



CLEARING PERMIT

Granted under section 51E of the Environmental Protection Act 1986

| | |
|-------------------------------|---------------------------------------|
| Purpose Permit number: | 6152/4 |
| Duration of Permit: | From 30 August 2014 to 30 August 2029 |
| Permit Holder: | Evolution Mining (Phoenix) Pty Ltd |

The Permit Holder is authorised to clear native vegetation subject to the following conditions of this Permit.

PART I - CLEARING AUTHORISED

1. Land on which clearing is to be done

Mining Lease 16/199
Mining Lease 16/200
Mining Lease 16/527

2. Clearing authorised (purpose)

The Permit Holder is authorised to clear native vegetation for the purpose of mineral production.

3. Area of Clearing

The Permit Holder must not clear more than 160 hectares of native vegetation within the area cross-hatched yellow in Figure 1 of Schedule 1.

4. Type of Clearing Authorised – staged clearing

The Permit Holder shall not clear native vegetation unless the purpose for which the clearing is authorised is enacted within three months of the authorised clearing being undertaken.

PART II - MANAGEMENT CONDITIONS

5. Avoid, minimise and reduce the impacts and extent of clearing

In determining the amount of native vegetation to be cleared under this Permit, the Permit Holder must apply the following principles, set out in descending order of preference:

- avoid the clearing of native vegetation;
- minimise the amount of native vegetation to be cleared; and
- reduce the impact of clearing on any environmental value.

6. Weed control

When undertaking any clearing or other activity authorised under this Permit, the Permit Holder must take the following steps to minimise the risk of the introduction and spread of *weeds*.

- clean earth-moving machinery of soil and vegetation prior to entering and leaving the area to be cleared;
- ensure that no known or *weed*-affected soil, *mulch*, *fill* or other material is brought into the area to be cleared; and
- restrict the movement of machines and other vehicles to the limits of the areas to be cleared.

7. Vegetation Management

- (a) where practicable the Permit Holder shall avoid *clearing riparian vegetation*; and
- (b) where a *watercourse* or *drainage line* is to be impacted by clearing, the Permit Holder shall ensure that the existing surface flow is maintained.

8. Fauna Management - Malleefowl

Where clearing authorised under this Permit is to occur between 1 September and 31 January, the Permit Holder shall:

- (a) Within two weeks prior to undertaking any clearing, engage an *environmental specialist* to conduct an inspection of the area to be cleared to identify *active (in use) Malleefowl (Leipoa ocellata) mounds*.
- (b) Where an *active (in use) Malleefowl mound* is identified under Condition 8(a) of this Permit, the Permit Holder shall ensure that no clearing occurs within 200 metres of the mound, during the months of September through to January, unless first approved by the *CEO*.

9. Flora Management

- (a) Prior to undertaking any clearing authorised under this Permit, the Permit Holder shall engage a *botanist* to conduct a *targeted flora survey* of the Permit Area for the presence of *threatened flora* and *priority flora* in accordance with *EPA Technical Guidance*.
- (b) Where *threatened flora* or *priority flora* are identified in relation to Condition 9(a) of this Permit, the Permit Holder shall ensure that:
 - (i) prior to undertaking any clearing authorised under this Permit, the Permit Holder shall provide the results of the *targeted flora survey* in a report to the *CEO*;
 - (ii) no clearing occurs within 50 metres of identified threatened flora, unless approved by the *CEO*; and
 - (iii) no clearing of identified *priority flora* occurs and no clearing occurs within 10 metres of identified *priority flora*, unless first approved by the *CEO*.

PART III - RECORD KEEPING AND REPORTING

10. Records to be kept

The Permit Holder must maintain records relating to the listed relevant matters in accordance with the specifications detailed in Table 1.

Table 1: Records that must be kept

| No. | Relevant matter | Specifications |
|-----|---|---|
| 1. | In relation to the authorised clearing activities generally | (a) the location where the clearing occurred, recorded using a Global Positioning System (GPS) unit set to Geocentric Datum Australia 1994 (GDA94), expressing the geographical coordinates in Eastings and Northings; (b) the date that the area was cleared; (c) the size of the area cleared (in hectares); (d) actions taken to avoid, minimise, and reduce the impacts and extent of clearing in accordance with Condition 5; and (e) actions taken to minimise the risk of the introduction and spread of <i>weeds</i> in accordance with Condition 6; and (f) actions taken in accordance with Condition 7. |
| 2. | In relation to fauna management pursuant to Condition 8 | (a) the location of each <i>Leipoa ocellata</i> (Malleefowl) mound, recorded using a Global Positioning System (GPS) unit set to Geocentric Datum Australia 1994 (GDA94), expressing the geographical coordinates in Eastings and Northings or |

| No. | Relevant matter | Specifications |
|-----|---|---|
| | | decimal degrees. |
| 3. | In relation to flora management pursuant to Condition 9 | <p>(a) the name and location of each <i>threatened flora</i> and <i>priority species</i> recorded using a Global Positioning System (GPS) unit set to Geocentric Datum Australia 1994 (GDA94), expressing the geographical coordinates in Easting and Northings;</p> <p>(b) actions taken to demarcate each <i>threatened flora</i> and <i>priority flora</i> species recorded and their relevant buffers; and</p> <p>(c) actions taken to avoid the clearing of <i>threatened flora</i> and <i>priority flora</i> species.</p> |

11. Reporting

- (a) The Permit Holder shall provide a report to the *CEO* by 31 July each year for the life of this Permit, demonstrating adherence to all conditions of this Permit, and setting out the records required under Condition 10 of this Permit in relation to clearing carried out between 1 July and 30 June of the previous financial year.
- (b) If no clearing authorised under this Permit was undertaken between 1 July and 30 June of the previous financial year, a written report confirming that no clearing under this permit has been carried out, must be provided to the *CEO* by 31 July of each year.
- (c) Prior to 30 August 2029, the Permit Holder must provide to the *CEO* a written report of records required under Condition 10 of this Permit where these records have not already been provided under Condition 11(a) or 11(b) of this Permit.

DEFINITIONS

In this Permit, the terms in Table 2 have the meanings defined.

Table 2: Definitions

| Term | Definition |
|-------------------------------------|--|
| active (in use) Malleefowl mound | means a mound with evidence of current Malleefowl (<i>Leipoa ocellata</i>) activity, such as: working of the mound; scratching; litter trails leading to the mound; or loose uncompacted surfaces. The form and structure of the mound will show that it is currently being prepared for egg laying or it already contains eggs. |
| botanist | means a person who holds a tertiary qualification in environmental science or equivalent, and has a minimum of 2 years work experience in identification and surveys of flora native to the bioregion being inspected or surveyed, or who is approved by the CEO as a suitable botanist for the bioregion. |
| CEO | the Chief Executive Officer of the Department responsible for administering the clearing provisions contained within the <i>Environmental Protection Act 1986</i> or an Officer with delegated authority under Section 20 of the <i>Environmental Protection Act 1986</i> . |
| clearing | has the meaning given under section 3(1) of the EP Act. |
| condition/s | a condition to which this clearing permit is subject under section 51H of the EP Act. |
| department | means the department established under section 35 of the <i>Public Sector Management Act 1994</i> (WA) and designated as responsible for the administration of the EP Act, which includes Part V Division 3. |

| Term | Definition |
|--------------------------|---|
| drainage line/s | means a natural depression that carries surface water runoff. |
| environmental specialist | means a person who holds a tertiary qualification in environmental science or equivalent, and has experience relevant to the type of environmental advice that an environmental specialist is required to provide under this Permit, or who is approved by the <i>CEO</i> as a suitable environmental specialist. |
| EP Act | <i>Environmental Protection Act 1986 (WA)</i> |
| EPA Technical Guidance | means Environmental Protection Authority (2016), Technical Guidance - Flora and Vegetation Surveys for Environmental Impact Assessment, EPA, Western Australia. |
| fill | means material used to increase the ground level, or to fill a depression. |
| mulch | means the use of organic matter, wood chips or rocks to slow the movement of water across the soil surface and to reduce evaporation. |
| native vegetation | has the meaning given under section 3(1) and section 51A of the EP Act. |
| priority flora | means those plant taxa described as priority flora classes 1, 2, 3, or 4 in the Department of Biodiversity, Conservation and Attractions' Threatened and Priority Flora List for Western Australia (as amended). |
| riparian vegetation | has the meaning given to it in Regulation 3 of the Environmental Protection (Clearing of Native Vegetation) Regulation 2004. |
| targeted flora survey | means a field-based investigation, including a review of established literature, of the biodiversity of flora and vegetation of the Permit Area, focusing on habitat suitable for flora species that are being targeted and carried out during the optimal time to identify those species. Where target flora are identified in the Permit Area, the survey should also include sufficient surrounding areas to place the Permit Area into local context. |
| threatened flora | means those plant taxa listed as threatened flora under the <i>Biodiversity Conservation Act 2016</i> . |
| watercourse | has the meaning given to it in section 3 of the <i>Rights in Water and Irrigation Act 1914</i> . |
| weed/s | means any plant – <ul style="list-style-type: none"> (a) that is a declared pest under section 22 of the <i>Biosecurity and Agriculture Management Act 2007</i>; or (b) published in a Department of Biodiversity, Conservation and Attractions species-led ecological impact and invasiveness ranking summary, regardless of ranking; or (c) not indigenous to the area concerned. |

END OF CONDITIONS

Officer with delegated authority under Section 20
of the *Environmental Protection Act 1986*

Danielle Risbey

Danielle Risbey | Acting General Manager Mine Closure and Environmental Services
Resource and Environmental Compliance Division
04 April 2024

SCHEDULE 1

The boundary of the area authorised to be cleared is shown in the map below (Figure 1).

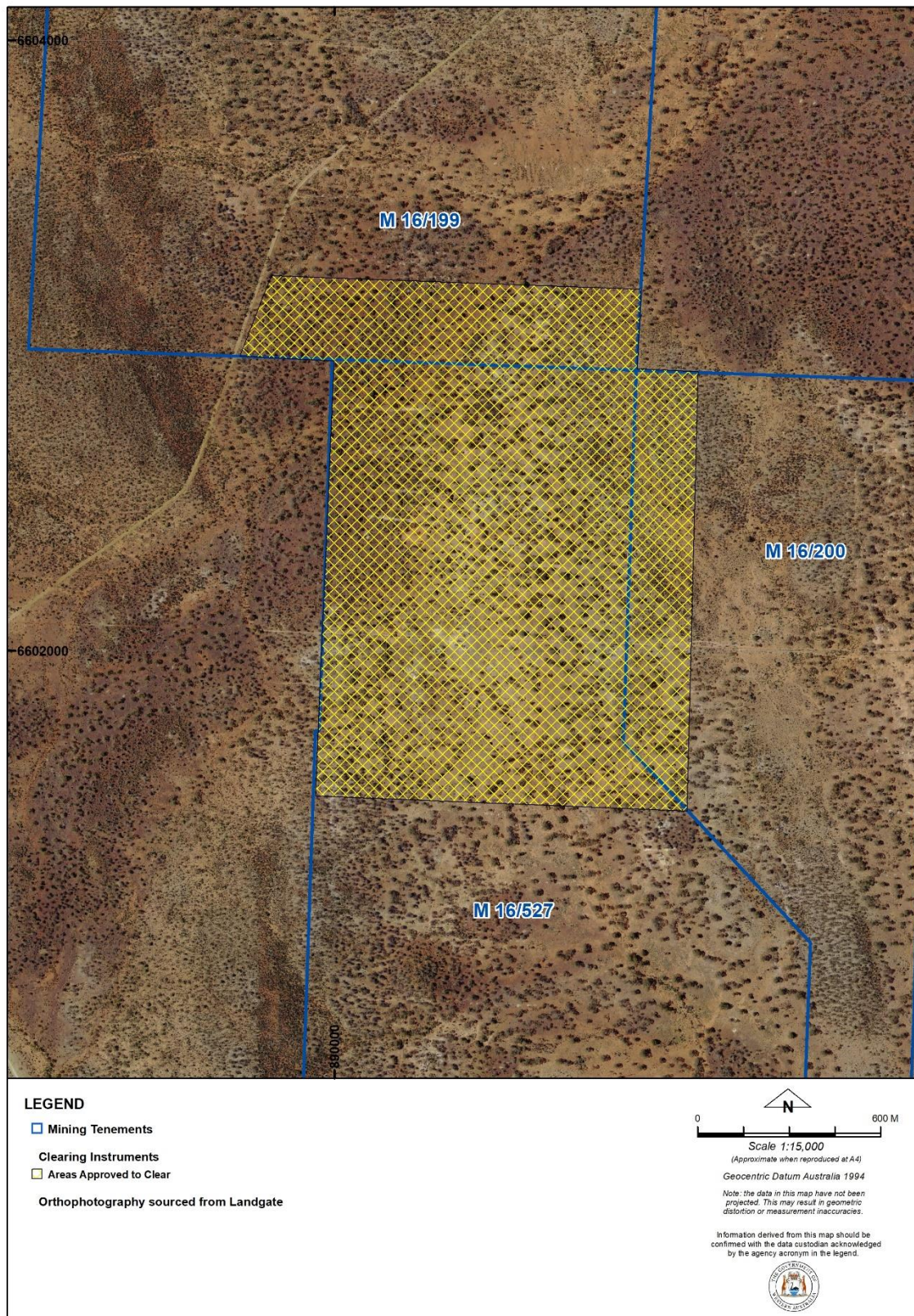


Figure 1: Map of the boundary of the area within which clearing may occur