

***Environmental Protection Act 1986***

**Section 40(2)**

**NOTICE REQUIRING INFORMATION FOR SECTION 46 INQUIRY**

**PERSON TO WHOM THIS NOTICE IS GIVEN**

MZI Resource Limited (ACN: 077 221 722)  
Level 2, 100 Royal Street  
EAST PERTH WA 6004

**SECTION 46 INQUIRY TO WHICH THIS NOTICE RELATES:**

Inquiry into the conditions of Statement No. 810 (Keybrook Mineral Sands Mine) to ensure noise is being appropriately regulated and managed, as requested by the Minister for Environment on 19 December 2016 (**Assessment No. 2110**).

Pursuant to sections 46(5) and 40(2) of the *Environmental Protection Act 1986*, the Environmental Protection Authority (EPA) requires MZI Resources Limited to provide the following information to the EPA for the purpose of its inquiry:

1. A Noise Monitoring Plan which provides for the collection and analysis of noise monitoring data in relation to the Proposal for the purpose of demonstrating whether the Proposal complies with the assigned levels for noise emissions prescribed in the Environmental Protection (Noise) Regulations 1997 (**Noise Regulations**). The plan is to provide for monthly reports on noise emissions to the EPA.

This plan should be provided to the EPA by no later than **10 March 2017** unless otherwise agreed by the Chief Executive Officer (CEO) of the Office of the Environmental Protection Authority (OEPA).

2. A Noise Study in relation to the Proposal which includes or addresses the following:
  - (a) An analysis of the results of the noise monitoring undertaken under the Noise Monitoring Plan, to address a period of no less than 2 months during autumn 2017, demonstrating whether the Proposal complies with the assigned levels for noise emissions prescribed in the Noise Regulations.
  - (b) Noise modelling to determine likely impacts of noise emissions from future implementation of the Proposal on neighbouring residential properties.

(c) Whether all reasonable and practicable steps have been taken to comply with the Noise Regulations.

This study should be provided to the EPA by no later than **31 May 2017** unless otherwise agreed by the CEO of the OEPA.

3. A peer review of the above Noise Study by an independent acoustic noise expert agreed to by the CEO of the OEPA. This review should be provided to the EPA by no later than **31 May 2017** unless otherwise agreed by the CEO of the OEPA.
4. A report in relation to community consultation undertaken in regard to noise emissions from the Proposal that includes or addresses the following:
  - (a) How the Proponent undertook consultation with occupiers of noise sensitive premises whom may be impacted by noise emissions from the Proposal.
  - (b) A summary of comments and concerns raised by occupiers of noise sensitive premises whom may be impacted by noise emissions from the Proposal.
  - (c) Responses from the Proponent (MZI Resources Limited) to all comments and concerns raised, including what measures the Proponent has taken in relation to managing noise emissions from the Proposal to address these comments and concerns.

This report should be provided to the EPA by no later than **31 May 2017** unless otherwise agreed by the CEO of the OEPA.

[Signed 22 February 2017]

**Dr Tom Hatton**

CHAIRMAN AND DELEGATE OF THE ENVIRONMENTAL PROTECTION  
AUTHORITY