

**From:** [Chris Videroni](#)  
**To:** [Kristy Domitrovic](#); [DLO Ley](#); [DAWE Parliamentary](#)  
**Cc:** [Gregory Manning](#); [Larsen, James \(Agriculture\)](#); s22 ; s22 ; s22  
**Subject:** Perth Airport New Runway Project - Talking points and background [SEC=OFFICIAL:Sensitive]  
**Date:** Wednesday, 15 July 2020 8:48:36 PM  
**Attachments:** [Emailsiglogo\\_4215e547-caa1-440d-b2ee-be591aa927e7.png](#)  
[PAFB\(2\)\\_39f14e79-d8dd-4ff7-bd6b-59ac99450e33111111.png](#)  
[PAIN\(2\)\\_802d4614-1649-4af9-9f41-08651f7a407e111111.png](#)  
[PALI\(2\)\\_40966947-e83b-4001-8ea4-b76720aabea6111111.png](#)  
[Supporting Information\\_Advisor Meeting\\_Perth Airport.docx](#)  
**Importance:** High

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Hi Kristy,

As discussed, please find **attached** talking points and background briefing in preparation for your upcoming meeting on Friday 17 July with Perth Airport Pty Ltd.

As you are aware, the Department has been engaging with Perth Airport over recent months in relation to our assessment of their new runway development . The proposed development will result in impacts to a range of ecologically important values and this is reflected in the draft set of conditions we have been consulting on with Perth Airport recently.

The runway development is being assessed through an accredited arrangement under the Airports Act which is administered by the Department of Infrastructure, Transport, Cities and Regional Development. Under these arrangements, the Environment Minister (or her delegate) provides advice on matters necessary to protect the environment (including recommended conditions of approval) to the Infrastructure Minister who has ultimate responsibility for making the decision of whether or not to approve the project under the Airports Act.

Perth Airport have objected to a number of the proposed recommended conditions which would require the approval of management plans (including in relation to offsets) by the Minister for the Environment prior to an impact to a protected matter occurring. They have also noted that the EPBC Act does not have a statutory timeframe for the assessment of management plans and are seeking to require approval timeframes to be embedded in the approval conditions.

Representatives from Perth Airport are likely to raise these concerns with you. Further information on Perth Airport's concerns is outlined in the email below. The Department is committed to working closely with Perth Airport to enable timely approval of the required management plans and has committed to enter into a client service charter arrangement to facilitate this process.

Following your meeting we would appreciate your advice as to whether we can proceed with finalising advice to Infrastructure or if the Minister would like to make the decision. Happy to discuss further on that front.

Regards,

Chris

Chris Videroni  
A/g Assistant Secretary, Assessments (WA, SA, NT), Post Approvals and Policy  
Environment Approvals Division  
Ph 02 6274 2359

Mob. s22

---

**From:** Nicole Gallin s47F <[s47F@perthairport.com.au](mailto:s47F@perthairport.com.au)>  
**Sent:** Friday, 10 July 2020 1:25 PM  
**To:** s22 <[s22@awe.gov.au](mailto:s22@awe.gov.au)>; Gregory Manning <[Gregory.Manning@environment.gov.au](mailto:Gregory.Manning@environment.gov.au)>; s22 <[s22@environment.gov.au](mailto:s22@environment.gov.au)>  
**Cc:** s47F <[s47F@perthairport.com.au](mailto:s47F@perthairport.com.au)>; s47F <[s47F@perthairport.com.au](mailto:s47F@perthairport.com.au)>  
**Subject:** Perth Airport New Runway Project - Draft MDP Conditions

Hi Greg, s22 , s22 and Team

Thank you for meeting with the Perth Airport team yesterday to discuss the Draft NRP conditions. We appreciate your time and I wanted to follow up to reiterate our discussion around timing in particular, as follows;

- DAWE's commitment to establish a Client Services Charter for the management plan review process is welcome, but PAPL's strong preference is for this charter to include specified timeframes to allow for the planning and delivery of the project in the most efficient manner (timeframes to include 'stop the clock' provisions if further detail is required from PAPL). I recognise that DAWE have indicated the inclusion of timeframes is not possible, but regardless, I would like to reiterate that this is our strong preference.
- As per above, it is also our strong preference that the Draft Conditions include stated timeframes for approvals (again with 'stop the clock' provisions where information provided is insufficient). Again, this will allow for an optimal delivery program to be established.
- Notwithstanding the above, we maintain that the pre-commencement conditions (for works impacting a protected matter) should not be reliant on the approval of Management Plans. Also, we maintain that the AEO appointed by DITRDC should approve all management plans (with the exception of offsets) under the Airports Act and associated regulations.

In addition to the above key items, other take-aways from yesterday's meeting include;

- PAPL recognise that consistency of DAWE officers on the project has been beneficial in this iterative process and we welcome maintenance of this consistency wherever possible
- Sensible definition is required for protected matters (for example, Barnaby's Black Cockatoo foraging habitat) with low habitat quality scores (between 1 and 3)
- Pre-clearing surveys to determine the number of individual plants (for example in Draft Condition number 1)
- Draft condition number 4 to be reworded to include: To mitigate the loss *and reduce residual impact*...
- Several conditions to be bundled together
- Some management plans can be combined (with the exception of offsets)
- PAPL agree that the Offset Plan will likely be the most difficult and as such, we will focus our initial work in this area
- OEMP approval should not be a pre-commencement condition, but rather a pre-operating condition
- The next version of the draft conditions will be provided to PAPL for information only, with

DAWE submission to DITRDC as soon as possible

We look forward to resolving the draft conditions and as always, are happy to discuss progression as required.

Regards  
Nicole

**Nicole Gallin**  
Approvals Manager



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**Meeting between Minister Ley's Office and Perth Airport Pty Ltd**

Friday 17 July 2020

Perth Airport new runway project (EPBC 2017-8081)

**Key points:**

- The Minister is committed to delivering on the Prime Minister's agenda to reduce the timeframes for assessment and approval of major projects, while maintaining strong environmental safeguards.
- The Minister recognises the vital importance of this project and wants to ensure that there is a pathway for approval of the project, underpinned by a comprehensive assessment and arrangements for managing environmental impacts.
- The Perth Airport new runway project is a large project and will impact on a number of sensitive ecological values and the proposed conditions reflect this.
- I understand that Perth Airport Pty Ltd want certainty that the approval of management plans proposed as conditions of approval will not impact their ability to deliver the project in a timely manner.
- The Department has committed to continue working collaboratively with Perth Airport to support the timely approval of management plans. Perth Airport also have an important role in facilitating this by providing the information required to satisfy any approval conditions which are ultimately established under the Airports Act.

If required,

- s37(1)(a), s47E(d)
- s37(1)(a), s47E(d)

**Context and Background Information:**

- In September 2019, the draft Major Development Plan (MDP) for the new runway project at Perth Airport was submitted. The Department shared draft conditions of approval with the proponent in June this year for comment.
- The project consists of the construction, including clearing and site preparation, of a new parallel runway at Perth Airport which is proposed to be operational between 2023 and 2028.
- The runway assessment is being undertaken through an accredited arrangement under the Airports Act which is administered by the Department of Infrastructure, Transport, Cities and Regional Development. Under these arrangements, the Minister (or her delegate) provides advice on matters necessary to protect the environment to the Minister for Infrastructure, Transport and Regional Development (Minister for Infrastructure) who has portfolio responsibility for making the decision of whether or not to approve the project under the Airports Act.

- As the project is being undertaken on Commonwealth land, impacts to the whole of the environment have been considered. The project will result in impacts to the endangered Banksia Woodland of the Swan Coastal Plain threatened ecological community, two listed flora species (Wavy-leaved Smokebush and Keighery's Macarthuria), three listed black-cockatoo species, wetlands and the heritage values of Munday Swamp.
- The Department has received correspondence from environment NGOs in Western Australia expressing concern about impacts to the environment resulting from this project.
- Perth Airport Pty Ltd are seeking certainty that the approval of management plans proposed as conditions of approval will not impact their ability to deliver the project.
- Perth Airport Pty Ltd have also raised objections to the proposed conditions which require offsets to be approved by the Minister before they can impact protected matters as part of the action. The EPBC Act offsets policy specifies a preference for offsets to be timely and implemented before or at the time of impact. The Department has raised this issue with Perth Airport on a number of occasions dating back to 2018.
- Talking points on each of the issues likely to be raised by Perth Airport are provided at [Attachment A](#), and further detail on key dates is provided in [Attachment B](#).

**Further Information:**

**Attachment A** – Talking points

**Attachment B** – Key Dates

## **Attachment A** – Talking points

### **If concerns are raised regarding the time taken for the Department to recommend a decision:**

- I appreciate your concerns about the time taken to reach a decision on this project. I want to assure you that the Minister is committed to ensuring that assessment and approval timeframes for major projects are reduced, while maintaining strong environmental safeguards.
- As you are aware, the new runway is a complex project and will impact on a number of sensitive ecological values. As the project is located on Commonwealth land, it requires an assessment of the whole of the environment which adds an additional level of complexity above what might normally be considered during an assessment.
- Since the draft MDP was received by the Department in September last year, I am aware that the Department requested additional information, including in relation to a number of outstanding matters that date back to the Department's initial advice provided to you in 2018 (for example information demonstrating whether or not the Clay Pans of the Swan Coastal Plain threatened ecological community occurs on the Perth Airport estate).
  - I note that continued engagement on these proposed conditions, which the Department has undertaken at Perth Airport's request, has also delayed finalisation of advice to the Infrastructure Minister.

If required:

- I understand that as part of the accredited assessment process, the Department provided comment on previous versions of the major development plan documentation, and that these comments were provided to Perth Airport to inform the preparation of the draft MDP prior to submission to the Department.
- Feedback provided by the Department, dating back to 2018, raised a number of matters including the level of detail provided in relation to environmental impacts and the need for a detailed offset proposal.

### **If concerns are raised regarding timeframes for the Minister for the Environment approving management plans:**

- I appreciate your need for certainty regarding the timely approval of management plans and understand your concerns that the EPBC Act does not provide statutory timeframes for the approval of these plans.
- The Government is committed to working cooperatively with Perth Airport to facilitate the timely approval of the management plans whilst ensuring the environmental outcomes sought through the conditions are achieved.
- I understand that the Department has committed to immediately work with your team to develop a Client Service Charter, that includes indicative timeframes for delivery by both parties, and provide upfront guidance on the information required to be provided in the Plans.
- As you will appreciate, the ability of the Department to recommend approval of a management plan relies on the quality of the information presented by Perth Airport and whether the plan addresses the requirements outlined in the final conditions of approval.

*If asked why the recommended conditions couldn't provide for an Airport Environment Officer (AEO) to approve required management plans instead of the Environment Minister:*

- Commonwealth Environment Ministers have been consistent in recommending that management plans required for nationally protected matters are approved by the Minister or their delegate.
- It is my understanding that while conditions for previous projects approved under the Airports Act may have allowed for an Airport Environment Officer to approve management plans, this has not been the case for plans recommended by the Minister for the Environment.

If pressed (in relation to previous project conditions of approval):

- Conditions recommended by the Department for the Southern Aviation support precinct and taxiway Charlie extension related to land clearing only.
- Conditions attached to the Ministerial approval which allowed for plans to be submitted to an AEO in relation to the taxiway extension at Perth Airport were recommended by another Commonwealth agency, not the Environment Minister or Department.
- The Department did not provide advice to the Minister for Infrastructure for the Bravo office building project. I understand that the Infrastructure Minister's approval includes conditions for AEO approval of plans.

*If concerns are raised in relation to the requirement to provide offsets prior to undertaking impact to protected matters:*

- The Perth Airport estate is home to a range of important ecological values in the Perth region. I note the commitments that you have made in relation to environmental management on the estate and I understand you have had some good success with revegetation in some areas.
- I understand you are concerned that conditions requiring offset plans to be approved prior to impact may constrain Perth Airport's operations.
- This requirement minimises the impacts on the nationally protected matters resulting from time delays in delivering the offsets, and is consistent with the EPBC Act Environmental Offsets Policy and the approach taken with the broader regulated community.
- I am aware that the Department has communicated these requirements to Perth Airport since this project was referred in 2018.
- Further, as Perth Airport have not yet delivered offsets required by recent EPBC Permit conditions (i.e. for Site 6 Large format retail development and living stream permits), this requirement provides us with greater confidence that offsets will be able to be delivered for this proposed action.

If required:

- In February 2018, the Department requested the major development plan be updated to include an offset strategy that identified milestones, timelines, targets, budgets and preferably locations of land purchases for relevant matters.

- In April 2018, the Department reiterated that advice and noted that the Department's offset policy specifies offsets should be implemented either before or at the same point as the impact arising from the action.
- In responding to the February 2018 letter, Perth Airport advised of its intent to prepare a whole of estate offset strategy for incorporation into the draft MDP. I understand a whole of estate offset strategy has not been provided to date.
- Between 2018 and now, I understand that Perth Airport has met with the Department on a number of occasions to discuss an offset strategy related to two other MDPs, however, no offsets have so far been secured under this strategy.

○ **s37(1)(a), s47E(d)**

*If asked about consistency with other EPBC Act decisions:*

- As you are aware, we recommend conditions to protect the environment be attached to the approval issued by the Minister for Infrastructure under the Airports Act.
- Noting the nature and complexity of this project, the Department has conducted a thorough assessment. The recommended conditions for the project are consistent with those that would be attached if this project were being assessed and approved under the EPBC Act.
- It is open to the Minister for Infrastructure not to apply the conditions as recommended by the Environment Minister or her delegate.

If required: Example of a neighboring project with similar requirements:

The Perth Airport and Freight access project (EPBC 2010/5834) includes conditions requiring an environmental offset strategy and a CEMP to be approved by the Minister for the Environment at least one month prior to commencement of construction.



## **Attachment B - Timeline of key dates**

Date	Action
<u>16 October 2017</u>	Referral of exposure draft Major Development Plan (edMDP)
<u>20 February 2018</u>	<p>A delegate of the Minister for the Environment determined that advice is required and the project would be assessment via accredited assessment under section 160 of the EPBC Act. A letter was sent to the then Department of Infrastructure and Regional Development requesting additional information requested on:</p> <ul style="list-style-type: none"> <li>· Offset strategies for threatened ecological communities and species</li> <li>· Assessments of impacts resulting from the proposed action on threatened ecological communities and species</li> <li>· Investigation of avoidance and mitigation measures</li> <li>· Information demonstrating compliance with the PFAS National Environmental Management Plan</li> </ul>
<u>30 May 2018</u>	Public comment period on preliminary draft MDP – closed <u>24 August 2018</u>
<u>20 September 2019</u>	<p>Provision of draft Major Development Plan documents by DITRDC. Further information was also subsequently provided by Perth Airport:</p> <ul style="list-style-type: none"> <li>· European Heritage survey - <u>10 October 2019</u></li> <li>· Flora and Vegetation Impact Assessment and Fauna Impact Assessment - <u>13 November 2019</u></li> <li>· Habitat quality scores for black cockatoo offset calculations <u>11 December 2019</u></li> <li>· PFAS Detailed Site Investigation - <u>30 January 2020</u></li> <li>· Public consultation supplementary report and response to comments report - <u>5 February 2020</u></li> <li>· Additional information on Clay Pans of the Swan Coastal Plain <u>6 February 2020</u></li> <li>· Further information and reports on Clay Pans of the Swan Coastal Plain - <u>28 February 2020</u></li> </ul>
<u>22 May 2020</u>	<p>The Department provided the proposed draft conditions to DITRDC for comment.</p> <p>Response received <u>3 June 2020</u> with key feedback including</p> <ul style="list-style-type: none"> <li>· Avoidance of duplication of measures committed to the in draft MDP</li> <li>· Ensuring provision of management plans for Environment Minister's approval are associated with commencement of actions that will have an impact on a protected matter, not commencement of the overall construction action</li> </ul>

Date	Action
<u>4 June 2020</u>	<p>Teleconference DAWE and Perth Airport</p> <p>Discussed outstanding offsets for Costco and living stream (permits E2017-0128 E2018-0142), high volume of correspondence received regarding the new runway.</p>
<u>12 June 2020</u>	<p>Draft conditions provided to Perth Airport for comment</p> <p>Response received <u>22 June 2020</u> with key feedback including;</p> <ul style="list-style-type: none"> <li>· Inclusion of a statutory timeframe for approval of management plans and offset proposals with the inclusion of stop-clock provisions</li> <li>· Submission and approval of the offset and other management plans prior to the undertaking of clearing/construction activity are not practical and would significantly delay the ability of Perth Airport to deliver the project</li> <li>· Wetlands conditions to be consolidated into main protected matters conditions</li> <li>· Standalone PFAS management plan not required due to the low risk PFAS of PFAS mobilization.</li> <li>· Management plans including for construction, operation and PFAS should be approved by the Airport Environment Officer not the Minister for the Environment.</li> </ul>
<u>9 July 2020</u>	<p>Teleconference between the Department and Perth Airport to discuss feedback on Perth Airport's comments and the Department's approach to revised conditions.</p> <ul style="list-style-type: none"> <li>· Department accepted Perth Airports suggestion relating to; incorporating wetlands conditions in other protected matter conditions, removing permit compliance condition and updating pre-commencement survey requirements.</li> <li>· The Department did not accept Perth Airport's suggestions relating to; management plan approval timeframes and stop-clock provisions, timing of management plans tied to commencement of activities resulting in an impact to a protected matter and AEO approval of management plans.</li> </ul>

**From:** [Gregory Manning](#)  
**To:** [Kristy Domitrovic](#)  
**Cc:** [Taylor Mahani \(Agriculture\)](#); [Dean Knudson](#); s22 ; [Michelle Croker](#); s22 ; s22  
**Subject:** Perth Airport status and issues [SEC=OFFICIAL]  
**Date:** Thursday, 9 July 2020 12:24:04 PM  
**Attachments:** [image002.png](#)

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Hi Kristy,

Just further to our discussion the other day on Perth Airport...

as you are aware, the Department is currently assessing the proposed new runway for Perth Airport. The runway assessment is being undertaken through an accredited arrangement under the Airports Act which is administered by the Department of Infrastructure, Transport, Cities and Regional Development. Under these arrangements, the Minister (or her delegate) provides advice on matters necessary to protect the environment to the Minister for Infrastructure, Transport and Regional Development (Minister for Infrastructure) who has portfolio responsibility for making the decision of whether or not to approve the project under the Airports Act.

- The Department is proposing the Minister or delegate recommends eight robust conditions to the Minister for Infrastructure for inclusion as conditions of approval under the Airports Act. The conditions include the requirement to prepare management plans to minimise the impact of the project on the environment.
- The project will result in residual significant impacts to Banksia Woodland of the Swan Coastal Plain threatened ecological community, two listed flora species (Wavy-leaved Smokebush and Keighery's Macarthuria) and three listed black-cockatoo species through loss of foraging and potential breeding habitat.
- The proposed action may result in impacts to the environment from the potential disturbance and/or mobilisation of PFAS contaminated material, impacts to wetlands and heritage values of the estate including the cultural heritage values of Munday Swamp.
- The Department is proposing to recommend the inclusion of offset conditions to compensate for the impact to these protected matters in line with departmental policy.

**s37(1)(a), s47E(d)**

Further background information about the proposed new runway is provided below.

Appreciate your advice as to whether the Minister will approve the advice under the accredited arrangement processes to be provided to the Minister for Infrastructure or if she would like this to be the Delegates decision. We will be meeting with Perth Airport later today to discuss proposed final conditions. I will let you know how that goes and if they are likely to escalate.

Greg

Background:

- The project consists of the construction, including clearing and site preparation, of a new parallel runway at Perth Airport which is proposed to be operational between 2023 and 2028.
- As the project is being undertaken on Commonwealth land, impacts to the whole of the environment have been considered as part of the assessment completed by the

Department.

- The project will result in impacts to the endangered Banksia Woodland of the Swan Coastal Plain threatened ecological community, two listed flora species (Wavy-leaved Smokebush and Keighery's Macarthuria), three listed black-cockatoo species, wetlands and the heritage values of Munday Swamp.
- The Department has received correspondence from numerous environmental groups in Western Australia expressing concern about impacts to the environment resulting from this project.
- On 1 August 2019, Minister Ley made a decision under the *Aboriginal and Torres Strait Island Heritage Protection Act 1984* (Cth) not to protect Munday Swamp as a specified area on the basis that amongst other things the new runway project would not be commercially viable and would not be able to meet state and national needs if a declaration was made to protect the site.

s22

Major Projects West Section

Assessments (WA, SA, NT), Post Approval and Policy Branch | Environment Approvals Division  
Department of Agriculture, Water and the Environment | GPO Box 858 Canberra ACT 2601 |  
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s22

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Be Green...Read from the Screen

The Department acknowledges the traditional owners of country throughout Australia and their continuing connection to land, sea and community. We pay our respects to them and their cultures and to their elders both past and present.

**From:** [Drew McLean](#)  
**To:** [Kristy Domitrovic](#)  
**Cc:** [Lane, Peta \(Agriculture\)](#); [O'CONNELL, Lyn \(Agriculture\)](#); [Gregory Manning](#); s22 ; [Office of Compliance](#)  
**Subject:** QIB\_200708\_Perth Airport\_ re permits E2017-0128 and E2018-0142.pdf [SEC=OFFICIAL]  
**Date:** Wednesday, 8 July 2020 10:18:48 AM  
**Attachments:** [QIB\\_200708\\_Perth Airport\\_ re permits E2017-0128 and E2018-0142.pdf](#)

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Kristy

As discussed yesterday evening, please find attached a QIB for the Perth Airport

**Drew McLean**

A/g Assistant Secretary | 02 6274 s22 | s22  
Environment Compliance Branch | Compliance Division  
Department of Agriculture, Water and the Environment  
GPO Box 787 Canberra ACT 2601  
Email: s22 [@awe.gov.au](mailto:s22@awe.gov.au)

s22

---

**From:** Declan O'Connor-Cox  
**Sent:** Friday, 3 July 2020 3:15 PM  
**To:** Kristy Domitrovic  
**Cc:** Michelle Croker; s22  
**Subject:** Major Projects briefs: MS20-000073 [SEC=OFFICIAL:Sensitive]  
**Attachments:** SIGNED SUBMISSION.pdf; s22  
s22 ; s22  
s22 ; MS20-000073 004 Attachment C Major  
Projects.docx

Hi Kristy

This is the first of three emails – one for each of the three briefs on Major Projects.

This first one (attached) established the first tranche of Major Projects in February this year. Attachment C provides the names and descriptions of the Major Projects we recommended.

Declan

MS20-000073

To: Minister for the Environment (For Decision)

**EPBC CONGESTION BUSTING PERFORMANCE REPORTING AND MAJOR PROJECTS**

**Timing:** 18 February 2020 - to ensure ongoing performance reporting is provided to you in a timely manner.

**Recommendations:**

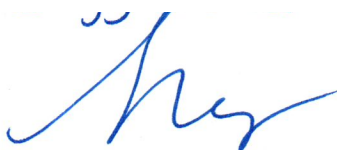
**s22**

- 4. That you approve the initial projects to be allocated 'major project' status at Attachment C.

**s22**

Minister:

Comments:



Approved / Please discuss

Date:

19/2/20

<b>Clearing Officer:</b> Sent: 12/2/2020	Michelle Croker	A/g First Assistant Secretary, Environment Approvals Division	Ph: 6274 9031 Mob: <b>s22</b>
<b>Contact Officer:</b>	Declan O'Connor-Cox	A/g Assistant Secretary, Environment Approvals Division	Ph: 6274 2969 Mob: <b>s22</b>

**Key Points:**

**s22**

s22



# s22

## *Major Projects*

10. To deliver on major project approvals, the Department proposes to report on and manage a small number of the most nationally-significant projects as 'major projects', based on criteria linked to economic contribution and strategic significance of the projects. Assessment of these projects will be afforded the highest priority and will be resourced to ensure key decisions are made within agreed timeframes. The performance report includes updates on our performance in managing major projects.
11. The Department is seeking your agreement to the process for selecting 'major projects' and approval of the initial recommended projects to be allocated major projects status, outlined at **Attachment C**.

# s22

## **ATTACHMENTS**

s22

s22

**C:** Major projects criteria and allocation

Proposed handling of 'major projects' subject to assessment under the EPBC Act

s22

s22

s22

s22

s22

**Appendix B: Other significant projects**

**s222**

**Western Australia**

- Perth Airport (new runway and other infrastructure / commercial projects), assessment via s160 of the EPBC Act and regulated under the Airports Act by Department of Infrastructure

s22



**From:** s22 (Protected)  
**To:** s22 @awe.gov.au"  
**Cc:** s22 @awe.gov.au"  
**Subject:** FW: MS20 -900091 [SEC=OFFICIAL]  
**Date:** Thursday, 22 October 2020 4:07:41 PM  
**Attachments:** [MS20-900091\\_001 EPBC ACT CONGESTION BUSTING- PERFORMANCE REPORT QUARTER .....docx](#)  
s22  
[MS20-900091\\_003 Attachment B - EPBC Act Combined Major Projects.docx](#)

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**OFFICIAL**

Declassified documents for FOI 20939 – documents declassified as original information has been publically released. Records of declassification with GCB (04/09/2020).

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**From:** Croker , Michelle (Protected)  
**Sent:** Thursday, 6 August 2020 5:50 PM  
**To:** s22 environment.gov.au>  
**Subject:** FW: MS20 -900091 [SEC=PROTECTED]

**PROTECTED**

---

**From:** s22 (Protected)  
**Sent:** Thursday, 23 July 2020 3:51 PM  
**To:** Domitrovic, Kristy (Protected)  
**Cc:** Croker , Michelle (Protected) ; O'connor-Cox, Declan (Protected) ; Videroni, Christopher (Protected) ; 'kylie.calhoun@protected.awe.gov.au'  
**Subject:** MS20 -900091 [SEC=PROTECTED]

**PROTECTED**

Hi Kristy,

As discussed with Michelle, please find attached information brief on the EPBC Act congestion busting performance report and Major Project updates.

Thanks,

s22

s22

Director | s22 |  
Department of Agriculture, Water and the Environment  
Environment Approvals Division  
John Gorton Building King Edward Terrace Parkes ACT 2600  
GPO Box 787 Canberra ACT 2601 Australia  
s22 [awe.gov.au](#)

DEPARTMENT OF AGRICULTURE, WATER AND THE ENVIRONMENT

MS20-900091

To: Minister for the Environment (For Information)

**EPBC ACT CONGESTION BUSTING: PERFORMANCE REPORT QUARTER 2 2020**

Recommendation:

1. That you note the *Environment Protection and Biodiversity Conservation Act* Congestion Busting Quarterly Performance Report for April to June 2020, the change in methodology for reporting statistics and the update on Major Projects.

**Noted / Please discuss**

**Minister:**

Date:

**Comments:**

<b>Clearing Officer:</b> Sent:23/07/20	Michelle Croker	A/g First Assistant Secretary, Environment Approvals Division	Ph: 6274 9031 Mob: <b>s22</b>
Contact Officer:	Declan O'Connor-Cox	A/g Assistant Secretary, Environment Approvals Division	Ph: 6274 2969 Mob: <b>s22</b>

**Key Points:**

**s22**

s22

*Major Projects*

s22

s22

10. The combined list of tranche 1 and tranche 2 Major Projects, including the current referrals under the Major Projects as at 22 July 2020 is at **Attachment B (MS20-000073 and MS20-900080 refer)**.

s22

#### Attachments

s22

**B:** EPBC Combined Major Projects

ATTACHMENT B: EPBC ACT – COMBINED MAJOR PROJECTS (AT 22 JULY 2020)

Major Project	Proponent	Referral
<h1>s22</h1>		
<b>Perth Airport upgrades</b>	Perth Airport Pty Ltd	<i>2017/8082 s160 Airservices and CASA, Perth Airport New Runway Project, Perth Airport, WA</i>
		<i>2017/8081 s160 Perth Airport New Runway Project, Perth Airport, WA</i>
		<i>To be referred: Airport Central Terminal and associated airfields</i>
<h1>s22</h1>		

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# Divisional Weekly Report

Contacts:

EAD – Michelle Croker s22

EPD – Jason Mundy s22

ECB – Monica Collins s22

Week ending 19 June 2020

## KEY SECTIONS FOR ADVISORS

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## Assessment Decision Dates

List of key EPBC Act Assessment decisions over the following four weeks.

In the 2 weeks from 20 June to 3 July 2020				
State	EPBC Number	Proposal name	Planned decision date	Decision maker
<b>s222</b>				
Western Australia	2017/8081	Perth Airport, New Runway Project	S160 Advice. Final decision expected by 3 July 2020	Department
<b>s222</b>				



# s22

## Perth Airport developments, WA

- The Department is working with Perth Airport on a range of existing and new proposals; there are currently four major development plans (MDPs) at different stages of the assessment process with more on the way. Current plans include: airspace changes for, and the construction and use of, a new runway; new non-aviation-related facilities at the airport; and passenger terminal upgrades. There are substantial and difficult environmental impacts to be managed and this is a major body of work that will continue for at least a further 12 months. The Department is working with Perth Airport Pty Ltd and the Department of Infrastructure, Transport, Cities and Regional Development (DITCRD) on how best to manage cumulative impacts and develop a strategic approach to offsets.
- Critical historic decisions include: On 2 February 2018, the Minister's delegate decided that the Minister's advice is required on both the new runway airspace project and on the new runway project. On 31 May 2018, Perth Airport Pty Ltd published a preliminary draft MDP for the new runway and invited public comment. On 4 July 2019, an Exposure Draft for the Airport Central project at Perth Airport was provided to the Department for our preliminary views. A delegate of the Minister determined on 2 September 2019 that advice will be required before the Airport Central project could proceed.
- The Department meets regularly with Perth Airport Pty Ltd to discuss status and next steps on each MDP.
- On 12 September 2019, the Department received the exposure draft MDP for the Airport West development. A decision on whether advice is required under s160 is anticipated by end of November 2019.
- On 20 September 2019, the Department received the draft for the Main Runway project. Advice is expected to be provided to the Department of Infrastructure, Transport, Cities and Regional Development by mid to late April 2020.
- On 2 April 2020, the exposure draft Major Development Plan for the Airport Central Ground Transport Upgrade Project was validated. On 13 May 2020, a decision that advice is not required under s160 for the Airport Central Ground Transport Upgrade Project was made.
- On 12 June 2020, a draft set of conditions relating to the New Runway Project was shared with Perth Airport Pty Ltd to provide the proponent an opportunity to comment before the final advice is provided to DITCRD. Comments from Perth Airport Pty Ltd are expected by 24 June 2020.

Recent Brief: N/A

Electorate: Swan – Steven Irons MP

SES Contact: Greg Manning s22 ; Officer Contact: s22

FOR OFFICIAL USE ONLY: SENSITIVE

# Divisional Weekly Report

Contacts:

EAD – Michelle Croker s22

EPD – Jason Mundy s22

ECB – Monica Collins s22

Week ending 26 June 2020

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## Assessment Decision Dates

List of key EPBC Act Assessment decisions over the following four weeks.

In the 2 weeks from 20 June to 3 July 2020				
State	EPBC Number	Proposal name	Planned decision date	Decision maker
<b>S22</b>				
Western Australia	2017/8081	Perth Airport, New Runway Project	S160 Advice. Final decision expected by 3 July 2020	Department
<b>S22</b>				

s22

### **Perth Airport developments, WA**

- The Department is working with Perth Airport on a range of existing and new proposals; there are currently four major development plans (MDPs) at different stages of the assessment process with more on the way. Current plans include: airspace changes for, and the construction and use of, a new runway; new non-aviation-related facilities at the airport; and passenger terminal upgrades. There are substantial and difficult environmental impacts to be managed and this is a major body of work that will continue for at least a further 12 months. The Department is working with Perth Airport Pty Ltd and the Department of

Infrastructure, Transport, Cities and Regional Development (DITCRD) on how best to manage cumulative impacts and develop a strategic approach to offsets.

- Critical historic decisions include: On 2 February 2018, the Minister's delegate decided that the Minister's advice is required on both the new runway airspace project and on the new runway project. On 31 May 2018, Perth Airport Pty Ltd published a preliminary draft MDP for the new runway and invited public comment. On 4 July 2019, an Exposure Draft for the Airport Central project at Perth Airport was provided to the Department for our preliminary views. A delegate of the Minister determined on 2 September 2019 that advice will be required before the Airport Central project could proceed.
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- On 2 April 2020, the exposure draft Major Development Plan for the Airport Central Ground Transport Upgrade Project was validated. On 13 May 2020, a decision that advice is not required under s160 for the Airport Central Ground Transport Upgrade Project was made.
- On 12 June 2020, a draft set of conditions relating to the New Runway Project was shared with Perth Airport Pty Ltd to provide the proponent an opportunity to comment before the final advice is provided to DITCRD. Comments from Perth Airport Pty Ltd are expected by 24 June 2020.

Recent Brief: N/A

Electorate: Swan – Steven Irons MP

SES Contact: Greg Manning s22 ; Officer Contact: s22

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# Divisional Weekly Report

Contacts:

EAD – Michelle Croker s22

EPD – Jason Mundy s22

ECB – Monica Collins s22

Week ending 3 July 2020

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## Assessment Decision Dates

List of key EPBC Act Assessment decisions over the following four weeks.

In the 2 weeks from 4 to 17 July 2020				
State	EPBC Number	Proposal name	Planned decision date	Decision maker
<b>s22</b>				
Western Australia	2017/8081	Perth Airport, New Runway Project	S160 Advice. Final decision expected by 3 July 2020	Department
<b>s22</b>				

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### Perth Airport developments, WA

- The Department is working with Perth Airport on a range of existing and new proposals; there are currently four major development plans (MDPs) at different stages of the assessment process with more on the way. Current plans include: airspace changes for, and the construction and use of, a new runway; new non-aviation-related facilities at the airport; and passenger terminal upgrades. There are substantial and difficult environmental impacts to be managed and this is a major body of work that will continue for at least a further 12 months. The Department is working with Perth Airport Pty Ltd and the Department of Infrastructure, Transport, Cities and Regional Development (DITCRD) on how best to manage cumulative impacts and develop a strategic approach to offsets.
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- The Department meets regularly with Perth Airport Pty Ltd to discuss status and next steps on each MDP.
- On 12 September 2019, the Department received the exposure draft MDP for the Airport West development. A delegate of the Minister determined on 3 December 2019, that advice will be required before the Airport West project can proceed.
- On 20 September 2019, the Department received the draft for the Main Runway project. Advice is expected to be provided to the Department of Infrastructure, Transport, Cities and Regional Development by mid July 2020.
- On 2 April 2020, the exposure draft Major Development Plan for the Airport Central Ground Transport Upgrade Project was validated. On 13 May 2020, a decision that advice is not required under s160 for the Airport Central Ground Transport Upgrade Project was made.
- On 12 June 2020, a draft set of conditions relating to the New Runway Project was shared with Perth Airport Pty Ltd to provide the proponent an opportunity to comment before the final advice is provided to DITCRD. Comments from Perth Airport Pty Ltd were received on 22 June 2020.

Recent Brief: N/A

Electorate: Swan – Steven Irons MP

SES Contact: Greg Manning s22 ; Officer Contact: s22

s22

# Divisional Weekly Report

Contacts:

EAD – Michelle Croker s22

EPD – Jason Mundy s22

ECB – Monica Collins s22

Week ending 10 July 2020

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In the 2 weeks from 25 July – 7 August 2020				
State	EPBC Number	Proposal name	Planned decision date	Decision maker

## s22

Western Australia	2017/8081	Perth Airport, New Runway Project	S160 Advice. Final decision expected by 7 August 2020	Department
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# s22

# s22

## Perth Airport developments, WA

- The Department is working with Perth Airport on a range of existing and new proposals; there are currently four major development plans (MDPs) at different stages of the assessment process with more on the way. Current plans include: airspace changes for, and the construction and use of, a new runway; new non-aviation-related facilities at the airport; and passenger terminal upgrades. There are substantial and difficult environmental impacts to be managed and this is a major body of work that will continue for at least a further 12 months. The Department is working with Perth Airport Pty Ltd and the Department of Infrastructure, Transport, Cities and Regional Development (DITCRD) on how best to manage cumulative impacts and develop a strategic approach to offsets.
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- On 20 September 2019, the Department received the draft for the Main Runway project. Advice is expected to be provided to the Department of Infrastructure, Transport, Cities and Regional Development by mid July 2020.
- On 2 April 2020, the exposure draft Major Development Plan for the Airport Central Ground Transport Upgrade Project was validated. On 13 May 2020, a decision that advice is not required under s160 for the Airport Central Ground Transport Upgrade Project was made.
- On 12 June 2020, a draft set of conditions relating to the New Runway Project was shared with Perth Airport Pty Ltd to provide the proponent an opportunity to comment before the final advice is provided to DITCRD. Comments from Perth Airport Pty Ltd were received on 22 June 2020.
- The Department is continuing to engage with Perth Airport in relation to the proposed conditions.

Recent Brief: N/A

Electorate: Swan – Steven Irons MP

SES Contact: Greg Manning [s22](#) ; Officer Contact: [s22](#)

# s22



# Divisional Weekly Report

Contacts:

- EAD – Michelle Croker s22
- EPD – Jason Mundy s22
- ECB – Monica Collins s22

Week ending 17 July 2020

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## Assessment Decision Dates

List of key EPBC Act Assessment decisions over the following four weeks.

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In the 2 weeks from 1 – 14 August 2020

State	EPBC Number	Proposal name	Planned decision date	Decision maker
Western Australia	2017/8081	Perth Airport, New Runway Project	S160 Advice. Final decision expected by 7 August 2020	Department

# s22

# s22

## Perth Airport developments, WA

- The Department is working with Perth Airport on a range of existing and new proposals; there are currently four major development plans (MDPs) at different stages of the assessment process with more on the way. Current plans include: airspace changes for, and the construction and use of, a new runway; new non-aviation-related facilities at the airport; and passenger terminal upgrades. There are substantial and difficult environmental impacts to be managed and this is a major body of work that will continue for at least a further 12 months. The Department is working with Perth Airport Pty Ltd and the Department of Infrastructure, Transport, Regional Development and Communications (DITRDC) on how best to manage cumulative impacts and develop a strategic approach to offsets.
- Critical historic decisions include: On 2 February 2018, the Minister's delegate decided that the Minister's advice is required on both the new runway airspace project and on the new runway project. On 30 May 2018, Perth Airport Pty Ltd published a preliminary draft MDP for the new runway and invited public comment. On 4 July 2019, an Exposure Draft for the Airport Central project at Perth Airport was provided to the Department for our preliminary views. A delegate of the Minister determined on 2 September 2019 that advice will be required before the Airport Central project could proceed.
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- On 12 September 2019, the Department received the exposure draft MDP for the Airport West development. A delegate of the Minister determined on 3 December 2019, that advice will be required before the Airport West project can proceed.
- On 20 September 2019, the Department received the draft for the Main Runway project. Advice is expected to be provided to the Department of Infrastructure, Transport, Cities and Regional Development by mid July 2020.
- On 2 April 2020, the exposure draft Major Development Plan for the Airport Central Ground Transport Upgrade Project was validated. On 13 May 2020, a decision that advice is not required under s160 for the Airport Central Ground Transport Upgrade Project was made.
- On 12 June 2020, a draft set of conditions relating to the New Runway Project was shared with Perth Airport Pty Ltd to provide the proponent an opportunity to comment before the final advice is provided to DITCRD. Comments from Perth Airport Pty Ltd were received on 22 June 2020.
- The Department is continuing to engage with Perth Airport in relation to the proposed conditions.

Recent Brief: N/A

Electorate: Swan – Steven Irons MP

SES Contact: SES Contact: Chris Videroni s22 ; Officer Contact: s22

# s22

# Divisional Weekly Report

Contacts:

- EAD – Michelle Croker s22
- EPD – Jason Mundy s22
- ECB – Monica Collins s22

Week ending 24 July 2020

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# Assessment Decision Dates

List of key EPBC Act Assessment decisions over the following four weeks.

In the 2 weeks from 25 July to 7 August 2020				
State	EPBC Number	Proposal name	Planned decision date	Decision maker
Western Australia	2017/8081	Perth Airport, Runway Project	New S160 Advice. Final decision expected by 7 August 2020	Department

# s22

## Perth Airport developments, WA

- The Department is working with Perth Airport on a range of existing and new proposals; there are currently four major development plans (MDPs) at different stages of the assessment process with more on the way. Current plans include: airspace changes for, and the construction and use of, a new runway; new non-aviation-related facilities at the airport; and passenger terminal upgrades. There are substantial and difficult environmental impacts to be managed and this is a major body of work that will continue for at least a further 12 months. The Department is working with Perth Airport Pty Ltd and the Department of Infrastructure, Transport, Regional Development and Communications (DITRDC) on how best to manage cumulative impacts and develop a strategic approach to offsets.
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- On 2 April 2020, the exposure draft Major Development Plan for the Airport Central Ground Transport Upgrade Project was validated. On 13 May 2020, a decision that advice is not required under s160 for the Airport Central Ground Transport Upgrade Project was made.
- On 12 June 2020, a draft set of conditions relating to the New Runway Project was shared with Perth Airport Pty Ltd to provide the proponent an opportunity to comment before the final advice is provided to DITCRD. Comments from Perth Airport Pty Ltd were received on 22 June 2020.
- On 17 July 2020, Perth Airport met with the Minister's Office to raise concerns in relation to the conditions proposed by the Department. The Department is continuing to engage with Perth Airport in relation to the proposed conditions.

Recent Brief: N/A

Electorate: Swan – Steven Irons MP

SES Contact: SES Contact: Chris Videroni s22 ; Officer Contact: s22

# s22