

Nickel West Mt Keith Satellite Project

COMPLIANCE ASSESSMENT PLAN

ASSESSMENT No. 2122

MINISTERIAL STATEMENT No. 1087



Document Amendment Record

Version	Page No.	Version description	Key changes	Date of Change
0	ALL	Issued for EPA endorsement	New document	24 January 2019
1	1,4	Revision (Minor Edit)	Section 2.1 Date of First Report Section 2.4 Reporting address	26 September 2019
2	2,3	References updated (Minor Edits) Issued for DWER endorsement	Table 1 references updated to reflect MS1087 amended under s45c of EP Act. Section 2.5 updated with completed commitments. All changed highlighted	14 October 2020

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1. Purpose of Document

Nickel West **operates** a nickel mine as a satellite operation to the existing Mt Keith Mine. The Project has been assessed (Assessment No. 2122) by the Environmental Protection Authority and a Statement that the Project may be Implemented issued by the Minister for the Environment on 27 December 2018 (Ministerial Statement No. 1087). **MS1087 was amended under s45C of the *Environmental Protection Act 1986* on 16 September 2020.**

This Compliance Assessment Plan (CAP) has been developed to meet the requirements of Conditions 4-1 and 4-2 of Ministerial Statement No. 1087:

4 Compliance Reporting

4-1 *The proponent shall prepare, and maintain a Compliance Assessment Plan which is submitted to the CEO at least six (6) months prior to the first Compliance Assessment Report required by condition 4-6, or prior to implementation of the proposal, whichever is sooner.*

4-2 *The Compliance Assessment Plan shall indicate:*

- (1) the frequency of compliance reporting;*
- (2) the approach and timing of compliance assessments;*
- (3) the retention of compliance assessments;*
- (4) the method of reporting of potential non-compliances and corrective actions taken;*
- (5) the table of contents of Compliance Assessment Reports; and*
- (6) public availability of Compliance Assessment Reports.*

The CAP has been prepared in accordance with the following EPA Guidance:

- Post Assessment Guideline for Preparing a Compliance Assessment Plan, August 2012.
- Post Assessment Guideline for Preparing an Audit Table, August 2012.
- PAF – Statement of Compliance – 2018.

2. Assessment and Reporting

2.1 Frequency of compliance reporting

In accordance with Condition 4-6, the first compliance report **was** submitted 15 months from the date of issue of Ministerial Statement No. 1087, being 28 March 2020. Each subsequent report shall be submitted annually by 28 March each year thereafter.

2.2 Approach and timing of compliance assessments

Nickel West, shall on an annual basis, undertake an assessment of compliance with all conditions of Statement No. 1087 as outlined in the Audit Table provided in Section 2.5 of this CAP. Details of information required to be collected, frequency and compliance assessment methodology for each condition is provided in Table 1.

Table 1: Compliance assessment approach and timing

Condition or Schedule	Subject	Requirement	Information to be monitored, collected and recorded	Frequency	Assessment and validation method	Frequency
1-1	Proposal Implementation	When implementing the proposal, the proponent shall not exceed the authorised extent of the proposal as defined in Table 2 of Schedule 1, unless amendments to the proposal and the authorised extent of the proposal have been approved under the EP Act.	As described for Table 2, Schedule 1, items below.			
Table 2, Schedule 1	Native Vegetation Clearing	Clearing of up to 1069 ha of native vegetation within a development envelope of 1,265 ha.	Clearing records. GIS ground disturbance layers.	As clearing occurs.	Continual reconciliation of ground disturbance against approved 878 ha.	Continuous.
Table 2, Schedule 1	Pit Dewatering	Water abstraction of up to 0.4 GL per year. Dewatering via bores and pit sumps.	Groundwater abstraction volumes in accordance with Groundwater Licence Operating Strategy.	Monthly.	Continual reconciliation of abstraction against approved 0.4 GL per year.	Continuous.
2-1	Contact Details	The proponent shall notify the CEO of any change of its name, physical address or postal address for the serving of notices or other correspondence within twenty-eight (28) days of such change. Where the proponent is a corporation or an association of persons, whether incorporated or not, the postal address is that of the principal place of business or of the principal office in the State.	Internal correspondence advising of changes to name, physical address or postal address for the serving of notices or other correspondence.	As required.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table.	Annual (28 March each year, commencing 2020).
3-1	Time Limit for Proposal Implementation	The proponent shall not commence implementation of the proposal after five (5) years from the date on this Statement, and any commencement, prior to this date, must be substantial.	Written notification from the CEO advising proposal has not commencing implementation.	As required.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table.	5 Years post Statement issue, being 28 December 2023 or project commencement, whichever comes first.
4-1	Time Limit for Proposal Implementation	Any commencement of implementation of the proposal, on or before five (5) years from the date of this Statement, must be demonstrated as substantial by providing the CEO with written evidence, on or before the expiration of five (5) years from the date of this Statement.	Written notification from the CEO advising proposal has substantially commenced implementation. Photographic records of construction works.	Ad hoc during construction and operations phase.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table	Within 5 years from the date of Statement 1087, being on or before 28 December 2023 or project commencement, whichever comes first.
4-1	Compliance Reporting	The proponent shall prepare, and maintain a Compliance Assessment Plan which is submitted to the CEO at least six (6) months prior to the first Compliance Assessment Report required by condition 4-6, or prior to implementation of the proposal, whichever is sooner.	Compliance Assessment Plan (this document).	At least six (6) months prior to the first Compliance Assessment Report required by condition 4-6, or prior to implementation of the proposal, whichever is sooner.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table.	Once off by 28 September 2019 or prior to implementation, whichever is sooner.
4-2	Compliance Reporting	The Compliance Assessment Plan shall indicate: (1) the frequency of compliance reporting; (2) the approach and timing of compliance assessments; (3) the retention of compliance assessments; (4) the method of reporting of potential non-compliances and corrective actions taken; (5) the table of contents of Compliance Assessment Reports; and (6) public availability of Compliance Assessment Report.	Compliance Assessment Plan (this document).	At least six (6) months prior to the first Compliance Assessment Report required by condition 4-6, or prior to implementation of the proposal, whichever is sooner.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table.	Once off by 28 September 2019 or prior to implementation, whichever is sooner.
4-3	Compliance Reporting	After receiving notice in writing from the CEO that the Compliance Assessment Plan satisfies the requirements of condition 4-2 the proponent shall assess compliance with conditions in accordance with the Compliance Assessment Plan required by condition 4-1.	Written notification from the CEO advising that the Compliance Assessment Plan satisfies the requirements of condition 4-2.	As determined by CEO.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table.	Annual (28 March each year, commencing 2020).
4-4	Compliance Reporting	The proponent shall retain reports of all compliance assessments described in the Compliance Assessment Plan required by condition 4-1 and shall make those reports available when requested by the CEO.	Compliance Assessment Reports.	Retained in accordance with Section 2.3.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table.	Annual (28 March each year, commencing 2020).
4-5	Compliance Reporting	The proponent shall advise the CEO of any potential non-compliance within seven (7) days of that non-compliance being known.	Event records, including details as described in Section 2.4. Written notification to CEO advising of potential non-compliance.	As required.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table.	Annual (28 March each year, commencing 2020).
4-6	Compliance Reporting	The proponent shall submit to the CEO the first Compliance Assessment Report fifteen (15) months from the date of issue of this Statement addressing the twelve (12) month period from the date of issue of this Statement and then annually from the date of submission of the first Compliance Assessment Report, or as otherwise agreed in writing by the CEO.	Compliance Assessment Reports.	Annual.	The first report to be submitted by 28 March 2020 and from then on annual by 28 March each year.	Annual (28 March each year, commencing 2020).

Condition or Schedule	Subject	Requirement	Information to be monitored, collected and recorded	Frequency	Assessment and validation method	Frequency
		The Compliance Assessment Report shall: (1) be endorsed by the proponent's Chief Executive Officer or a person delegated to sign on the Chief Executive Officer's behalf; (2) include a statement as to whether the proponent has complied with the conditions; (3) identify all potential non-compliances and describe corrective and preventative actions taken; (4) be made publicly available in accordance with the approved Compliance Assessment Plan; and (5) indicate any proposed changes to the Compliance Assessment Plan required by condition 4-1.				
5-1	Public Availability of Data	Subject to condition 5-2, within a reasonable time period approved by the CEO of the issue of this Statement and for the remainder of the life of the proposal the proponent shall make publicly available, in a manner approved by the CEO, all validated environmental data (including sampling design, sampling methodologies, empirical data and derived information products (e.g.maps)) management plans and reports relevant to the assessment of this proposal and implementation of this Statement.	Written advice from CEO confirming manner approved.	As approved by the CEO.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table.	Annual (28 March each year, commencing 2020).
5-2	Public Availability of Data	If any data referred to in condition 5-1 contains particulars of: (1) a secret formula or process; or (2) confidential commercially sensitive information; the proponent may submit a request for approval from the CEO to not make these data publicly available. In making such a request the proponent shall provide the CEO with an explanation and reasons why the data should not be made publicly available.	Notice in writing to CEO notifying of any information not to be made publicly available.	As required.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table.	Annual (28 March each year, commencing 2020).
6-1	Flora and Vegetation Management Plan	The proponent shall implement the proposal to meet the following environmental objective: (1) Avoid, where possible, and minimise indirect impacts as far as practicable to Priority flora, the Violet Range PEC and the Wanjarri Nature Reserve.	Approved Flora and Vegetation Environmental Management Plan (FVEMP).	Approved 2018 and as amended from time to time.	Assessment report provided by botanical consultant.	Annual.
6-2	Flora and Vegetation Management Plan	In order to meet the requirements of condition 6-1, the proponent shall implement the Flora and Vegetation Environmental Management Plan (Version 0.3, October 2020).	<ul style="list-style-type: none"> Vegetation condition monitoring data. Priority Flora condition monitoring data. Weed spraying records. 	Annual (spring) – PEC vegetation condition and weed survey Quarterly – Priority Flora (or in accordance with the plan as amended from time to time)	Assessment report provided by botanical consultant.	Annual.
6-3	Flora and Vegetation Management Plan	The proponent shall implement the most recent version of the Flora and Vegetation Environmental Management Plan which the CEO has confirmed by notice in writing, addresses the requirements of condition 6-1, on advice of the Department of Biodiversity, Conservation and Attractions.	As described for Condition 6-2			
1087:M6.4	Flora and Vegetation Management Plan	The proponent shall continue to implement the Flora and Vegetation Environmental Management Plan (Version 0.3, October 2020), or any subsequent revisions as approved by the CEO in condition 6-3, until the CEO has confirmed by notice in writing that the plan meets the objective specified in condition 6-1.	Written notice from CEO confirming that the objective specified in condition 6-1 has been met.	As determined by the CEO.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table.	Annual (28 March each year, commencing 2020).
1087:M7.1	Aboriginal Heritage	Prior to the commencement of ground-disturbing activities, the proponent shall consult with the Tjiwarl Native Title Claim Group and ensure that the proponent has complied with its obligations under the <i>Aboriginal Heritage Act 1972</i> .	<ul style="list-style-type: none"> Written evidence of communication with Tjiwarl. Records as required by the Conditions of Consent pursuant to s18(3) of the <i>Aboriginal Heritage Act 1972</i>. 	Once off – prior to commencement of ground disturbing activities. Ongoing during the completion of the Project as described in the consent.	Assessment of conditions and completion of compliance Audit Table, collection and retention of evidence described in Audit Table.	Annual (28 March each year, commencing 2020).
1087:M8.1	Greenhouse Gas Reporting	The proponent shall publicly report the greenhouse gas emissions from the proposal on an annual basis, in a manner approved by the CEO.	Records as required to be maintained for reporting in accordance with the National Greenhouse and Energy Reporting Scheme (NGERS).	Ongoing as per NGERS requirements.	NGERS data review and reporting.	Annual.

2.3 Retention of compliance assessments

Nickel West will retain all compliance assessment reports for the life of the Project and a minimum of seven years following the end of the life of the proposal. The life of the proposal is considered to continue until all implementation conditions of the proposal have been met to the satisfaction of the CEO of the OEPA and all decommissioning and/or closure requirements has been completed.

The retention of compliance assessment reports includes the retention of all supporting documentation and analysis used to support/verify the stated compliance status as determined by the compliance assessment which will also be retained for reference purposes.

2.4 Reporting of non-compliances and corrective measures

Nickel West will provide written notification (email) to the CEO via the following contact information in accordance with Table 2.

Chief Executive Officer

Department of Water and Environmental Regulation

Postal Address: Locked Bag 10
JOONDALUP WA 6919

Phone: (08) 6364 7000

Email: compliance@dwer.wa.gov.au

Table 2: Reporting of potential non-compliances

Nature of non-compliance	Timing	Method
Administrative	As soon as practicable within 7 days of event being known	Email
Serious	As soon as practicable, within 48 hours after event	Phone call and Email
	Within 7 days of event being known	Letter
All events	Annual	Compliance Assessment Report

Written reports will include the following information:

- The implementation condition or procedure that was non-compliant or potentially non-compliant.
- The date(s) on which the non-compliance or potential non-compliance occurred.
- If the non-compliance or potential non-compliance was reported and if so, how and on what date.
- A description of the non-compliance or potential non-compliance accounting for the location, extent of, impacts associated with and cause of the occurrence (if available at the time).
- Details of immediate corrective and/or preventative actions undertaken.

If the non-compliance or potential non-compliance requires additional investigation or details of the non-compliance remain unknown after 7 days a further report will be provided. The report will include a detailed description of what corrective and/or preventative actions were taken once an investigation into the potential non-compliance has been completed. It will also include a detailed description of what measures (if any) were in place to prevent non-compliance and what amendments have been made to those measures to prevent re-occurrence.

All potential non-compliances will be identified and reported in the associated annual Compliance Assessment Report (CAR), in accordance with the Statement of Compliance Template (PAF2-Statement of Compliance – 2018 or as is current on the EPA website at the time).

2.5 Audit Table

AUDIT TABLE
MKS Satellite Project, Statement No.1087

- Phases that apply in this table = Pre-Construction, Construction, Operation, Decommissioning, Overall (several phases).
- This audit table is a summary and timetable of conditions and commitments applying to this project. Refer to the Minister's Statement for full detail/precise wording of individual elements.
- Code prefixes: M = Implementation condition; P = Proponent's commitment; N = Procedure.
- Compliance status: C = Compliance, CLD = Completed, NC = No-compliance, NR = Not required at this stage. Please note terms NA = Not Audited and VR = Verification Required are only for EPA use. IP = In Process may only be used by the proponent in circumstances outlined in Section 2.8 of the *Post Assessment Guideline for Preparing an Audit Table*.

Audit Code	Subject	Requirement	How	Evidence	Phase	Timeframe	Status	Further Information
1087:M1.1	Proposal Implementation	When implementing the proposal, the proponent shall not exceed the authorised extent of the proposal as defined in Table 2 of Schedule 1, unless amendments to the proposal and the authorised extent of the proposal have been approved under the EP Act.	Implement the Project in accordance with criteria outlined in Schedule 1.	Compliance Assessment Reports.	Overall	For the life of the Proposal.		
1087:M2.1	Contact Details	The proponent shall notify the CEO of any change of its name, physical address or postal address for the serving of notices or other correspondence within twenty-eight (28) days of such change. Where the proponent is a corporation or an association of persons, whether incorporated or not, the postal address is that of the principal place of business or of the principal office in the State.	Notify the CEO of any change in proponent details.	Written notification to the CEO of any change in proponent details.	Overall	Within 28 days of such change.		
1087:M3.1	Time Limit for Proposal Implementation	The proponent shall not commence implementation of the proposal after five (5) years from the date on this Statement, and any commencement, prior to this date, must be substantial.	Notify the CEO advising proposal has not commenced implementation.	Written notification to the CEO.	Overall	After 28 December 2023.	CLD	
1087:M3.2	Time Limit for Proposal Implementation	Any commencement of implementation of the proposal, on or before five (5) years from the date of this Statement, must be demonstrated as substantial by providing the CEO with written evidence, on or before the expiration of five (5) years from the date of this Statement.	N/A.	Compliance Assessment Reports.	Overall	Within 5 years from the date of Statement 1087, being on or before 28 December 2023.	CLD	
1087:M4.1	Compliance Reporting	The proponent shall prepare, and maintain a Compliance Assessment Plan which is submitted to the CEO at least six (6) months prior to the first Compliance Assessment Report required by condition 4-6, or prior to implementation of the proposal, whichever is sooner.	Submit Compliance Assessment Plan to the CEO.	Compliance Assessment Plan (this document).	Pre-construction	At least six (6) months prior to the first Compliance Assessment Report required by condition 4-6, or prior to implementation of the proposal, whichever is sooner.		
1087:M4.2	Compliance Reporting	The Compliance Assessment Plan shall indicate: (1) the frequency of compliance reporting; (2) the approach and timing of compliance assessments; (3) the retention of compliance assessments; (4) the method of reporting of potential non-compliances and corrective actions taken; (5) the table of contents of Compliance Assessment Reports; and (6) public availability of Compliance Assessment Reports.	Submit Compliance Assessment Plan to the CEO.	Compliance Assessment Plan (this document).	Pre-construction	At least six (6) months prior to the first Compliance Assessment Report required by condition 4-6, or prior to implementation of the proposal, whichever is sooner.		
1087:M4.3	Compliance Reporting	After receiving notice in writing from the CEO that the Compliance Assessment Plan satisfies the requirements of condition 4-2 the proponent shall assess compliance with conditions in accordance with the Compliance Assessment Plan required by condition 4-1.	Implementation of Compliance Assessment Plan.	Notice in writing from the CEO and Compliance Assessment Reports.	Overall	Ongoing as per requirements of CAP.		
1087:M4.4	Compliance Reporting	The proponent shall retain reports of all compliance assessments described in the Compliance Assessment Plan required by condition 4-1 and shall make those reports available when requested by the CEO.	Retain records in accordance with Compliance Assessment Plan.	Written response to request by CEO.	Overall	When requested by CEO.		
1087:M4.5	Compliance Reporting	The proponent shall advise the CEO of any potential non-compliance within seven (7) days of that non-compliance being known.	Notification of the CEO via an email to compliance@dwer.wa.gov.au which will include any corrective actions taken to address the potential non-compliance.	Written correspondence to CEO.	Overall	Within 7 days of the potential non-compliance being known.		
1087:M4.6.1	Compliance Reporting	The proponent shall submit to the CEO the first Compliance Assessment Report fifteen (15) months from the date of issue of this Statement addressing the twelve (12) month period from the date of issue of this Statement and then annually from the date of submission of the first Compliance Assessment Report, or as otherwise agreed in writing by the CEO.	Submit Compliance Assessment to the CEO.	Compliance Assessment Reports.	Overall	The first report to be submitted by 28 March 2020 and from then on annual by 28 March each year.		
1087:M4.6.2	Compliance Reporting	The Compliance Assessment Report shall: (1) be endorsed by the proponent's Chief Executive Officer or a person delegated to sign on the Chief Executive Officer's behalf; (2) include a statement as to whether the proponent has complied with the	Compliance Assessment Report developed in accordance with the approved Compliance Assessment Plan.	Compliance Assessment Reports.	Overall	The first report to be submitted by 28 March 2020 and from then on annual by 28 March each year.		

Audit Code	Subject	Requirement	How	Evidence	Phase	Timeframe	Status	Further Information
		conditions; (3) identify all potential non-compliances and describe corrective and preventative actions taken; (4) be made publicly available in accordance with the approved Compliance Assessment Plan; and (5) indicate any proposed changes to the Compliance Assessment Plan required by condition 4-1.						
1087:M5.1	Public Availability of Data	Subject to condition 5-2, within a reasonable time period approved by the CEO of the issue of this Statement and for the remainder of the life of the proposal the proponent shall make publicly available, in a manner approved by the CEO, all validated environmental data (including sampling design, sampling methodologies, empirical data and derived information products (e.g. maps)) management plans and reports relevant to the assessment of this proposal and implementation of this Statement.	To be determined in consultation with CEO.	Written advice from CEO confirming manner approved.	Overall	To be determined in consultation with the CEO.		
1087:M5.2	Public Availability of Data	If any data referred to in condition 5-1 contains particulars of: (1) a secret formula or process; or (2) confidential commercially sensitive information; the proponent may submit a request for approval from the CEO to not make these data publicly available. In making such a request the proponent shall provide the CEO with an explanation and reasons why the data should not be made publicly available.	Proponent request to CEO to not make certain data publicly available, including explanation and reason why.	Notice in writing to CEO notifying of any information not to be made publicly available.	Overall	As required from time to time.		
1087:M6.1	Flora and Vegetation Management Plan	The proponent shall implement the proposal to meet the following environmental objective: (1) Avoid, where possible, and minimise indirect impacts as far as practicable to Priority flora, the Violet Range PEC and the Wanjarri Nature Reserve.	Implement the proposal in accordance with the Flora and Vegetation Environmental Management Plan (FVEMP).	MKS FVEMP. Compliance Assessment Reports.	Overall	The first report to be submitted by 28 March 2020 and from then on annual by 28 March each year.		
1087:M6.2	Flora and Vegetation Management Plan	In order to meet the requirements of condition 6-1, the proponent shall implement the Flora and Vegetation Environmental Management Plan (Version 0, September 2018).	Implement the proposal in accordance with the FVEMP.	MKS FVEMP Compliance Assessment Reports.	Overall	Throughout the life of the Project. Annual compliance assessment reporting commencing 28 March 2020.		
1087:M6.3	Flora and Vegetation Management Plan	The proponent shall implement the most recent version of the Flora and Vegetation Environmental Management Plan which the CEO has confirmed by notice in writing, addresses the requirements of condition 6-1, on advice of the Department of Biodiversity, Conservation and Attractions.	Implement the current and most recent version of the FVEMP.	Written notice from CEO confirming the FVEMP addresses condition 6-1, on advice from DBCA. Compliance Assessment Reports	Overall	Throughout the life of the Project. Annual compliance assessment reporting commencing 28 March 2020.		
1087:M6.4	Flora and Vegetation Management Plan	The proponent shall continue to implement the Flora and Vegetation Environmental Management Plan (Version 0, September 2018), or any subsequent revisions as approved by the CEO in condition 6-3, until the CEO has confirmed by notice in writing that the plan meets the objective specified in condition 6-1.	Implement the current and most recent version of the FVEMP.	Compliance Assessment Reports. Written notice from CEO confirming that the objective specified in condition 6-1 has been met.	Overall	Throughout the life of the Project until CEO confirms in writing that the objective specified in condition 6-1 has been met. Annual compliance assessment reporting commencing 28 March 2020.		
1087:M7.1	Aboriginal Heritage	Prior to the commencement of ground-disturbing activities, the proponent shall consult with the Tjiwarl Native Title Claim Group and ensure that the proponent has complied with its obligations under the <i>Aboriginal Heritage Act 1972</i> .	Consult with the Tjiwarl Native Title Claim Group and comply with obligations under the <i>Aboriginal Heritage Act 1972</i> .	Compliance Assessment Report.	Pre-construction	Prior to commencement of ground-disturbing activities.		
1087:M8.1	Greenhouse Gas Reporting	The proponent shall publicly report the greenhouse gas emissions from the proposal on an annual basis, in a manner approved by the CEO.	To be determined in consultation with CEO.	Written notice form CEO approving manner of reporting.	Overall	Throughout the life of the Project. Annual reporting in accordance with the National Greenhouse and Energy Reporting Scheme (NGERS).		

2.6 Table of contents of CAR

The contents to be included in the annual CAR will, at a minimum, include the following:

Endorsement

Signed endorsement by the Nickel West Asset President (authorised to sign on behalf of the Chief Executive Officer).

Executive Summary

Brief overview of the proposal's implementation status and a compliance summary.

1.0 Introduction

Background details of the Proposal.

2.0 Purpose and Scope

Reason for development of document and Statement to which it applies.

3.0 Project Status

Description of implementation status of Proposal and any significant issues and/or achievements.

4.0 Statement of Compliance

Statement as to whether or not Nickel West has complied with the conditions.

Completed Statement of Compliance Template (PAF2-Statement of Compliance – 2018 or as is current on the EPA website at the time), which includes:

- Completed Audit Table (Section 2.5) provided as Attachment to Statement.
- Details of each non-compliance/potential non-compliance identified during the reporting period, including corrective and preventative actions taken.

5.0 Proposed changes to CAP

Provide details (if any) of any proposed changes to the compliance assessment plan required by condition 4-1.

Appendices

Annual Implementation Report for FVEMP.

Monitoring or other evidential data as indicated by the Audit Table, including:

- Monitoring undertaken to support the Hydrological Processes Environmental Management Plan.
- Monitoring data to support the Mine Closure Plan.

2.7 Public availability

Nickel West will make the Compliance Assessment Reports publicly available in a manner approved by the CEO, and in accordance with the EPA's *Post Assessment Guideline for Making Information Publicly Available*, as amended from time to time. It is intended that this will include making the CAP and Annual CARs available on the BHP website.

3. Revision of Compliance Assessment Plans

Nickel West will review and update the CAP as may be necessary from time to time, in the event of changes to the Proposal, Ministerial Statement or Environmental Management Plans required by the implementation conditions of the Statement.