

## **B. Statutory Permits and Development Approvals**

| Approvals/ Permit Requirements   | Legislation  | Approving Authority                    | Approval Triggers  |
|--|--|--|--|
| Referral to the Department of Environment and Heritage   | <i>Environment Protection and Biodiversity Conservation Act 1999</i>                                   | Department of Environment and Heritage | Referral to the Department of Environment and Heritage. It has been identified that the project is likely to be a controlled action, therefore requiring Commonwealth approval. Under a bilateral agreement, the DEH will assess the project through the 'State Significant Project' EIS process under the SDPWOA.   |
| Declaration of as a State Significant Project<br>Environmental Impact Statement (EIS)  | <i>State Development and Public Works Organisation Act 1971</i>  | Coordinator General                    | The project has been declared a State Significant Project, therefore an EIS is required to be prepared, and approved by the Coordinator General. Importantly, all IPA approvals are still required to be obtained.   |
| Water Entitlement Licence  | <i>Integrated Planning Act 1997</i><br><i>Water Act 2000</i>   | NRW Chief Executive                    | Evidence of an allocation or entitlement to the 'resource' (water) is required to ensure that appropriate entitlement or authority is in place prior to 'taking or interfering' with water under the Water Act 2000. This entitlement is essentially 'owner's consent' for State resources (i.e. water), and must be obtained prior to the submission of any IPA development applications associated with the Hinze Dam Approvals. |
| Operational Works – Referable Dam  | <i>Integrated Planning Act 1997</i><br><i>Water Act 2000</i>   | NRW                                    | This approval is required for increasing the storage capacity by more than 10%.  |
| Operational Works – Constructing or raising a Waterway Barrier   | <i>Integrated Planning Act 1997</i><br><i>Water Act 2000</i>   | DPIF                                   | Required when constructing or raising a barrier across a waterway.   |
| Operational Works – Taking or Interfering with water   | <i>Integrated Planning Act 1997</i><br><i>Water Act 2000</i>   | NRW                                    | Required for all work in a watercourse   |
| Operational Works – Clearing of Remnant Vegetation   | <i>Integrated Planning Act 1997</i><br><i>Vegetation Management Act 1999</i> ,<br><i>Land Act 1994</i> | NRW                                    | Vegetation Clearing is exempt from assessment under the VMA and IPA as per Section 74 of the VMA. An application for clearing native vegetation in a road reserve under the Land Act 1994 will be required.  |
| Development application Material Change of Use (MCU) for the following Environmentally Relevant Activities <ul style="list-style-type: none"> <li>■ ERA 7 – Chemical Storage</li> <li>■ ERA 11 - Petroleum Storage</li> <li>■ ERA 19 - Dredging if proposing to remove material from the bed of any</li> </ul> | <i>Integrated Planning Act 1997</i><br><i>Environmental Protection Act 1994</i>                        | EPA                                    | Dredging is identified as the removal of material from the bed of any waters. If the volume of material to be removed is greater than 250m <sup>3</sup> , a development application will be required to be submitted. An Allocation of Quarry Material and resource entitlement would need to be obtained prior to the submission of this application.   |

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|---|---|--|---|
| <ul style="list-style-type: none"> <li>■ tidal or Non-tidal waterway</li> <li>■ ERA 20 – Extracting Rock or other material</li> <li>■ ERA 22 – Screening Materials</li> <li>■ ERA 62 – Concrete Batching</li> <li>■ ERA 84 – Regulated Waste Storage</li> </ul> |   |  |   |
| Registration Certificate to conduct ERAs  |   |  | Registration Certificates are required to be obtained by the person(s) proposing to undertake the ERA(s). This is submitted in conjunction with the ERA applications.   |
| Resource Entitlement  | <p><i>Land Act 1994</i></p> <p><i>Integrated Planning Act 1997</i></p>  | NRW  | A Resource Entitlement is essentially 'owner's consent' for State resources must be obtained for works that are proposed to be undertaken on Unallocated State land. This entitlement must be obtained prior to the submission of any IPA development applications.   |
| Allocation of Quarry Material   | <p><i>Integrated Planning Act 1997</i></p> <p><i>Water Act 2000</i></p> | NRW  | Evidence of an allocation or entitlement to the 'resource' (quarry material) is required to ensure that appropriate entitlement or authority is in place prior to the taking of material from the bed or banks of a watercourse or lake. This entitlement is essentially 'owner's consent' for State resources (i.e. quarry material), and must be obtained prior to the submission of any IPA development applications associated with the removal of this material. |
| Riverine Protection Permit  | <i>Water Act 2000</i>   | NRW  | A watercourse is defined as a river, creek or stream in which water flows permanently or intermittently, and includes the bed and banks and any other element of a river, creek or stream confining or containing water. A Riverine Protection Permit will be required if the construction work proposes to destroy vegetation, excavate or place fill in a watercourse, lake or spring.  |
| Harbour Master Notification/ Approval   |   | Queensland Transport – Maritime Safety QLD (MSQ) | Given the Harbour Master controls/ manages the boating activities on the dam, a Notice to all mariners (NOTAM) will be required if exclusion zones for works such as blasting are required.   |
| Approval to disturb, harm or destroy any species listed   | <i>Nature Conservation Act 1992</i>                                     | QPWS   | A Permit will be required to disturb, harm or destroy listed species.   |
| Material Change of Use – Extractive Industry  | <i>Integrated Planning Act 1997</i>                                     | GCCC   | Required if an extractive industry is proposed outside of the Community Infrastructure Designation. This will also include a number of the ERAs listed below.   |
| Material Change of Use – Replacement of Kiosk/ Restaurant   | <i>Integrated Planning Act 1997</i>                                     | GCCC   | Required for the replacement of the existing Kiosk. May argue existing use rights so that this approval is not required. Detail regarding the new facility must first be determined – ie to ascertain GFA, etc.   |
| Material Change of Use - Operational Works for filling and excavation works associated with the recreation areas.   | <i>Integrated Planning Act 1997</i>                                     | GCCC   |   |