

AMENDED REGIONAL INTERESTS DEVELOPMENT APPROVAL

RPI14/001 COCKATOO – Baralaba North Continued Operations Project (BNCOP)

Given under Sections 53 and 55 of the *Regional Planning Interests Act 2014* (RPI Act) on 13 March 2017.

Description of the land

Real property description: Part of Lot 14 on KM183; Part of Lot 13 on KM182; Part of Lot 11 on KM46; Part of Lot 7 on KM44 and part of Lot 6 on KM44

Local Government Area: Central Highlands Regional Council

Approved activities

Resource activities (open cut coal mine and associated processing facilities) as follows. Definitions of the resource activities are included in **Attachment 1**.

Table 1: Approved activities

| Area of regional interest | Resource activity | Location | Area of disturbance |
|----------------------------|--|---|---------------------|
| Priority agricultural area | <ul style="list-style-type: none"> Spoil dump Open cut mining pit | Part of Lot 14 on KM183 | 195.8ha |
| | <ul style="list-style-type: none"> Spoil dump Open cut mining pit Run of mine stockpile and processing area Explosive storage area | Part of Lot 13 on KM182 | 341.3ha |
| | <ul style="list-style-type: none"> Spoil dump Sediment dam | Part of Lot 11 on KM46 | 350.1ha |
| | <ul style="list-style-type: none"> Spoil dump Sediment dam Mine infrastructure area Coal handling processing plant and associated infrastructure | Part of Lot 7 on KM44 and part of Lot 6 on KM44 | 209.1ha |
| Strategic cropping area | <ul style="list-style-type: none"> Spoil dump Sediment dam Flood levy | Part of Lot 7 on KM44 | 104.6ha |

General Advice

This approval does not relieve the applicant of the obligation to obtain all approvals and licenses from all relevant authorities required under any Act.

Regional interests conditions

A person who is the holder of, or is acting under this amended RIDA must not contravene a condition of this approval.

| Condition number | Condition | Timing for condition |
|------------------|---|---|
| 1. | <p>a) Carry out the approved activities and disturbance of land generally in accordance with the approved drawing(s):</p> <p><i>Figure 2-4 Indicative Project Layout, number BBN-117-05-00 -140612 dated 12.06.14 (See Attachment 2)</i></p> <p>b) Carry out the approved activities and disturbance of land generally in accordance with Table 1: Approved activities.</p> | For the duration of the conduct of the approved activities |
| 2. | Maintain approved activities generally in accordance with the approved drawing and Table 1: Approved activities. | For the duration of the conduct of the approved activities |
| 3. | <p>a) Any disturbance of land in accordance with this RIDA is not to impact adversely on other priority agricultural land uses in the PAA.</p> <p>b) All complaints received, and resulting actions taken, about the impact of the approved activities on the priority agricultural land uses in the PAA must be recorded. The record must include:</p> <ul style="list-style-type: none"> i) name, address and contact number of the complainant ii) time and date of complaint iii) reasons for the complaint iv) investigations undertaken v) conclusions formed vi) actions taken to resolve the complaint vii) any abatement measures implemented viii) person responsible for resolving the complaint <p>c) The records of any complaints received and recorded in accordance with this condition must be provided to the chief executive on request.</p> | While construction is occurring and then for the duration of the conduct of the approved activities |

| Condition number | Condition | Timing for condition |
|------------------|---|---|
| 4. | <p>Mitigation measures must be in place for 57.6ha (58ha) of permanently impacted strategic cropping land in the Central Highlands Isaac sub-zone in the Western Cropping zone.</p> <p>a) The number of hectares is rounded up to the nearest whole hectare, in accordance with the Regional Planning Interests Regulation 2014.</p> <p>b) The mitigation rate for this sub-zone is \$4750 per hectare.</p> <p>c) The mitigation value is determined by multiplying each hectare of the area of identified permanently impact land by the prescribed mitigation rate. The total mitigation required is \$275,500.</p> | Prior to commencing approved activities that will permanently impact on the strategic cropping land on Lot 7 KM44 |
| 5. | <p>a) The approved activities that will permanently impact priority agricultural land uses on Lot 7 KM44 must not be commenced until:</p> <p>i) written proposals for mitigation measures for the 106ha of priority agricultural land uses on Lot 7 KM44 that will be permanently impacted by the approved activities (the PAA Mitigation Measures) have been submitted to, and approved in writing by the Chief Executive administering the <i>Regional Planning Interests Act 2014</i> (the Chief Executive); and</p> <p>ii) land required for the implementation of the PAA Mitigation Measures approved by the Chief Executive has been secured for that purpose by means of:</p> <p>A. a freehold, or sufficient leasehold, interest in the land becoming vested in the applicant (and/or the applicant's successors in title or assignees for the land on which the approved activities are to be carried out); and/or</p> <p>B. by the registration over the land of a covenant with the State of Queensland under section 97A of the <i>Land Title Act 1994</i> or section 373A of the <i>Land Act 1994</i> or any amendments to, or re-enactments of, those provisions.</p> <p>b) The PAA Mitigation Measures must, as a minimum:</p> <p>i) provide equivalent land to the 106 ha of priority agricultural land uses on Lot 7 KM44 that will be permanently impacted by the approved activities (the "equivalent land") on part of Lots 2 and 3 of</p> | As indicated |

| Condition number | Condition | Timing for condition |
|------------------|--|----------------------|
| | <p>SP 235019, to the west of the Duinga-Baralaba Road, and</p> <ul style="list-style-type: none"> ii) provide for the equivalent land to be in use for a priority agricultural land use/s within 12 months of commencing the approved activities that will permanently impact priority agricultural land uses on Lot 7 KM44; and specify the sequence of actions that will be undertaken to ensure this occurs, and iii) provide for the equivalent land to be maintained as land used for priority agricultural land use/s thereafter for the full term of the conduct of the approved activities that will permanently impact priority agricultural land uses and specify how this will occur; and iv) give effect to the priority agricultural land use mitigation concepts presented in the <i>Baralaba North:- PAA and SCL Mitigation Report</i> prepared for Cockatoo Coal Ltd by Dr Evan Thomas, Project Number CCC0049, version 3, dated 26 September 2014. <p>c) The PAA Mitigation Measures approved by the Chief Executive must be implemented and maintained.</p> <p>d) Annual records detailing the following must be prepared and retained, and provided to the Chief Executive upon request:-</p> <ul style="list-style-type: none"> i) yield quantity and quality from the equivalent land inputs (e.g. quality and volume of irrigation water, rainfall, fertilizer, machinery) to the equivalent land ii) any events, whether natural or not, which have influenced the productive capacity of the equivalent land. | |

Attachment 1: Definitions

| Activity | Definition |
|--------------------------------|---|
| Spoil dump | A pile built of accumulated overburden or other waste as it is removed during mining |
| Open cut mining pit | An open pit or trench at the surface from which rock or minerals is extracted. Includes supporting infrastructure such as haul roads, bunding, soil stockpiles, hardstands and water management structures |
| Run of mine | Stockpiles of raw coal and product removed from the pit and includes associated infrastructure required to deposit and transport the product. |
| Explosive storage area | An area for storing explosives, including bunding, buffer separation distance and access infrastructure |
| Coal handling processing plant | Infrastructure necessary to support the coal handling processing plant e.g. wash plant, dewatering cyclones, coal centrifuge, sieve bends, flocculation cells, belt press filtration processes, water dam, raw water dam, crushers, conveyor belts, stackers and reclaimers. |
| Sediment dam | The banking of sediment to create a hold area for water to manage erosion and sediment run off |
| Mine infrastructure area | Mine related infrastructure to support the mine. Includes offices, workshops and amenities and associated infrastructure. |
| Associated infrastructure | Includes plant and equipment, access roads |
| Protection levee | Manmade embankment to provide immunity during a 1:1000 AEP flood event |
| Chemical storage area | An area used to hold containers which are used to store chemicals, including bunding, buffer separation distances and access infrastructure. |
| Sewerage treatment plant | A facility that processes the removal of contaminants from wastewater. |
| Other terms | Definition |
| Chief Executive | Chief Executive responsible for administering the <i>Regional Planning Interests Act 2014</i> . |
| Rehabilitation | Rehabilitation means the process of reshaping and vegetating land to restore it to a stable landform and in accordance with the acceptance criteria set out in the environmental authority and, where relevant, includes remediation of contaminated land. |
| Equivalent land | Equivalent land means the area of land (approximately 200 ha) on part of Lots 2 and 3 of SP 235019, to the west of the Daringa-Baralaba Road, as described in the <i>Baralaba North:- PAA and SCL Mitigation Report</i> prepared for Cockatoo Coal Ltd by Dr Evan Thomas, Project Number CCC0049, version 3, dated 26 September 2014. |

