Notice

Environmental Protection Act 1994

Notice of decision - Temporary emissions licence

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

To: FPC 30 Limited as Trustee for FPC Green Fund Trust
TA – FPC Green Energy
PO Box 559
ORMEAU QLD 4208

c/c: Octief Pty Ltd
Unit 34 / 53-57 Link Dr
YATALA QLD 4207

Email: michelle@octief.com.au
Attention: Michelle Oliver

Your reference: EPPR00841013
Our reference: AR079631

Application for temporary emissions licence (TEL) for the release of excess water received onsite to manage an unplanned fire which occurred on 27-Sept-2015 at 124 Mill Road, Woongoolba.

Thank you for your application for a temporary emissions licence. Your application, which was received by this office on 22-Oct-2015, has been granted on different terms than those requested.

This temporary emissions licence commences on 23-Oct-2015 and ends on 22-Jan-2016.

The licence permits the following emission:

> The release of treated waste waters to a maximum volume of 16,840kL from Pond 5 to the Southern Drainage System in accordance with the conditions of environmental authority EPPR00841013 (previously IPDE00829408) unless specifically excluded below. The release is permitted until 22 January 2016, or until the maximum volume of 16,840kL has been discharged, whichever occurs first.

The licence overrides the following conditions of your environmental authority, approval number EPPR00841013:

(WA2) The release of contaminants as described in condition WA1 to the Southern Drainage System is permitted only in the following circumstances—
- a) the failure of irrigation equipment; or
- b) when wet weather (25mm of rainfall in 24hours) and/or high soil moisture content conditions are such that irrigation would lead to non-compliance with the conditions of this permit relating to the control of runoff and of deep drainage from irrigated land;

NOTE: Where irrigation equipment failure is the cause of a release, the release is only permitted for a period of up to five (5) consecutive days unless otherwise authorised by the administering authority.

(WA15) The maximum daily volume of reclaimed water released to the Southern Drainage System must not exceed 55L/sec or 4.75ML/day.

(WA16) Notwithstanding condition WA15, the maximum annual volume of reclaimed water released to the Southern Drainage System is not to exceed 204ML/yr.

The following conditions apply to this licence:

1. All reasonable measures must be taken to ensure that environmental harm does not occur as a result of the release.
2. The monitoring frequency of the following contaminants must occur daily prior to and during any release:
    a. pH
    b. turbidity
    c. total nitrogen
    d. total phosphorus
    e. total arsenic
    f. free chlorine residual

Note: All conditions of environmental authority EPPR00841013, other than those specifically overridden within this notice, must be complied with for the purpose of this release.

Reasons for the decision

The reasons for making the decision, different to that which was applied is as follows:

The application material identified the additional volume of waters received onsite as 16,840kL. However, a timeframe for the discharge was not identified, other than proceeding the wet season. The administering authority has limited the period of discharge to either the volume proposed, or a timeframe of three months (ending 22 January 2016) which is considered a reasonable period to undertake the release.

The only other variation for the original application material was the addition of condition WT2 to be overridden as it was identified by the administering authority as being unable to be complied with.

Review and appeal provisions

You may apply to the administering authority for a review of this decision within 10 business days of receiving this notice. You may also appeal against this decision to the Planning and Environment Court. Information outlining the review and appeal processes under the *Environmental Protection Act 1994* is included with this notice. This information is intended as a guide only. You may have other legal rights and obligations.

Should you have any queries in relation to this notice, Ms Jessica Johnson on telephone 07) 4699 4348 would be happy to assist you.

	23-Oct-2015
Signature	Date

Chris Hill
Department of Environment and Heritage Protection
Delegate of the administering authority
Environmental Protection Act 1994

Enquiries:
Industry and Development Assessment - TBA
Phone: 07) 4699 4348
Fax: 07) 4699 4388
Email: Jessica.johnson@ehp.qld.gov.au

Attachments
Information notice - Internal review and appeal to Planning and Environment Court (EM1866)