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Published on: 23 August 2022

Statement No. 1196

**STATEMENT THAT A SIGNIFICANT AMENDMENT TO AN
APPROVED PROPOSAL MAY BE IMPLEMENTED
(*Environmental Protection Act 1986*)**

**SODIUM CYANIDE PLANTS (LIQUID AND SOLID) AT KWINANA AND
TRANSPORT OF SODIUM CYANIDE BY ROAD AND RAIL FROM KWINANA**

Proposal: The proposal is to amend the existing Sodium Cyanide Plants (Liquid and Solid) at Kwinana and Transport of Sodium Cyanide by Road and Rail from Kwinana.

Proponent: Australian Gold Reagents Pty Ltd
Australian Company Number 009 140 122

Proponent Address: PO Box 345, Kwinana WA 6966

Assessment Number: 2288

Report of the Environmental Protection Authority: 1725

Previous Assessment Numbers: 113, 197, 300, 300-1, 846, 908, 1390, 1422, 1497 and 1541

Previous Reports of the Environmental Protection Authority: 274, 284, 387, 427, 450, 727, 772, 1028, 1047, 1132 and 1186

Previous Statement Numbers: 006, 073, 099, 129, 347, 384, 579, 602, 668 and 700

Pursuant to section 45, read with section 45A of the *Environmental Protection Act 1986*, it has been agreed that:

1. the significant amendment to the approved proposal described in section 1 of the proponent's section 38 Referral Supporting Document (Revision 5, April 2022) may be implemented; and
2. the implementation of the significant amendment to the approved proposal to which the above reports of the Environmental Protection Authority relate is subject to the following conditions and procedures, which replace and supersede all previous conditions and procedures of Statement 700.

1 Limitations and extent of proposal

- 1-1 When implementing the proposal, the proponent shall ensure the proposal does not exceed the following extents:

Physical elements	Location	Maximum extent or range
Disturbance footprint	Figure 2	4.3 hectares
Operational elements		
Sodium Cyanide Liquid Plants 1 and 2	Figure 2	Capacity to produce a combined total of 110,000 tpa sodium cyanide (expressed as 100% sodium cyanide)
Sodium Cyanide Solid Plant	Figure 2	Production capacity 60,000 tpa (expressed as 100% sodium cyanide)
Scope 1 greenhouse gas emissions	-	Up to 97,460 tCO₂-e per annum
Timing elements		
Project life	-	Up to 30 years from the date of this Statement

2 Final Decommissioning Plan

- 2-1 At least twelve (12) months prior to the forecasted completion of the operational phase of the proposal the proponent shall prepare and submit a Final Decommissioning Plan to the **CEO** for approval to meet the following objective:
- (1) ensure the proposal site is decommissioned to a standard suitable for the agreed new land use.
- 2-2 The Final Decommissioning Plan shall set out procedures and measures for:
- (1) removal or, if appropriate, retention of plant and infrastructure in consultation with relevant stakeholders;
 - (2) rehabilitation of all disturbed areas to a standard suitable for the agreed new land use(s); and
 - (3) identification of contaminated areas, including provision of evidence of notification and proposed management measures to relevant statutory authorities.
- 2-3 The proponent must implement the most recent version of the **Confirmed** Final Decommissioning Plan until the **CEO** has confirmed by notice in writing that the proponent has demonstrated that the environmental objective in condition 2-1 has been met.

2-4 The proponent shall make the **Confirmed** Final Decommissioning Plan required by condition 2-1 publicly available.

2-5 The proponent:

- (1) may review and revise the **Confirmed** Final Decommissioning Plan and submit it to the **CEO**; and
- (2) shall review and revise the **Confirmed** Final Decommissioning Plan and submit it to the **CEO** as and when directed by the **CEO** by a notice in writing.

3 Contact Details

3-1 The proponent shall 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.

4 Compliance Reporting

4-1 The proponent shall prepare and maintain a Compliance Assessment Plan which is submitted to the **CEO** at least six (6) months prior to the first Compliance Assessment Report required by condition 4-6.

4-2 The Compliance Assessment Plan shall indicate:

- (1) the frequency of compliance reporting;
- (2) the approach and timing of compliance assessments;
- (3) the retention of compliance assessments;
- (4) the method of reporting of potential non-compliances and corrective actions taken;
- (5) the table of contents of Compliance Assessment Reports; and
- (6) public availability of Compliance Assessment Reports.

4-3 The proponent shall assess compliance with conditions in accordance with the **Confirmed** Compliance Assessment Plan required by condition 4-1.

4-4 All Compliance Assessment Reports shall be retained until the proposal is fully implemented (including decommissioning and rehabilitation) or such other period agreed in writing by the **CEO**.

4-5 The proponent shall advise the **CEO** of any potential non-compliance within seven (7) days of that non-compliance being known to the proponent.

- 4-6 The proponent shall submit to the **CEO** the first Compliance Assessment Report fifteen (15) months from the date of issue of this Statement addressing the twelve (12) month period from the date of issue of this Statement and then annually from the date of submission of the first Compliance Assessment Report, or as otherwise agreed in writing by the **CEO**.
- 4-7 Each Compliance Assessment Report shall:
- (1) be endorsed by the proponent's Chief Executive Officer or a person delegated to sign on the Chief Executive Officer's behalf;
 - (2) include a statement as to whether the proponent has complied with the conditions;
 - (3) identify all potential non-compliances and describe corrective and preventative actions taken;
 - (4) be made publicly available in accordance with the approved Compliance Assessment Plan; and
 - (5) indicate any proposed changes to the Compliance Assessment Plan required by condition 4-1.
- 4-8 The proponent:
- (1) may review and revise the **Confirmed** Compliance Assessment Plan; and
 - (2) shall review and revise the **Confirmed** Compliance Assessment Plan as and when directed by the **CEO**.
- 4-9 The proponent shall implement the latest revision of the **Confirmed** Compliance Assessment Plan.

5 Public Availability of Data

- 5-1 Subject to condition 5-2, within a reasonable time period approved by the **CEO** of the issue of this Statement and for the remainder of the life of the proposal, the proponent shall make publicly available, in a manner approved by the **CEO**, all validated environmental data (including sampling design, sampling methodologies, empirical data and derived information products (e.g. maps)), management plans and reports relevant to the assessment of this proposal and implementation of this Statement.
- 5-2 If any data referred to in condition 5-1 contains particulars of:
- (1) a secret formula or process; or
 - (2) confidential commercially sensitive information,

the proponent may submit a request for approval from the **CEO** to not make these data publicly available. In making such a request the proponent shall provide the **CEO** with an explanation and reasons why the data should not be made publicly available.

[signed on 23 August 2022]

Hon Reece Whitby MLA
MINISTER FOR ENVIRONMENT; CLIMATE ACTION

Affected decision-making authorities consulted under section 45(4):
Chief Executive Officer, Department of Water and Environmental Regulation Chief Dangerous Goods Officer, Department of Mines, Industry Regulation and Safety

Table 1: Abbreviations and definitions

Acronym or abbreviation	Definition or term
CEO	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 CEO's delegate.
tCO₂-e	Tonnes of carbon dioxide equivalent. A metric used to compare emissions from various greenhouse gases by converting amounts of other gases to the equivalent amount of CO ₂ based on their Global Warming Potential.
confirmed	Means, at the relevant time, in relation to a plan required to be made and submitted to the CEO , the plan that the CEO confirmed, by notice in writing, meets the requirements of the relevant condition.
tpa	tonnes per annum

Figures (attached)

Figure 1 Project location

Figure 2 Development envelope and disturbance footprint



Figure 1 – Project location



Figure 2 – Development envelope and disturbance footprint

Schedule 1

All co-ordinates are in metres, listed in Map Grid of Australia Zone 52 (MGA Zone 52), datum of Geocentric Datum of Australia 1994 (GDA94). Spatial data depicting the figures in this schedule are held by the Department of Water and Environmental Regulation as follows:

Figure 2: Development envelope and disturbance footprint – 2018-1515651557483.

Attachment 1 to Ministerial Statement 1196

Amendment to proposal approved and implementation conditions under section 45C of the *Environmental Protection Act 1986*

This Attachment replaces the introduction, figures, schedule 1 and condition 1-1 of Ministerial Statement 1196.

Proposal: Sodium Cyanide Plants (Liquid and Solid) At Kwinana and Transport of Sodium Cyanide by Road and Rail from Kwinana

Proponent: Australian Gold Reagents Pty Ltd

Pursuant to section 45C(1)(a) and 45C(1)(b) of the *Environmental Protection Act 1986*, the approved proposal and implementation conditions applying to the above proposal are changed in accordance with this Notice. I do not consider these changes to be a significant amendment to the conditions.

[Signed 27 August 2024]

LEE MCINTOSH

DEPUTY CHAIR

ENVIRONMENTAL PROTECTION AUTHORITY

For the Minister for Environment under Notice of Delegation under section 18 of the *Environmental Protection Act 1986*

Approval date: 27 August 2024

1. Introduction is deleted and replaced.

The introduction of Ministerial Statement 1196 is deleted and replaced with:

Pursuant to section 45C of the *Environmental Protection Act 1986*, it has been agreed that:

1. the significant amendment to the approved proposal described in the 'Proposal Content Document' dated 28 June 2024 may be implemented; and
2. the implementation of the significant amendment to the approved proposal to which the above reports of the Environmental Protection Authority relate is subject to the following conditions and procedures, which replace and supersede all previous conditions and procedures of Statement 700.

2. Condition 1-1 is deleted and replaced.

Condition 1-1 of Ministerial Statement 1196 is deleted and replaced with:

1-1 When implementing the proposal, the proponent shall ensure the proposal does not exceed the following extents:

Physical elements	Location	Maximum extent or range
Disturbance footprint	Figure 2	7.5 ha
Development envelope	Figure 2	11.23 ha
Operational elements		
Sodium Cyanide Liquid Plants 1 and 2	Figure 2	Capacity to produce a combined total of 150,000 tpa sodium cyanide (expressed as 100% sodium cyanide)
Sodium Cyanide Solid Plant	Figure 2	Production capacity 105,000 tpa (expressed as 100% sodium cyanide)
Scope 1 greenhouse gas emissions	-	Up to 97,460 tCO₂-e per annum
Timing Elements		
Project life	-	Up to 30 years from the date of this Statement

3. Figures deleted and replaced with the following

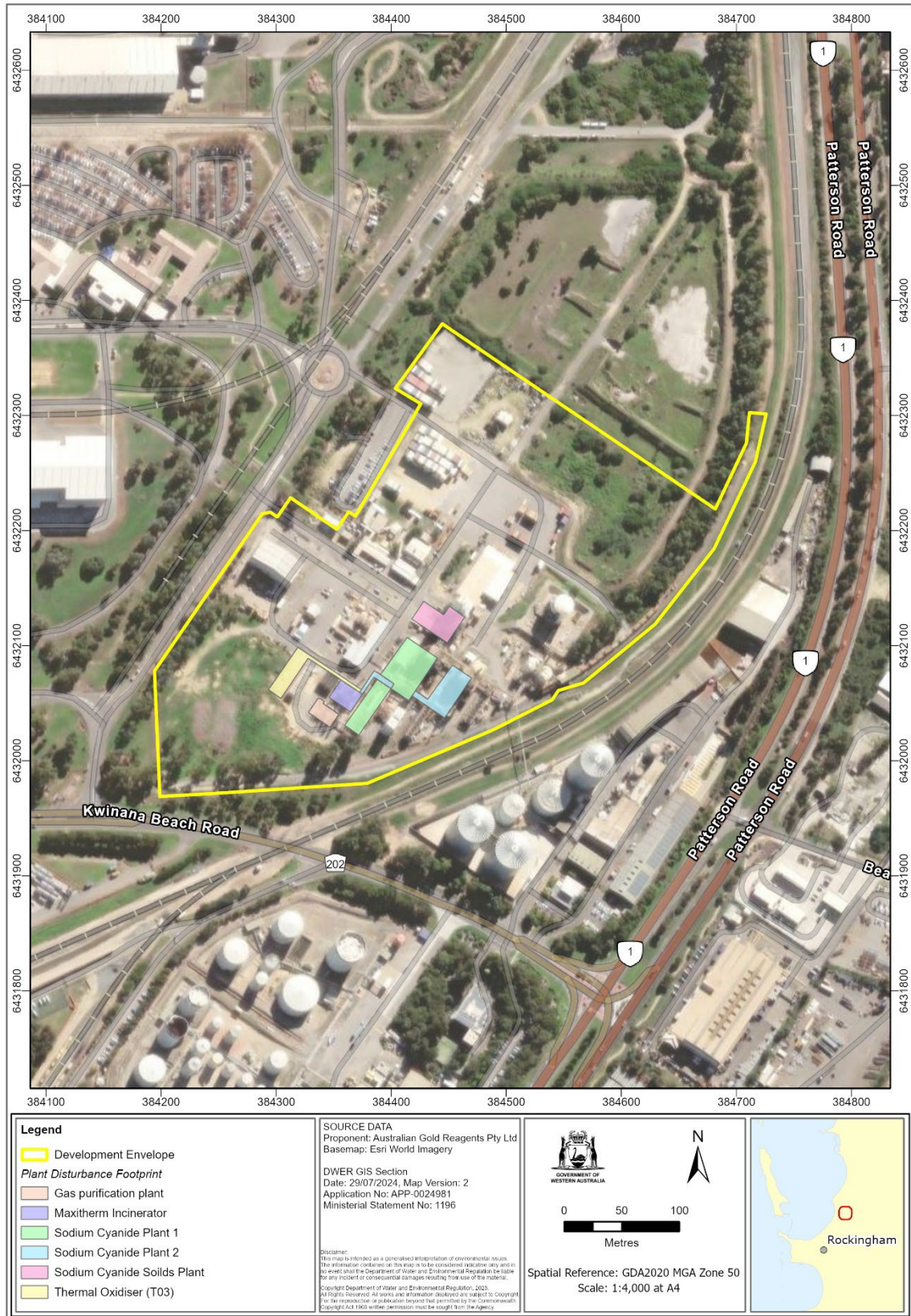
Figure 1: Project location

Figure 2: Development envelope and disturbance footprint



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Figure 1 Project location



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Figure 2 Development envelope and disturbance footprint

4. Schedule 1 deleted and replaced with the following

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 (GDA2020). Spatial data in this schedule are held by the Department of Water and Environmental Regulation in Environment Online as follows:

Development envelope – DWER-130335590-5420

Disturbance footprint – DWER-130335590-5425