

Copi Mineral Sands Project

The Department of Planning, Housing and Infrastructure – Crown Lands (herein ‘Department’) has reviewed the proposal.

For use and access to Crown land

Authority to use, traverse, access or build infrastructure on Crown land is required under the *Crown Land Management Act 2016*. It is recommended that the proponent contact the Department as early as possible to discuss and initiate the processes required to authorise the use of and/or access to Crown land.

If infrastructure needs to be built on Crown land under Part 4 of the *Environmental Planning and Assessment Act 1979*, consent of the Minister for Lands and Property must be obtained via the Department. Further information can be found at the following link:

<https://www.crownland.nsw.gov.au/sites/default/files/2022-07/landowners-consent-application-form.pdf>

It is noted that there may be realignment of Council roads within leasehold land in the Wentworth Local Government Area. Anabranck Mail Road and Nulla Road are dedicated Council public roads with Wentworth Shire Council being the relevant road authority. If the proposal requires the use of Crown land for Council road realignment in order to implement the Copi Mineral Sands Project proposal, the land will need to be acquired under the *Land Acquisition (Just Terms Compensation) Act 1991* (LATJC Act) by Wentworth Shire Council. The proponent will be required to contact Wentworth Shire Council to discuss the acquisition process. Further information regarding Crown land and the LATJC Act is located at the following link:

<https://www.crownland.nsw.gov.au/resources/purchase-crown-lands/compulsory-acquisition>.

Please note that Lot 4069 DP 766544 has been subject to subdivision and the portion of this lot proposed to be impacted by the project is now Lot 1 DP 1255308.

Lineal Infrastructure (eg. pipelines, electricity transmission lines and/or access tracks) traversing Crown land

If lineal infrastructure (such as pipelines, electricity transmission lines and access tracks) are expected to traverse Crown land, an easement over said Crown land will be required for protection of the infrastructure. Information regarding the easement process is available at the below link: <https://www.crownland.nsw.gov.au/protection-and-management/easements>. To discuss easement requirements, please contact the Department’s Acquisitions Team at:

cl.acquisitions@crownland.nsw.gov.au.

It is important to note that the Mine Access Track (referred to as the “Mine Site Access Road” within the EIS) will need to be authorised by way of an easement.

As the easement process may be lengthy, it is also recommended that the proponent apply for a licence for each Crown land lot as soon as possible. A licence will temporarily authorise use and access for the infrastructure to traverse Crown land whilst the easement applications are being processed.

Details on how to apply for a licence are available at the below link:

<https://www.crownland.nsw.gov.au/licences-leases-and-permits/apply-or-manage-licence>

It is important to note that licences or easements must be in place before infrastructure can traverse Crown land or roads.

Commons

Lot 7479 DP 1200701 (Reserve 2421) is part of Willyama Common under the care, control and management of Willyama Common Trust (managed by the Broken Hill City Council). The proponent is encouraged to consult with Broken Hill City Council regarding the use of, or access to, this Crown land and to contact Department as early as possible if its involvement is required to assist.

Crown Land and Crown Roads Subject to Mining Leases and Exploration Licences

For mining operations involving Crown land or Crown roads, the following requirements apply:

1. All Crown land and Crown roads within a Mining Lease (with surface rights), subject to mining or mining related activity, must be subject to a Compensation Agreement issued under Section 265 of the *Mining Act 1992*, to be agreed and executed prior to any mining activity taking place. The Compensation Agreement may include conditions requiring the Mining Lease Holder to purchase Crown land impacted on by mining activity.
2. All Crown land and Crown roads within a Mining Lease (with sub-surface rights only) must be subject to a Section 81 Consent under the *Mining Act 1992* where surface activities are proposed, to be agreed and executed prior to any surface activity taking place.
3. All Crown land and Crown roads located within an Exploration Licence, subject to exploration activity, must be subject to an Access Arrangement issued under Section 141 of the *Mining Act 1992*, to be agreed and executed prior to any exploration activity taking place.
4. All Crown roads within a Mining Lease or Exploration Licence must be subject to a works consent approval under Section 138 and/or Section 71 of the *Roads Act 1993* where exploration, mining or mining related activity impact on these roads.

If the proponent requires further information or has any questions, please contact Amy Smith, Senior Natural Resource Management Officer, on 02 6883 5434 or at amy.smith@crownland.nsw.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to be 'SB' or similar initials, written in a cursive style.

Shaun Barker
A/g Area Manager – Far West

23 May 2024