Notice

Environmental Protection Act 1994

Environmental Evaluation

Notice of decision on an environmental report for an environmental investigation

This notice is issued by the administering authority pursuant to section 326G(4) of the Environmental Protection Act 1994 to advise you that the administering authority has decided to accept an environmental report for an environmental investigation.

Sealord King Reef Pty Ltd (ACN 105 576 609)
Suite 3, Level 1, 19 Harris Street
PYRMONT NSW 2009

Your reference: EPPR00390913

Our Reference: C-CPLRC-100000603, STAT-E-100068167

8 August 2023

Take notice: that under the *Environmental Protection Act 1994* (the Act), a notice of decision to accept an environmental report for an environmental investigation is issued to Sealord King Reef Pty Ltd ACN: 105 576 609 (you) by the administering authority. The administering authority is the Chief Executive of Department of Environment and Science (the department).

The notice of decision to accept an environmental report for an environmental investigation is issued with respect to the activities by Sealord King Reef Pty Ltd on land described as Lot 1 Plan NR5347, Lot 2 CP886368, Lot 295 RP814124 and Lot 1 RP721954 situated at Cowley Creek, Qld (the premises).

The decision

The decision to accept an environmental report about a stated matter is based on the following grounds:

1. On 3 March 2021, a notice to conduct or commission an environmental investigation (the EE Notice) was issued to you by the department in response to the potential environmental harm caused by your activities to the receiving waters of Cowley Creek resulting from the long-term exceedances of contaminant limits specified in the environmental authority EPPR00390913 (the EA).
2. On 18 November 2021, you provided the department an '*Environmental Evaluation 6-Monthly Report*' as per requirement 5 of the EE Notice, along with a request for an extension on the submission of the final environmental evaluation report (EE Report).
3. On 1 December 2021 the department granted an extension to you until 17 November 2022.
4. On 18 May 2022, you provided the department an '*Environmental Evaluation 12-month Report*' as per requirement 6 of the EE Notice.

Queensland Government

5. On 2 November 2022, you submitted a second request for an extension on the submission of the EE Report.
6. On 8 November 2022, the department granted an extension to you until 31 March 2023.
7. On 31 March 2023, you provided the department a document titled '*Final Environmental Evaluation Report Sealord King Ref Pty Ltd Cowley Creek Farm Operation March 2023*' (EE Report March 2023) as per requirement 7 of the EE Notice.
8. On 18 April 2023, the department issued you a Notice requesting further information pursuant to section 326F of the Act, in order to decide whether to accept or refuse to accept the EE Report March 2023.
9. On 13 June 2023, you submitted a document titled '*Final Environmental Evaluation Report Sealord King Ref Pty Ltd Cowley Creek Farm Operation June 2023*' (EE Report June 2023) in response to the Notice requesting further information issued by the department.
10. The department has reviewed and determined that the EE Report 13 June 2023 has reasonably addressed the requirements of the EE Notice.

Please note: Following acceptance of the environmental report the department may take steps under section 326H of the Act (attached) of the Act.

The department will continue to liaise with you in the next **four (4) weeks** to decide which steps are appropriate to ensure your compliance with the EA conditions and relevant provisions of the Act and to prevent unlawful environmental harm to the receiving waters of Cowley Creek.

Review and appeal

The provisions regarding reviews of decisions and appeals are found in sections 519 to 539 of the Act but this does not generally apply to an original decision under section 326(g)(4)(a) of the Act to accept an environmental report for an environmental investigation.

A person whose interests are or would be adversely affected by a decision of the department may also be able to request a statement of reasons for a decision or a statutory order review under the *Judicial Review Act 1991*.

You may have other legal rights or obligations and should seek your own legal advice.

Should you have any queries in relation to this notice, please contact Alex Apostol of the department on telephone number 07 4222 5316.

	8 August 2023
Signature	Date

Tim Brain

Manager, Compliance

Delegate of the Chief Executive

Department of Environment and Science

Environmental Protection Act 1994

Enquiries:

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