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Statement No. 1247

## STATEMENT THAT A PROPOSAL MAY BE IMPLEMENTED

### *(Environmental Protection Act 1986)*

#### MT KEITH POWER STATION CAPACITY EXPANSION PROJECT

**Proposal:** The proposal is to construct and operate up to 150 megawatts of gas reciprocating engines and associated infrastructure located approximately 90 kilometres north of Leinster in the Northern Goldfields region of Western Australia.

**Proponent:** TEC Desert Pty Ltd and TEC Desert No.2 Pty Ltd in partnership as Southern Cross Energy

Australian Business Number 79 271 003 656

**Proponent address:** Level 3, 167 St Georges Terrace  
Perth WA 6000

**Assessment number:** 2404

**Report of the Environmental Protection Authority:** 1780

**Introduction:** Pursuant to section 45 of the *Environmental Protection Act 1986*, it has been agreed that the proposal entitled Mt Keith Power Station Capacity Expansion Project described in the 'Proposal Content Document' (25 March 2025), may be implemented and that the implementation of the proposal is subject to the following implementation conditions and procedures.

Published on: 10 June 2025

## Conditions and procedures

### Part A: Proposal extent

### Part B: Environmental outcomes, prescriptions and objectives

### Part C: Other conditions

## PART A: PROPOSAL EXTENT

### A1 Limitations and Extent of Proposal

A1-1 The proponent must ensure that the proposal is implemented in such a manner that the following limitations or maximum extents / capacities / ranges are not exceeded:

Proposal element	Location	Maximum extent
Physical elements		
Overall extent of the Proposal	Within the development envelope shown in Figure 1	Development envelope of <b>4.56 ha</b>
Operational Elements		
Gas-fired Power Station via Gas Reciprocating Engines	Within the development envelope shown in Figure 1	Up to 150 <b>MW</b>
Timing elements		
Proposal time	Maximum project life	30 years

## **PART B – ENVIRONMENTAL OUTCOMES, PRESCRIPTIONS AND OBJECTIVES**

### **B1 Greenhouse Gas Emissions**

- B1-1 The proponent must notify the **CEO** in writing within one month of it becoming aware that implementation of the proposal will not be or is not expected to be regulated under the **Safeguard Legislation** as a **designated large facility** (the notifiable event) and such notice must briefly describe the reasons for and expected duration of the notifiable event.
- B1-2 The proponent must, if requested in writing by the **CEO**, provide the **CEO** with a report on the implications for the proposal of any amendment or proposed amendment to the **Safeguard Legislation**, or a decision or proposed decision made under the **Safeguard Legislation** that is specified in the **CEO's** request.
- B1-3 The report required by condition B1-2 must:
- (1) be submitted to the **CEO** within three months of the date of the **CEO's** request or such longer period as the **CEO** agrees to in writing; and
  - (2) explain the implications that the specified amendment or decision has had or is expected to have on:
    - (a) the obligation to reduce net **Scope 1 greenhouse gas** emissions from implementation of the proposal under the **Safeguard Legislation**
    - (b) the quantity of actual and net **Scope 1 greenhouse gas emissions** likely to result from the future implementation of the proposal.

## **PART C – COMPLIANCE, TIME LIMITS, AUDITS AND OTHER CONDITIONS**

### **C1 Contact Details**

- C1-1 The proponent must notify the **CEO** of any change of its name, physical address or postal address for the serving of notices or other correspondence within twenty-eight (28) days of such change. Where the proponent is a corporation or an association of persons, whether incorporated or not, the postal address is that of the principal place of business or of the principal office in the State.

### **C2 Time Limit for Proposal Implementation**

- C2-1 The proposal must be **substantially commenced** within five (5) years from the date of this Statement.

- C2-2 The proponent must provide to the **CEO** documentary evidence demonstrating that they have complied with condition C2-1 no later than fourteen (14) days after the expiration of period specified in condition C2-1.
- C2-3 If the proposal has not been **substantially commenced** within the period specified in condition C2-1, implementation of the proposal must not be commenced or continued after the expiration of that period.

[signed on 09 June 2025]

Hon. Matthew Swinbourn BA LLB MLC

**MINISTER FOR THE ENVIRONMENT; COMMUNITY SERVICES; HOMELESSNESS**

<b>Affected decision-making authorities consulted under section 46(8A):</b>
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Minister for Mines and Petroleum
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**Table 1: Abbreviations and definitions**

<b>Acronym or abbreviation</b>	<b>Definition or term</b>
<b>CEO</b>	The Chief Executive Officer of the Department of the Public Service of the State responsible for the administration of section 48 of the <i>Environmental Protection Act 1986</i> , or the <b>CEO's</b> delegate.
<b>Designated large facility</b>	A designated large facility as defined under <b>Safeguard Legislation</b> .
<b>GHG emissions</b>	<b>Greenhouse gas</b> emissions expressed in tonnes of carbon dioxide equivalent (CO <sub>2</sub> -e) as calculated in accordance with the definition of 'carbon dioxide equivalence' in Section 7 of the <i>National Greenhouse and Energy Reporting Act 2007</i> (Cth), or, if that definition is amended or repealed, the meaning set out in an Act, regulation or instrument concerning greenhouse gases as specified by the Minister.
<b>Greenhouse gas or GHG</b>	Has the meaning given by Section 7A of the <i>National Greenhouse and Energy Reporting Act 2007</i> (Cth) or, if that definition is amended or repealed, the meaning set out in an Act, regulation or instrument concerning greenhouse gases as specified by the Minister.
<b>ha</b>	Hectare(s)
<b>MW</b>	Megawatts
<b>Operations / Commencement of operations</b>	Operation of the plant infrastructure for the proposal and includes pre-commissioning, commissioning, start-up and operation of the plant infrastructure for the proposal.
<b>Proposal greenhouse gas emissions</b>	<b>Scope 1 GHG Emissions</b> released to the atmosphere as a direct result of an activity or series of activities that comprise/s or form/s part of the proposal, calculated in accordance with: (a) the <i>National Greenhouse and Energy Reporting Act 2007</i> (Cth) and its subsidiary legislation; or (b) if that Act or the relevant subsidiary legislation is amended or repealed such that it does not provide a mechanism for calculating the Proposal Emissions, any other Act, regulation or instrument concerning greenhouse gases as specified by the <b>CEO</b> .
<b>Safeguard Legislation</b>	The Commonwealth <i>National Greenhouse and Energy Reporting Act 2007</i> and associated <i>National Greenhouse and Energy Reporting (Safeguard Mechanism) Rule 2015</i> .
<b>Scope 1</b>	Scope 1 emissions of <b>greenhouse gas</b> , in relation to a facility, means the release of <b>greenhouse gas</b> into the atmosphere as a direct result of one or more activities, which are part of the proposal, that generate <b>greenhouse gas</b> emissions.
<b>Substantially commenced</b>	Physical construction activities for, and progress of an important or essential element or elements of the Proposal scope.

**Figures (attached)**

Figure 1      Development envelope (This map is a representation of the co-ordinates referenced in Schedule 1)



**Figure 1 Development envelope for the proposal**

## **Schedule 1**

All co-ordinates are in metres, listed in Map Grid of Australia Zone 50 (MGA Zone 50), datum of Geocentric Datum of Australia 2020 (GDA 2020).

Spatial data depicting the figures are held by the Department of Water and Environmental Regulation (DWER) Environment Online.