

Letter

Environmental Protection Act 1994

Finalisation of an Environmental Enforcement Order

Pursuant to section 362

Randall James Ford
22 George Street
MACKAY QLD 4740

Your reference: STAT-E-100589687

Our reference: C-CPLRC-100589088; 101/0044776-001

TAKE NOTICE: that on 1 October 2024, under the *Environmental Protection Act 1994* (the Act), the administering authority issued an environmental enforcement order (EEO) to Randall James Ford. The administering authority is the Chief Executive of the Department of the Environment, Tourism, Science and Innovation (the department). The EEO was subsequently amended on Tuesday, 10 December 2024.

The EEO was issued in respect to the activities of ERA 63 – Sewage Treatment 1: Operating sewage treatment works, other than no-release works, with a total daily peak design capacity of (a-i) 21 to 100 EP if treated effluent is at 841 Kinchant Dam Road on land described as Lot 10 CI3568 at Kinchant Waters Caravan Park (the premises).

A. Requirements

The requirements of this EEO were:

Assessment by an appropriately qualified person

1. **By 7 October 2024** you must engage an appropriately qualified person(s) (AQP) to undertake the requirements of this EEO and confirm the engagement in writing to CWES_Mackay@des.qld.gov.au. The written confirmation of the engagement must include each person's qualifications and suitable experience relevant to the scope of work each AQP will undertake.

Groundwater monitoring

2. **By 5pm 30 October 2024**, you must install one (1) groundwater monitoring bore that meets the requirements of condition **F1-1** of the EA.
3. **By 5pm 31 October 2024**, you must notify the department via email at CWES_Mackay@des.qld.gov.au that requirement **2** has been completed.

Effluent limits

4. By **31 January 2025**, you must implement, **and continue to implement**, measures at the STP to ensure contaminant limits stipulated in condition F2-1 of the EA are complied with.
5. By **28 February 2025**, you must carry out monitoring of the effluent to confirm it complies with the limits stipulated in condition F2-1 of the EA. The monitoring must be analysed at a NATA laboratory in accordance with the requirements of condition F2-6 of the EA.
6. By **5pm 28 February 2025**, you must notify the department via email at

CWES_Mackay@des.qld.gov.au that requirements 4 and 5 has been complied with.

Irrigation requirements

7. By **31 May 2025**, you must install all infrastructure required to meet the effluent irrigation area requirements stipulated in **condition F2-1** of the EA.
8. By **5pm 1 June 2025**, you must notify the department via email at CWES_Mackay@des.qld.gov.au that requirement 7 has been completed.

Site Based Management Plan

9. By **1 June 2025**, you must develop and implement a Site Based Management Plan that meets the requirements of condition A3-1 of the EA.
10. By **5pm on 1 June 2025**, you must provide a copy of the Site Base Management Plan as required under 9 the department via email at CWES_Mackay@des.qld.gov.au.

B. Compliance with the requirements

In determining compliance with these requirements of the EEO, the department has considered:

Requirement 1

- On 1 May 2024, you provided the department a notification via email that you have engaged with CQ Soil testing to provide a professional solution to rectify non-compliance.
- On 23 May 2024, you provided updates giving authority to contact Brad Phie at Dowdens via email.
- On 27 May 2024, you provided updates via email that CQ Soils are no longer being contracted and that Taylor Environmental will be taking over the project.
- On 25 September 2024, you provided an engagement letter from Backyard Bores and Geotech Drilling Pty Ltd to construct groundwater monitoring wells at Kinchant Dam Caravan Park.
- On 7 November 2024, you provided an email detailing a telephone conversation, relating to Dowden's Plumbing withdrawing from the project on 30 October 2024.
- On 22 November 2024, you provided an update that engagement with Sortit Water had commenced to carry out service and necessary repairs to the existing enviroflow system to get it operating efficiently. Additionally, you advised that you have engaged Nixon Plumbing to carry out works to the transpiration area.

Requirement 2 and 3

- On 30 October 2024, you provided an email with two attached drill logs detailing the completion of two bores completed by 29 October 2024 respectively and met the requirements stipulated in condition F1-1 of the EA.

Requirement 4, 5 and 6

- On 18 October 2024, you provided the permit for plumbing, drainage and on-site sewerage work at Kinchant Waters Caravan Park via email with confirmation that the work on the project will commence immediately in consultation with Dowdens Plumbing, Backyard Bores and Chris Taylor Environmental.
- On 22 November 2024, Sortit Water had been engaged to carry out service and necessary repairs to the existing enviroflow system to ensure operational efficiency.

- On 22 November 2024, you advised the department that Nixon Plumbing had been engaged to complete the works on the transpiration area. You explained that the delay was due to a supplier backlog, with the concrete tanks scheduled for delivery in March 2025. You also indicated that you were actively seeking an alternative supplier to expedite the delivery and requested an extension for the EEO completion dates.
- On 28 November 2024, a meeting was held with DETSI, attended by Taylor Environmental and yourself, to discuss the progress of works required under the EEO. During the meeting, you requested an extension of the requirement due dates, specifically for requirement 4-9 of the EEO, due to challenges in securing suitable contractors to complete the necessary works by the original due date. After considering the circumstances, the department determined that granting an extension and making minor amendments to the EEO was both reasonable and appropriate.
- On 28 May 2025, you submitted a completed Form 8 – an onsite sewage work declaration (signed on 24 April 2025) – along with a final inspection certificate issued by Mackay Regional Council (dated 1 May 2025) via email, as requested by the department.
- Sewage Waste Treatment effluent samples were taken on the following dates:
 - 8 May 2024
 - 4 November 2024
 - 3 March 2025
 - 31 March 2025
 - 28 May 2025
 - 9 July 2025
- The most recent STP effluent sample (9 July 2025) was compliant with all parameters listed in the EA and therefore met the final requirements of the EEO on 30 July 2025 (submission date).
- The department recognises the delay in achieving effluent quality releases that met the limits outlined in condition F2-1 of your EA. However, it has taken into account the challenges involved and acknowledges the significant efforts you have made to monitor the effluent and work towards fulfilling this requirement of the EEO. Considering this, the department has determined that, in this instance, no compliance action will be taken in relation to this matter.

Requirement 7 and 8

- On 18 October 2024, you sent the department attachments which included the Permit for plumbing, drainage and on-site sewage works document for Kinchant Dam Caravan Park which detailed the proposed irrigation area is 5500m².
- On 16 May 2025, a site inspection was conducted at Kinchant Dam Caravan Park (Lot 10 CL3568). The objectives and scope of the inspection included reviewing the status of the remaining requirements of the EEO. Authorised officer identified that all infrastructure required to meet the effluent irrigation area requirements stipulated in condition F2-1 of the EA were met.

Requirement 9 and 10

- On 16 May 2025, a site inspection was carried out at Kinchant Dam Caravan Park. During the inspection, authorised officers reviewed the finalised copy of the site-based management plan. You were requested to email a copy of the documents to the department on the same day.

- On 28 May 2025, you provided an email with the attached completed site-based management plan and therefore met the requirements A3-1 of the EA.

C. Obligations

The department has determined that Randall James Ford has satisfied the requirements of the EEO. Accordingly, this letter serves as a notice that this EEO is finalised and no longer in effect.

You are reminded of your obligations under section 319 of the Act, which sets out the general environmental duty, and requires anyone who carries out an activity that causes or is likely to cause environmental harm, to take all reasonable and practical measures to prevent or minimise the harm. Therefore, you are encouraged to actively identify all environmental risk factors associated with the activities at the site on an ongoing basis, and to implement strategies and processes to effectively manage them.

The department wishes to thank you for your cooperation and dedication to meeting the requirements of the EEO. Your efforts and willingness to work collaboratively with the department have been instrumental in progressing through the necessary steps to achieve compliance with the EEO, ensuring positive environmental outcomes.

D. Issued by



Cate Puschmann
Manager (Compliance)
Delegate of the Administering Authority
Dept of the Environment, Tourism, Science and Innovation

11/12/2025

Enquiries:

Aaron Sequeira
Compliance Centre: **Mackay**
Mail: PO Box 2001 MACKAY QLD 4740
Email: CWES_Mackay@detsi.qld.gov.au
Telephone: 07 4999 6814