



Application to Transfer Licence

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

Licence Number	L9193/2019/1
Applicant	Black Mountain Gold Limited
ACN	009 253 221
File number	DWER2018/001330
Premises	Penny's Find Project M27/156 and L27/90 KALGOORLIE BOULDER WA
Date of report	16 June 2022
Decision	Licence transferred

MANAGER, RESOURCE INDUSTRIES

REGULATORY SERVICES

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

Table of Contents

1.	Decision summary	3
2.	Scope of the assessment	3
2.1	Regulatory framework	3
2.2	Transfer summary	3
3.	Assessment.....	3
3.1	Legal Occupancy.....	3
3.2	Legal Entity Status.....	4
4.	Decision.....	4
5.	Conclusion	4
5.1	Summary of amendments.....	4
	Table 1: Summary of licence amendments	4
6.	References	4

1. Decision summary

The Delegated Officer has determined to transfer L9193/2019/1. The transfer is administrative in nature therefore does not alter the risk profile of the Premises, providing those activities, emissions and receptor as stated in existing approvals remain unchanged.

The decision document 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 the assessment

2.1 Regulatory framework

In completing the assessment documented in this Decision Report, 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>

The decision document for the existing licence will remain on the departments website for future reference and will act as a record of the department's decision making.

2.2 Transfer summary

Labyrinth Recourses Limited (formerly known as Orminex Limited) currently holds Prescribed Premise Licence – Instrument Number L9193/2019/1. Labyrinth through its wholly owned subsidiary Orminex Penny's Find Pty Ltd holds a 50% interest in the Penny's Find Gold Project with Black Mountain Gold Limited, a wholly owned subsidiary of Horizon Minerals Limited holding the remaining 50% of the project.

Labyrinth has agreed to sell its 50% interest in the Penny's Find Gold Project to Black Mountain Gold Limited, resulting in Black Mountain Gold Limited owning 100% of the project. Labyrinth does not object to Instrument number L993/2019/1 being transferred to Black Mountain Gold Limited and supports the application to transfer granted.

3. Assessment

The assessment of the transfer application is limited to:

- a review of legal occupancy details to determine if a transfer may occur; and
- an administrative review to update minor clerical and administrative details on the licence. A record of the changes is detailed in section 5.1 below.

3.1 Legal Occupancy

Labyrinth Resources Limited (formerly known as Orminex Limited) currently holds Prescribed Premises Licence – Instrument Number L9193/2019/1. Labyrinth through its wholly owned subsidiary Orminex Penny's Find Pty Ltd holds a 50% interest in the Penny's Find Gold Project with Black Mountain Gold Limited, a wholly owned subsidiary of Horizon Minerals Limited holding the remaining 50% of the project. This lease was renewed on 4 December 2015 and will expire 4 December 2036.

3.2 Legal Entity Status

Black Mountain Gold Limited is a registered company with a valid and current entry on the Australian & Investments Commissioning register (ACN 009 253 221) and is therefore a legal entity.

4. Decision

The delegated officer has determined to transfer the licence to Black Mountain Gold Limited, on the grounds it is a legal entity, is the current owner of the premises, and is a fit and competent operator and has no known convictions.

In transferring the licence, the delegated officer has also:

- Updated the format and appearance of the licence;
- Revised condition number, and removed any redundant conditions and realigned condition number for numerical consistency; and
- Updated reporting and record keeping conditions consistent with the current DWER licence template.

5. Conclusion

Based on the assessment in this transfer report, the Delegated Officer determined to transfer the licence to Black Mountain Gold Limited.

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 1: Summary of licence amendments

Condition no.	Proposed amendments
Cover page	Change of 'Licence Holder', 'ACN' and 'Registered business address'
Condition 3, 4, 6, 10, 11 and 12.	Updated to current formatting and wording

6. References

1. Department of Water and Environmental Regulation (DWER) 2019, *Amended Licence L9193/2019/1 and Decision for 2019*, revised 2022.
2. Horizon Minerals Limited 2022, *Application to transfer licence A2097946*, submitted 27 April 2022.