



Application for Works Approval Amendment

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

Works Approval Number	W5064/2011/1
Works Approval Holder	Onslow Iron Pty Ltd
ACN	649 012 395
File Number	2011/008643-1
Premises	West Pilbara Iron Ore Project Accommodation Camp CANE WA 6710 Mining Lease L08/68 As defined by the Premises map in Schedule 1 of the revised works approval
Date of Issue	15 December 2020
Date of Report	13 February 2024
Decision	Revised works approval granted

Grace Heydon

A/Senior Environmental Officer – Industry Regulation

Regulatory Services

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

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1. Decision summary

The Delegated Officer has determined to transfer Works Approval W5064/2011/1 from the existing Works Approval Holder (API Management Pty Ltd) to Onslow Iron Pty Ltd (a 100% wholly owned subsidiary of Mineral Resources Limited). The amendments are administrative in nature therefore they do not alter the risk profile of the Premises, providing that activities, emissions and receptors as stated in existing approvals remain unchanged.

This Amendment Report documents the amendments made pursuant to section 59 and 64 of the *Environmental Protection Act 1986* (EP Act).

The decision report for the existing works approval 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 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>.

2.2 Application summary

Works Approval W5064/2011/1 is currently held by API Management Pty Ltd (Works Approval Holder) for the West Pilbara Iron Ore Project Accommodation Camp (the Premises), located within Mining tenement L08/68, Cane, Western Australia.

The Premises relates to the category and the assessed design capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in existing Works Approval W5064/2011/1.

On 12 May 2023, the Environmental Compliance Report for Works Approval W5064/2011/1 was submitted to the department, and on 31 May 2023, the department determined that compliance with the conditions of the works approval (conditions 1 and 2) were demonstrated.

On 30 October 2023, the Works Approval Holder submitted an application to the department to transfer Works Approval W5064/2011/1 under section 64 of the *Environmental Protection Act 1986* (EP Act).

The amendment is limited to transferring the Works Approval Holder details (including Works Approval Holder name, registered business address and Australian Company Number) from API Management Pty Ltd to Onslow Iron Pty Ltd. The CEO has also updated the works approval to the latest template and corrected clerical mistakes and unintentional errors. There are no changes to the approved premises category, design capacity or works approval conditions.

3. Assessment

The assessment of transfer applications requires a review of land ownership details to determine if a transfer may occur, and a review of compliance history on existing instruments to determine the fitness and competency of the proposed Works Approval Holder.

A review of the application documents for this application reveals that:

- Onslow Iron Pty Ltd is an Australian Securities and Investments Commission (ASIC) registered Australian Proprietary Company, has an Australian Company Number (ACN) and is therefore a legal entity that can hold a licence under Part V of the EP Act.
- There are no significant compliance matters relating to Onslow Iron Pty Ltd or its directors, that would prevent the issue of this transfer.

Land ownership details were not supplied with this application; however, Onslow Iron Pty Ltd provided evidence of part ownership of the premises (Mining tenement L08/68) in the application for Registration R2547/2023/1 submitted on 5 October 2023.

A review of the application documents for Registration R2547/2023/1 reveals that:

- Onslow Iron Pty Ltd is a 100% wholly owned subsidiary of the holding company, Mineral Resources Limited. Mineral Resources Limited is the manager of Red Hill Iron Ore Joint Venture (RHIOJV) and have held a 40% participating interest in the project since 2021, while API Management Pty Ltd hold a 60% interest (on behalf of the Australian Premium Iron Joint Venture (APIJV)).
- Mining Tenement L08/68 is held by Aquila Steel Pty Ltd and AMCI (IO) Pty Ltd, both APIJV participants, managed by API Management. Aquila Steel Pty Ltd is 15% owned by Mineral Resources Limited. Evidence of occupier status was provided in the form of a mining tenement summary report accompanied by letters from API Management Pty Ltd and ASX announcements confirming part ownership and transfer of RHIOJV management from API Management Pty Ltd to Mineral Resources Limited.
- Mineral Resources Limited is authorised by API Management Pty Ltd to act on behalf of the Australian Premium Iron Joint Venture (APIJV) participants regarding licences and statutory approvals pertaining to Mineral Lease L08/68.

4. Decision

The Delegated Officer has determined to transfer the Works Approval W5064/2011/1 to Onslow Iron Pty Ltd.

5. Consultation

The Works Approval Holder was provided with the draft Amendment Report on 15 January 2024. Comments received from the Works Approval Holder on 7 February 2024 were limited to minor administrative corrections to the Works Approval.

6. Conclusion

Based on the assessment in this transfer report, the Delegated Officer has determined that Onslow Iron Pty Ltd is a legal entity and a fit, competent operator. The Delegated Officer will therefore transfer Works Approval W5064/2011/1 to Onslow Iron Pty Ltd.

6.1 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 works approval as part of the transfer process.

Table 1: Summary of works approval amendments

Condition no.	Proposed amendments
Cover page	<p>Works Approval Holder amended from API Management Pty Ltd to Onslow Iron Pty Ltd.</p> <p>ACN amended from 112 677 595 to 649 012 395.</p> <p>Registered business address amended from Level 14, St. Georges Terrace PERTH, WA, 6000 to 20 Walters Drive OSBORNE PARK WA 6017.</p> <p>'Legal description' and 'As defined by the premises map in Schedule 1' added to Premises details as per revised works approval template.</p>
Works approval history table	Updated to include this transfer.