



Department initiated Amendment

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

Licence Number	L6933/1996/14
Licence Holder	Poseidon Nickel Limited
ACN	060 525 206
App Number	APP-0027046
Premises	Black Swan Nickel Mine Legal description – Mining Tenements M27/39 and M27/200 As defined by the Premises map attached to the Revised Licence
Date of Report	24/03/2025
Decision	Revised licence granted

**A/MANAGER, RESOURCE INDUSTRIES
INDUSTRY REGULATION (STATEWIDE DELIVERY)**

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

1. Decision summary

The Delegated Officer has determined to make amendments to Licence L6933/1996/14. 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 for the Existing Licence will remain on the department's website for future reference and will act as a record of the department's decision making.

1.1 Regulatory framework

In amending the licence, 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>.

1.2 Amendment summary

Licence L6933/1996/14 is held by Poseidon Nickel Limited (Licence Holder) for the Black Swan Nickel Mine (the Premises), located within Mining Tenements M27/39 and M27/200.

The Premises relates to the categories and the assessed production/design capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in existing Licence L6933/1996/14.

In July 2020, the Government announced a package of regulatory reforms to streamline approval processes and to aid economic recovery post COVID-19. With these reforms, the CEO implemented an administrative renewal process to fast-track the renewals for licences determined to be lower risk.

This work has reduced timeframes of assessments however, the CEO proposed to streamline the process further. Where identified as being appropriate to action, the department is extending the duration of licences that are due to expire up to 30 June 2026 (amend to extend). This licence has been identified as a licence suitable to process as an administrative extension to the licence duration.

On 8 January 2025, the department initiated an amendment to Licence L6933/1996/14. The amendment is limited to extending the licence expiry date and updating the conditions to the current format. No reassessment of risk has been undertaken at this time

As part of this amendment the department has also consolidated the licence by incorporating changes made under the following amendment notices:

- Amendment Notice 1 was issued on 22 June 2017 to reduce groundwater monitoring frequency while in care and maintenance from six monthly to annually; and
- A Notice of Amendment was issued on 16 May 2022 to change the reporting requirements in the licence.

The obligations of the licence holder have not changed in consolidating the licence

2. Consultation

The Licence Holder was provided with the draft Amendment Report on 4 March 2025.

On 13 March 2025 the Licence Holder waived the comment period.

3. Conclusion

The Delegated Officer has determined that a Revised Licence will be granted, subject to conditions commensurate with the determined controls and necessary for administration and reporting requirements.

3.1 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 licence as part of the amendment process.

Table 1: Summary of licence amendments

Condition no.	Proposed amendments
Cover page	Restructured to the current template format.
Duration	Extended for a period of five years to 26 April 2030.
Introduction	Deleted. This guidance is available in the department's Guideline: Industry Regulation Guide to Licensing (June 2019).
History	Updated to include this amendment and missing amendment notices.
Interpretation (Conditions 1.1.1 to 1.1.5)	Conditions 1.1.1 to 1.1.5 have been deleted. Definitions removed to end of conditions. The intent of conditions replaced by new Interpretation section.
1.2.1	Numbering changed to condition 2.
1.2.2	Numbering changed to condition 1.
Table 1.3.1	Numbering changed to Table 1.
1.2.3	Numbering changed to condition 3.
1.2.4	Numbering changed to condition 5.
Table 1.3.2	Numbering changed to Table 2.
1.2.5	Numbering changed to condition 4.
3.1.1	Numbering changed to condition 6.
3.1.2	Numbering changed to condition 7.
3.2.1	Numbering changed to condition 8.
Table 3.7.1	Numbering changed to Table 3.
3.3.1	Numbering changed to condition 9.
Table 3.8.1	Numbering changed to Table 4. Frequency of monitoring changed to annually (from six monthly) while in care and maintenance as per changes made in Amendment notice 1 granted on 27/06/2017.
3.3.2	Numbering changed to condition 10.

Condition no.	Proposed amendments
5.1.1	Condition deleted. Replaced by new conditions 12 and 13. Intent of condition remains the same.
5.1.2	Condition wording updated to new standard condition 14.
5.1.3	Condition wording updated to new standard condition 11. Intent of condition remains the same.
5.2.1	Condition wording updated to new standard condition wording 15. Reporting requirements changed from annual to biennially as per change made in Notice of Amendment granted on 16/05/2022.
Table 5.2.1	Table updated to standard Table 5. Removed the reference to Annual Audit Compliance Report (AACR) as it is covered in new condition 14.
5.2.2	Numbering changed to condition 16. Condition wording modified to remove the need to provide process, production or operational data as it is unclear what the condition is requiring.
5.2.3	Numbering changed to condition 17.
Table 5.2.2	Numbering changed to Table 6. Removed the reference to Schedule 2 as it no longer is in the licence.
5.3.1	Numbering changed to condition 18.
Table 5.3.1	Numbering changed to Table 7. Removed the requirement to report limit exceedance when management action taken as it is duplicated. Removed the reference to conditions 2.2.3 and 2.1.1 as they are not in the licence. Removed the <i>Format or Form</i> column and <i>Note 2</i> – redundant.
Schedule 2	Deleted. N1 forms no longer used as part of current licence format.
Definitions	Definitions updated: CEO, licensee.
	Definitions removed: alkaline, Schedule 1, Schedule 2, Usual working day.
	Definitions added: ACN, Annual Audit Compliance Report (AACR), department (DWER), EP Act, prescribed premises.