



APPENDIX B1-A TABLE OF APPROVALS

DEVELOPMENT APPROVALS

Approval type	Approval Triggers	Relevant legislation	Relevant agency
Commonwealth approvals			
<p>The Project has been declared a controlled action requiring an approval in relation to its likely impacts on the nominated matters of national environmental significance (NES):</p> <ul style="list-style-type: none"> ■ sections 12 and 15A (World Heritage properties); ■ sections 15B and 15C (National Heritage places); ■ sections 16 and 17B (Wetlands of International importance); ■ sections 18 and 18A (Listed threatened species and communities); ■ sections 20 and 20A (Listed migratory species); and ■ Sections 23 and 24A (Marine Environment). 	<p>Any aspect of the Project which is likely to impact on the nominated matters of NES. Further details on impacts to specific matters of NES are discussed in Appendix A-3.</p>	<p><i>Environment Protection and Biodiversity Conservation Act 1999.</i></p>	<p>Department of the Environment (Cth).</p>
State approvals			
Sustainable Planning Act 2009 (SPA) – Schedule 3 of the Sustainable Planning Regulation 2009 and local government Planning Scheme			
<p>Community Infrastructure Designation.</p> <p>Development under a designation is exempt development, to the extent the development is either, or both, of the following:</p> <ul style="list-style-type: none"> ■ self-assessable development, development requiring compliance assessment or assessable development under a planning scheme; or ■ reconfiguration of a lot. 	<p>The Project must be community infrastructure listed in Schedule 2 of the <i>Sustainable Planning Regulation 2009</i> and be designated by a Minister or a local government.</p> <p>Schedule 2 of the <i>Sustainable Planning Regulation 2009</i> lists different types of community infrastructure, which in Part 2 includes:</p> <ul style="list-style-type: none"> ■ water cycle management infrastructure; and ■ storage and works depots and similar facilities, including administrative facilities associated with the provision or maintenance of the community infrastructure mentioned in Part 2. 	<p><i>Sustainable Planning Act 2009.</i> <i>Sustainable Planning Regulation 2009.</i></p>	<p>Banana Shire Council and Western Downs Regional Council or “any Minister” as defined in the <i>Sustainable Planning Act 2009</i>.</p>

Approval type	Approval Triggers	Relevant legislation	Relevant agency
Development Permit material change of use for environmentally relevant activity.	<ul style="list-style-type: none"> ■ ERA 8 – Chemical Storage ■ ERA 14 – Electricity Generation ■ ERA 16 – Extractive and screening activities ■ ERA 38 – Surface Coating ■ ERA 47 – Timber Milling and wood chipping ■ ERA 50 – Bulk Material Handling ■ ERA 63 – Sewage Treatment ■ ERA 64 – Water Treatment. Aggregate environmental score thresholds must also be met.	<i>Sustainable Planning Act 2009.</i> <i>Sustainable Planning Regulation 2009.</i> <i>Environmental Protection Act 1994.</i> <i>Environmental Protection Regulation 2008.</i>	Banana Shire Council and Western Downs Regional Council, Department of Environment and Heritage Protection.
Development permit for operational works for clearing of vegetation.	A development permit for operational works is required for the clearing of vegetation which is assessable development.	<i>Sustainable Planning Act 2009.</i> <i>Sustainable Planning Regulation 2009.</i> <i>Vegetation Management Act 1999.</i> <i>Vegetation Management Regulation 2000.</i>	Banana Shire Council and Western Downs Regional Council, Department of Infrastructure, Local Government and Planning/Department of Natural Resources and Mines.
Development Permit for development on a Queensland Heritage Place or a local Heritage place.	Development on a Queensland Heritage Place or a Local Heritage Place requires a development permit. Queensland Heritage Place means a means a State heritage place, an archaeological place or a protected area under the <i>Queensland Heritage Act 1992 (QHA)</i> . Local heritage place means a place entered in a local heritage register as a local heritage place under the QHA.	<i>Sustainable Planning Act 2009.</i> <i>Sustainable Planning Regulation 2009.</i> <i>Queensland Heritage Act 1992.</i>	Department of Infrastructure, Local Government and Planning /Department of Environment and Heritage Protection.
Development permit operational works for taking, or interfering with water.	A development permit is generally required for the taking or interfering with water.	<i>Sustainable Planning Act 2009.</i> <i>Sustainable Planning Regulation 2009.</i> <i>Water Act 2000.</i>	Department of Infrastructure, Local Government and Planning/Department of Natural Resources and Mines.
Development permit for all aspects of development for quarrying in a watercourse or lake.	A development permit is required for the removal of quarry material from a water course or lake if an allocation notice is required under the <i>Water Act 2000</i> .	<i>Sustainable Planning Act 2009.</i> <i>Sustainable Planning Regulation 2009.</i> <i>Water Act 2000.</i>	Department of Infrastructure, Local Government and Planning/Department of Natural Resources and Mines.
Development permit for operational work for construction or raising of waterway barrier works.	A development permit is required when raising or constructing a barrier across a waterway.	<i>Sustainable Planning Act 2009.</i> <i>Sustainable Planning Regulation 2009.</i> <i>Fisheries Act 1994.</i>	Department of Infrastructure, Local Government and Planning/ Department of Agriculture and Fisheries.

Approval type	Approval Triggers	Relevant legislation	Relevant agency
Development permit for operational works for referable dam.	A development permit is required when constructing a referable dam.	<i>Sustainable Planning Act 2009.</i> <i>Water Supply (Safety and Reliability) Act 2008.</i>	Department of Infrastructure, Local Government and Planning/Department of Energy and Water Supply.
Development permit for high impact earthworks in a wetland protection area.	A development permit is generally required when conducting high impact earthworks in a wetland protection area. 'Wetland protection areas' are areas shown on the relevant map of referable wetlands. 'High impact earthworks' means operational work that involves changing the form of land, or placing a structure on land, in a way that diverts water to or from a wetland. A number of works are however excluded, including work that is necessary to maintain infrastructure including any core airport infrastructure, buildings, dams, fences, roads, vehicular tracks watering facilities and constructed drains.	<i>Sustainable Planning Act 2009.</i> <i>Sustainable Planning Regulation 2009.</i> <i>Environmental Protection Regulation 2008.</i>	Department of Infrastructure, Local Government and Planning/Department of Environment and Heritage Protection.
Compliance permit for making a material change of use (MCU) of premises where all or part of the land forming part of the premises is on the environmental management register (EMR) or contaminated land register (CLR).	Under Schedule 18, Table 3 of the <i>Sustainable Planning Regulation 2009</i> a compliance permit is required for making a MCU if: a) all or part of the premises are on the CLR or the EMR; and b) the premises are not being used for a sensitive land use; and c) the material change of use is completely or partly for— i.a sensitive land use; or ii.a commercial purpose involving an accessible underground facility, including, for example, a basement car park, workshop or office.	<i>Sustainable Planning Act 2009.</i> <i>Sustainable Planning Regulation 2009.</i> <i>Environmental Protection Act 1994.</i>	An auditor approved under the Environmental Protection Act, Chapter 12, Part 3A, Division 2/Department of Environment and Heritage Protection.

Approval type	Approval Triggers	Relevant legislation	Relevant agency
Development permit for building works.	A development permit is required for any building works that are made assessable by a local council's planning scheme or by Schedule 3 of the <i>Sustainable Planning Regulation 2009</i> . Under Schedule 3 Part 2 of the Sustainable Planning Regulation 2009 building work carried out by or on behalf of the State, a public sector entity or a local government is self-assessable (see Schedule 3, Part 2, Table 1, Item 1).	<i>Sustainable Planning Act 2009</i> . <i>Sustainable Planning Regulation 2009</i> . Relevant planning schemes for Banana Shire Council and Western Downs Regional Council <i>Standard Building Regulations, Building Code of Australia</i> .	Banana Shire Council and Western Downs Regional Council.
Development permit for reconfiguration of a lot. A development permit is not required if the reconfiguration is made assessable by the local council's planning scheme and is carried out on land the subject of a community infrastructure designation.	A development permit for reconfiguration of a lot may be required if made assessable under a council's planning scheme (unless a CID is made) or schedule 3 of the <i>Sustainable Planning Act 2009</i> .	<i>Sustainable Planning Act 2009</i> . Relevant planning schemes for Banana Shire Council and Western Downs Regional Council.	Banana Shire Council, Western Downs Regional Council and Department of Infrastructure, Local Government and Planning.
Various development permits as required under either the relevant planning schemes for Banana Shire Council and Western Downs Regional Council,	Where development is made assessable against these planning schemes a development permit will be required for that development, unless an exemption is obtained by way of a community infrastructure designation made under the Sustainable Planning Act 2009 or development listed in Schedule 4 of the <i>Sustainable Planning Regulation 2009</i> .	Relevant planning schemes for Banana Shire Council and Western Downs Regional Council.	Banana Shire Council and Western Downs Regional Council.
Environmental Protection Act 1994			
Environmental authority for a prescribed environmentally relevant activity ("ERA").	An environmental authority is required to be obtained and be maintained at all relevant times to carry out a prescribed ERA. <ul style="list-style-type: none"> ■ ERA 8 – Chemical Storage ■ ERA 14 – Electricity Generation ■ ERA 16 – Extractive and screening activities ■ ERA 38 – Surface Coating ■ ERA 47 – Timber Milling and wood chipping ■ ERA 50 – Bulk Material Handling ■ ERA 63 – Sewage Treatment ■ ERA 64 – Water Treatment. 	<i>Environmental Protection Act 1994</i> .	Department of Environment and Heritage Protection, Banana Shire Council and Western Downs Regional Council.
Registered suitable operator status.	The holder of an environmental authority must also be registered as a registered suitable operator.	<i>Environmental Protection Act 1994</i> .	Department of Environment and Heritage Protection.

Approval type	Approval Triggers	Relevant legislation	Relevant agency
Disposal permit for removing and treating or disposing of contaminated soil from land for which particulars are recorded in the CLR or EMR.	A permit is required to remove and treat or dispose of any contaminated soil from land for which particulars are recorded in the EMR or CLR.	<i>Environmental Protection Act 1994.</i>	Department of Environment and Heritage Protection.
Water Act 2000 and Water Supply (Safety and Reliability) Act 2008			
Permit — taking or interfering with water.	If water is extracted from a watercourse during construction then a water permit will be required.	<i>Water Act 2000.</i>	Department of Natural Resources and Mines.
Allocation notice for quarry material.	An allocation notice for quarry material is required when taking quarry material.	<i>Water Act 2000.</i>	Department of Natural Resources and Mines.
Riverine Protection Permit.	A riverine protection permit will be required for any proposed works that will place fill or excavate fill in a watercourse.	<i>Water Act 2000.</i>	Department of Natural Resources and Mines.
Interim Resource Operations Licence.	An Interim Resource Operations Licence is required for the operation of the dam and pipeline infrastructure.	<i>Water Act 2000.</i>	Department of Natural Resources and Mines.
Resource Operations Licence.	A Resource Operations Licence is required for the operation of the dam and pipeline infrastructure.	<i>Water Act 2000.</i>	Department of Natural Resources and Mines.
Certification for Dam Safety.	A failure impact assessment is required for a referable dam and needs to be certified.	<i>Water Supply (Safety and Reliability) Act 2008.</i>	Department of Energy and Water Supply.
Water service provider registration.	The supply of a water service for a charge unless an exemption applies.	<i>Water Supply (Safety and Reliability) Act 2008.</i>	Department of Energy and Water Supply.
Forestry Act 1959			
Forestry Act permit.	A permit will be required when taking quarry material which is owned by the State from land outside a watercourse.	<i>Forestry Act 1959.</i>	Department of Agriculture and Fisheries/ Department of National Parks, Sport and Racing.
Forestry Act permit.	A permit is required to interfere with or “get” any quarry material or forestry material in a State Forest, Timber reserve, or other Crown Land holding and on certain freehold lands where the State owns the native forest log timber through a forest consent agreement registered on title as a profit a U23, and/or where there is a reservation of quarry material on title.	<i>Forestry Act 1959.</i>	Department of Agriculture and Fisheries/ Department of National Parks, Sport and Racing.

Approval type	Approval Triggers	Relevant legislation	Relevant agency
Approval – Destruction of trees on road.	SunWater will be required to seek guidance from the relevant agency in relation to determining whether timbered areas within road reserves (within the Project area) are considered profitable, and where necessary obtain an approval for the removal of the trees. State roads are excluded from this requirement.	<i>Forestry Act 1959.</i>	Department of Agriculture and Fisheries/ Department of National Parks, Sport and Racing.
Land Act 1994			
Permit to Occupy.	A permit to occupy or other appropriate tenure will be required when locating infrastructure in unallocated State land (including watercourses) and reserves. A permit to occupy may be able to be utilised for locating infrastructure in roads.	<i>Land Act 1994.</i>	Department of Natural Resources and Mines.
Aboriginal Cultural Heritage Act 2003			
Disturbing Aboriginal Cultural Heritage.	An approved Cultural Heritage Management Plan is required when an EIS is required.	<i>Aboriginal Cultural Heritage Act 2003.</i>	Department of Aboriginal and Torres Strait Islander Partnerships.
Transport Infrastructure Act 1994			
Approval for ancillary works and encroachments (AWE) in a State-controlled road.	Generally, works or ancillary works and encroachments must not be constructed, maintained, operated or conducted on State-controlled roads, or on State-controlled roads in a specified district, without the written approval of the chief executive. Such activities include clearing vegetation, or excavating in a state controlled road reserve. A road corridor permit is required for such activities.	<i>Transport Infrastructure Act 1994.</i>	Department of Transport and Main Roads.
Temporary road closure application.	Closures of roads for works require approval.	<i>Transport Infrastructure Act 1994.</i>	Department of Transport and Main Roads.

Approval type	Approval Triggers	Relevant legislation	Relevant agency
Approval from Chief Executive of the Department of Transport and Main Roads for location of public utility in a state controlled road corridor.	Approval from the chief executive is required where a public utility plant is proposed to be built within a State-controlled road reserve. Common requirements include the provision of an irrevocable indemnity in respect of the works and the provision of public liability insurance with the Department's interest noted and requirements as to the location of the works and access points.	<i>Transport Infrastructure Act 1994.</i> <i>Transport Infrastructure (State- Controlled Road) Regulation 2006.</i>	Department of Transport and Main Roads.
Approval — development on or adjacent to a railway.	Separate from any tenure requirements, approval from the railway manager is generally required for any interference with a railway.	<i>Transport Infrastructure Act 1994.</i>	The Accredited Rail Infrastructure Manager (likely to be Queensland Rail Limited)
Heavy Vehicle National Law 2012			
Permits.	Where vehicles exceed national standards, exemptions to the standards (eg. mass, dimensions) can be obtained by permit in respect of specific roads.	<i>Heavy Vehicle National Law 2012.</i>	Department of Transport and Main Roads.
Local Government Act 2009 and local laws			
Ancillary works and encroachments permit or other authorisation.	An ancillary works or encroachments permit or other appropriate authorisation may be able to be utilised for locating infrastructure in roads.	<i>Local Government Act 2009.</i> <i>Banana Shire Council subordinate law 4.</i> <i>Western Downs Regional Council subordinate law 1.15.</i>	Banana Shire Council, Western Downs Regional Council and Department of Infrastructure, Local Government and Planning.
Various legislation governing Public Utility Providers			
Approval — Public Utilities Plan.	Coordination of utility relocations – approval from other utility providers is required to either interfere with or relocate their utilities.	<i>Electricity Act 1994.</i> <i>Telecommunications Act 1997 (Cth).</i> <i>Gas Supply Act 2004.</i> <i>Water Supply (Safety and Reliability) Act 2008.</i> <i>Petroleum and Gas (Production and Safety) Act 2004.</i>	Various utilities providers: Telstra, Ergon etc.
Biosecurity Act 2014			
Restricted Matter Permit	A restricted matter permit authorises stated dealings with stated restricted matter. It is required in order to deal with a restricted matter under the Act in a way that is contrary to the restriction category actions.	<i>Biosecurity Act 2014</i> <i>Biosecurity Regulation 2016</i>	Department of Agriculture and Fisheries
Nature Conservation Act 1994			

Approval type	Approval Triggers	Relevant legislation	Relevant agency
Protected Plant Clearing Permit — clearing protected plants.	It is an offence to take any protected plants, unless the taking is authorised under the NCA. Taking protected plants authorised where a clearing permit is obtained.	<i>Nature Conservation (Wildlife Management) Regulation 2006.</i>	Department of Environment and Heritage Protection/ Department of National Parks, Sport and Racing.
A species management program or damage mitigation permit is required to lawfully tamper with an animal breeding place. Damage mitigation permits are required to take wildlife that are protected by the <i>Nature Conservation Act 1992</i> (Qld).	It is an offence under section 332(1) of the <i>Nature Conservation (Wildlife Management) Regulation 2006</i> to tamper with an animal breeding place that that is being used by a protected animal to incubate or rear the animal's offspring, without a reasonable excuse. The offence does not arise where: <ul style="list-style-type: none"> ■ the removal or tampering is part of an approved species management program for animals of the same species; ■ the person holds a damage mitigation permit for the animal and the permit authorises the removal or tampering; ■ the breeding place is a flying-fox roost and the person holds a flying-fox roost management permit authorising the removal or tampering, or the removal or tampering is authorised under section 41A or 41B. Damage mitigation permits are otherwise required for the removal or relocation of wildlife protected by the <i>Nature Conservation Act 1992</i> (Qld).	<i>Nature Conservation (Wildlife Management) Regulation 2006.</i> <i>Nature Conservation (Wildlife) Regulation 2006</i> <i>Nature Conservation (Administration) Regulation 2006</i>	Department of Environment and Heritage Protection/ Department of National Parks, Sport and Racing.
Work Health and Safety Regulation 2011			
Notification of exceedance of the manifest quantities.	When the quantities of specific hazardous chemicals exceed the regulatory limits.	<i>Work Health and Safety Regulation 2011.</i>	Workplace Health and Safety Queensland
Explosives			
Import approval, transport approval and storage approval.	Permits are required for the import into the State of Queensland of authorised explosives and storage of authorised explosives. The transport of explosives requires approval. Dependent on the type of explosive, quantity thresholds may apply.	<i>Explosives Act 1999.</i>	Department of Natural Resources and Mines.

Approval type	Approval Triggers	Relevant legislation	Relevant agency
Regional Planning Interest Act 2014			
Regional Interests Development Approval.	<p>Carrying out a regulated activity or a resource activity in an area of regional interest.</p> <p>A regulated activity, for an area of regional interest, is an activity that:</p> <ul style="list-style-type: none"> a) is likely to have a widespread and irreversible impact on the area of regional interest; b) prescribed under a regulation (which includes water storage (dam) in strategic environmental areas). <p>Areas of regional interest are defined to include:</p> <ul style="list-style-type: none"> a) a priority agricultural area; b) a priority living area; c) the strategic cropping area; and d) a strategic environmental area. <p>Exemptions apply to certain activities such as pre-existing regulated activities.</p>	<p><i>Regional Planning Interests Act 2014.</i></p> <p><i>Regional Planning Interests Regulation 2014.</i></p>	<p>Department of Infrastructure, Local Government and Planning.</p>