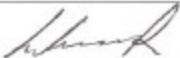


**MOUNT PLEASANT OPERATION**  
**MOUNT PLEASANT OPTIMISATION PROJECT**  
**EPBC APPROVAL 2020/8735**  
**2024/2025 ANNUAL COMPLIANCE REPORT**

<b>Document ID:</b>	MPO EPBC 2020/8735 Approval 2024/2025 Annual Compliance Report		
<b>Company:</b>	MACH Energy Australia Pty Ltd		
<b>Effective Date:</b>	21/11/2025	<b>Status:</b>	Final
<b>Endorsed By:</b>	Lisa Richards	<b>Revision Number:</b>	01

EPEC APPROVAL 2020/8735 - 2024/2025 ANNUAL COMPLIANCE REPORT	
Name of Operation/Project	Mount Pleasant Operation – Mount Pleasant Optimisation Project
Approval Holder	MACH Energy Australia Pty Ltd
ACN of Approval Holder	608 495 441
Name of Holder of Development Consent	MACH Energy Australia Pty Ltd
Approved Action	To realign the approved Northern Link Road, increase the open cut coal extraction up to 21 Mtpa within the approved Mount Pleasant Project (EPBC 2011/5795) development area, including accessing deeper coal reserves in the North Pit, continued use of the controlled release dam and associated infrastructure as described in the Continuation of Bengalla Mine, NSW, Water Management Plan, (EPBC Act referral 2012/6378), and to extend the life of the mine to 22 December 2048 [See EPBC Act referral 2020/8735].
Location of the Action	Muswellbrook Local Government Area, NSW
Dates for the Reporting Period	24 September 2024 and 23 September 2025
Date of Preparation	21 November 2025
Environmental Risks	No new environmental risks identified
<b>Declaration of accuracy</b> In making this declaration, I am aware that sections 490 and 491 of the <i>Environment Protection and Biodiversity Conservation Act 1999</i> (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.	
Signature	
Name of person accepting responsibility for the report	Lisa Richards
Position of person accepting responsibility for the report	Environment Community Relations Manager
Organisation	MACH Energy Australia Pty Ltd, ACN 608 495 441
Date	21/11/25

In accordance with Condition 31 of EPBC Approval 2020/8735:

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

The EPBC 2020/8735 approval decision (the Approval) was published on 24 September 2024. The following Annual Compliance Report addresses compliance with the conditions of EPBC Approval 2020/8735 between 24 September 2024 and 23 September 2025.

EPBC Approval 2020/8735 Conditions		Status	MACH Energy Comment
<b>Part A – Conditions specific to the Action</b>			
1.	<p><i>The <b>approval holder</b> must not exceed the <b>clearing</b> limits specified below.</i></p> <p>a) 26.4 hectares of <b>White Box-Yellow Box-Blakely's Red Gum Grassy Woodland TEC</b> (as depicted in Annexure 2).</p> <p>b) 27.4 hectares of <b>Striped legless lizard (<i>Delma impar/Delma vescolineata</i>) habitat</b> (as depicted in Annexure 3).</p>	Compliant	<p>Approximately 24.77 ha of “White Box-Yellow Box-Blakely's Red Gum Grassy Woodland TEC” was cleared as part of the Action between 24 September 2024 and 23 September 2025. The cumulative area of “White Box-Yellow Box-Blakely's Red Gum Grassy Woodland TEC” cleared as part of the Action as of 23 September 2025 is approximately 24.77 ha.</p> <p>Approximately 24.77 ha of “Striped legless lizard (<i>Delma impar/Delma vescolineata</i>) habitat” was cleared as part of the Action between 24 September 2024 and 23 September 2025. The cumulative area of Striped legless lizard (<i>Delma impar/Delma vescolineata</i>) habitat” cleared as part of the Action as of 23 September 2025 is approximately 24.77 ha.</p>
2.	<i>The <b>approval holder</b> must not <b>clear</b> outside the <b>Mount Pleasant Optimisation Project Area</b> (as depicted in Annexure 1) as part of this Action.</i>	Compliant	Clearance as part of the Action has not occurred outside the Mount Pleasant Optimisation Project Area (refer Annexure 1, EPBC Approval).
3.	<i>Prior to commencement of <b>construction</b> of the Northern Link Road, or other timeframe agreed to by the <b>Minister</b>, the <b>approval holder</b> must <b>retire</b> 307 <b>Biodiversity credits</b> for Northern Link Road Option 1 or 229 <b>Biodiversity credits</b> for Northern Link Road Option 2 (or additional credits as agreed by the <b>NSW Planning Secretary</b>) for the listed <b>White Box-Yellow Box-Blakely's Red Gum Grassy Woodland TEC</b>.</i>	Compliant	<p>MACH Energy is proceeding with a refined alignment of the Northern Link Road Option 2. The retirement of additional credits for the Northern Link Road Option 2 (270 credits in total compared to 229 credits) was agreed with the NSW Planning Secretary on 18 March 2025 with the approval letter available here: <a href="#">link</a>.</p> <p>MACH Energy retired 270 Biodiversity credits for the listed White Box-Yellow Box-Blakely's Red Gum Grassy Woodland TEC on 2 May 2025. MACH Energy commenced construction of the Northern Link Road on, or soon after, 9 June 2025.</p>
4.	<i>Prior to 16 July 2026, or other timeframe agreed to by the <b>Minister</b>, the <b>approval holder</b> must <b>retire</b> 293 <b>Biodiversity credits</b> for Northern Link Road Option 1 or 225 <b>Biodiversity credits</b> for Northern Link Road Option 2 for either <i>Delma impar</i> or <i>Delma vescolineata</i>.</i>	Not Applicable	Not triggered. Credits will be retired prior to 16 July 2026.

EPBC Approval 2020/8735 Conditions		Status	MACH Energy Comment
5.	<i>The <b>approval holder</b> must comply with conditions B63, B64 and B65 of Part B of the <b>State development consent</b> to prepare and implement the <b>Biodiversity Management Plan</b> and conditions B87, B88, B89, B90, B91 and B92 of Part B of the <b>State development consent</b> to prepare and implement a <b>Rehabilitation Strategy and Rehabilitation Management Plan</b>.</i>	Compliant	<p>The Biodiversity Management Plan (BMP) was approved by the NSW Department of Planning, Housing &amp; Infrastructure on 5 November 2024.</p> <p>The Rehabilitation Strategy was approved by the NSW Department of Planning, Housing &amp; Infrastructure on 23 July 2025.</p> <p>The Rehabilitation Management Plan (RMP) was prepared in accordance with the provisions under the <i>Mining Act 1992</i>.</p> <p>All plans/strategies have been implemented.</p>
<i>Water Resources</i>			
6.	<i>The <b>approval holder</b> must not extract more than 21 million tonnes of <b>run-of-mine coal</b> from the <b>Mount Pleasant Optimisation Project Area</b> as part of the Action in any calendar year and must cease extraction by 22 December 2048.</i>	Compliant	<p>Approximately 11.43 Mt of run-of-mine coal was extracted from the Mount Pleasant Optimisation Project Area in calendar year 2024.</p> <p>Approximately 12.77 Mt of run-of-mine coal is forecast for extraction from the Mount Pleasant Optimisation Project Area in calendar year 2025.</p>
7.	<i>The <b>approval holder</b> must ensure the Action has no <b>adverse effect</b> on the <b>function</b> of a <b>water resource</b>.</i>	Compliant	No adverse effects have been recorded during monitoring as per the Water Management Plan.
8.	<i>The <b>approval holder</b> must comply with conditions B39, B40, B41, B42, B43, B44, B45, B46, B47, B48, B49, B50, B51, B52, B53, B54, B87-B92 of Part B of the <b>State development consent</b>.</i>	Compliant	<p>MACH Energy has complied with consent conditions, B39- B54 for Water in the State Development Consent.</p> <p>MACH Energy has complied with consent conditions, B87-B92 for Rehabilitation in the State Development Consent.</p>

EPBC Approval 2020/8735 Conditions		Status	MACH Energy Comment
9.	<p><i>The <b>approval holder</b> must, within 5 <b>business days</b> of its approval by the <b>NSW Planning Secretary</b> (including any approval of a revised version), submit to the <b>department</b>:</i></p> <ul style="list-style-type: none"> <li>a) <i>the <b>Water Management Plan</b></i></li> <li>b) <i>a table stating every <b>trigger level</b> and where it is specified in the <b>Water Management Plan</b> and</i></li> <li>c) <i>if a revised version of the <b>Water Management Plan</b> is approved by the <b>NSW Planning Secretary</b>, a document specifying what changes have been made from the previous version (including by supplying a copy with these changes marked in track mode) and a description of any implications of the changes for <b>protected matters</b>.</i></li> </ul>	Compliant	<p>EPBC 2020/8735 was issued on 24 September 2024. On 30 September 2024 (i.e. within five business days of EPBC 2020/8735 coming into effect), MACH Energy provided electronic correspondence notifying the DCCEEW of the approval of Version 2 of the Water Management Plan and provided a table stating every trigger level and where it was specified in the Water Management Plan. DCCEEW notified MACH Energy of receipt of this correspondence on 23 October 2024.</p> <p>Version 3 of the Water Management Plan was approved by the NSW Planning Secretary on 7 February 2025. On 12 February 2025 (i.e. within five business days of the approval), MACH Energy provided electronic correspondence notifying the DCCEEW of the Water Management Plan approval. DCCEEW notified MACH Energy of receipt of this correspondence on 13 February 2025.</p> <p>Version 4 of the Water Management Plan was submitted on 2 August 2025 and is currently awaiting approval, after which MACH Energy will provide electronic correspondence to the DCCEEW within five business days of the approval.</p>
10.	<p><i>The <b>approval holder</b> must notify the <b>department</b> within 5 <b>business days</b> of submitting a request to have a revised version of the <b>Water Management Plan</b> approved by the <b>NSW Planning Secretary</b>.</i></p>	Compliant	<p>MACH Energy submitted a request to have Version 3 of the Water Management Plan approved by the NSW Planning Secretary on 17 December 2024. On 17 December 2024 (i.e. within five business days of the request), MACH Energy provided electronic correspondence notifying the DCCEEW of the request.</p> <p>MACH Energy submitted a request to have Version 4 of the Water Management Plan approved by the NSW Planning Secretary on 11 August 2025. On 12 August 2025 (i.e. within five business days of the request), MACH Energy provided electronic correspondence notifying the DCCEEW of the request. DCCEEW notified MACH Energy of receipt of this correspondence on 12 August 2025.</p>
11.	<p><i>If, at any time until the end date of this approval, the <b>approval holder</b> predicts or detects the reaching of a <b>trigger level</b>, the <b>approval holder</b> must notify the <b>department</b> of the predicted or actual reaching within 10 <b>business days</b> of predicting or detecting the reaching of the <b>trigger level</b>, and publish on the <b>website</b>, within 3 months of the detection or reaching, the notification and a description of any relevant corrective actions that have been undertaken to prevent the breach of a <b>performance measure</b>.</i></p>	Compliant	<p>On 25 August 2025, the Department was notified within 10 business days after MACH Energy became aware of a surface water pH trigger at site W15.</p> <p>The pH trigger at W15 is published on the MACH Energy website under the July 2025 Monthly Environmental Monitoring Report. Following a review of the data, the pH triggered level was caused by significant flood flows and therefore no performance measure was exceeded, and no corrective measures were required.</p>

EPBC Approval 2020/8735 Conditions		Status	MACH Energy Comment
12.	Upon receiving notification of a predicted or actual reaching of a <b>trigger level</b> under condition 11, the <b>Minister</b> may direct the <b>approval holder</b> to undertake specific corrective actions to minimise impacts to <b>water resources</b> . The <b>approval holder</b> must implement any specific corrective actions to minimise impacts to <b>water resources</b> as directed by the <b>Minister</b> .	Not applicable	Not triggered. The Minister has not requested specific corrective actions to minimise impacts to water resources.
13.	If the <b>approval holder</b> predicts or detects a breach of a <b>performance measure</b> , the <b>approval holder</b> must notify the <b>department</b> of the predicted or actual breach within 5 <b>business days</b> of predicting or detecting the breach.	Compliant	Not triggered. In the event of a breach of a performance measure, MACH Energy will notify the department of the breach within 5 business days.
14.	<p>If the <b>approval holder</b> predicts or detects a reaching of a <b>performance measure</b> the <b>approval holder</b> must submit to the <b>department</b>, within 60 <b>business days</b> of predicting or detecting an exceedance of the <b>performance measure</b>, for the <b>Minister's</b> approval, an Impact Response Plan. The Impact Response Plan must:</p> <ul style="list-style-type: none"> <li>a) be prepared by a <b>suitably qualified expert</b>;</li> <li>b) describe all potential and actual impacts to <b>water resources</b> arising from the breach;</li> <li>c) describe and, where possible, include local scale numerical modelling of, all potential contributing activities;</li> <li>d) derive a scientifically robust rectification strategy based on multiple lines of evidence and field data to support the assessment of the <b>environmental value</b> of any affected <b>water resources</b> (including the groundwater-dependence of any potential <b>GDEs</b>);</li> <li>e) explain why any further investigations are or are not required to determine the cause of the reaching of the <b>performance measure</b> and to propose effective corrective actions;</li> <li>f) specify the mitigation and management measures that the <b>approval holder</b> has taken and/or proposes to take to address the reaching of the <b>performance measure</b>, including demonstrating the effectiveness of the mitigation and management measures using relevant data;</li> <li>g) specify the duration for which the Impact Response Plan must be implemented;</li> <li>h) provide justification for how the proposed mitigation and management measures will prevent or reverse the reaching of the <b>performance measure</b> and ensure compliance with condition 7; and</li> <li>i) include a <b>peer review</b> and details of how the <b>approval holder</b> has addressed any inadequacies raised in the <b>peer review</b>.</li> </ul>	Compliant	Not triggered. No exceedance of performance measures has been recorded.
15.	If the <b>approval holder</b> reaches a <b>performance measure</b> , the <b>approval holder</b> must, no later than 9 months after the date on which reaching of the <b>performance measure</b> , cease any element of mining as part of the Action that has contributed to reaching of the <b>performance measure</b> until or unless the Impact Response Plan in relation to reaching of the <b>performance measure</b> has been approved in writing by the <b>Minister</b> . The <b>approval holder</b> must commence implementing each approved Impact Response Plan within 5 <b>business days</b> of it being approved by the <b>Minister</b> and continue to implement it for the period specified in the approved Impact Response Plan.	Not applicable	Not triggered.



EPBC Approval 2020/8735 Conditions		Status	MACH Energy Comment
16.	<i>The <b>approval holder</b> must publish each approved Impact Response Plan on the <b>website</b> within 5 <b>business days</b> of its approval. The <b>approval holder</b> must notify the <b>department</b> within 5 <b>business days</b> of an Impact Response Plan being published and keep the Impact Response Plan published on the <b>website</b> until the end date of this approval.</i>	Not applicable	Not triggered.
17.	<i>If the <b>Minister</b> is not satisfied that the corrective actions or rectification measures specified in an Impact Response Plan will or are likely to achieve the outcome(s) required by condition 7, the <b>Minister</b> may direct the <b>approval holder</b> to undertake specific corrective action(s) to limit and/or prevent further impacts to <b>water resources</b>. The <b>approval holder</b> must implement any specific corrective actions to minimise impacts to <b>water resources</b> as directed by the <b>Minister</b>.</i>	Not applicable	Not triggered.
18.	<i>If the <b>Minister</b> directs the <b>approval holder</b> to undertake specific corrective action(s) under condition 17, the <b>approval holder</b> must, no later than 6 months after the date on which the <b>Minister</b> gave such a direction under condition 17, cease any element of mining as part of the Action that has contributed to reaching of the <b>performance measure</b> as part of the Action until or unless the <b>Minister</b> notifies the <b>approval holder</b> in writing that it may resume these elements of mining.</i>	Not applicable	Not triggered.
19.	<i>The <b>approval holder</b> must include in each <b>compliance report</b> a copy of all monitoring reports required by the Surface Water Management and Monitoring Plan (required under condition B52.(f)(iii) of the <b>State development consent</b>) and the Groundwater Management Plan (required under condition B52.(f)(iv) of the <b>State development consent</b>) included in the <b>Water Management Plan</b> to be provided to the NSW Government in the subject period of that <b>compliance report</b>.</i>	Compliant	MACH Energy prepares an annual review which includes a report of the surface water monitoring data and groundwater monitoring data required by the various monitoring plans. A copy of the annual review is provided with this compliance report.  MACH Energy has also included its monthly environmental monitoring reports and stream health monitoring reports for Spring 2024 and Autumn 2025.
<b>Part B – Administrative conditions</b>			
<i>Submission and publication of plans</i>			
20.	<i>The <b>approval holder</b> must submit all <b>plans</b> required by these conditions electronically to the <b>department</b>.</i>	Compliant	The Water Management Plan was provided electronically to the Department when required by Condition 9 to be submitted to the Department.  The requirement for an Impact Response Plan (IRP) is yet to be triggered.

EPBC Approval 2020/8735 Conditions		Status	MACH Energy Comment
21.	<p>Unless otherwise agreed to in writing by the <b>Minister</b>, the <b>approval holder</b> must publish each <b>plan</b> on the <b>website</b> within <b>15 business days</b> of the date:</p> <p>a) of this approval, if the version of the <b>plan</b> to be implemented is specified in these conditions, or</p> <p>b) the <b>plan</b> is approved by the <b>Minister</b> in writing, if the <b>plan</b> requires the approval of the <b>Minister</b>, or</p> <p>c) the <b>plan</b> is submitted to the <b>department</b> in accordance with a requirement of these conditions, if the <b>plan</b> does not require the approval of the <b>Minister</b>, or</p> <p>d) the <b>plan</b> is approved by a state or territory government official as required under a state or territory government condition which must be complied with in accordance with these <b>EPBC Act</b> conditions.</p>	Compliant	<p>The approved BMP, RMP, WMP and IRP are available on the MACH Energy website <a href="http://machenergyaustralia.com.au/">http://machenergyaustralia.com.au/</a></p> <p>The Rehabilitation Strategy is available on the MACH Energy website <a href="http://machenergyaustralia.com.au/">http://machenergyaustralia.com.au/</a></p> <p>This first Annual Compliance Report (i.e. this document) required under the conditions will be published on the MACH Energy website (<a href="http://machenergyaustralia.com.au/">http://machenergyaustralia.com.au/</a>) within three months of every 12-month anniversary of the commencement of construction.</p>
22.	The <b>approval holder</b> must keep all published <b>plans</b> required by these conditions on the <b>website</b> until the expiry date of this approval.	Compliant	MACH Energy will have all published plans required by the approval conditions available on the website until 22 December 2058.
23.	The <b>approval holder</b> is required to exclude or redact <b>sensitive ecological data</b> from <b>plans</b> published on the <b>website</b> or otherwise provided to a member of the public. If <b>sensitive ecological data</b> is excluded or redacted from a <b>plan</b> , the <b>approval holder</b> must notify the <b>department</b> in writing what exclusions and redactions have been made in the version published on the <b>website</b> .	Compliant	Not triggered. No sensitive ecological data is published in the plans.
Notification of date of commencement of the action			
24.	The <b>approval holder</b> must notify the <b>department</b> electronically of the date of <b>commencement of the Action</b> , within <b>5 business days</b> following <b>commencement of the Action</b> .	Compliant	MACH Energy provided electronic correspondence dated 4 October 2024 notifying the Department of Climate Change, Energy, the Environment and Water (the Department) of commencement of the Action on 30 September 2024 (i.e. within 3 business days). The Department acknowledged this correspondence on 8 October 2024.
25.	If the <b>commencement of the action</b> does not occur within 5 years from the date of this approval, then the <b>approval holder</b> must not <b>commence the action</b> without the prior written agreement of the <b>Minister</b> .	Compliant	Commencement of the Action occurred on the 8 October 2024, which was less than 5 years from the date of the approval.
Compliance records			
26.	The <b>approval holder</b> must maintain accurate and complete <b>compliance records</b> .	Compliant	MACH Energy maintains comprehensive compliance records comprising all activities and outcomes associated with the Approval conditions. These records are available at the request of the Department.



EPBC Approval 2020/8735 Conditions		Status	MACH Energy Comment
27.	<p>If the <b>department</b> makes a request in writing, the <b>approval holder</b> must provide electronic copies of <b>compliance records</b> to the <b>department</b> within the timeframe specified in the request.</p> <p><b>Note: Compliance records</b> may be subject to audit by the <b>department</b>, or by an independent auditor in accordance with section 458 of the <b>EPBC Act</b>, and/or be used to verify compliance with the conditions. Summaries of the results of an audit may be published on the <b>department's</b> website or through the general media.</p>	Compliant	Not triggered. The Department has not made a request in writing for electronic copies of compliance records.
28.	The <b>approval holder</b> must ensure that any <b>monitoring data</b> (including <b>sensitive ecological data</b> ), surveys, maps, and other spatial and metadata required under the conditions of this <b>approval are prepared in accordance with the Guidelines for biological survey and mapped data, Commonwealth of Australia 2018</b> , or as otherwise specified by the <b>Minister</b> in writing.	Compliant	MACH Energy ensures that data required under the conditions of the approval follow the Guidelines for biological survey and mapped data, Commonwealth of Australia 2018.
29.	The <b>approval holder</b> must ensure that any <b>monitoring data</b> (including <b>sensitive ecological data</b> ), surveys, maps, and other spatial and metadata required under the conditions of this approval are prepared in accordance with the Guide to providing maps and boundary data for EPBC Act projects, Commonwealth of Australia 2021, or as otherwise specified by the <b>Minister</b> in writing.	Compliant	MACH Energy ensures that data required under the conditions of the approval follow the Guide to providing maps and boundary data for EPBC Act projects, Commonwealth of Australia 2021.
30.	The <b>approval holder</b> must submit all <b>monitoring data</b> (including <b>sensitive ecological data</b> ), surveys, maps, other spatial and metadata and all species occurrence record data (sightings and evidence of presence) electronically to the <b>department</b> within <b>20 business days</b> of the submission of a <b>compliance report</b> .	Compliant	MACH Energy will electronically submit all data required under the conditions of the approval to the department within 20 business days after the submission of this Annual Compliance Report.
Annual compliance reporting			
31.	The <b>approval holder</b> must prepare a <b>compliance report</b> for each 12-month period following the date of this approval decision, or as otherwise agreed to in writing by the <b>Minister</b> .	Compliant	The Annual Compliance Report (i.e. this document) will be published on the MACH Energy website <a href="https://machenergyaustralia.com.au/mount-pleasant/documentation/">https://machenergyaustralia.com.au/mount-pleasant/documentation/</a> within three months of every 12-month anniversary of the commencement of construction. This Annual Compliance Report covers the period of 24 September 2024 to 23 September 2025.
32.	Each <b>compliance report</b> must be consistent with the Annual Compliance Report Guidelines, Commonwealth of Australia 2014.	Compliant	The Annual Compliance Report (i.e. this document) follows the Annual Compliance Report Guidelines, Commonwealth of Australia 2014.

EPBC Approval 2020/8735 Conditions		Status	MACH Energy Comment
33.	<p>Each <b>compliance report</b> must include:</p> <ul style="list-style-type: none"> <li>a) Accurate and complete details of compliance and any non-compliance with the conditions and the <b>plans</b>, and any <b>incidents</b>.</li> <li>b) One or more <b>shapefile</b> showing all <b>clearing of protected matters</b>, and/or their habitat, undertaken within the 12-month period at the end of which that <b>compliance report</b> is prepared.</li> <li>c) A schedule of all <b>plans</b> in existence in relation to these conditions and accurate and complete details of how each <b>plan</b> is being implemented.</li> </ul>	Compliant	<p>This Annual Compliance Report accurately represents the compliance status of each condition.</p> <p>The Annual Compliance Report is accompanied by a shapefile of the clearing of White Box-Yellow Box-Blakely's Red Gum Grassy Woodland TEC and Striped Legless Lizard habitat.</p> <p>A register of relevant plans required under EPBC Approval 2020/8735 with submission dates, approval dates and condition numbers is included with the Annual Compliance Report.</p>
34.	<p>The <b>approval holder</b> must:</p> <ul style="list-style-type: none"> <li>a) Publish each <b>compliance report</b> on the <b>website</b> within 60 <b>business days</b> following the end of the 12-month period for which that <b>compliance report</b> is required.</li> <li>b) Notify the <b>department</b> electronically, within 5 <b>business days</b> of the date of publication that a <b>compliance report</b> has been published on the <b>website</b>.</li> <li>c) Provide the weblink for the <b>compliance report</b> in the notification to the <b>department</b>.</li> <li>d) Keep all published <b>compliance reports</b> required by these conditions on the <b>website</b> until the expiry date of this approval.</li> <li>e) Exclude or redact <b>sensitive ecological data</b> from <b>compliance reports</b> published on the <b>website</b> or otherwise provided to a member of the public.</li> <li>f) If <b>sensitive ecological data</b> is excluded or redacted from the published version, submit the full <b>compliance report</b> to the <b>department</b> within 5 <b>business days</b> of its publication on the <b>website</b> and notify the <b>department</b> in writing what exclusions and redactions have been made in the version published on the <b>website</b>.</li> </ul> <p><b>Note: Compliance reports</b> may be published on the <b>department's website</b>.</p>	Compliant	<p>The Annual Compliance Report (i.e. this document) will be published on the MACH Energy website <a href="http://machenergyaustralia.com.au/">http://machenergyaustralia.com.au/</a> within 60 business days at the end of each 12-month period. The department will be notified within 5 business days after been published on the website.</p> <p>The Annual Compliance Report will remain on the website until the expiry date of this approval (22 December 2058).</p> <p>No sensitive ecological data is published in the plans.</p>
Reporting non-compliance			
35.	<p>The <b>approval holder</b> must notify the <b>department</b> electronically, within 2 <b>business days</b> of becoming aware of any <b>incident</b> and/or potential non-compliance and/or actual non-compliance with the conditions or commitments made in a <b>plan</b>.</p>	Compliant	Not triggered. MACH Energy will notify the department after becoming aware of potential non-compliances within 2 business days.
36.	<p>The <b>approval holder</b> must specify in the notification:</p> <ul style="list-style-type: none"> <li>a) Any condition or commitment made in a <b>plan</b> which has been or may have been breached.</li> <li>b) A short description of the <b>incident</b> and/or potential non-compliance and/or actual non-compliance.</li> <li>c) The location (including co-ordinates), date and time of the <b>incident</b> and/or potential non-compliance and/or actual non-compliance.</li> </ul> <p><b>Note: If the exact information cannot be provided, the approval holder must provide the best information available.</b></p>	Not applicable	Not triggered.

EPBC Approval 2020/8735 Conditions		Status	MACH Energy Comment
37.	<p>The <b>approval holder</b> must provide to the <b>department</b> in writing, within 12 <b>business days</b> of becoming aware of any <b>incident</b> and/or potential non-compliance and/or actual non-compliance, the details of that <b>incident</b> and/or potential non-compliance and/or actual non-compliance with the conditions or commitments made in a <b>plan</b>. The <b>approval holder</b> must specify:</p> <ul style="list-style-type: none"> <li>a) Any corrective action or investigation which the <b>approval holder</b> has already taken.</li> <li>b) The potential impacts of the <b>incident</b> and/or non-compliance.</li> <li>c) The method and timing of any corrective action that will be undertaken by the <b>approval holder</b>.</li> </ul>	Not applicable	Not triggered.
<i>Independent audit</i>			
38.	The <b>approval holder</b> must ensure that an <b>independent audit</b> of compliance with the conditions is conducted for every five-year period following the <b>commencement of the Action</b> until this approval expires, unless otherwise specified in writing by the <b>Minister</b> .	Not applicable	Not triggered. It has not been five years since the commencement of the Action.
39.	<p>For each <b>independent audit</b>, the <b>approval holder</b> must:</p> <ul style="list-style-type: none"> <li>a) Provide the name and qualifications of the nominated <b>independent auditor</b>, the draft audit criteria, and proposed timeframe for submitting the <b>audit report</b> to the <b>department</b> prior to commencing the <b>independent audit</b>.</li> <li>b) Only commence the <b>independent audit</b> once the nominated <b>independent auditor</b>, audit criteria and timeframe for submitting the <b>audit report</b> have been approved in writing by the <b>department</b>.</li> <li>c) Submit the <b>audit report</b> to the <b>department</b> for approval within the timeframe specified and approved in writing by the <b>department</b>.</li> <li>d) Publish each <b>audit report</b> on the <b>website</b> within 15 <b>business days</b> of the date of the <b>department's</b> approval of the <b>audit report</b>.</li> <li>e) Keep every <b>audit report</b> published on the <b>website</b> until this approval expires.</li> </ul>	Not applicable	Not triggered. See above.
40.	Each <b>audit report</b> must report for the five-year period preceding that <b>audit report</b> .	Not applicable	Not triggered. See above.
41.	Each <b>audit report</b> must be completed to the satisfaction of the <b>Minister</b> and be consistent with the Environment Protection and Biodiversity Conservation Act 1999 Independent Audit and Audit Report Guidelines, Commonwealth of Australia 2019.	Not applicable	Not triggered. See above.
<i>Completion of the action</i>			
42.	<p>The <b>approval holder</b> must comply with condition A5<sup>1</sup> in Schedule 2 of the <b>State development consent</b>.</p> <p><sup>1</sup> Condition A5 in the <b>State development consent</b> states that mining operations may be carried out on the site, within the approved disturbance area, until 22 December 2048.</p>	Compliant	Mining operations are occurring and can continue to occur until 22 December 2048.
43.	The <b>approval holder</b> must notify the <b>department</b> electronically 60 <b>business days</b> prior to the expiry date of this approval, that the approval is due to expire.	Not applicable	Not triggered. It is more than 60 business days prior to the expiry date of the approval (22 December 2058).

EPBC Approval 2020/8735 Conditions		Status	MACH Energy Comment
44.	<i>Within 20 <b>business days</b> after the <b>completion of the Action</b>, and, in any event, before this approval expires, the <b>approval holder</b> must notify the <b>department</b> electronically of the date of <b>completion of the Action</b> and provide <b>completion data</b>. The <b>approval holder</b> must submit any spatial data that comprises <b>completion data</b> as a <b>shapefile</b>.</i>	Not applicable	Not triggered. The Action has not yet been completed.
<i>Changes to State development consent</i>			
45.	<i>The <b>approval holder</b> must notify the <b>department</b> in writing of any proposed change to the <b>State development consent</b> that may relate to <b>protected matters</b> within 5 <b>business days</b> of formally proposing a change or within 5 <b>business days</b> of submitting an application to propose a change.</i>	Compliant	Not triggered. No changes to the State development consent have been proposed in the period.
46.	<i>The <b>approval holder</b> must notify the <b>department</b> in writing of any change to the <b>State development consent</b> conditions that may relate to <b>protected matters</b>, within 10 <b>business days</b> of a change to conditions being approved.</i>	Compliant	Not triggered. No changes to the State development consent conditions have occurred in the period.