

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.

TEC Coal Pty Ltd (ACN: 119 063 900)
Level 13, 42 Albert Street
BRISBANE QLD 4000

Your reference: TEC Coal Pty Ltd - Environmental Investigation Report Meandu - 14 September 2018
Our Reference: CA34208 STAT1118

Take notice: that under the *Environmental Protection Act 1994* (the Act), a notice of decision to accept an environmental report for an environmental investigation (STAT1118) is issued to TEC Coal Pty Ltd (you) by the administering authority. The administering authority is the Chief Executive of the Department of Environment and Science (the department).

The notice of decision to accept an environmental report for an environmental investigation is issued in respect of the activities by TEC Coal Pty Ltd at Meandu Coal Mine (EPML00709113) on land described as Mining Lease ML6674, situated west of YARRAMAN, Queensland.

The decision

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

1. A *Notice to conduct or commission an environmental investigation* was given to you by the department on 21 December 2016.
2. An environmental report titled 'TEC Coal Pty Ltd Environmental Investigation Report Meandu - 14 September 2018, WSP Australia Ref: PS102396-ENV-REP-001 Rev B' was submitted by you to the department on 14 September 2018 in response to this notice by you.
3. A *Notice requesting further information* in relation to the above-mentioned environmental report was given to you by the department on 9 November 2018.
4. An environmental report titled 'TEC Coal Pty Ltd Environmental Investigation Report Meandu – Response to Notice Requesting Further information 31 January 2019, WSP Australia Ref: PS112580-ENV-REP-001 FINAL' was submitted by you to the department on 14 September 2018 in response to this notice by you.
5. The department is satisfied that the reports provided adequately address the relevant matters for the environmental investigation to which the reports relates.

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Reasons

The facts and circumstances forming the basis of these grounds and the reason for the decision are:

1. The original environmental report and subsequent further information response report in combination provide sufficient information and address all relevant matters required under the *Notice to Commission an Environmental Investigation* issued 21 December 2016 (STAT1118), and have been adequate to determine source, cause and extent of the environmental harm from Acid and Metalliferous Drainage (AMD) in the vicinity of the North West Backfilled Pit at Meandu Coal Mine on ML6674.
2. The information response provides sufficient information and addresses all relevant matters as required under the *Notice requesting further information* issued 9 November 2018 (STAT1354).

Review and appeal

The provisions regarding reviews of decisions and appeals are found in sections 519 to 539 of the Act.

A person, who is dissatisfied with a decision to refuse to accept the report can apply to have the department review that original decision.

Generally, a request to have a decision reviewed must be made:

- within 10 business days of the decision being notified to the person;
- be supported by enough information to enable the department to decide the application for review; and
- be made using the application form, Application for review of original decision ([ESR/2015/1573](#)) available on the Queensland Government website at www.qld.gov.au, using the publication number (ESR/2015/1573) as a search term.

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 appeal against that decision to the relevant court within 22 business days after receiving notice of the review decision.

For further information about reviews and appeals see the information sheet, Internal review and appeals ([ESR/2015/1742](#)) available on the Queensland Government website at www.qld.gov.au, using the publication number (ESR/2015/1742) as a search term.

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 Dan Cohen of the department on telephone number (07) 4302 8516.

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Signature

Tony Baker
Manager (Compliance)
Delegate of the Chief Executive
Environmental Protection Act 1994

25 February 2019

Date

Enquiries:

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