

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.

Southern Cross Fertilisers Pty Ltd
Level 8, 28 Freshwater Place
SOUTHBANK VIC 3006

Your reference: STAT1099

Our Reference: EPML00885513

25 September 2018

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 Southern Cross Fertilisers Pty Ltd (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 in respect to the activities by Southern Cross Fertilisers Pty Ltd at on land described as ML5543, ML5551 and ML5556 situated at Phosphate Hill Mine (the premises).

The decision

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

- **3 March 2015:** SCF was issued a notice to conduct or commission an environmental evaluation (STAT901) to investigate the likely environmental harm resulting from the release of contaminants from the Gypsum Storage Facility, and to identify mitigation measures to reduce identified impacts.
- **31 March 2016:** The department received the report titled *Environmental Evaluation Report: March 2016* (EnviroRisk Management Pty Ltd, 30 March 2016) in response to STAT901.
- **14 April 2016:** The department issued a notice requiring further information to SCF.
- **4 November 2016:** SCF submitted the report titled *Response to Notice requiring additional information* (EnviroRisk Management Pty Ltd, 31 October 2016) with further information.
- **1 December 2016:** The environmental evaluation was refused by the department as certain requirements of the notice had not been complied with.
- **28 April 2017:** The department issued SCF with a notice to conduct or commission another environmental evaluation (STAT1099) to further investigate the regional groundwater system.

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- **27 October 2017:** The department received the reports *Response to the 'notice to conduct or commission another Environmental Evaluation'* (EnviroRisk Management Pty Ltd, 26 October 2017) (the report) and *171027 Phosphate Hill Groundwater Results Data* (excel document) in response to STAT1099 and determined that further information was required to assess compliance with requirements 3 and 4 of STAT1099.
- **10 November 2017:** The department issued SCF with a notice requiring further information.
- **31 August 2018:** The department received the following reports in response to the notice requiring further information:
 - *Groundwater Investigation (STAT1099) – Further Information Request* (Southern Cross Fertilisers Pty Ltd, 31 August 2018);
 - *Industrial process audit of activities that generate waste waters* (Hatlar Group Pty Ltd, April 2018);
 - *Statutory notice to conduct or commission another Environmental Evaluation – further investigations on environmental risk* (EnviroRisk Management Pty Ltd, 17 August 2018);
 - *Remediation Options Update August 2018* (EnviroRisk Management Pty Ltd, 30 August 2018); and
 - *Preliminary Report on Stable Isotope Analysis, Phosphate Hill* (John Leonard Consulting Services, August 2018).
- The department is satisfied that the reports provided on 31 August 2018 adequately address the relevant matters for the environmental evaluation (STAT1099) and further information request.

Review and appeal

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 Mel North of the department on telephone number (07) 4722 5263 or email melissa.north@des.qld.gov.au.



Signature



Date

Jacob Toe
Delegate of the Chief Executive
Department of Environment and Science
Environmental Protection Act 1994

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