

Notice

Environmental Protection Act 1994

Information request

This information request is issued by the administering authority under section 140 of the Environmental Protection Act 1994 to request further information needed to assess an amendment application for a site-specific environmental authority.

To: BHP Coal Pty Ltd, Mitsubishi Development Pty Ltd, QCT Mining Pty Ltd, South Blackwater Coal Pty Limited, Umal Consolidated Pty Ltd, QCT Investment Pty Ltd, BHP Queensland Coal Investments Pty Ltd, QCT Resources Pty Limited

Level 16, 480 Queen Street
Brisbane City, QLD, 4000

By Email Transmission Only

Attention: Michael Vincent, Stacey Gromadzki

Email: michael.vincent1@bhp.com, stacey.gromadzki@bhp.com

Our reference: EPML00717813

Further information is required to assess an amendment application for environmental authority

1. Application details

The amendment application for a site-specific environmental authority was received by the administering authority on 15 December 2023.

The application reference number is: **A-EA-AMD-100557544**

Land description: ML1759, ML1760, MI1761, ML1762, ML1767, ML1771, ML1772, ML1773, ML1792, ML1800, ML1812, ML1829, ML1860, ML1862, ML1907, ML70091, ML70103, ML70104, ML70139, ML70167, ML70329.

2. Information request

The administering authority has considered the abovementioned application and is writing to inform you that further information is required to assess the application (an information request).

In order to make a decision, the administering authority requires you to provide an Environmental Impact Statement (EIS) for the application.

To satisfy this information request, the EIS process under Chapter 3 of the *Environmental Protection Act 1994*, must be completed and the EIS provided to the administering authority. The EIS must be provided to the department within 2 years after the final terms of reference (ToR) are given under section 46(1).

The EIS process under Chapter 3 of the *Environmental Protection Act 1994* will commence when the administering authority receives a draft ToR in addition to the prescribed fee. Once the draft ToR and prescribed fee have both been received, the administering authority will begin to review the draft ToR against the requirements of section 41 of the *Environmental Protection Act 1994*. If the submitted draft ToR allows the purpose of the EIS to be achieved, the EIS process will then progress towards public notification of the draft ToR.

The assessment of your application for an environmental authority will recommence at the completion of the EIS process. If you do not complete the EIS process and provide a copy of the EIS to the administering authority within 2 years after you receive the final ToR, your application will lapse unless the information request period is extended. A request to extend the information request period must be made at least 10 business days before the end of the information request period. A request to extend the information response period can be submitted to the administering authority by email to CRMining@des.qld.gov.au.

3. Grounds for Decision

The reasons for this decision include, but are not limited to

- Consideration of the criteria used to decide whether an EIS is required for a resource project in accordance with the guideline '*Criteria for environmental impact statements for resource projects under the Environmental protection Act 1994*' including the standard criteria, the relative magnitude (scale and risk) of impacts and the public interest in conjunction with the assessment of the supporting information provided by the applicant.

4. Human rights

A human rights assessment was carried out in relation to this decision/action and it was determined that no human rights are engaged by the decision.

5. Review and appeal rights

You may apply to the administering authority for a review of this decision within 10 business days after receiving this notice. Information about your review rights is can be found using the following link https://www.des.qld.gov.au/policies?a=272936:policy_registry/era-is-review-appeal.pdf or search 'DES Internal review and appeals' at business.qld.gov.au. This information is guidance only and you may have other legal rights and obligations.

If you require more information, please contact Business Centre Coal on the telephone number listed below.



Signature

22/02/2024

Date

Scott Sullivan
Department of Environment and Science
Delegate of the administering authority
Environmental Protection Act 1994

Enquiries:
Coal Business Centre
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