



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023

29/12/2023

179-EN-REP-0014 v [0]



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023



Authorisation

Version	Reason for Issue	Prepared	Checked	Authorised	Date
0	Required under EPBC 20121/8885	M. Pezzaniti	E. Gibbens	T. Sprenkels	29/12/2023



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023

Table of Contents

1	Introduction	1
2	Objective	1
3	Scope	2
4	Statement of Compliance	2
4.1	Statement of Compliance Proposal and Proponent Details	2
4.2	Proponent Declaration	2
5	Designations to record findings	3
5.1	Assessment of Compliance.....	3
5.2	Compliance Status.....	3
6	Compliance Assessment	1
7	References	8

List of Tables

Table 1.	Compliance Status Terminology	3
Table 2.	EPBC 2021/8885 Audit Table	1

List of Appendices

Appendix A.	Confirmation of approval of Aboriginal Cultural Heritage Management Plan, version 3. 9	
Appendix B.	Confirmation of commencement of the action from Approvals Compliance Section on 20 November 2023. 10	
Appendix C.	DWER EPBC 2021/8885 10% Upfront Payment Tax Invoice (RI004254)	11
Appendix D.	EPBC 2021/8885 10% Upfront Payment - Atlas Remittance Advice	12
Appendix E.	Confirmation of endorsement by the Department of Impact Reconciliation Procedure version 2. 13	
Appendix F.	Confirmation of approval by DWER of Impact Reconciliation Procedure version 2. ...	14
Appendix G.	Evidence of payment made to the PEOF in April 2023	15
Appendix H.	Notification of Commencement of the Action	16
Appendix I.	Atlas Iron Environmental Publications on website	17



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023

1 Introduction

Atlas Iron Pty Ltd (Atlas) is operating and developing the Sanjiv Ridge Direct Shipping Ore (DSO) Project (the Project). The Project is an iron ore mine located in the Pilbara region of Western Australia, approximately 240 km southeast of Port Hedland and 33 km south of Marble Bar.

Stage 1 of the Project (the Project), approved under EPBC 2017/7861 (as varied on 14 December 2021), involves mining five open pits (Split rock, Razorback, Shark Gully, Runway North and Runway South), using conventional drill and blast, load and haul methods to extract an iron ore resource of approximately 23.1 million tonnes (Mt) over a mine life of approximately six years. Ore is trucked to the run-of-mine (ROM) pad for crushing and screening with the final product hauled to Utah Point in Port Hedland for export overseas.

Stage 2 of the Project is a satellite operation which includes three open pits, five additional waste rock landforms and a 4 km haul road connecting to Stage 1. Ore will be hauled to Stage 1, to the existing processing centre to produce a further 10 million tonnes of DSO. Stage 2 of the Project was approved under EPBC 2021/8885, published on 5 October 2022.

As part of EPBC 2021/8885, Atlas is required to submit a compliance report to the Department of Climate Change, Energy, the Environment and Water (DCCEEW) (hereafter the Department) annually by 2 January (within 60 business days of the 12-month reporting period) to satisfy condition 20. This compliance report is for the reporting period 5 October 2022 to 4 October 2023.

2 Objective

This compliance report addresses conditions 20 to 23 of EPBC 2021/8885, whereby:

20. The approval holder must prepare a **compliance report** for each 12-month period following the date of this approval, or as otherwise agreed to in writing by the **Minister**.

21. Each **compliance report** must be consistent with the **department's** Annual Compliance Report Guidelines (2014), or any subsequent official version.

22. Each **compliance report** must include:

- a. Accurate and complete details of compliance and any non-compliance with the conditions and the **plans**, and any **incidents**.
- b. One or more **shapefiles** showing all **clearing** of any **protected matters**, and/or their habitat, undertaken within the period to which that **compliance report** applies.
- c. A schedule of all **plans** in existence in relation to these conditions and accurate and complete details of how each **plan** is being implemented.

23. The approval holder must:

- a. Publish each **compliance report** on the **website** within 60 **business days** following the end of the 12-month period for which that **compliance report** is required.
- b. Notify the **department** electronically, within 5 **business days** of the date of publication that a **compliance report** has been published on the **website**.
- c. Provide the weblink for the **compliance report** in the notification to the **department**.
- d. Keep all published **compliance reports** required by these conditions on the **website** until the expiry date of this approval.



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023

e. Exclude or redact **sensitive ecological data** from **compliance reports** published on the **website** or otherwise provided to a member of the public.

f. If **sensitive ecological data** is excluded or redacted from the published version, submit the full **compliance report** to the **department** within 5 **business days** of its publication on the **website** and notify the **department** in writing what exclusions and redactions have been made in the version published on the **website**.

3 Scope

This compliance report details the commitments outlined within EPBC 2021/8885 and assessment of compliance against conditions 1- 32 for the reporting period 5 October 2022 to 4 October 2023.

4 Statement of Compliance

4.1 Statement of Compliance Proposal and Proponent Details

Proposal Title	SANJIV RIDGE PROJECT - STAGE 2
Location of the Project	PILBARA REGION, 33 KM SOUTH MARBLE BAR, WA
Approved action number	EPBC 2021/8885
Proponent Name	Atlas Iron Pty Ltd
Proponent's Australian Company Number (where relevant)	110 396 168

4.2 Proponent Declaration

In making this declaration, I am aware that section 490 and 491 of the *Environmental Protection and Biodiversity Conservation Act 1999* (Cth) (EPBC Act) make it an offence in certain circumstances to knowingly provide false or misleading information or documents. The offence is punishable on conviction by imprisonment or a fine, or both. I declare that all the information and documentation supporting this compliance report is true and correct in every particular. I am authorised to bind the approval holder to this declaration and that I have no knowledge of that authorisation being revoked at the time of making this declaration.

Signed

Full Name (please print)

Position (please print)

Organisation (please print including ABN/ACN if applicable)

Date

Theo Sprengels

Environmental Superintendent

Atlas Iron Pty Ltd ACN110396168

29 December 2023



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023

5 Designations to record findings

5.1 Assessment of Compliance

The compliance report has been prepared in accordance with the recommended compliance table provided in Appendix A of the DCCEEW *Annual Compliance Report Guidelines 2023* (Annual Compliance Report Guidelines). The assessment of compliance was reported against the audit elements of the DCCEEW compliance table (Table 1), including the compliance status of conditions 1 – 32 of EPBC 2021/8885.

The terminology used to record findings in the compliance report (Table 1) is consistent with section 3.7 of the Annual Compliance Report Guidelines.

Table 1. Compliance Status Terminology

Status	Description
Compliant	'Compliance' is achieved when <u>all</u> the requirements of a condition have been met, including the implementation of management plans or other measures required by those conditions.
Non-compliant	A designation of 'non-compliance' should be given where the requirements of a condition or elements of a condition, including the implementation of management plans and other measures, have not been met.
Not applicable	A designation of 'not applicable' should be given where the requirements of a condition or elements of a condition fall outside of the scope of the current reporting period. For example, a condition which apprise to an activity that has not yet commenced.

5.2 Compliance Status

Atlas maintained compliance with all conditions listed under approval EPBC 2021/8885 for the reporting period 5 October 2022 to 4 October 2023.

During the report period, Atlas was unable to implement the pre-construction phase (initial ground disturbance and vegetation clearing) for Stage 2 of the Project.

Atlas had not received approval from the Department of Water, Environment and Regulation (DWER) for the Aboriginal Cultural Heritage Management Plan (ACHMP) required by Condition 4.3 of Ministerial Statement 1197. Approval of the ACHMP was received by DWER on the 4 October 2023 and is provided as evidence in Appendix A.

Subsequently, many of the conditions listed in the detailed assessment audit (Table 2) were found to be 'Not applicable' as many of the activities listed in these conditions fall outside of the current reporting period.



6 Compliance Assessment

Table 2. EPBC 2021/8885 Audit Table

EPBC 2021/8885			
Condition Number	Condition	Compliant/ Non-Compliant/ Not Applicable	Evidence/ Comments
1	To minimise impacts to protected matters , the approval holder must: <ul style="list-style-type: none"> a. Comply with Condition 1 of the WA Approval. b. Not clear outside the development envelope. c. Not clear or impact more than: <ul style="list-style-type: none"> i. 89.1 ha of Ironstone Ridgetop habitat. ii. 25 ha of Rocky Ridge and Gorge habitat. iii. 5.8 ha of Stony Rises habitat. iv. 4.6 ha of Rocky Foothills habitat. 	Not applicable	The requirements of this condition were not triggered during the reporting period. The action commenced on 4 November 2023. Evidence: Appendix B: Confirmation of commencement of the action from Approvals Compliance Section on 20 November 2023.
2	To protect the Ghost Bat and Pilbara Leaf-nosed Bat , the approval holder must ensure that: <ul style="list-style-type: none"> a. There are no impacts to any bat cave(s) with the exception of Cave CO-CA-34. b. The viability of all ten bat caves shown in the map at <u>Attachment D</u> is maintained. c. There is no impact within the bat cave avoidance buffers around the ten bat caves depicted in <u>Attachment D</u> within the development envelope. d. There is no direct disturbance of the 50 metre avoidance buffer around pools CO-WS-04, CO-WS-16, CO-WS-17 and CO-WS-18, as depicted in <u>Attachment C</u> and the coordinates in <u>Schedule 1</u> of the WA Approval. 	Not applicable	The requirements of this condition were not triggered during the reporting period.



EPBC 2021/8885			
3	<p>To protect the Northern Quoll, Ghost Bat, Pilbara Leaf-nosed Bat and Pilbara Olive Python, the approval holder must ensure that:</p> <ol style="list-style-type: none"> Clearing only occurs during daylight hours to minimise noise, vibration and artificial lighting impacts. A fauna spotter catcher, authorised to halt or order the manner in which any clearing and other works that may impact protected matters are undertaken, is present and observing during all clearing. Progressive clearing is undertaken to allow fauna to migrate away from clearing activities or machinery movements. Should any protected matter be spotted within the development envelope where it may be harmed by clearing, an exclusion zone of 20 metres radius around the protected matter must be established and clearing must not be undertaken within the exclusion zone until the protected matter has self-relocated or has been translocated by the fauna spotter catcher. No vehicle travels faster than 50 kilometres per hour (km/h) at night within the development envelope and no faster than 40 km/h within 1 kilometre of the Mining Exclusion Zone at any time. All barbed wire fences within the Mining Exclusion Zone are removed within 6 months of the approval and no barbed wire fences are installed within the development envelope, except when barbed wire is required by other legislation. Prior to Commencement of the Action, reflectors are installed in a manner capable of preventing bats from coming close to barbed wire fences retained or installed within the Mining Exclusion Zone and development envelope. 	Not applicable	The requirements of this condition were not triggered during the reporting period.
4	<p>To protect the Northern Quoll, Ghost Bat, Pilbara Leaf-nosed Bat and Pilbara Olive Python, the approval holder must implement the Significant Species Management Plan for the life of the approval.</p>	Not applicable	The requirements of this condition were not triggered during the reporting period.
5	<p>In the event that the approval holder becomes aware of any exceedance of a threshold criterion specified in the Significant Species Management Plan, the approval holder must:</p> <ol style="list-style-type: none"> Report the exceedance to the department within 7 days of its detection, as per Condition 2-6(1) of the WA Approval, and include in the report details of any impact(s) to protected matters arising from the exceedance. Provide a further report to the department within 21 days of the exceedance being reported, as per Condition 2-6(5) of the WA Approval, which includes details of measures implemented to remediate impact(s) to protected matters arising from the exceedance and to prevent further impact(s) to protected matters. Within 6 months of detecting any exceedance of a threshold criterion, have an independent suitably qualified expert review the Significant Species Management Plan to advise on how to prevent the exceedance reoccurring. Within 10 months of detecting any exceedance of a threshold criterion, submit to the department the advice of the independent suitably qualified expert and a revised version of the Significant Species Management Plan for the Minister's approval. 	Not applicable	The requirements of this condition were not triggered during the reporting period.



EPBC 2021/8885			
6	If the Minister determines it is not possible to remediate the impact(s) of one or more exceedances of a threshold criterion specified in the Significant Species Management Plan reported to the department under condition 5a, the approval holder must submit an Exceedance Offset Management Plan (EOMP), within 3 months of being so notified, for the Minister's approval. The EOMP must meet the requirements specified in Attachment F and the EPBC Act Environmental Offsets Policy to the satisfaction of the Minister .	Not applicable	The requirements of this condition were not triggered during the reporting period.
7	If the Minister notifies the approval holder in writing that the EOMP submitted under condition 6 is not suitable for approval and provides comments describing changes to the EOMP requested by the department , the approval holder must submit a revised EOMP addressing the department's comments within 2 months of being so notified. If the Minister considers that the EOMP submitted in response to such a request is not suitable for approval, or if the approval holder has not submitted an EOMP or revised EOMP in the required timeframe, the Minister may notify the approval holder that the EOMP is not suitable for approval. The Minister may then approve a version of the EOMP revised by the department . The approval holder must implement the EOMP approved by the Minister for the remainder of the life of the approval .	Not applicable	The requirements of this condition were not triggered during the reporting period.
8	To compensate for the residual significant impacts to Northern Quoll, Ghost Bat, Pilbara Leaf-nosed Bat and Pilbara Olive Python , the approval holder must make financial contributions to the Pilbara Environmental Offsets Fund .	Compliant	A 10% up-front payment for \$36,035.00 was made to the Pilbara Environmental Offset Fund on 12 April 2023. Evidence: Appendix C: DWER EPBC 2021/8885 10% Upfront Payment Tax Invoice (R1004254) Appendix D: EPBC 2021/8885 10% Upfront Payment - Atlas Remittance Advice
9A	In contributing to the Pilbara Environmental Offsets Fund , the approval holder must: a. Contribute funds toward an offset activity or activities that: i. reduces the rate of decline of the Northern Quoll, Ghost Bat, Pilbara Leaf-nosed Bat and Pilbara Olive Python ; ii. ensures a viable population of Northern Quoll, Ghost Bat, Pilbara Leaf-nosed Bat and Pilbara Olive Python remain in the Pilbara region; iii. has specified outcomes and performance indicators, and timeframes and milestones for their achievement; iv. includes a monitoring program that detects achievement of performance indicators, milestones and the outcomes; and v. requires regular reporting to the approval holder of the outcomes of the offset activity or activities their funding has contributed towards.	Not applicable	The requirements of this condition were not triggered during the reporting period.
9B	Prior to the approval of the Impact Reconciliation Procedure in accordance with Condition 5-5 of the WA Approval , seek written endorsement of the Impact Reconciliation Procedure from the department . The approval holder must not commence the action until the Impact Reconciliation Procedure is endorsed by the department in writing and approved by DWER . The Impact Reconciliation Procedure must include the information required by Condition 5-5 of the WA Approval and the estimated financial contributions that will be paid into the Pilbara Environmental Offsets Fund per hectare of habitat as per the values described in 9(d), for each protected matter that is impacted and the schedule of contributions to be made over the life of the approval .	Compliant	The Impact Reconciliation Procedure (179-EN-PLN-0004 v2) was endorsed by the Department on 22 February 2023 and approved by the DWER on 17 February 2023. Evidence: Appendix E: Confirmation of endorsement by the Department of Impact Reconciliation Procedure version 2. Appendix F: Confirmation of approval by DWER of Impact Reconciliation Procedure version 2.



EPBC 2021/8885			
9C	Following receipt of the DWER notification of approval of the Impact Reconciliation Procedure , and prior to Commencement of the Action , make a payment of at least 10% of the estimated total contribution to be paid into the Pilbara Environmental Offsets Fund , which will contribute towards achieving the requirements of condition 9(a) of this approval.	Compliant	A 10% up-front payment for \$36,035.00 was made to the Pilbara Environmental Offset Fund on 12 April 2023. Evidence: Appendix C: DWER EPBC 2021/8885 10% Upfront Payment Tax Invoice (RI004254) Appendix D: EPBC 2021/8885 10% Upfront Payment - Atlas Remittance Advice
9D	Make biennial payments to the Pilbara Environmental Offsets Fund based on evidence of the actual clearing footprint in accordance with the timing specified in condition 55(4) of the WA Approval . Biennial payments must be equivalent to or greater than the value of the following amounts, by adjustment in accordance with the CPI from the date of this approval decision until the date on which any payment is made, of: i. a minimum of \$3,306 AUD (excluding GST) per hectare of critical habitat ; and ii. a minimum of \$1,653 AUD (excluding GST) per hectare of supporting habitat .	Not applicable	The requirements of this condition were not triggered during the reporting period.
9E	Submit evidence of each payment made to the DWER within 10 business days of the date of making a payment.	Compliant	Remittance advice was provided via email to the DWER on 12 April 2023. A follow-up email confirming payment was made to DWER on 24 April 2023. The DWER confirmed payment had been received on 1 May 2023. Evidence: Appendix D: EPBC 2021/8885 10% Upfront Payment - Atlas Remittance Advice Appendix G: Evidence of payment made to the PEOF in April 2023.
9F	Include details of progress towards, or achievement of, the outcomes specified under condition 9a for the Northern Quoll, Ghost Bat, Pilbara Leaf-nosed Bat and Pilbara Olive Python in each compliance report submitted to the department .	Not applicable	The requirements of this condition were not triggered during the reporting period.
9G	On completion of the clearing , as outlined in the Impact Reconciliation Procedure , submit to the department a final Impact Reconciliation Report that provides evidence of the actual clearing footprint that has occurred over the life of the approval .	Not applicable	The requirements of this condition were not triggered during the reporting period.
9H	Write to the Minister , within 10 business days of being aware or having concerns that the offset outcomes specified for the Pilbara Environmental Offsets Fund project(s) may not be achieved for the Northern Quoll, Ghost Bat, Pilbara Leaf-nosed Bat and Pilbara Olive Python .	Not applicable	The requirements of this condition were not triggered during the reporting period.
10	Should the Minister determine that a project under the Pilbara Environmental Offsets Fund is likely to fail for one or more protected matter(s) , the Minister may write to the approval holder asking to provide evidence that failure has not occurred or is unlikely to occur and nominate a deadline by which this must be provided.	Not applicable	The requirements of this condition were not triggered during the reporting period.
11	If, after considering any information provided by the approval holder as required under condition 10 of this approval, by the deadline nominated by the Minister , the Minister determines that the Pilbara Environmental Offsets Fund has failed for one or more species named in condition 8 of this approval, the approval holder must submit for the Minister's approval, within 4 months of being notified by the Minister , an Offset Management Plan (OMP) that meets the requirements specified in <u>Attachment F</u> and the EPBC Act Environmental Offsets Policy to the satisfaction of the Minister .	Not applicable	The requirements of this condition were not triggered during the reporting period.



EPBC 2021/8885			
12	If the Minister notifies the approval holder in writing that the OMP submitted under condition 11 is not suitable for approval and provides comments describing changes to the OMP requested by the department , the approval holder must submit a revised OMP addressing the department's comments within 2 months of being so notified. If the Minister considers that the OMP submitted in response to such a request is not suitable for approval, or if the approval holder has not submitted an OMP or revised OMP in the required timeframe, the Minister may notify the approval holder that the OMP is not suitable for approval. The Minister may then approve a version of the OMP revised by the department . The approval holder must implement the OMP approved by the Minister for the remainder of the life of the approval .	Not applicable	The requirements of this condition were not triggered during the reporting period.
13	The approval holder must notify the department in writing of the date of Commencement of the Action , within 5 business days of Commencement of the Action .	Compliant	The action commenced on the 4 November 2023. Atlas notified the Department of commencement of the action on 6 November 2023. Evidence: Appendix H: Notification of Commencement of the Action
14	If the Commencement of the Action does not occur within 5 years from the date of this approval, then the approval holder must not Commence the Action without the prior written agreement of the Minister .	Compliant	The action commenced on the 4 November 2023, within 5 years from the date of approval (5 October 2023). Evidence: Appendix H: Notification of Commencement of the Action
15	The approval holder must maintain accurate and complete compliance records .	Not applicable	The requirements of this condition were not triggered during the reporting period.
16	If the department makes a request in writing, the approval holder must provide electronic copies of compliance records to the department within the timeframe specified in the request.	Compliant	All records related to compliance with EPBC 2021/8885, including measures taken to implement the Offset Strategy are retained on Atlas' document management system.
17	The approval holder must ensure that any monitoring data (including sensitive ecological data), surveys, maps, and other spatial and metadata required under the conditions of this approval are prepared in accordance with the department's Guidelines for biological survey and mapped data (2018) , or any subsequent official version or as otherwise specified by the Minister in writing.	Not applicable	The requirements of this condition were not triggered during the reporting period.
18	The approval holder must ensure that any monitoring data (including sensitive ecological data), surveys, maps, and other spatial and metadata required under the conditions of this approval are prepared in accordance with the department's Guide to providing maps and boundary data for EPBC Act projects (2021) , or any subsequent official version or as otherwise specified by the Minister in writing.	Not applicable	The requirements of this condition were not triggered during the reporting period.
19	The approval holder must submit all monitoring data (including sensitive ecological data), surveys, maps, other spatial and metadata and all species occurrence record data (sightings and evidence of presence) electronically to the department within 12 months of the approval or in accordance with the requirements of the Significant Species Management Plan .	Not applicable	The requirements of this condition were not triggered during the reporting period.
20	The approval holder must prepare a compliance report for each 12-month period following the date of this approval, or as otherwise agreed to in writing by the Minister .	Compliant	The first Compliance Report (this report) will be published on the Atlas website within 60 business days following the relevant 12-month period. Evidence: Appendix I – Atlas Iron Environmental Publications on website
21	Each compliance report must be consistent with the department's Annual Compliance Report Guidelines (2014) , or any subsequent official version.	Compliant	This Compliance Report was prepared following the guidelines stated in DCCEEW's <i>Annual Compliance Report Guidelines</i> published in 2023



EPBC 2021/8885			
22	<p>Each compliance report must include:</p> <ol style="list-style-type: none"> Accurate and complete details of compliance and any non-compliance with the conditions and the plans, and any incidents. One or more shapefiles showing all clearing of any protected matters, and/or their habitat, undertaken within the period to which that compliance report applies. A schedule of all plans in existence in relation to these conditions and accurate and complete details of how each plan is being implemented. 	Compliant	<ol style="list-style-type: none"> Complaint – This compliance report addresses the details of all compliance and non-compliances relevant to the conditions, plans and any incidents. Complaint - No clearing occurred during the reporting period and therefore no shapefiles have been supplied. Complaint - A Significant Species Management Plan was submitted electronically to the DWER on 1 August 2023 and approved by DWER on 24 August 2023. The approved Significant Species Management Plan was published on Atlas website. <p>Evidence: Appendix I – Atlas Iron Environmental Publications on website</p>
23	<p>The approval holder must:</p> <ol style="list-style-type: none"> Publish each compliance report on the website within 60 business days following the end of the 12-month period for which that compliance report is required. Notify the department electronically, within 5 business days of the date of publication that a compliance report has been published on the website. Provide the weblink for the compliance report in the notification to the department. Keep all published compliance reports required by these conditions on the website until the expiry date of this approval. Exclude or redact sensitive ecological data from compliance reports published on the website or otherwise provided to a member of the public. If sensitive ecological data is excluded or redacted from the published version, submit the full compliance report to the department within 5 business days of its publication on the website and notify the department in writing what exclusions and redactions have been made in the version published on the website. 	Complaint	<p>The first Compliance Report (this report) is for the 12-month period following approval of the action on 5 October 2022.</p> <ol style="list-style-type: none"> The first Compliance Report (this report) will be published on the Atlas website within 60 business days following the relevant 12-month period. The Department will be notified by email within 5 business days that the compliance report has been published on the Atlas website. The Department will be provided with a weblink to the compliance report within five business days of the date of publication. All compliance reports will be made available on the Atlas website until the approval expires. Sensitive ecological data will be excluded from the version published. A full compliance report will be submitted to the Department within 5 business days of publication. <p>Evidence: Appendix I – Atlas Iron Environmental Publications on website</p>
24	<p>The approval holder must notify the department electronically, within 2 business days of becoming aware of any incident and/or potential non-compliance and/or actual non-compliance with the conditions or commitments made in a plan.</p>	Not applicable	The requirements of this condition were not triggered during the reporting period.
25	<p>The approval holder must specify in the notification:</p> <ol style="list-style-type: none"> Any condition or commitment made in a plan which has been or may have been breached. A short description of the incident and/or potential non-compliance and/or actual non-compliance. The location (including co-ordinates), date, and time of the incident and/or potential non-compliance and/or actual non-compliance. 	Not applicable	The requirements of this condition were not triggered during the reporting period.
26	<p>The approval holder must provide to the department in writing, within 12 business days of becoming aware of any incident and/or potential non-compliance and/or actual non-compliance, the details of that incident and/or potential non-compliance and/or actual non-compliance with the conditions or commitments made in a plan. The approval holder must specify:</p> <ol style="list-style-type: none"> Any corrective action or investigation which the approval holder has already taken. The potential impacts of the incident and/or potential non-compliance and/or actual non-compliance. The method and timing of any corrective action that will be undertaken by the approval holder. 	Not applicable	The requirements of this condition were not triggered during the reporting period.



EPBC 2021/8885			
27	The approval holder must ensure that an independent audit of compliance with the conditions is conducted for every five-year period following the Commencement of the Action until this approval expires, unless otherwise specified in writing by the Minister .	Not applicable	The requirements of this condition were not triggered during the reporting period.
28	For each independent audit , the approval holder must: <ol style="list-style-type: none"> Provide the name and qualifications of the nominated independent auditor, the draft audit criteria, and proposed timeframe for submitting the audit report to the department prior to commencing the independent audit. Only commence the independent audit once the nominated independent auditor, audit criteria and timeframe for submitting the audit report have been approved in writing by the department. Submit the audit report to the department for approval within the timeframe specified and approved in writing by the department. Publish each audit report on the website within 15 business days of the date of the department's approval of the audit report. Keep every audit report published on the website until this approval expires. 	Not applicable	The requirements of this condition were not triggered during the reporting period.
29	Each audit report must report for the five-year period preceding that audit report.	Not applicable	The requirements of this condition were not triggered during the reporting period.
30	Each audit report must be completed to the satisfaction of the Minister and be consistent with the department's Environment Protection and Biodiversity Conservation Act 1999 Independent Audit and Audit Report Guidelines (2019) , or any subsequent official version.	Not applicable	The requirements of this condition were not triggered during the reporting period.
31	The approval holder must notify the department electronically 60 business days prior to the expiry date of this approval, that the approval is due to expire.	Not applicable	The requirements of this condition were not triggered during the reporting period.
32	Within 20 business days after the Completion of the Action , and, in any event, before this approval expires, the approval holder must notify the department electronically of the date of Completion of the Action and provide completion data .	Not applicable	The requirements of this condition were not triggered during the reporting period.



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023

7 References

Department of Climate Change, Energy, the Environment and Water (DCCEEW). 2023. Annual Compliance Report Guidelines. Department of Climate Change, Energy, the Environment and Water, Canberra ACT.



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023

Appendix A. Confirmation of approval of Aboriginal Cultural Heritage Management Plan, version 3.



Your ref: 179-HE-PLN-0001 v3
Our ref: APP-0000197
Enquiries: Nick Gibb, Ph 6364 7917

Chris Deans
Executive General Manager
Atlas Iron Pty Ltd
Level 17, 300 Murray St
Perth WA 6000

Via email: Chris.Deans@atlasiron.com.au

Dear Mr Deans

**MINISTERIAL STATEMENT 1197 – SANJIV RIDGE PROJECT – STAGE 2
– ABORIGINAL CULTURAL HERITAGE MANAGEMENT PLAN –
APPROVED**

Thank you for submitting the Aboriginal Cultural Heritage Management Plan (ACHMP), (version 3, 8 June 2023) to the Department of Water and Environmental Regulation (DWER) for review.

I note the plan has been prepared to satisfy condition 4-3 of Ministerial Statement 1197 (MS1197).

You are reminded that, consistent with condition 4-9, the ACHMP shall be reviewed and revised in consultation with the Nyamal Aboriginal Corporation as and when directed by the Chief Executive Officer of DWER. As a result, it is recommended that you continue to consult with the NAC during the implementation of the Plan.

Noting that the *Aboriginal Cultural Heritage Act 2021* has been announced to be repealed, it is expected that the ACHMP is revised within 4 weeks of the *Aboriginal Heritage Legislation Amendment and Repeal Bill 2023* being enacted. The revised plan must be submitted for review and approval by the Chief Executive Officer of DWER.

Notwithstanding the above, I am satisfied that the ACHMP, (version 3, 8 June 2023) meets the requirements of condition 4-3 of MS1197, and that the proponent must now implement the provisions of the Management Plan as required by condition 4-5.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Tania Liaghati', with a stylized flourish at the end.

Dr Tania Liaghati

Manager, EIA North Branch

EPA Services

for the Chief Executive Officer under authorisation dated 7 October 2022

04 October 2023



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023

Appendix B. Confirmation of commencement of the action from Approvals Compliance Section on 20 November 2023.



Ref: **EPBC 2021/8885**

Email: EPBCmonitoring@dcceew.gov.au

Theo Sprenkels
Environmental Superintendent,
Atlas Iron Pty Ltd
Atlas Iron Pty Ltd
Level 17, Raine Square
300 Murray Street
Perth WA 6000

Dear Theo,

**Commencement of the Action – Sanjiv Ridge Project – Stage 2, Northern Pilbara
Region, WA, EPBC 2021/8885**

Thank you for your correspondence dated 6 November 2023 notifying the Department of Climate Change, Energy, the Environment and Water (the department) of commencement of the action reference EPBC 2021/8885, in accordance with the Environment Protection and Biodiversity Conservation Act 1999 (EPBC Act) approval.

I note that the project commenced on 4 November 2023.

Condition 20 of the approval requires Atlas Iron Pty Ltd to prepare an Annual Compliance Report for each 12 month period following the date of the approval decision. Atlas Iron Pty Ltd must continue to publish Annual Compliance Reports and notify the department of publication until the expiry of the EPBC Act approval. The reports must be published within 60 business days.

Please notify the department, within 5 business days, of publication of the reports by email, including the link to where the report is publicly available, to EPBCmonitoring@dcceew.gov.au. Please note the first Annual Compliance Report is due to the department by 2 January 2024.

When preparing the Annual Compliance Report please refer to the department's Annual Compliance Report Guidelines available on the department's website at [Annual Compliance Report Guidelines - DCCEEW](#).

Please note that the conditions of approval require you, as the approval holder, to maintain accurate records of all activities associated with, or relevant to, the approval. This includes maintaining records associated with implementing any management plan/s specified and/or approved as part of the conditions of approval. If the conditions of approval specify requirements that must be met prior to commencement of the action, it is incumbent upon you as the approval holder to ensure those conditions are met, recorded and documented for reporting and auditing purposes.

More information about the department's Monitoring and Audit program is available on the department's website at [Compliance audits - DCCEEW](#). Section 142 of the Act requires Atlas Iron Pty Ltd to comply with conditions attached to an approval. Penalties may apply to approval holders who contravene conditions.

Please be aware that the EPBC Act places a duty upon persons to provide accurate information in response to a request made by a person performing a duty or carrying out a function under the EPBC Act, and that to knowingly provide information that is false or misleading is an offence.

If you would like to discuss this matter further, please contact the Approvals Compliance Section via EPBCmonitoring@dcceew.gov.au.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'K. Richards', written in a cursive style.

Karina Richards
Assistant Director
Approvals Compliance Section
20 November 2023



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023

Appendix C. DWER EPBC 2021/8885 10% Upfront Payment Tax Invoice (RI004254)



Locked Bag 10
Joondalup DC WA 6919

ABN: 28 420 443 065
Telephone: 08 6364 7000
Fax: 08 6364 7001
Email: Accounts.Receivable@dwer.wa.gov.au

Atlas Iron Pty Ltd
Level 17, Raine Square,
300 Murray St
Perth WA 6000

Invoice No: RI004254
Date: 07/03/2023
Debtor Id: 60810
Due Date: 06/04/2023
Page : 1 of 1

Attention: Accounts Payable Officer

Description	Units	Rate	Exclusive GST	GST	Amount
EPBC2021/8885 - Sanjiv Ridge Project Stage 2 Commonwealth 10% Upfront Payment	0.00	0.00	36,035.00	0.00	36,035.00
Total Amount Due:			\$36,035.00	\$0.00	\$36,035.00



PAYMENT METHODS

Please detach and return with remittance to: Department of Water and Environmental Regulation

Payments via EFT to the following Account:

Bank: Commonwealth Bank Australia
Acc Name: Department of Water and Environmental Regulation
BSB: 066-040
Acc No: 18300113



Credit Card payments made online by Mastercard & VISA only.
Maximum \$6,000 in any one transaction

Pay online at: www.dwer.wa.gov.au
Biller Code: 343137
Reference: RI004254



Payments may be made by Mail:

Mail this slip with your cheque or money order to:
Department of Water and Environmental Regulation,
Locked Bag 10, Joondalup DC WA 6919



Biller Code: 343137
Ref: RI004254

Telephone & Internet Banking – BPAY®

Contact your bank or financial institution to make this payment from your cheque, savings, debit or transaction account. More info: www.bpay.com.au

Invoice No: RI004254
Debtor ID: 60810
Amount: \$36,035.00

Quoting the Invoice Number: **RI004254**

If Paying by EFT send Remittance Advice to:
Accounts.Receivable@dwer.wa.gov.au

EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023



Appendix D. EPBC 2021/8885 10% Upfront Payment - Atlas Remittance Advice



Remittance Advice

**DEPARTMENT OF WATER AND
ENVIRONMENTAL REGULATION**
P.O. Box 33
PERTH WA 6850

Date: 12/04/2023
Customer no: 1003115
Contact Person: Tenay Hopkins
Phone:
Fax:

Remittance Advice

Dear Sir or Madam,

On 12/04/2023, the amount of AUD 36,035.00 was settled by a Bank Transfer to BSB 066040 account 18300113 for the items listed below.

Document Number	Document Date	Document Type	Payment Amount	Payment Currency	Gross Amount	Gross Currency
RI004254	07/03/2023	Invoice	36,035.00	AUD	36,035.00	AUD

Should there be any queries, or if the bank account details shown above are not correct, please call our accounts team on (08) 6228 8000 or email accounts.payable@atlasiron.com.au for prompt investigation.

Yours sincerely,

Tenay Hopkins
Atlas Iron Pty Ltd

EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023



Appendix E. Confirmation of endorsement by the Department of Impact Reconciliation Procedure version 2.



Australian Government

Department of Climate Change, Energy,
the Environment and Water

Mr David Morley
Principal Approvals Advisor
Atlas Iron Pty Ltd
Level 17, 300 Murray Street
Perth WA 6000

**Sanjiv Ridge Project, WA - Stage 2 – Iron Ore (EPBC 2021/8885):
Impact Reconciliation Procedure**

Dear Mr Morley

Thank you for your correspondence to the department, seeking endorsement of the Impact Reconciliation Procedure for Sanjiv Ridge Project Stage 2, in accordance with the conditions of approval granted under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act).

I have considered the Impact Reconciliation Procedure and the requirements of the conditions of approval for this project. On this basis I have decided to endorse the Impact Reconciliation Procedure, Sanjiv Ridge Project Stage 2, dated 22 December 2022.

I have notified DWER of my endorsement of the Impact Reconciliation Procedure.

As you are aware, the Department has an active monitoring program which includes monitoring inspections, desktop document reviews and audits. Please ensure that you maintain accurate records of all activities associated with, or relevant to, the conditions of approval so that they can be made available to the Department on request.

Should you require any further information please contact Vaughn Cox on (02) 6274 2005 or postapproval@environment.gov.au.

Yours sincerely

Kim Farrant
Branch Head
Environment Assessments (Vic, Tas) and Post Approvals Branch
Environmental Approvals Division
22 February 2023

cc. Dr David Abdo, WA Department of Water and Environment Regulation.

DCCEEW.gov.au

John Gorton Building - King Edward Terrace, Parkes ACT 2600 Australia
GPO Box 3090 Canberra ACT 2601 ABN: 63 573 932 849



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023

Appendix F. Confirmation of approval by DWER of Impact Reconciliation Procedure version 2.



Your ref: 179-EN-PLN-0004 v2
Our ref: DWERVT11358
Enquiries: Dave Abdo, Ph 97264146

David Morley
Principal Approvals Advisor
Atlas Iron Pty Ltd
PO Box 7071
Cloisters Square PO WA 6850

Dear Mr Morley

SANJIV RIDGE PROJECT STAGE 2 – ATLAS IRON PTY LTD – IMPACT RECONCILIATION PROCEDURE – APPROVED

Thank you for submitting the amended Sanjiv Ridge Project Stage 2 Impact Reconciliation Procedure (179-EN-PLN-0004 v2) (the IRP), to the Department of Water and Environmental Regulation (DWER) for review, in accordance with Conditions 5 of Ministerial Statement 1197 (MS 1197). The amended IRP was received by DWER on 22 December 2022, along with additional spatial data updates received on 15 February 2023.

DWER has reviewed the amended IRP against the requirements of Condition 5 and considers that the amended IRP meets the requirements of Condition 5 of MS 1197.

DWER prefers that Impact Reconciliation Report (IRR) submissions are emailed (but will also accept documents and CDs submitted by post), please send IRR email submissions to:

- registrar@dwer.wa.gov.au; and
- peof@dwer.wa.gov.au

Where files exceed 25 MB, please contact DWER (via the above email addresses) to arrange uploading to the Cloud. An IRR data package must be submitted with an IRR as an attachment.

If you have any queries regarding this correspondence, please contact Dr Dave Abdo on 9726 4146 or dave.abdo@dwer.wa.gov.au.

Yours sincerely

Dr Tania Liaghati
Manager, EIA North Branch
EPA Services

17 February 2023

EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023



Appendix G. Evidence of payment made to the PEOF in April 2023

Email correspondence from DWER – 1 May 2023 @ 9:46AM

Thank you for your prompt response.

Our Finance department has confirmed that the payment has been received.

Kind regards,
[Jacky Balfour](#)
Administrative Officer
Pilbara Environmental Offsets Fund
[Department of Water and Environmental Regulation](#)
Prime House
8 Davidson Terrace, Joondalup WA 6027
Locked Bag 10, Joondalup DC WA 6919
E: peof@dwer.wa.gov.au
W: www.dwer.wa.gov.au

Email correspondence from Atlas – 24 April 2023 @ 10:57AM

Good Morning

Please be advised this has been paid. Please see attached remittance advice.

Regards

Accounts Payable

T +61 8 6228 8000

Atlas Iron Pty Ltd
Level 17, 300 Murray Street, Perth WA 6000
PO Box 7071, Cloisters Square PO, WA 6850
W www.atlasiron.com.au

EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023



Appendix H. Notification of Commencement of the Action



Monday, 6 November 2023

Environmental Compliance Section
Department of Climate Change, Energy, the Environment and Water
GPO Box 3090
Canberra ACT 2601

Attention: Environmental Compliance Section

Sanjiv Ridge Project – Stage 2, Northern Pilbara Region, Western Australia (EPBC 2021/8885) – Notification of Date of Commencement of the Action

As per Condition 13 of EPBC 2021/8885 for the above Project, please be advised that Atlas Iron Pty Ltd has commenced the action on Saturday 04 November 2023.

Please do not hesitate to contact me on 0422 014 390 if you require any additional information or have any questions.

Yours sincerely,

Theo Sprenkels
Environment Superintendent

Level 17, Raine Square
300 Murray Street
Perth WA 6000

T +61 8 6228 8000
D +61 8 6228 8925
E atlas@atlasiron.com.au
W atlasiron.com.au



EPBC 2021/8885 Annual Compliance Report 2023

Sanjiv Ridge Direct Shipping Ore (DSO) Project – Stage 2 - 5 October 2022 to 4 October 2023

Appendix I. Atlas Iron Environmental Publications on website

[Environmental Publications available on the Atlas Website](#)