



Application for Works Approval Amendment

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

Works Approval Number	W6051/2017/1
Works Approval Holder	Pilgangoora Operations Pty Ltd
ACN	616 560 395
File Number	DER2017/000317
Premises	Pilgangoora Lithium-Tantalum Project Mining Tenement M45/1256 and L45/147 MARBLE BAR WA 6760 As defined by the Premises map in Schedule 1 attached to the Revised Works Approval
Date of Report	04/08/2022
Proposed Decision	Revised works approval granted

Kerri Wilkes
A/SENIOR ENVIRONMENTAL OFFICER
REGULATORY SERVICES

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

Table of Contents

1. Amendment summary1

1.1 Application summary 1

2. Decision.....1

3. Consultation1

4. Conclusion2

4.1 Summary of amendments2

1. Amendment summary

The Delegated Officer has determined to make an amendment to W6051/2017/1. The amendment extends the duration of the works approval by three years. The amendment does not alter the risk profile of the Premises, providing that activities, emissions, and receptors as stated in existing approvals remain unchanged. No changes have been made to existing conditions or works approval holder obligations.

In amending the works approval, 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>.

1.1 Application summary

Works Approval W6051/2017/1 is held by Pilgangoora Operations Pty Ltd (Works Approval Holder) for the Pilgangoora Lithium - Tantalum Project (the Premises), located within Mining Tenement M45/1256 and L45/147, Marble Bar, Western Australia.

The works approval holder applied to amend works approval W6051/2017/1 on 25 May 2022 to extend the works approval expiry date from 27 September 2022 to 26 September 2025.

The works approval holder advised that impacts from changes to the company meant that construction progress was cancelled or deferred. Some items in table 7 of the works approval have not been built including the Stage 2 bulk fuel storage and diesel generators at the power station.

2. Decision

Section 63 of the *Environmental Protection Act 1986* (EP Act) prescribes that a works approval shall continue in force for such a period as is specified in the works approval. W6051/2017/1 is due to expire on 27 September 2022.

Taking into account the circumstances outlined by the works approval holder and noting that the extension does not impact on the previous risk assessment outcomes, the Delegated Officer has granted a three-year extension of the works approval. This allows the works approval holder sufficient time to complete authorised works.

The Delegated Officer has therefore amended W6051/2017/1 in accordance with section 59(1) of the EP Act by extending the expiry from 27 September 2022 to 26 September 2025.

The Delegated Officer has also determined to include minor administrative changes as part of the licence transfer. These are limited only to correcting clerical mistakes and unintentional errors.

At the completion of works, the works approval holder is required to submit works approval compliance documentation and may apply for a licence amendment for ongoing operations.

3. Consultation

The Department of Biodiversity, Conservation and Attractions (DBCA), Shire of East Pilbara (the Shire) and Kavenagh Legal were contacted for comment on 6 July 2022. DBCA confirmed they had no comments on 18 July 2022, the Shire did not provide a response and Kavenagh Legal provided no comments, requesting to be removed as a stakeholder for the approval. The Works Approval Holder was provided with the draft Amendment Report on 3 August 2022.

4. Conclusion

Based on the assessment in this Amendment Report, the Delegated Officer has determined that an amended works approval will be granted, subject to conditions commensurate with the determined controls and necessary for administration and reporting requirements.

4.1 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 amendment process.

Table 1: Summary of Works Approval Amendments

Condition no.	Proposed amendments
Duration	Extended to 26 September 2025.
Instrument Log	Updated Table 1 to include this works approval amendment.
Condition 1	Updated the wording of Condition 1 due to clerical error.
Condition 4(d)	The numbering/lettering for condition 4(d) was omitted as a clerical error. This has now been updated to accurately reflect correct referencing.