

NORTHERN TERRITORY OF AUSTRALIA

Mining Management Act 2001

VARIATION OF AUTHORISATION 0126-01

To: Groote Eylandt Mining Company Proprietary Limited ACN 004 618 491

I, **ROSLYN LEANNE VULCANO, Director Mining Operations**, as delegate of the Minister and pursuant to section 38(2) of the *Mining Management Act 2001* (the Act), after having paid due regard to the matters referred to in section 34 of the Act and being satisfied as to the matters referred to in section 38(3) of the Act, vary Authorisation 0126-01 by:

1. Deleting the schedule to Authorisation 0126-01 and substituting it with Schedule 1 as attached to this Variation of Authorisation.
2. Omitting paragraph (a) of Authorisation 0126-01 and inserting:
 - (a) On the mining site known as the GEMCO Mine, situated within MLN2, MLN3, MLN951, MLN952, MLN953, MLN956, MLN957, MLN958, MLN959, MLN960, MLN961, ML31219, ML31220, SPL382, SPL383, SPL392, SPL393 granted under the *Mineral Titles Act 2010*; and
3. Omitting paragraph (b) of Authorisation 0126-01 and inserting:
 - (b) For the period of grant and any renewal of the titles specified in paragraph (a).

This Variation commences on the date this document is signed.



Director Mining Operations
as delegate of the Minister

18 June 2021

Document history:

Authorisation No.	Grant or variation	Date issued
0126-01	Grant	09/04/2003
0126-01	Variation 1	26/04/2013
0126-01	Variation 2	17/02/2014
0126-01	Variation 3	04/01/2017
0126-01	Variation 4	21/09/2018
0126-01	Variation 5	16/12/2019
0126-01	Variation 6	06/04/2020
0126-01	Variation 7	18/06/2021

SCHEDULE 1

Definitions

1. In this Schedule, unless the contrary intention appears:
 - a. **Act** means the *Mining Management Act 2001* and includes any statutory instruments made under it, any amendment to it, or replacement of it.
 - b. **Operator** means Groote Eylandt Mining Company Proprietary Limited ACN 004 618 491.
 - c. **MMP** means the current Mining Management Plan as approved by the Minister in respect of the mining site known as GEMCO Mine referred to in Authorisation 0126-01.
 - d. **EMR** means Environmental Mining Report as described in Section 37 of the Act in respect of the mining site known as GEMCO mine referred to in Authorisation 0126-01.
 - e. **Site** means the area of land identified in the MMP for which an Authorisation has been granted under section 36 of the Act.
 - f. **Mine** means the mining site known as the GEMCO mine as described in Authorisation 0126-01.
 - g. **Minister** means the Minister responsible for the *Mining Management Act 2001*.
 - h. **Department** means the Department of Industry, Tourism and Trade (or any other Northern Territory Department or Agency that is, from time to time, responsible for the administration of these conditions) and the delegates, officers, employees and other agents of that Department.

Interpretation

2. In this schedule, unless the contrary intention appears:
 - a. words defined or used in the Act have the same meaning as in the Act;
 - b. a reference to a document is a reference to that document as in effect from time to time;
 - c. the word "including" is not a word of limitation and is to be interpreted as though it were immediately followed by the words "but not limited to";
 - d. headings have been included for ease of reference only and do not affect interpretation;
 - e. a reference to the singular includes the plural and vice versa;
 - f. a reference to time is to the time at Darwin in the Northern Territory of Australia; and
 - g. monetary references are references to Australian currency.

General

3. Subject to any conditions contained in the Act and this schedule,¹ the Operator must comply with the commitments and activities contained in the MMP including the implementation of all systems referred to in the MMP.²
4. The Operator may only conduct mining activities identified in the MMP within the Site subject to any conditions contained in the Act, this schedule and the conditions commitments and systems contained in the MMP.

Mining Management Plan (MMP)

5. The Operator must on 30 September and on each anniversary of that date (or such other date as nominated by the Operator and approved by the Minister), review the MMP and if necessary, amend the MMP.³
6. The operator may at any time review and if necessary amend the MMP.⁴
7. Each time the Operator amends the MMP, the Operator must submit the MMP to the Minister for approval⁵ and when doing so, the Operator must clearly identify the MMP amendments.⁶
8. On or before 14 days from the date of this Authorisation and within 14 days of the date of approval of any subsequent amendment to the MMP the Operator must make the MMP available to the public.⁷

Security and levy

9. The Operator must provide a security of \$128,275,995.00 in the form of cash or an unconditional bank guarantee to the Minister⁸ prior to undertaking any mining activities authorised by this Variation of Authorisation 0126-01.⁹
10. The security provided for under clause 9 will be reassessed, and may be revised, following each submission of an amended MMP. The Operator must provide the revised security amount in the form of cash or an unconditional bank guarantee to the Minister.
11. Each financial year, upon receipt of a written notice by the Minister as to the levy payable for that financial year, the Operator must pay a levy to the mining remediation fund of an amount calculated in accordance with the Act and as stated by the Minister in that written notice.¹⁰

¹ Section 37(1) *Mining Management Act 2001*

² Section 37(2) *Mining Management Act 2001*

³ Section 41(1) *Mining Management Act 2001*

⁴ Section 41(2) *Mining Management Act 2001*

⁵ Section 41(1) (b) and 41(2) *Mining Management Act 2001*

⁶ Section 41(3) *Mining Management Act 2001*

⁷ Section 37(3)(f) *Mining Management Act 2001*

⁸ Section 43 *Mining Management Act 2001*

⁹ Section 37(2)(b)(i) *Mining Management Act 2001*

¹⁰ Sections 37(2)(b)(ii), 44A and 44B *Mining Management Act 2001*

Environmental Mining Report

12. The Operator must submit Environmental Mining Report (EMR) and related environmental monitoring data on or before 30 September and on each anniversary date.
13. The EMR must report against environmental commitments, annual highlights and Environmental Management Systems performance as specified in the MMP.