# Letter

***Environmental Protection Act 1994***

## Finalisation of an Environmental Protection Order

*This letter of finalisation of an environmental protection order is issued by the administering authority to advise that the environmental protection order issued pursuant to section 360 of the* Environmental Protection Act 1994 *is no longer in effect.*

Riverside Coal Transport Company Pty Ltd
161 Breakfast Creek Road
NEWSTEAD QLD 4006
Attn: **Michael Coleman**

Your reference: EPPR00465913

Our reference: STAT1016 (amended)

14 November 2016

Dear Sirs

**Take notice:** that on 14 June 2016 under the *Environmental Protection Act 1994* (the Act) the administering authority issued an environmental protection order (EPO) to Riverside Coal Transport Company Pty Ltd. The administering authority is the Chief Executive of the Department of Environment and Heritage Protection (the department).

The EPO was issued in respect to the activities of Riverside Coal Transport Company Pty Ltd at 17 Skyring Terrace, Newstead on land described as Lot 593 on SP148600 and Lot 2 on SP171342 (the premises).

### A. Requirements

The requirements of this EPO were:

1. From the **date of this notice** you must prevent the release of all contaminants to waters and the bed and banks of any waters.

2. From the **date of the notice** you must take immediate action to ensure the outer limit of all stockpiles, including the stockpile containment system, is set back a minimum of five (5) metres from the top of the rock wall (Brisbane River revetment wall) as shown in the survey plan 6895DT, dated 14/09/2012 (Schedule 2 of the EA).

3. From the **date of this notice** you must take immediate action to ensure all chemicals and fuel in bulk containers or volumes greater than 15 litres are stored in secondary container system in accordance with the specifications contained within Australian Standard 1940.

4. From the **date of this notice** you must take all reasonable and practicable measures to ensure all storage and handling of sand materials on site does not cause or be reasonably likely to cause contaminants to wash,



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blow, or otherwise move into roadside gutters or stormwater drainage such as to cause any accumulation of earthern material.

5. As soon as practicable, but no later than **5.00pm on 27 May 2016**, you must engage an independent, suitably qualified erosion and sediment control professional to undertake works as described in requirement 6 below.

6. As soon as practicable, but no longer than **5.00pm on 24 June 2016**, the erosion and sediment control professional , engaged in accordance with requirements (5) above, must design and submit to the department an erosion and sediment control plan which meets the requirements of condition G6, W1 & A11 of the EA. You must have due regard to any comments provided by the department and adjust the plan accordingly.

7. As soon as practicable, but no later than **5.00pm on 24 June 2016**, you must submit to the department an up to date version of the site based management plan for the site, which includes (but not limited to) written procedures that:

a) identify potential risks to the environment from the activity during routine operations and emergencies;

b) establish and maintain control measures that minimise the potential for environmental harm;

c) ensure plant, equipment and measures are maintained in a proper and effective condition;

d) ensure plant, equipment and measures and operated in a proper and effective manner;

e) ensure that staff are trained and aware of their obligations under the Act; and

f) ensure that reviews of environmental performance are taken at least annually.

You must have due regard to any comments provided by the department and adjust the plan accordingly.

8. As soon as practicable, but no later than **5.00pm on 22 July 2016** you must develop and submit to the department an up-to-date version of the stormwater management plan for the site demonstrating compliance with condition G6 and W1 of the EA.

You must have due regard to any comments provided by the department and adjust the stormwater management plan accordingly.

9. As soon as practicable, but no later than **5.00pm on 23 September 2016**, works to implement the erosion and sediment control plan submitted in accordance with requirement (6) above must be completed.

10. As soon as practicable, but no later than **5.00pm on 25 October 2016**, the independent suitably qualified erosion and sediment professional, engaged in accordance with requirement (5) above, must certify the completion of the works conducted under the erosion and sediment control plan, submitted under requirement (6) above.

11. As soon as practicable, but no later than **5.00pm on 23 September 2016**, you must complete all the works required to implement the requirements of the site based management plan in accordance with requirement (7) above and the stormwater management plan on accordance with requirement (8) above.

## B. Compliance with the requirements

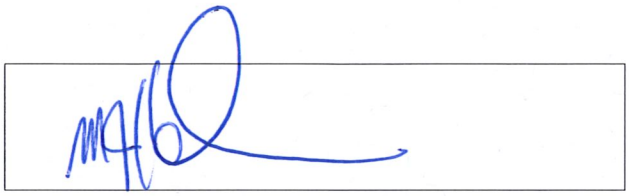
In determining compliance with these requirements of the EPO STAT1016 (amended), the department has considered:

- the achievement of compliance with the above requirements through the submission of documents and completion of tasks required in a timely manner; and
- evidence collected by departmental officers during compliance inspection conducted on 3 August and 12 October 2016.

## C. Obligations

The department has determined that Riverside Coal Transport Company Pty Ltd has satisfied the requirements of the EPO. Accordingly this letter serves as a notice that this EPO is finalised and no longer in effect. Riverside Coal Transport Company Pty Ltd is reminded of their responsibility to comply with conditions contained in Environmental Authority-EPPR00465913.

Should you have any queries in relation to this notice, please contact Ben Grant on telephone number 07 5316 8408.



Signature

15 November 2016

Date

Matt Karle

Compliance Delivery Manager

Delegate of the Chief Executive

Department of Environment and Heritage Protection

*Environmental Protection Act 1994*

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