



Application for Transfer

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

Licence Number	L8532/2011/2
Licence Holder	Genesis Minerals (Leonora) Pty Ltd
ACN	667 073 681
Registered business address	Level 7 40 The Esplanade Perth, WA, 6000
File Number	DER2014/000885-1
Premises	Kailas Mine Mining Tenements M37/46, M37/219, M37/564, M37/902, M37/955, M37/986 and L37/221. LEONORA WA 6438
Date of Report	19 January 2024
Decision	License transfer granted

**A/Manager, Resources Industries
RESOURCE INDUSTRIES**

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

Table of Contents

1. Decision summary	1
2. Scope of assessment	1
2.1 Regulatory framework	1
2.2 Transfer summary	1
3. Legal Occupancy Assessment	1
4. Consultation	2
5. Conclusion	2
5.1 Summary of amendments.....	2
Appendix 1: Summary of applicant’s comments on transfer report and draft conditions	3
Table 1: Consultation	2
Table 2: Summary of licence amendments	2

1. Decision summary

The Delegated Officer has determined to transfer Licence L8532/2011/2 to Genesis Minerals (Leonora) Pty Ltd.

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.

2. Scope of assessment

2.1 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>.

2.2 Transfer summary

Licence L8532/2011/2 is currently held by Saracen Metals Pty Limited, located on Mining Tenements M37/46, M37/219, M37/564, M37/902, M37/955, M37/986 and L37/221 (as shown in schedule 1 of L8532/2011/2).

On 8 August 2023, Genesis Minerals (Leonora) Pty Ltd submitted an application to transfer Licence L8532/2011/2 from Saracen Metals Pty Limited.

The premises related to Category 6: Mine dewatering: premises on which water is extracted and discharged into the environment to allow mining of ore. The assessed production capacity is 1,300,000 tonnes per annual period.

3. Legal Occupancy Assessment

As part of this assessment a review of the legal occupancy of the applicant was carried out to determine if a transfer of licence may occur.

As background to history of site ownership at Kailis Mine:

- L8532/2011/2 lists Saracen Metals Pty Limited as the Licence Holder.
- Northern Star Resources Ltd merged in 2021 with Saracen Mineral Holdings Ltd. It is understood by DWER that Saracen Metals Pty Limited (a segment of Saracen Mineral Holdings Ltd) was also acquired in this merger, with the company later renamed to Northern Star (Thunderbox) Pty Ltd.
- An application to DWER was made on 9 April 2021 to transfer Saracen Metals Pty Limited Kailis Mine operating licence to Northern Star (Thunderbox) Pty Ltd (trading as Northern Star Resources Ltd) but it was never progressed. At the time, DWER advised that this transfer could be including in part of an upcoming licence amendment. This amendment never eventuated and Northern Star Resources Ltd was deregistered as a company. Northern Star (Thunderbox) Pty Ltd continues to operate.
- On 6 April 2023 an Asset Sale and Purchase Agreement was signed between Northern Star (Thunderbox) Pty Ltd (the Vendor) and St Barbara Ltd (the purchaser) for the Kailis assets.
- An Asset Sale Agreement for Leonora assets was signed between St Barbara Ltd (seller) and Genesis Minerals Ltd (purchaser) on 17 April 2023. The Asset Sale Agreement nominates Genesis Minerals (Leonora) Pty (ACN 667073681) to acquire and hold the Leonora assets, which includes the Kailis Mine.

DWER have determine that:

- Genesis Minerals (Leonora) Pty Ltd is a registered and valid company and therefore a legal entity that can hold a licence under Part V of the *Environmental Protection Act 1986* (EP Act).
- Genesis Minerals (Leonora) Pty Ltd has provided evidence that it is the current holder of the mining tenements included in the prescribed premises boundary.

4. Consultation

Table 1 provides a summary of the consultation undertaken by the Department.

Table 1: Consultation

Consultation method	Comments received	Department response
Applicant was provided with draft documents on 20 December 2023.	Refer to Appendix 1	Refer to Appendix 1

5. Conclusion

Based on the assessment in this transfer report, the Delegated Officer has determined that Genesis Minerals (Leonora) Pty Ltd is a legal entity and has provided evidence that they are the current holder of tenements related to L8532/2011/2. The Delegated Officer has transferred L8532/2011/2 to Genesis Minerals (Leonora) Pty Ltd.

5.1 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 2: Summary of licence amendments

Condition no.	Proposed amendments
Cover page	Licence holder changed from Saracen Metals Pty Limited to Genesis Minerals (Leonora) Pty Ltd
	Registered business address and ACN changed to the new licence holder's place of business.
15	Condition 15 modified to outline the ongoing requirement for provision of an Annual Audit Compliance Report for the premises.
16.	New condition 16 added to outline requirement for biennial environmental reporting for site. This new condition captures the changes effective in the 16 May 2022 bulk amendment notice so reporting requirements are effectively unchanged.

Appendix 1: Summary of applicant's comments on transfer report and draft conditions

Condition	Summary of applicant's comment	Department's response
4 (Table 5)	Due to the current inactive status of the mine, Genesis requests an inclusion of an inactive component to the condition where in the daily inspection of the pipeline is not required (due to the removed risk of saline release associated with the uncharged pipework and removed dewatering pumps).	Updated wording in table 5 to daily when dewatering, removing the requirement for pipeline inspection when inactive.
10 (Table 7)	Request the inclusion of an inactive status monitoring frequency of 6 monthly. The reduction to 6 monthly during extended inactive periods (>3 months) would still capture seasonality, whilst reducing pit access frequency for personnel. This will align with the current Groundwater Operating Strategy for the site.	Declined. This request requires a risk assessment from the department to determine suitability of proposed monitoring program. If the applicant wishes to continue to pursue the proposed amendment, the request should be included in a licence amendment application with justification as to why the reduced monitoring program presents no change in environmental risk..
Schedule 1: Maps	Updated premise map for Schedule 1 of licence.	Premise map updated. Minor DWER edits to ensure alignment with discharge point naming convention identified in licence.