given to DWER or DMIRS (as applicable) by the applicant, at the time the information is provided, claiming that the information is considered exempt from public disclosure; and
- the decision to not publish information will be at the discretion of the CEO of DWER or DMIRS (as applicable) and will be made consistently with the provisions of the *Freedom of Information Act 1992* (WA).

Please indicate if you are signing as an individual or a company:								
An individual. If an individual landowner is applying, all landowners must sign this form.								
\boxtimes	A company.	Company name:	METALS EXPLO	N PTY	ACN:	005 483 009		
	A person expressly company must be	y authorised or authorise a legal entity and provid	ed to execute on be e an ACN. Please	half of a	a body co Australia	orporate i an Busine	must sign this form. A ess Number is not sufficient.	
	Other entity form	ed at law.	Provide details:					
G	2			-	02/03/2	2021		
Signatu	ıre				Date			
BRETT	Γ SMITH							
Name								
DIREC	TOR							
Position	า							
S		1.		<u>-</u>	02/03/2	2021		
Signatu	ıre				Date			
PATRI	CK O'CONNOR							
Name								
DIREC	TOR							
Position	า							

ATTACHMENT 1 – Confidential or Commercially Sensitive Information

Request for exen	Request for exemption from publication							
		ished, on the grounds of a relevant exemption found in Schedule 1 to the nere, must be specified in this Attachment. Add additional rows as						
NOT FOR PUBLI	NOT FOR PUBLICATION IF GROUNDS FOR EXEMPTION ARE DETERMINED TO BE ACCEPTABLE							
Section of this form:	Grounds for claiming exemption:							
Section of this form:	Grounds for claiming exemption:							
Section of this form:	Grounds for claiming exemption:							
Full Name								
Signature	 Date							