

Letter

Environmental Protection Act 1994

Finalisation of an Environmental Enforcement Order

Pursuant to section 362

Pinkenba Operations Pty Ltd
C/o FTI Consulting (Australia) Pty Limited
Level 20, CPI, 345 Queen Street
Brisbane City QLD 4000

Our reference: STAT-E-100988021

TAKE NOTICE: that on Tuesday, 2 December 2025 under the *Environmental Protection Act 1994* (the Act) the administering authority issued an environmental enforcement order (EEO) to Pinkenba Operations Pty Ltd (Pinkenba Operations). The administering authority is the Chief Executive of the Department of the Environment, Tourism, Science and Innovation (the department).

The EEO was issued in respect to the activities of Pinkenba Operations at 70, 74 and 82 Main Beach Road, Pinkenba, QLD on land described as Lot 94 on Plan SP303482, Lot 2 on Plan RP73256 and Lot 1 on Plan RP73256 (the site). These activities are undertaken under environmental authority (EA) EA0002401.

A. Requirements

The requirements of this EEO were (in summary):

General

1. On receipt of this notice:
 - a. You must not receive shredded timber at the site;
 - b. You must ensure that there is 24-hour CCTV camera surveillance of all stockpiles;
 - c. You must ensure the CCTV footage is viewed by appropriately trained staff at least every 4 hours when the site is unattended;
 - d. In the event of an emergency incident, defined as the detection of smoke or odours (either by CCTV footage or detected by onsite personnel), that is capable of causing a nuisance to sensitive receptors, you are to enact the Emergency Response Plan and the Rino Recycling MBR Fire & Emergency Response Plan as provided to the department via email on Monday 1 December 2025.

Stockpile reduction and configuration

2. By 31 January 2026, the size of all stockpiles at the premises, and their separation distances from other stockpiles, must be compliant with conditions W2 to W6 of the EA.
3. At all times while undertaking any activities on the stockpiles (including moving, processing, adding or removing material), you must take all reasonable and practicable measures to prevent dust or other airborne contaminants from causing environmental nuisance to any sensitive place or commercial place.
4. All material removed from the site must be taken to a facility or facilities that are lawfully able to accept that material.

Stormwater Management

5. By 12 January 2026, you must,
 - a. Engage an appropriately qualified person (AQP - Stormwater) to undertake assessment of stormwater infrastructure and controls, and
 - b. Provide to the department the details of the qualifications and experience of the AQP – Stormwater.
6. By the 27 February 2026, as designed and advised by the AQP – Stormwater, you must have implemented all measures necessary to demonstrate compliance with conditions WT1 to WT3 of the EA.
7. By 6 March 2026, the AQP – Stormwater must develop a Stormwater Management Plan that provides for ongoing compliance with conditions WT1 to WT3 of the EA.

Reporting

8. As soon as practical after you have met Requirement 2, you must engage an appropriately qualified third party to undertake an aerial volumetric survey of all stockpiles on the site and provide the results of this survey to the department as soon as they are available.
9. By 6 March 2026 provide a copy of the Stormwater Management Plan to the Department.
10. Non-compliances with this notice must be notified to the Department within 24 hours of you becoming aware of the non-compliance.
11. Provide all reporting requirements to ESComplianceBrisbaneMoreton@detsi.qld.gov.au.

B. Compliance with the requirements

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

12. On 27 August 2025 the department received correspondence advising that John Park, Joanne Dunn and Kelly-Anne Trenfield of FTI Consulting (Australia) Pty Limited (FTI) were appointed Joint Receivers and Managers of Pinkenba Operations Pty Ltd on 25 August 2025.
13. Correspondence between the department and FTI on 20 November 2025, 10 December 2025, 6 January 2026 and 4 February 2026 confirming that Requirements 1, 2, 4, 5 and 8 have been met;
14. A review of departmental records showed no further reports of odour, smoke or dust nuisance since late October 2025, indicating that the removal of stockpiles was undertaken in accordance with Requirement 3;
15. Correspondence from FTI on 24 February 2026 confirming that all stockpiles have been removed and that the activities authorised under the EA that are the subject of the EEO have ceased, as required under section 369D of the Act;
16. The site inspection conducted by authorised officers on 17 April 2026 that confirmed all stockpiles have been removed and correspondence from FTI on 29 April 2026 confirming that the erosion and sediment issues observed during the site inspection have been addressed;
17. Correspondence from FTI on 2 February 2026, 26 February 2026 and 24 March 2026 outlining the Receivers' responsibilities to their appointer to obtain fair market value for all of Pinkenba Operations' assets, and the challenges FTI faced in meeting these obligations while doing everything reasonably practicable to meet the requirements of the EEO and their environmental obligations;
18. The application to surrender the EA received by the department on 24 April 2026.

C. Obligations

The department has considered the circumstances of the appointment of Receivers and Managers of Pinkenba Operations Pty Ltd, the cessation of the activity, the removal of all stockpiles and the mitigation of the environmental risks at the site. Accordingly, this letter serves as a notice that this EEO is finalised and no longer in effect.

Pinkenba Operations Pty Ltd is reminded of their responsibility to comply with conditions contained in Environmental Authority EA0002401, duties under the Act, and any existing development approval.

D. Issued by

Simon Vanderduys
Team Leader
Delegate of the Administering Authority
Dept of the Environment, Tourism, Science and Innovation

2/06/2026

Enquiries:

Simon Vanderduys
Compliance Centre: **Brisbane Moreton**
Mail: GPO Box 2454 BRISBANE QLD 4001
Email:
ESComplianceBrisbaneMoreton@detsi.qld.gov.au