Application form

Environmental Protection Act 1994

Variation application for an environmental authority

This document is the approved form that is to be used to make a variation application for an environmental authority under sections 123 and 125 of the Environmental Protection Act 1994 (EP Act) for an environmentally relevant activity (ERA).

Only use this form if you can meet all the below requirements for the proposed ERAs that are the subject of the environmental authority:

- The ERA has eligibility criteria and standard conditions available.
- You can meet the eligibility criteria and just want to vary some of the standard conditions.
- The ERA is not being carried out as part of a significant project.

If you cannot meet the above requirements, you may need to use the standard or site specific application forms for an environmental authority instead.

It is recommended that applicants read the information on what to provide with an ERA application, prior to making an application. This information, along with eligibility criteria and standard conditions, is located on the business and industry website www.business.qld.gov.au.

All applicants must be a registered suitable operator before carrying out an ERA. If you are not already registered as a suitable operator, fill in the application form in Attachment 2 and submit together with this environmental authority application.

This form also contains questions relating the Strategic Cropping Land Act 2011. If you are proposing to undertake resource activities on strategic cropping land (SCL) or potential SCL, you may need to apply for a SCL compliance certificate (under section 117 of the Strategic Cropping Land Act 2011) or a SCL protection decision under sections 96 and 97 of the Strategic Cropping Land Act 2011).

An environmental authority for a resource activity that will be located on SCL or potential SCL cannot be issued until a SCL compliance certificate has been given or a protection decision has been made, where applicable.

If you would like to have a pre-lodgement meeting:

- For prescribed ERAs 2, 3 and 4—contact the Department of Agriculture, Fisheries and Forestry by email at livestockregulator@daff.qld.gov.au
- For any other ERA—please fill out and lodge the form Application for a Pre-Design/Pre-Lodgement Meeting (EM1125①), prior to lodging this variation application for an environmental authority.

Checklist for making a variation application

You must complete this checklist before you continue with the application form.

If your application is for:

- a prescribed ERA → fill in section 1 and section 2 of the checklist below
- a resource activity → fill in section 2 and section 3 of the checklist below
- both a prescribed ERA and a resource activity → fill in sections 1, 2 and 3 of the checklist below

① This is the publication number. The publication number can be used as a search term to find the latest version of a publication at www.qld.gov.au.
Depending on the results of your answers to the checklist questions, you may not be able to use this application form.

<table>
<thead>
<tr>
<th>Checklist questions</th>
<th>Result</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Section 1</strong></td>
<td></td>
</tr>
<tr>
<td>Where a material change of use is triggered for the activity under the Sustainable Planning Act 2009, answer the following (otherwise select not applicable—N/A): Has a development application for the development been made under the Sustainable Planning Act 2009?</td>
<td>□ YES □ NO □ N/A</td>
</tr>
<tr>
<td>Is this application to dredge or extract more than 10,000 tonnes of material a year in the North Stradbroke Island region?</td>
<td>□ YES □ NO</td>
</tr>
<tr>
<td>Where any of the ERAs that form part of this application are to be carried out on a parcel of land within a state development area and a particular use for the parcel of land is not stated in the approved development scheme, answer the following (otherwise select not applicable—N/A): Do you have, or have you applied for, an approval for the use under section 84(4)(b) of the State Development and Public Works Organisation Act 1971? You must select no if your approval has lapsed and you have not applied for a replacement.</td>
<td>□ YES □ NO □ N/A</td>
</tr>
<tr>
<td><strong>Section 2</strong></td>
<td></td>
</tr>
<tr>
<td>Do all of the ERAs proposed in this application have eligibility criteria developed?</td>
<td>□ YES □ NO</td>
</tr>
<tr>
<td>Will you be able to comply with the eligibility criteria for all of the ERAs proposed in this application?</td>
<td>□ YES □ NO</td>
</tr>
<tr>
<td>If the environmental authority is approved, will any of the ERAs be carried out as part of a significant project?</td>
<td>□ YES □ NO</td>
</tr>
<tr>
<td>Question</td>
<td>YES</td>
</tr>
<tr>
<td>-------------------------------------------------------------------------</td>
<td>-----</td>
</tr>
<tr>
<td>Will the proposed ERAs be carried out under the day to day management of a single responsible person (e.g. a site manager or operations manager)?</td>
<td>☑️</td>
</tr>
<tr>
<td>Are the places where the proposed ERAs will be carried out close enough to make the integrated day to day management of the activities feasible?</td>
<td>☑️</td>
</tr>
<tr>
<td>Are all aspects of the proposed ERAs operationally interrelated?</td>
<td>☑️</td>
</tr>
<tr>
<td>Is this application for a new ERA which will form part of an ERA project under existing environmental authority?</td>
<td>☑️</td>
</tr>
</tbody>
</table>

**Section 3**

<table>
<thead>
<tr>
<th>Question</th>
<th>YES</th>
<th>NO</th>
<th>Answer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Is this application for a resource activity where an application for relevant resource tenure has not</td>
<td>☑️</td>
<td></td>
<td>If yes, an application for relevant resource tenure must be made before, or at the same</td>
</tr>
</tbody>
</table>
## Application form

### Variation application for an environmental authority

<table>
<thead>
<tr>
<th>yet been made?</th>
<th>time as, the application for an environmental authority.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Is this application for a resource activity where the applicants will not be exactly the same as the applicants for the relevant resource tenure application?</td>
<td>Yes, if yes you cannot make an environmental authority application. To make an environmental authority application, the applicants must be exactly the same between the environmental authority application and the application for resource tenure.</td>
</tr>
</tbody>
</table>

### Definitions of terms used in this form

*Where there is inconsistency between the definition of terms here and the terms used in the EP Act or the Strategic Cropping Land Act 2011, the terms in the EP Act or Strategic Cropping Land Act 2011 will apply.*

- **Environmentally relevant activity (ERA)**
  - A resource activity or a prescribed ERA

- **ERA project**
  - A prescribed ERA project or a resource project

- **Management area**
  - The management area for SCL is what is left of the combined area of all zones, after taking from the combined area, all protection areas. The protection and management area map is available on the Department of Natural Resources and Mines (DNRM) website at [www.dnrm.qld.gov.au](http://www.dnrm.qld.gov.au).

- **Mobile and temporary ERA**
  - A prescribed ERA, other than an activity that is dredging material, extracting rock or other material, or the incinerating of waste:
    - (a) carried out at various locations using transportable plant or equipment, including a vehicle
    - (b) that does not result in the building of any permanent structures or any physical change of the landform at the locations (other than minor alterations solely necessary for access and setup including, for example, access ways, footings and temporary storage areas)
    - (c) carried out at any 1 of the locations:
      - (i) for less than 28 days in a calendar year, or
      - (ii) for 28 or more days in a calendar year only if the activity is necessarily associated with, and is exclusively used in, the construction or demolition phase of a project.

- **Prescribed ERA**
  - An environmentally relevant activity that is not a resource activity and is prescribed under section 19 of the EP Act.

- **Prescribed ERA project**
  - All prescribed ERAs carried out, or proposed to be carried out, as a single integrated operation.

- **Protection area**
  - A protection area for SCL is an area shown as a protection area on the protection area map. Protection area maps are available on the DNRM's website.
Variation application for an environmental authority


Registered suitable operator

A person who, or a corporation which, under section 318I of the EP Act has been assessed as being suitable to carry out an ERA and has been listed on the suitable operator register.

Registry record (SCL)

A record kept by the land registrar of land that is SCL or decided non-SCL. A search of the land registry the registrar keeps will show the record.

Resource activity

An activity that is any of the following:

(a) a geothermal activity

(b) a greenhouse gas (GHG) storage activity

(c) a mining activity

(d) a petroleum activity.

Resource project

Resource activities carried out, or proposed to be carried out, under 1 or more resource tenures, in any combination, as a single integrated operation.

SCL compliance certificate

The certificate given by the chief executive (Department of Agriculture, Fisheries and Forestry (DAFF)) to applicants who comply with the application requirements for a SCL compliance certificate. Recipients of a compliance certificate must comply with the relevant part of the SCL standard conditions code for resource activities. The conditions under the standard conditions code are taken to be conditions of the environmental authority or resource authority.

SCL protection decision

The decision made by the chief executive (DAFF) in relation to a SCL protection decision application. It provides for the chief executive (DAFF) to decide the impact of the resource activity on the land; and whether or not to impose conditions on either or both of the environmental authority or resource authority for the resource activity.

Significant project

A project declared under section 26 of the State Development and Public Works Act 1971 to be a significant project.

Single integrated operation

Occurs when all the below criteria is met:

(a) the activities are carried out under the day-to-day management of a single responsible individual, for example, a site or operations manager

(b) the activities are operationally interrelated

(c) the activities are, or will be, carried out at 1 or more places

(d) the places where the activities are carried out are separated by distances short enough to make feasible the integrated day-to-day management of the activities.

Standard conditions code

The code made by regulation about how resource activities may be carried out on SCL or potential SCL.

Validation information notice

An information notice for SCL provided to an applicant for a validation decision.
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or any other eligible person for the land about the validation decision (cropping history and/or zonal criteria applications).
Application details

1. Applicant details

**SOLE OR PRINCIPAL APPLICANT DETAILS**

INDIVIDUAL OR BUSINESS NAME (INCLUDE TRADING NAME IF RELEVANT)

David Allan Sutherland

ABN/ACN/AN (IF RELEVANT)

RESIDENTIAL ADDRESS OR REGISTERED BUSINESS ADDRESS (NOT A POST OFFICE BOX)

ADDRESS: 35 Quotter Avenue

Sapphire QLD 4702

POSTAL ADDRESS (IF DIFFERENT FROM ABOVE)

P.O. Box 125 Sapphire QLD 4702

CONTACT PERSON

PHONE 07 49354972

0419168678

FACSIMILE

EMAIL dave@ou.e bg@md.com

☐ CROSS IF YOU AGREE TO RECEIVING CORRESPONDENCE VIA EMAIL

When there is more than 1 applicant complete Attachment 1—Appointment of principal applicant by all joint applicants.

Agent for principal applicant / address for service

The address supplied here will also be used as a service address for sending statutory documents. If blank, statutory documents will be sent to the sole or principal applicant.

INDIVIDUAL OR BUSINESS NAME (INCLUDE TRADING NAME IF RELEVANT)

AS ABOVE

RESIDENTIAL ADDRESS OR REGISTERED BUSINESS ADDRESS (NOT A POST OFFICE BOX ADDRESS)
2. **Registered suitable operator**

Have all applicants been registered as a suitable operator? Tick the box that applies and provide any further requested detail.

<table>
<thead>
<tr>
<th>APPLICANT NAME</th>
<th>SUITABLE OPERATOR REGISTRATION STATUS</th>
<th>SUITABLE OPERATOR REGISTRATION NUMBER</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>□ I am a registered suitable operator. You must provide your suitable operator registration number in the adjacent column.</td>
<td>722171</td>
</tr>
<tr>
<td></td>
<td>□ I have lodged an application to be registered suitable operator and am waiting for it to be decided</td>
<td></td>
</tr>
<tr>
<td></td>
<td>□ I am not an existing registered suitable operator and I have not yet lodged an application to become a registered suitable operator. You must complete the application form in Attachment 2 and submit it with this variation application for an environmental authority. Attachment 2 must be completed in full, otherwise this variation application for an environmental authority may be rejected as incomplete.</td>
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</tbody>
</table>

Note: If you will be lodging the suitable operator application form in Attachment 2, please lodge it concurrently with this application and to the same lodgement location i.e. Department of Environment and Heritage Protection, Department of Natural Resources and Mines or the Department of Agriculture, Fisheries and Forestry.
3. **Location where the ERA will be carried out**

For an ERA that will be carried out at a fixed location, fill in the table below.

<table>
<thead>
<tr>
<th>STREET NUMBER</th>
<th>STREET NAME</th>
<th>SUBURB/TOWN</th>
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<tbody>
<tr>
<td>POSTCODE</td>
<td>LOT/PLAN(S)</td>
<td></td>
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<tr>
<td></td>
<td>LOT 24 ON CP501151</td>
<td></td>
</tr>
</tbody>
</table>

For a mobile and temporary prescribed ERA, provide details of the area of operation in the table below.

| AREA OF OPERATION E.G. PARTICULAR LOCAL GOVERNMENTS OR ACROSS THE STATE OF QLD |
| ISSAC |
4. **Matters of national environmental significance**

Is the proposed ERA/ERA project likely to have a significant impact on a matter of national environmental significance?

- Yes → please select 1 of the following:
  - the proposed amendment has been referred to the Federal Government Environment Minister or delegate
  - the proposed amendment has not yet been referred to the Federal Government Environment Minister or delegate

- No

5. **What is the ERA type you are applying for?**

- Prescribed ERA —this application is for prescribed ERA activities → go to question 6
- Resource activity—this application is for resource activities → go to question 9
Prescribed ERA information

6. **Details of the prescribed ERA project**

<table>
<thead>
<tr>
<th>ERA NUMBER</th>
<th>NAME OF ERA</th>
<th>THRESHOLD</th>
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</table>

Describe, if applicable to your ERA/ERA project:

- all development permits required, and applied for, under the *Sustainable Planning Act 2009* for the carrying out of the ERAs; and/or
- all approvals required from the Coordinator General under section 84(4)(b) of the *State Development and Public Works Act 1971* for a particular use of land in a state development area.

<table>
<thead>
<tr>
<th>APPROVAL NAME</th>
<th>LEGISLATION</th>
<th>DATE APPLICATION LODGED</th>
<th>APPLICATION NUMBER</th>
<th>APPROVAL STATUS</th>
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7. **Is your prescribed ERA for regulated waste transport—ERA 57(2)(a), ERA 57(2)(b) or ERA 57(2)(c)?**

☑ No → go to question 8

☐ Yes → you must fill out table below with details of the vehicles used for the regulated waste transport

<table>
<thead>
<tr>
<th>TYPE OF VEHICLE E.G.</th>
<th>MAKE OF VEHICLE</th>
<th>YEAR OF</th>
<th>VEHICLE</th>
</tr>
</thead>
</table>
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You may choose to nominate a date or event for when the environmental authority will take effect. An event can include a phase of your project you know will occur before you commence operation (for example, commissioning of equipment). This take effect date or event will be the date or event from which your annual fees will commence to be charged (your anniversary date).

Where you have nominated a take effect date, you must not commence any activities approved under the environmental authority until the take effect date stated on the environmental authority occurs. If you nominated an event, you will need to give written notice to the administering authority that the stated event has occurred before you commence your operation.

Resource activity information

You can only include a prescribed ERA if it is integral to the operation of the resource activity.

9. Details of resource activities

LIST ALL RESOURCE ACTIVITIES ASSOCIATED WITH THIS APPLICATION E.G GEMSTONE MINING, GEOTHERMAL ACTIVITIES
GOLD MINING

LIST ALL ASSOCIATED PRESCRIBED ERAS INCLUDED WITH THIS RESOURCE ACTIVITY

<table>
<thead>
<tr>
<th>ERA NUMBER</th>
<th>NAME</th>
<th>THRESHOLD</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
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</tbody>
</table>
The SCL trigger map is a statutory map under the Strategic Cropping Land Act 2011 that identifies the location and extent of SCL and potential SCL. It can be found of the Department of Natural Resources and Mines website at www.dnrm.qld.gov.au. The Interactive Resource Tenure Mapping software also includes and SCL map layer.

Resource activities include entry on land that is SCL or potential SCL.

If you declare that you will not locate resource activities on SCL or potential SCL and fail to comply with this declaration, compliance action under the Strategic Cropping Land Act 2011 may result.

Any future applications to amend the environmental authority that results in resource activities being located on SCL or potential SCL will need to meet the requirements of the Strategic Cropping Land Act 2011. This may include the need to make an application under the Strategic Cropping Land Act 2011 for a SCL assessment.

### 10. Tenure details

<table>
<thead>
<tr>
<th>TENURE TYPE</th>
<th>TENURE NUMBER</th>
<th>DATE OF APPLICATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mining Lease</td>
<td>70520</td>
<td>Feb 2014</td>
</tr>
</tbody>
</table>

### 11. Is there strategic cropping land (SCL) or potential SCL anywhere within the project area covered by the environmental authority?

- ☐ Yes → go to question 12
- ✗ No → you do not need to consider SCL any further and can go to question 14

### 12. Will any resource activities proposed under this environmental authority application, be located on SCL or potential SCL?

- ☐ Yes → go to question 13
- ☒ No → by ticks this box I declare that:
  1. this application does not include any resource activities proposed to be conducted directly on SCL or potential SCL, and
  2. I will not allow the conduct of any resource activities, proposed under this application, directly on SCL or potential SCL.

You do not need to consider SCL any further.

Go to question 14
Application forms for a SCL compliance certificate and SCL protection decision are available on the Department of Natural Resources and Mines website at www.dnrm.qld.gov.au.

You may only apply for a SCL compliance certificate if you can comply with the SCL standard conditions for resource activities (SCL code). The SCL code is available on the Department of Natural Resources and Mines website at www.dnrm.qld.gov.au. If you cannot comply with the SCL code, you must apply for a SCL protection decision.

You are required to make a SCL application (compliance certificate or protection decision) for each environmental authority (or amendment to an environmental authority) application that proposes to locate resource activities on SCL or potential SCL. This is the case even where a compliance certificate or protection decision already exists as a result of a previous environmental authority (or amendment to an environmental authority) application.

If you are not required to make a SCL application because you are eligible for exclusion from the Strategic Cropping Land Act 2011, you must attach evidence to your application that demonstrates your eligibility. Refer to sections 283 and 284 of the Strategic Cropping Land Act 2011 for full details.

A biodiversity offset is required where an applicant has demonstrated they have made all practical and reasonable efforts to avoid and minimise impacts on state significant biodiversity values, but there is a residual development impact on 1 or more of these values.

The Queensland Biodiversity Offsets Policy can be accessed at www.ehp.qld.gov.au.

13. Which SCL assessment process do you choose to undertake?

☐ SCL compliance certificate application → complete the relevant application form, or provide the application reference if a relevant application has already been lodged.

Application reference:

☐ SCL protection decision application → complete the relevant application form, or provide the application reference if a relevant application has already been lodged

Application reference:

☐ No SCL application → I am eligible for exclusion from all of the Strategic Cropping Land Act 2011 under Chapter 9, Division 2. Supporting evidence has been attached.

14. Biodiversity offsets

Do the activities involve a negative impact to a state significant biodiversity value?

☐ Yes → attach supporting information that:

☐ demonstrates that all practical and reasonable efforts to avoid and minimise impacts on State significant biodiversity values has been undertaken.

☐ describes how the requirements of the Queensland Biodiversity Offsets Policy will be met.

☒ No → go to question 15

☐ Don’t know/uncertain → go to question 15
15. **Standard conditions to vary**

**STANDARD CONDITION TO BE VARIED**

**CONDITION 13**

**REQUESTED VARIATION**

mine where scrub has been pulled

under-take mining operations in buffer zone

of cal bere

**JUSTIFICATION FOR REQUESTED VARIATION**

farmer has pulled scrub up to tree line

I would like to mine where scrub has been pulled.

16. **Environmental impact statement**

Has an environmental impact statement (EIS) process under Chapter 3 of the EP Act, been completed for all the proposed ERAs the subject of this application?

☐ Yes → complete the rest of this question

☒ No → go to question 18

If the requested variations to the standard conditions are made, would the environmental risk of each ERA, be the same as the assessment in the EIS?

☐ Yes → provide the title and project name of the EIS and then go to question 17

☐ No → go to question 18

**TITLE AND PROJECT NAME OF THE COMPLETED EIS**
17. Does the requested variation to the standard conditions result in a change to the way any of the ERAs described in the EIS, will be carried out?

☐ Yes → attach details of how the requested variation results in a change to the way the EIS described the ERAs as being carried out. Go to question 21

☐ No → go to question 21

18. **Assessment of the environmental impact and provision of specific supporting information**

You must provide an assessment of the likely impact of each ERA on environmental values, including:

- a description of the environmental values likely to be affected by each relevant activity
- details of any emissions or releases likely to be generated by each relevant activity
- a description of the risk and likely magnitude of impacts on the environmental values
- details of the management practices proposed to be implemented to prevent or minimise adverse impacts
- details of how the land the subject of the application will be rehabilitated after each relevant activity ceases.

Only include the information above to the extent that it is relevant to the proposed changed standard condition for the ERA.

☐ Tick to indicate that an assessment of the environmental impact and provision of specific supporting information has been attached.

19. **Details of waste management**

A description of the proposed measures for minimising and managing waste generated by the ERA activities must be attached.

Only include waste management details to the extent that it is relevant to the proposed changed standard condition for the ERA.

☐ Tick to indicate attachment

☒ Not applicable
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20. Details of contaminated land

Is there a site management plan in effect for contaminated land that relates to the land that is the subject of this application?

☐ Yes → attach details of the site management plan
☒ No

21. Payment of fees

The application fee is: $______________

If your application is approved the first annual fee must be paid within 20 business days of the environmental authority taking effect. Operation of the ERA cannot commence until the annual fee is paid.

You may pay your fee via cheque, money order or credit card.

Select the payment method below:

☐ Payment by cheque or money order made payable to the Department of Environment and Heritage Protection (attached).
☐ Payment by cheque or money order made payable to the Department of Agriculture, Fisheries and Forestry (attached).
☒ Please contact me (the applicant) for credit card payment.

Phone number: 749854972

Declaration

Note: If you have not told the truth in this application you may be prosecuted.

I declare that:

- I am the applicant or an authorised signatory for the applicant
- for each ERA applied for in this application, I can comply with the eligibility criteria
- the information provided is true and correct to the best of my knowledge. I understand that it is an offence under section 480 of the Environmental Protection Act 1994 to give to the administering authority or an authorised person a document containing information that I know is false, misleading or incomplete in a material particular
- I understand that failure to provide sufficient information may result in the application being refused
- I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the Right to Information Act 2009 and the Evidence Act 1977
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- I understand that I am responsible for managing the environmental impacts of these activities, and that approval of this application is not an endorsement by the administering authority of the effectiveness of management practices proposed or implemented.

- I understand that it is an offence under section 227 of the Strategic Cropping Land Act 2011 to give to an authorised person a document containing information that is false or misleading in a material particular. I consent to and acknowledge that the information provided on this form will be given to authorised persons under the Strategic Cropping Land Act 2011 in appropriate circumstances in relation to the administration of that Act.

<table>
<thead>
<tr>
<th>APPLICANT'S NAME</th>
<th>David Allan Sutherland</th>
</tr>
</thead>
<tbody>
<tr>
<td>SIGNATURE</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>POSITION OF SIGNATORY</th>
<th>DATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>owner</td>
<td>15-4-2014</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>JOINT APPLICANT'S NAME (IF APPLICABLE)</th>
<th>JOINT APPLICANT'S SIGNATURE (IF APPLICABLE)</th>
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<thead>
<tr>
<th>JOINT APPLICANT'S NAME (IF APPLICABLE)</th>
<th>JOINT APPLICANT'S SIGNATURE (IF APPLICABLE)</th>
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</table>

**Applicant checklist**

- Application form has been signed and completed.
- Attachment 1: Appointment of principal applicant by all joint applicants has been signed and completed (if applicable).
- Attachment 2: Application to be registered as a suitable operator signed and completed (if applicable).
- Question 6: Additional supporting information details of the prescribed ERA has been attached (if applicable).
- Question 13: Supporting evidence of exclusion from meeting the requirements of the Strategic Cropping Land Act 2011 has been attached (if applicable).
- Question 14: Supporting information for biodiversity offsets (if applicable).
- Question 15: Additional details have been attached for the request and/or
justification of standard conditions to be varied.

☐ Question 17. Details of how the requested variation results in a change to the way the EIS described the ERAs as being carried out (if applicable).

☐ Question 18: Additional information for assessment of environmental impacts attached (if applicable).

☐ Question 19: Details of waste management attached (if applicable).

☐ Question 20: Details of contaminated land attached (if applicable).

☐ Fees paid or enclosed.

All requested information must be provided with this application, otherwise it will not be considered properly made under section 127 of the EP Act and assessment cannot commence.

Please include a word searchable electronic PDF copy of the application documents when you lodge your application.

Please submit your completed application kit to:

For a mining ERA

Mining Registrar
Department of Natural Resources and Mines
DNRM have a list of office locations for mining registrars on their website
www.dnrm.qld.gov.au

For ERA 2, ERA 3 or ERA 4

Post:
Senior Environmental Scientist
Animal Industries
Department of Agriculture, Fisheries and Forestry
PO Box 102
TOOWOOMBA QLD 4350

Enquiries:
Phone: (07) 4688 1374
Fax: (07) 4688 1192
Email: livestockregulator@daff.qld.gov.au

For all other ERAs

Post:
Department of Environment and Heritage Protection
GPO Box 2454
BRISBANE QLD 4001

Enquiries:
Permit and Licence Management
Phone: 13 QGOV (13 74 68)
Fax: (07) 3330 5875
Email: palm@ehp.qld.gov.au

Courier or hand delivery:
Permit and Licence Management
Department of Environment and Heritage Protection
Level 3, 400 George Street
BRISBANE QLD 4000
Business hours: 8:30 am–4:30 pm business days
Attachment 1

Appointment of principal applicant by all joint applicants

We, being joint applicants for this environmental authority, hereby nominate the following as principal applicant:

<table>
<thead>
<tr>
<th>Name / Company</th>
<th>ABN/ACN/AN</th>
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<tbody>
<tr>
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<tr>
<td>Signatory name and position</td>
<td>Signature</td>
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<tr>
<td>Name / Company</td>
<td>ABN/ACN/AN</td>
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<td>Signatory name and position</td>
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</table>
Variation application for an environmental authority

<table>
<thead>
<tr>
<th>Name / Company</th>
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<tr>
<td>Signatory name and position</td>
<td></td>
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<tr>
<td>Signature</td>
<td>Date</td>
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</table>

For queries about privacy matters please refer to the privacy statement within the application form for more information.
Attachment 2

Application form—application to be a registered suitable operator
Application form

Environmental Protection Act 1994

Application to be a registered suitable operator

This approved form is to be used to apply to become a suitable operator under section 378F of the Environmental Protection Act 1994 (EP Act) for the carrying out of an environmentally relevant activity (ERA).

To obtain an environmental authority for an ERA you must first apply to be a registered suitable operator. To obtain registration you will need to apply either:

- At the same time as applying for an environmental authority, or
- In advance, at any time before applying for an environmental authority.

Applicant details

<table>
<thead>
<tr>
<th>INDIVIDUAL OR BUSINESS NAME (INCLUDE TRADING NAME IF RELEVANT)</th>
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<table>
<thead>
<tr>
<th>ABN/ACN/AN (IF RELEVANT)</th>
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<table>
<thead>
<tr>
<th>RESIDENTIAL ADDRESS OR REGISTERED BUSINESS ADDRESS (NOT A POST OFFICE BOX ADDRESS)</th>
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<thead>
<tr>
<th>POSTAL ADDRESS (IF DIFFERENT FROM ABOVE)</th>
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<tr>
<th>PHONE</th>
<th>FACSIMILE</th>
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<tr>
<th>EMAIL</th>
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<table>
<thead>
<tr>
<th>CONTACT PERSON FOR APPLICANT (IF APPLICANT IS A BUSINESS)</th>
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</table>

Applicant suitability criteria

Applicants must complete Table 1.

When completing Part A of Table 1:

- If the applicant is a corporation, the questions must be answered for all of the corporation's executive officers and any other corporations of which the executive officers are, or have been, an executive officer.
If the applicant is not a corporation, the questions must be answered for the applicant as well as any other person with whom the applicant is a partner e.g. business partners of an environmental authority.

When completing Part A and Part B of Table 1, the applicant must indicate if the event occurred either to them individually or to a company or business in which they currently hold, or have held a position of management or control, when the event occurred.

### Table 1: Suitability criteria

<table>
<thead>
<tr>
<th>Applicant suitability criteria</th>
<th>Part A</th>
</tr>
</thead>
</table>
| Have you ever been **convicted of an environmental offence** under the Environment Protection Act 1994 or a corresponding law (whether in Queensland or elsewhere)? | ☐ YES  
☐ NO                                                                                      |
| Have you ever had an environmental authority, instrument, licence or permit, however called, **cancelled or suspended** (whether in Queensland or elsewhere)?  | ☐ YES  
☐ NO                                                                                      |
| Have you ever had a suitable operator registration or similar registration, however called, **cancelled or suspended** under the Environment Protection Act 1994 or a corresponding law (whether in Queensland or elsewhere)? | ☐ YES  
☐ NO                                                                             |

1 If an application for an environmental authority is made and both partners are named as applicants for the environmental authority, both must make separate applications to become a suitable operator.

2 If yes is ticked, you must provide complete details (including the state/territory/country in which the event occurred, the relevant legislation, location of offence or incident, date of offence or incident, amount of fine, facts and circumstances surrounding the offence or incident, details of relevant persons involved including name and positions, name of court, court reference number etc) in an attachment. You may also attach any submission you want the chief executive to consider in assessing this information, which will be used in deciding whether you are a suitable operator.

A 'relevant person' is either the applicant or any person with whom the applicant is a partner or, if a corporation, any of the corporation's executive officers.
### Application to be a registered suitable operator

<table>
<thead>
<tr>
<th>Applicant suitability criteria</th>
<th>Detail²</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>PART B</strong></td>
<td></td>
</tr>
<tr>
<td>Have you ever received any of the following under the <em>Environment Protection Act 1994</em>:</td>
<td>□ YES □ NO</td>
</tr>
<tr>
<td>• a penalty infringement notice</td>
<td></td>
</tr>
<tr>
<td>• an environmental protection order</td>
<td></td>
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<tr>
<td>• an enforcement order</td>
<td></td>
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<tr>
<td>• a notice requiring a transitional environmental program</td>
<td></td>
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<tr>
<td>• a notice to conduct or commission an environmental audit</td>
<td></td>
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<tr>
<td>• a notice to conduct or commission an environmental investigation</td>
<td></td>
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<tr>
<td>• a direction notice</td>
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<td>• a clean up notice</td>
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<td>• a cost recovery notice</td>
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<td>• a restraint order</td>
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<tr>
<td>• another compliance action which is not stated above?</td>
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<tr>
<td>Have you ever had a suitable operator registration or similar registration, however called, <strong>refused</strong> under the <em>Environment Protection Act 1994</em> or a corresponding law (in Queensland or elsewhere)?</td>
<td>□ YES □ NO</td>
</tr>
</tbody>
</table>

If additional space is needed to provide the required detail, please attach the information as an attachment to this application form.

If any of the 'yes' boxes in Table 1 are ticked, the chief executive may decide to obtain a suitability report from an administering authority of another state under a corresponding law or the commissioner of the police service.

Your application will be decided within 10 business days of the chief executive receiving the application unless any of the 'yes' boxes in Table 1 are ticked and the chief executive has decided to obtain a suitability report under section 318R of the *Environmental Protection Act 1994*. If a suitability report is required, your application will be decided within 20 business days after the chief executive has received the application.

**Applicant's certification**

- I declare that the information provided is true and correct to the best of my knowledge. I understand that it is an offence under section 480 of the *Environmental Protection Act 1994* to give to the chief executive
Application to be a registered suitable operator

or an authorised person, a document containing information that I know is false, misleading or incomplete in a material particular.

- I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.
- I will comply with all conditions on any environmental authority obtained as well as any relevant provision in the *Environmental Protection Act 1994*.
- I understand that an incomplete application may be invalid. Invalid applications will be returned without processing and will only be processed if resubmitted with all invalidating issues addressed.
- I understand that the register of suitable operators will be publicly available.

<table>
<thead>
<tr>
<th>APPLICANT'S NAME</th>
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<th>SIGNATURE</th>
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<table>
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<tr>
<th>POSITION OF SIGNATORY</th>
<th>DATE</th>
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</table>

Applicant checklist

☐ Application form for a registered suitable operator has been signed and completed
☐ Additional details to support applicant's suitability criteria have been attached (if applicable)

Please return your completed application kit to:

**Post:**
Permit and Licence Management
Department of Environment and Heritage Protection
GPO Box 2454
BRISBANE QLD 4001

**Enquiries:**
Permit and Licence Management
Phone: 13 QGOV (13 74 68)
Fax: (07) 3330 5875
Email: palm@ehp.qld.gov.au

**Courier or hand delivery:**
Permit and Licence Management
Department of Environment and Heritage Protection
Level 3, 400 George Street
BRISBANE QLD 4000
Hours: 8.30am- 4.30pm business days

Note: If you are making this application at the same time as another environmentally relevant activity application process (e.g. an application for an environmental authority or a transfer application), please lodge this form to the same location as you are required to lodge the application form for that process. This may either be to the Department of Environmental and Heritage Protection, the Department of Natural Resources and Mines or the Department of Agriculture, Fisheries and Forestry.

**Privacy statement**
The Department of Environment and Heritage Protection (the department) is committed to protecting the privacy, accuracy and security of your personal information in accordance with the *Information Privacy Act 2009*. The department is collecting your personal information to determine your suitability as a registered operator under section 318F of the *Environmental Protection Act 1994*. Some of this information may be given to the Department of Natural Resources and Mines for the purpose of the joint
regulation of mining activities. If your application is approved your name, address and ABN/ACN/AN will be disclosed on the Register of Suitable Operators which will be publicly available on the department's website. This disclosure is authorised by section 318(1)(b) of the Environmental Protection Act 1994. All other information will not be given to any other person or agency unless you have given us permission or we are authorised or required by law. All information supplied on this form may be disclosed publicly in accordance with the Right to Information Act 2009 and Evidence Act 1977. For queries about privacy matters email: privacy@ehp.qld.gov.au or telephone: (07) 3330 5436.
I am applying for a variation for areas A & B on the enclosed map, as all vegetation in these areas has been pulled. I would like to be able to mine where the scrub has been pulled. I would be mining in any sensitive areas. For a start I will be pushing and detecting small areas of interest. The top soil will be kept separate to put back as part of the rehabilitation, which will be done continually as I finish an area. There would be any disturbance of established vegetation or creek areas.

David Allen Sutherland
[Signature]
ENVIROMENTALLY SENSITIVE AREAS - Mining Activities

Requested By: AMELIA SELLARS <EPQLD.GOV.AU>
Date: 14 Mar 14 Time: 10:36 AM

Centre on Tenure:
ML 70520

Information presented on this product is distributed by the Queensland Government as an information source only, while every care is taken to ensure the accuracy of this data. Penny Brothers Software and the State of Queensland makes no representation or warranty about the accuracy, reliability, completeness or suitability of any information contained in this product.

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External contributors (non-government parties) who provided the data for this product are Great Barrier Reef Marine Park Authority and Penny Brothers Software.

Regional ecosystem mapping (fraud biodiversity status) may incorporate approximate results from property level assessments to the release version of the mapping available on QGIS.

NOTE TO USER: The user must verify that the data shown on this map is current. The information provided with the map is intended to identify a subset of environmentally sensitive areas only. The user should consult with the appropriate authority for further information on the status of any area identified on this map.

The user is also advised that the information concerning environmentally sensitive areas is subject to change over time (e.g. regional assessment boundaries and conservation status, wetland/marine mapping etc.).

The user should be aware that the information is not intended to be all inclusive and that it is not to be used in a manner inconsistent with the Queensland Environment Protection Act 1992.