



## Application for Works Approval Amendment

### Part V Division 3 of the *Environmental Protection Act 1986*

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<b>Works Approval Number</b>	W6635/2021/1
<b>Works Approval Holder</b>	Australian Nickel Investments Pty Ltd
<b>ACN</b>	111 599 323
<b>File Number</b>	DER2021/000643
<b>Premises</b>	Cosmos Nickel Operations – Paste Plant Goldfields Highway SIR SAMUEL WA 6437 Legal description - Mining tenement M36/371 and part mining tenements M36/127 and M36/180  As defined by the Premises maps attached to the Revised Works Approval
<b>Date of Report</b>	17/04/2023
<b>Decision</b>	Revised works approval granted

**Alana Kidd**

**MANAGER, RESOURCE INDUSTRIES**

an officer delegated under section 20 of the *Environmental Protection Act 1986* (WA)

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# 1. Decision summary

The Delegated Officer has determined to make amendments to Works Approval W6635/2021/1. The amendments are administrative in nature therefore they do not alter the risk profile of the Premises, providing that activities, emissions and receptors as stated in existing approvals remain unchanged.

This Amendment Report documents the amendments made pursuant to section 59 and 59(B) of the *Environmental Protection Act 1986* (EP Act).

The Decision Report (granted 18 February 2022) and Amendment Report (granted 5 January 2023) for works approval W6635/2021/1 will remain on the department's website for future reference and will act as a record of the department's decision making.

## 2. Scope of assessment

### 2.1 Regulatory framework

In amending the works approval, the department has considered and given due regard to its Regulatory Framework and relevant policy documents which are available at <https://dwer.wa.gov.au/regulatory-documents>.

### 2.2 Amendment summary

Works Approval W6635/2021/1 is held by Australian Nickel Investments Pty Ltd (Works Approval Holder) for the Cosmos Nickel Operations (the Premises), located at mining tenement M36/371 and part mining tenements M36/127 and M36/180.

The Premises relates to the category 5 activities for the Cosmos Paste Plant and the assessed production/design capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in existing Works Approval W6635/2021/1.

On 07 March 2023, the Works Approval Holder submitted an application to the department to amend Works Approval W6635/2021/1 under section 59B of the *Environmental Protection Act 1986* (EP Act). The amendment is limited only to extending the commissioning period of the paste plant from 180 days to 360 days.

The Works Approval Holder states that the extended commissioning period is required to allow construction of the pipelines and for commissioning/compliance of the paste plant, including the pipeline, to be demonstrated.

## 3. Consultation

The Works Approval Holder was provided with the draft Amendment Report on 31 March 2023.

The Works Approval Holder responded on 14 April 2023 and waived the comment period.

## 4. Conclusion

Based on the assessment in this Amendment Report, the Delegated Officer has determined that an amended works approval will be granted, subject to conditions commensurate with the determined controls and necessary for administration and reporting requirements.

## 4.1 Summary of amendments

Table 1 below provides a summary of the proposed amendments and will act as a record of implemented changes. All proposed changes have been incorporated into the Revised works approval as part of the amendment process.

**Table 1: Summary of works approval amendments**

Condition no.	Proposed amendments
5 Table 2	Commissioning duration changed from 180 calendar day to 360 calendar days.

## Appendix 1: Application validation summary

SECTION 1: APPLICATION SUMMARY			
<b>Application type</b>			
Amendment to works approval	<input checked="" type="checkbox"/>	Current works approval number:	W6635/2021/1
Date application received		07/03/2023	
<b>Applicant and Premises details</b>			
Applicant name/s (full legal name/s)		Australian Nickel Investments Pty Ltd	
Premises name		Cosmos Nickel Operations – Paste Plant	
Premises location		Mining tenement M36/371 and part mining tenements M36/127 and M36/180 SIR SAMUEL WA 6437	
Local Government Authority		Shire of Leonora	
<b>Application documents</b>			
HPCM file reference number:		DER2021/000643	
Key application documents (additional to application form):		Application Form only	
<b>Scope of application/assessment</b>			
Summary of proposed activities or changes to existing operations.		Works approval amendment to extend the commissioning period of the Cosmos Paste Plant from 180 calendar days to 360 calendar days.	
<b>Category number/s (activities that cause the premises to become prescribed premises)</b>			
<b>Table 1: Prescribed premises categories</b>			
<b>Prescribed premises category and description</b>	<b>Assessed production or design capacity</b>	<b>Proposed changes to the production or design capacity (amendments only)</b>	
Category 5: Processing or beneficiation of metallic or non-metallic ore	1,100,000 tonnes per annual period	No change	
<b>Legislative context and other approvals</b>			
Has the applicant referred, or do they intend to refer, their proposal to the EPA under Part IV of the EP Act as a significant proposal?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Referral decision No: Managed under Part V <input type="checkbox"/> Assessed under Part IV <input type="checkbox"/>	
Does the applicant hold any existing Part IV Ministerial Statements relevant to the application?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Ministerial statement No: EPA Report No:	
Has the proposal been referred and/or assessed under the EPBC Act?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Reference No:	

Has the applicant demonstrated occupancy (proof of occupier status)?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Certificate of title <input type="checkbox"/> General lease <input type="checkbox"/> Expiry: Mining lease / tenement <input type="checkbox"/> Expiry: Other evidence <input type="checkbox"/> Expiry:
Has the applicant obtained all relevant planning approvals?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>	Approval: Expiry date: If N/A explain why? Mining tenure
Has the applicant applied for, or have an existing EP Act clearing permit in relation to this proposal?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	CPS No: N/A No clearing is proposed.
Has the applicant applied for, or have an existing CAWS Act clearing licence in relation to this proposal?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Application reference No: N/A Licence/permit No: N/A No clearing is proposed.
Has the applicant applied for, or have an existing RIWI Act licence or permit in relation to this proposal?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Licence/permit No: GWL110790
Does the proposal involve a discharge of waste into a designated area (as defined in section 57 of the EP Act)?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Name: Goldfields Type: Proclaimed Groundwater Area Has Regulatory Services (Water) been consulted? Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> Regional office: Goldfields
Is the Premises situated in a Public Drinking Water Source Area (PDWSA)?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Name: N/A Priority: N/A Are the proposed activities/ landuse compatible with the PDWSA (refer to <a href="#">WQPN 25</a> )? Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
Is the Premises subject to any other Acts or subsidiary regulations (e.g. <i>Dangerous Goods Safety Act 2004, Environmental Protection (Controlled Waste) Regulations 2004, State Agreement Act xxxx</i> )	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<i>Mining Act 1978</i> <i>Environmental Protection (Unauthorised Discharges) Regulations 2004</i>
Is the Premises within an Environmental Protection Policy (EPP) Area?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	N/A

Is the Premises subject to any EPP requirements?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	N/A
Is the Premises a known or suspected contaminated site under the <i>Contaminated Sites Act 2003</i> ?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Classification: possibly contaminated – investigation required (PC-IR) Date of classification: 20/07/2011