



Government of **Western Australia**
Department of **Water and Environmental Regulation**

Our ref: CMS17163
Enquiries: Vanessa Robinson, Ph 6364 6410
Email: vanessa.robinson@dwer.wa.gov.au

Mr Brett McGuire
Group Manager, Environment
Fortescue Metals Group Limited
PO Box 6915
EAST PERTH WA 6892

Dear Mr McGuire

**NOTICE OF DECISION TO CONSENT TO MINOR AND PRELIMINARY WORKS –
ELIWANA IRON ORE MINE – ASSESSMENT NO. 2125**

Pursuant to Section 41A(3) of the *Environmental Protection Act 1986*, please find attached a Notice of Decision to Consent to Minor and Preliminary Works for the Eliwana Iron Ore Mine from the Environmental Protection Authority.

Please note that no response to this correspondence is required.

Yours sincerely

A handwritten signature in black ink, appearing to read 'A Sutton'.

Anthony Sutton
Executive Director
EPA SERVICES

1 August 2018

Encl. Notice of Decision to Consent to Minor and Preliminary Works
Att. Relevant Decision Making Authorities.

168 St Georges Terrace Western Australia 6000
Locked Bag 33 Cloisters Square Perth WA 6850
Telephone: 08 6364 7000 Facsimile: 08 6364 7001
www.dwer.wa.gov.au

Relevant Decision Making Authorities

Minister for Environment

Minister for Water

Minister for Mines and Petroleum

Minister for Lands

Minister for Aboriginal Affairs

Director General, Department of Water and Environment Regulation

Executive Director, Environment Division, Department of Mines, Industry Regulation and Safety

State Mining Engineer, Department of Mines, Industry Regulation and Safety

Chief Dangerous Goods Officer, Department of Mines, Industry Regulation and Safety

Chief Executive Officer, Shire of Ashburton

Environmental Protection Act 1986

Section 41A(3)

NOTICE OF DECISION TO CONSENT TO MINOR OR PRELIMINARY WORKS

PERSON TO WHOM THIS NOTICE IS GIVEN:

(a) Proponent:

Fortescue Metals Group Limited
Level 2, 87 Adelaide Terrace
EAST PERTH WA 6004

(b) Relevant Decision-Making Authorities, see Attachment 1

PROPOSAL TO WHICH THIS NOTICE RELATES:

Eliwana Iron Ore Mine Project
Assessment No. 2125

Pursuant to section 41A(3) of the *Environmental Protection Act 1986* (EP Act), the Environmental Protection Authority consents to the proponent undertaking the minor or preliminary works detailed in Schedule 1.

EFFECT OF THIS NOTICE:

1. The prohibition provided by sections 41(2), 41(3) and 41A(1) of the EP Act do not apply to implementing the minor or preliminary works consented to in this Notice.
2. It is an offence under s41A(1) of the EP Act, with a maximum penalty of \$125,000 for a body corporate and \$62,500 for an individual, to do anything to implement the proposal other than the minor or preliminary works consented to in this Notice.
3. Relevant decision-making authorities may make decisions that would cause or allow the doing of the minor or preliminary works listed in Schedule 1 of this Notice.

RIGHTS OF APPEAL:

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



Dr Tom Hatton
Delegate of the Environmental Protection Authority
CHAIRMAN

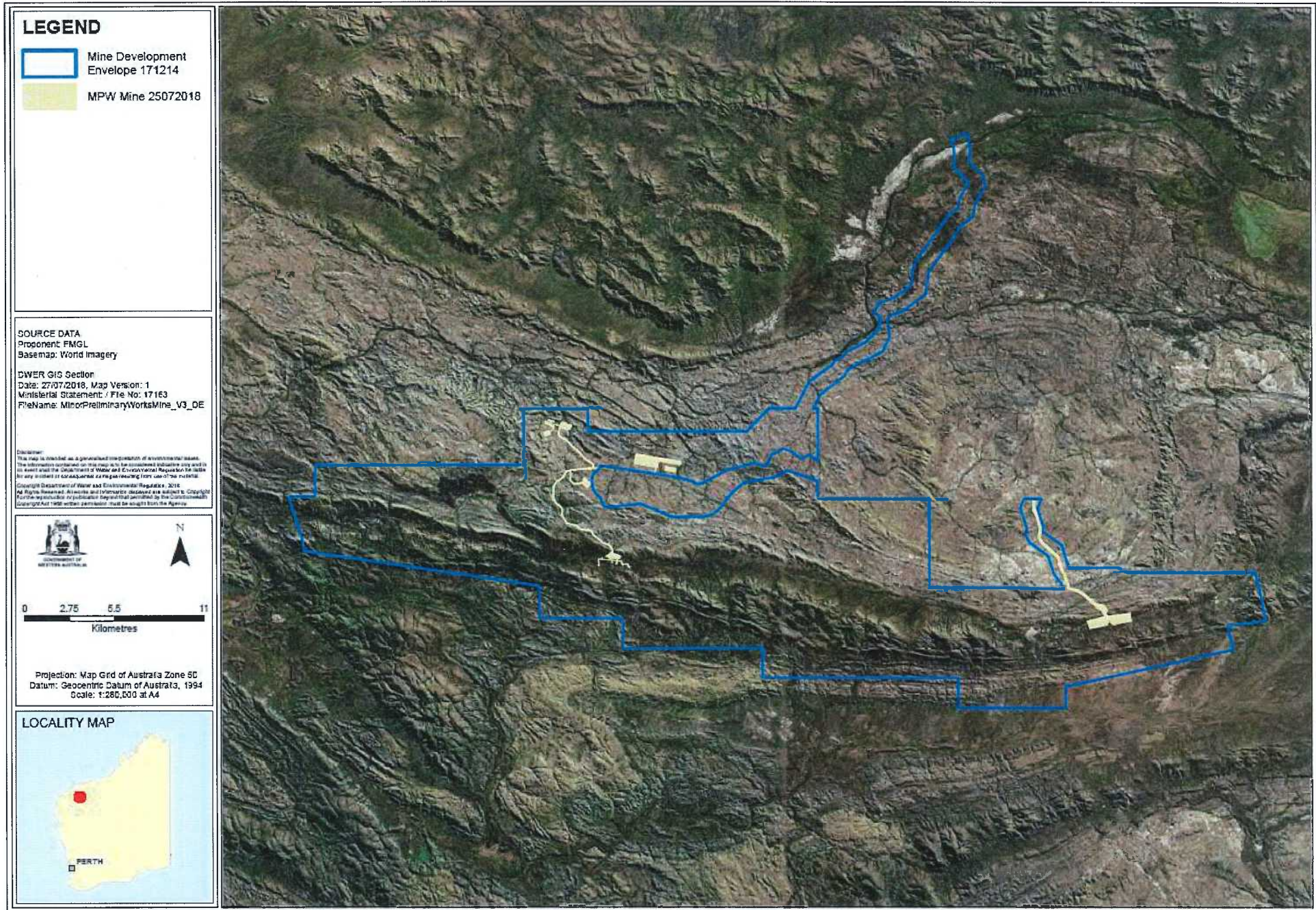
| August 2018

Schedule 1
Authorised Minor or Preliminary Implementation Work (s)

Authorised Work(s)	Location	Authorised extent
<p>The following works are authorised in their entirety:</p> <p>1. Construction, operation and maintenance of:</p> <ul style="list-style-type: none"> • An accommodation camp, including waste water treatment plant and spray field. • An Aerodrome • Linear infrastructure including access roads and water supply pipelines (excludes clearing allowance for Flying Fish Road) • Topsoil stockpiles • Borrow pits for the supply of construction materials required for the accommodation camp, aerodrome, access roads (including Flying Fish Road) and pipeline referred to in this schedule. • Construction material stockpiles • Concrete batching plant for the supply of construction materials required for the accommodation camp, aerodrome, access roads and pipeline referred to in this schedule. • Turkey nest dams • Laydown areas required for the construction of the accommodation camp, aerodrome, access roads and pipeline referred to in this schedule. • Flying Fish Road 	<p>Figure 1</p>	<p>Clearing of up to 33.1 hectares.</p> <p>Clearing of up to 68.8 hectares.</p> <p>Clearing of up to 41.6 hectares.</p> <p>Clearing of up to 21.5 hectares</p> <p>Clearing of up to 50 hectares.</p> <p>To be located within previously cleared areas.</p> <p>To be located within previously cleared areas</p> <p>Clearing of up to 1.2 hectares.</p> <p>Clearing of up to 17.4 hectares.</p> <p>Clearing of up to 32 hectares</p>

<p>2. Abstraction of groundwater from existing and proposed production bores.</p> <p>up until such time as the later of one of the following occurs:</p> <ul style="list-style-type: none"> a. notice issued under s 45(8) of the EP Act; or b. statement issued under s45(5) of the EP Act is final (that is, after period in which to lodge an appeal under s 100(3) has expired, or appeal decision under s109(3), in respect of an appeal lodged under s 100(3), is published). <p>and;</p> <p>3. rehabilitation of the area/s identified in Figure 1 in accordance with current EPA rehabilitation guidance, or if an implementation statement is issued for the Proposal, in accordance with any implementation conditions relating to rehabilitation</p>		<p>Up to 1.6 Gigalitres.</p>
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Figure 1 - Location of the Minor or Preliminary Works



Relevant Decision Making Authorities

Minister for Environment

Minister for Water

Minister for Mines and Petroleum

Minister for Lands

Minister for Aboriginal Affairs

Director General, Department of Water and Environment Regulation

Executive Director, Environment Division, Department of Mines, Industry Regulation and Safety

State Mining Engineer, Department of Mines, Industry Regulation and Safety

Chief Dangerous Goods Officer, Department of Mines, Industry Regulation and Safety

Chief Executive Officer, Shire of Ashburton