**Modified condition** **licence**

*This is the approved form that is to be used to make an application for an environmental (mining) licence under section 124ZE of the Environment Protection Act 2019 (EP Act)*

**Use this application form when**:

* you want to conduct an extractive operations program, with or without exploration activities.
* you are the title holder or appointed under section 124(D) of the EP Act by the title holder for each mineral interest on which the extractive operations program will be conducted.
* all aspects of the extractive operations program meets the approved risk criteria for extractive operations.
* you cannot meet all the standard conditions for extractive operations for all aspects of the extractives program.

DO NOT use this form if you:

* do not satisfy the above.
* are combining an extractive operations program with mining operations.

The applicant should **not** use this application form when combining an extractive operations program with a mining operation. The Minister may decide to grant a modified or tailored condition licence, regardless of which of those types of licence is applied for.

This is the application form for a modified condition licence. This application form and supporting documents will be published for public consultation as soon as practicable after it is received by the department. The publication consultation period is 15 business days in addition to the statutory timeframe for decision. Once the public consultation period has finished, a decision on this application will be made within the statutory timeframe of 50 business days.

All fields in the form must be completed unless indicated otherwise. Failure to complete all relevant fields may result in a refusal to accept the application under subsection 124ZE(6) of the EP Act. The Minister may request additional information if it is considered necessary to assess the application. This may lead to a longer decision timeframe. If the applicant does not provide the requested information within the specified timeframe, the assessment will continue and a decision will be made based on the information available at the time. The applicant can update and resubmit a previously declined application and the Department will process it as a new application. If granted, the environmental (mining) licence remains in force for the period of the mining activity.

**Important note:** a granted licence will not take effect until:

1. Any required mining security and levy has been paid; and
2. A notice of authority to commence or continue the mining activity is issued under the *Minerals Titles Act 2010.*

# Confirmation

Please confirm eligibility of the proposed mining activity by checking the box below.

[ ]  **I confirm that the proposed extractive operation program meets the declared extractive risk criteria.**

# How to submit

Submit your completed application to the Mining Division at Mineralinfo.DEPWS@nt.gov.au.

# Further information

For further information contact the Mining Division, DEPWS at Mineralinfo.DEPWS@nt.gov.au or phone 08 89299 6528.

# Collection notice

**Purpose:** The purpose for the collection of information is as per section 124ZE of the *Environment Protection Act 2019*.

**Failure to collect information:** If DEPWS does not collect this information, the Minister will be unable to consider your application.

**Who is collecting the information:** The information is collected by DEPWS, who provide services to the Minister.

**Who to contact for more information:** The DEPWS [Privacy Policy](https://depws.nt.gov.au/consultation-publications/privacy-policy) sets out how you can access and/or correct your personal information and how you can make a complaint if you feel we have not complied with the [*Privacy Act 1988*](https://www.legislation.gov.au/Details/C2014C00076).

All enquiries about access, correction or to make a complaint should be directed to the Privacy Officer on (08) 8999 4410 business days, 8.00am - 4.21pm or write to PO Box 496, Palmerston, NT 0831 or email StrategicServices.DEPWS@nt.gov.au

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| **SECTION A – APPLICANT DETAILS** |
| Is there more than one applicant? |  | No | \*Provide the **principal** applicant’s details below and complete Attachment 1. |
|  | Yes\* |
| Type of licence being applied for: |  New |  Replacement |
|  |  |  |  |
| **Mining Operator****(Use AIC-ABR registered name)** |  |
| **Trading name**  |  |
| **ACN (if applicable)** |  |
| **ABN (if applicable)** |  |
| **Street Address** |  |
| **Postal Address** |  |  As above (tick if postal address is same as street address) |
| **Email** |  |
| **Phone** |  |
| **Principal Contact** | **Secondary Contact** |
| **Name** |  | **Name** |  |
| **Position** |  | **Position** |  |
| **Phone**  |  | **Phone**  |  |
| **Email** |  | **Email** |  |
|  |  |  |  |

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| **SECTION B – PROJECT DETAILS** |
| Mineral interest(s) |  |
| Project name |  |
| Target commodity.  |  |
| Location and access details. |  |
| Expected commencement date |  |
| Proposed extraction rate (tonnes/annum) |  |
| Maximum excavation depth (m) |  |
| Maximum number of extractive pits |  |
| Expected duration of program |  |
| Proposed program schedule |  |
| Water source and use |  |
| Will the project include exploration |  | Yes |  | No |
| If **YES**: |  |
| Do the do the proposed exploration activities meet the exploration risk criteria and standard conditions ? |
|  Yes No |
| Provide a description of the exploration activities |
|  |
| If **NO**: |
| Provide a summary of the standard exploration conditions that are unable to be met. For each standard condition that cannot be met, a separate **Risk Assessment** form must be completed and attached to this application. The Risk Assessment form must include proposed alternative condition wording. |
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| **SECTION C – SUPPORTING INFORMATION** |
| Describe the highest seasonal groundwater table in the areaAttach relevant supporting documents such as bore reports |
|  |
| If drilling activities will be conducted, describe the characteristics of the drilling fluids to be used (toxicity, biodegradability, etc.). Attach relevant supporting documents such as relevant SDS sheets. |
|  |
| Describe the proposed end land useAttach relevant supporting documents such as contour drawings and cross section |
|  |
| Describe the proposed rehabilitation works including timeframes. Focus on the activities outlined in Section B and provide a high level or conceptual description of how the associated disturbance will be rehabilitated.Attach relevant supporting documents such as erosion and sediment control drawings. |
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| Have any field surveys been undertaken at the proposed location(s)?For example: flora and fauna surveys, flood mapping |
|  | Yes |  | No |

If yes, describe the findings of the field survey

Attach any supporting documentation (e.g. sampling results, field survey report).

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Provide a summary below of the standard conditions that are unable to be met. For each standard condition that cannot be met, a separate Risk Assessment form must be completed and attached to this application. The Risk Assessment form must include proposed alternative condition wording.

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| **C1. Proposed surface disturbance** |
| **Activity** | **Mineral interest 1** | **Mineral interest 2** | **Mineral interest 3** | **Mineral interest 4** | **Mineral interest** **5** | **Total** |
| Mineral Interest Name / Number |  |  |  |  |  | **NA** |
| Drill holes (number) |  |  |  |  |  |  |
| Drill pads (number) |  |  |  |  |  |  |
| Drill pads (ha) |  |  |  |  |  |  |
| Sample pits (number) |  |  |  |  |  |  |
| Sample pits (ha) |  |  |  |  |  |  |
| Trenches/Costeans (number) |  |  |  |  |  |  |
| Trenches/Costeans (ha) |  |  |  |  |  |  |
| Access tracks (km) |  |  |  |  |  |  |
| Laydown area (ha) |  |  |  |  |  |  |
| Campsites (ha) |  |  |  |  |  |  |
| Sumps, sediment and water storage ponds (ha) |  |  |  |  |  |  |
| Other clearing (ha) |  |  |  |  |  |  |
| Other disturbance\* |  |  |  |  |  |  |
|  |  |  |  |  |  |  |
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| **Total disturbance** |  |  |  |  |  |  |

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| \* list the other disturbances for each mineral interest. Include the units of disturbance (e.g. hectares, kilometres).Give further description of disturbances (e.g. drill pad dimensions etc.) |
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| **C2. Distance to the nearest sensitive receptors** |
| **For each mineral interest., specify the distance (in metres) to each specified sensitive receptor** |

|  | **Mineral interest** **1** | **Mineral interest** **2** | **Mineral interest** **3** | **Mineral interest** **4** | **Mineral interest** **5** |
| --- | --- | --- | --- | --- | --- |
| Mineral Interest Name / Number |  |  |  |  |  |
| Community / residential area |  |  |  |  |  |
| Threatened species (list for each mineral interest) |  |  |  |  |  |
| Sites of Conservation Significance |  |  |  |  |  |
| National park |  |  |  |  |  |

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| --- | --- | --- | --- | --- | --- |
| Intermittent streams (stream orders 1 and 2) |  |  |  |  |  |
| Creeks(stream orders 3 and 4) |  |  |  |  |  |
| Rivers (stream orders 5, 6 and 7) |  |  |  |  |  |
| Other waterbody (e.g. lakes, billabong, springs, wetlands) |  |  |  |  |  |

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| Comments / other sensitive receptors |
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| **C3. Geospatial data** |
| Submit geospatial data with this application with:* an acceptable GIS data format**1**
* relevant attributes for all spatial data**2**
* an appropriate coordinate system (e.g. GDA94)
* mineral interest boundaries (polygons / lines)
* disturbance footprint (polygons)
* proposed drill hole locations (points)
* linear disturbances (lines)
 |

**1**: GIS data formats accepted are ESRI shape files (SHP) and MapInfo tab files (TAB). Where practical, the symbology of the GIS displayed data should be provided, e.g. an ESRI layer file (LYR) or legend file (AVI) or MapInfo workspace file (WOR).**2:** the attribute table should include Object ID, shape (point/line/polygon), name/site ID, type of disturbance (e.g. access track, drill sump), date of disturbance, area/length/width/depth, capacity/volume, note (for additional comments).Attach a clear sitemap to this application form with: |
| north arrow |  | Yes |  | N/A |  | legend |  | Yes |  | N/A |
| scale |  | Yes |  | N/A |  | Mineral interest boundaries and numbers |  | Yes |  | N/A |
| existing disturbance |  | Yes |  | N/A |  | proposed disturbance |  | Yes |  | N/A |
| rehabilitated areas |  | Yes |  | N/A |  | surface water |  | Yes |  | N/A |
| sensitive/significant/threatened flora |  | Yes |  | N/A |  | sensitive/significant/threatened fauna |  | Yes |  | N/A |
| sinkholes/springs |  | Yes |  | N/A |  | weeds |  | Yes |  | N/A |
| nearby community or habitable dwelling |  | Yes |  | N/A |  |  |  |  |  |  |
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| Note: [NR Maps](https://nrmaps.nt.gov.au/) provides a reliable source of environment data in the Northern Territory.Multiple maps may be provided if this provides a clearer overview of the proposed activities and their locations. |

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| **C4. Additional comments** |
| Any additional comments / information |
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| **Checklist of Attachments** |
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| Risk assessment forms | Completed risk assessment form for each activity that cannot meet the standard conditions. **Number attached:** |  | Yes |  | No |  | N/A |
| Supporting documents risk assessment | Supporting documentation for the completed risk assessment form |  | Yes |  | No |  | N/A |
| Hydrogeological conditions | Supporting documentation for the highest groundwater table |  | Yes |  | No |  | N/A |
| Drilling fluids | Supporting documentation for the drilling fluid characteristics |  | Yes |  | No |  | N/A |
| Rehabilitation works | Supporting documentation for the proposed rehabilitation works |  | Yes |  | No |  | N/A |
| Field survey | Supporting documentation for any conducted field surveys |  | Yes |  | No |  | N/A |
| Geospatial files | Geospatial data in accordance with section C3 of this form. |  | Yes |  | No |  | N/A |
| Sitemap | A clear sitemap in accordance with section C3 of this form. |  | Yes |  | No |  | N/A |
| Attachment 1 | Joint applicants |  | Yes |  | No |  | N/A |
| Fit and proper person declaration | Fit and proper person declaration (hyperlink)must be completed by the proponent company, **all company directors and all directors of any partnership or parent company** |  | Yes |  | No |  | N/A |
| Appointment of operator | Appointment of operator form |  | Yes |  | No |  | N/A |
| Authorised Contacts | Authorised contacts form |  | Yes |  | No |  | N/A |
| Mineral interest | Your mineral interest demonstrating the activities are authorised under the mineral interest |  | Yes |  | No |  | N/A |
| Security calculation | Insert hyperlink to documents |  | Yes |  | No |  | N/A |
| Other | Provide detail |  |  |  |

| **DECLARATION** |
| --- |
| I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (full name) declare that I am authorised on behalf of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_(applicant name) to submit this form and further declare that: |
|  | the information contained in this form is true and not misleading and I acknowledge that it is an offence to provide false and misleading information under section 260 of the EP Act, and section 119 of the *Criminal Code Act 1983* |
|  | the applicant can meet all risk criteria and standard conditions for the licence being applied for |
|  | The applicant understands that environmental impacts must be prevented or minimised in the establishment, operation, care and maintenance and closure of a mining site and , and the applicant has provided adequate resources to establish and implement the environment protection management system for the site. |
|  |  |
| Name |  | Signature (digital allowed) |  |
| Position |  | Date |  |

# Attachment 1 – Joint applicants

Must be completed by the proponent company, **all company directors and all directors of any partnership or parent company**

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| **JOINT APPLICANT 1** |
| Mining Operator(Use AIC-ABR registered name) |  |
| Trading name (if applicable) |  |
| ACN(if applicable) |  |
| ABN(if applicable) |  |
| Street Address |  |
| Postal Address |  |  | As above |
| Email |  |
| Phone |  |
|  | I am a joint applicant for this environmental mining licence and appoint \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as the principal applicant to receive statutory documents relating to this application |
| Name |  | Signature (digital allowed) |  |
| Position |  | Date |  |
| **JOINT APPLICANT 2** |
| Mining Operator(Use AIC-ABR registered name) |  |
| Trading name (if applicable) |  |
| ACN(if applicable) |  |
| ABN(if applicable) |  |
| Street Address |  |
| Postal Address |  |  | As above |
| Email |  |
| Phone |  |
|  | I am a joint applicant for this environmental mining licence and appoint \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as the principal applicant to receive statutory documents relating to this application |
| Name |  | Signature (digital allowed) |  |
| Position |  | Date |  |
| **JOINT APPLICANT 3** |
| Mining Operator(Use AIC-ABR registered name) |  |
| Trading name (if applicable) |  |
| ACN(if applicable) |  |
| ABN(if applicable) |  |
| Street Address |  |
| Postal Address |  |  | As above |
| Email |  |
| Phone |  |
|  |
|  | I am a joint applicant for this environmental authority and appoint \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as the principal applicant to receive statutory documents relating to this application |
| Name |  | Signature (digital allowed) |  |
| Position |  | Date |  |

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| **JOINT APPLICANT4** |
| Mining Operator(Use AIC-ABR registered name) |  |
| Trading name (if applicable) |  |
| ACN(if applicable) |  |
| ABN(if applicable) |  |
| Street Address |  |
| Postal Address |  |  | As above |
| Email |  |
| Phone |  |
|  | I am a joint applicant for this environmental mining licence and appoint \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as the principal applicant to receive statutory documents relating to this application |
| Name |  | Signature (digital allowed) |  |
| Position |  | Date |  |