

AR 043170

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Application form

Environmental Protection Act 1994

Site-specific application for an environmental authority

This approved form is to be used to make a site-specific application for an environmental authority under sections 124 and 125 of the Environmental Protection Act 1994 (EP Act) for an environmentally relevant activity (ERA).

It is recommended that applicants read the technical information requirement on what to provide with an ERA application, prior to making an application. This information is located on the business and industry website www.business.qld.gov.au.

All applicants must be a registered suitable operator before carrying out an ERA. If you are not already registered as a suitable operator, fill in the application form in Attachment 2 and submit it with this environmental authority application.

This form also contains questions relating the *Strategic Cropping Land Act 2011*. If you are proposing to undertake resource activities on strategic cropping land (SCL) or potential SCL, you may need to apply for a SCL compliance certificate (under section 117 of the *Strategic Cropping Land Act 2011*) or a SCL protection decision under sections 96 and 97 of the *Strategic Cropping Land Act 2011*).

An environmental authority for a resource activity that will be located on SCL or potential SCL cannot be issued until a SCL compliance certificate has been given or a protection decision has been made, where applicable.

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

- For prescribed ERAs 2, 3 and 4—contact the Department of Agriculture, Fisheries and Forestry by email at livestockregulator@daff.qld.gov.au.
- For any other ERA—please fill out and lodge the form Application for a Pre-Design/Pre-Lodgement Meeting (EM1125¹), prior to lodging this application form.

Checklist for making a site-specific application

You must complete this checklist before you continue with the application form.

If your application is for:

- ☐ a prescribed ERA → fill in section 1 and section 2 of the checklist below
- ☒ a resource activity → fill in section 2 and section 3 of the checklist below
- ☐ both a prescribed ERA and a resource activity → fill in sections 1, 2 and 3 of the checklist below

Depending on the results of your answers to the checklist questions, you may not be able to use this application form.

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.



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Checklist questions		Result
Section 1		
Where a material change of use is triggered for the activity under the <i>Sustainable Planning Act 2009</i>, answer the following (otherwise select not applicable—N/A): Has a development application for the development been made under the <i>Sustainable Planning Act 2009</i>?	☐ YES ☐ NO ☐ N/A	If no, you cannot make an environmental authority application until you have made a development application for the material change of use.
Is this application to dredge or extract more than 10,000 tonnes of material a year in the North Stradbroke Island region?	☐ YES ☐ NO	The dredging or extraction of more than 10,000 tonnes of material in the North Stradbroke Island region is prohibited.
Where any of the ERAs that form part of this application are to be carried out on a parcel of land within a state development area and a particular use for the parcel of land is not stated in the approved development scheme, answer the following (otherwise select not applicable—N/A): Do you have, or have you applied for, an approval for the use under section 84(4)(b) of the <i>State Development and Public Works Organisation Act 1971</i>? You must select no if your approval has lapsed and you have not applied for a replacement.	☐ YES ☐ NO ☐ N/A	If no, you cannot make an environmental authority application until you have applied for an approval for the use under the <i>State Development and Public Works Organisation Act 1971</i>.
Section 2		
Will the proposed ERAs be carried out under the day to day management of a single responsible person (e.g. a site manager or operations manager)?	☒ YES ☒ NO	If no, you cannot make a single environmental authority application as you do not meet the definition of a single integrated operation. All ERAs must be carried out under the day to day management of a single responsible person. Separate applications will need to be made for the ERAs that cannot be carried out as a single integrated operation.
Are the places where the proposed ERAs will be carried out close enough to make the integrated day to day management of the activities feasible?	☒ YES ☐ NO	If no, you cannot make a single environmental authority application as you do not meet the definition of a single integrated operation. All

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		ERAs must be separated by distances small enough so that the integrated day to day management is feasible. Separate applications will need to be made for the ERAs that cannot be carried out as a single integrated operation.
Are all aspects of the proposed ERAs operationally interrelated?	☒ YES ☐ NO	If no, you cannot make a single environmental authority application as you do not meet the definition of a single integrated operation. All ERAs must be operationally interrelated. For example if a water treatment ERA and a chemical storage ERA is applied for, 1 ERA must be dependent on the other i.e. the operation of 1 cannot function without the operation of the other. Separate applications will need to be made for the ERAs that cannot be carried out as a single integrated operation.
Is this application for a new ERA which will form part of an ERA project under existing environmental authority?	☐ YES ☒ NO	If yes, you cannot make an environmental authority application for additional ERAs proposed to be carried out as a part of a project. You can apply to amend the existing environmental authority to add a new ERA to the ERA project.
Section 3		
Is this application for a resource activity where an application for relevant resource tenure has not yet been made?	☐ YES ☒ NO	If yes, an application for relevant resource tenure must be made before, or at the same time as, the application for an environmental authority.
Is this application for a resource activity where the applicants will not be exactly the same as the applicants for the relevant resource tenure application?	☐ YES ☒ NO	If yes, you cannot make an environmental authority application. To make an environmental authority application, the applicants must be exactly the same between the environmental authority application and the application for resource tenure.
Is this application for a CSG activity where the water management system contains an evaporation dam and a feasible alternative for managing waster is possible?	☐ YES ☒ NO	You cannot make an environmental authority application unless an evaluation of the water management system demonstrates that there is no feasible alterative to a CSG evaporation dam.

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Definitions of terms used in this form

Where there is inconsistency between the definition of terms here and the terms used in the EP Act or the SCL Act, the terms in the EP Act and the SCL Act apply.

Environmentally relevant activity (ERA)	A resource activity or a prescribed ERA
ERA project	A prescribed ERA project or a resource project.
Management area	The management area for SCL is what is left of the combined area of all zones, after taking from the combined area, all protection areas. The protection and management area map is available on the Department of Natural Resources and Mines (DNRM) website at www.dnrm.qld.gov.au .
Mobile and temporary ERA	A prescribed ERA, other than an activity that is dredging material, extracting rock or other material, or the incinerating of waste: (a) carried out at various locations using transportable plant or equipment, including a vehicle (b) that does not result in the building of any permanent structures or any physical change of the landform at the locations (other than minor alterations solely necessary for access and setup including, for example, access ways, footings and temporary storage areas) (c) carried out at any 1 of the locations: (i) for less than 28 days in a calendar year, or (ii) for 28 or more days in a calendar year only if the activity is necessarily associated with, and is exclusively used in, the construction or demolition phase of a project.
Prescribed ERA	An environmentally relevant activity that is not a resource activity and is prescribed under section 19 of the EP Act.
Prescribed ERA project	All prescribed ERAs carried out, or proposed to be carried out, as a single integrated operation.
Protection area	A protection area for SCL is an area shown as a protection area on the protection area map. Protection area maps are available on the DNRM website at www.dnrm.qld.gov.au .
Registered suitable operator	A person who, or a corporation which, under section 318I of the EP Act has been assessed as being suitable to carry out an ERA and has been listed on the suitable operator register.
Registry record (SCL)	A record kept by the land registrar of land that is SCL or decided non-SCL. A search of the land registry the registrar keeps will show the record.

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Resource activity	An activity that is any of the following: (a) a geothermal activity (b) a greenhouse gas (GHG) storage activity (c) a mining activity (d) a petroleum activity.
Resource project	Resource activities carried out, or proposed to be carried out, under 1 or more resource tenures, in any combination, as a single integrated operation.
SCL compliance certificate	The certificate given by the chief executive (Department of Agriculture, Fisheries and Forestry (DAFF)) to applicants who comply with the application requirements for a SCL compliance certificate. Recipients of a compliance certificate must comply with the relevant part of the SCL standard conditions code for resource activities. The conditions under the standard conditions code are taken to be conditions of the environmental authority or resource authority.
SCL protection decision	The decision made by the chief executive (DAFF) in relation to a SCL protection decision application. It provides for the chief executive (DAFF) to decide the impact of the resource activity on the land; and whether or not to impose conditions on either or both of the environmental authority or resource authority for the resource activity.
Significant project	A project declared under section 26 of the <i>State Development and Public Works Act 1971</i> to be a significant project.
Single integrated operation	Occurs when all the below criteria is met: (a) the activities are carried out under the day-to-day management of a single responsible individual, for example, a site or operations manager (b) the activities are operationally interrelated (c) the activities are, or will be, carried out at 1 or more places (d) the places where the activities are carried out are separated by distances short enough to make feasible the integrated day-to-day management of the activities.
Standard conditions code	The code made by regulation about how resource activities may be carried out on SCL or potential SCL.
Validation information notice	An information notice for SCL provided to an applicant for a validation decision or any other eligible person for the land about the validation decision (cropping history and/or zonal criteria applications).

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GUIDE

Take particular care in filling out the applicant details as these are legally required for the issuing of any environmental authority. Applicant details, including the name and the address should reflect the details of the person or registered legal entity.

If more space is required for any responses, please attach additional information as a separate page.

A sole applicant is an applicant where there is only 1 person or business applying to obtain an environmental authority.

A principal applicant is the individual or business nominated to act on behalf of joint applicants.

It is particularly important to enter the correct Australian business number (ABN); Australian company number (ACN) of the incorporated company; association number (AN) of the incorporated association; or the title and section of the legislation that gives the statutory corporation its legal status.

If there is an agent acting on behalf of the sole or principal applicant provide details in this section. An agent could be a consultant or a contact for the environmental authority holder.

As statutory documents need to be sent to all applicants, this section can also be used when there are multiple environmental authority holders to nominate an address for statutory documentation to be sent 'care of' to.

Application details

1. Applicant details

SOLE OR PRINCIPAL APPLICANT DETAILS	
INDIVIDUAL OR BUSINESS NAME (INCLUDE TRADING NAME IF RELEVANT) BHP COAL PTY LTD	
ABN/ACN/AN (IF RELEVANT) 010 595 721	
RESIDENTIAL ADDRESS OR REGISTERED BUSINESS ADDRESS (NOT A POST OFFICE BOX ADDRESS) L23, Riparian Plaza 71 Eagle Street Brisbane Qld. 4000	
POSTAL ADDRESS (IF DIFFERENT FROM ABOVE) GPO BOX 1389 BRISBANE QLD. 4001	
CONTACT PERSON Peter A. Roe	
PHONE 07 3329 2754	FACSIMILE 07 3229 0625
EMAIL PETER.A.ROE@BMACOAL.COM	

When there is more than 1 applicant complete Attachment 1—Appointment of principal applicant by all joint applicants.

Agent for principal applicant / address for service

The address supplied here will also be used as a service address for sending statutory documents. If blank, statutory documents will be sent to the sole or principal applicant.

INDIVIDUAL OR BUSINESS NAME (INCLUDE TRADING NAME IF RELEVANT) BHP COAL PTY LTD
RESIDENTIAL ADDRESS OR REGISTERED BUSINESS ADDRESS (NOT A POST OFFICE BOX ADDRESS) L23, Riparian Plaza 71 Eagle Street

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Brisbane Qld. 4000	
POSTAL ADDRESS (IF DIFFERENT FROM ABOVE) GPO BOX 1389 BRISBANE QLD 4001	
CONTACT PERSON Peter A. Roe	
PHONE 07 3229 2754	FACSIMILE 07 3229 0625
EMAIL PETER.A.ROE@BMACOAL.COM	

All applicants, including joint applicants must include their details in this section.

Once a person or corporation has been registered as a suitable operator for the carrying out of an ERA, no further suitable operator applications need to be made as long as the applicant for the environmental authority matches the name (including ABN/ACN etc, if applicable) recorded on the suitable operator register.

A person who holds a valid registration certificate given under the former section 73F of the EP Act or a valid environmental authority given under the former chapter 5 or 5A of the EP Act is taken to be a registered suitable operator under section 705 of the EP Act.

If you have previously been approved as a registered suitable operator, you can find the suitable operator registration number on the decision notice advising you of your approved application or, if you have a valid existing registration certificate, the approval number listed on the registration certificate.

2. Registered suitable operator

Have all applicants been registered as a suitable operator? Tick the box that applies and provide any further requested detail.

APPLICANT NAME	SUITABLE OPERATOR REGISTRATION STATUS	SUITABLE OPERATOR REGISTRATION NUMBER
BHP COAL PTY LTD	☒ I am a registered suitable operator. You must provide your suitable operator registration number in the adjacent column. ☐ I have lodged an application to be registered suitable operator and am waiting for it to be decided ☐ I am not an existing registered suitable operator and I have not yet lodged an application to become a registered suitable operator. You must complete the application form in Attachment 2 and submit it with this site-specific application for an environmental authority. Attachment 2 must be completed in full, otherwise	EXISTING EA HOLDER FOR RESOURCE ACTIVITIES

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	this site-specific application for an environmental authority may be rejected as incomplete.	
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Note: If you will be lodging the suitable operator application form in Attachment 2, please lodge it concurrently with this application and to the same lodgement location i.e. Department of Environment and Heritage Protection, Department of Natural Resources and Mines or the Department of Agriculture, Fisheries and Forestry.

3. Location where the ERA will be carried out

For an ERA that will be carried out at a fixed location, fill in the table below.

STREET NUMBER	STREET NAME DYSART MORANBAH ROAD	SUBURB/TOWN
POSTCODE 4745	LOT/PLAN(S)	
PORT		

For a mobile and temporary prescribed ERA, provide details of the area of operation in the table below.

AREA OF OPERATION E.G. PARTICULAR LOCAL GOVERNMENTS OR ACROSS THE STATE OF QLD ISAAC REGIONAL COUNCIL

There are currently 8 matters of national environmental significance (MNES) which have been defined in the *Environmental Protection and Biodiversity Conservation Act 1999*. These are:

- world heritage properties
- national heritage places
- wetlands of international importance (listed under the Ramsar Convention)
- listed threatened species and ecological communities
- migratory species protected under international agreements

4. Matters of national environmental significance

Is the proposed ERA/ERA project likely to have a significant impact on a matter of national environmental significance?

- ☒ Yes → please select 1 of the following:
- ☐ the proposed amendment has been referred to the Federal Government Environment Minister or delegate
- ☒ the proposed amendment has not yet been referred to the Federal Government Environment Minister or delegate.
- ☐ No

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- Commonwealth marine areas
- the Great Barrier Reef Marine Park
- nuclear actions (including uranium mines)

To determine whether the proposed ERA will have a significant impact on MNES and for referral requirements, please refer to the guidance provided by the Federal Department of Sustainability, Environment, Water, Population and Communities on www.australia.gov.au

For information on the type of ERAs, please refer to the business and industry website: www.business.qld.gov.au

If a prescribed ERA is required that is directly relates to the operation of the resource activity, and is on the same tenure(s) as the resource activity, then only tick the resource activity box. However if a prescribed ERA is not directly related to the operation of the resource activity, then separate applications for the prescribed ERA and the resource activity must be made.

5. What is the ERA type you are applying for?

- ☐ Prescribed ERA—this application involves only prescribed ERA activities → go to question 6
- ☒ Resource activity—this application involves resource activities → go to question 10

Prescribed ERA information

6. Details of the prescribed ERA project

LIST ALL PRESCRIBED ERAS FORMING PART OF THIS APPLICATION		
ERA NUMBER	NAME OF ERA	THRESHOLD

Do any of the above ERAs have eligibility criteria developed that you can comply with?

- ☐ Yes→ attach details of these ERAs and identify the standard conditions that you can comply with.
- ☐ No

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7. Related approvals

Describe:

- all development permits required, and applied for, under the *Sustainable Planning Act 2009* for the carrying out of the activity
- all approvals required from the Coordinator General under section 84(4)(b) of the *State Development and Public Works Act 1971* for a particular use of land in a State Development Area.

APPROVAL NAME	LEGISLATION	DATE APPLICATION LODGED	APPLICATION NUMBER	APPROVAL STATUS

8. Is your prescribed ERA for regulated waste transport— ERA 57(2)(a), ERA 57(2)(b) or ERA 57(2)(c)?

- ☐ Yes → you must fill out table below with details of the vehicles used for the regulated waste transport
- ☐ No → go to question 9

TYPE OF VEHICLE E.G. TANKER, TRUCK	MAKE OF VEHICLE	YEAR OF MANUFACTURE	VEHICLE REGISTRATION NUMBER

9. Take effect date

Do you want the environmental authority to take effect on a nominated date or event?

- ☐ Yes → nominate the date or event below and then go to question 20

NOMINATED TAKE EFFECT DATE OR EVENT

You may choose to nominate a date or event for when the environmental authority will take effect. An event can include a phase of your project you know will occur before you commence operation (for example commissioning of equipment). This take effect date or event will be the date or event from which your annual fees will commence to be charged (your anniversary date).

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Where you have nominated a take effect date, you must not commence any activities approved under the environmental authority until the take effect date stated on the environmental authority occurs. If you nominated an event, you will need to give written notice to the administering authority that the stated event has occurred before you commence your operation.

☐ No → go to question 20

Resource activity information

You can only include a prescribed ERA if it is integral to the operation of the resource activity.

10. Details of resource activities

LIST ALL RESOURCE ACTIVITIES ASSOCIATED WITH THIS APPLICATION E.G GEMSTONE MINING, GEOTHERMAL ACTIVITIES
BLACK COAL MINING

LIST ALL ASSOCIATED PRESCRIBED ERAS INCLUDED WITH THIS RESOURCE ACTIVITY

ERA NUMBER	NAME	THRESHOLD

Do any of the resource activities or ancillary prescribed ERAs have eligibility criteria developed that you can comply with?

☒ Yes → attach details of these ERAs and identify the standard conditions that you can comply with.

☐ No

11. Tenure details

TENURE TYPE	TENURE NUMBER	DATE OF APPLICATION
MLA	70383	18 October 2007
MLA	70459	27 September

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The Australian and New Zealand Industrial Classification (ANZSIC) is used by the Australian Bureau of Statistics.

The ANZSIC code is required to be displayed in the public register

The SCL trigger map is a statutory map under the *Strategic Cropping Land Act 2011* that identifies the location and extent of SCL and potential SCL. It can be found of the Department of Natural Resources and Mines website at www.dnrm.qld.gov.au. The Interactive Resource Tenure Mapping software also includes an SCL map layer.

Resource activities include entry on land that is SCL or potential SCL.

If you declare that you will not locate resource activities on SCL or potential SCL and fail to comply with this declaration, compliance action under the *Strategic Cropping Land Act 2011* may result.

Any future applications to amend the environmental authority that results in resource activities being located on SCL or potential SCL will need to meet the requirements of the *Strategic Cropping Land Act 2011*. This may include the need to make an application under the *Strategic*

		2011

12. What is the ANZSIC code for the activity?

- | | |
|--|--|
| ☒ 1101 Black coal mining | ☐ 1313 Copper ore mining |
| ☐ 1102 Brown coal mining | ☐ 1314 Gold ore mining |
| ☐ 1311 Iron ore mining | ☐ 1315 Mineral sand mining |
| ☐ 1312 Bauxite mining | ☐ 1316 Nickel ore |
| ☐ 1317 Silver-lead-zinc ore mining | ☐ 1200 Oil and Gas extraction |
| ☐ 1319 Metal ore mining (other metallic mineral ores) | ☐ Other, please specify below |

CODE	DESCRIPTION
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13. Is there strategic cropping land (SCL) or potential SCL anywhere within the project area covered by the environmental authority?

- ☒ Yes → go to question 14
- ☐ No → you do not need to consider SCL any further and can go to question 16

14. Will any resource activities proposed under this environmental authority application, be located on SCL or potential SCL?

- ☐ Yes → go to question 15
- ☒ No → by ticking this box I declare that:
- (i) this application does not include any resource activities proposed to be conducted directly on SCL or potential SCL, and
 - (ii) I will not allow the conduct of any resource activities, proposed under this application, directly on SCL or potential SCL.

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Cropping Land Act 2011 for a SCL assessment.

Application forms for a SCL compliance certificate and SCL protection decision are available on the Department of Natural Resources and Mines website at www.dnrm.qld.gov.au.

You may only apply for a SCL compliance certificate if you can comply with the SCL standard conditions for resource activities (SCL code). The SCL code is available on the Department of Natural Resources and Mines website at www.dnrm.qld.gov.au. If you cannot comply with the SCL code, you must apply for a SCL protection decision.

You are required to make a SCL application (compliance certificate or protection decision) for each environmental authority (or amendment to an environmental authority) application that proposes to locate resource activities on SCL or potential SCL. This is the case even where a compliance certificate or protection decision already exists as a result of a previous environmental authority (or amendment to an environmental authority) application.

If you are not required to make a SCL application because you are eligible for exclusion from the *Strategic Cropping Land Act 2011*, you must attach evidence to your application that demonstrates your eligibility. Refer to sections 283 and 284 of the *Strategic Cropping Land Act 2011* for full details.

A biodiversity offset is required where an applicant has demonstrated they have made all practical and reasonable efforts to avoid and minimise impacts on state significant biodiversity values, but there is a residual development impact on 1 or more of these values.

The Queensland Biodiversity Offsets Policy can be accessed at www.ehp.qld.gov.au.

You do not need to consider SCL any further.

Go to question 16

15. Which SCL assessment process do you choose to undertake?

- ☐ SCL compliance certificate application → complete the relevant application form, or provide the application reference if a relevant application has already been lodged.

Application reference:

- ☐ SCL protection decision application → complete the relevant application form, or provide the application reference if a relevant application has already been lodged.

Application reference:

- ☐ No SCL application → I am eligible for exclusion from all of the *Strategic Cropping Land Act 2011* under Chapter 9, Division 2. Supporting evidence has been attached.

16. Biodiversity offsets

Do the activities involve a negative impact to a state significant biodiversity value?

- ☒ Yes → attach supporting information that:
- ☒ demonstrates that all practical and reasonable efforts to avoid and minimise impacts on state significant biodiversity values has been undertaken.
 - ☐ describes how the requirements of the Queensland Biodiversity Offsets Policy will be met.

- ☐ No → go to question 17

- ☐ Don't know/uncertain → go to question 17

17. Coal seam gas activities

Does the application relate to coal seam gas (CSG) activities?

- ☒ No → go to question 19
- ☐ Yes → additional information covering the matters outlined must be provided and attached:
- ☐ the quantity of CSG water the applicant reasonably expects will be generated in connection with carrying out each relevant CSG activity
 - ☐ the flow rate at which the applicant reasonably expects the water will be generated
 - ☐ the quality of the water, including changes in the water quality the applicant reasonably expects will happen while each relevant CSG activity is carried out
 - ☐ the proposed management of the water including, for example, the use, treatment, storage or disposal of the water
 - ☐ the measurable criteria (the management criteria) against which the applicant will monitor and assess the effectiveness of the management of the water, including, for example, criteria for each of the following:
 - (i) the quantity and quality of the water used, treated, stored or disposed of
 - (ii) protection of the environmental values affected by each relevant CSG activity
 - (iii) the disposal of waste, including, for example, salt, generated from the management of the water
 - ☐ the action proposed to be taken if any of the management criteria are not complied with. This will also need to include actions to make sure that the management criteria will be able to be complied with in the future.

18. Coal seam gas evaporation dam

Does the activity propose to use a CSG evaporation dam?

- ☐ No → go to question 19
- ☐ Yes → an evaluation of the following must be provided and attached.
- ☐ best practice environmental management for managing

Under section 126(2) of the EP Act the proposed management of the water cannot provide for using a CSG evaporation dam unless the evaluation shows there is no feasible alternative to a CSG evaporation dam for managing the water.

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Both the administering authority and the applicant have responsibilities to make the application notice and application documents available on a website during the public notification period. The administering authority will simply link to the location where the applicant will store these documents on their website. Therefore the website details and any access permissions must be provided with this application.

the CSG water

☐ alternative ways for managing the water.

19. Publication of application notice and documents

Provide details of the website where copies of the application notice and application documents will be made available during public notification stage.

Website address:

Will the administering authority require any permissions to provide a link to this website from its website?

☐ Yes → provide the contact details of the person who will be able to assist the administering authority in providing a link to this location from its own website

☒ No → go to question 20

Name:

Contact telephone:

Email:

General ERA information

Completion of an EIS process is defined in section 60 of the EP Act.

20. Has an environmental impact statement (EIS) process under Chapter 3 of the EP Act previously been completed for all the proposed ERAs the subject of this application?

☐ Yes → complete the rest of this question

☒ No → go to question 22

Do you consider that the environmental risk for each ERA is the same as the assessment in the EIS?

☐ Yes → provide the title and project name of the EIS and then go to question 21

☐ No → go to question 22

TITLE AND PROJECT NAME OF THE COMPLETED EIS

21. Will this application result in a change to the way any of the ERAs, as described in the EIS, will be carried out?

☐ Yes → attach details of how the this application results in a change to the way the EIS described the ERAs as being carried out—go

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The information provided here will assist the administering authority in deciding whether an EIS is required.

For further information refer to section 142 and 143 of the EP Act as well as the Guideline: Triggers for Environmental Impact Statements under the *Environmental Protection Act 1994* for mining, petroleum and gas activities (EM942). This guideline is available at www.qld.gov.au

to question 26

☐ No → go to question 26

22. EIS triggers

Tick the relevant boxes below. If yes is ticked, you must describe or attach details of how the criterion is triggered including details of the impact.

Only tick yes to this particular question, if the answer to all three criteria below, is yes. 1. The proposed ERA project is for a mining activity, other than a mining activity carried out for specified works²: - below the surface of a wild river high preservation area or wild river special floodplain management area, or - under a nominated waterway in a wild river preservation area. 2. The proposed ERA project is not related to a significant project. 3. An EIS relating has not been submitted under the EP Act for the ERA project.	☐ YES ☒ NO ☐ N/A	
Is the ERA project for a mining activity which involves the removal of two million tonnes/year or more of run-of-mine (ROM)³ ore or coal?	☒ YES ☐ NO ☐ N/A	
Is the ERA project for a mining activity that involves the removal of 1 million tonnes per year or more of run-of-mine (ROM) ore or coal on or under a floodplain or a coastal hazard area?	☐ YES ☒ NO ☐ N/A	

² Specified works has the meaning as listed in section 48(2) of the *Wild Rivers Act 2005*

³ ROM ore or coal means the material excavated but prior to washing or chemical concentration. It does not include overburden.

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Is the ERA project for a mining activity that involves the introduction of a novel or unproven resource extraction process, technology or activity ⁴ ?	☐ YES ☒ NO ☐ N/A	
Is the ERA project for a petroleum and gas activity that is likely to have a total disturbance area of greater than 2000 hectares at any 1 time during the life of the proposed project? This includes areas occupied by well pads (single or multi-directional), access tracks and roads, water storages, and process plants?	☐ YES ☒ NO ☐ N/A	
Is the ERA project for a petroleum and gas activity that is likely to involve the construction of a high pressure pipeline over a distance of 300 kilometres or greater?	☐ YES ☒ NO ☐ N/A	
Is the ERA project for a petroleum and gas activity that is likely to involve the construction of a liquefied natural gas plant?	☐ YES ☒ NO ☐ N/A	

For further information on technical information to provide with your application, please refer to the business and industry website
www.business.qld.gov.au

23. Assessment of the environmental impact and provision of specific supporting information

You must provide an assessment of the likely impact of each ERA on environmental values, including:

- a description of the environmental values likely to be affected by each relevant activity
- details of any emissions or releases likely to be generated by each relevant activity
- a description of the risk and likely magnitude of impacts on the environmental values
- details of the management practices proposed to be implemented to prevent or minimise adverse impacts
- details of how the land the subject of the application will be rehabilitated

⁴ For example: underground coal gasification; in-seam coal slurring; a new method of ore concentration. This will be decided on a case-by-case basis and this trigger is not intended to discourage innovation.

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For further information on technical information to provide with your application, please refer to the business and industry website
www.business.qld.gov.au

The first step towards payment is to calculate the fees payable. Information on these fees can be located in the information sheets Fees for Permits for Environmentally Relevant Activities (ERAs) (EM33) and Summary of Annual Fees for Environmentally Relevant Activities (ERAs) (EM389), available at www.qld.gov.au.

The highest annual fee of any activity associated with the ERA project will be the relevant annual fee for this application.

To pay by credit card you will need to provide contact details so you can be contacted for your credit card payment to be made over the phone.

Where there is more than 1 applicant, this declaration is to be signed by all applicants, unless a principal applicant has been nominated in Attachment 1, in which case the principal applicant can sign on behalf of all the joint applicants.

after each relevant activity ceases.

- ☒ Tick to indicate that an assessment of the environmental impact and provision of specific supporting information has been attached.

24. Details of waste management

A description of the proposed measures for minimising and managing waste generated by the ERAs must be attached.

- ☒ Tick to indicate attachment

25. Details of contaminated land

Is there a site management plan in effect for contaminated land that relates to the land that is the subject of this application.

- ☒ Yes → attach details of the site management plan
☐ No

26. Payment of fees

The application fee is:	\$ 551
-------------------------	---------------

If your application is approved the first annual fee must be paid within 20 business days of the environmental authority taking effect. Operation of the ERA cannot commence until the annual fee is paid.

You may pay your fee via cheque, money order or credit card.

Select the payment method below:

- ☐ Payment by cheque or money order made payable to the Department of Environment and Heritage Protection (attached).
- ☐ Payment by cheque or money order made payable to the Department of Agriculture, Fisheries and Forestry (attached).
- ☐ Please contact me (the applicant) for credit card payment:

Phone number:	32292754
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27. Declaration

Note: If you have not told the truth in this application you may be prosecuted.

I declare that:

- I am the applicant or an authorised signatory for the applicant.

Application form

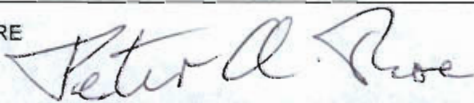
Site-specific application for an environmental authority

Where the sole or principal applicant is a company, this form is to be signed by an authorised person for that company.

Privacy statement

The Departments of Environment and Heritage Protection (EHP) and Agriculture, Fisheries and Forestry (DAFF) are collecting the information on this form to process your application for an environmental authority. This collection is authorised under sections 122 to 126 of the *Environmental Protection Act 1994*. Some information may be given to the Department of Natural Resources and Mines (DNRM) for the purposes of processing this application and/or the administration of the *Strategic Cropping Land Act 2011*. Your personal information will only be accessed by authorised employees within these departments and will not be disclosed to any other parties unless authorised or required by law. For queries about privacy matters please email privacy@ehp.qld.gov.au or telephone: (07) 3330 5436.

- I have identified in questions 6 or 10, any ERAs that I can comply with the eligibility criteria and standard conditions.
- The information provided is true and correct to the best of my knowledge. I understand that it is an offence under section 480 of the *Environmental Protection Act 1994* to give to the administering authority or an authorised person a document containing information that I know is false, misleading or incomplete in a material particular
- I understand that failure to provide sufficient information may result in the application being refused
- I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.
- I understand that I am responsible for managing the environmental impacts of these activities, and that approval of this application is not an endorsement by the administering authority of the effectiveness of management practices proposed or implemented.
- I give permission for the administering authority to provide a link to public notification documents on a website, the location and access requirements of which were provided in question 14.
- I understand that it is an offence under section 227 of the *Strategic Cropping Land Act 2011* to give to an authorised person a document containing information that is false or misleading in a material particular. I consent to and acknowledge that the information provided on this form will be given to authorised persons under the *Strategic Cropping Land Act 2011* in appropriate circumstances in relation to the administration of that Act.

APPLICANT'S NAME Peter A. Roe	
SIGNATURE 	
POSITION OF SIGNATORY MANAGER ENVIRONMENT REGULATION	DATE 23 MAY 2013
JOINT APPLICANT'S NAME (IF APPLICABLE)	JOINT APPLICANT'S SIGNATURE (IF APPLICABLE)
JOINT APPLICANT'S NAME (IF APPLICABLE)	JOINT APPLICANT'S SIGNATURE (IF APPLICABLE)

Application form

Site-specific application for an environmental authority

Applicant checklist

- ☒ Application form has been signed and completed.
- ☒ Attachment 1: Appointment of principal applicant by all joint applicants has been signed and completed (if applicable).
- ☐ Attachment 2: Application to be registered as a suitable operator signed and completed (if applicable).
- ☒ Question 3: Additional details have been attached with a description of land where ERA will be carried out (if required).
- ☒ Question 6: identification of the prescribed ERAs where eligibility criteria and standard conditions can be met, have been attached (if applicable).
- ☒ Question 10: identification of the resource activities and ancillary prescribed ERAs where eligibility criteria and standard conditions can be met, have been attached (if applicable)
- ☒ Question 15: Supporting evidence of exclusion from meeting the requirements of the *Strategic Cropping Land Act 2011* has been attached (if applicable).
- ☒ Question 16: Supporting information for biodiversity offsets (if applicable).
- ☐ Question 17: Details of CSG water management attached (if applicable).
- ☐ Question 18: Evaluation of CSG evaporation dam attached (if applicable).
- ☒ Question 21: Details of how this application results in a change to the way the EIS described the ERAs as being carried out (if applicable).
- ☒ Question 22: Information provided on EIS triggers and details of impact attached (if applicable).
- ☒ Question 23: Information for assessment of environmental impacts attached (if applicable).
- ☒ Question 24: Details of waste management attached (if applicable).
- ☒ Question 25: Details of contaminated land attached (if applicable).
- ☒ Fees paid or enclosed.

All requested information must be provided with this application, otherwise it will not be considered properly made under section 127 of the EP Act and assessment cannot commence.

Please include a word searchable electronic PDF copy of the application documents when you lodge your application.

Please submit your completed application kit to:

For a mining ERA

Mining Registrar
Department of Natural Resources and Mines

Further information

The latest version of this publication and other publications referenced in this document can be found at www.qld.gov.au using the publication number (EM755 for this document) as a search term.

Application form

Site-specific application for an environmental authority

DNRM have a list of office locations for mining registrars on their website
www.dnrm.qld.gov.au

For ERA 2, ERA 3 or ERA 4

Post:

Senior Environmental Scientist
Animal Industries
Department of Agriculture, Fisheries
and Forestry
PO Box 102
TOOWOOMBA QLD 4350

Enquiries:

Phone: (07) 4688 1374
Fax: (07) 4688 1192
Email:
livestockregulator@daff.qld.gov.au

For all other ERAs

Post:

Department of Environment and
Heritage Protection
GPO Box 2454
BRISBANE QLD 4001

Courier or hand delivery:

Permit and Licence Management
Department of Environment and
Heritage Protection
Level 3, 400 George Street
BRISBANE QLD 4000
Business hours: 8:30am–4:30pm
business days

Enquiries:

Permit and Licence Management
Phone: 13 QGOV (13 74 68)
Fax: (07) 3330 5875
Email: **palm@ehp.qld.gov.au**

Application form
Site-specific application for an environmental authority

Attachment 1

Appointment of principal applicant by all joint applicants

We, being joint applicants for this environmental authority, hereby nominate the following as principal applicant:

1

Printed name of principal applicant

✓	Name / Company BHP Coal Pty Ltd	ABN/ACN/AN 83 010 595 721
	Signatory name and position	Signature See Annexure 'A'
		Date 23 May 2013
✓	Name / Company Umal Consolidated Pty Ltd	ABN/ACN/AN 29 000 767 386
	Signatory name and position	Signature See Annexure 'A'
		Date 23 May 2013
✓	Name / Company BHP Queensland Coal Investments Pty Ltd	ABN/ACN/AN 56 098 876 825
	Signatory name and position	Signature See Annexure 'A'
		Date 23 May 2013
✓	Name / Company Mitsubishi Development Pty Ltd	ABN/ACN/AN 17 009 779 873
	Signatory name and position	Signature See Annexure 'A'
		Date 23 May 2013
✓	Name / Company QCT Investment Pty Ltd	ABN/ACN/AN 45 010 487 840
	Signatory name and position	Signature See Annexure 'A'
		Date 23 May 2013
✓	Name / Company QCT Mining Pty Ltd	ABN/ACN/AN 47 010 487 840
	Signatory name and position	Signature See Annexure 'A'
		Date 23 May 2013

Application form
Site-specific application for an environmental authority

Attachment 1

Appointment of principal applicant by all joint applicants

We, being joint applicants for this environmental authority, hereby nominate the following as principal applicant:

2

Printed name of principal applicant

Name / Company ~~BHP Coal Pty Ltd~~		ABN/ACN/AN
Signatory name and position	Signature	Date

Name / Company QCT Resources Pty Limited		ABN/ACN/AN 74 010 808 705
Signatory name and position	Signature <i>See Annexure 'A'</i>	Date <i>23</i> May 2013

Name / Company		ABN/ACN/AN
Signatory name and position	Signature	Date

Name / Company		ABN/ACN/AN
Signatory name and position	Signature	Date

Name / Company		ABN/ACN/AN
Signatory name and position	Signature	Date

Name / Company		ABN/ACN/AN
Signatory name and position	Signature	Date

Annexure 'A'

BM ALLIANCE COAL OPERATIONS PTY LTD as manager and agent on behalf of the Central Queensland Coal Associates Joint Venture participants, with authority to bind each of the participants in proportion to their respective participating interest in the Joint Venture.

SIGNED by BM ALLIANCE COAL OPERATIONS PTY LTD (ABN 67 096 412 752) as the duly constituted attorney of BHP Coal Pty Ltd (ABN 83 010 595 721), Umal Consolidated Pty Ltd (ABN 29 000 767 386), BHP Queensland Coal Investments Pty Ltd (ABN 56 098 876 825), Mitsubishi Development Pty Ltd (ABN 17 009 779 873), QCT Investment Pty Ltd (ABN 45 010 487 831), QCT Mining Pty Ltd (ABN 47 010 487 840) and QCT Resources Pty Ltd (ABN 74 010 808 705) under registered power of attorney no. 707957220. BM Alliance Coal Operations Pty Ltd declares that it has not received any notice of revocation of its power of attorney.

SIGNED by BM ALLIANCE COAL)
OPERATIONS PTY LTD in accordance with)
section 127(1) of the Corporations Act 2001)
(Cwth) by authority of its directors:)

Director

Name:

G JOBERHOLZER

Director / Secretary

Name: TONI ANGELA WILTSHIRE

ATTACHMENT

CENTRAL QUEENSLAND COAL ASSOCIATES JOINT VENTURE

COMPANY	ABN	% INTEREST
BHP Billiton Group of Companies:		
BHP Coal Pty Ltd (principal applicant)	83 010 595 721	40.75
Umal Consolidated Pty Ltd	29 000 767 386	0.75
BHP Queensland Coal Investments Pty Ltd	56 098 876 825	8.50
sub total		50.00
Mitsubishi Corp Group of Companies:		
Mitsubishi Development Pty Ltd	17 009 779 873	15.53
QCT Investment Pty Ltd	45 010 487 831	12.00
QCT Mining Pty Ltd	47 010 487 840	15.78
QCT Resources Pty Limited	74 010 808 705	6.69
sub total		50.00
TOTAL		100.00

Attachment 2

Application form—application to be a registered suitable operator

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Application form

Environmental Protection Act 1994

Application to be a registered suitable operator

This approved form is to be used to apply to become a suitable operator under section 318F of the Environmental Protection Act 1994 (EP Act) for the carrying out of an environmentally relevant activity (ERA).

To obtain an environmental authority for an ERA you must first apply to be a registered suitable operator. To obtain registration you will need to apply either:

- At the same time as applying for an environmental authority, or
- In advance, at any time before applying for an environmental authority.

Applicant details

INDIVIDUAL OR BUSINESS NAME (INCLUDE TRADING NAME IF RELEVANT)	
ABN/ACN/AN (IF RELEVANT)	
RESIDENTIAL ADDRESS OR REGISTERED BUSINESS ADDRESS (NOT A POST OFFICE BOX ADDRESS)	
POSTAL ADDRESS (IF DIFFERENT FROM ABOVE)	
PHONE	FACSIMILE
EMAIL	
CONTACT PERSON FOR APPLICANT (IF APPLICANT IS A BUSINESS)	

Applicant suitability criteria

Applicants must complete Table 1.

When completing Part A of Table 1:

- If the applicant is a corporation, the questions must be answered for all of the corporation's executive officers and any other corporations of which the executive officers are, or have been, an executive officer.

Application form

Application to be a registered suitable operator

- If the applicant is not a corporation, the questions must be answered for the applicant as well as any other person with whom the applicant is a partner e.g. business partners¹ of an environmental authority.

When completing Part A and Part B of Table 1, the applicant must indicate if the event occurred either to them individually or to a company or business in which they currently hold, or have held a position of management or control, when the event occurred.

Table 1: Suitability criteria

Applicant suitability criteria	Detail ²
PART A	
Have you ever been convicted of an environmental offence under the <i>Environment Protection Act 1994</i> or a corresponding law (whether in Queensland or elsewhere)?	☐ YES ☐ NO
Have you ever had an environmental authority, instrument, licence or permit, however called, cancelled or suspended (whether in Queensland or elsewhere)?	☐ YES ☐ NO
Have you ever had a suitable operator registration or similar registration, however called, cancelled or suspended under the <i>Environment Protection Act 1994</i> or a corresponding law (whether in Queensland or elsewhere)?	☐ YES ☐ NO

¹ If an application for an environmental authority is made and both partners are named as applicants for the environmental authority, both must make separate applications to become a suitable operator.

² If yes is ticked, you must provide complete details (including the state/territory/country in which the event occurred, the relevant legislation, location of offence or incident, date of offence or incident, amount of fine, facts and circumstances surrounding the offence or incident, details of relevant persons involved including name and positions, name of court, court reference number etc) in an attachment. You may also attach any submission you want the chief executive to consider in assessing this information, which will be used in deciding whether you are a suitable operator.

A 'relevant person' is either the applicant or any person with whom the applicant is a partner or, if a corporation, any of the corporation's executive officers.

Application form
Application to be a registered suitable operator

Applicant suitability criteria	Detail ²	
PART B		
Have you ever received any of the following under the <i>Environment Protection Act 1994</i>: • a penalty infringement notice • an environmental protection order • an enforcement order • a notice requiring a transitional environmental program • a notice to conduct or commission an environmental audit • a notice to conduct or commission an environmental investigation • a direction notice • a clean up notice • a cost recovery notice • a restraint order • another compliance action which is not stated above?	☐ YES ☐ NO	
Have you ever had a suitable operator registration or similar registration, however called, refused under the <i>Environment Protection Act 1994</i> or a corresponding law (in Queensland or elsewhere)?	☐ YES ☐ NO	

If additional space is needed to provide the required detail, please attach the information as an attachment to this application form.

If any of the 'yes' boxes in Table 1 are ticked, the chief executive may decide to obtain a suitability report from an administering authority of another state under a corresponding law or the commissioner of the police service.

Your application will be decided within 10 business days of the chief executive receiving the application unless any of the 'yes' boxes in Table 1 are ticked and the chief executive has decided to obtain a suitability report under section 318R of the *Environmental Protection Act 1994*. If a suitability report is required, your application will be decided within 20 business days after the chief executive has received the application.

Application form
Application to be a registered suitable operator

Applicant's certification

- I declare that the information provided is true and correct to the best of my knowledge. I understand that it is an offence under section 480 of the *Environmental Protection Act 1994* to give to the chief executive or an authorised person, a document containing information that I know is false, misleading or incomplete in a material particular.
- I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.
- I will comply with all conditions on any environmental authority obtained as well as any relevant provision in the *Environmental Protection Act 1994*.
- I understand that an incomplete application may be invalid. Invalid applications will be returned without processing and will only be processed if resubmitted with all invalidating issues addressed.
- I understand that the register of suitable operators will be publicly available.

APPLICANT'S NAME	
SIGNATURE	
POSITION OF SIGNATORY	DATE

Applicant checklist

- ☐ Application form for a registered suitable operator has been signed and completed
- ☐ Additional details to support applicant's suitability criteria have been attached (if applicable)

Please return your completed application kit to:

Post:

Permit and Licence Management
Department of Environment and Heritage Protection
GPO Box 2454
BRISBANE QLD 4001

Courier or hand delivery:

Permit and Licence Management
Department of Environment and Heritage Protection
Level 3, 400 George Street
BRISBANE QLD 4000
Hours: 8.30am–4.30pm business days

Enquiries:

Permit and Licence Management
Phone: 13 QGOV (13 74 68)
Fax: (07) 3330 5875
Email: palm@ehp.qld.gov.au

Note: If you are making this application at the same time as another environmentally relevant activity application process (e.g. an application for an environmental authority or a transfer application), please lodge this form to the same location as you are required to lodge the application form for that process. This may either be to the Department of Environmental and Heritage Protection, the Department of Natural Resources and Mines or the Department of Agriculture, Fisheries and Forestry.

Application form
Application to be a registered suitable operator

Privacy statement

The Department of Environment and Heritage Protection (the department) is committed to protecting the privacy, accuracy and security of your personal information in accordance with the *Information Privacy Act 2009*. The department is collecting your personal information to determine your suitability as a registered operator under section 318F of the *Environmental Protection Act 1994*. Some of this information may be given to the Department of Natural Resources and Mines for the purpose of the joint regulation of mining activities. If your application is approved your name, address and ABN/ACN/AN will be disclosed on the Register of Suitable Operators which will be publicly available on the department's website. This disclosure is authorised by section 318I(1)(b) of the *Environmental Protection Act 1994*. All other 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@ehp.qld.gov.au or telephone: (07) 3330 5436.

Applicant Checklist - Responses

This application is to support applications for mining leases. Any mining project developed on these leases will be subject to detailed project planning, constraints assessment and environmental assessment. Consequently project specific data and information cannot be provided with this application.

It is understood that this project will be subjected to a full Environmental Impact Statement process. During that process, as the project is scoped and planned in detail more specific information will become available.

Previously an Environmental Impact Statement process was commenced but the project planning has been deferred and the environmental assessment has also been deferred

Following are brief responses to the Questions identified against the relevant sections / questions in the Application Form.

Attachment 1: Included

Question 3: See included figures BMA Operations
 Mining Tenements
 Photomap

Question 6: The ERA's will be identified as the scope of the project is defined and the project is fully assessed.

Question 10: The resource activities and ancillary ERA's will be identified as the scope of the project is defined and the project is fully assessed.

Question 15: See included figure Strategic Cropping Land
Detailed assessment of impact on potential Strategic Cropping Land will be determined as the project is scoped and fully assessed in an Environmental Impact Assessment process.

Question 16: See included figures Environmentally Sensitive Areas
 Biodiversity Management Status

Question 21: An Environmental Impact Statement process was commenced but has been deferred. A new Environmental Impact Statement process will be undertaken as detailed project planning, constraints assessment and environmental assessment are undertaken.

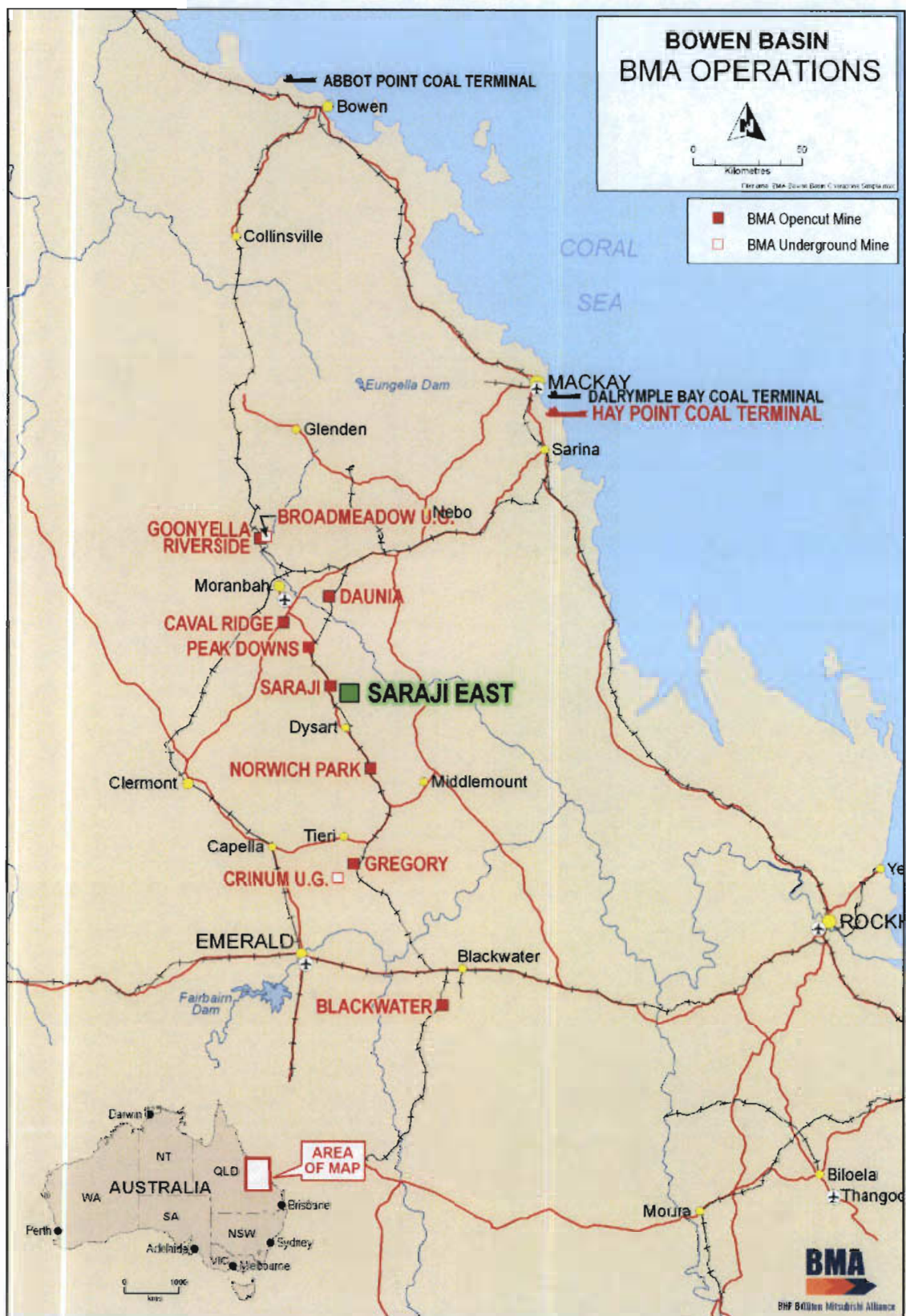
Question 22 & Question 23:
A new Environmental Impact Statement process will be undertaken as the detailed project planning and assessment are fully assessed.

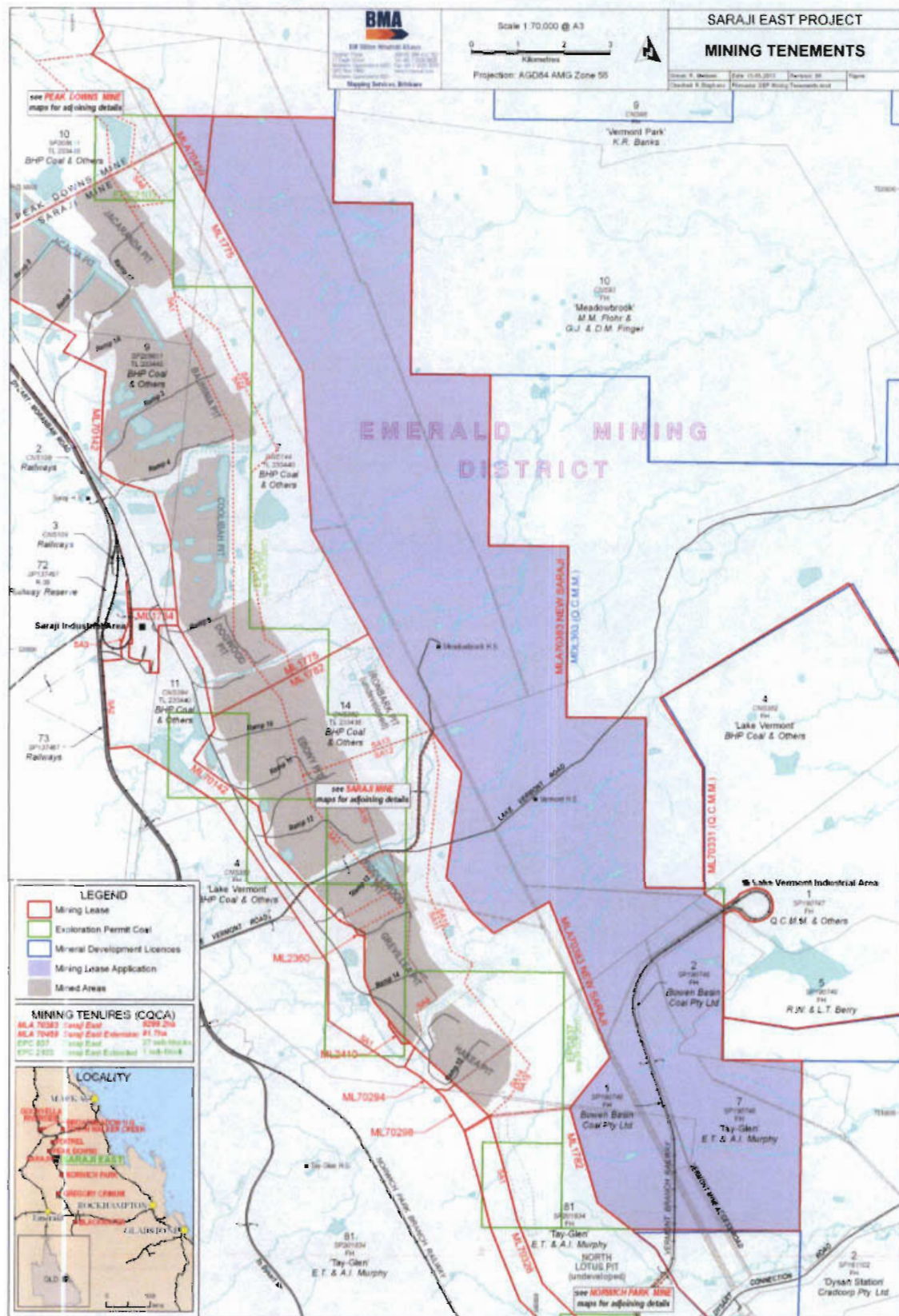
Question 24:

Details of waste management will be defined as the scope of the project is defined and fully assessed in the Environmental Impact Statement process.

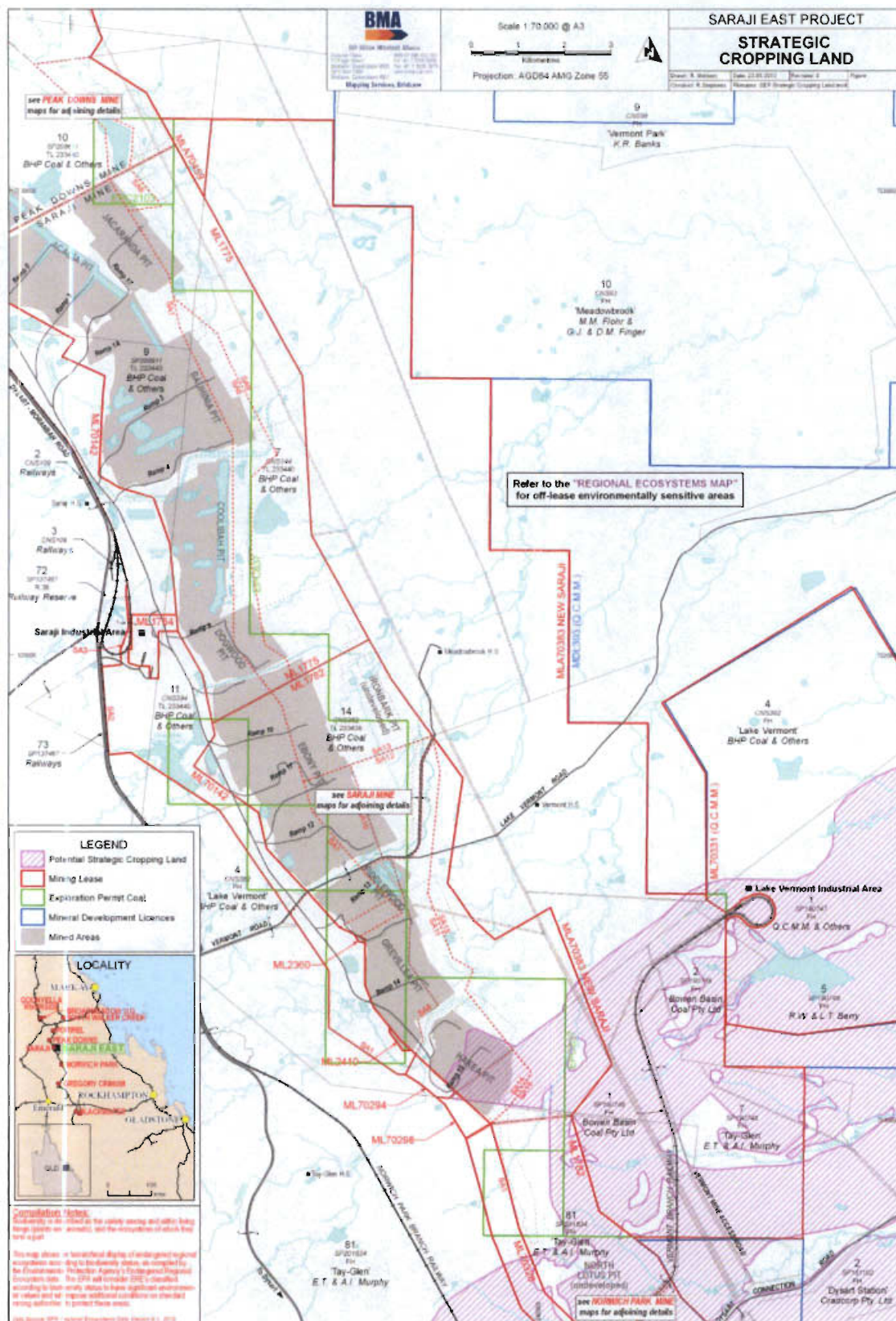
Question 25:

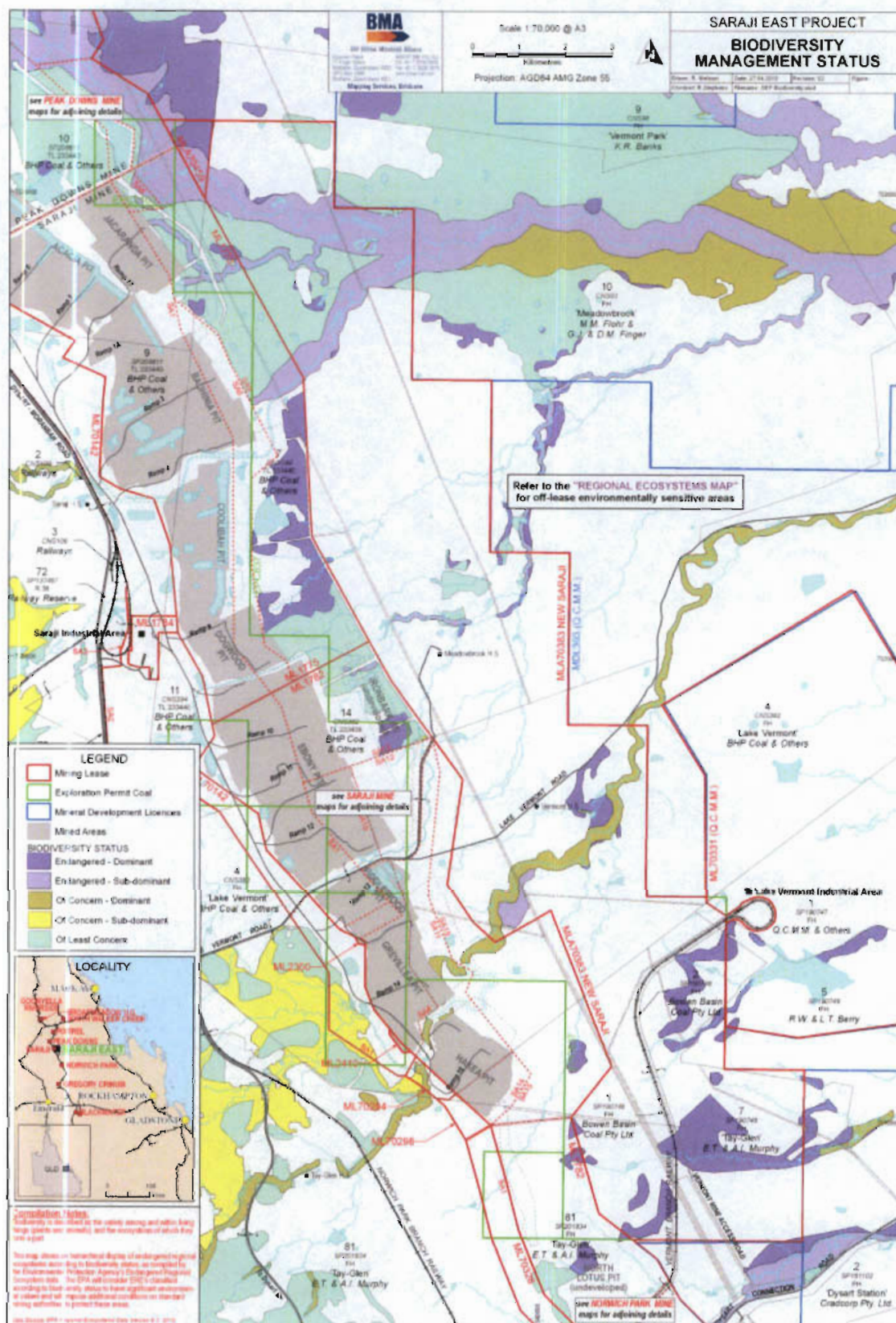
Details of possible contaminated land will be identified as the scope of the project is defined and fully assessed in an Environmental Impact Statement process.

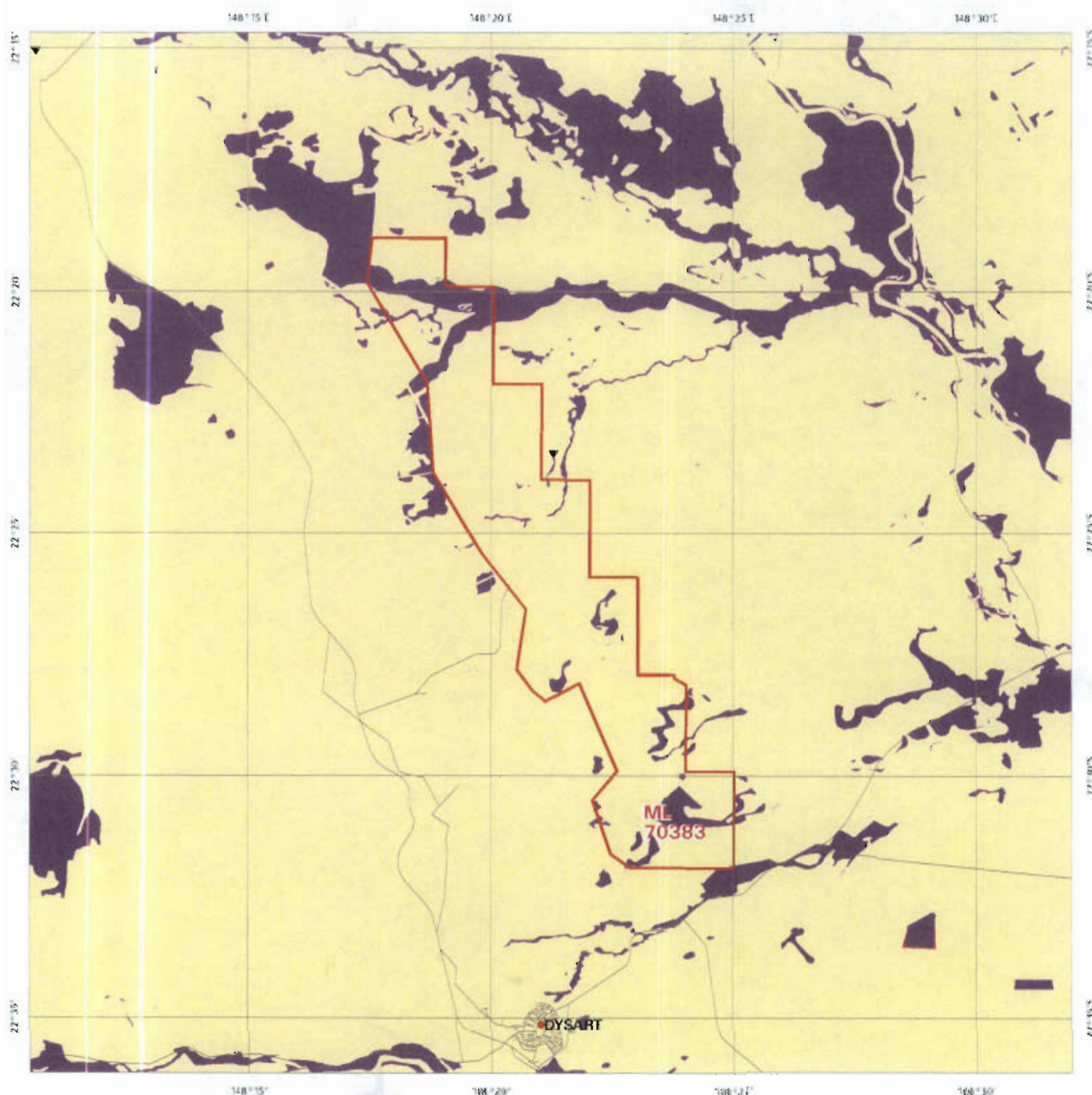












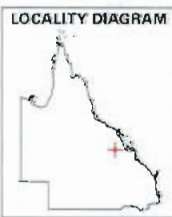
Legend

- Selected Mining Lease
- CATEGORY A**
- National Parks
- Conservation Parks
- Forest Reserves
- Wet Tropics World Heritage Area
- Great Barrier Reef Marine Park Region
- Marine Parks other than General Use Zones
- CATEGORY B**
- World Heritage Areas
- Queensland Heritage Register Places
- Ramsar Sites
- Cultural Heritage Registered Areas and DLA's other than Stanbrooke
- Special Forestry Areas
- Fish Habitat Areas
- Koala Plan
- Coordinated Conservation Areas
- Endangered Regional Ecosystems (remnant biodiversity status)
- General Use Zones of Marine Parks
- Marine Plants
- CATEGORY C**

ENVIRONMENTALLY SENSITIVE AREAS - Mining Activities

Requested By: HELEN.CROWTHER@BMACQAL.COM
Date: 23 May 13 Time: 08:56:22

Centered on Tenure:
ML 70383



This scale bar is approximate only

Horizontal Datum: Geocentric Datum of Australia 1994 (GDA94)
This product is unprojected and is not suitable for measuring distances

Information presented on this product is distributed by the Queensland Government as an information source only. While every care is taken to ensure the accuracy of this data, Pitney Bowes Software and the State of Queensland makes no statements, representations or warranties about the accuracy, reliability, completeness or suitability of any information contained in this product.

The State of Queensland disclaims all responsibility for information contained in this product and all liability (including without limitation, liability in negligence) for all expenses, losses, damages and costs you may incur as a result of the information being inaccurate or incomplete in any way for any reason.

External contributors (non-government parties) of the data for this product are:
Great Barrier Reef Marine Park Authority
Pitney Bowes Software

Regional ecosystem mapping (remnant biodiversity status) may incorporate amendments, resulting from property level assessments, to the release version of the mapping available on QGIS.

NOTE TO USER: Themes presented in this map are indicative only. Field survey may be required to verify the 'true' spatial extent and value. Not all environmentally sensitive areas are presented in this map. A user should refer to the particular circumstances relevant to their situation to assess the 'completeness' of themes provided.

The user should note that some boundaries and indicated values are ambient and may change over time (e.g. regional ecosystem boundaries and conservation status, watercourse mapping etc).

The user should be aware that due to multiple overlapping themes/layers present, some themes/layers may be obscured by others. Ordering in the Legend does not accurately reflect the order by which themes/layers are displayed.