

EPBC ACT 1999 APPROVAL COMPLIANCE REPORT FEBRUARY 2020

GROSVENOR MINE

EPBC Approval No: 2007/3785

APPROVAL DETAILS

PERSON TO WHOM THE APPROVAL IS GRANTED

Anglo Coal (Grosvenor) Pty Ltd

PROPOSED ACTION

Construction and operation of a new underground coal mine, using the longwall mining method, and associated surface facilities near Moranbah, Queensland and as described in the referral received on 18 October 2007, project variation received on 16 February 2010 and Environmental Impact Statement dated February 2011 [See EPBC Act referral 2007/3785].

APPROVAL DECISION

Controlling Provision	Decision
Listed threatened species and communities (section 18 & 18A)	Approved

EXPIRY DATE OF APPROVAL

The approval has effect until 9 October 2044.

DATE OF DECISION

14 November 2011

PURPOSE

This report has been prepared to meet the requirements of Condition 5 of the Grosvenor Mine EPBC Act Approval. This report provides an update of compliance against the conditions of the approval.

CONDITION 1

CONDITION	STATUS
<p>In order to minimise the impacts on any EBPC listed species, including the Squatter Pigeon, the person taking the action must, prior to the commencement of the construction, provide to the Minister a Species Management Plan for the project area (Appendix 1):</p> <p>This plan must include;</p> <ol style="list-style-type: none"> a. Management actions to protect threatened species habitat values within the project area, including rehabilitation, weed control, fire management, erosion and sediment control, and restrictions on access; b. The desired outcomes/objectives of implementing the plan; c. The timing, responsibilities and performance criteria for such actions; d. The development and implementation of a monitoring and management program; e. A description of the potential risks to successful management in the project area, and a description of the contingency measures that would be implemented to mitigate these risks; and f. Details of parties responsibilities for monitoring, reviewing and implementing the plan. <p>The Species Management Plan must be implemented.</p>	<p>Letter received from the Department of Sustainability, Environment, Water, Population and Communities (DSEWPaC) dated 5 July 2012 stating that the Species Management Plan submitted to DSEWPaC on 25 May 2012 has been approved and meets the requirements of Condition 1 of the approval. Letter attached as Appendix 1. The Commonwealth Species Management Plan was updated in 2019. Approval letter attached as Appendix 2.</p> <p>To further support this, a High Risk Species Management Plan was approved by the Department of Environment and Science on the 20th February 2019, Appendix 3 & the Low Risk Species Management Plan was approved on the 5th August 2019 Appendix 4.</p> <p>The Species Management Plan forms part of site Environmental Management System and is implemented by the Environmental Department.</p>

CONDITION 2

CONDITION	STATUS
<p>In order to minimise the impacts on any EBPC listed ecological community or species, the person taking the action must, prior to the commencement of the construction, provide to the Minister a Rehabilitation Management Plan for the project area:</p> <p>This plan must include;</p> <ol style="list-style-type: none"> a. The desired outcomes/objectives of implementing the plan; b. The timing, responsibilities and performance criteria for such actions; c. Details of the rehabilitation methodology; d. The development and implementation of a monitoring and management program including monitoring frequencies, parameters and methodology; e. A description of the potential risks to successful management and rehabilitation, a description of the contingency measures that would be implemented to mitigate these risks; and f. Details of parties responsibilities for monitoring, reviewing and implementing the plan. <p>The Rehabilitation Management Plan must be implemented.</p>	<p>Letter received from the Department of Sustainability, Environment, Water, Population and Communities (DSEWPaC) dated 5 July 2012 stating that the Rehabilitation Management Plan submitted to DSEWPaC on 25 May 2012 is approved and meets the requirements of Condition 2 of the approval. Letter attached as Appendix 1.</p> <p>The Rehabilitation Management Plan forms part of site Environmental Management System and is implemented by the Environmental Department.</p>

CONDITION 3

CONDITION	STATUS
<p>In order to minimise the impacts of the project on listed ecological communities and threatened species, the person taking the action must undertake clearing for surface facilities, tension crack rehabilitation, seismic survey works and mitigation measures as set out in 16.6.1 and 16.7.1 of the Grosvenor Project Environmental Impact Statement Addendum (June 2011) or as otherwise approved by the Minister.</p>	<p>Clearing of vegetation for surface facilities and seismic survey works undertaken in accordance with the Permit to Disturb and Species Management Program mitigation measures.</p> <p>Mining of the first longwall panel (LW101) was completed in late 2017. A tension crack</p>

CONDITION	STATUS
	rehabilitation program has commenced in 2018 and will continue as per the Rehabilitation Management Plan. Subsequent mining of longwall panels follows and will continue to follow the same process. Longwall panel 102 was completed in late 2018 and a tension cracking rehabilitation program commenced in 2019.

CONDITION 4

CONDITION	STATUS
Within 14 days from the commencement of the action the person taking the action must advise the Department in writing of the actual date of commencement.	Letter submitted to DSEWPaC on 25 May 2012 stating the intended commencement date of the project, being 25 June 2012. Letter attached as Appendix 5.

CONDITION 5

CONDITION	STATUS
Within 3 months of every 12 month anniversary of the commencement of the action, the person taking the action must publish a report on its website addressing compliance with each of the conditions of this approval, including implementation of any management plans as specified in the conditions. Documentary evidence providing proof of the date of publication and non-compliance with any of the conditions of this approval must be provided to the Department at the same time as the compliance report is published.	This report has been prepared to meet Condition 5.

CONDITION 6

CONDITION	STATUS
<p>Upon the direction of the Minister, the person taking the action must ensure that an independent audit of compliance with the conditions of approval is conducted and a report submitted to the Minister. The independent auditor must be approved by the Minister prior to the commencement of the audit. Audit criteria must be agreed to by the Minister and the audit report must address the criteria to the satisfaction of the Minister.</p>	<p>No direction received to undertake independent audit of compliance with the conditions of this approval.</p>

CONDITION 7

CONDITION	STATUS
<p>If the person taking the action wishes to carry out any activity otherwise than in accordance with the Management Plans referred to in conditions 1 and 2, the person taking the action must submit for the Minister's written approval a revised version of any such plan. The varied activity shall not commence until the Minister has approved the varied plan in writing. If the Minister approves such a revised plan, that plan must be implemented in place of the plan originally approved. Unless the Minister has approved the revised plan, then the person taking the action must continue to implement the plan originally approved.</p>	<p>All activities are in accordance with the Management Plans.</p>

CONDITION 8

CONDITION	STATUS
<p>If the Minister believes that it is necessary or convenient for the better protection of listed threatened species and communities to do so, the Minister may request that the person taking the action make specified revisions to the plans approved pursuant to these conditions and submit the revised plan for the Minister's written approval. The person taking the action must comply with any such request. The</p>	<p>Request received in 2019 to revise the Commonwealth Species Management Plan. Revised Commonwealth Species Management Plan was approved on 9th December 2019. Approval Letter attached as Appendix 2.</p>

CONDITION	STATUS
<p>revised approved plan must be implemented. Unless the Minister has approved the revised plan then the person taking the action must continue to implement the plan originally approved.</p>	

CONDITION 9

CONDITION	STATUS
<p>If at any time after 5 years from the date of the approval, the person taking the action has not substantially commenced the action, then the person taking the action must not substantially commence the action without written agreement of the Minister.</p>	<p>Action has substantially commenced.</p>

CONDITION 10

CONDITION	STATUS
<p>The person taking the action must maintain accurate records substantiating all activities associated with or relevant to the above conditions of approval, including measures taken to implement the management plans required by this approval, and make them available on request to the Department. Such records may be subject to audit by the Department or an independent auditor in accordance with section 458 of the EPBC Act, or used to verify compliance with the conditions of approval.</p> <p>Summaries of audits will be posted on the Department's website. The results of audits may also be publicised through the general media.</p>	<p>Records are maintained as part of the Environmental Management System. This includes document control of all management plans.</p>

CONDITION 11

CONDITION	STATUS
<p>Unless otherwise agreed to in writing by the Minister, the person taking the action must publish all management plans referred to in condition 1 and 2 of approval on their website. Each plan must be published on the website within 1 month of being approved.</p>	<p>Management Plans are published on the Grosvenor Coal Mine website.</p>

APPENDIX 1 – Confirmation of DSEWPaC Approval of Species Management Plan and Rehabilitation Management Plan



Australian Government

Department of Sustainability, Environment, Water, Population and Communities

Our reference: 2007/3785

Contact Officer: Cassandra Elliott
Telephone: (02) 6275 9539 Facsimile: (02) 6274 1878
Email: post.approvals@environment.gov.au

Mr Ben Saunders
Environmental Project Specialist
Anglo American Metallurgical Coal Pty Ltd
GPO Box 1410
BRISBANE QLD 4001

Dear Mr Saunders

Grosvenor Coal Mine Project, Queensland (EPBC 2007/3785)

Thank you for your letter of 25 May 2012 providing a copy of the Species Management Program and Rehabilitation Management Plan for this project.

I note that your organisation has agreed to seek voluntary approval for the program and plan. Officers of the Monitoring and Audit Section have considered the program and plan and are satisfied that they meet the requirements of Conditions 1 and 2 of the approval for this project respectively. As a delegate of the Minister of Sustainability, Environment, Water, Population and Communities I have decided to approve the program and plan.

If you have any questions, or wish to discuss this matter further, please contact Cassandra Elliott on (02) 6275 9539.

Yours sincerely



Shane Gaddes
A/g Assistant Secretary
Compliance & Enforcement Branch
Environment Assessment and Compliance Division

5 July 2012



APPENDIX 2 – Confirmation of Department of Environment and Energy Approval of Revised Species Management Plan



Australian Government
Department of the Environment and Energy

Mr Adam Heap
Environment Superintendent
Grosvenor Coal Mine
Moranbah QLD 4722

EPBC 2007/3785: Grosvenor Coal Mine Project – revised Species Management Plan.

Dear Mr Heap,

Thank you for submitting the above revised management plan for approval in accordance with the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act).

Officers of the Department have advised me on the revised approved plan and on the requirements of the EPBC Act conditions of approval for this project. On this basis, and as a delegate of the Minister for the Environment, I have decided to approve the *Grosvenor Coal Mine Commonwealth Species Management Plan*, dated 27 November 2019. The approved plan must now be implemented.

Please note that if you wish to vary the approved plan you must, in accordance with Condition 7 of the EPBC Act approval, submit for the Minister's approval a revised version of the approved plan.

Should you require any further information please contact Vaughn Cox on (02) 6274 2005 or postapproval@environment.gov.au.

Yours sincerely



Declan O'Connor-Cox, Acting Assistant Secretary
Environmental Approvals Division

9 December 2019

APPENDIX 3 – Confirmation of Department of Environment and Science Approval of High Risk Species Management Plan



Department of
Environment and Science

20 February 2019

Anglo Coal (Grosvenor) Pty Ltd
Attention: Adam Heap, Environmental Superintendent
GPO Box 1410
BRISBANE QLD 4001

Dear Mr Heap

Grosvenor Mine – ID614 – Species Management Program

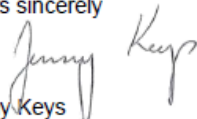
I refer to your request for approval to use a Species Management Program (SMP) for tampering within animal breeding place(s) where there is a high risk of impacts. That SMP applies to all protected wildlife including special least concern animals and colonial breeders with respect to your nominated project "Grosvenor Mine".

This is to advise that the attached SMP is approved for activities undertaken pursuant to your project "Grosvenor Mine" on land described as ML70378, Lot 16/SP261431, Lot 62/SP282173 and Lot 6/GV324, in accordance with the SMP terms and conditions and with supporting documents dated 25 January 2019 which you have submitted.

The "Grosvenor Mine", managed by Anglo Coal (Grosvenor) Pty Ltd, is registered with the Department of Environment and Science as an approved Species Management Program. This approval remains in effect until midnight on 1 February 2022. Please note that, unless otherwise authorised, you are no longer approved after this date to tamper with an animal breeding place.

Should you have any further enquiries, please contact Christian Retschlag, Conservation Officer of the department on telephone 4529 4138 or email wildlife@des.qld.gov.au.

Yours sincerely



Jenny Keys
A/Program Coordinator (Wildlife Assessments)
Wildlife Assessment, Strategic Compliance and Northern Operations

Attachments:

1. Approved SMP – High Risk – forwarded electronically.
2. Animal breeding place register reporting template – <https://environment.des.qld.gov.au/licences-permits/plants-animals/documents/fm-wl-register-animal-breeding-place.xlsx>

APPENDIX 4 – Confirmation of Department of Environment and Science Approval of Low Risk Species Management Plan



Department of
Environment and Science

05 August 2019

Anglo Coal (Grosvenor) Pty Ltd
Attention: Mr Adam Heap
Level 11, 201 Charlotte Street
BRISBANE QLD 4000

Dear Mr Heap

Grosvenor Mine - Species Management Program

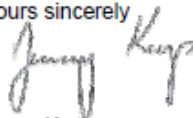
I refer to your request for approval to use a Species Management Program (SMP) for tampering within animal breeding place(s) where there is a low risk of impacts. That SMP applies to least concern animals (excluding special least concern or colonial breeders) with respect to your nominated project Grosvenor Mine.

This is to advise that the attached SMP is approved for activities undertaken pursuant to your project Grosvenor Mine on land described as ML 70378, in accordance with the SMP terms and conditions and with your supporting documents dated 18 June 2019 which you have submitted.

The Grosvenor Mine, managed by Anglo Coal (Grosvenor) Pty Ltd, is registered with the Department of Environment and Science as an approved Species Management Program. This approval remains in effect until midnight on 30 June 2022. Please note that, unless otherwise authorised, you are no longer approved after this date to tamper with an animal breeding place.

Should you have any further enquiries, please contact Jacqui Brock, of the department on telephone 4529 4170.

Yours sincerely



Jenny Keys
A/Program Coordinator (Wildlife Assessments)
Department of Environment and Science

Attachments:

1. Approved SMP – Low Risk - forwarded electronically.
2. Animal breeding place register reporting template -
3. <https://environment.des.qld.gov.au/licences-permits/plants-animals/documents/fm-wl-register-animal-breeding-place.xlsx>

APPENDIX 5– Confirmation to DSEWPaC of Intended Project Commencement Date**METALLURGICAL COAL****Anglo American Metallurgical Coal Pty Ltd**Ground Floor
201 Charlotte Street
Brisbane 4000 Australia
GPO Box 1410
Brisbane 4001 Australia

25 May 2012

Monitoring and Audit Section
Compliance and Enforcement Branch
Approvals and Wildlife Division
Department of Sustainability, Environment, Water,
Population and Communities
GPO Box 787
Canberra ACT 2601
ATTN: Cassandra Elliot

Dear Cassandra,

Re: Grosvenor Coal Mine Project, QLD (EPBC 2007/3785)

We refer to your letter dated 16 May 2012 requesting an update on this project.

The Species Management Plan required under Condition 1 of the Environmental Protection and Biodiversity Conservation Act (EPBC Act) approval for the project was submitted to Terri-Ann English of the Mining section of the Department of Sustainability, Environment, Water, Population and Communities (DSEWPaC) on 23rd March 2012. An additional copy of the submitted document is attached to this letter.The Rehabilitation Management Plan required under Condition 2 of the EPBC approval is attached to this letter for submission to DSEWPaC. Both plans have been prepared to address both state and DSEWPaC approval requirements in the one document, as provided for in the EPBC approval.With regards to the anticipated commencement date for construction of the project, this is currently scheduled for 25th June 2012.

Should you have any queries in relation to this letter, please don't hesitate to contact me on (07) 3166-6385.

Yours sincerely

Ben Saunders
*Environmental Project Specialist***Attachment:**
Grosvenor Project Species Management Program
*Grosvenor Project Rehabilitation Management Plan***Member of the Anglo American plc group**Anglo American Metallurgical Coal Pty Ltd
Ground Floor, 201 Charlotte Street, Brisbane 4000 Australia GPO Box 1410 Brisbane 4001 Australia. T +61 (0)7 3834 1333 F +61 (0)7 3834 1390.
ABN 93 076 059 679