

Compliance History

CONTACT

RZ RESOURCES LIMITED

COMPLIANCE HISTORY

NUMBER / GROUP NUMBER	LOCATION	CATEGORY	SUBCATEGORY	NON COMPLIANCE DATE	OFFENCE PROVISION	REGULATORY RESPONSE
NCN0009654 NCG0004511	EL 8312 (1992)	False or misleading information			Mining Act 1992 s 378C	Official caution
NCN0009655 NCG0004511	EL 8312 (1992)	False or misleading information			Mining Act 1992 s 378C	Penalty notice

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Allegation

it is alleged RZ Resources (RZ) have breached s.378C - provide false or misleading information on two separate occasions: Allegation 1 (NCN 9654) - on 1/9/20 RZ submitted to the Regulator a completed and signed ESF2 Form. This related to activities undertaken in accordance with activity approvals granted for EL 8312 on 15 May 2018 and 20 March 2019. Section 6.6. of the ESF 2 Form titled 'Is the landholder/s satisfied with the rehabilitation?' notes that appendix A to the ESF 2 Form 'Landholder rehabilitation statement' was not completed. The following statement was made by RZ: 'All work pertaining to the landholders requests for rehabilitation of tracks has been successfully completed and is verbally happy with what has been repaired but no written approval has been requested.' On 2 March 2021, Inspectors meet with the relevant landholder, Personal info who advised inspectors that he had never been consulted by RZ. It is alleged that in submitting its ESF2 and stating the landholder was verbally happy with rehabilitation, RZ have provided false or misleading information. The date an inspector first became aware of this offence was during an inspection with the relevant landowner on 4/3/2021. Allegation 2 (NCN 9655) - The 2020 ERC Report submitted by RZ for EL 8312 and dated 11 November 2020 states at table 3 that 61 AC drill holes completed were 'plugged and rehabilitated' with the comment 'Rehabilitation Completed'. No reference was made to the submission of an 'ESF2 Form. On 9 December 2020, Inspectors conducted an inspection three of these drill holes being mining exploration These holes had not been rehabilitated. On 2 March 2021, Inspectors conducted a further inspection of the before mentioned drill holes along with mining exploration These holes remained unrehabilitated. It is alleged that in submitting the 2020 ERC Report and stating all 61 holes had been rehabilitated, RZ have provided false or misleading information. The date an inspector first became aware of this offence was 11/2/2021.

Summary of findings

Allegation 1 (NCN9654) - The completion of the landholder satisfaction component of an ESF2 Form is NOT mandatory. - RZ claim to have informed the landowners of the completed rehab in a meeting with them on 11/2/2020 but make no mention of any response from the landowners at the time regarding their satisfaction and who could not have inspected the rehabilitation works in any case in order to provide feedback of their satisfaction. - The landowner being Personal info is the original complainant against RZ and it is difficult to see him agreeing to be satisfied with any rehabilitation undertaken by RZ without first inspecting it. - In its submission to the Regulator on 8 April 2021, RZ references a meeting on 11/2/2020 and states 'in this instance the landowner was verbally notified of the completed rehabilitation works in a meeting with the

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landowners on 11/2/20 in Wentworth where rehabilitation along with other general project related issues were discussed'. RZ make NO comment as to whether the landowners were satisfied with rehabilitation at all. - This allegation relies on the word of RZ against the word of the landowner however the landowner did keep detailed notes of the meeting in question and could not possibly state if he was happy with rehab if he was just informed of it being completed. Allegation 2 (NCN 9655) - RZ made full admissions to inaccurately reporting it had rehabilitated 61 AC drill holes when in fact it hadn't. - It would at least be considered reckless rather than intentional in providing the information in the 2020 ERC Report.