



BHP Mitsubishi Alliance

Annual Compliance Report

EPBC 2019/8576

Spring Creek to Phillips Creek Diversion

Status: Approved

Version: 1.0 (16 April 2025)

Document Author	Version	Date
Environment – BM Alliance Coal Operations Pty Ltd	1.0	16-April-25

Project Name	Spring Creek to Phillips Creek Diversion
Approval Holder	BM Alliance Coal Operations Pty Limited
ABN	67 096 412 752
Address	Level 14, 480 Queen Street, Brisbane, QLD 4001.
EPBC Approval Reference	EPBC 2019/8576
Approved Action	To construct the Spring Creek to Phillips Creek water diversion and supporting infrastructure at the Saraji Mine, approximately 60km southeast of Moranbah, Queensland.
Approval Date	22-March-21
Action Commencement Date	16-April-24
Reporting Period	16-April-24 – 15-April-25
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. 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 of Authorised Reporting Officer	
Name of Authorised Reporting Officer	Craig Bancroft
Title of Authorised Reporting Officer	Manager Environment and Water
Date	16-April-25
Organisation Name	BM Alliance Coal Operations Pty Limited
Organisation ABN	67 096 412 752

Table of Contents

Description of Activities	4
Spring Creek to Phillips Creek Diversion	4
Compliance Table	6
Appendix A: Spring Creek to Phillips Creek Project Area	9
Appendix B: Declaration Notice Approval.....	10
Appendix C: Letter to DCCEEW upon securing offsets	13
Appendix D: Letter to DCCEEW upon commencement of action	14

Description of Activities

Saraji Mine (SRM) is an open-cut coal mining operation located in the Bowen Basin, approximately 20 kilometers north of Dysart in central Queensland. The mine is operated by BHP Mitsubishi Alliance (BMA), the 50:50 joint venture between BHP and Mitsubishi Development and produces semi-hard coking and hard coking coal products.

The mine targets several prominent coal seams within the Permian-aged Moranbah Coal Measures, including the Leichhardt, Vermont, Goonyella and Dysart seams. These seams are known for their substantial thickness and high-quality coal characteristics, making them well-suited for steel production. Saraji's production capabilities can exceed 10 million tonnes per annum (Mtpa) of saleable coal, depending on operational and market conditions

Spring Creek to Phillips Creek Diversion

The Spring to Phillips Creek Diversion project (the Action) involves the construction of a diversion and supporting infrastructure at SRM. The Action will improve water management at SRM through more effective separation of clean water; rectifying historical design issues with the existing Southern Creek diversion; and delivering a post-mining landform that is safe, stable and non-polluting.

This diversion will replace the current Southern Creek Diversion (Water Licence 46303F) which conveys flow into Phillips Creek. The diversion will be constructed in two distinct reaches.

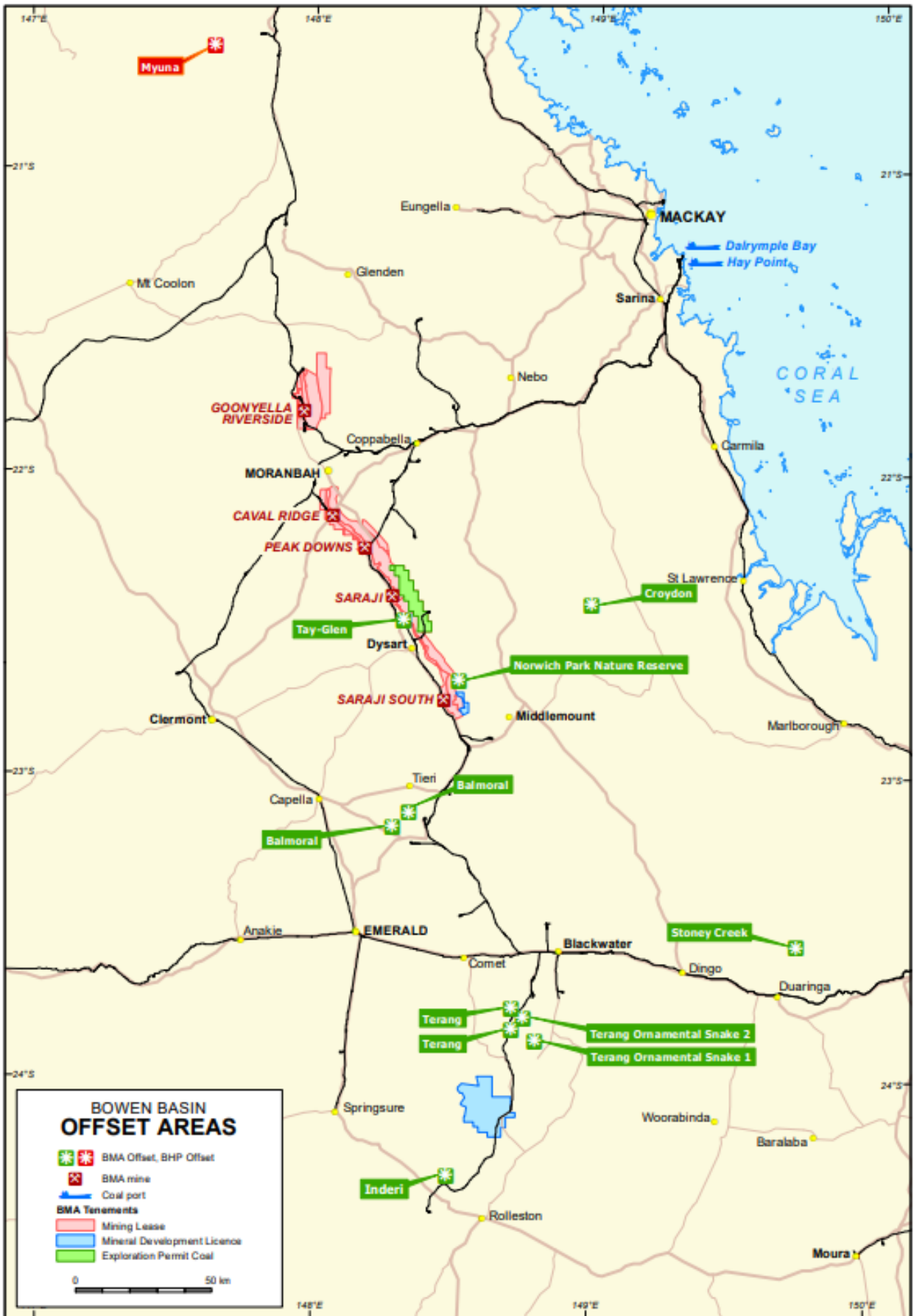
- Spring Creek to Southern Creek reach (approximately 4 km) - the diversion of Spring Creek from upstream of the existing Spring Creek diversion into the Southern Creek diversion; and
- Southern Creek to Phillips Creek reach (approximately 3 km) – convey cumulative flows from Spring Creek and Southern Creek from upstream of Lester Dam to Phillips Creek in the south. *Currently underway.*

On 22 March 2021 the Department of Climate Change, Energy, Environment and Water (DCCEEW) granted approval under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) to execute the Spring to Phillips Creek diversion project (the Action). The approval, containing twenty-one (21) conditions is in effect until 24 March 2056. This report has been compiled as required by Condition 14 of the approval in accordance with the *Annual Compliance Report Guidelines* (2023).

The action and controlling provisions for which approval has been granted are listed as follows:

Person to whom the approval is granted (approval holder)	BM Alliance Coal Operations Pty Limited
ABN of approval holder	67 096 412 752
Action	To construct the Spring Creek to Phillips Creek water diversion and supporting infrastructure at the Saraji Mine, approximately 60 km southeast of Moranbah, Queensland [see EPBC Act referral 2019/8576].

Listed Threatened Species and Communities	Decision
Section 18	Approve
Section 18A	Approve

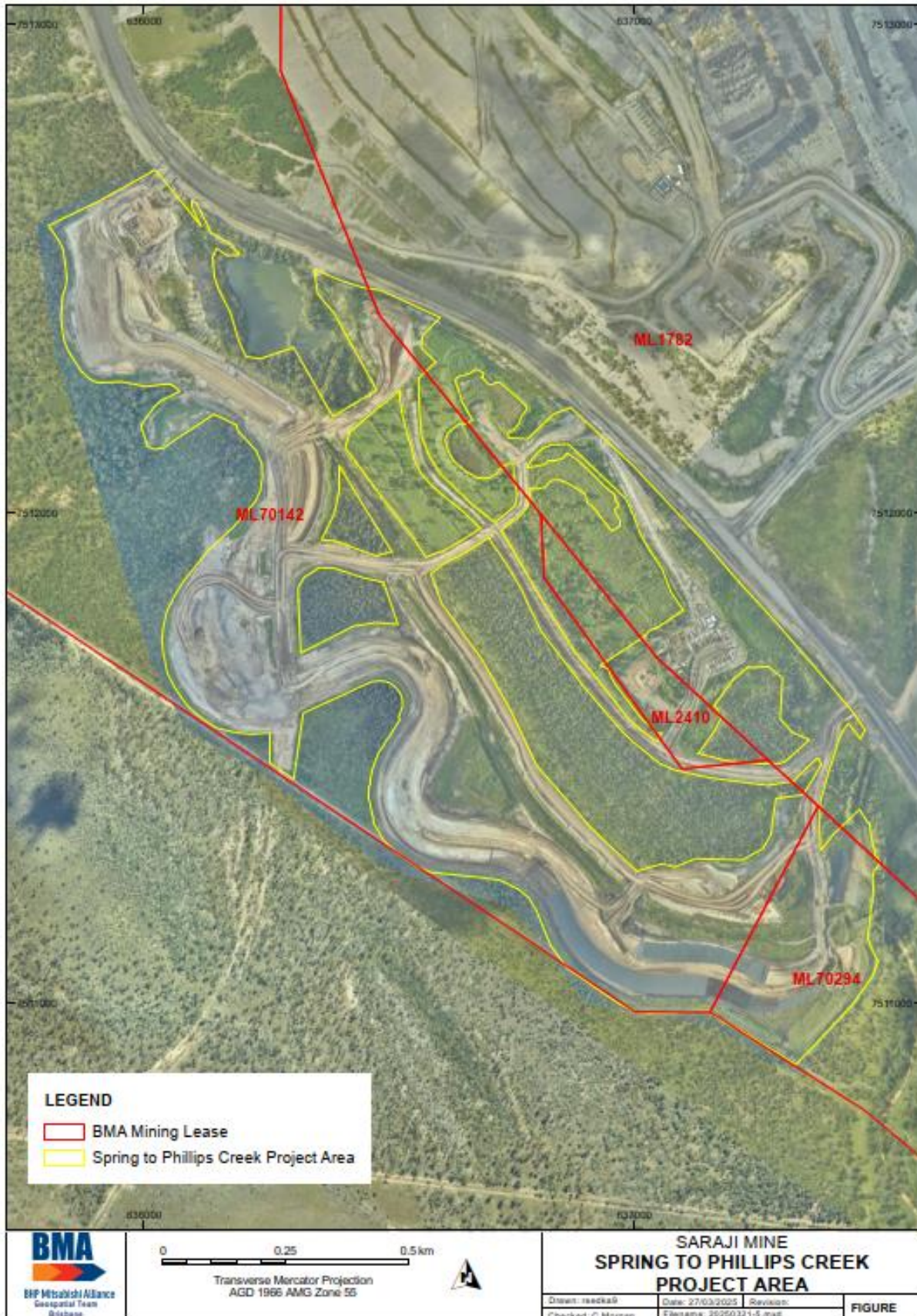


Condition #	Condition	Compliance	Evidence
1	The approval holder must only undertake the action within the Spring to Phillips Creek Diversion project site.	Compliant	The disturbance footprint and relevant project site is shown in Appendix A .
2	The approval holder must not clear more than 74 hectares of Koala habitat.	Compliant	35ha of Koala habitat has been cleared at the time of this report.
3	To compensate for the clearance of up to 74 hectares of Koala habitat, the approval holder must, prior to the commencement of the project, implement the Offset Area Management Plan (OAMP).	Compliant	The Offset Area Management Plan (OAMP) was implemented prior to action commencement.
4	The approval holder must achieve the final completion criteria in Table 5: Interim and final completion criteria of the OAMP within 20 years of the commencement of the action.	Not applicable	The action commencement date was 16-April-24 .
5	The approval holder must legally secure the offset area within 12 months from the date of the commencement of the action. The OAMP must be attached to the legal mechanism used to legally secure the offset area.	Compliant	A voluntary declaration on Lot 201 SP321205 - Isaac Regional Council was submitted and approved by the Department of Resources on 8-Dec-23 . Approval for the declared area and certified PMAV documents was received 9-May-24 (see Appendix B).
6	The approval holder must provide evidence of the legal mechanism being executed to the department, within 5 business days of the offset area being legally secured.	Compliant	Approval for the declared area and certified PMAV documents was received 9-May-24 . Written notification provided to the Department on 13-May-24 (see Appendix C).
7	The legal mechanism used to legally secure the offset area must remain in force from the date of obtaining legal security and for the period of effect of this approval.	Compliant	On the date of publishing, the legal mechanism is in force.
8	The approval holder must notify the department in writing of the date of commencement of the action, within 5 business days after the date of the commencement of the action.	Compliant	The action commenced on 16-April-24 . DCCEEW was notified in writing on the same day (see Appendix D).
9	If the commencement of the action does not occur within 5 years from the date of this approval, then the approval holder must not commence the action without the prior written agreement of the minister.	Compliant	Approval was received 22-March-21 . The action commencement date was 16-April-24 .
10	The approval holder must maintain accurate and complete compliance records.	Compliant	All necessary records are being kept in the BHP document management system and are updated as required.
11	If the department makes a request in writing, the approval holder must provide electronic copies of the compliance records to the department within the timeframe specified in the request.	Not applicable	The action commencement date was 16-April-24 .
12a	The approval holder must submit plans electronically to the department.	Compliant	All plans and information have been submitted electronically to the department.
12b(i)	The approval holder must, unless otherwise agreed to in the writing by the Minister, publish each plan on its website within 20 business days of the date of this approval, if the version of the plan to be implemented is specified in these conditions; or	Not applicable	Refer to 12b(ii).

Condition #	Condition	Compliance	Evidence
12b(ii)	The approval holder must, unless otherwise agreed to in the writing by the Minister, publish each plan on its website within 20 business days of the date the plan has been approved by the Minister in writing.	Compliant	The OAMP and Offset Strategy are both available on the BHP website. https://www.bhp.com/sustainability/environment/regulatory-information
12c	The approval holder must exclude or redact sensitive ecological data from plans published on its website or provided to a member of the public.	Compliant	No sensitive ecological information needed to be redacted.
12d	Keep the plans published on its website for the duration of this approval.	Compliant	At the date of this report, all plans remain available on the BHP website. https://www.bhp.com/sustainability/environment/regulatory-information
13	The approval holder must ensure that any monitoring data (including sensitive ecological data), surveys, maps, and other spatial and metadata required under conditions 3, 12 and 20 is prepared in accordance with the department's <i>Guidelines for biological surveys and mapped data</i> (2018) and submitted electronically to the department in accordance with the requirements of the plans.	Compliant	Monitoring data, surveys, maps and other spatial data have been prepared in accordance with the <i>Guide for biological surveys and mapped data</i> (2018). Baseline and Biocondition Monitoring has been completed during the annual period and is available upon request as per Section 4 of the OAMP.
14	The approval holder must prepare a compliance report for each 12 month period following the commencement of the action, otherwise in accordance with an annual date that has been agreed to in writing by the minister.	Compliant	This compliance report is valid for the 12-month period between 16-April-24 (action commencement) and 15-April-25 .
14a	The approval holder must publish each compliance report on the website within 60 business days following the relevant 12 month period.	Not applicable	This report will be published to the BHP website within 60 days of submission to the department, with the exact date provided in the next annual compliance report.
14b	Notify the department by email that a compliance report has been published on the website and provide the weblink for the compliance report within 10 business days of the date of publication.	Not applicable	To be completed in the 25/26 reporting period.
14c	Keep all compliance reports publicly available on the website for the duration of this approval.	Not applicable	Refer to 14a and b.
14d	Exclude or redact sensitive ecological data from compliance reports published on the website.	Compliant	No sensitive ecological information needed to be redacted from published material.
14e	Where any sensitive ecological data has been excluded from the version published, submit the full compliance report to the department within 10 business days of publication.	Not applicable	Refer to 14d.
15	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 specify: a) The condition which is or maybe in breach b) a short description of the incident and/or non-compliance; and c) the location (including coordinates), date, and time of incident and/or non-compliance.	Compliant	No non-compliances have occurred during the reporting period.

Condition #	Condition	Compliance	Evidence
16	<p>The approval holder must provide to the department the details of any incident or non-compliance with the conditions or commitments made in the plans as soon as practicable and no later than 28 business days after becoming aware of the incident or non-compliance, specifying:</p> <p>a) any corrective action or investigation which the approval holder has already taken or intends to take in the immediate future;</p> <p>b) the potential impacts of the incident and non-compliance;</p> <p>c) the method and timing of any remedial action that will be undertaken by the approval holder.</p>	Not applicable	Refer to 15.
17	<p>The approval holder must ensure that independent audits of compliance with the conditions are conducted when requested in writing by the Minister.</p>	Not applicable	No requests have occurred during the reporting period.
18	<p>For each independent audit, the approval holder must:</p> <p>a) provide the name and qualifications of the independent auditor and the draft audit criteria to the department;</p> <p>b) only commence the audit once the audit criteria have been approved in writing by the department; and</p> <p>c) submit an audit report to the department within the timeframe specified in the approved audit conditions.</p>	Not applicable	Refer to 17.
19	<p>The approval holder must publish the audit reports on its website within 10 business days of receiving the departments approval of the audit report and keep the audit report published on its website for the duration of this approval.</p>	Not applicable	Refer to 17.
20	<p>The approval holder may, at any time, apply to the minister for a variation to the OAMP or a version subsequently revised in accordance with these conditions, by submitting an application in accordance with the requirements of 143A of the EPBC Act if the Minister approves a revised OAMP then, from the date specified, the approval holder must implement the revised OAMP in place of the previously approved OAMP.</p>	Not applicable	No variations of the OAMP have occurred during the reporting period.
21	<p>Within 30 business days after completion of the action, the approval holder must notify the department in writing of the date of completion of the action and must provide completion data.</p>	Not applicable	The action has not been completed during the reporting period.

Appendix A



Appendix B

Declaration notice – approval

Vegetation Management Act 1999 Sections 19E to 19G

1. Details of request

- 1.1. **Registered owner's names:** BHP Coal Pty Ltd, Umal Consolidated Pty Ltd, BHP Queensland Coal Investments Pty Ltd, Mitsubishi Development Pty Ltd, QCT Investment Pty Ltd, QCT Mining Pty Ltd & QCT Resources Pty Limited
- 1.2. **Date request received:** 24 October 2023
- 1.3. **Request:** Request for a declared area.
- 1.4. **Property description:** Lot 201 on plan SP321205 - Isaac Regional Council
- 1.5. **Land tenure:** Freehold
- 1.6. **Decision reference:** 2023/003522

2. Declaration information

2.1. Declaration made:

The Chief Executive of the Department of Resources declares the area, identified on Declared Area Map DAM 2023/003522, as an area of high nature conservation value in accordance with sections 19F and 19G of the *Vegetation Management Act 1999*.

The chief executive considers the declared area to meet the following criteria under section 19G of the *Vegetation Management Act 1999*—

The declared area is an area of high nature conservation value under section 19G(1)(b), as the area is one or more of the following:

- an area containing a vegetation clump or corridor that contributes to the maintenance of biodiversity.

The documents outlined in 2.2 form part of this declaration.

2.2. Declaration documents:

The following documents are part of this declaration, and must be read in conjunction with this notice:

- Declared area map (DAM 2023/003522)
- Spring to Phillips Creek Diversion Project Offset Area Management Plan Tay-Glen Property 15 February 2021, Version Number 9

2.3. Property Map of Assessable Vegetation

In accordance with s20B of the *Vegetation Management Act 1999*, the following Property Map of Assessable Vegetation (PMAV) has been prepared for the declared area.

- PMAV 2023/003523

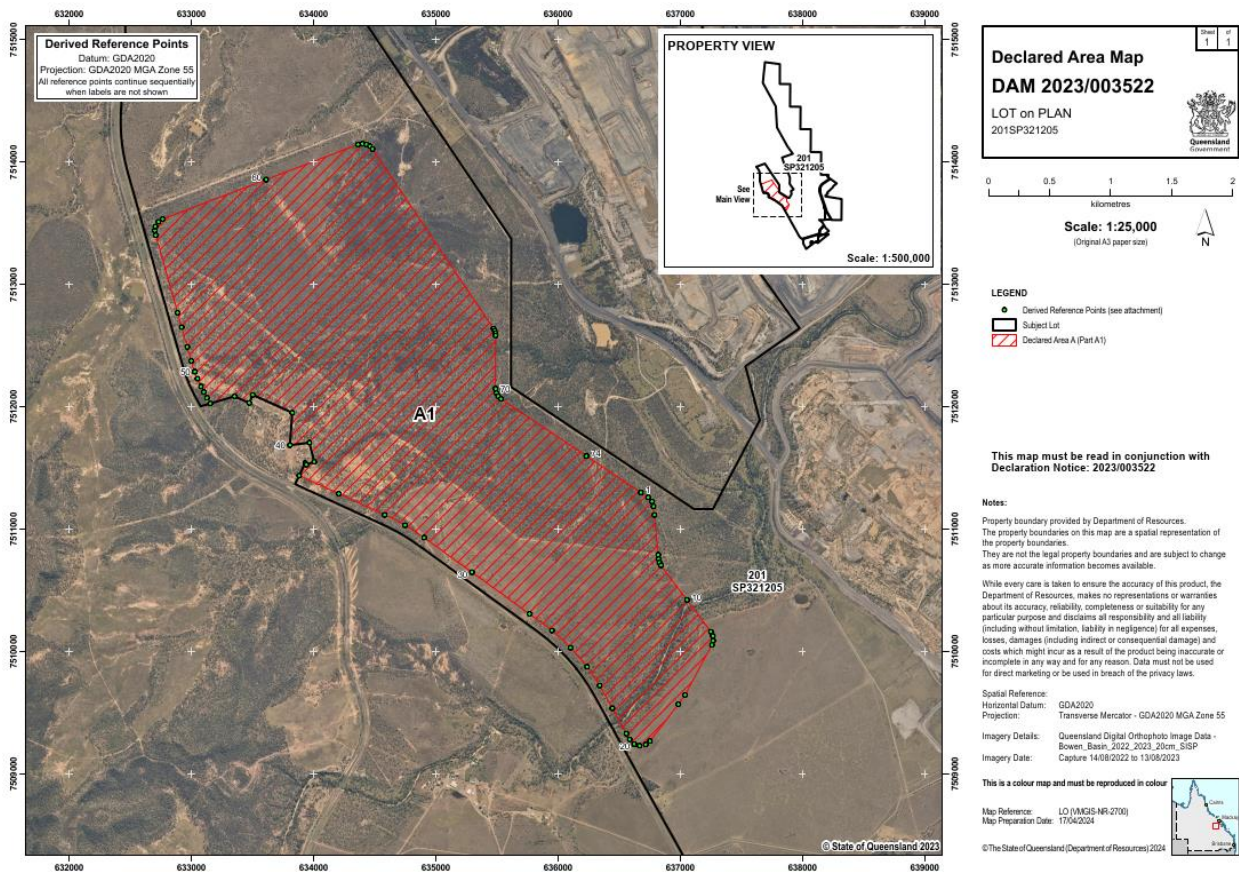
Information notice for PMAV 2023/003523

2.4. Date of declaration: 9 May 2024

3. Delegated officer's signature

Michael Gordon

Senior Natural Resource Management Officer (VM1)



Appendix C

Subject: EPBC2019/8576 Offset Area Notification - Saraji Mine
Sent: 13/05/2024, 9:30:44 AM
From: Morgan, Cian <cian.morgan@bhp.com>
To: EPBCMonitoring@dceew.gov.au
Attachments: [Declaration Letter 2023_003522_signed.pdf](#)
[Declaration Notice 2023_003522_signed.pdf](#)
[Information Notice PMAV 2023_003523_signed.pdf](#)
[Spring to Phillips Creek Diversion OAMP Final.pdf](#)
[BHP_2023_003523_certify_signed.pdf](#)
[dam_2023_003522.pdf](#)

Good morning,

This is a notification pursuant of the requirement of EPBC act referral 2019/8576 to provide evidence of the legal securing of an offset area within 12 months from the date of the commencement of the action.

Please find for your records evidence of the securing of the Offset Area, particularly:

- Declaration Letter from the Queensland Department of Resources
- Declaration Notice
- Declared Area Map (Tay Glen)
- Property Map of Assessable Vegetation (PMAV)
- Information Notice for PMAV

Should you require any additional information please don't hesitate to contact me.

Kind regards,
Cian

Cian Morgan
Principal Environment
BMA Saraji
[Redacted]



Appendix D

From: Morgan, Cian <cian.morgan@bhp.com>
Sent: Tuesday, April 16, 2024 2:34 PM
To: EPBC Monitoring <epbc.monitoring@dcceew.gov.au>
Subject: FW: EPBC 2019/8576 Action Commencement Notification - Saraji Mine

Good afternoon,

This is a notification pursuant of EPBC approval 2019/8576 Spring to Phillips Creek Diversion, Queensland.

Please be aware that the action outlined in this approval has commenced as of 16/04/2024.

Details

Person to whom the approval is granted (approval holder)	BM Alliance Coal Operations Pty Limited
ABN of approval holder	67 096 412 752
Action	To construct the Spring Creek to Phillips Creek water diversion and supporting infrastructure at the Saraji Mine, approximately 60 km southeast of Moranbah, Queensland [see EPBC Act referral 2019/8576].

If you have any queries please don't hesitate to contact me.

Kind regards,
Cian Morgan

Cian Morgan
Principal Environment
BMA Saraji

