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Olive Vale

- Following concerns raised by the Queensland Government about the rigour applied to the Olive Vale assessment, the Department commenced an investigation into clearing of 1,600 ha (a component of a proposed clearing of up to 30,000 ha).

- The Department did not establish that clearing undertaken on the property up to 11 June 2015 had resulted in a significant impact on any matters of national environmental significance. However, there was sufficient information to conclude that the proposed clearing of an additional 30,000 ha on the property should be referred to the Department for assessment.
- The landholder ceased all damaging works following the compliance inspection and is preparing a referral under the EPBC Act.

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s22

From: Collins, Monica
Sent: Monday, 26 June 2017 5:13 PM
To: s22
Cc: s22; Dean Knudson; James Tregurtha; s22; Office of Compliance; s22 James Barker
Subject: Clearing at Olive Vale [SEC=UNCLASSIFIED]

Hello s22

As mentioned, clearing of native vegetation has re-commenced at the rural landholding known as 'Olive Vale / Fairview' (Lots 52 and 53 on CP887336). The property is located west of the town of Laura on Cape York, Queensland. I have provided some background in relation this matter below. We intend to contact the landholder this week in relation to this allegation.

Monica

Background

1. A permit to clear up to 33,054 ha of native vegetation for the purpose of undertaking activities associated with high value agriculture was issued to Ryan Global Pty Ltd under Section 285 of the *Sustainable Planning Act 2009* (Qld) on 20 January 2015, during the caretaker period preceding the Queensland election.
2. The landholder commenced clearing at Olive Vale on or around 3 May 2015. Officers from the Department undertook a compliance inspection on 10-11 June 2015. The landholder voluntarily ceased clearing during the course of that inspection.
3. s22
[Redacted]
4. Expert advice obtained by the Department during the course of field inspections indicate that matters of national environmental significance may be impacted by the proposed works. Most importantly potential impacts on the Great Barrier Reef and listed threatened species. At this time compliance action was not pursued in relation to the clearing of approximately 1600 ha of vegetation, on the basis that the proponents had indicated that they were willing to engage with the Department regarding future proposed clearing.
5. The proponents, the Ryan Family (Ryan Global), have been engaged with the Department during enquiries about whether the *Environment Protection and Biodiversity Conservation Act 1999* may apply to the proposed clearing. The Department has provided them with a number of options to assist them to comply with the requirements of the Act including through the referral process, alternatives to the referral process and on-farm assistance.
6. On 23 March 2016, the Queensland Major Projects Assessment Section had offered to assist the proponents to prepare a referral. No request for assistance, or other contact, has been received.
7. On 7 June 2017 the Australian Conservation Foundation alleged that clearing had re-commenced on Olive Vale Station.

8. On 8 June 2017 the Department's mapping confirmed that clearing had re-commenced and approximately 100ha of new clearing was identified as occurring between March and August 2016. Clearing does not appear to be ongoing.

Next Steps:

Compliance has re-opened the case and propose to write to the land holders, following which inspections may be required.

Monica Collins

Assistant Secretary Compliance and Enforcement

Department of the Environment and Energy

s22
[Redacted]
[Redacted]

s22

From: s22
Sent: Monday, 26 June 2017 3:55 PM
To: Collins, Monica; CEBWorkflow
Cc: s22
Subject: Olive Vale [SEC=UNCLASSIFIED]

Follow Up Flag: Follow up

Monica

As discussed clearing of native vegetation has re-commenced at the rural landholding known as 'Olive Vale / Fairview' (Lots 52 and 53 on CP887336). The property is located west of the town of Laura on Cape York, Queensland. I have provided some background in relation thus matter below. Importantly we seek your input in regard our intention to contact the landholder in relation to this allegation.

Background

1. A permit to clear up to 33,054 ha of native vegetation for the purpose of undertaking activities associated with high value agriculture was issued to Ryan Global Pty Ltd under Section 285 of the *Sustainable Planning Act 2009* (Qld) on 20 January 2015, during the caretaker period preceding the Queensland election.
2. The landholder commenced clearing at Olive Vale on or around 3 May 2015. Officers from the Department undertook a compliance inspection on 10-11 June 2015. The landholder voluntarily ceased clearing during the course of that inspection.
3. s22
[Redacted]
4. Expert advice obtained by the Department during the course of field inspections indicate that matters of national environmental significance may be impacted by the proposed works. Most importantly potential impacts on the Great Barrier Reef and listed threatened species. At this time compliance action was not pursued in relation to the clearing of approximately 1600 ha of vegetation, on the basis that the proponents had indicated that they were willing to engage with the Department regarding future proposed clearing.
5. The proponents, the Ryan Family (Ryan Global), have been engaged with the Department during enquiries about whether the *Environment Protection and Biodiversity Conservation Act 1999* may apply to the proposed clearing. The Department has provided them with a number of options to assist them to comply with the requirements of the Act including through the referral process, alternatives to the referral process and on-farm assistance.
6. On 23 March 2016, the Queensland Major Projects Assessment Section had offered to assist the proponents to prepare a referral. No request for assistance, or other contact, has been received.
7. On 7 June 2017 the Australian Conservation Foundation alleged that clearing had re-commenced on Olive Vale Station.
8. On 8 June 2017 a map generated by the Department's Environmental Resources Information Network (ERIN) confirmed that clearing had re-commenced and approximately 100ha of new clearing was identified as occurring between March and August 2016. Clearing does not appear to be ongoing.

Next Steps:

Compliance has re-opened the case and propose to write to the land holders, following which inspections may be required.

s22 [redacted] [redacted] |

Compliance

Environment Standards Division |

Department of Environment and Energy
GPO Box 787 Canberra ACT 2601

[redacted] s22

s22 [redacted] [@environment.gov.au](mailto:[redacted]@environment.gov.au)

To: Chief Compliance Officer, Monica Collins (for endorsement)

CAS2098 QLD OLIVE VALE - MONITORING WARRANT TO INSPECT LOTS 52 AND 53, CP887336, CAPE YORK

Timing: 26 July 2017 to allow for progression of the investigation in a timely manner.

Recommendation:			
1. Endorse the Office of Compliance's approach as set out in this brief.			
Chief Compliance Officer Monica Collins:		Endorse / Not endorse Date: 25/7/17	
s22			
Comments:			
Clearing Officer:	s22	s22	s22 4
Sent/..		Compliance	s22 0
Contact Officer:	s22	Compliance	s22

Key Points:

- On 7 June 2017, the Australian Conservation Foundation alleged that clearing had occurred at Lots 52 and 53, CP887336 (Olive Vale / Fairview Station) in Queensland. The landholder has a state-issued permit to clear approximately 32 000 Hectares of native vegetation in the Normanby Catchment of Cape York.
- On 30 June 2017, the Department sent a 'show cause' letter to the landholder in relation to this clearing. The information brief relating to the 'show cause' letter, including background, is included at **Attachment A**.
- The Compliance Section does not anticipate receiving a substantive response to the 'show cause' letter by the due date on 28 July 2017. As such the Compliance Section intends to write to Olive Vale Pastoral Pty Ltd after 28 July 2017 to advise them that a site inspection will be undertaken, and to outline possible next steps by the Department. A draft letter is at **Attachment B**.
- Authorised officers from the compliance section intend to conduct a site inspection of Olive Vale / Fairview Station to inform an investigation into a potential contravention of the *Environment Protection and Biodiversity Conservation Act 1999*.
- The inspection would be undertaken under monitoring warrant in accordance with section 409 of the Act. The Act allows for authorised officers to apply for and execute monitoring warrants for the purpose of finding out whether any or all of the provisions of the Act have been, are being or will be complied with.

6. Use of a monitoring warrant is a routine compliance activity that facilitates authorised officers to be accompanied by a suitably qualified expert engaged by the Department, and to gain access to private property where consent is not forthcoming.
7. On 4 July 2017, the landholder emailed two documents to the Department, including a report by Pinnacle Pocket Consulting dated 29 June 2017 (the day before the 'show cause' letter was sent). This report did not address matters raised in the 'show cause', but it did note the author's view that proposed clearing and cultivation are unlikely to impact threatened species.
8. The Department wrote to the landholder on 5 July 2017, noting that the matters raised in the 'show cause' letter had not been addressed. Further information may be provided before the end of July. In these circumstances, the Compliance Section may revise the draft letter accordingly.
9. The Compliance Section intends to enter Olive Vale / Fairview under a monitoring warrant in August or September to inspect the scale and nature of works on the property.

s22 [REDACTED]

[REDACTED]

[REDACTED]

s22 [REDACTED]

[REDACTED]

13. The Compliance Section has requested advice from the Queensland Major Projects Section, in relation to the likelihood of clearing at Olive Vale Station being determined a Controlled Action. Feedback provided to date identifies that insufficient information has been provided by Olive Vale Pastoral Pty Ltd to establish that the approval requirements of the Act do or do not apply.

ATTACHMENTS

- A. Information brief signed 30 June 2017
- B. Show Cause Letter

DEPARTMENT OF THE ENVIRONMENT AND ENERGY

To: Assistant Secretary, Monica Collins (for information)

Information Brief_170609_MC re Olive Vale commencement of clearing

Timing: 23 June 2017

Recommendation:

- 1. That you note the contents of this brief.

Noted / Please discuss

Assistant Secretary, Monica Collins:

s22

Date: 30/6/17

Comments:

Key Points

- 1. Clearing of native vegetation has re-commenced at the rural landholding known as 'Olive Vale / Fairview' (Lots 52 and 53 on CP887336). The property is located west of the town of Laura on Cape York, Queensland.
- 2. A permit to clear up to 33,054 ha of native vegetation for the purpose of undertaking activities associated with high value agriculture was issued to Ryan Global Pty Ltd under Section 285 of the *Sustainable Planning Act 2009* (Qld) on 20 January 2015, during the caretaker period preceding the Queensland election.
- 3. The landholder commenced clearing at Olive Vale on or around 3 May 2015. Officers from the Department undertook a compliance inspection on 10-11 June 2015. The landholder voluntarily ceased clearing during the course of that inspection.
- 4. s22
- 5. Expert advice obtained by the Department during the course of field inspections indicate that matters of national environmental significance may be impacted by the proposed works. Most importantly potential impacts on the Great Barrier Reef and listed threatened species. At this time compliance action was not pursued in relation to the clearing of approximately 1600 ha of vegetation, on the basis that the proponents had indicated that they were willing to engage with the Department regarding future proposed clearing.
- 6. The proponents, the Ryan Family (Ryan Global), have been engaged with the Department during enquiries about whether the *Environment Protection and Biodiversity Conservation Act 1999* may apply to the proposed clearing. The Department has provided them with a number of options to assist them to comply with the requirements of the Act including through the referral process, alternatives to the referral process and on-farm assistance.
- 7. On 23 March 2016, the Queensland Major Projects Assessment Section had offered to assist the proponents to prepare a referral. No request for assistance, or other contact, has been received.
- 8. On 7 June 2017 the Australian Conservation Foundation alleged that clearing had re-commenced on Olive Vale Station.

9. On 8 June 2017 a map generated by the Department's Environmental Resources Information Network (ERIN) confirmed that clearing had re-commenced and approximately 100ha of new clearing was identified as occurring between March and August 2016. Clearing does not appear to be ongoing. Comparison imagery is included at **Attachment B**.
10. Compliance has re-opened the case and propose to write to the land holders, following which inspections may be required.

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Possible Compliance Responses

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s47E(d) [redacted]

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s22 [redacted]

Compliance Section

Ph: s22 [redacted] 4

ATTACHMENTS

- A. Chronology of events
- B. Comparison aerial imagery
- C. Show Cause Letter

Chronology of events – CAS2098 Clearing at Olive Vale / Fairview

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On 10 and 11 June 2015 an authorised officer of the Department, accompanied by a suitably qualified ecologist and staff from the Queensland Parks and Wildlife Service and Queensland Department of Environment and Heritage Protection entered the property pursuant to a monitoring warrant.

On 12 June 2015, following the Department's compliance inspection, the landholder volunteered to cease all further damaging activities on the property.

On 18 June 2015, the proponent was advised by email that the Queensland Government had proposed to refer the action for consideration under the EPBC Act, but that the Queensland



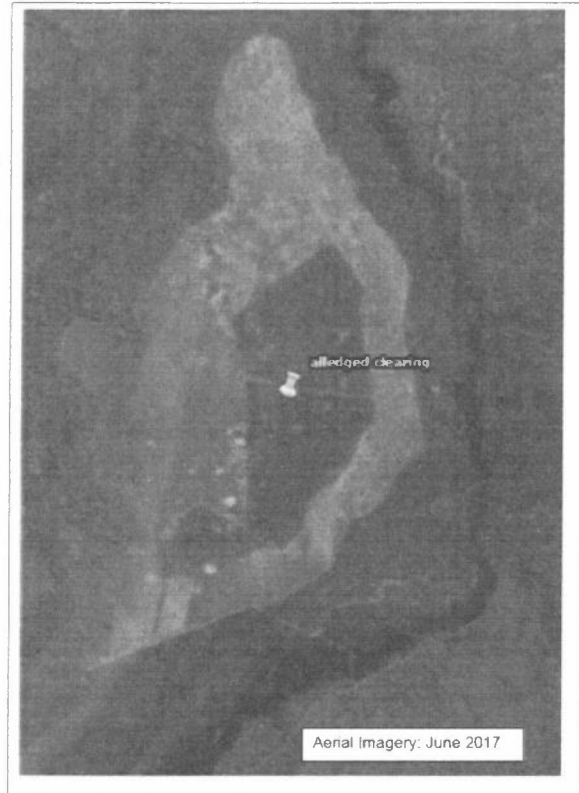
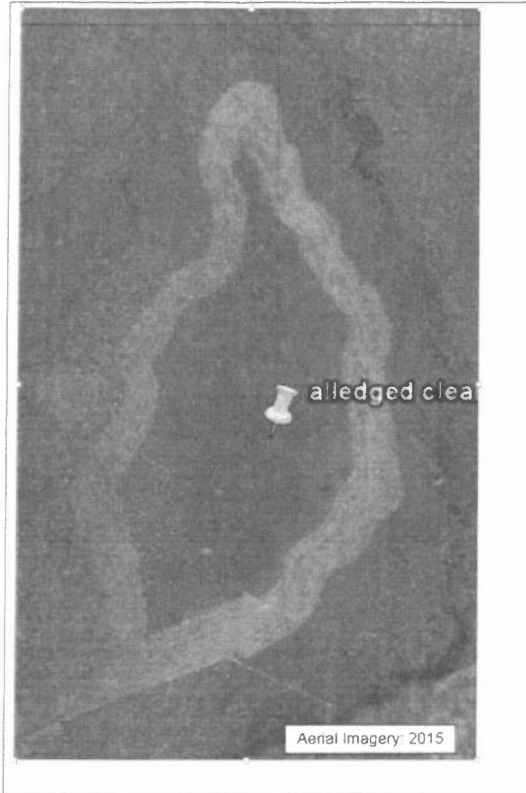
Government had agreed not to pursue this course of action if the proponent confirmed that they would refer remaining clearing.

On 23 June 2015, the proponent provided a letter to the Department, confirming that they proposed to refer the remaining clearing under the EPBC Act.

On 23 March 2016, Paul Ryan met with officers from the Department in Canberra, to discuss options in relation to this matter. At this meeting Paul Ryan was advised that no further clearing should be undertaken without approval from the Department or demonstration that referral is not required.

On 7 June 2017, in a meeting with the Australian Conservation Foundation, the Department was alerted to further clearing at Olive Vale / Fairview.

Imagery comparison – Olive Vale / Fairview 2015-2017







Contact Officer: s22 [redacted]

Telephone: s22 [redacted]

Our reference: CAS 2098

Email: compliance@environment.gov.au

Olive Vale Pastoral Pty Ltd

Paul Ryan

s47F [redacted]

Dear Mr Ryan

Environment Protection and Biodiversity Conservation Act 1999
Land clearing at Olive Vale / Fairview, Queensland

I refer our past correspondence dated 30 June and 5 July 2017 in relation to alleged new clearing of native vegetation on the Olive Vale / Fairview aggregation, Lots 52 and 53 of CP887336, Cape York, Queensland.

s47E(d) [redacted]

You should be aware that:

- 1) to assist the Department in understanding the nature and extent of recent clearing on the property to date, authorised officers intend to conduct an inspection of the site under a monitoring warrant in accordance with Division 3 of Part 17 of the Act. Additional information regarding the site inspection will be provided to you in due course.
- 2) it is available to the Minister to seek an injunction to restrain a person from undertaking certain actions pursuant to section 475 of the Act in a range of circumstances including;
 - if a person takes an action in contravention of the general prohibition on taking a controlled action without approval (also see section 67A footnote of the Act); or
 - if a person has engaged, engages or proposes to engage in conduct consisting of an act or omission that constitutes an offence or other contravention of the Act.
- 3) the Minister may request a person to refer a project if he thinks that the action may be, or is, a controlled action (see section 70 of the Act).

I request that if you, or any agents working on your behalf or instructions, intend to continue with, or to recommence clearing of native vegetation on the property, that you provide the Department with written advice to compliance@environment.gov.au as a priority. As you are

aware any information provided may be used as evidence and that you are not bound to respond.

Should you have any queries about the matters raised in this letter please contact s22 [redacted], Acting Assistant Director, Compliance Section, by phone s22 [redacted].

Yc

s22 [redacted]

s22 [redacted]

Compliance Section
/ August 2017

s22

From: Collins, Monica
Sent: Monday, 31 July 2017 11:05 AM
To: s22
Cc: Office of Compliance
Subject: Weekly Update to Dean [SEC=UNCLASSIFIED]
Attachments: Weekly Update to Dean.docx

Hello s22

Please see the weekly update for Office of Compliance attached. These are just for visibility given new reporting arrangement. Happy to discuss when we catch up today.

Regards

Monica

Current Issues week beginning 31 July 2017

Item	Background/ Description	Update	Next Milestone	Contact
s22 [Redacted]	s22 [Redacted]	s22 [Redacted]	s22 [Redacted]	s22 [Redacted]
s22 [Redacted]	s22 [Redacted]	s22 [Redacted]	s22 [Redacted]	s22 [Redacted]

s22 [redacted]	s22 [redacted] [redacted] [redacted] [redacted]		s22 [redacted] [redacted] [redacted] [redacted]	s22 [redacted]
s22 [redacted]	s22 [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]		s22 [redacted] [redacted]	s22 [redacted]
s22 [redacted]	s22 [redacted] [redacted] [redacted] [redacted]	s22 [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]	s22 [redacted] [redacted]	s22 [redacted]
Native vegetation clearing - Olive Vale	A permit to clear up to 33,054 ha of native vegetation for the purpose of undertaking activities associated with high value agriculture was issued by the Queensland Government for rural landholding known as 'Olive Vale/Fairview'	The land holder has not responded to the substantive allegation. The OOC will be writing	Letter 31 July 2017 Site inspection September 2017.	s22 [redacted]

	<p>near Laura in Cape York Queensland in 2015. Previous compliance actions led to the landholder stopping works on the property. At the time the landholder committed to submitting a referral for the balance of clearing across the property.</p> <p>Satellite imagery shows that clearing has recommenced on the property. Office of Compliance has sent a Show Cause letter to the landholder. The initial response indicates that the landholder considers that proposed clearing will not impact on MNES.</p>	<p>to the landholder about risks associated with on-going works. Compliance officers intend to inspect the property in early September 2017</p>		
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Ongoing Issues

Item	Background/ Description	Update	Next Milestone	Contact
s22 [Redacted]	s22 [Redacted]	s22 [Redacted]	s22 [Redacted]	s22 [Redacted]

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FOR OFFICIAL USE ONLY: SENSITIVE

Environment Standards Division

Contact: James Tregurtha 0434 567 487

Week ending 11 August 2017

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CONTENTS

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Land clearing at Olive Vale, Qld..... 23

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Land clearing at Olive Vale, Qld

- A permit to clear up to 33,054 ha of native vegetation for the purpose of undertaking activities associated with high value agriculture was issued for rural landholding known as ‘Olive Vale/Fairview’ near Laura in Cape York Queensland in 2015.
- The landholder initially commenced clearing at Olive Vale on or about 3 May 2015. Officers from the Department undertook a compliance inspection on 10-11 June 2015. At that time the landholder voluntarily ceased clearing and committed to referring the balance of the clearing on the property.
- On 7 June 2017 the Department became aware that clearing of native vegetation had re-commenced sometime in mid-2016.
- On 30 June 2017 the Department sent the landholder a show cause letter. The Department had requested a response by 28 July 2017. A response was received on 4 August 2017. This response did not address the matters raised in the show cause letter, but included an assessment concluding that proposed clearing of approximately 32,000 ha is unlikely to impact nationally protected matters.
- An additional response was received on 28 July 2017 from the landholder’s legal representative, requesting an extension to provide a response until 11 August. This request was granted.
- The Department wrote to the landholder on 1 August 2017 advising that a site inspection will take place, and outlining options available to the Minister in relation to the proposed clearing.
- Clearing at Olive Vale was subject to media coverage in the week commencing 24 July 2017.
- The Department received requests for updates on the investigation from ABC-TV and Australian Conservation Foundation (8 and 9 August 2017). The Department has responded that enquiries are ongoing.

Recent Brief:

Electorate: Leichardt – Warren Entsch MP

SES Contact: Monica Collins s22 ; Officer Contact: s22

s22

[REDACTED]

s22

s22

From: Collins, Monica
Sent: Monday, 4 September 2017 1:27 PM
To: s22
Cc: s22 ; Dean Knudson; s22
Subject: Monitoring warrant Olive Vale [SEC=UNCLASSIFIED]

Hello s22

Further to the weekly update provided in the Divisional Update on Friday (copied below), our compliance officers will be on site tomorrow at Olive Vale. Land owner Paul Ryan is cooperating and will be on site along with his ecologist. The purpose is to assess the 2016 clearing in order to establish next steps.

Monica

Land clearing at Olive Vale, Qld

- A permit to clear up to 33,054 ha of native vegetation for the purpose of undertaking activities associated with high value agriculture was issued for rural landholding known as 'Olive Vale/Fairview' near Laura in Cape York Queensland in 2015.
- The landholder initially commenced clearing at Olive Vale on or about 3 May 2015. Officers from the Department undertook a compliance inspection on 10-11 June 2015. At that time the landholder voluntarily ceased clearing and committed to referring the balance of the clearing on the property.
- On 7 June 2017 the Department became aware that clearing of native vegetation had re-commenced sometime in mid-2016.
- On 30 June 2017 the Department sent the landholder a show cause letter. The Department had requested a response by 28 July 2017. A response was received on 4 August 2017. This response did not address the matters raised in the show cause letter, but included an assessment concluding that proposed clearing of approximately 32,000 ha is unlikely to impact nationally protected matters.
- An additional response was received on 28 July 2017 from the landholder's legal representative, requesting an extension to provide a response until 11 August. This request was granted. A subsequent request for an extension until 16 August 2017 was also granted.
- The Department wrote to the landholder on 1 August 2017 advising that a site inspection will take place, and outlining options available to the Minister in relation to the proposed clearing.
- Clearing at Olive Vale was subject to media coverage in the week commencing 24 July 2017.
- The Department received requests for updates on the investigation from ABC-TV and Australian Conservation Foundation (8 and 9 August 2017). The Department has responded that enquiries are ongoing.
- The landholder is aware that the Department intends to exercise a Monitoring Warrant on the property sometime in the week commencing 4 September 2017.

Recent Brief:

Electorate: Leichardt – Warren Entsch MP

SES Contact: Monica Collins s22 ; Officer Contact: s22

Monica Collins

Chief Compliance Officer

Office of Compliance

Department of the Environment and Energy

s22
[Redacted]

DEPARTMENT OF THE ENVIRONMENT AND ENERGY

Division: ESD

OLIVE VALE LAND CLEARING CAPE YORK QUEENSLAND

Issues

Allegations have been received that land clearing has re-commenced at the rural landholding known as 'Olive Vale / Fairview' (Lots 52 and 53 on CP887336). The property is located west of the town of Laura on Cape York, Queensland.

Background

- A permit to clear up to 33,054 ha of native vegetation for the purpose of undertaking activities associated with high value agriculture was issued by the Queensland Government on 20 January 2015. In accordance with this permit, the landholder commenced clearing at Olive Vale early in 2015.
- In response to an allegation of clearing impacting on matters of national environmental significance, officers from the Department undertook a compliance inspection in June 2015. The landholder voluntarily ceased clearing during the course of that inspection.
- It was considered that further clearing would likely impact matters of national environmental significance. Most importantly potential impacts on the Great Barrier Reef and listed threatened species.
- On the basis that the proponents were fully engaged with the Department regarding future proposed clearing, compliance action was not progressed.
- On 7 June 2017 the Australian Conservation Foundation alleged that clearing had re-commenced on Olive Vale Station.
- The Department re-opened an investigations and on 5 September 2017 Officers inspected the property pursuant to a Monitoring Warrant. During that inspection officers were advised that that Olive Vale Pastoral propose to undertake further land clearing in the future.
- The landholder was advised in writing on 1 August 2017, that it is available to the Minister or his delegate to:
 - seek an injunction to restrain a them from undertaking further actions on the property
 - Advised that, absent of a referral, or information that demonstrates beyond doubt that the action will not impact on protected matters, the Minister may call-in the action for assessment under national environmental law.
- The landholder has indicated his willingness to re-engage with the Department in a productive manner to resolve the matter.
- Correspondence is in preparation providing the landholder strict timelines in which to engage in the assesments process.

Contact Officer: s22

Telephone: s22

Cleared by (SES level): Monica Collins

Telephone: s22

Last updated: 25/03/2019 3:28 PM

DEPARTMENT OF THE ENVIRONMENT AND ENERGY

Division: ESD

OLIVE VALE LAND CLEARING CAPE YORK QUEENSLAND**Issues**

Allegations have been received that land clearing has re-commenced at the rural landholding known as 'Olive Vale / Fairview' (Lots 52 and 53 on CP887336). The property is located west of the town of Laura on Cape York, Queensland.

Talking Points

- The Department is aware of an allegation that up to 100ha was cleared at Olive Vale in 2016.
- Following recent enquiries the Department is confident that clearing of native vegetation is not occurring at Olive Vale at the present time.
- The landholder has re-engaged with the Department to address requirements under national environmental law
-

Background

- A permit to clear up to 33,054 ha of native vegetation for the purpose of undertaking activities associated with high value agriculture was issued by the Queensland Government on 20 January 2015. In accordance with this permit, the landholder commenced clearing at Olive Vale early in 2015.
- In response to an allegation of clearing impacting on matters of national environmental significance, officers from the Department undertook a compliance inspection in June 2015. The landholder voluntarily ceased clearing during the course of that inspection.
- It was considered that further clearing would likely impact matters of national environmental significance. Most importantly potential impacts on the Great Barrier Reef and listed threatened species.
- On the basis that the proponents were fully engaged with the Department regarding future proposed clearing, compliance action was not progressed.
- On 7 June 2017 the Australian Conservation Foundation alleged that clearing had re-commenced on Olive Vale Station.
- The Department re-opened an investigations and on 5 September 2017 Officers inspected the property pursuant to a Monitoring Warrant. During that inspection officers were advised that that Olive Vale Pastoral propose to undertake further land clearing in the future.
- The landholder was advised in writing on 1 August 2017, that it is available to the Minister or his delegate to:

Contact Officer: s22
Telephone: s22

Cleared by (SES level): Monica Collins
Telephone: s22

Last updated: 20/03/2019 3:07 PM

Sensitive

- seek an injunction to restrain a them from undertaking further actions on the property
- Advised that, absent of a referral, or information that demonstrates beyond doubt that the action will not impact on protected matters, the Minister may call-in the action for assessment under national environmental law.
- The landholder has indicated his willingness to re-engage with the Department in a productive manner to resolve the matter.
- Officers from the Department continue to liaise with the landholder to ensure that any requirements under national environmental law are complied with.

This brief concerns our proposed compliance and enforcement strategy for potential breaches of the Environment Protection and Biodiversity Conservation Act 1999 in connection with land clearing in agricultural areas. Inappropriate disclosure may prejudice our compliance and enforcement processes for these and other matters.

Update prepared 1 November 2017

	Property	Status
1	Olive Vale / Fairview	No referral received. Officers from the Department continue to liaise with the landholder to ensure that requirements under national environmental law are complied with. It is unlikely that significant impacts on matters of national environment have occurred for the clearing that has occurred on the property to date, however, it is likely that significant impacts on matters of national environmental significance could occur for the balance of the clearing and associated ongoing intensification of farming activities.
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