

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.

CPS No. 6197/5	
14/6/19	
Date stamp	

Part 1: Assessment bilateral agre	ement						
If the amendment of a clearing permit will or is likely to impact on				clearing action assessed in accordance with, as such as the assessment bilateral agreement			
a matter of national environmental significance identified under the		Yes EPBC number:					
Environment Protection and Biodiversity Conservation Act 1999 (Cth) (EPBC Act) the original	$\boxtimes$	No Proceed to Part 2					
application must have been assessed in accordance with the	List the		olling provisions	identified in the notification of the controlled	action		
bilateral assessment, and a variation under the EPBC Act is required prior to submitting this amendment 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 Annex C7 is complete 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		CPS 6197/2			
than 90 working days prior to the existing permit expiring to ensure there is adequate time to assess the amendment.	appe		r's name (as it he existing nit)	Black Oak Minerals Limited			
FILE REFERENCE	Perm	it expiry	date:	04 October 2024			
		this box xisting p		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 appone one only.	olying as an	individu	al, a co	ompany	or inco	orporate	ed bod	y? Enter de	tails 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									
	A body corporther entity law (include	formed at		Oak M 124 37	linerals 4 321	Limite	d			
Applicant contact details										
If applying as a company or incorporated body, please also supply the registered business office address.  DWER and DMIRS prefer to send all correspondence electronically via email.										
We request that you consent to receiving all correspondence relating to instruments and notices under Part V of the EP Act ("Part V documents") electronically via email by indicating your consent in this section of the application form.  Where 'yes' is selected, all correspondence from DWER or DMIRS (as applicable) will be sent to you via email, to the email address provided in this section.										
Where 'no' has been selected,	I consent to	all written o	orresno	ndence	e hetwe	en mvs	self (the	<b>.</b>	Yes	No
Part V documents will be posted to you in hard copy to the postal/business address you have provided in this section. Other general correspondence may still be sent to you via email.	applicant) a premises w	and DWER/E hich is the s via email, us	OMIRS ( ubject c	as app of this a	licable), pplicati	, regard on, bei	ding the ng	)		
Contact details for enquiries										
If different from the applicant's contact details, enter the contact	Where con	act details d	liffer to t	hose o	f the ap	plicant	, compl	ete the	e below sec	tion:
details of a person with whom DWER or DMIRS should liaise with concerning this clearing	Contact per position, if a									
application.	Company n (if applicabl									
	Postal / bus address	siness								
	Phone (fixe	d line)				Phone	e (mob	ile)		
	Email addre	ess								

Part 4: Proposed amendments					
Additional information to	Indica	te the proposed change/s to your clearing permit by selecting the relevant box/es:			
support the assessment of your application to amend may be attached.		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	$\boxtimes$	Amend the size of the area permitted to be cleared, or add / remove a land parcel on the clearing permit.			
changes highlighted, and payment of the prescribed fee.		Redescribe the boundary of the area authorised to be cleared [for an area permit only]			
y paymonical and procentical rec		Make a correction to the clearing permit.			
	$\boxtimes$	Other.			
	Provid	de details of the proposed change(s), and the rationale for it / them.			
	Minera conve Opera	e Vegetation Clearing Permit (Purpose Permit) CPS 6197/2 was issued to Black Oak als Limited (ACN 124 374 321) (BOK) on 13 June 2019. On 30 May 2019, BOK rted from a public company to a proprietary company and name changed to Marda tions Pty Ltd (the same ACN as BOK: ACN 124 374 321). This is the first correction clearing permit.			
	Marda Operations Pty Ltd has modified the mine designs to access more gold ore resources than was originally proposed in 2014, as well as changing the project from processing on-site, to now a mining and trucking operation with processing off-site. The overall changes have reduced the original approved clearing footprint from 188 ha to 165 ha however the approved boundary has changed slightly as a result of the project redesign, triggering the second amendment to application to CPS 6197/2.				
		ellowing tenements are not required under the amended Clearing Permit:			
	Miscel	llaneous Licence 77/258			
	Miscel	llaneous Licence 77/259			
		llaneous Licence 77/260			
	Miscellaneous Licence 77/268				
For an application to amend the size of the area permitted to be cleared, or add a land parcel to		the nature of the applicant's authority to access the land to be cleared.  h evidence of authority]			
the clearing permit, you must have the authority of the landowner to access the land and undertake the clearing.  Evidence of authority can include, for example, a copy of the certificate of title or a letter of authority from the land owner.  Note: the letter of authority must explicitly state the applicant has authority to clear on the land.	100% tenem to Mai	attached evidence in Attachment 5 and 8. Ramelius Resources Limited, through its rowned subsidiary Marda Operations Pty Ltd, is the owner of all the mining nents related to this application. Please note: given that the name change from BOK rda Operations Pty Ltd only occurred on 31 May 2019, DMIRS Minerals Titles Online its BOK as the owner of the tenements.			
Provide additional property details if required – if applying to extend the size of the area to be cleared into another land parcel.		description: volume and folio number, lot or location number(s), Crown lease or e number, pastoral lease number, or mining tenement number of all properties.			

Part 4: Proposed amendments	Part 4: Proposed amendments										
You must provide evidence that avoidance and mitigation options have been pursued to	Have alternatives that for clearing been con-		avoid or minimise the need 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 need for a proces The slightly expande resources as well as avoided known locati vegetation survey re application are provid revised clearing pern	The clearing area requested is less that originally granted in CPS 6197/2 by removing the need for a process plant, tailing storage facility, airstrip and accommodation village. The slightly expanded application area to allow for more economic recovery of the resources as well as improving safety of the mining activities has also consciously avoided known locations of Priory flora species in the area. A copy of the flora and vegetation survey reports which supported the original CPS 6197/1 clearing permit application are provided in Attachment 6 (IBSA Data package). Attachment 2 shows the revised clearing permit application area with mapped Priority species to demonstrate avoidance of potential impacts.									
Refer to DWER's <u>Clearing of</u> <u>native vegetation offsets</u> <u>procedure guideline</u> available	Do you want to subm with your application?		ring permit offset proposal		Yes	$\boxtimes$	No				
on the DWER website, and the EPA's <u>WA Environmental</u> <u>Offsets Policy and Guidelines</u>	If yes, provide details vegetation offsets pro		omplete and attach Appendix A guideline.	of the C	Clearing	of nati	ve				
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 Section A and B.											
Section A: Environmental Impact	Assessment										
Environmental Impact Assessme	nt (Part IV of the EP A	ct)									
Has this clearing application or a been referred to the Environment Authority?	ny related matter tal Protection	Yes – provide details: The original Marda Gold Project was referred to the EPA on 3 January 2014. The decision of the EPA was "Not Assessed"					ect				
			☐ No								
Do you intend to refer the propos Environmental Protection Author		Yes – intend to refer (proposal is a 'significant proposal')									
Section 37B(1) of the EP Act defines a "a proposal likely, if implemented, to hat the environment".	ve a significant effect on	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		No − not a 'significant proposal'								
Section B: Other approvals											
Pre-application scoping											
Pre-application scoping											
Have you had any pre-application scoping meetings with DWER reg			No								
Have you had any pre-application			No Yes – provide details: []								
Have you had any pre-application scoping meetings with DWER reg	garding any planned	n 3 of th	Yes – provide details: []								

Part 5: Other DWER approvals								
Have you applied or do you intenworks approval, licence, registrate amendment to any of the above,	tion, or	an		No – a valid works approval appli	ies: [	]		
Division 3 of the EP Act?				No – a valid licence applies: [	]			
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 1987</i> , unless that action is done in accordance with a works approval,			☐ No – a valid registration applies: [ ]					
licence, or registration.  For further guidance, please refer to the <a href="Decision Making">Decision Making</a> .	<u>Guidan</u>	ce Statement:		No – not required				
Water licences and permits (Righ	ts in V	ater and Irrigat	ion Ac	t 1914)				
Have you applied or do you inten	-			Yes –application reference (if known	own): [	]		
a licence or amendment to a licence water or groundwater		to take water		No – a current valid licence appli	es: []			
a licence or amendment to a li wells (including bores and so				N/A				
3. a permit or amendment to a powith the bed and banks of a w								
with the bed and banks of a w	atercot	11361						
Part 6: Index of Biodiversity Surv	eys for	Assessments (	(IBSA)					
Biodiversity surveys submitted to support this application must meet the requirements of the EPA's <u>Instructions for the preparation of data packages for the Index of Biodiversity Surveys for Assessments (IBSA)</u> . If these requirements are not met, DWER / DMIRS will return the application.			All biodiversity surveys submitted with this application meet the requirements of the EPA's <i>Instructions for the preparation of data packages for the Index of Biodiversity Surveys for Assessments (IBSA).</i>					
Part 7: Prescribed fee	Disease							
Make cheques or money orders payable to:		e indicate the cle	earing p	permit application fee that you are p	ayıng:			
Department of Water and Environmental Regulation for all clearing purposes other than mining and petroleum activities		\$50 to alter the increase the ar than one hecta	ea cov	OFFIC	E USE ONLY			
or Department of Mines,				area covered by an area e hectare and 10 hectares.				
Industry Regulation and Safety for mineral and petroleum clearing activities			e than 10 hectares.					
under the <i>Mining Act 1978</i> , various Petroleum Acts, or State	PURI	POSE PERMIT						
Agreement Acts.	$\boxtimes$	<b>\$200</b> to alter ar	ny requ	irement of a purpose permit.				
For credit card payments to:  • DWER, pay via BPoint,	Paym	ent method (ma	rk appli	cable box):				
accessible online at: <a href="https://dwer.wa.gov.au/mak">https://dwer.wa.gov.au/mak</a> Cheque / Mo		Cheque / Mone	ey Orde	r				
DMIRS, complete Form C3     and attach it to this form.	C3 (DWER) Secure			payment nov.au/make-a-payment_for				
Do not send cash in the mail.		· ·	•	t card payment through BPoint				
		Receipt numbe	er:					
		Date of payme	nt:					

Part 7: Prescribed fee		
	$\boxtimes$	(DMIRS) Credit card –complete and attach Form C3

Part 8: Application checklist			
Additional information to assist	Please ensure you	ı have i	ncluded the following as part of your application:
in the assessment of your proposal may be attached to	REQUIRED	$\boxtimes$	Payment.
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 clearly identifying the areas of vegetation proposed to be cleared or 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		A copy of the written authorisation permitting the applicant to act on behalf of the current clearing permit holder.
			Written authority from the landowner to access the land and conduct the clearing.
		$\boxtimes$	Form C3 – Credit card payment for DMIRS clearing applications, if the fee is to be paid to DMIRS by credit card.
			Form Annex C7 – Assessment bilateral agreement if the clearing is also to be assessed under an EPBC Act accredited process.
			Appendix A of the <i>Clearing of native vegetation offsets</i> procedure guideline if the application includes a proposal for clearing permit offsets.
	ADDITIONAL SUPPORTING		Photos of application area
	INFORMATION	$\boxtimes$	Biodiversity surveys, submitted in accordance with the requirements of the EPA's <i>Instructions for the preparation of data packages for the Index of Biodiversity Surveys for Assessments (IBSA).</i>
Part 9: Commercially sensitive or	confidential inforr	nation	

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 *Freedom of Information Act* 1992 (WA).

All information which you would propose to be exempt from public disclosure has been separately placed in <b>Attachment 1</b> (located at the end of this form). Grounds for claiming exemption in	Attached	N/A
accordance with Schedule 1 to the <i>Freedom of Information Act 1992</i> must be specified.		$\boxtimes$

Part 10: Submission of application					
Check one of the boxes below to nominate how you will submi	it your application.				
Files larger than 50MB cannot be received via email by DWER DMIRS. Larger files can be sent via File Transfer. Alternatively arrangements.		y			
If you have any enquiries regarding the provision of relevant in DMIRS (as applicable), on the details below.	formation as part of this application, contact either DWE	R or			
A signed, electronic copy of the application form, including all attachments, has been submitted via the applicable email address specified below;  OR					
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 the relevant Department;  OR					
A full, signed hard copy has been sent to the applicable postal address specified below.					
Email or post applications to amend clearing permits granted by DWER, or the former Department of Environment Regulation or former Department of Environment and Conservation to:	Email or post applications to amend clearing permits g by the DMIRS, or the former Department of Mines and Petroleum (under delegation) to:				
Email: info@dwer.wa.gov.au	Email: nvab@dmirs.wa.gov.au				
Department of Water and Environmental Regulation Locked Bag 10 Joondalup DC WA 6919  Department of Mines, Industry Regulation and Safet Resource and Environmental Compliance Division Mineral House 100 Plain St EAST PERTH WA 6004					
Telephone: 6364 7000	Telephone: 9222 3333				
For more information: www.dwer.wa.gov.au	For more information: www.dmirs.wa.gov.au				
	his form for your records.				
	ions 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;
- biodiversity surveys provided in accordance with Part 6 will be published and used, for the purposes of the IBSA 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 placed in Attachment 1 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);
- 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 i	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.					
	A company.	Company name:	Black Oak	Minerals Limited	ACN:	124 374 321
		sly authorised or authorise e a legal entity and provid				must sign this form. A ess Number is not sufficient.
	Other entity form	med at law.	Provide de	etails:		
				_	4/06/2019 Date	

# Department of Water and Environmental Regulation – Department of Mines, Industry Regulation and Safety

14/06/2019
 Date

# ATTACHMENT 1 – Confidential or Commercially Sensitive Information

Request for Exemption from Publication	
Information which you consider should not be published, on the grounds of a relevant exemption found in Schedule 1 to the <i>Freedom of Information Act 1992</i> (WA), must be specified in this Attachment.	
NOT FOR PUBLICATION IF GROUNDS FOR EXEMPTION ARE DETERMINED	
Specify section:	Ground for claiming exemption:
Specify section:	Ground for claiming exemption: