



**Government
of South Australia**

**Department for
Energy and Mining**

Mr Stephen Patterson MP
South Australian Parliament
4 Byron Street
GLENELG SA 5045

By email: morphett@parliament.sa.gov.au

Dear Mr Patterson

I am writing in relation to your application made under the *Freedom of Information Act 1991* (FOI Act) in which you requested access to the following documents:

A copy of any internal Department of Energy and Mining correspondence in relation to the Terramin Bird in Hand Gold Project final decision.

In accordance with Premier and Cabinet Circular PC045, if you are given access to documents as a result of this FOI application, details of your application, and the documents to which access is given, may be published in the agency's disclosure log. A copy of PC045 can be found at <http://dpc.sa.gov.au/what-we-do/services-for-government/premier-and-cabinet-circulars>.

A search has been conducted and four (4) documents were discovered that fall within the scope of your application. The documents are identified in the attached schedule. In respect of the documents, I have determined as follows:

Document 1

I have determined that this document should be released in part.

Information that falls outside the scope of your application has been marked as "Out of scope".

Documents 2 and 3

I have determined that these documents should be released in full.

Document 4

I have determined that this document should be released in part.

With regard to this document, the part to which I have not granted you access is the mobile number of an employee.

Under Clause 6(1) of Schedule 1 to the FOI Act, a document is an exempt document if its disclosure would involve the 'unreasonable disclosure of information concerning the personal affairs of any person'. This information falls within the definition of personal affairs under the FOI Act and is therefore exempt from release pursuant to Clause 6(1).

Exemptions

The following exemption applies from the FOI Act:

Clause 6 – Documents affecting personal affairs

(1) A document is an exempt document if it contains matter the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

Appeal Rights

If you are dissatisfied with this decision, you are entitled to exercise your rights of review and appeal as outlined in the attached documentation.

If you have any queries in relation to your application, please contact me via email DEM.FOI@sa.gov.au.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'JC', followed by a horizontal line.

Julianne Cirson
Accredited FOI Officer

2 August 2023

SCHEDULE OF DOCUMENTS

Freedom of Information application by Mr Stephen Patterson MP, seeking access to:

A copy of any internal Department of Energy and Mining correspondence in relation to the Terramin Bird in Hand Gold Project final decision.

Doc No	Description	Exemption Clause(s)	Determination
1	Email dated 8 February 2023	Information not relevant to your application has been marked as "Out of scope".	Document released in part.
2	Attachment 1 to email dated 8 February 2023		Document released in full.
3	Attachment 2 to email dated 8 February 2023		Document released in full.
4	Email dated 9 February 2023	Clause 6(1) – Personal affairs	Document released in part.

Whelan, Natalie (DEM)

From: Blood, Alexandra (DEM)
Sent: Wednesday, 8 February 2023 4:50 PM
To: Andrews, Caroline (DEM); Thompson, Paul (DEM); Smith, Michael (DEM)
Cc: Heithersay, Paul (DEM)
Subject: BIH Outcome
Attachments: 20230208152204995.pdf; 20230208152127184.pdf

OFFICIAL: Sensitive

Team

Please find attached the signed decision from the Minister relating to Terramin's Bird in Hand Project.

Can you please progress to register and provide Terramin the related decision letter.

Can you please email and text me once this is sent, just so we can keep the MO updated.

Thanks in advance and thanks for the diligence over the last few days and weeks.

Regards

Alex

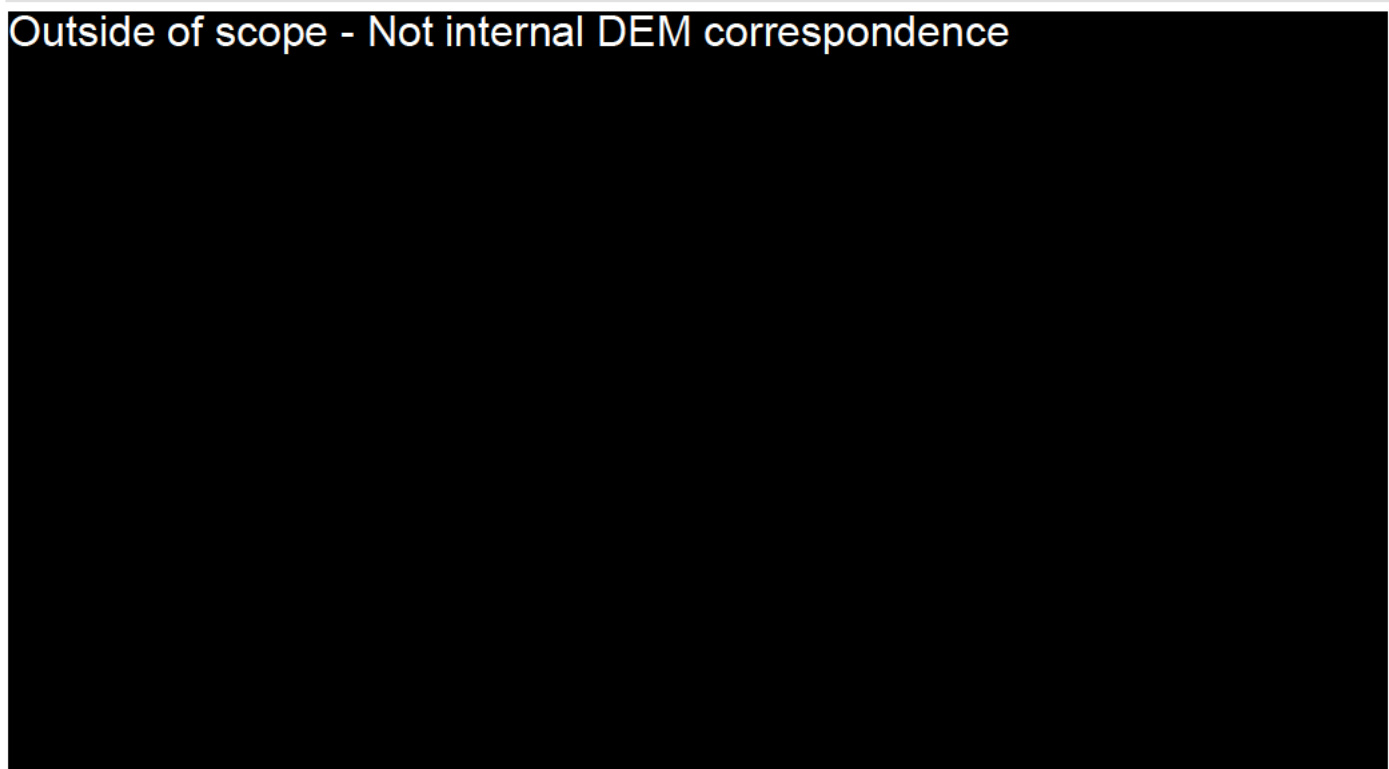
Alex Blood
Executive Director Mineral Resources

Department for Energy and Mining
T [REDACTED] | E Alexandra.Blood@sa.gov.au

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Outside of scope - Not internal DEM correspondence



MER 2019/1196

Return this Form to:

TO: JUNESSE MARTIN, MINING REGISTRAR

RE: APPLICATION FOR MINING LEASE OVER MINERAL CLAIM 4473 – Woodside Area

APPLICANT: TERRAMIN EXPLORATION PTY LTD (ACN 122 765 708)

☐ Record your intention to approve the application for a mining lease over Mineral claim 4473 (subject to the notification of terms and conditions under regulations 33 of the Mining Regulations 2020).

☐ Approve the Mining Registrar (as Delegate of the Minister for Energy and Mining) providing notification of the proposed terms and conditions to the applicant.

Reasons for Decision

OR

☒ Record your decision to refuse the application for a mining lease over Mineral claim 4473 under section 37 of the *Mining Act 1971*

Reasons for Decision

See attached

Date: *8 2* / / 2023

Signed: *Tom Koutsantonis*

**Hon Tom Koutsantonis MP
Minister for Energy and Mining**

Attachment – Reasons for Decision

While the assessment considered technical matters in detail, other relevant considerations include broader State interests including potential socio-economic and amenity impacts and the level of uncertainty on whether the proposed approaches will be effective to the degree expected by existing industries, the community, or tourists.

The area of the proposed mine is home to a world-class viticulture industry, producing some of Australia's best-loved wines.

Tourism to the region is a critical contributor to the local economy and, on balance, there remains a possibility this proposed short-term mine may affect the established and significant long-term agricultural and tourism industries of the Woodside area immediately adjacent the project areas.

As such, I am not willing to risk these established local industries against the opportunity this short-term mine may provide and have decided it is in the State's interest to decline the Mining Lease and Miscellaneous Purposes Licence applications by Terramin for its Bird in Hand Gold Project.

MER 2019/0826

Return this Form to:

TO: JUNESSE MARTIN, MINING REGISTRAR

RE: APPLICATION FOR MISCELLANEOUS PURPOSES LICENCE – Strathalbyn Area

APPLICANT: TERRAMIN AUSTRALIA LIMITED (ACN 062 576 238)

☐ Should your intention be to grant a Mining Lease over Mineral Claim 4473 to Terramin Exploration Pty Ltd, record your intention to approve the related application for a Miscellaneous Purposes Licence (subject to the notification of terms and conditions under regulations 39 of the Mining Regulations 2020).

☐ Approve the Mining Registrar (as Delegate of the Minister for Energy and Mining) providing notification of the proposed terms and conditions to the applicant.

Reasons for Decision

OR

☒ Record your decision to refuse the application for a Miscellaneous Purposes Licence under section 50 of the *Mining Act 1971*

Reasons for Decision

See attachment.

Date: *8* / *2* / 2023

Signed: *Tom Koutsantonis*

**Hon Tom Koutsantonis MP
Minister for Energy and Mining**

Attachment – Reasons for Decision

While the assessment considered technical matters in detail, other relevant considerations include broader State interests including potential socio-economic and amenity impacts and the level of uncertainty on whether the proposed approaches will be effective to the degree expected by existing industries, the community, or tourists.

The area of the proposed mine is home to a world-class viticulture industry, producing some of Australia's best-loved wines.

Tourism to the region is a critical contributor to the local economy and, on balance, there remains a possibility this proposed short-term mine may affect the established and significant long-term agricultural and tourism industries of the Woodside area immediately adjacent the project areas.

As such, I am not willing to risk these established local industries against the opportunity this short-term mine may provide and have decided it is in the State's interest to decline the Mining Lease and Miscellaneous Purposes Licence applications by Terramin for its Bird in Hand Gold Project.

Whelan, Natalie (DEM)

From: Thompson, Paul (DEM)
Sent: Thursday, 9 February 2023 8:42 AM
To: Bekesi, Gabor (DEM); Brown, Ben (DEM); Pennington, Sarah (DEM); Gill, Bipen (DEM); Sowa, Derrick (DEM); Wheeler, Madeleine (DEM); Zeman, Nathan (DEM); Barbaro, Carla (DEM); Rasmussen, Shelley (DEM)
Subject: BIH Update
Attachments: 20230208152127184.pdf

OFFICIAL: Sensitive

Hi All,

FYI keep this internal please. Sharing as I know you are all interested in the decision.

Public announcement will happen today.

Warm Regards,

Paul Thompson MIQ
 Program Leader of Extractives & Industrials

Mining Regulation | Mining Assessments

Department for Energy and Mining

T [REDACTED] | M **Clause 6(1)** | E Paul.Thompson2@sa.gov.au | W www.energymining.sa.gov.au

GPO Box 320, Adelaide, South Australia 5001
[Kaurna](#) | 11 Waymouth Street

As guests here on Kaurna land, we acknowledge everything this department does impacts on Aboriginal country, the sea, the sky, it's people and their spiritual and cultural connection which have existed since the first sunrise. Our responsibility is to share our collective knowledge, recognise a difficult history, respect the relationships made over time, and create a stronger future. We are ready to walk, learn and work together.

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