

Environmental Enforcement Order

Environmental Protection Act 1994

Pursuant to section 362

ORDER ID	STAT-E-101240975
Date of issue	16 October 2026
Issued to (you)	NORGANIC PROTEINS PTY LTD (ACN 624 329 764) <i>For the purpose of this Environmental Enforcement Order (EEO), you' means the recipient of this EEO.</i>
Registered address	'HQ Robina' suite 14 level 1, 58 Riverwalk Avenue, ROBINA, QLD, 4226
Site address (the premises)	1 Coolum Street LANDSBOROUGH QLD 4550
Land reference	Lot 2 on Plan RP208083
CC to	
Issued by (the delegate)	Ben Grant, Compliance Delivery Manager Delegate of the Administering Authority Chief Executive of the Department of the Environment, Tourism, Science and Innovation (the department)
Relevant Grounds	• s359(c) To secure compliance with the general environmental duty. • s359(e)(ii) To secure compliance with a condition of an environmental authority.
Service method	☒ Registered post ☐ Hand delivered ☒ Also by email ☐ Orally (s369(2))
Contact	If you have any questions about this EEO, please contact: Luke O'Brien, Sunshine Coast Compliance Centre Email: sunshinecoast.esr@detsi.qld.gov.au Telephone: (07) 5459 6132
Further information	Please read the Information Sheet - Recipient of an Environmental Enforcement Order (detsi.qld.gov.au) for further information (search for ESR/2024/6802 on www.detsi.qld.gov.au). Terms used in this EEO have their meaning defined in the Definitions section of the EEO or, if not defined, in the <i>Environmental Protection Act 1994</i> (the Act).

Why are we writing to you?

Under section 362(1) of the *Environmental Protection Act 1994* (the EP Act) the administering authority may issue an order (an environmental enforcement order) to a person if the authority believes an enforcement ground exists for the person.

Under section 359 of the EP Act, each of the following is a ground (an enforcement ground) on which to issue an environmental enforcement order to a person.

- Section 359(c) of the EP Act states, *'it is necessary to issue an environmental enforcement order to secure the person's compliance with the general environmental duty.'*

The department requires you to take reasonable measures to secure compliance with the general environmental duty. The general environmental duty is prescribed in section 319 of the EP Act which states the following: *'A person must not carry out any activity that causes, or is likely to cause, environmental harm unless the person takes all reasonably practicable measures to prevent or minimise the harm (the general environmental duty, GED).'*

Section 359(e) of the EP Act states, *'It is necessary to issue an environmental enforcement order to secure the person's compliance with (ii) a condition of an environmental authority.'*

The department requires you to take reasonable measures to secure compliance with condition A1 of environmental authority EPPR00188913 (the EA) dated 18 April 2018. Condition A1 of the EA states *'Odours or airborne contaminants must not cause **environmental nuisance** to any sensitive place or commercial place.*

What are you required to do?

The required actions listed below are to be remedied in full by the required dates.

Requirements take effect from the date of service and remain in force until the date specified, unless this EEO is amended, repealed, finalised or stayed beforehand.

1. **Immediately** take action to strengthen management practices of raw material received at the site, including immediate covering of externally stored materials, triage-based receipt procedures, and use of chilled storage for highly odorous materials awaiting processing.
2. **Immediately** ensure all process hatches, access points and roller doors remain closed when not in active use and strengthen housekeeping practices,
3. By **5pm on 30 October 2026**, you must engage independent appropriately qualified persons (AQPs) to complete requirements of this EEO, where indicated, and notify the department of this appointment. The notification should include:
 - (a) A copy of the AQP's resume(s) identifying their academic qualifications.
 - (b) Details of any relevant professional memberships.
 - (c) Description of the AQP's experience relevant to meeting the requirements of this EEO.
 - (d) Details on which EEO requirements the AQP has been engaged to address.
4. By **5pm on 30 November 2026**, you must install temporary containment measures such as heavy-duty plastic curtains at key building openings to reduce fugitive emissions and assess the practicality of replacing existing roller doors with fast-action roller doors.
5. By **5:00pm on 31 March 2027**, you must submit to the department a feasibility study for improvements to the rendering building and odour collection and control system (OCCS). This study must have been undertaken by an AQP and must include (but not be limited to the following):
 - (a) A review of duct network rationalisation and removal/sealing of redundant connections.
 - (b) A review of airflow balancing and odour capture optimisation.
 - (c) A review of controlled building ventilation and negative pressure requirements.
 - (d) An assessment of vertical discharge versus treatment of building ventilation air.
 - (e) An evaluation of a modernised OCCS including wet scrubbing and biofiltration technologies.

- (f) Concept designs and an airflow assessment.
 - (g) The identification of a preferred building ventilation strategy.
6. By **5:00pm on 30 January 2027**, you must have completed the repair or replacement of the covered anaerobic lagoon (CAL) cover system and the modification of the aerobic pond return flow arrangement to minimise odour emissions; and provide evidence of these works including photos must be submitted to the department upon completion.
 7. By **5:00pm on 28 February 2027**, you must submit a comprehensive wastewater treatment plant feasibility study to the department. This feasibility study must have been completed by an AQP and must include an assessment of dissolved air flotation (DAF), CAL optimisation, sludge management, hydraulic performance and biogas utilisation opportunities.
 8. By **5:00pm on 30 January 2027**, you must submit a documented review of the existing boiler system to the department. This documented review must be undertaken by an AQP and must include combustion performance, operational controls and the feasibility of conversion to natural gas.
 9. By **5:00pm on 30 June 2027**, you must submit an odour assessment report, completed by an AQP, which determines whether operational controls have achieved satisfactory and consistent feedstock management to prevent the raw materials receival area causing offsite odour nuisance. The report must include an odour assessment, which focuses on the contribution of the raw receivals area to the generation of offsite odour impact.
 10. By **5:00pm on 30 July 2027**, if the odour assessment report required under requirement 9 determines an unsatisfactory odour impact from the raw receivals area, you must engage an AQP to make recommendations on enclosure of the raw material receival area, including a review of options for extraction and treatment of air through the OCCS.
 11. By **5:00pm on 30 March 2028**, you must fully enclose the rendering building and implement the preferred building ventilation strategy identified in the feasibility study, developed under requirement 5 of this EEO; and provide evidence, including photos and 'as constructed' documentation, to the department. The implemented ventilation strategy must include controlled negative-pressure operation and integration with the upgraded OCCS.
 12. By **5:00pm on 30 June 2028**, you must have implemented the recommendations of the wastewater treatment plant feasibility study, including treatment process upgrades and potential biogas utilisation infrastructure and provide evidence, including photos of the completed works to the department.
 13. If the department requests changes to the reports, assessments and feasibility studies submitted in response to required actions above, you must amend the submissions in accordance with the requested changes (as appropriate) or provide explanation as to why the changes are not made and submit revised copies to the department **within 15 business days** of the date of request.

Any submissions required by this EEO are to be sent via email: sunshinecoast.esr@detsi.qld.gov.au or via mail to Department of the Environment, Tourism, Science and Innovation, PO Box 362 MAROOCHYDORE QLD 4558

Background and relevant matters:

Definitions used in this EEO (that are not exactly as the Act defines or implies them)

Appropriately

A person who has professional qualifications, training, skills, or experience relevant to

qualified person	<i>the requirements of this EEO, and can give authoritative assessment, advice, and analysis in relation to the requirements using relevant protocols, standards, methods, or literature.</i>
Commercial place	<i>Commercial place means a place used as a workplace, an office or for business or commercial purposes and includes a place within the curtilage of such a place reasonably used by persons at that place.</i>
Sensitive place	<i>Sensitive place includes the following and includes a place Within the curtilage of such a place reasonably used by persons at that place: a dwelling, residential allotment, mobile home or caravan park, residential marina or Other 1. residential premises; or 2. a motel, hotel or hostel; or 3. a kindergarten, school, university or Other educational institution; or 4 a medical centre or hospital; or 5. a protected area under the Nature Conservation Act 1992, the Marine Parks Act 2004 or a World Heritage Area; or 6. a public park or garden; or 7. for noise, a place defined as a sensitive receptor for the purposes of the Environmental protection (Noise) Policy 2008,</i>

1. The department is the administering authority and has responsibility for enforcing the EP Act.
2. You are the landowner and occupier of the premises
3. You hold Environmental Authority EPPR00188913 (the EA) dated 18 April 2018.
4. The EA is for environmentally relevant activity (ERA) 25, Meat processing activities, 3: Rendering, without any other processing, in a year, the following quantity of meat or meat products, (b) more than 500t, at the premises.
5. The department is satisfied that you are responsible for the operation and maintenance of the premises under the EA.
6. Condition A1 of your EA states: *Odours or airborne contaminants must not cause environmental nuisance to any sensitive place or commercial place.*
7. Section 430, EP Act — Contravention of condition of environmental authority *'The person must not contravene a condition of the authority.* Condition A1 of the EA states: *'Odours or airborne contaminants must not cause environmental nuisance to any sensitive place or commercial place'.*
8. On 13 March 2026 the department issued you EEO STAT-E-101047682 (the EEO). The EEO required that you undertake an odour surveillance program (OSP) to identify and characterise all potential odour emission sources, assess their associated odour impact risks under all current operating conditions and develop a report of the OSP.
9. The EEO was amended on 1 April 2026, to extend the due dates for required actions 2 to 5. The dates were extended in response to a request from the appropriately qualified person (AQP) engaged under requirement 1 of the EEO.
10. On 29 May 2026, requirement 5 was met with the submission of the draft OSP, the department provided comment on the draft on 17 June 2026.
11. On 8 July 20026, you submitted the final OSP report to the department, which included recommended

actions that should be undertaken to prevent the continued release of nuisance odours. The OSP report also included indicative timeframes for all recommended actions.

12. On 29 July 2026, the department met with you onsite to discuss the OSP report along with the recommended actions and the steps you were undertaking to progress these actions.
13. Between 8 July 2026 and 20 August 2026, the department received 22 reports from 4 separate reporters of odour nuisance impacting a sensitive place and identifying the activity at the premises as the source.
14. On 20 August 2026, the department issued you a pre-enforcement letter outlining the continued reports of odour nuisance from the premises.
15. Odour monitoring by the department has continued to detect odour at sensitive receptors in the Landsborough community
16. On 8 September 2026, offensive odour was recorded by authorised officers at sensitive places downwind of the premises. The odour was described as burnt/smoky cooking odour and was the same odour experienced at the premises and during previous odour monitoring events undertaken by the department.
17. On 8 September 2026, you provided a response to the pre-enforcement, which outlines the status of specified recommendation/ activities proposed to be undertaken and an indicative timeframe for the identified actions.
18. The department alleges that the contravention of EA condition A1 has continued to occur based on community reports of odour nuisance and the results of offsite odour monitoring undertaken by the departments authorised officers.
19. The GED under section 319 of the EP Act describes the prevention or minimisation of environmental harm. As defined in section 14 of the EP Act environmental harm includes environmental nuisance. Environmental nuisance under section 15 of the EP Act is *unreasonable interference or likely interference with an environmental value caused by*
 - (a) *aerosols, fumes, light, noise, odour, particles or smoke; or*
 - (b) *an unhealthy, offensive or unsightly condition because of contamination; or*
 - (c) *another way prescribed by regulation.*
20. By continuing to interfere with environmental values caused by odour generated at the premises, it is alleged that you are also contravening GED, section 319 of the EP Act.
21. Given the facts and circumstances detailed above, the department considers you have failed to take all reasonable and practical measures to prevent or minimise the risk of environmental harm, given the continued release of odour, impacting sensitive receptors.
22. The department considers that it is reasonable to require you to complete the requirements of this EEO to secure compliance with the general environmental duty and condition A1 of the EA.

Considerations

The standard criteria and human rights were considered prior to issuing this EEO.

Offences

Failure to comply with this EEO is an offence unless you have a reasonable excuse. The maximum penalties are significant and are provided in s369A of the Act.

Penalties and obligations

It is important that you know the impact to you personally as an individual or as a corporation for not meeting your obligations.

- If you propose to dispose of the place or business to which the EEO relates, you must advise the buyer of the existence of this EEO. **Failure to provide a written notice to the buyer of the existence of the order is an offence.** The maximum penalty is provided in s369C of the Act.
- If you cease to carry out the activity to which this EEO relates, you must give written notice of ceasing to carry out the activity to the department within 10 days of ceasing the activity. **Failure to provide written notice to the department within 10 business days of ceasing the activity to which an EEO relates is an offence.** The maximum penalty is provided in s369D of the Act.

Right of review and appeal

The provisions regarding reviews of decisions and appeals are found in s519 to s539 of the Act.

A person who is dissatisfied with an original decision made by the department may apply to have that decision internally reviewed. Information about initiating an appeal in relation to this notice is contained within the [Internal Reviews and Appeals Information Sheet](#) (available at www.qld.gov.au using the publication number ESR/2015/1742 as a search term). A request for review or appeal is to be made using the approved form [Application for review of original decision](#) (available at www.qld.gov.au using the publication number ESR/2015/1573 as a search term).

Applications for reviews are to be sent to Permits and Licensing, Department of the Environment, Tourism, Science and Innovation via email at palm@detsi.qld.gov.au, or by mail to the following address: GPO Box 2454, BRISBANE QLD 4001.

Where an application has been made for a decision to be reviewed, the applicant may also apply to the relevant court for a stay of the decision to secure the effectiveness of the review.

Once the original decision has been reviewed, a person who is dissatisfied with the review decision may be able to appeal against that decision to the relevant court within 22 business days after

receiving notice of the review decision.

For a decision that is not an original decision, there are no formal review and appeal rights for a person who is dissatisfied with the decision made by the administering authority. The person may have other legal rights and may wish to seek legal advice.

Privacy statement

Section 540 of the Act requires the department to maintain a register of certain documents and information authorised under the Act. A copy of this document will be kept on the public register. The register is available for inspection by members of the public who are able to take extracts or copies of the documents from the register.

Documents that are required to be kept on the register are published in their entirety unless redaction in part is required by the Act. There is no general discretion allowing the department to withhold documents or information required to be kept on the public register.

For more information on the department's public register, search 'public register' at www.qld.gov.au. For queries about privacy matters, please email privacy@detsi.qld.gov.au or telephone 13 74 68.

Accessibility

Contact us if you need this information in an accessible format such as large print or audio.

Interpreter assistance

If you need interpreter assistance or want this document translated, please contact us and advise your preferred language. If you are deaf, or have a hearing or speech impairment, contact us through the [National Relay Service](#)

