



Jack Harma
Senior Environmental Advisor
Barto Gold Mining Pty Ltd
Sent via email: jack.harma@bartogold.com.au

Dear Jack Harma

AMENDMENT OF CLEARING PERMIT CPS 9799/1 UNDER THE *ENVIRONMENTAL PROTECTION ACT 1986* – AMENDED PERMIT GRANTED (CPS 9799/2)

I refer to the application from Barto Gold Mining Pty Ltd to amend clearing permit CPS 9799/1 under section 51KA(1) of the *Environmental Protection Act 1986* (the EP Act), which was received by the Department of Energy, Mines, Industry Regulation and Safety (the department) on 5 September 2024.

A letter was sent to you on 18 March 2025 enclosing a draft amended permit, giving you 28 calendar days' notice to provide comment on the amendment. Thank you for your advice on 18 March 2025 that Barto Gold Mining Pty Ltd waive the 28 calendar day notification period.

Please find enclosed clearing permit CPS 9799/2 amended under section 51KA(1) of the EP Act. This amended permit replaces clearing permit CPS 9799/1 and gives the permit holder approval to clear, subject to conditions.

A copy of the amended permit and the associated decision report is available for the public to view online at: <https://ftp.dwer.wa.gov.au/permit/> as required under section 51Q of the EP Act and regulation 8 of the *Environmental Protection (Clearing of Native Vegetation) Regulations 2004*.

Please read the conditions of the permit carefully and note that there are penalties for non-compliance with those conditions. If you wish to discuss the permit and/or its conditions, please contact the department.

Please note, as your permit requires the submission of an annual report, this should be provided electronically via email to nvab@demirs.wa.gov.au prior to the due date.

If Barto Gold Mining Pty Ltd are aggrieved by this amendment, an appeal may be lodged with the Minister for Environment. If lodging an appeal, it must be in writing, setting out the grounds of the appeal, and be received by the Minister within 21 calendar days of being notified of the amendment. More information on lodging an appeal is available from the Office of the Appeals Convenor. Completed appeals must be posted or delivered to:

Office of the Appeals Convenor
Level 18, 197 St George's Terrace, PERTH WA 6000
Tel: (08) 6364 7990
Email: admin@appealsconvenor.wa.gov.au
Website: [Office of the Appeals Convenor](https://www.demirs.wa.gov.au/office-of-the-appeals-convenor)

Please note that while an appeal lodged by the Permit Holder is under consideration, then under section 101A(7) of the EP Act:

- if the amendment being appealed reduced or otherwise restricted the extent or method of clearing, that condition continues to have effect and activity (including clearing) that would contravene the amended permit may not occur until the appeal is determined; and
- if the amendment was for any other matter, the amendment is deemed to have not been made, until the appeal is determined.

In addition, third parties may also appeal against this amendment. Please note that in accordance with section 101A(8) of the EP Act, pending the determination of an appeal lodged by a third party, the amendment continues to have effect.

Please also note that in undertaking the clearing authorised under this permit, the permit holder must have regard to avoiding clearing, minimising clearing, and reducing the impacts of clearing on any environmental value.

Compliance with the terms, conditions or restrictions of this permit does not absolve the permit holder from responsibility for compliance with the requirements of all Commonwealth, State, and local government legislation.

For more information about complying with the amended permit, please refer to *Fact Sheet 4: Complying with your clearing permit* on the Department of Water and Environmental Regulations' website at: <https://dwer.wa.gov.au/regulatory-documents>.

I declare that I have no conflict of interest that prevents me from making a decision in relation to this proposal (in accordance with the Department of Energy, Mines, Industry Regulation and Safety (DEMIRS) Conflict of Interest Policy).

If you have any queries regarding this notice, please do not hesitate to contact Leejuan Brews, Environmental Officer on (08) 9222 3639 or email lee.brews@demirs.wa.gov.au.

Yours sincerely

Danielle Risbey

Danielle Risbey | General Manager Mine Closure and Environmental Services
Resource and Environmental Compliance Division
27 March 2025

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