




ANNUAL COMPLIANCE REPORT
EPBC 2018/8206
14 NOV 2019 – 13 NOV 2020

TALISON LITHIUM AUSTRALIA PTY LTD

POINT OF CONTACT

Name: Craig Dawson
General Manager - Operations

 (08) 9782 5700

 craig.dawson@talisonlithium.com

LOCATION

GREENBUSHES LITHIUM OPERATION
1662 Maranup Ford Road Greenbushes WA 6254
PO Box 31 Greenbushes WA 6254



2019-2020 Annual Compliance Report

Greenbushes Lithium Mine Expansion, WA (EPBC 2018/8206)

Reviewed By

Date 23/12/2020

Ian McGuire – Manager Project Development

Authorised By

Date 23/12/2020

Craig Dawson – General Manager, Operations

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Table of Contents

Declaration of Accuracy.....	4
1. Introduction.....	5
1.1 Description of Activities.....	5
1.2 Environmental Approvals Status	9
2. Management Plan Implementation	10
2.1 Conservation Significant Terrestrial Fauna Management Plan	10
2.2 Disease Hygiene Management Plan	10
3. Reporting Methodology	11
3.1 Auditing Methodology.....	11
3.2 Designation of Record Findings	11
3.3 Public Availability of the Report	11
4. Compliance Findings for EPBC 2018/8206	12
4.1 Non-Compliances Identified	12
5. Referenced Documents	21
6. Appended Documents.....	21

List of Figures

Figure 1: Location of the Project	6
Figure 2: Areas cleared during the Reporting Period to support Expansion activities.....	7
Figure 3: Cumulative total of areas cleared up until the end of the Reporting Period.....	8

List of Tables

Table 1: Summary of key activities.....	5
Table 2: Compliance Status Terms	11
Table 3: EPBC 2018/8206 Compliance Table.....	14
Table 4: Reference Table	21
Table 5: Appendix Table	21



DECLARATION OF ACCURACY

In making this declaration, I am aware that sections 490 and 491 of the *Environment 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 to the best of my knowledge. 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:

A handwritten signature in blue ink, appearing to read 'Craig Dawson', written over a horizontal line.

Full Name: Craig Dawson

Position: General Manager – Operations

Organisation: Talison Lithium Australia Pty Ltd

Date: 23 December 2020



1. INTRODUCTION

This Annual Compliance Report (**ACR, Report**) has been prepared to comply with Condition 14 of the Talison Lithium Australia Pty Ltd (**Talison**) approval for “Greenbushes Lithium mine expansion, Western Australia (**WA**) (EPBC 2018/8206)” (**Expansion, Project**) issued under sections 130(1) and 133(1) of the EPBC Act EPBC 2018/8206.

This ACR addresses the compliance status of the Expansion with the conditions referred to in EPBC 2018/8206 for works carried out during the period 14 November 2019 to 13 November 2020 (the **ACR Reporting Period**).

Talison is compliant with all conditions referred to in EPBC 2018/8206, except for non-compliances with respect to Conditions 4b, 9b, 15 and 16 (refer to section 4.1 for further details).

1.1 Description of Activities

Expansion construction commenced during the ACR Reporting Period on 15 November 2019. During the Reporting Period, Talison performed the key activities summarised in Table 1.

Table 1: Summary of key activities

Project Title	Greenbushes Lithium Mine Expansion, WA
Approval Number	EPBC 2018/8206
Approval Holder	Talison Lithium Australia Pty Ltd
Approval Australian Number	139 401 308
Holder Company	
Action	To clear native vegetation, to construct and operate an expansion of the Greenbushes mine (Mine) including construction and operation of two (2) chemical grade processing plants, tailings storage facility (TSF) and supporting infrastructure at the Mine, 80 kilometres (km) south east of Bunbury, WA [See EPBC Act referral 2018/8206 as varied through the request to vary the proposal dated 25 February 2019].
Project Location	The Mine is located immediately south of the town of Greenbushes, approximately 250 km south east of Perth, WA (Figure 1). It is located predominately within State Forest 20 (SF20) with the surrounding region comprising the State Forest, agricultural properties, tree plantations, water storage and urban environments (Greenbushes townsite).
Reporting Period	14/11/19 to 13/11/20
Key Activities	A total of 16.70 hectares (ha) was cleared during the ACR Reporting Period (see Figure 2). To the end of the ACR Reporting Period, a cumulative total of 31.31ha has been cleared (see Figure 3).

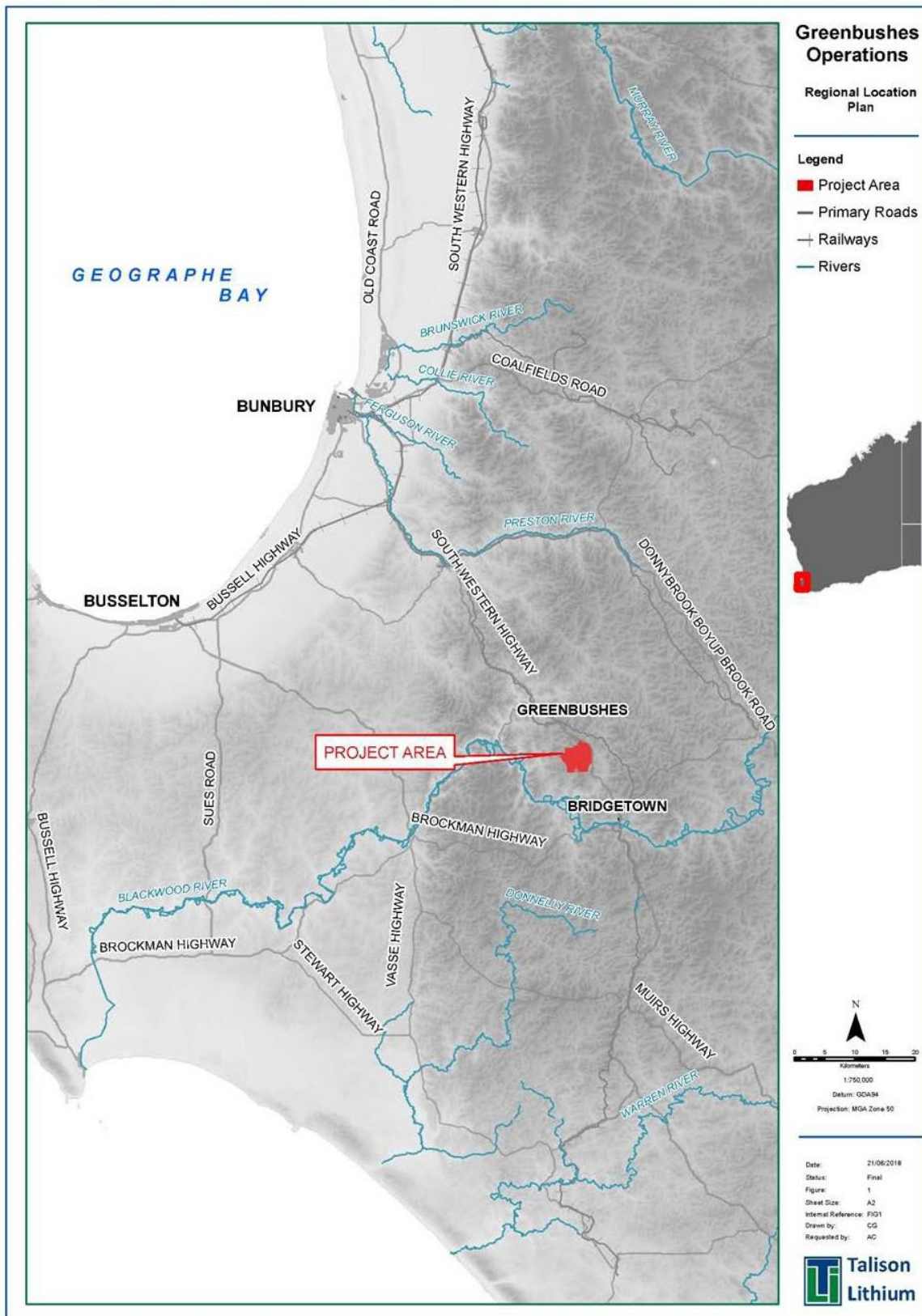


Figure 1: Location of the Project

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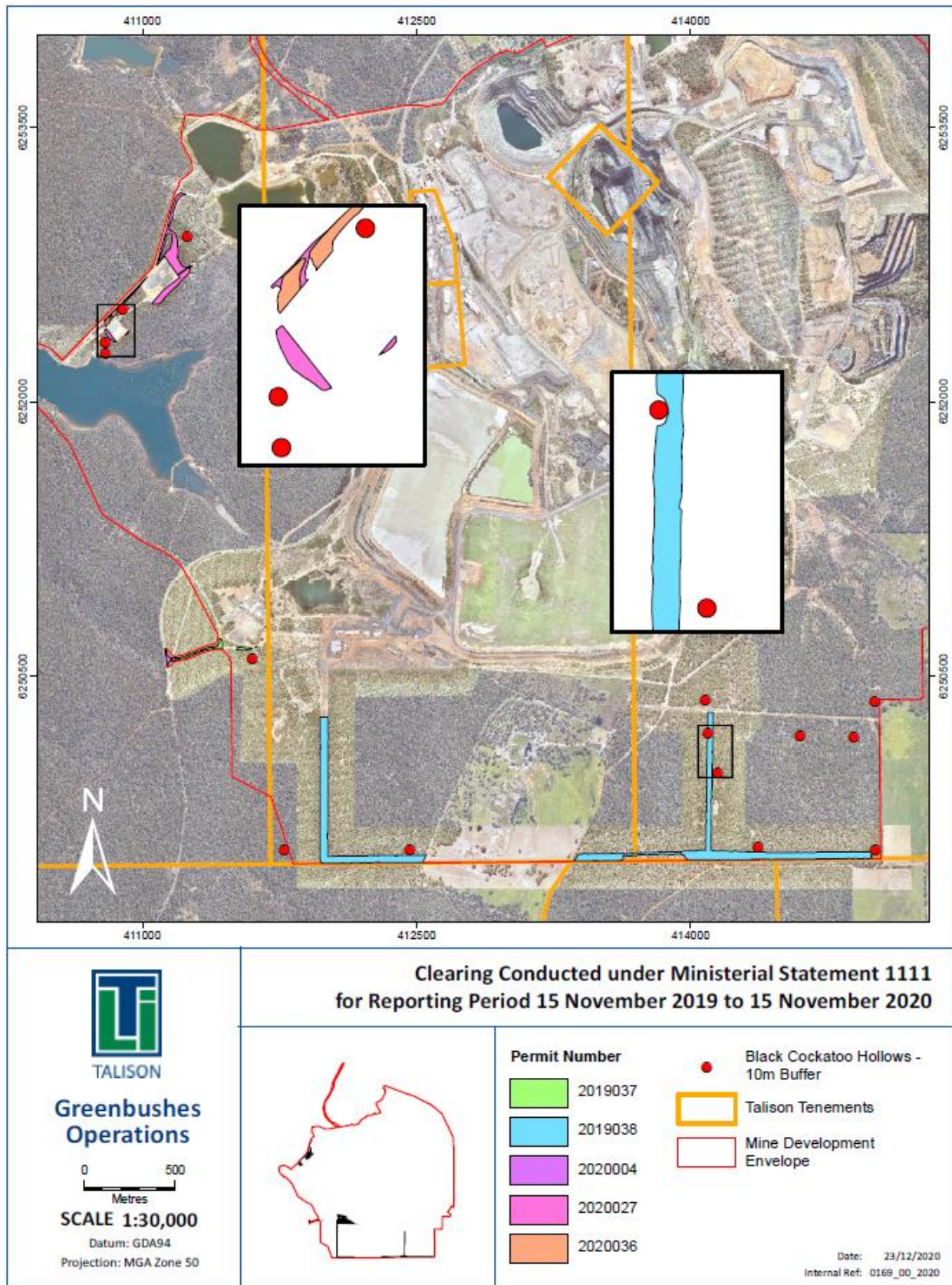


Figure 2: Areas cleared during the Reporting Period to support Expansion activities

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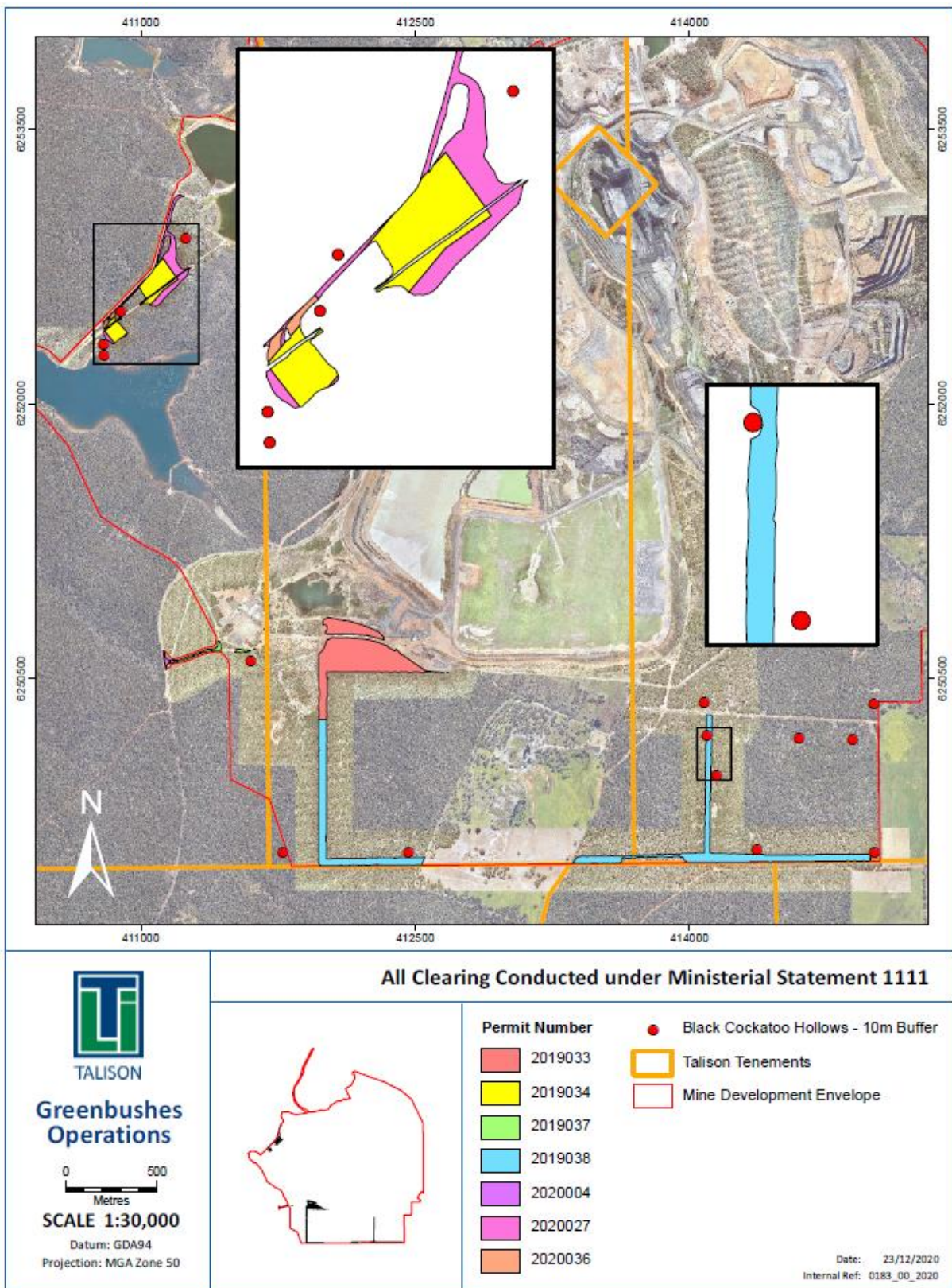


Figure 3: Cumulative total of areas cleared up until the end of the Reporting Period

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1.2 Environmental Approvals Status

During the ACR Reporting Period, a variation to EPBC 2018/8206 was approved on 05 May 2020 for the following:

- delete conditions 4, 6 and 7 attached to the approval and substitute with amended conditions;
- delete the definition of Project Area attached to the approval and substitute with amended definitions; and
- delete Attachment A attached to the approval and substitute with amended Attachment A.

Ministerial Statement 1111 (**MS 1111**) issued under section 45 of the Environmental Protection Act 1986 (WA) (**EP Act**) is relevant to the Expansion. During the ACR Reporting Period, changes to MS 1111 were approved under section 45C of the EP Act on 06 April 2020. The changes were made to accommodate a modification to the mine development envelope (**MDE**).

During the ACR Reporting Period, the following management plans relevant to EPBC 2018/8206 were submitted and/or approved under MS 1111:

- Conservation Significant Terrestrial Fauna Management Plan (**CSTFMP**, ENV-MP-0002) Revision 11 Dated 25 October 2019 (Ref 1) – approved 29 October 2019;
- Disease Hygiene Management Plan (**DHMP**, ENV-MP-0003) Revision 7 Dated 25 October 2019 (Ref 2) – approved – approved 28 October 2019; and
- Offset Strategy (draft) (Ref 3) – submitted to the Department of Water and Environmental Regulation (**DWER**) for review on 18 August 2020.

A Compliance Assessment Report (**CAR**) was prepared for the latest MS 1111 reporting period (19 August 2019 to 18 August 2020) (**CAR Reporting Period**) (Appendix 1), detailing compliance status of the Expansion with the conditions referred to in MS 1111.

At the time of publication of this ACR, approvals required under the Mining Act 1978 and Part V of the EP Act to commence some elements of the Expansion had not yet been received and are in progress.



2. MANAGEMENT PLAN IMPLEMENTATION

The implementation of the CSTFMP and DHMP - required by MS 1111 - are also relevant to EPBC 2018/8206. The objectives of these plans and a summary of the progress towards the implementation of these plans is provided in the following sections.

2.1 Conservation Significant Terrestrial Fauna Management Plan

The objective of the CSFTMP is to avoid, where possible, and minimise direct and indirect impacts upon conservation significant fauna within the MDE during ground disturbing activities and during all phases of mining activities, as far as practicable, and to ensure there is no direct and indirect impact from the implementation of the Project to conservation significant fauna habitat in the areas defined in the CSTFMP.

The conservation significant fauna potentially impacted by the Project that are identified in the CSFTMP are:

- Carnaby's Black Cockatoo (*Calyptorhynchus latirostris*);
- Forest Red-tailed Black Cockatoo (*C. banksii naso*);
- Baudin's Black Cockatoo (*C. baudinii*);
- Chuditch (*Dasyurus geoffroil*);
- South-western Brush-tailed Phascogale (*Phascogale tapoatafa*);
- Numbat (*Myrmecobius fasciatus*) – note this species was not recorded at the Site; and
- Western Ringtail Possum (*Pseudocheirus occidentalis*) – note this species was not recorded at the Site, secondary evidence- scats, potentially belonging to the Western Ringtail Possum were recorded in the Jarrah/Marri forest habitat within the northwest of the MDE.

The results of the key environmental management and monitoring programs conducted during the CAR Reporting Period, and performance against the implementation of the CSTFMP are summarised in the CAR (Appendix 1).

2.2 Disease Hygiene Management Plan

The objective of the DHMP is to provide a framework to ensure that the impacts of dieback (*Phytophthora cinnamomi*) and marri-canker (*Quambalaria coyrecup*) on the environment (attributable to the Project) are minimised. During the ACR Reporting Period, a total of five (5) Clearing Permits related to the Expansion were executed, clearing an area totalling 16.7ha (Figure 2). Each of these Clearing Permits identified disease hygiene controls specific to the activities being conducted under the Clearing Permit that were required to be in place before and during disturbance activities. Clearing activities were inspected for compliance with disease hygiene controls by on-Site environmental personnel.

The results of the key environmental management and monitoring programs conducted during the CAR Reporting Period, and performance against the implementation of the DHMP are summarised in the CAR (Appendix 1).



3. REPORTING METHODOLOGY

3.1 Auditing Methodology

An internal audit was conducted to support the development of this ACR for actions conducted during the ACR Reporting Period.

The compliance assessment conducted to support the CAR Reporting Period (Appendix 1) forms the basis of evidence for the internal audit for conditions related to the implementation of MS 1111 plans (EPBC 2018/8206 Condition 3 and Condition 9), supported by an assessment of the period that was not covered by the CAR Reporting Period.

3.2 Designation of Record Findings

Talisson has adopted the 'Annual Compliance Report Guidelines' (Ref 4) designations (Table 2) for the reporting of compliance status in Table 3.

Table 2: Compliance Status Terms

Compliance Status Terms	Acronym	Definition
Compliant	C	'Compliance' is achieved when all the requirements of a condition have been met, including the implementation of management plans or other measures required by those conditions.
Non-Compliant	NC	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	NA	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 applies to an activity that has not yet commenced.

3.3 Public Availability of the Report

In accordance with Condition 14a, this ACR has been made publicly available to stakeholders, by publication on the Talisson website.



4. COMPLIANCE FINDINGS FOR EPBC 2018/8206

Compliance with the conditions of EPBC 2018/8206 is shown in Table 3 for the Reporting Period.

4.1 Non-Compliances Identified

Condition 4b

Condition 4b requires Talison to provide within 12-months of the commencement of the action (i.e. on or before 14 November 2020) evidence that a subdivision application has been lodged for the Tone Bridge L1 offset site, and to provide DAWE with a title search demonstrating that land title for the site has been transferred to the Department of Biodiversity, Conservation and Attractions (DBCA).

Responsibility for the subdivision of the Tone Bridge L1 offset site lies with the DBCA and was not completed within the required timeframe. DBCA have indicated that the delay is related to internal resourcing only, and that there are no anticipated flaws with proposed subdivision.

Talison has previously made DAWE aware of delays in progressing items relating to offset site management, and Talison continues to work proactively with DBCA and DAWE to develop and implement all offset conditions related to the approved action. Talison considers that these ongoing communications with DAWE meet the intent of the notification requirements of Condition 15 and Condition 16.

The delays in the subdivision process is an administrative non-compliance and has resulted in no actual or suspected environmental harm to protected matters. Talison will provide evidence of compliance with Condition 4b to DAWE once DBCA completes their responsibilities.

Condition 9b

Condition 9b requires Talison to publish the CSTFMP and DHMP (referred to in Condition 3) on the Talison website within five (5) business days of the date the management plan is approved by the WA Government. The CSTFMP was approved by the WA Government on 29 October 2019 (Appendix 2) and the DHMP was approved by the WA Government on 28 October 2019 (Appendix 2). During the internal audit conducted to support the development of this ACR, it was identified that both plans were published on the Talison website on 15 November 2019, more than five (5) days after their approval by the WA Government.

These plans are currently available on the Talison Website (<https://www.talisonlithium.com/environment>) and will remain published on the website until at least the end date of this approval (in accordance with Condition 13d). The delay in the publication of these management plans on the Talison website is an administrative non-compliance and has resulted in no actual or suspected environmental harm to protected matters.

Notification of the potential breach of Condition 9b is provided to DAWE through the publication of this ACR. As the breach was identified during the internal audit conducted to support the development of this ACR, Talison considers that timing of this notification to DAWE is compliant with the requirements of Condition 15 and Condition 16.



Condition 15 and Condition 16

Condition 3 requires Talison to comply with Condition 9 of MS 1111. One (1) potential non-compliance (**PNC**) with MS 1111 Conditions 9-1 and 9-3 (relating to the implementation of the DHMP) was identified during the internal audit that was conducted to support the development of the CAR (Appendix 1). The PNC was identified within seven (7) days of publication of the CAR, and the WA Environmental Protection Authority (**EPA**) and DBCA were notified of the PNC through the publication of the CAR (on 19 November 2020).

The PNC related to construction material (gravel and sand) being sourced from at least two (2) quarries not known to have been assessed by a registered Phytophthora Dieback Interpreter and the dieback status of this material is currently unknown. It is also currently unknown whether this breach in management standard has resulted in the spread of dieback within the MDE. An investigation has commenced and is not yet finalised. Condition 3 has been designated as 'compliant' in this ACR until the incident investigation confirms if this PNC is to be categorised as an actual non-compliance.

Condition 15 requires Talison to report any non-compliance with commitments made in plans to be notified to DAWE as soon as practicable, and no later than two (2) business days after becoming aware of the incident or non-compliance. Condition 16 requires Talison to provide further details of the non-compliance with commitments made in plans is to be provided to DAWE as soon as practicable and no later than 10 business days after becoming aware of the incident or non-compliance. During the internal audit conducted to support the development of this ACR, it was identified that Talison did not provide notifications to DAWE of the potential breach of Condition 3 within the timeframes required by Conditions 15 and 16.

Notification of the potential breach of Condition 3 is provided to DAWE through the publication of this ACR. An investigation has commenced and is not yet finalised. Further information will be provided to DAWE once the investigation is finalised.

Table 3: EPBC 2018/8206 Compliance Table

Condition No.	Part and Subject	Requirement	Compliance Status	Further Information
1	Part A – Conditions specific to the action	For the protection of the protected matters in the project area, the approval holder must not clear more than: <ol style="list-style-type: none"> 350 hectares within the project area seven suitable nesting hollows within the project area seven known nesting hollows within the project area. 	C	A total of 16.70ha was cleared during the ACR Reporting Period relevant to the Expansion – refer to Figure 2. To the end of the ACR Reporting Period, a cumulative total of 31.31ha has been cleared – refer to Figure 3. All clearing conducted during the ACR Reporting Period was within the Project areas (MDE) – refer to Figure 2. No clearing of trees containing suitable or known nesting hollows occurred during the ACR Reporting Period - refer to Figure 2.
2	Part A – Conditions specific to the action	If clearing of habitat for the protected matters is undertaken on or after 1 June in any year, or on or before 28 February in any year, the approval holder must undertake the following to mitigate the impacts of the action: <ol style="list-style-type: none"> not clear within a 10 metre radius of any known nesting hollows unless a suitably qualified field ecologist has verified that any Black Cockatoo egg(s) or chick(s) that may have been in that known nesting hollow has fledged and/or will not return in the same season to that known nesting hollow. not clear any tree containing a suitable nesting hollow or known nesting hollow unless, no more than 48 hours prior to clearing that tree, a suitably qualified field ecologist has verified that any Black Cockatoo egg(s) or chick(s) that may have been in that suitable nesting hollow has fledged and/or will not return in the same season to that suitable nesting hollow or known nesting hollow. 	C	Black Cockatoo Tree Protection Zones (TPZ) have been established at seven (7) suitable nesting hollows and seven (7) known nesting hollows (significant habitat trees) that will be retained within the MDE. Additional trees that have been identified as significant (with suitable hollows) have been identified, mapped and have TPZs established (refer to Figure 4 in Appendix 1) as described in Tree Protection Procedure (Ref 5), which is included as Appendix B in the CSTFMP (Ref 1). No clearing within TPZ occurred during the Reporting Period - refer to Figure 2, and Figure 4 in Appendix 1. The approved and current revision of the CSTFMP is available on the Talison website: https://static1.squarespace.com/static/5c0754e24611a07f1ab91992/t/5dce7ace717ef20f094f3318/1573812998925/Talison_LithiumENV-MP-0002_Conservation_Significant_Fauna_2019.pdf
3	Part A – Conditions specific to the action	To mitigate the impacts of the action to the protected matters the approval holder must: <ol style="list-style-type: none"> comply with Conditions 6 (Conservation Significant Terrestrial Fauna Management Plan) and 9 (Disease Hygiene Management Plan) of Ministerial Statement 1111, 	C	The CSTFMP was prepared and implemented in accordance with MS 1111 condition 6 for the CAR Reporting Period – refer to the CAR (Appendix 1). The DHMP was prepared and implemented in accordance with MS 1111 condition 9 for the CAR Reporting Period, with the exception of one (1) PNC identified – refer to section 3.2 and the CAR (Appendix 1). This condition has been designated as ‘compliant’ until the incident investigation confirms if this PNC is to be categorised as an actual non-compliance.
		To mitigate the impacts of the action to the protected matters the approval holder must: <ol style="list-style-type: none"> include the proposed methodology to implement the requirements of Condition 2 above in the Conservation Significant Terrestrial Fauna Management Plan submitted for approval in accordance with condition 6 of Ministerial Statement 1111. 	C	The clearing methodology detailed in Condition 2 is included in the current approved version of the CSFTMP (Ref 1) – refer to Table 9 and Appendix B in the CSTFMP. Letter (Ref: DWERT4334 dated 29 October 2019) received from Executive Director, EPA Services (for the Chief Executive Officer [CEO] under notice of delegation dated 03 July 2017) stating that the CSFTMP (Site Management Plan: ENV-MP-0002, Rev 11, 25 October 2019) meets the requirements of MS 1111 condition 6-2 – refer to Appendix 2. The CSTFMP was endorsed prior to proposal (ground disturbance) commencing 15 November 2019. The approved and current revision of the CSTFMP is available on the Talison website: https://static1.squarespace.com/static/5c0754e24611a07f1ab91992/t/5dce7ace717ef20f094f3318/1573812998925/Talison_LithiumENV-MP-0002_Conservation_Significant_Fauna_2019.pdf
4	Part A – Conditions	To offset residual significant impacts to the protected matters, within six months of the commencement of the action the approval holder must provide the following to the Department in respect of the offset sites described in the table below and illustrated in the maps at Attachment	C	Wellington Mills offset site - Land title has been transferred to the DBCA on 11 April 2019. Copies of the Certificates of Title were provided to DAWE, within six months of the commencement of the action, on 14 May 2020 (refer to Email and letter correspondence dated 14 May 2020, Ref 05CG07ENV 2020 – Appendix 3).

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Condition No.	Part and Subject	Requirement	Compliance Status	Further Information
	specific to the action	B: a. in respect of all offset lots except for Tone Bridge L1 and Tone Bridge L2, title search results demonstrating that all land titles for these offsets have been transferred to the DBCA.		Carlotta offset site - Land title has been transferred to the DBCA on 01 May 2019. Copies of the Certificates of Title were provided to DAWE, within six (6) months of the commencement of the action, on 14 May 2020 (refer to email and letter correspondence dated 14 May 2020, Ref 05CG07ENV 2020 – Appendix 3).
		To offset residual significant impacts to the protected matters, within six months of the commencement of the action the approval holder must provide the following to the Department in respect of the offset sites described in the table below and illustrated in the maps at Attachment B: b. in respect of Tone Bridge L1, evidence that a subdivision application has been lodged. In addition, the approval holder must provide to the Department, within 12 months of the commencement of the action, a title search demonstrating that the land title for Tone Bridge L1 has been transferred to the DBCA.	NC	Copies of the Property Offer and Acceptance, Subdivision Plan and details sent to DBCA to facilitate their lodgement of the subdivision were provided to DAWE, within six (6) months of the commencement of the action, on 14 May 2020 (refer to email and letter correspondence dated 14 May 2020, Ref 05CG07ENV 2020 – Appendix 3). Responsibility for the subdivision for of the Tone Bridge L1 offset site lies with the DBCA and was not completed within 12 months of the commencement of the action. DBCA have indicated that the delay is related to internal resourcing only, and that there are no anticipated flaws with subdivision process. Talison will provide evidence of compliance with this condition to DAWE once DBCA completes their responsibility. Refer to section 4.2 for further details of this non-compliance.
		To offset residual significant impacts to the protected matters, within six months of the commencement of the action the approval holder must provide the following to the Department in respect of the offset sites described in the table below and illustrated in the maps at Attachment B: c. documentation demonstrating that the DBCA agrees to manage the lands transferred to it by the approval holder in accordance with the management plans described in Condition 6 for at least the periods the management plans specify and then for conservation purposes, in perpetuity, and that DBCA is satisfied with the amount and timing of any funding to be provided by the approval holder to DBCA for the ongoing management of the offset sites.	C	Copies of DBCA correspondence, including Offset Area Management Plans, Talison and DBCA Memorandum of Understanding (MOU) were provided to DAWE, within six (6) months of the commencement of the action, on 14 May 2020 (refer to email and letter correspondence dated 14 May 2020, Ref 05CG07ENV 2020 – Appendix 3).
		Tone Bridge L2 Offset Site – An offset site to be submitted to the Department for approval within seven months of the date of this approval.	C	A proposed offset site was submitted to DAWE on 29 October 2020, within seven (7) months of the date of the approval, seeking approval to substitute an alternative offset site (Bowelling property) for Tone Bride L2 offset site (refer to memo sent to DAWE dated 29 October 2020 – Appendix 4).
		To offset residual significant impacts to the protected matters, within twelve months of the commencement of the action the approval holder must provide to the Department the title search result(s) demonstrating that the land title(s) for the offset(s) approved by the Department to replace Tone Bridge L2 has been transferred to the DBCA.	NA	A proposed offset site was submitted to DAWE on 29 October 2020, within 12 months of the commencement of the action, seeking approval to substitute an alternative offset site (Bowelling property) for Tone Bride L2 offset site (refer to memo dated 29 October 2020 – Appendix 4). This proposed variation is currently under negotiation with DAWE. Compliance with this condition has been designated as 'not applicable' until DAWE and Talison complete their negotiations in relation to the requested proposal.
5	Part A – Conditions specific to the action	To offset residual significant impacts to the protected matters, within one year of the commencement of the action the approval holder must provide to the Department title search results demonstrating that the title for no less than 157.5 ha on Part of Lot 31 on DP 99257 and Part of Lot 12374 on DP 206984 (see areas marked as "Grazing Future Offset"	NA	A proposed offset site was submitted to DAWE on 29 October 2020, within twelve months of the commencement of the action, seeking approval to substitute an alternative offset site (Bowelling property) for Tone Bridge L2 offset site (including areas marked "Grazing Future Offset" in Map 2 of Appendix B) (refer to Memo dated 29 October 2020 – Appendix 4). This proposed variation is currently under negotiation with DAWE.

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Condition No.	Part and Subject	Requirement	Compliance Status	Further Information
		in Map 2 at Attachment B), or an alternative offset site, provides evidence of their protection through a covenant under the WA Soil and Land Conservation Act 1945.		Compliance with this condition has been designated as 'not applicable' until DAWE and Talison complete their negotiations in relation to the requested proposal.
6	Part A – Conditions specific to the action	<p>Within six months of commencement of the action the approval holder must provide to the Department and the DBCA finalised management plans for the offsets required under Conditions 4 and 5 with the exception of the plan required for the offset(s) approved by the Department to replace Tone Bridge L2, which must be submitted to the Department within six months of commencement of the action.</p> <p>The management plans must be prepared by a suitably qualified field ecologist in accordance with the Department's Environmental Management Plan Guidelines and the EPBC Act Environmental Offsets Policy. These plans must be initially provided in draft form for feedback by the Department and the DBCA and must include evidence of the arrangements that the approval holder has put in place to ensure that the management plans will be fully implemented.</p> <p>The management plans for those offset sites must require management of the properties for a period of at least twenty years and deliver improvements in the ability of the offset sites to provide habitat for protected matters so that all properties provide very high quality black cockatoo habitat, in line with the offset calculations provided by the approval holder to the Department on 3 September 2019.</p> <p>The finalised management plans must be implemented.</p>	C	<p>Draft Offset Management Plans for the Wellington Mills, Tone Bridge L1 and Carlotta offset sites were sent to DBCA for their review on 24 March 2020 (refer to email dated 24/03/2020 – Appendix 5), and were forwarded to DAWE on 05 May 2020 (refer to email – Appendix 5).</p> <p>Draft Offset Management Plans for the Wellington Mills, Tone Bridge L1 and Carlotta offset sites were submitted to DAWE, within six (6) months of the commencement of the action, on 14 May 2020 (refer to email and letter correspondence dated 14 May 2020, Ref 05CG07ENV 2020, subject – Appendix 3). Each of the Offset Area Management Plans contained a compliance table that demonstrates compliance with the requirements of Condition 6.</p> <p>An extension on the deadline for the submission of requirements relating to the alternative offset site for Tone Bridge L2 was granted to '12 months following the commencement of the action' (refer to email dated 11 May 2020 – Appendix 6).</p> <p>Initial details regarding the proposed alternative offset site for Tone Bridge 2 (Bowelling property) was provided to DAWE on 14 May 2020 (refer to email dated 14 May 2020 – Appendix 6).</p> <p>A proposed offset site was submitted to DAWE on 29 October 2020, within 12 months of the commencement of the action, seeking approval to substitute an alternative offset site (Bowelling property) for Tone Bride L2 offset site (including areas marked "Grazing Future Offset" in Map 2 of Appendix B) (refer to Memo dated 29 October 2020 – Appendix 4).</p> <p>The Offset Area Management Plans will be implemented once they are approved by DAWE.</p>
7	Part A – Conditions specific to the action	<p>To offset the remaining residual significant impacts to Black Cockatoos, within three months of the date of this approval of the action the approval holder must submit an Offset Plan to the Minister for approval. If the Offset Plan comprises a direct offset, the offset is to provide 10 per cent of the total offset package.</p> <p>If the Offset Plan comprises an indirect offset, the indirect offset must equate to at least 11.12 per cent of the offsets required under Conditions 4 and 5. The Offset Plan must include the calculation of the finding to be provided by the approval holder for the implementation of the Offset Plan. The calculation of the value of any indirect offset must take into consideration the costs of any land purchase and the costs of land management that are to be met directly by the approval holder or contributed by the approval holder to another party.</p> <p>If the Offset Plan includes or comprises a research project it must include, but is not limited to:</p> <p>a. A detailed research plan which describes the methods and objectives of the research and demonstrates the expected benefits of the study for Black Cockatoos</p>	C	<p>A draft Offsets Plan was submitted to DAWE on 10 February 2020, within the three (3) months of the date of the approval (refer to email dated 10 February 2020 – Appendix 7). It was noted in the submission that the draft Offsets Plan will be updated with the finalisation and confirmation of Condition 4 and Condition 5 as well as the Management Plans as required by Condition 6.</p> <p>The Offset Plan will be implemented once it is approved by DAWE.</p>



Condition No.	Part and Subject	Requirement	Compliance Status	Further Information
		b. Details of the governance and reporting arrangements for the research c. Details of the form and timing of delivery of interim and final results d. Evidence that the research to be undertaken addresses an important gap in understanding affecting the conservation status of Black Cockatoos. The Offset Plan must be prepared in accordance with the Department's Environmental Management Plan Guidelines and the EPBC Act Environmental Offsets Policy. The approved Offset Plan must be implemented.		
8	Part A – Conditions specific to the action	The approval holder must, within six months of this approval of the action provide to the Department the offset attributes and a shapefile for each of the offset areas provided as required in these conditions.	C	Shapefiles for Carlotta, Wellington Mills and Tone Bridge L1 were submitted to DAWE, within six (6) months of the commencement of the action, on 14 May 2020 (refer to email and letter dated 14 May 2020, Ref 05CG07ENV 2020 – Appendix 3). An extension on the deadline for the submission of requirements relating to the alternative offset site for Tone Bridge L2 was granted 'by November 2020 i.e. 12 months following the commencement of the action' (refer to email dated 11 May 2020 – Appendix 6). Shapefiles for the proposed alternative offset site for Tone Bride L2 (Bowelling property) were provided to DAWE in November 2020 as required (refer to email dated 19 November 2020 – Appendix 8).
9	Part A – Conditions specific to the action	The approval holder must: a. notify the Department in writing of any proposed changes to the conditions of the Ministerial Statement 1111 no later than 2 business days after the approval holder: i. proposes such a change in writing; or ii. becomes aware of a proposal for such a change.	C	Written notification was provided to DAWE on 21/01/2020 of a proposed change to MS 1111 (refer to email dated 21 January 2020 – Appendix 9). MS 1111 was subsequently amended on 06 April 2020 (amendment to include Attachment 1, replacing Schedule 1 and Schedule 2 of MS 1111). The amendment was notified to DAWE (refer to email dated 07 April 2020 – Appendix 9). There were no other amendments made or proposed to MS 1111 during the ACR Reporting Period.
		b. publish each management plan referred to in Condition 3 on the website within five business days of the date the management plan is approved by the Western Australian Government	NC	The CSTFMP was approved by the WA Government on 29 October 2019 (refer to letter Ref: DWERT4334, dated 29 October 2019, received from Executive Director, EPA Services (for the CEO under notice of delegation dated 03 July 2017) stating that the CSFTMP (Site Management Plan: ENV-MP-0002, Rev 11, 25 October 2019) meets the requirements of conditions 6-2) – Appendix 2). The DHMP was approved by the WA Government on 28 October 2019 (refer to letter Ref: DWERT4335, dated 28 October 2019, received from Executive Director, EPA Services (for the CEO under notice of delegation dated 03 July 2017) stating that the DHMP, ENV-MP-0003 Rev 7, 25 October 2019, meets the requirements of conditions 9-2 – Appendix 2). The CSTFMP and DHMP were published on the Talison Website on 15 November 2019, more than five (5) days of approval by the WA Government. These plans are available on the Talison Website (https://www.talisonlithium.com/environment). Refer to section 4.2 for further details of this non-compliance.
		c. publish the management plans required under Condition 6 on the website within five business days of providing them to the Department;	NA	The Offset Area Management Plans required by Condition 6 have not yet been approved by DAWE. Once approved, the Plans will be published on the Talison website as required by this condition.
		d. publish the Offset Plan required under Condition 7 on the website within five business days of its approval by the Department;	NA	The Offset Plan required by Condition 7 has not yet been approved by DAWE. Once approved, the Plans will be published on the Talison website as required by this condition.
		e. keep all of the management plans referenced in this Condition published on the website until at least the end date of this approval; and	C	The management plans required by Condition 3 (CSTFMP and DHMP) are currently available on the Talison Website (https://www.talisonlithium.com/environment). The management plans required by Condition 6 and Condition 7 will be published once approved by DAWE.

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Condition No.	Part and Subject	Requirement	Compliance Status	Further Information
				All management plans required by EPBC 2018/8206 will remain available on the Talison website until at least the end date of this approval.
		f. ensure that any monitoring data (including sensitive ecological data), surveys, maps, and other spatial and metadata required under conditions of this approval, is prepared in accordance with the Department's Guidelines for biological survey and mapped data (2018).	C	All data provided to DAWE during the period (shapefiles for offset sites – refer to Condition 8) has been compliant with this condition.
10	Part B – Standard Administrative Conditions Notification of date of commencement of the action	The approval holder must notify the Department in writing of the date of commencement of the action within 10 business days after the date of commencement of the action.	C	The action commenced 15 November 2019. This was notified to DAWE in a letter dated 21 November 2019, within 10 business days after the commencement of the action (refer to letter Ref: L11CG10PROJ2019, dated 21 November 2019 – Appendix 10).
11	Part B – Standard Administrative Conditions Compliance records	The approval holder must maintain accurate and complete compliance records.	C	Talison maintains accurate and complete electronic compliance records relating to the implementation of EPBC 2018/8206 that are available to DAWE on request.
12	Part B – Standard Administrative Conditions Compliance records	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. Note: Compliance records may be subject to audit by the Department or an independent auditor in accordance with section 458 of the EPBC Act, and or used to verify compliance with the conditions. Summaries of the result of an audit may be published on the Department's website or through the general media.	NA	Not required / requested. The Minister did not request any compliance records during the ACR Reporting Period.
13	Part B – Standard Administrative Conditions Preparation and publications of plans	The approval holder must: a. submit plans electronically to the Department; b. exclude or redact sensitive ecological data from plans published on the website; c. notify the Department by email that a plan has been published on the website and provide the weblink for the plan within two business days of the date of publication; and d. keep plans published on the website until the end date of this approval.	C	The DAWE were notified of the approval and publication of the plans required by Condition 3 (CSTFMP and DHMP) on 15 November 2019 (refer to email dated 15 November 2019 – Appendix 11). The notification included electronic copies of the plans and a weblink to the published location of the plans. The plans required by Condition 6 and Condition 7 are not yet approved by DAWE. Once approved, the approved Plans will be published on the Talison website and electronic copies provided to DAWE as required by this condition. All management plans required by EPBC 2018/8206 will remain available on the Talison website until at least the end date of this approval.
14	Part B – Standard Administrative Conditions	The approval holder must prepare a compliance report for each 12-month period following the date of commencement of the action, or otherwise in accordance with an annual date that has been agreed to in writing by the Minister. The approval holder must:	C	This Report prepared in accordance with Condition 14 covering the period 14 November 2019 to 13 November 2020. This Report is to be published online before 29 December 2020 (30 business days from 13 November 2020), and notification given to DAWE of publication.



Condition No.	Part and Subject	Requirement	Compliance Status	Further Information
	Annual compliance reporting	<ul style="list-style-type: none"> a. publish each compliance report on the website within 30 business days following the relevant 12 month period; b. notify the Department by email that a compliance report has been published on the website and provide the weblink for the compliance report within two business days of the date of publication; c. keep all compliance reports publicly available on the website until this approval expires; d. exclude or redact sensitive ecological data from compliance reports published on the website; and e. where any sensitive ecological data has been excluded from the version published, submit the full compliance report to the Department within 5 business days of publication. 		
15	Part B – Standard Administrative Conditions Reporting non-compliance	<p>The approval holder must notify the Department in writing of any incident; non-compliance with the conditions; or non-compliance with the commitments made in plans. The notification must be given as soon as practicable, and no later than two business days after becoming aware of the incident or non-compliance. The notification must specify:</p> <ul style="list-style-type: none"> a. any condition which is or may be in breach; b. the location (including coordinates), date and time of the incident and/or non-compliance; and c. a short description of the incident and/or non-compliance. 	NC	<p>Condition 3: The DHMP was prepared and implemented in accordance with MS 1111 condition 9 for the ACR Reporting Period, with the exception of one (1) PNC identified – refer to section 3.2 and the CAR (Appendix 1). Condition 3 has been designated as ‘compliant’ until the incident investigation confirms if this PNC is to be categorised as an actual non-compliance. The PNC was identified within seven (7) days of publication of the CAR, and the EPA was notified of the PNC through the publication of the CAR (on 19 November 2020). DAWE were not notified of the potential breach of Condition 3 within two days of identification as required by this condition. Notification of the potential breach of Condition 3 is provided through the publication of this ACR (refer to section 4.1).</p> <p>Condition 4b: Talison has previously made DAWE aware of delays in progressing items relating to offset site management and Talison continues to work proactively with DAWE to develop and implement all offset conditions related to the approved action. Talison considers that these ongoing communications with DAWE meet the intent of the notification requirements of Condition 15 and Condition 16 (refer to section 4.1).</p> <p>Condition 9b: Notification of the potential breach of Condition 9b is provided to DAWE through the publication of this ACR. As the breach was identified during the internal audit conducted to support the development of this ACR, Talison considers that timing of this notification to DAWE is compliant with the requirements of Condition 15 and Condition 16 (refer to section 4.1).</p>
16	Part B – Standard Administrative Conditions Reporting non-compliance	<p>The approval holder must provide to the Department the details of any incident or non-compliance with the conditions or commitments made in plans as soon as practicable and no later than 10 business days after becoming aware of the incident or non-compliance, specifying:</p> <ul style="list-style-type: none"> a. any corrective action or investigation which the approval holder has already taken or intends to take in the immediate future including timeframes for implementation; b. the potential impacts of the incident or non-compliance; and c. the method and timing of any remedial action that will be undertaken by the approval holder. 	NC	<p>Condition 3: The DHMP was prepared and implemented in accordance with MS 1111 condition 9 for the ACR Reporting Period, with the exception of one (1) PNC identified – refer to section 3.2 and the CAR (Appendix 1). Condition 3 has been designated as ‘compliant’ until the incident investigation confirms if this PNC is to be categorised as an actual non-compliance. The PNC was identified within seven (7) days of publication of the CAR, and the EPA was notified of the PNC through the publication of the CAR (on 19 November 2020). DAWE were not notified of the potential breach of Condition 3 and did not provide further details of the potential breach as required by this condition. The investigation for the potential breach has not yet been completed – further details of the potential breach of Condition 3 is provided through the publication of this ACR (refer to section 4.1).</p> <p>Condition 4b: Talison has previously made DAWE aware of delays in progressing items relating to offset site management and Talison continues to work proactively with DAWE to develop and implement all offset conditions related to the approved action. Talison considers that these ongoing communications with DAWE meet the intent of the notification requirements of Condition 15 and Condition 16 (refer to section 4.1).</p> <p>Condition 9b: Notification of the potential breach of Condition 9b is provided to DAWE through the publication of this ACR. As the breach was identified during the internal audit conducted to support the development of this ACR, Talison considers that timing of this notification to DAWE is compliant with the requirements of Condition 15 and Condition 16 (refer to section 4.1).</p>

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Condition No.	Part and Subject	Requirement	Compliance Status	Further Information
17	Part B – Standard Administrative Conditions Independent audit	The approval holder must ensure that independent audits of compliance with the conditions are conducted as requested in writing by the Minister.	NA	Not required / requested. The Minister did not request an independent audit during the ACR Reporting Period.
18	Part B – Standard Administrative Conditions Independent audit	For each independent audit, the approval holder must: <ul style="list-style-type: none"> a. provide the name and qualifications of the independent auditor and the draft audit criteria to the Department; b. only commence the independent audit once the audit criteria have been approved in writing by the Department; and c. submit an audit report to the Department within the timeframe specified in the approved audit criteria. 	NA	Not required / requested. The Minister did not request an independent audit during the ACR Reporting Period.
19	Part B – Standard Administrative Conditions Independent audit	The approval holder must publish the audit report on the website within 10 business days of receiving the Department's approval of the audit report and keep the audit report published on the website until the end date of this approval.	NA	Not required / requested. The Minister did not request an independent audit during the ACR Reporting Period.
20	Part B – Standard Administrative Conditions Completion of the action	Within 10 days after the completion of the action, the approval holder must notify the Department in writing and provide completion data.	NA	Not required. The action was not completed during the ACR Reporting Period.



5. REFERENCED DOCUMENTS

Table 4 lists documentation directly referenced in this document.

Table 4: Reference Table

Ref. No.	Description
1	Talisson Lithium Australia (2019) Conservation Significant Terrestrial Fauna Management Plan (CSTFMP, ENV-MP-0002) Revision 11, 25 October 2019
2	Talisson Lithium Australia (2019) Disease Hygiene Management Plan (DHMP, ENV-MP-0003) Revision 7, 25 October 2019
3	Talisson Lithium Australia (2020) Offset Strategy (draft)
4	Commonwealth of Australia (2014) Annual Compliance Report Guidelines, Commonwealth of Australia, 2014.
5	Talisson Lithium Australia (2019) Tree Protection Procedure (ENV - PR – 9007) Revision 1, September 2019.

6. APPENDED DOCUMENTS

Table 5 lists documentation appended to this document.

Table 5: Appendix Table

Appendix No.	Description
1	2020 Compliance Assessment Report – Ministerial Statement 1111
2	Letter (Ref: DWERT4334 dated 29 October 2019) received from Executive Director, EPA Services (for the CEO under notice of delegation dated 03 July 2017) stating that the CSFTMP (Site Management Plan: ENV-MP-0002, Rev 11, 25 October 2019) meets the requirements of MS 1111 condition 6-2. Letter Ref: DWERT4335, dated 28 October 2019, received from Executive Director, EPA Services (for the CEO under notice of delegation dated 03 July 2017) stating that the DHMP, ENV-MP-0003 Rev 7, 25 October 2019, meets the requirements of conditions 9-2.
3	Email and letter correspondence to DAWE dated 14 May 2020, Ref 05CG07ENV 2020, subject “EPBC 2018/8206 Greenbushes Lithium Mine Expansion, Western Australia Requirements of Conditions 4, 6 and 8.”
4	Memo to DAWE dated 29 October 2020 with subject “Talisson Lithium Variation EBPC 2018/8206 – Bowelling.”
5	Email to DBCA dated 24 March 2020 with subject “Talisson Offset Properties Draft Management Plans” Email to DAWE dated 05 May 2020 with subject “Talisson Offset Properties Draft Management Plans Condition 6 Greenbushes Lithium mine expansion, WA (EPBC 2018/8206)” DATE
6	Email correspondence from DAWE dated 11 May 2020 with subject “2018-8206 Greenbushes - Talisson Lithium meeting notes.”

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Appendix No.	Description
	Email to DAWE dated 14 May 2020 with subject "RE:2018-8206 Greenbushes - Talison Lithium meeting notes."
7	Email correspondence to DAWE dated 10 February 2020 with subject "Greenbushes Lithium mine expansion, WA (EPBC 2018/8206)" and attachment "DraftTLA Offset Plan.pdf."
8	Email to DAWE dated 19 November 2020 with subject "Talisson Lithium EPBC 2018/8206 Revised Areas - Map and Shapefile" and attachments "Lot_4095_Offsets_Ares Revised.zip" and "Tal_Lot 4095 Offset Areas TalisonRev2.pdf."
9	Email to DAWE dated 21 January 2020 with subject "Notification of Proposed Change to a Proposal (EPBC 2018/8206 Greenbushes Lithium Mine Expansion, Western Australia." Email to DAWE dated 07 April 2020 with subject "Cost Recovery Invoice."
10	Letter Ref: L11CG10PROJ2019, dated 21 November 2019, sent to The Director, Monitoring and Assurance Section of the Department of Environment and Energy via email.
11	Email correspondence to DAWE dated 15 November 2019 with subject "Greenbushes Lithium mine expansion, WA (EPBC 2018/8206) - Condition 9 b - Management Plans as Required by Condition 3."



APPENDIX 1



APPENDIX 2



APPENDIX 3



APPENDIX 4



APPENDIX 5



APPENDIX 6



APPENDIX 7



APPENDIX 8



APPENDIX 9



APPENDIX 10



APPENDIX 11