

File Note: Teleconference with Damien Taylor and Katherine Brown (SKM), Errol Sander and Sue Burt.

15.02.2013

A teleconference was arranged to discuss the IR response received by DNRM on the 8 February 2013. DNRM had noted that the response contained misunderstanding as to how the SCL decision framework was applied, and previous discussions with Livia Maiorana had indicated that Washpool would provide evidence that the access road would have a permanent impact on SCL.

The SKM response proposed two construction methodologies. One which would result in temporary impacts and the other more likely to be considered permanent impact. The less than 50 year timeframe for temporary impact was not the main determinant for temporary impact on SCL. The ability for the land to be restored to its predevelopment condition is the key.

DNRM explained that Washpool had accepted the trigger map and thus have all the land within the potential SCL area treated as though it was SCL. Should they wish to have any of this land treated as not SCL then a validation application would be required.

The construction methodology is not dependant on the SCL protection decision, but rather the protection decision is based on the construction methodology.

DNRM were happy to accommodate both proposed temporary and permanent impacts for the road construction. These would require more information – identification of where they would occur, restoration plans for temporary impacts, stockpile management, proposed financial assurance and mitigation.

SKM would revisit the IR response and provide further information to DNRM.



Queensland  
Government

Department of  
Natural Resources and Mines

# Information notice

*Strategic Cropping Land Act 2011*

## Application requisition

This statutory notice is issued under s.241 of the *Strategic Cropping Land Act 2011* (SCL Act).

Washpool Coal Pty Ltd

PO Box 2591

Brisbane QLD 4001

Our reference: SCLRD2012/000091

Attention: Livia Maiorana

Dear Madam,

**Re: Application requisition – Application for a strategic cropping land protection decision by Washpool Coal Pty Ltd for ML80164, 73(2) - Not relevant pursuant to the *Strategic Cropping Land Act 2011* (SCL Act)**

The administering authority received your application on 17 December 2012 and is advising you of the following application requisition requirements:

Please provide additional information relevant to the application as follows:

- A summary of considerations made in an effort to avoid and minimise the impact of the access road on potential SCL (e.g. location of the road, dimension limits, etc.)
- A detailed description of the proposed development activities, including construction methodology considering:
  - The impact of the access road on strategic cropping land, in particular the temporary or permanent nature of the impact.
  - What measures will be taken to prevent mixing of the road base material with the existing soil profile.
- A determination as to whether the land subject to the resource activity can be restored to its pre development condition.

## Application requisition

- Calculations for mitigation for permanent impacts, based on the prescribed rate for each hectare of land impacted in the Western Cropping Zone: Central Highlands Isaac

Please forward the requested information to the Department of Natural Resources and Mines office listed on this notice by 12 April 2013.

Should you fail to comply with this request, the decision-maker may decide to lapse your application.

Please disregard this notice if you have already supplied the above requirements to the decision-maker's satisfaction. If you have any questions about this notice, please contact Susan Burt, Senior Natural Resource Management Officer, on the telephone number listed below.

Yours sincerely

CTPI 49-Sch4 - Signature

Signature

18 / 1 / 13

Date

Errol Sander  
Project Manager  
Property Planning and Assessment  
Central Region  
Department of Natural Resources and Mines

**Enquiries:**  
Susan Burt  
Senior Natural Resource Management Officer  
PO Box 63, Mackay QLD 4740  
Phone: 07 4999 6960  
Email: [SCLNorth@derm.qld.gov.au](mailto:SCLNorth@derm.qld.gov.au)



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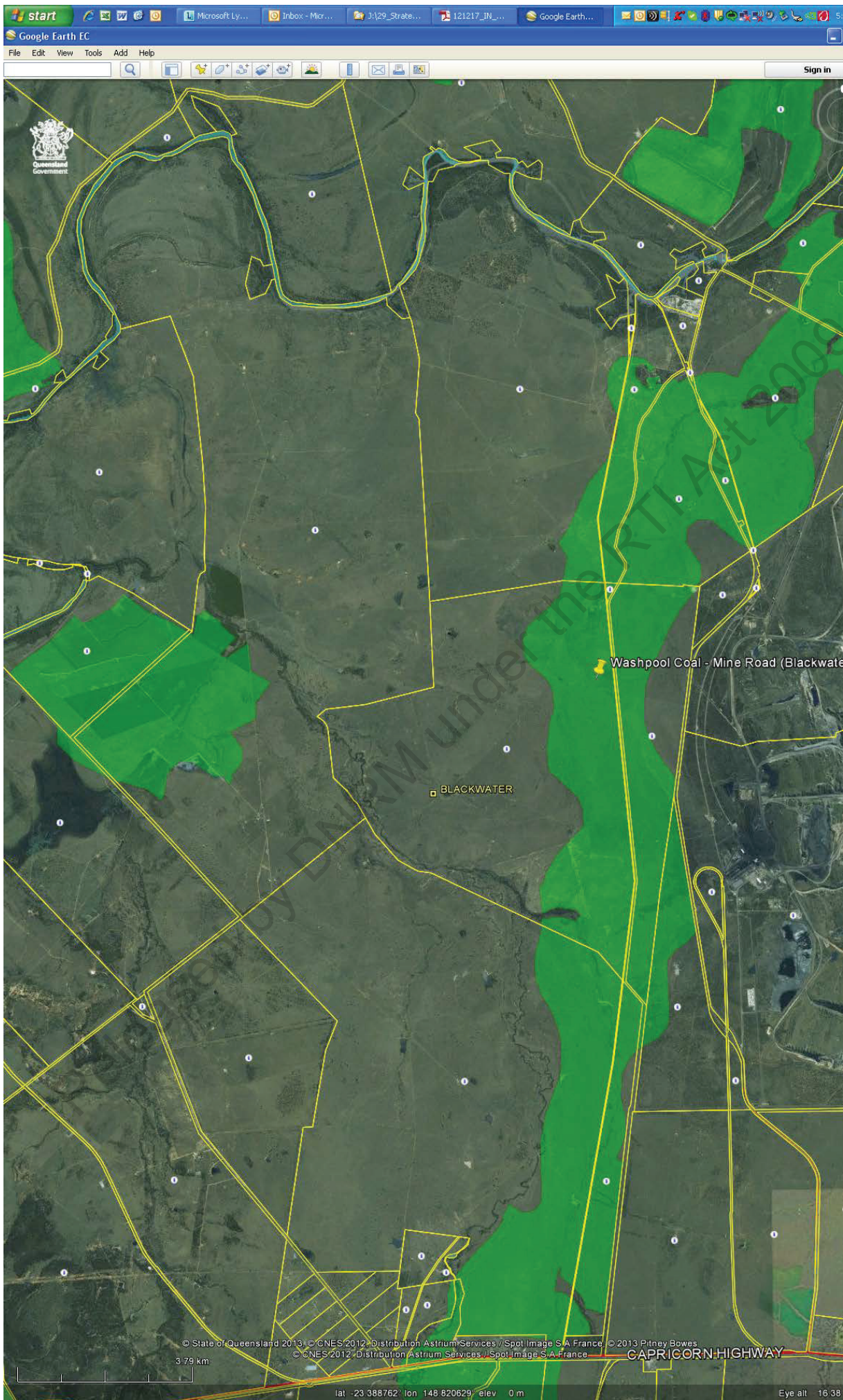
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Date

Errol Sander  
Project Manager  
Property Planning and Assessment  
Central Region  
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## **Protection Decision Assessment Report**

**Holder** Washpool Coal Pty Ltd

**Address** PO Box 2591  
Brisbane QLD 4001

**Contact Person** Livia Maiorana  
07 32295630  
[lmajorana@aquilaresources.com.au](mailto:lmajorana@aquilaresources.com.au)

**SCL Application No** SCLRD2012/000091

**Environmental Authority** MIN100967709

**Resource Authority** ML80164, 73(2) - Not relevant

**Application Date** 17 December 2012

**Assessing Officer** Karyn Whyte (Natural Resource Management Officer)

### **Background Information**

The land subject to this application is situated approximately 24km north west of Blackwater in the Bowen Basin.

SCL Protection Decision Application supporting information has been compiled by:

Washpool Coal Pty Ltd

This information is attached to the application:

*A supporting letter containing information on:*

*The location requirements (Section 8 of application form)*

*Development impact (section 9 of the application form)*

*Financial Assurance calculation (Section 10 of the application form)*

### **Assessment**

#### ***Applicant Information***

The applicant is Washpool Coal Pty Ltd, a subsidiary of Aquila Resource Limited.

#### ***Real Property Descriptions***

The land on which the current and proposed activities will be carried out has been identified in the application as the following Lot on Plans/parcels:

73(2) - Not relevant

### **Description of resource activities**

The application has been made in conjunction with an amendment application for Environmental Authority – MIN100967709 for Non Code Compliant Level 1 Mining.

- The activities that will impact on SCL include the construction of a bitumen access road linking the mine industrial area with existing Blackwater-Cooroorah Road.

The access road will traverse MLA80164, 73(2) - Not relevant

### **Status of the land**

The tenure area subject to this application contains potential SCL.

The applicant has elected to treat the potential SCL as if the land were SCL.

The proposed activities subject to this application will be located within areas of SCL.

### **Location of all SCL and Potential SCL**

A map showing the areas of potential SCL located within the tenure has been supplied in the Supporting Document report (See Figure 1).

### **Map showing development footprint**

Maps showing the footprint of the proposed activities have been supplied in the Supporting documentation (see Figure 1).

### **Development Impact**

The area of SCL that will be permanently impacted by the construction of the road on 73(2) - Not relevant has been calculated to be 4.249581 ha rounded up to 5ha for calculation of mitigation costs.

### **Constraints on configuration or operation and extent of impact**

**Avoid –**

**Minimise –**

### **Mitigation and Financial Assurance**

**The application will require mitigation as the impact is permanent.**

### **Recommendation**