

APPENDIX B– ASSESSMENT OF COMPLIANCE – EPBC 2001/174 AUDIT TABLE

STATUS OF COMPLIANCE WITH CONDITIONS OF APPROVAL EPBC 2001/174

- The Audit Table provides a summary interpretation of the condition requirements applying to the Proposal under the Environmental Protection and Biodiversity Conservation Act 1999 (EPBC Act).
- Status: **C = Compliant**; **CLD = Completed**; **DEL = Deleted**; **NC = Non – compliant**; **NR = Not Required at this stage**; **NA = Not Audited**

Condition No.	Condition	Status	Evidence
1	For the purposes of protecting <i>Tetratheca paynterae</i> , the person taking the action must not undertake ground disturbing activity in the area designated as 'Area A' on the map at provided at Attachment 1.	C	No ground-disturbing activity was undertaken in 'Area A' during the reporting period. The area is signposted with restricted access (Appendix G).
4	To manage the impacts on <i>Tetratheca paynterae</i> and <i>Tetratheca harperi</i> , the person taking the action must implement the Flora and Vegetation Management Plan approved in accordance with condition 6 of the Western Australian Ministerial Statement 982.	C	The Yilgarn Operations Flora and Vegetation Management Plan (FVMP) (Revision G) was submitted to the Department of Parks and Wildlife (DPaW) and the Office of the Environmental Authority (OEPA) on 29 April 2015. OEPA approval of the FVMP (Revision G) was granted 22 September 2016 (OEPA Ref: 16-030655). In 2019, minor updates were made to align the FVMP with YIPL/MinRes branding and update to better reflect current project information. These updates did not result in any material changes to the approved Plan. The revised FVMP (Revision 0) was submitted to the DWER on 15 November 2019 and approved on 4 February 2020. YIPL continues to implement the approved FVMP (Revision 0) in accordance with the requirements of MS982:6, including the requirements of MS982:6-3(1&2).

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			Annual monitoring of <i>Tetratheca paynterae</i> was carried out by Umwelt Environmental in 2024 (Appendix E).
5.	The person taking the action must not undertake ground disturbing activity in the area designated as 'Area B' on the map provided in Attachment 1 unless the Minister has approved the <i>Tetratheca paynterae</i> Recovery Plan and the <i>Tetratheca paynterae</i> Research and Management Plan. The plans must be prepared in consultation with the Department of Parks and Wildlife (DPaW) and in accordance with the requirements under conditions 7-3 and 7-4 of the Western Australian Ministerial Statement Number 982. By the 30th of June of each year after the date of the ground disturbing activity in 'Area B', the person taking the action must submit to the Minister the results and outcomes of the <i>Tetratheca paynterae</i> Recovery Plan and the <i>Tetratheca paynterae</i> Research and Management Plan for the preceding year.	C	YIPL did not seek to undertake ground disturbing activity within 'Area B' during the reporting period. The <i>Tetratheca paynterae</i> Research and Management Plan was prepared in draft form and submitted to the then Department of Environmental Regulation (DER) in 2006. The Recovery Plan was approved as an Interim Recovery Plan (No. 237) on 16 June 2006. The Interim Recovery Plan No. 237 was updated and approved in 2016 and will operate from October 2016 to September 2021. However, there is no obligation to finalise and implement the plan provided that mining access to 'Area B' is not being sought. YIPL does not propose to finalise the <i>Tetratheca paynterae</i> Research and Management Plan for implementation unless it is required for access to 'Area B'. Refer to Appendix H Restricted areas Windarling Range.
8.	To manage the impacts on the <i>Leipoa ocellata</i> (Malleefowl) the person taking the action must implement the Fauna Management Plan approved in the accordance with condition 9 of the Western Australian Ministerial Statement Number 982.	C	The Yilgarn Operations Fauna Management Plan (FMP) June 2016 (Revision G) was submitted to OEPA in June 2016. OEPA approval of the Plan was granted 22 September 2016 (OEPA Ref: 16-030656). In early 2019, minor updates were made to the FMP to meet Condition 4.2 of MS982 and enable public availability. These formatting and content changes did not result in any material changes. The FMP (Revision 1) was submitted

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			to DWER on 15 November 2019 and approved on 4 February 2020 (Ref: DWERA-000844). YIPL continues to implement the approved FMP (Revision 1) in accordance with the requirements of MS982:9. The FMP contains environmental criteria as required by MS982:9 for Malleefowl mound activity, which if exceeded, initiates response actions. No revisions to the FMP were made during the 2024 reporting period. Monitoring of Malleefowl breeding activity is conducted annually which assesses all activities identified against this trigger criteria. For the reporting period, annual Malleefowl monitoring has been conducted in accordance with the Plan with the results provided in the “Annual Malleefowl Monitoring Report (2024) for the Yilgarn Operations Mount Jackson, April 2025”. National Malleefowl Recovery Group Inc. conducted the annual Malleefowl monitoring survey from October 24th to 27th, 2024, to assess population trends and breeding activity. The 2024 monitoring results indicate a neutral or positive population trajectory, with a high number of breeding records suggesting stability or growth. National Malleefowl Monitoring Database (NMMD) trend indicators support this assessment, though some caveats exist regarding the completeness of past records. Breeding numbers in 2024 closely align with peak years such as 2013, 2016, and 2022. Additionally, a higher proportion of active mounds was recorded

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			compared to the 2005–2012 period, despite fewer mounds being monitored, further suggesting a stable or increasing trend. Trends at site W17 are broadly consistent with regional and statewide patterns, reinforcing positive conservation outcomes. Refer to Appendix F: Annual Malleefowl Monitoring Report (2024) for the Yilgarn Operations (Mount Jackson)
10.	The person taking the action must implement the Mine Closure Plan approved in accordance with the condition 11 of the Western Australian Ministerial Statement Number 982.	C	The Yilgarn Operations remain active and is compliant with MS982:M11.3 through the execution of the Mine Closure Plan (MCP) forward works program (Reg ID 118307).
12.	By the 30th of April of each year after the date of the approval, the person taking the action must publish a report on their website addressing compliance with the conditions of the approval over the previous 12 months, including implementation of any management plans as specified in the conditions. The approval holder must, when they first become aware of a non-compliance of any condition of this approval: a) Report the non-compliance and remedial action to the Department within seven business days; and b) Bring the matter into compliance within a reasonable timeframe agreed in writing by the Department.	C	All YIPL's CARs and environmental management plans required under this statement will be made available to the public through prompt publication on the MinRes website. No non-compliances against a condition of the approval were recorded during the 2024 reporting period. https://www.mineralresources.com.au/sustainability/environment/yilgarn-environmental-publications-and-reports/
13.	The person taking the action must maintain accurate	C	All records relating to EPBC 2001/174 are maintained within YIPL's internal

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	records substantiating all activities associated with relevant to the conditions of approval, including measures taken to implement the management plans required by this approval, and make them available upon request to the Department. Such records may be subject to audit by the Department of an independent auditor in accordance with section 458 of the EPBC Act, of used to verify compliance with the conditions of approval. Summaries of audits will be posted on the Department's' websites. The results of audits may also be publicised through the general media.		electronic and/or hard copy filing systems in line with YIPL's and statutory records management requirements. Annual reports outlining activities conducted and approved management plans (as required) are made publicly available on the MinRes website: https://www.mineralresources.com.au/sustainability/environment/yilgarn-environmental-publications-and-reports/
14.	Within five years of the date of the approval, the approval holder must provide to the satisfaction of the Minister evidence that the action has been substantially commenced.	CLD	The Project has substantially commenced as evidenced by submission of the Annual Compliance Assessment Reports to the Department of the Environment and Energy (DoEE).
15.	a) The person taking the action may choose to revise the plans approved by the Minister under condition 5 without submitting them for approval (including approval under section 143A of the EPBC Act), if the taking of the action in accordance with the revised plans would not be likely to have a new or increased impact. If the person taking the action makes this choice they must: i. Notify the Department in writing that the approved plan has been revised and provide	NR	YIPL did not seek to revise plans under Condition 5 during the reporting period.

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	the Department with: • an electronic copy of the revised plan; • an explanation of the differences between the revised plan and the approved plan; and • the reasons the person taking the action considers that taking the action in accordance with the revised plan would not be likely to have a new or increased impact. ii. Declare in writing a date on which the revised plan will first be implemented by the person taking the action. The date of first implementation must be at least 28 days after sub- condition 15 a) i) is satisfied. b) The person taking the action may revoke their choice under condition 15 a) at any time by giving written notice to the Department in which case, commencing on the day after giving such notice, the person taking the action must implement the plan approved by the Minister. c) If the Minister gives a notice to the person taking the action that the Minister is satisfied that the taking to the action in accordance with the revised plan would be a likely to have a new or increased impact, then: iii. Sub-condition 15 a) does not apply, or ceases to apply, in relation to the revised plan; and		

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	iv. The person taking the action must implement the plan approved by the Minister.		

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