



APPENDIX B

MINISTERIAL DETERMINATION CROSS CHECK



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Appendix B: Ministerial Determination Cross Check

This chapter provides a brief assessment of the requirements of the Ministerial Determination against the contents of this Mining Lease Proposal document.

Approval under the *Mining Act 1971* is the primary statutory approval required for the proposed mining lease. The Mining Act is established to regulate and control mining operations. Part 6 of the Act provides the statutory framework for obtaining a mining lease. An application for a mining lease must be made in a manner and form determined by the Minister and must be accompanied by a mining lease proposal. Section 35 of the Mining Act and Regulation 30 of the *Mining Regulations 2011* requires that a mining lease proposal details:

- A description of the existing environment
- The nature and method of the proposed mining operations
- An assessment of the environmental impacts of the proposed mining operations
- An outline of the measures to manage, limit or remedy those environmental impacts
- An indication of the environmental outcomes anticipated to occur
- A draft statement of the criteria to be adopted to measure the expected environmental outcomes
- The results of any consultation undertaken in connection with the proposed mining operations

Regulation 30(3) and 49(3) of the Mining Regulations (2011) outline the requirement for the Minister to provide, by notice in the Gazette, the manner and form, amount and detail of any information that must be acquired or provided in seeking approval for a mining lease. These requirements are outlined in Ministerial Determination 006; "*Minimum information required to be provided in a mining proposal or management plan for a mineral lease (ML) and any associated miscellaneous purposes licence (MPL) applications for metallic and industrial minerals (excluding extractive minerals, coal and uranium)*" dated 12 July (2012).

Cross Check of MLP Content

Ministerial Determination Contents - Mining Proposal		MP Section
1	Requirements for Declaration of accuracy	Ch1
2	Description of existing Environment	Ch 2 and Section 3 of each Impact Assessment chapter i.e. Ch 7-23
2.1	<i>Local community</i>	13.3
2.2	<i>Land use</i>	21.3
2.3	<i>Proximity to housing and infrastructure</i>	2.2
2.4	<i>Amenity</i>	20.3
2.5	<i>Noise, dust and air quality</i>	16.3 15.3
2.6	<i>Topography and landscape</i>	2.4
2.7	<i>Climate</i>	2.5
2.8	<i>Geohazards</i>	2.6
2.9	<i>Hydrology</i>	18.3
2.10	<i>Groundwater</i>	19.3
2.11	<i>Vegetation, weeds and plant pathogens</i>	12.3
2.12	<i>Fauna</i>	11.3
2.13	<i>Topsoil and subsoil</i>	13.3
2.14	<i>Heritage (Aboriginal, European)</i>	9.3 10.3
2.15	<i>Proximity to conservation areas</i>	2.7
2.16	<i>Pre-existing site contamination and previous disturbance</i>	13.3
3	Description of the proposed mining operations	3
4	Description of potential benefits	
4.1	<i>Social</i>	22.5
4.2	<i>Economic</i>	23.5
4.3	<i>Environmental</i>	Ch 7-21 Section 5
5	Results of consultation	5
6	Environmental Components	7 to 21
6.1	<i>Describe the context and views of affected parties</i>	X.5
6.2	<i>Applicable legislation and standards</i>	X.1
6.3	<i>Potential construction, operation and closure impact/events</i>	X.5
6.4	<i>Control and management strategies</i>	X.6
6.5	<i>Evaluation of residual risk</i>	X.7
6.6	<i>Justification of acceptance of residual risk</i>	X.7
6.7	<i>Proposed outcomes</i>	X.8
6.8	<i>Draft leading indicator criteria</i>	X.8
6.9	<i>Draft outcome measurement criteria</i>	X.8