

Board of Environment Protection Authority

Minutes



ENVIRONMENT PROTECTION AUTHORITY

Meeting No. 180
Date: Tuesday 16 April at 12noon
Level 1 Meeting Room No. 1.01 (Florentine), 40 Elizabeth Street, Hobart

PRESENT

Board Andrew Paul (Chair)
Wes Ford (Member)
Belinda Hazell (Member)
Ian Cresswell (Member)
Mark Gifford (Member) via Teams

Other attendees Helen Mulligan (Acting, Executive Director, Environmental Assessments, EPA)
Fionna Bourne (Manager, Environmental Engagement, EPA)
Grace Vaszocz (Executive Assistant, Directorate, EPA)

Meeting commenced at 12 Noon.

180.1 Apologies

There were no apologies for the 180th meeting of the EPA Board

180.2 Minutes of Board meetings

a. 179th EPA Board Meeting minutes held on the 5th March 2024

The Board resolved to:

- Approve the minutes as a true and accurate record of the 179th EPA Board Meeting held on the 5th March 2024

180.3 Board Decision Registers

- a. Board Decision Register
- b. Out of Session Decision Register

The Board noted the two Decision Registers that were circulated.

180.4 Declaration of Interests

There were two declarations of interest raised for the 180th Board Meeting.

180.5 Delegations

The Board noted the decisions made under delegation since the previous meeting.

180.6 Actions arising

The Board resolved to:

- Note the status of items listed on the Actions Arising.

180.7 Standing action items.

The Board resolved to

- Note the status of items listed on the Standing Action Items.
 - a) Environment Protection Fund (6 Monthly update) – Board noted the report as circulated.

Items for Decision

180.8 Amendments to EPA Board Delegations

EPA staff member updated the Board on the briefing paper and reasoning behind the request for the proposed amendments.

The Board agreed to:

- (1) The previous EPA Board Delegations and Authorisations approved by the EPA Board on 3 October 2023 are revoked with immediate effect.
- (2) Acting pursuant to section 16(1) of the *Environmental Management and Pollution Control Act 1994* (EMPCA) to delegate to any person for the time being holding the office or position of Director, Environment Protection Authority and Chief Executive Officer (State Service Position Number 334398); Executive Director Environmental Assessments (State Service Position Number 702186) the functions and powers of the Board described by reference to the relevant provision(s) of EMPCA and generally in columns 1 and 2 of Schedule 1 subject to the conditions and qualifications specified in column 3 of Schedule 1 of the table of EPA Board Delegations.
- (3) Acting pursuant to section 16(1) of EMPCA to delegate to any person for the time being holding the office or position of Manager (Assessments) (State Service Position Number 700560) the functions and powers of the Board described by reference to the relevant provision(s) of EMPCA and generally in columns 1 and 2 of Schedule 2A subject to the conditions and qualifications specified in column 3 of Schedule 2A of the table of EPA Board Delegations.
- (4) Acting pursuant to section 16(1) of EMPCA to delegate to any person for the time being holding the office or position of Principal Assessment Officer (State Service Position Numbers 709045, 709046 and 709130) the functions and powers of the Board described by reference to the relevant provision(s) of EMPCA and generally in columns 1 and 2 of Schedule 2B subject to the conditions and qualifications specified in column 3 of Schedule 2B of the table of EPA Board Delegations.
- (5) Acting pursuant to section 16(1) of EMPCA to delegate to any person for the time being holding the office or position of Director, Environment Protection Authority and Chief Executive Officer (State Service Position Number 334398), the Executive Director Environmental Assessments (State Service Position Number 702186) and Director, Finfish Compliance (State Service Position Number 708916) the functions and powers of the Board described by reference to the relevant provision(s) of EMPCA and generally in columns 1 and 2 of Schedule 3 subject to the conditions and qualifications specified in column 3 of Schedule 3 of the table of EPA Board Delegations.

- (6) Acting pursuant to section 16(1) of EMPCA to delegate to any person for the time being holding the office or position of Director, Environment Protection Authority and Chief Executive Officer (State Service Position Number 334398), Executive Director Environmental Assessments (State Service Position Number 702186) and Director, Environmental Regulation (State Service Position Number 708915) the functions and powers of the Board described by reference to relevant provision(s) of EMPCA and generally in columns 1 and 2 of Schedule 4 subject to the conditions and qualifications specified in column 3 of Schedule 4 of the table of the EPA Board Delegations.
- (7) Acting pursuant to section 16(1) of EMPCA to delegate to any person for the time being holding the office or position of Director, Environment Protection Authority and Chief Executive Officer (State Service Position Number 334398), Executive Director Environmental Assessments (State Service Position Number 702186), the Director, Environmental Regulation (State Service Position Number 708915) and Director, Finfish Compliance (State Service Position Number 708916) the functions and powers of the Board described by reference to the relevant provision(s) of EMPCA and generally in columns 1 and 2 of Schedule 5A subject to the conditions and qualifications specified in column 3 of Schedule 5A of the table of the EPA Board Delegations.
- (8) Acting pursuant to section 16(1) of EMPCA to delegate to any person for the time being holding the office or position of Manager (Assessments)(State Service Position Number 700560) the functions and powers of the Board described by reference to the relevant provision(s) of EMPCA and generally in columns 1 and 2 of Schedule 5B subject to the conditions and qualifications specified in column 3 of Schedule 5B of the table of the EPA Board Delegations.

180.9 Amendments to the Guidelines for making decisions under delegation.

The Board considered the briefing paper as presented.

The Board agreed:

- That the delegate can approve an extension of an additional twelve (12) months (to a total of twenty-four (24) months) to submit a case for assessment.
- To endorse for publication the revised version of the “Guidelines for Making Decisions under Delegation” paper.
- That an explanatory sentence be added to section D of the Guidelines clarifying who the Panel was in the context of a Major Project assessment under the *Land Use Planning and Approvals Act 1993*, and that the amendment to the Guidelines be circulated to the Board for approval out of session.

180.10 Extension of Time to Lodge case for assessments - Graymont Limestone Quarry Production

The Board considered the application for the extension from Graymont (Tasmania) Pty Ltd.

The Board agreed to:

- Exercise its power under section 27F(1)(b) of EMPCA to extend the period for the Proponent to submit a satisfactory case for assessment until 12 April 2025.
- To endorse the draft letter, with a minor amendment, notifying the Proponent agreeing that the extension to submit a satisfactory case for assessment has been granted.

Items for Noting

180.11 Assessments in Progress

The Board resolved to:

- Note Assessments in Progress and Other Assessments Report.

180.12 Media Releases

The Board resolved to:

- Note media releases that were on the EPA website.

180.13 Correspondence

Nil

180.14 Other Business

It was noted that a new Environmental Engagement Officer will be commencing shortly with the EPA and that part of their new role is to raise the profile of the EPA and the Board which including updating the Website and adding recommendations arising from the Assessment Framework Review.

180.15 Strategic Issues

Nil

180.16 Review of Meeting

180.17 Next Meeting

Next Board Meeting is to be held on Tuesday the 7th May at 12.00 PM

The Chair thanked everyone who attended the meeting. The meeting closed at 2:05pm

Minutes endorsed by:



Andrew Paul
CHAIRPERSON
BOARD OF THE ENVIRONMENT PROTECTION AUTHORITY

DATE: 16 APRIL 2024