

# Notice

## Environmental Protection Act 1994

### Choose an item for Choose an item— Choose an item

*This statutory notice is to be used by a submitter or an applicant to give written notice to the administering authority to request that its submission be taken as an objection to the application, to request that the administering authority refer the application to the Land Court or advise that the applicant does not intend to ask for a referral of the application to Land Court, under sections 182 and 183 of the Environmental Protection Act 1994.*

Complete all relevant sections in this notice and forward to the address and in the timeframe stated on the attached notice Decision about an application or amendment application for an environmental authority (mining activities relating to a mining lease), a proposed PRC plan or a PRCP schedule issued under section 181 of the *Environmental Protection Act 1994*.

Name Whitsunday Conservation Council per Secretary Faye Chapman	
Address PO Box 260 Cannonvale Qld 4802	
Phone 0407 207 441	Facsimile Insert fax no.
Email admin@whitsundayconservation.org.au	

*Tick the applicable box*

I/We are:

- a submitter requesting that their submission be taken to be an objection to the application or amendment application for an environmental authority (mining activities relating to a mining lease), a proposed PRC plan or a PRCP schedule—go to section 1.
- an applicant requesting that the administering authority refer the application or amendment application for an environmental authority (mining activities relating to a mining lease), a proposed PRC plan or a PRCP schedule to the Land Court—go to section 2.
- an applicant notifying the administering authority that we do not intend to ask for a referral of the application or amendment application for an environmental authority (mining activities relating to a mining lease), a proposed PRC plan or a PRCP schedule to the Land Court—go to section 3.



**SECTION 1: NOTICE OF OBJECTION**

I/We hereby give written notice requesting that the administering authority take my/our submission on the Amendment application for an environmental authority (mining activities relating to a mining lease) to be an objection to the application.

Note: This objection notice ceases to have effect if the objection notice is withdrawn by giving written notice to both the administering authority and the Land Court.

**Table 1: Details of the application or amendment application**

**Application reference number**

EPSL00460513 Amendment application - A-EA-AMD-100486450

**Tenure number**

MLA 100351, ML10340, ML10341



Grounds for the objection

That it is unreasonable and environmentally unsatisfactory that the Department of Environment and Science should approve an application to have existing Environmental Authority Permit - EPSL00460513 - Effective Date: 19-Nov-2010 amended to add MLA 100351.

It is unacceptable that an application to have an EA approval granted in 2010 extended to cover proposed mining project MLA 100351 for an additional fifteen years without requiring new impact assessments addressing threats to water quality, flora and fauna including endangered and threatened species, and environmental nuisance issues for the residents of the small village of Dittmer.

The Federal government Reef 2050 Water Quality Improvement Plan identifies the Proserpine Catchment area as draining to the Great Barrier Reef and targets have been set to consider land use and pollutant loads from the water catchment area.

The site is situated in the Proserpine Catchment area. The water from this area provides drinking water for Dittmer residents, drains to the Proserpine Dam which provides drinking water to residents of Whitsunday and irrigation for agriculture and finally drains to the waters of the Great Barrier Reef.

The site is also identified as within a Statewide Biodiversity Corridor, habitat for the Endangered Proserpine Rock Wallaby, Northern Quoll and Greater Glider along with endangered and vulnerable plant species, Koala habitat, MSES wildlife habitat, MSES regulated vegetation (essential habitat) and the Proserpine State Forest.

In addition, recent reports made to WCC appear to indicate the proponents may be breach of EPSL 00460513 which is a code compliant EA that requires the EA holder to comply with all conditions of the Eligibility Criteria for Mining Lease Projects. If this is the case, WCC has great concerns for the environmental protection of MLA 100351.

In the circumstances it is unconscionable that an application relying on an EA approval granted thirteen years ago be amended to include MLA 100351, which if granted has a term of fifteen years with the possibility of renewals for terms not exceeding fifteen years.

Until this matter has been addressed, Whitsunday Conservation Council object to the granting of MLA 100351 on the grounds that insufficient environmental protection is being applied to this project by either, or both, the State and Federal governments.

**FACTS & CIRCUMSTANCES RELIED ON:**

**EXCERPT:**

Environmental Authority Permit - EPSL00460513 Amendment application - A-EA-AMD-100486450 General Information EA Reference: EPSL00460513 EA Effective Date: 19-Nov-2010 Application Action: Amend Application

[https://www.reefplan.qld.gov.au/\\_\\_data/assets/pdf\\_file/0023/46058/catchment-targets-mackay-whitsunday-proserpine.pdf](https://www.reefplan.qld.gov.au/__data/assets/pdf_file/0023/46058/catchment-targets-mackay-whitsunday-proserpine.pdf)

<https://www.reefplan.qld.gov.au/water-quality-and-the-reef/the-plan/review>


<https://www.reefplan.qld.gov.au/science-and-research/the-scientific-consensus-statement>

**EXCERPT:** Current initiatives will not meet the water quality targets. To accelerate the change in on-ground management, improvements to governance, program design, delivery and evaluation systems are urgently needed. This will require greater incorporation of social and economic factors, better targeting and prioritisation, exploration of alternative management options and increased support and resources.

Attached pdf file; DITTMER - BAMB and geo maps data and maps

**NON-COMPLIANCE – EPSL 00460513:** WCC has various email evidence that at the instigation of David Marshall, Senior Ranger-Estates Management –Central Region- Queensland Parks and Wildlife Service- Department of Environment and Science, a visit was made 11 Nov 2023 by the QPWS Airlie Beach Ranger-in-Charge to inspect sites of environmental damage in the area.

We are informed that a report is being prepared of the subject sites.

<b>Submitter's name</b> Whitsunday Conservation Council per Secretary Faye Chapman	<b>Submitter's signature</b> 	<b>Date</b> Click here to enter a date. 14 Dec 2023
<b>Submitter's name</b> Insert name.	<b>Submitter's signature</b>	<b>Date</b> Click here to enter a date.

Where there are multiple entities making an objection to the decision made on the application or amendment application, each entity must sign this form. If there is insufficient space to include all grounds for the objection or to sign, please print this page in multiple and attach to the submitted form.



## SECTION 2: REQUEST FOR REFERRAL

I/We hereby give written notice requesting that the administering authority refer the Amendment application for an environmental authority (mining activities relating to a mining lease) to the Land Court.

**Table 2: Details of the application or amendment application**

Application reference number EPSL00460513 Amendment application - A-EA-AMD-100486450		
Tenure number ML10340, ML10341		
Principal applicant's name Faye Chapman	Principal applicant's organisation (if applicable) Whitsunday Conservation Council	ACN/ABN (if an organisation) ACN registered charity ABN 12179856680
Principal applicant's signature 		Date 14/12/2023
Joint applicant's name Insert name.	Joint applicant's organisation (if applicable) Insert organisation.	ACN/ABN (if an organisation) Insert ACN/ABN.
Joint applicant's signature		Date Click here to enter a date.
Joint applicant's name Insert name.	Joint applicant's organisation (if applicable) Insert organisation.	ACN/ABN (if an organisation) Insert ACN/ABN.
Joint applicant's signature		Date Click here to enter a date.
Joint applicant's name Insert name.	Joint applicant's organisation (if applicable) Insert organisation.	ACN/ABN (if an organisation) Insert ACN/ABN.
Joint applicant's signature		Date Click here to enter a date.

Where there were joint applicants for the application or amendment application, each applicant must sign this notice. If there is insufficient space to sign, please print this page in multiple and attach to the submitted notice.

**SECTION 3: NO INTENT TO ASK FOR REFERRAL**

I/We hereby give written notice to the administering authority that I/we (as the authorised representative of the applicant) do not intend to ask for a referral of the [Choose an item](#) for [Choose an item](#) to the Land Court. I acknowledge that by providing this notice, I/we (as the applicant) are removing our right to make a future request regarding this application to refer it to the Land Court.

**Table 3: Details of the application or amendment application**

<b>Application reference number</b> Insert reference number.		
<b>Tenure number</b> Insert tenure number.		
<b>Applicant's name</b> Insert name.	<b>Applicant's representatives' signature</b>	<b>Date</b> <a href="#">Click here to enter a date.</a>