

Meeting No.: 165
Date: Tuesday 4 October 2022 at 2.04 pm
Location: Level 4 Meeting Room No. 4.03 (Cradle), Lands Building,
134 Macquarie Street, Hobart

PRESENT

Board

- Mr Andrew Paul (Chairperson)
- Ms Belinda Hazell (Member)
- Ms Amanda Locatelli (Member) – via MS Teams
- Dr Ian Cresswell (Member)
- Mr Mark Gifford (Deputy Member) – via MS Teams
- Dr Martin Read (Executive Director, Environmental Assessments, EPA), deputising for the Director

Other attendees

- Ms Allison Round (Communications Coordinator, Environmental Engagement, EPA)
- Ms Helen Mulligan (Manager – Assessments, EPA)
- Ms Tonia Robinson (Senior Environmental Officer – Assessments, EPA)
- Dr David Oldmeadow (Principal Assessment Officer, EPA)
- Ms Liz Richardson (Senior Environmental Officer – Assessments, EPA)
- Ms Clare Lond-Caulk (Section Head Policy, NRE Tas)
- Dr Rachel Alderman (Manager Threatened Species and Conservation Programs, NRE Tas)

165.1 Apologies

Mr Wes Ford (Director, EPA) was noted as an apology for the 165th EPA Board meeting.

165.2 Minutes of Board meetings

a. 164th EPA Board Meeting minutes held on the 6th of September 2022

The Board resolved to:

- Approve the minutes, with amendments previously circulated, as a true and accurate record of the 164th EPA Board Meeting held on the 6th of September 2022.

b. Minute publication discussion

The Board resolved to:

- Consider publication of minutes of EPA Board meetings at next meeting scheduled for 1st of November 2022.

165.3 Board Decision Register

The Board resolved to:

- Note the status of the items listed on the Decision Register.
- Request that new decisions are recorded in a different color with more recent decisions listed at the top.

165.4 Declaration(s) of Interests

The Board noted the Register of interests. There were no further declarations of interest raised for the 165th EPA Board meeting.

165.5 Delegations

The Board resolved to:

- Note the status of the items listed on the EPA Board Delegation Report.
- EPA to follow-up on questions from the Board regarding MyDAS ref D22-443208 (TasWater, Mac Point Sewage Pump Station and Emergency Storage Project), and report back to the Board.

165.6 Actions Arising

The Board resolved to:

- Note the status of the items listed on the Actions Arising.
- EPA to follow-up regarding any likely resolution to Air Policy, and report back to the Board.

164.7 Standing Action Items

a. Environment Protection Fund – Financial Statement for EPF as at 30 June 2022

The Board resolved to:

- Accept the Financial Statement for the Environment Protection Fund as at 30 June 2022.

Items for Decision

165.8 Draft EPA Annual Report 2021-22

The Board considered the final draft of the EPA Annual Report 2021/22 and provided approval with minor amendments to the media release.

165.9 Break O' Day Council - Scamander Refuse Disposal Site - Assessment

The EPA provided an overview of the project in which the Break O'Day Council (BODC) is proposing to construct and operate an inert landfill at the site of a former Level 2 putrescible landfill, which currently operates as a municipal waste transfer station. The proposal is to accept up to 3,000 tonnes of inert waste per year, to be filled in cells and then capped.

The Board requested the following changes to the permit:

- **CN2(1)** – Page 8/20 insert the words “to enable” – change made
- **M2 (2)** – definition of reporting period. Definition inserted into Glossary “means the financial year” – change made
- **DC1 P9/20** – end the condition at “when the activity is expected to cease” – change made
- **OP3** – site security and fence is now defined to be maintained **around the Land**

The Board also discussed possible updates to **DC3 and OP2**, however resolved to leave unchanged. The Chair required several changes to the media release be made.

The Board resolved to:

- Adopt the Environmental Assessment Report with the above-mentioned amendments being made.
- Authorise the Chairperson to approve the amendments and sign the Environmental Assessment Report on the Board's behalf;

- Direct the Director, Environment Protection Authority, in accordance with section 25(5)(a)(i) of the EMPC Act, to notify Break O'Day Council that the conditions and restrictions detailed in Appendix 2 of the Environmental Assessment Report (Permit Conditions – Environmental No. 8903) must be contained in a permit granted by the planning authority under the Land Use Planning and Approvals Act 1993 in respect of the activity, if a permit is to be granted;
- Direct the Director, Environment Protection Authority, in accordance with section 25(5)(a)(ii) of the EMPC Act, to provide Council with a copy of the final Environmental Assessment Report to outline the reasons for the conditions and restrictions.

165.10 Fee remission application for Jim's Plains Renewable Energy Park

The Board queried how 'limited activity' of the project had been defined. Previous information to the Board had outlined number of hours to explain activity.

The Board resolved to:

- Approve the fee remission application for Jim's Plains Renewable Energy Park.
- Include number of hours in terms of regulatory effort in future briefing papers related to fee remission applications.

165.11 Fee remission application for Low Head Wind Farm

The Board resolved to:

- Approve the fee remission application for Low Head Wind Farm, subject to ratification that dates are confirmed for the period identified.

Items for Noting

165.12 Robbins Island discussion

Specialist staff from the Department of Natural Resources and Environment Tasmania (NRE Tas) joined the meeting to discuss natural values issues associated with the project.

A discussion followed with the Board asking several questions relating to natural values. NRE Tas Specialists answered questions relating to OBPs, wedge-tailed eagles, Tasmanian devils, migratory shore birds, Green and Gold Frogs and Acid Sulphate Soils associated with the proposal.

There were several discussion points amongst all Board members in relation to the draft environmental assessment report, the draft permit, and the views of the Commonwealth on Matters of National Environmental Significance (MNES).

165.13 Assessments in Progress, Other Assessment Caseload

The Board resolved to:

- Note Assessments in Progress and Other Assessments Report.

165.14 Media releases

The Board resolved to:

- Note new media releases were on the EPA website.

165.15 Correspondence

a. Letter to EPA Board Chair from Minister for Planning re: Consultation on draft Tasmanian Planning Policies

The Board discussed the recent correspondence from the Minister for Planning. The Executive Director outlined that the Board had incorporated feedback into the draft Tasmanian Planning Policies (TPPS) when previously asked to review the TPP discussion paper

The Board resolved to:

- Note the correspondence, acknowledging that feedback was recently provided by the Board in relation to the draft Tasmanian Planning Policies (TPPS).
- The EPA review the current versions of the TPPs for any new information and draft letter for response out-of-session to meet deadline of 1 November 2022.

165.16 Other Business

There were no other business items for discussion.

165.17 Strategic Issues

The were no strategic issues for discussion.

165.18 Review of meeting

No comments were discussed.

165.19 Next Meeting

The next regular meeting is scheduled for Tuesday the 1st of November 2022 at 2:00pm.

The 165th EPA Board meeting closed at 5:27pm.

Minutes endorsed by:



Andrew Paul
CHAIRPERSON
BOARD OF THE ENVIRONMENT PROTECTION AUTHORITY

DATE: 1 November 2022