Notice

Environmental Protection Act 1994

Notice of decision - Temporary emissions licence

This statutory notice is issued by the administering authority pursuant to section 357F of the Environmental Protection Act 1994*, to advise you of a decision or action.*

To: De Costi Seafoods Pty Ltd
15050 Bruce Hwy

Gregory River QLD 4800

Email: kylie.davies@tassal.com.au

Attention: Kylie Davies

Our reference: EA0002345

1 Application details

Application for temporary emissions licence (TEL) for water releases at the Proserpine Prawn Farm, 15050 Bruce Hwy GREGORY RIVER QLD 4800 Australia.

2 Decision

Thank you for your application for a temporary emissions licence. Your application, which was received by this office on 24/01/2024, has been granted on different terms than those submitted

3 Reason for the decision

- It is noted that a relaxation of condition WT6 of the EA was applied for in addition to WT5. This condition requires the daily annual mean of rainfall to not exceed 143ML.
- It is understood that the intent is to exclude the period of rainfall during the application of the TEL from the calculation of the annual mass load, however this condition does not link to the calculation of the mass load which references the yearly sum of daily release volume rather than daily annual mean.
- It would not be practicable to exempt only this period from a long term annual mean exceedance and, given the nature of the calculation, it is unlikely that this period will materially impact the calculated value.
- Consideration was given to the loads to be emitted during this period and it was determined that as they have been generated through the normal course of operations, it would not be appropriate to negate the volumes of water proposed to be released from the calculation of the annual mass load.

Queensland Government

4 Human rights

A human rights assessment was carried out in relation to this decision/action and it was determined that the decision is compatible with Human Rights.

5 Review and appeal rights

You may apply to the administering authority for a review of this decision within 10 business days after receiving this notice. You may also appeal against this internal review decision to the Planning and Environment Court. Information about your review and appeal rights is attached to this notice. This information is guidance only and you may have other legal rights and obligations.

6 Temporary emissions licence

This temporary emissions licence commences on 25/01/2024 and ends on 28/01/2024.

The licence permits the following emission: Release of wastewaters in excess of 500ML per day.

The licence overrides the following conditions of your environmental authority, approval number EA0002345:

1. WT5

The following conditions apply to this licence:

Agency interest: General	
Condition number	**Condition**
TEL-1.0	This temporary emissions license is: a) in effect from 25/01/2024, and b) ceases on 28/01/2024.
TEL-2.0	Within 14 days of cessation of releases under this temporary emissions licence, a report must be provided to the administering authority containing: a) an analysis of the volume of water released during the period of the temporary emissions licence, including, hourly, daily and total volumes; b) The calculation, including any assumptions, of the volume of water discharged due to rainfall in exceedance of the following events (if applicable); a. 215mm in 12-hour period b. 286mm in 24-hour period c. 367mm in 48-hour period c) whether the releases under this temporary emissions licence may have caused any environmental harm; and d) the measures taken to prevent or minimise environmental harm occurring from the releases.
TEL-3.0	The release of contaminants to waters under this temporary emissions licence must not cause: a) erosion of the bed and banks of the receiving waters; and/or b) disturbance to vegetation; and/or

	c) a build-up of sediment.

Should you have any queries in relation to this notice, John Bowlen on telephone 07 3339 5824 would be happy to assist you.

Amanda Gray	25/1/2024
Signature	Date

Amanda Gray
Department of Environment, Science and Innovation
Delegate of the administering authority
Environmental Protection Act 1994

Enquiries:

John Bowlen
Industry and Development Business Centre
GPO Box 2454, Brisbane QLD 4001
Phone: 1300 130 372
Email: palm@des.qld.gov.au

Attachments

Information sheet Internal review and appeals (ESR/2015/1742)