Application form

*Environmental Protection Act 1994*

Application to de-amalgamate an environmental authority

*This is the approved form to be used by the holder of an amalgamated environmental authority or an environmental authority issued for an ERA project, to apply to the administering authority to de-amalgamate under sections 250A and 250B of the* Environmental Protection Act 1994(EP Act)*.*

**Only use this application form if you are applying to de-amalgamate an environmental authority where:**

* You are the holder of:
  + an amalgamated environmental authority. The types of amalgamated authorities are:
    - amalgamated corporate authority
    - amalgamated local government authority
    - amalgamated project authority or
  + an environmental authority issued for an ERA project (including resource projects)

and

* If you are the holder of an environmental authority which is for a resource project:
  + the project is no longer being carried out as a single integrated operation; or
  + you are proposing to no longer carry out the project as a single integrated operation; or
  + you are proposing to transfer to another person a resource tenure (a transfer tenure) to which the authority relates.

If you would like to have a pre-lodgement meeting:

* for prescribed ERAs 2, 3 and 4—contact the Department of Agriculture and Fisheries by email at [**livestockregulator@daf.qld.gov.au**](mailto:livestockregulator@daff.qld.gov.au)
* for any other ERA—please fill out and lodge the form Application for a pre-design/pre-lodgement meeting (ESR/2015/1664[[1]](#footnote-1)), prior to lodging this application

## Applicant details[[2]](#footnote-2)

|  |  |
| --- | --- |
| Environmental authority holder name/s  Insert. | Suitable operator number/s  Insert. |
| Environmental authority holder name/s  Insert. | Suitable operator number/s  Insert. |
| Environmental authority holder name/s  Insert. | Suitable operator number/s  Insert. |

**Nomination of an agent for this application**

I/we nominate the below agent to act on my/our behalf and to receive correspondence relating to this application.

|  |  |
| --- | --- |
| Name of agent - individual or contact person if the agent is a business  Insert. | |
| Business name (include trading name if relevant)  Insert. | ABN/ACN (if relevant)  Insert. |
| Postal address  Insert. | Phone  Insert. |
| Email  Insert. | Indicate if you do not want to receive correspondence via email |

## Environmental authority to be de-amalgamated

|  |
| --- |
| Environmental authority number  Insert. |

## Is the environmental authority the subject of this application for a resource project?

|  |
| --- |
| No Go to 6. |
| Yes  I certify that the project is no longer being carried out as a single integrated operation; or  I certify that I am proposing to no longer carry out the project as a single integrated operation.  Provide the date you will cease Click here to enter a date; or  I certify that I am proposing to transfer to another person a resource tenure to which the authority relates.  Please provide -  Name of transferee: Insert.  Business name of transferee (include trading name if relevant): Insert.  ABN/ACN (if relevant): Insert.  Postal Address: Insert.  Email: Insert.  Phone number: Insert. |

## Is there a PRCP schedule which relates to the environmentally relevant activities subject of this application?

|  |
| --- |
| No |
| Yes – this application must be accompanied by proposed de-amalgamated PRC plans for the activities[[3]](#footnote-3). |

## Is there, or has there been, an ERC decision in effect for the environmental authority?

|  |
| --- |
| No |
| Yes – this application must be accompanied by an application under section 298 of EP Act for an ERC decision for each of the proposed de-amalgamated environmental authorities. |

## Details of de-amalgamation

In the table below please list all ERAs authorised by the existing environmental authority which you are applying to de-amalgamate. Each resulting environmental authority will have separate fees which will be required to be paid annually. For more information on fees visit [www.business.qld.gov.au](http://www.business.qld.gov.au).

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| ERA name | Location or tenure number[[4]](#footnote-4) | Indicate which ERAs you want to de-amalgamate | | |
| Resulting EA 1 | Resulting EA 2 | Resulting EA 3 |
| Insert. | Insert. |  |  |  |
| Insert. | Insert. |  |  |  |
| Insert. | Insert. |  |  |  |
| Insert. | Insert. |  |  |  |

Any ERA authorised under the environmental authority which is not listed above will remain on the original environmental authority.

## Do you wish to amend the condition(s) of the environmental authority?

When de-amalgamating an authority, there is the opportunity to amend the conditions on each separate authority to the extent necessary for the de-amalgamation. These amendments can remove or replace conditions made obsolete due to the de-amalgamation. The department will confirm your agreement with any final variations to the conditions.

|  |
| --- |
| No |
| Yes – provide details below. |
| Provide details of: a) section(s) or condition(s) numbers requiring changes; b) the recommended changes; c) brief justification. |
| Click or tap here to enter text. |
| → I HAVE ATTACHED ADDITIONAL DETAILS FOR THIS SECTION |

## Registered suitable operator details

The holder of environmental authority must be a registered suitable operator (RSO). List the RSO details for the proposed new environmental authority holders. If the proposed new environmental authority holders are not RSOs, this application must be accompanied by an application for registration as a suitable operator under chapter 5A, part 4, division 1 of the EP Act. To apply to become an RSO, use the application form ‘Application to be a registered suitable operator’ (ESR/2015/17711).

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Name | Address | Email | RSO number | Tenure number if a resource activity |
| Insert. | Insert. | Insert. | Insert. | Insert. |
| Insert. | Insert. | Insert. | Insert. | Insert. |
| Insert. | Insert. | Insert. | Insert. | Insert. |
| Insert. | Insert. | Insert. | Insert. | Insert. |

## When will the de-amalgamation take effect?

If this application relates to a resource project for which you propose to no longer carry out the project as a single integrated operation, the resulting environmental authorities will take effect when you stop carrying out the project as a single integrated project.

If this application relates to a transfer of tenure, the resulting environmental authorities will take effect when the tenure is transferred. If there is an ERC decision in effect for the environmental authority, tenure can not be transferred until all de-amalgamated environmental authorities have new ERC decisions and are provisioned under the *Mineral and Energy Resources (Financial Provisioning) Act 2018.* To apply for a new ERC decision, use the application form ‘Application for a decision on the estimated rehabilitation cost’ (ESR/2018/44261).

Otherwise, the de-amalgamation takes effect when you are issued with the resulting environmental authorities.

# Applicant certification[[5]](#footnote-5)

I declare that the information I have provided is true and correct. I understand that it is an offence to give information that I know is false, misleading or incomplete.

|  |  |
| --- | --- |
| Applicant’s name  Insert. | |
| Applicant’s signature | |
| Position of signatory  Insert. | Date  Click here to enter a date. |
| Joint holder’s name (if applicable)  Insert. | |
| Joint holder’s signature (if applicable) | |
| Position of signatory (if applicable)  Insert. | Date (if applicable)  Click here to enter a date. |
| Joint holder’s name (if applicable)  Insert. | |
| Joint holder’s signature (if applicable) | |
| Position of signatory (if applicable)  Insert. | Date (if applicable)  Click here to enter a date. |

**Submit your completed application:**

**for ERA 2, ERA 3 or ERA 4 via email** to [livestockregulator@daf.qld.gov.au](mailto:livestockregulator@daf.qld.gov.au) **or post** to Senior Environmental Scientist, Department of Agriculture and Fisheries, GPO Box 102, TOOWOOMBA QLD 4350.

**for all other ERAs via email** to [palm@des.qld.gov.au](mailto:palm@ehp.qld.gov.au) **or post** to Permit and Licence Management, Department of Environment, Science and Innovation, GPO Box 2454, BRISBANE QLD 4001

For further information [www.business.qld.gov.au](http://www.business.qld.gov.au) or phone 13 QGOV (13 74 68).

**Privacy statement**

The Department of Environment, Science and Innovation (DESI) and the Department of Agriculture and Fisheries (DAF) are committed to protecting the privacy, accuracy and security of your personal information in accordance with the *Information Privacy Act 2009*. The departments are collecting your personal information in accordance with section 250A and 250B of the *Environmental Protection Act 1994* in order to process your application. The information will only be accessed by authorised employees within the department. Some of this information may be given to the Department of Resources for the purpose of the joint regulation of mining activities. Some of this information may be provided to Queensland Treasury, the Scheme Manager under the *Mineral and Energy Resources (Financial Provisioning) Act 2018* (MERFP Act), or any advisors to the Scheme Manager to enable the Scheme Manager to carry out the Scheme Manager’s functions under the MERFP Act. Some of this information may be given to the Rehabilitation Commissioner in accordance with the *Environmental Protection Act 1994* if accessing the information is necessary or convenient to be done in the performance of the Commissioner’s functions. Your information will not be given to any other person or agency unless you have given us permission or we are authorised or required by law. All information supplied on this form may be disclosed publicly in accordance with the *Right to Information Act 2009* and *Evidence Act 1977*. For queries about privacy matters email: [privacy@des.qld.gov.au](mailto:privacy@des.qld.gov.au) or telephone: 13 QGOV (13 74 68).

1. This is the publication number. The publication number can be used as a search term to find the latest version of a publication at [**www.qld.gov.au**](http://www.qld.gov.au). [↑](#footnote-ref-1)
2. Please list all holders if there is more than one. [↑](#footnote-ref-2)
3. Proposed PRC plans for the activities are to be submitted using the Submission of a progressive rehabilitation and closure plan (ESR/2019/49571) form. [↑](#footnote-ref-3)
4. For prescribed ERAs, provide enough detail of location to allow the correct ERAs and locations to be included on each EA. For resource activities include the tenure number. [↑](#footnote-ref-4)
5. If there are multiple environmental authority holders, all holders must sign the applicant declaration. [↑](#footnote-ref-5)