

Environmental Protection Act 1986

Section 45C

**NOTICE OF DECISION TO CONSENT TO AMEND AN APPROVED PROPOSAL
AND IMPLEMENTATION CONDITIONS WITHOUT INQUIRY**

PERSON TO WHOM THIS NOTICE IS GIVEN

Lynas Kalgoorlie Pty Ltd

PROPOSAL TO WHICH THIS NOTICE RELATES

Kalgoorlie Rare Earths Processing Facility

MINISTERIAL STATEMENT and ANY APPROVED CHANGES

Ministerial Statement 1181, issued 1 February 2022

DECISION

Pursuant to s. 45C (1) (c) of the *Environmental Protection Act 1986* (EP Act), the Chair acting as delegate for the Minister for the Environment gives approval to the following amendments of the approved proposal:

- increase in the disturbance footprint from 120 ha to 126 ha.
- increase in the maximum timeframe for storage of iron phosphate waste from no later than 2 years, to no later than 7 years from the date of initial production.

The proposal content document is attached.

SUMMARY OF REASONS

- The minor increased disturbance footprint reflects changes in the alignment of Gas and Power Switch out compounds. The increased disturbance footprint reflects an area previously assessed under clearing permit CPS 8322/1.
- A slower than anticipated environmental commissioning phase and delay in production including that of iron phosphate waste has resulted in a need to extend the storage duration.
- Opportunities for reprocessing the iron phosphate waste to reduce the need for long-term storage are continuing, to ensure that the overall objective for storage is temporary and not permanent.
- The EPA noted in their original assessment that the proponent's Air Quality and Radiation Impact Assessments demonstrated that air quality and radiation impacts from the proposal would be low, noting that both public and occupational doses were well below the respective limits.

- The increased storage duration of iron phosphate waste will not increase the level of radiation above the level considered and assessed in the original proposal.
- There are no new environmental factors likely to be significantly affected as a result of the amendments.
- The effects of the amendments on their own, the effect of the amendments in the context of the existing referred proposal, cumulative impacts, and holistic impacts have been considered.
- The amended proposal will be substantially the same character as the existing referred proposal.

EFFECT OF THIS NOTICE:

1. The proposal as amended in accordance with this notice is taken to be able to be implemented under s. 45C of the EP Act.

RIGHTS OF APPEAL:

There are no rights of appeal under the EP Act in respect of this decision.



Darren Walsh
Delegate of the Environmental Protection Authority
CHAIR

11 May 2026

Attachment 1 – Proposal content document