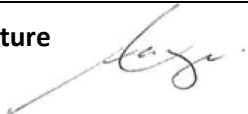


# Form

## Referral of a proposal under s. 38 of the EP Act

PART A: PROPONENT AND REFERRER INFORMATION AND PROPOSAL DESCRIPTION			
Referrer information			
Who is referring this proposal?		<input checked="" type="checkbox"/> Proponent <input type="checkbox"/> Decision-making authority <input type="checkbox"/> Community member/third party	
Name (print): <b>Amanda Lacaze</b> <i>Name of the person or organisation referring</i>		Signature 	
Position	<b>Chief Executive Officer &amp; Managing Director</b>	Organisation	<b>Lynas Rare Earths Ltd</b>
Email	<a href="mailto:ALacaze@lynasre.com">ALacaze@lynasre.com</a> Please cc correspondence to: <a href="mailto:ACargill@lynasre.com">ACargill@lynasre.com</a>	Phone	<b>+61 8 6241 3800</b>
Address	<b>Suite 1, 45</b>	<b>Royal Street</b>	
	<b>East Perth</b>	<b>WA</b>	<b>6004</b>
Date	<b>16/08/2022</b>		
Does the referrer request that the EPA treat any part of the proposal information in the referral as confidential? <i>Provide confidential information in a separate attachment.</i>		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Does the referrer confirm that they consent to receive correspondence electronically?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Referral declaration for proponent and Authorised representative: I, <b>Amanda Lacaze</b> declare that I am authorised to refer this proposal on behalf of <b>Mt Weld Mining Pty Limited (a wholly owned subsidiary of Lynas Rare Earth Ltd)</b> and further declare that the information contained in this form is true and not misleading.  Date: <b>16/08/2022</b>			
Proponent information			
Name of the proponent/s <i>Include Trading Name if relevant</i>		Mt Weld Mining Pty Limited	
Australian Company Number(s) <b>OR</b> Australian Business Number(s)	<input checked="" type="checkbox"/>  <input type="checkbox"/>	ACN:	053 160 400

Pre-referral discussions	
<p><b>Have you had pre-referral discussions with the EPA (including the EPA Services of DWER)?</b></p> <p><i>If so, provide name, date, and overview of discussions.</i></p>	<p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Refer Section 3 of the Referral Supporting Document</p>
Proposal information	
<p><b>Proposal name</b></p>	<p>Mt Weld Rare Earths Project – Life of Mine Proposal</p>
<p><b>What is the proposal? (Include general description in the <a href="#">Instructions and template: How to identify the content of a proposal</a>)</b></p>	<p>Construction and Operation of a Rare Earths mine and processing plant to its Life of Mine extent.</p> <p>Refer to Section 1 and 2 of the Referral Supporting Document</p>
<p><b>Have you provided electronic spatial data, maps, and figures in the appropriate format?</b></p>	<p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p><b>What type of proposal is being referred?</b></p> <p><i>For significant amendment or derived proposal, provide the associated existing Ministerial statement number/s</i></p> <p><i>For a proposal under an assessed planning scheme, provide the scheme number and name</i></p>	<p><input checked="" type="checkbox"/> significant proposal. <i>Choose which type of significant proposal</i></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> new proposal</li> <li><input type="checkbox"/> significant amendment (proposal only)</li> <li><input type="checkbox"/> significant amendment (conditions only)</li> <li><input checked="" type="checkbox"/> significant amendment (proposal and conditions)</li> <li><input type="checkbox"/> strategic proposal</li> <li><input type="checkbox"/> derived proposal</li> <li><input type="checkbox"/> proposals of a prescribed class</li> <li><input type="checkbox"/> proposal under an assessed planning scheme</li> </ul>
<p><b>Proposal content:</b> Complete the corresponding template (Proposal Content Document) from the <a href="#">Instructions and template: How to identify the content of a proposal</a> for the type of proposal identified above. The completed form <b>must be</b> submitted with the referral.</p>	
<p><b>Alternatives</b></p>	<p>Refer to Referral Supporting Document.</p>

## PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS

### Environmental factors

What are the likely significant environmental factors for this proposal?	<ul style="list-style-type: none"> <li><input type="checkbox"/> Benthic Communities and Habitat</li> <li><input type="checkbox"/> Coastal Processes</li> <li><input type="checkbox"/> Marine Environmental Quality</li> <li><input type="checkbox"/> Marine Fauna</li> <li><input checked="" type="checkbox"/> Flora and Vegetation</li> <li><input type="checkbox"/> Landforms</li> <li><input type="checkbox"/> Subterranean Fauna</li> <li><input type="checkbox"/> Terrestrial Environmental Quality</li> <li><input checked="" type="checkbox"/> Terrestrial Fauna</li> <li><input type="checkbox"/> Inland Waters</li> <li><input type="checkbox"/> Air Quality</li> <li><input type="checkbox"/> Greenhouse Gas Emissions</li> <li><input type="checkbox"/> Social Surroundings</li> <li><input type="checkbox"/> Human Health</li> </ul> <p><b>Refer Sections 1.6.9 and 4.3 of Referral Supporting Document.</b></p>
--	--

*For **each** of the environmental factors identified above, complete the following table, or provide the information in a supplementary report*

### Potential environmental impacts – for each environmental factor

1	<b>EPA policy and guidance</b>	Refer to Sections 4, 6 and 7 of the Referral Supporting Document.
2	<b>Receiving environment</b>	
3	<b>Likely environmental impacts</b>	
4	<b>Application of the mitigation hierarchy</b>	
5	<b>Assessment and significance of residual impacts</b>	
6	<b>Likely environmental outcomes</b>	

### Holistic impact assessment

Refer to Section 15 of the Referral Supporting Document.

### Cumulative environmental impact assessment

Refer to Section 16 of the Referral Supporting Document.

### Consultation

Refer to Sections 4 to 13 of the Referral Supporting Document.

### Supporting documents

Refer to Referral Supporting Document and appendices.

Has the referrer provided survey information according to the <a href="#">Instructions and Form: IBSA Data Packages</a> and/or the <a href="#">Instructions and form: IMSA Data Packages</a>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
--	--

## Conclusion

Do you consider the proposal may have a significant effect on the environment?

**No – please refer to Referral Supporting Document for detailed outcomes.**

Through studies and assessment undertaken by the various subject matter experts, a thorough understanding of the surrounding environment has been achieved with baseline studies. The assessments conducted demonstrate that the nature and scale of identified environmental impacts are not significant, can be adequately managed to meet the EPA's objectives. In many circumstances, sections 38G(4) and 44(2AA) of the EP Act are directly relevant in terms of other Decision-Making Processes being able to mitigate the potential impacts of the proposal on the environment, refer to Section 1.6.9, Table 1-2 of the Referral Supporting Document.

## PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS FOR SIGNIFICANT AMENDMENTS ONLY

<b>Type of significant amendment</b>	<input type="checkbox"/> significant amendment to the approved proposal <input type="checkbox"/> significant amendment to the implementation conditions <input checked="" type="checkbox"/> significant amendment to both the proposal and the implementation conditions
<b>Information of the approved proposal</b>	Mt Weld Rare Earth Project approved under Ministerial Statement 476, Attachments 1 – 7.
<b>Combined effects of the approved proposal and significant amendment</b>	Increase of Project Development Envelope from 505 ha to 2,802 ha. Refer to Sections 4 to 13 of the Referral Supporting Document for specific impacts.
<b>Analysis of existing implementation conditions</b>	Refer to Section 17 and Appendix B of the Referral Supporting Document.
<b>Previous changes to the Proposal and or implementation conditions</b>	Refer to Section 17 and Appendix B of the Referral Supporting Document. Previous changes to implementation conditions documented as Attachments 1 – 7 of MS 476.
<b>Compliance</b>	In January 2022, MWM commissioned an independent compliance audit against all environmental legal obligations and commitments relevant to the current Mt Weld Rare Earths Project. No non compliances were identified in relation to implementation of conditions prescribed in Ministerial Statement 476, DWER licence L8141/2007/2, Tenement Conditions or active Mining Proposals. In addition, the audit concluded that environmental management systems and processes are generally adequate to support substantial compliance and ensure that key environmental risks are appropriately managed.

<p><b>Environmental Performance</b></p>	<p>MWM and its parent company, Lynas, have an exemplary record of environmental management. Lynas has received several awards for the environmental management of its sites. In June 2022, MSCI awarded Lynas an 'AA' ESG rating, which only 8% of companies in the Metals and Mining – Non-Precious Metal industry are rated. Lynas is also currently a finalist for the Golden Gecko Awards for Environmental Excellence, administered by DMIRS, which recognise leading practice and innovation in environmental management. MWM holds triple ISO certification of its Integrated Management System (Health and Safety, Environment, Quality) in Western Australia. This management programme forms a key part of Mt Weld's Environmental Management System (EMS), with supporting documents developed to implement the objectives outlined within the EMP. The monitoring and management outcomes of the MWM EMP are subject to annual third party audit and are reported annually in the Annual Environmental Report (AER).</p>
<p><b>Control of implementation of significant amendment</b></p>	<p>Key Decision Making Processes including:</p> <ul style="list-style-type: none"> <li>• Part V of EP Act;</li> <li>• Mining Proposal under <i>Mining Act, 1978</i>;</li> <li>• Radiation Management Plan under the <i>Radiation Safety Act, 1975</i> and <i>Mines Safety and Inspection Act, 1994</i> and their respective regulations.</li> </ul> <p>Refer to Section 1.6.9, Table 1-2 and Sections 15.1 and 15.2 of the Referral Supporting Document.</p>

**PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS FOR A PROPOSAL UNDER AN ASSESSED SCHEME ONLY**

<p>What new environmental issues are raised by the proposal that were not assessed during the assessment of the planning scheme?</p>	<p>N/A</p>
<p>How does the proposal not comply with the assessed scheme and/or the environmental conditions in the assessed planning scheme?</p>	<p>N/A</p>

## PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS FOR DERIVED PROPOSALS ONLY

Demonstrate how the proposal will meet the environmental outcomes defined through the assessment of the strategic proposal	N/A
Provide an analysis of the existing implementation conditions of the related strategic proposal in relation to the derived proposal	N/A

## PART C: OTHER APPROVALS AND REGULATION

### Decision-making authorities and their approvals

Provide a table list of the decision-making authorities, associated legislation or agreement regulating the activity and the specific approval required. (Example table at the end of form)	Refer to Section 1.6.9 and Table 1-2 of the Referral Supporting Document.
Provide a summary of the statutory decision-making processes you consider can mitigate the potential impacts of the proposal on the environment. (Note: this should be a summary of the information provided in Part B section 2.4).	Refer to Section 1.6.9 and Table 1-2 of the Referral Supporting Document.

### Tenure and Local Government approvals

Location of proposal: a) street address, lot number, suburb, and nearest road intersection; or b) if remote, the nearest town and distance and direction from that town to the proposal site.	Mt Weld Mine, 35 km south east of Laverton, see tenement numbers below.
Name of the Local Government Authority in which the proposal is located.	Shire of Laverton
Is rezoning of any land required before the proposal can be implemented? If yes, please provide details.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
What is the current land use on the property, and the extent (area in hectares) of the property?	Site of existing Mt Weld Rare Earths Project. The Proposal site is vegetated and largely rural in nature.
Does the proponent have the legal access required for the implementation of all aspects of the proposal? <i>If yes, provide details of legal access authorisations / agreements / tenure.</i> <i>If no, what authorisations / agreements / tenure is required and from whom?</i>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <b>Tenement numbers:</b> E38/2224, L38/98, L38/224, L38/327 G38/34, G38/35 M38/58, M38/59, M38/326, M38/327

<b>Commonwealth Government approvals</b>	
Does the proposal involve an action that may be or is a controlled action under the <i>Environment Protection and Biodiversity Conservation Act 1999</i> (EPBC Act)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Has the proposed action been referred? If yes, when was it referred and what is the reference number (EPBC No.)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date: _____ EPBC No.: _____
If referred, has a decision been made on whether the proposed action is a controlled action? If 'yes', check the appropriate box and provide the decision in an attachment.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Decision – controlled action <input type="checkbox"/> Decision – not a controlled action
If the proposal is determined to be a controlled action, do you request that this proposal be assessed under a Bilateral Agreement or as an accredited assessment?	<input type="checkbox"/> Yes - Bilateral <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes - Accredited
Is approval required from other Commonwealth Government/s for any part of the proposal? <i>If yes, describe.</i>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Approval: _____
<b>Decision-making authority referrals <u>ONLY</u></b>	
What approval/s, under your authority, are required for this proposal? <i>Please provide details.</i>	