

s. 22(1)(a)(ii)

From: s. 22(1)(a)(ii)
Sent: Friday, 7 August 2020 2:10 PM
To: Kim St John; Haydn Sale
Cc: Karen Crews
Subject: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]
Attachments: 2017-8004 Proposed-Decision-Proponent-Letter.pdf; 2017-8004 Proposed-Decision-Notice.pdf

Hi Kim and Haydn,

Please find attached a letter from Ms Kylie Calhoun, a delegate of the Minister for the Environment regarding the proposed decision EPBC 2017/8004 - Shamrock Station Irrigation Project.

The delegate is proposing to approve the project subject to conditions. I would appreciate if you could please provide any comment on the proposed conditions within ten business days.

The letter also seeks confirmation of Argyle Cattle Company's cost recovery exemption status. If this information is not provided within ten business days the delegate may be required to extend the time by which an approval decision must be made.

The information regarding your cost recovery status should clearly set out if the company remains exempt, or, if it is no longer exempt the date at which the status changed. Please note that a business claiming small business status must have aggregated turnover of \$10 million or less (aggregated turnover being defined in the *Income Tax Assessment Act 1997*, as the sum of the annual turnovers of the business, plus entities connected with the business, and entities that are affiliates of the business).

If you have any questions about the attached letter, conditions or the approvals process please don't hesitate to get in touch.

Kind regards,

s. 22(1)(a)(ii)

Acting Assistant Director
Project Assessments West Section 2 | Ph: (02) 6274 ^{s. 22(1)(a)(ii)}

Department of Agriculture, Water and the Environment
Environment Approvals Division
John Gorton Building, King Edward Terrace, Parkes, ACT
GPO Box 858, Canberra ACT 2601

awe.gov.au



EPBC Ref: 2017/8004

Ms Kim St John and Mr Haydn Sale
Argyle Cattle Company
PO Box 3635
Broome WA 6725

Dear Ms St John and Mr Sale

**Invitation to comment on proposed approval decision
Shamrock Station Irrigation Project, West Kimberley Region, Western Australia**

I am writing to you in relation to your proposal to clear native vegetation and abstract up to 9.5 GL of groundwater per annum on Shamrock Station, approximately 64 km south of Broome, Western Australia. I am also seeking further information on Shamrock Station's cost recovery exemption status.

The Proposed Action was referred and assessed under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) for its impacts on:

- National Heritage places (sections 15B & 15C)
- Ramsar wetlands (sections 16 & 17B)
- Listed threatened species and communities (sections 18 & 18A)
- Listed migratory species (sections 20 & 20A)

I am proposing to approve the Proposed Action subject to conditions and my proposed decision of approval is attached. In accordance with the EPBC Act, I invite you to provide comments on my proposed decision of approval, including the conditions which I propose to attach, within 10 business days of the date of this letter.

In regards to cost recovery for Shamrock Station please provide updated information regarding your cost recovery exemption status within 10 business days of the date of this letter. Please note that if confirmation of your status cannot be provided within this time, the Department may be required to extend the time by which an approval decision must be made as per section 130(4) of the EPBC Act.


Please quote the title of the action and EPBC reference 2017/8004, in any correspondence. You can send comments to:

by letter Projects Assessments West Section
 Environment Approvals Division
 Department of Agriculture, Water and the Environment
 GPO Box 858
 CANBERRA ACT 2601

by email **s. 22(1)(a)(ii)** @awe.gov.au

Should you require any further information please contact the project manager, [s. 22\(1\)\(a\)\(ii\)](#), on (02) 6274 [s. 22\(1\)\(a\)\(ii\)](#) or by email to [s. 22\(1\)\(a\)\(ii\)](#) r@awe.gov.au

Yours sincerely



Kylie Calhoun
Assistant Secretary
Assessments WA, SA, NT Branch

6 August 2020



PROPOSED APPROVAL

Shamrock Station Irrigation Project, West Kimberley, WA (EPBC 2017/8004)

This decision is made under sections 130(1) and 133(1) of the *Environment Protection and Biodiversity Conservation Act 1999 (Cth)*. Note that section 134(1A) of the **EPBC Act** applies to this approval, which provides in general terms that if the approval holder authorises another person to undertake any part of the action, the approval holder must take all reasonable steps to ensure that the other person is informed of any conditions attached to this approval, and that the other person complies with any such condition.

Details

Person to whom the approval is granted (approval holder)	Argyle Cattle Company Pty Ltd
ACN or ABN of approval holder	ACN: 613 455 379
Action	To clear native vegetation and abstract up to 9.5 GL of groundwater per annum on Shamrock Station, approximately 64 km south of Broome, Western Australia, to undertake activities to produce irrigated fodder.

Proposed Approval decision

My decisions on whether or not to approve the taking of the action for the purposes of each controlling provision for the action are as follows.

Controlling Provisions

National Heritage values of a National heritage place	
Section 15B	Approve
Section 15C	Approve
Wetlands of international importance	
Section 16	Approve
Section 17B	Approve
Listed Threatened Species and Communities	
Section 18	Approve
Section 18A	Approve
Listed migratory species	
Section 20	Approve
Section 20A	Approve

Period for which the approval has effect

This approval has effect until 31 December 2060

Decision-maker

Name and position

Kylie Calhoun
Assistant Secretary of Assessments WA, SA, NT Branch
Department of Agriculture, Water and the Environment

Signature

PROPOSED DECISION DO NOT SIGN

Date of decision

PROPOSED DECISION - DO NOT DATE

Conditions of approval

This approval is subject to the conditions under the EPBC Act as set out in ANNEXURE A.

ANNEXURE A – CONDITIONS OF APPROVAL

Part A – Conditions specific to the action

1. For the protection of **EPBC Act** listed threatened species and communities including the Greater Bilby (*Macrotis lagotis*) the approval holder must not:
 - a. **clear** more than 650 hectares of vegetation, or
 - b. **disturb**, through grazing, more than 550 hectares (not including the area **cleared**) within the project area shown at Attachment A.
2. For the protection of **EPBC Act** listed threatened species and communities including the Greater Bilby (*Macrotis lagotis*) the approval holder must commence implementing the **Operational Environmental Management Plan** prior to the **commencement of the action** and continue to implement the **Operational Environmental Management Plan**, or a revised version approved by the **Minister** in accordance with condition 3 or condition 17-22, for the rest of the life of this approval.
3. To compensate for residual significant impacts to the Greater Bilby (*Macrotis lagotis*), within 12 months of the implementation of the **Operational Environmental Management Plan**, the approval holder must undertake an annual review of this document, and within 40 **business days** of the completion of this review, the approval holder must submit for the **Minister's** approval a revised **Operational Environmental Management Plan**, which addresses the following commitments:
 - a. if after a minimum of four consecutive years, feral cats (*Felis catus*) and foxes (*Vulpes vulpes*) have been demonstrated to be absent from the **control area**, surveillance monitoring, capable of detecting if any individual of these species has returned to the **control area**, must be conducted at least once every two years; and
 - b. if subsequently, surveillance monitoring (as required under condition 3a) detects feral cats (*Felis catus*) and/or foxes (*Vulpes vulpes*) within the **control area**, annual control and monitoring measures, undertaken in accordance with the **program methods**, must be resumed for at least 20 years or until both feral species have again been demonstrated to be absent for a minimum of four consecutive years.

The approved revised **Operational Environmental Management Plan** must be implemented.

4. For the protection of **EPBC Act** listed threatened species and communities, listed migratory species, wetlands of international importance and the listed heritage values of a National Heritage Place, the approval holder must commence implementing the **Detailed Water Resource Operating Strategy** prior to the **commencement of the action** and continue to implement the **Detailed Water Resource Operating Strategy** for the life of this approval.

Part B – Standard administrative conditions

Notification of date of commencement of the action

5. The approval holder must notify the **Department** in writing of the date of **commencement of the action** within 10 **business days** after the date of **commencement of the action**.
6. If the **commencement of the action** does not occur within 5 years from the date of this approval, then the approval holder must not **commence the action** without the prior written agreement of the **Minister**.

Compliance records

7. The approval holder must maintain accurate and complete **compliance records**.

8. If the **Department** makes a request in writing, the approval holder must provide electronic copies of **compliance records** to the **Department** within the timeframe specified in the request.

Note: **Compliance records** may be subject to audit by the **Department** or an independent auditor in accordance with section 458 of the **EPBC Act**, and or used to verify compliance with the conditions. Summaries of the result of an audit may be published on the **Department's** website or through the general media.

Preparation and publication of plans

9. The approval holder must:
- submit **plans** electronically to the **Department**;
 - publish each **plan** on the **website** within 20 **business days** of the date of this approval decision, or the date the **plan** is approved by the **Minister**, unless otherwise agreed to in writing by the **Minister**;
 - exclude or redact **sensitive ecological data** from **plans** published on the **website** or provided to a member of the public; and
 - keep **plans** published on the **website** until the end date of this approval.
10. The approval holder must ensure that any **monitoring data** (including **sensitive ecological data**), surveys, maps, and other spatial and metadata required under a **plan**, is prepared in accordance with the **Department's Guidelines for biological survey and mapped data** (2018) and submitted electronically to the **Department** within one month of that **monitoring data** being collected.

Annual compliance reporting

11. The approval holder must prepare a **compliance report** for each 12 month period following the date of **commencement of the action**, or otherwise in accordance with an annual date that has been agreed to in writing by the **Minister**. The approval holder must:
- publish each **compliance report** on the **website** within 60 **business days** following the relevant 12 month period;
 - notify the **Department** by email that a **compliance report** has been published on the **website** and provide the weblink for the **compliance report** within five **business days** of the date of publication;
 - keep all **compliance reports** publicly available on the **website** until this approval expires;
 - exclude or redact **sensitive ecological data** from **compliance reports** published on the **website**; and
 - where any **sensitive ecological data** has been excluded from the version published, submit the full **compliance report** to the **Department** within 5 **business days** of publication.

Note: **Compliance reports** may be published on the **Department's** website.

Reporting non-compliance

12. The approval holder must notify the **Department** in writing of any: **incident**; non-compliance with the conditions; or non-compliance with the commitments made in **plans**. The notification must be given as soon as practicable, and no later than two **business days** after becoming aware of the **incident** or non-compliance. The notification must specify:
- any condition which is or may be in breach;
 - a short description of the **incident** and/or non-compliance; and
 - the location (including co-ordinates), date, and time of the **incident** and/or non-compliance. In the event the exact information cannot be provided, provide the best information available.

13. The approval holder must provide to the **Department** the details of any **incident** or non-compliance with the conditions or commitments made in **plans** as soon as practicable and no later than **10 business days** after becoming aware of the **incident** or non-compliance, specifying:
 - a. any corrective action or investigation which the approval holder has already taken or intends to take in the immediate future;
 - b. the potential impacts of the **incident** or non-compliance; and
 - c. the method and timing of any remedial action that will be undertaken by the approval holder.

Independent audit

14. The approval holder must ensure that **independent audits** of compliance with the conditions are conducted for the 12 month period from the date of this approval and for every subsequent 12 month period.
15. For each **independent audit**, the approval holder must:
 - a. provide the name and qualifications of the independent auditor and the draft audit criteria to the **Department**;
 - b. only commence the **independent audit** once the audit criteria have been approved in writing by the **Department**; and
 - c. submit an audit report to the **Department** within the timeframe specified in the approved audit criteria.
16. The approval holder must publish the audit report on the **website** within **10 business days** of receiving the **Department's** approval of the audit report and keep the audit report published on the **website** until the end date of this approval.

Revision of action management plans

17. The approval holder may, at any time, apply to the **Minister** for a variation to an action management plan submitted as part of the assessment documentation for the action and required to be implemented under this approval, or as subsequently revised in accordance with these conditions, by submitting an application in accordance with the requirements of section 143A of the **EPBC Act**. If the **Minister** approves a revised action management plan (RAMP) then, from the date specified, the approval holder must implement the RAMP in place of the previous action management plan.
18. The approval holder may choose to revise an action management plan required to be implemented under this approval, or as subsequently revised in accordance with these conditions, without submitting it for approval under section 143A of the **EPBC Act**, if the taking of the action in accordance with the RAMP would not be likely to have a **new or increased impact**.
19. If the approval holder makes the choice under condition 18 to revise an action management plan without submitting it for approval, the approval holder must:
 - a. notify the **Department** in writing that the approved action management plan has been revised and provide the **Department** with:
 - i. an electronic copy of the RAMP;
 - ii. an electronic copy of the RAMP marked up with track changes to show the differences between the approved action management plan and the RAMP;
 - iii. an explanation of the differences between the approved action management plan and the RAMP;
 - iv. the reasons the approval holder considers that taking the action in accordance with the RAMP would not be likely to have a **new or increased impact**; and

- v. written notice of the date on which the approval holder will implement the RAMP (RAMP implementation date), being at least 20 **business days** after the date of providing notice of the revision of the action management plan, or a date agreed to in writing with the **Department**.
 - b. subject to condition 21, implement the RAMP from the RAMP implementation date.
20. The approval holder may revoke their choice to implement a RAMP under condition 18 at any time by giving written notice to the **Department**. If the approval holder revokes the choice under condition 18, the approval holder must implement the action management plan in force immediately prior to the revision undertaken under condition 18.
21. If the **Minister** gives a notice to the approval holder that the **Minister** is satisfied that the taking of the action in accordance with the RAMP would be likely to have a **new or increased impact**, then:
- a. condition 18 does not apply, or ceases to apply, in relation to the RAMP; and
 - b. the approval holder must implement the action management plan specified by the **Minister** in the notice.
22. At the time of giving the notice under condition 21, the **Minister** may also notify that for a specified period of time, condition 18 does not apply for one or more specified action management plans.

Note: conditions 18, 19, 20, and 21 are not intended to limit the operation of section 143A of the **EPBC Act** which allows the approval holder to submit a revised action management plan, at any time, to the **Minister** for approval.

Completion of the action

23. Within 30 days after the **completion of the action**, the approval holder must notify the **Department** in writing and provide **completion data**.

Part C - Definitions

In these conditions, except where contrary intention is expressed, the following definitions are used:

Business day means a day that is not a Saturday, a Sunday or a public holiday in the state or territory of the action.

Clear/Clearing means the cutting down, felling, thinning, logging, removing, killing, destroying, poisoning, ringbarking, uprooting or burning of vegetation (but not including weeds – see the *Australian weeds strategy 2017 to 2027* for further guidance, available from: <http://www.agriculture.gov.au/pests-diseases-weeds/pest-animals-and-weeds/review-aus-pest-animal-weed-strategy/aus-weeds-strategy>).

Cleared area/s means an area/s (in hectares) within the project area where loss or long-term modification of habitat has occurred.

Commence and **Commencement of the action** means the first instance of any specified activity associated with the action including **clearing** and **construction**. **Commencement of the action** does not include minor physical disturbance necessary to:

- i. undertake pre-clearance surveys or monitoring programs;
- ii. install signage and /or temporary fencing to prevent unapproved use of the project area;
- iii. protect environmental and property assets from fire, weeds and pests, including erection of temporary fencing, and maintenance of existing surface access tracks;
- iv. install temporary site facilities for persons undertaking pre-commencement activities so long as these are located where they have no impact on the **protected matters**; and

- v. undertaking any geotechnical or hydrological investigations provided they cause only minor physical disturbance.

Completion data means an environmental report and spatial data clearly detailing how the conditions of this approval have been met. This information must also include actual total **cleared area/s** and total area and type of Greater Bilby habitat **cleared** within the project area, shown at Attachment A. The **Department's** preferred spatial data format is **shapefile**.

Completion of the action means all specified activities associated with the action, including feral animal management programs, have permanently ceased.

Compliance records means all documentation or other material in whatever form required to demonstrate compliance with the conditions of approval in the approval holder's possession or that are within the approval holder's power to obtain lawfully.

Compliance reports means written reports:

- i. providing accurate and complete details of compliance, **incidents**, and non-compliance with the conditions and the **plans**;
- ii. consistent with the **Department's Annual Compliance Report Guidelines (2014)**, found at: <https://www.environment.gov.au/epbc/publications/annual-compliance-report-guidelines>;
- iii. include a **shapefile** of any clearance of any **protected matters**, or their habitat, undertaken within the relevant 12 month period; and
- iv. annexing a schedule of all **plans** prepared and in existence in relation to the conditions during the relevant 12 month period.

Construction means the erection of a building or structure that is or is to be fixed to the ground and wholly or partially fabricated on-site; the alteration, maintenance, repair or demolition of any building or structure; preliminary site preparation work which involves breaking of the ground (including pile driving); the laying of pipes and other prefabricated materials in the ground, and any associated excavation work; but excluding the installation of temporary fences, signage and site facilities for persons undertaking pre-commencement activities so long as these are located where they have no impact on the **protected matters**.

Control area is as defined in the **Operational Environmental Management Plan**.

Department means the Australian Government agency responsible for administering the **EPBC Act**.

Detailed Water Resource Operating Strategy is the document titled '*Detailed Water Resource Operating Strategy Shamrock Station Irrigation Project – Stage 1 Development*' and dated 16 July 2019 and provided to the **Department** as part of the finalised preliminary documentation.

Disturb means undertaking any activity which would damage, degrade or interfere with vegetation (but not including weeds – see the *Australian weeds strategy 2017 to 2027* for further guidance, available from: <http://www.agriculture.gov.au/pests-diseases-weeds/pest-animals-and-weeds/review-aus-pest-animal-weed-strategy/aus-weeds-strategy>).

EPBC Act means the *Environment Protection and Biodiversity Conservation Act 1999* (Cth).

Incident means any event which has the potential to, or does, impact on one or more **protected matter(s)**.

Independent audit: means an audit conducted by an independent and **suitably qualified person** as detailed in the *Environment Protection and Biodiversity Conservation Act 1999 Independent Audit and Audit Report Guidelines (2019)*, available from: <http://www.environment.gov.au/epbc/publications/independent-audit-report-guidelines>.

Monitoring data means the data required to be recorded under the conditions of this approval.

Minister means the Australian Government Minister administering the **EPBC Act** including any delegate thereof.

New or increased impact means a new or increased environmental impact or risk relating to any **protected matter**, when compared to the likely impact of implementing the action management plan that is required to be implemented under this approval, including any subsequent revisions approved by the **Minister**, as outlined in the *Guidance on 'New or Increased Impact' relating to changes to approved management plans under EPBC Act environmental approvals (2017)*, available from: <http://www.environment.gov.au/epbc/publications/new-increased-impact-guidance>.

Operational Environmental Management Plan is the document titled *'Shamrock Station Irrigation Project Operational Environmental Management Plan'* and dated 16 March 2020 and provided to the **Department** as part of the finalised preliminary documentation.

Plan(s) means any of the documents required to be prepared, approved by the **Minister**, implemented by the approval holder and/or published on the **website** in accordance with these conditions (includes action management plans and/or strategies).

Program methods are the methods used to undertake the introduced animal monitoring and control program as specified in the **Operational Environmental Management Plan**.

Protected matter means a matter protected under a controlling provision in Part 3 of the **EPBC Act** for which this approval has effect.

Sensitive ecological data means data as defined in the Australian Government Department of the Environment (2016) *Sensitive Ecological Data – Access and Management Policy V1.0*, available from: <http://www.environment.gov.au/about-us/environmental-information-data/information-policy/sensitive-ecological-data-access-and-management-policy>.

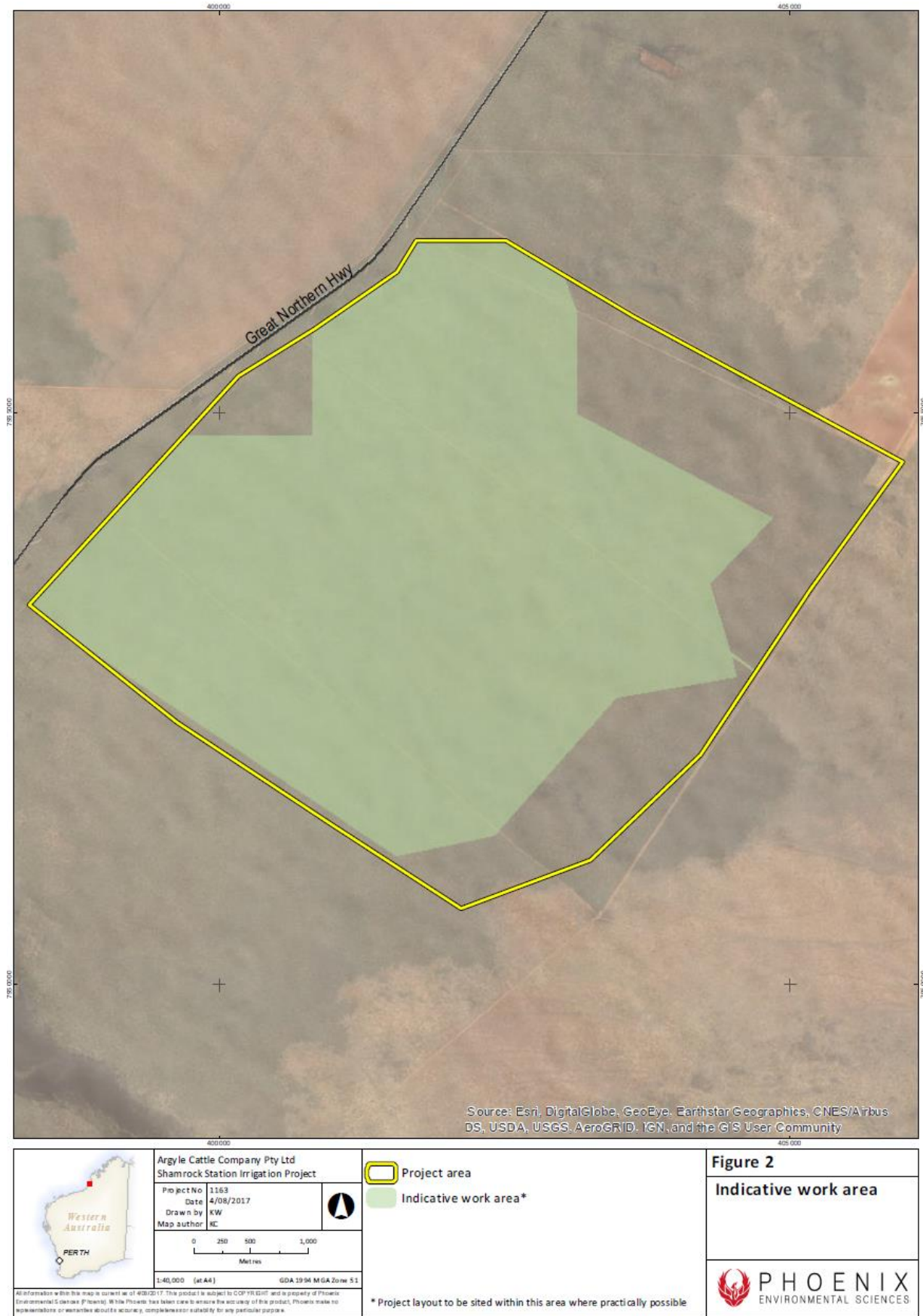
Shapefile means location and attribute information of the action provided in an Esri shapefile format. Shapefiles must contain '.shp', '.shx', '.dbf' files and a '.prj' file that specifies the projection/geographic coordinate system used. Shapefiles must also include an '.xml' metadata file that describes the shapefile for discovery and identification purposes.

Suitably qualified person means a person who has professional qualifications, training, skills and/or experience related to the nominated subject matter and can give authoritative independent assessment, advice and analysis on performance relative to the subject matter using the relevant protocols, standards, methods and/or literature.

Website means a set of related web pages located under a single domain name attributed to the approval holder and available to the public.

ATTACHMENTS

1. Attachment A



s. 22(1)(a)(ii)

From: Kim St John <argylecattleco@outlook.com>
Sent: Monday, 17 August 2020 6:29 PM
To: s. 22(1)(a)(ii) ; Haydn Sale
Cc: Karen Crews
Subject: RE: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]
Attachments: Response to Proposed Decision.pdf; Turnover Calculations.xls
Follow Up Flag: Follow up
Flag Status: Completed

Hi s. 22(1)(a)(ii),

Thank you for your email and letter from Ms Kylie Calhoun. Please see attached letter in response plus excel attachment relating to the cost recovery status, detailing and the date of 15th Aug 2019 when our aggregated turnover exceeded \$10 million.

Please could you forward the invoice for the fees that are due so that our payment can be arranged asap, before the due date for the approval documentation being issued?

Look forward to hearing from you,

Kind regards,
 Kim

From: s. 22(1)(a)(ii) @awe.gov.au>
Sent: Friday, 7 August 2020 12:10 PM
To: Kim St John <argylecattleco@outlook.com>; Haydn Sale <s. 47F(1) >
Cc: Karen Crews <s. 47F(1) >
Subject: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]

Hi Kim and Haydn,

Please find attached a letter from Ms Kylie Calhoun, a delegate of the Minister for the Environment regarding the proposed decision EPBC 2017/8004 - Shamrock Station Irrigation Project.

The delegate is proposing to approve the project subject to conditions. I would appreciate if you could please provide any comment on the proposed conditions within ten business days.

The letter also seeks confirmation of Argyle Cattle Company's cost recovery exemption status. If this information is not provided within ten business days the delegate may be required to extend the time by which an approval decision must be made.

The information regarding your cost recovery status should clearly set out if the company remains exempt, or, if it is no longer exempt the date at which the status changed. Please note that a business claiming small business status must have aggregated turnover of \$10 million or less (aggregated turnover being defined in the *Income Tax Assessment Act 1997*, as the sum of the annual turnovers of the business, plus entities connected with the business, and entities that are affiliates of the business).

If you have any questions about the attached letter, conditions or the approvals process please don't hesitate to get in touch.

Kind regards,

s. 22(1)(a)(ii)

Acting Assistant Director
Project Assessments West Section 2 | Ph: (02) 6274 ^{s. 22(1)(a)(ii)}

Department of Agriculture, Water and the Environment
Environment Approvals Division
John Gorton Building, King Edward Terrace, Parkes, ACT
GPO Box 858, Canberra ACT 2601

awe.gov.au



Projects Assessments West Section
Environment Approvals Division
Department of Agriculture, Water and the Environment
GPO Box 858
Canberra ACT 2601

17th August 2020

RE: Shamrock Station Irrigation Project 2017/8004

Dear Ms Calhoun,

Thank you for your letter dated 6th August 2020 with the proposed decision of approval.

We have reviewed the proposed approval conditions and would like to confirm that we are happy with them as they stand.

In regard to cost recovery on 15th August 2019 our turnover exceeded \$10,000,000. Please see attached schedule of income for the 2019 year and a breakdown of our August turnover.

If you could please issue an invoice for the cost recovery, we will arrange to pay this immediately to prevent any delay or impact to the current approval timeframe.

Regards,

A handwritten signature in black ink that reads "Haydn Sale".

Haydn Sale
General Manager

ARGYLE CATTLE COMPANY

08 9192 3312 - PO Box 3635 Broome WA 6725 - argylecattleco@outlook.com

MOOLA BULLA STATION - MT AMHURST STATION - BEEFWOOD PARK STATION - SHAMROCK STATION

Profit and Loss
Argyle Cattle Company Pty Ltd
For the month ended 31 December 2019

	Dec-19	Nov-19	Oct-19	Sep-19	Aug-19	Jul-19	Jun-19	May-19	Apr-19	Mar-19	Feb-19	Jan-19	Total	YTD	
Income															
Livestock Rebate	\$22,879.07	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$22,879.07	\$22,879.07
Sales - Cattle	\$0.00	\$17,340.00	\$329.51	\$576,240.97	\$1,702,427.20	\$963,121.10	\$3,124,461.94	\$4,006,552.14	\$706,339.20	\$1,442.00	\$0.00	\$0.00	\$0.00	\$11,098,254.06	\$11,098,254.06
Total Income	\$22,879.07	\$17,340.00	\$329.51	\$576,240.97	\$1,702,427.20	\$963,121.10	\$3,124,461.94	\$4,006,552.14	\$706,339.20	\$1,442.00	\$0.00	\$0.00	\$0.00	\$11,121,133.13	\$11,121,133.13

Turnover exceeded \$10,000,000 from August 2019 **\$10,504,343.58**

Turnover hit \$10,000,000 from 15th August 2019 (see sheet 2) \$ 10,020,345.68

Sales - Cattle Transactions
Argyle Cattle Company Pty Ltd
From 1 Aug 2019 to 31 Aug 2019

Date	Type	Transaction	Reference	Debit	Credit	
14/08/2019	INV	Elders (Moola Bulla) - 4 steers	INV-0207		\$3,512.60	
14/08/2019	INV	Elders (Moola Bulla) - 46 bulls	INV-0207		\$42,406.00	
15/08/2019	INV	Elders (Beefwood) - 191 steers	INV-0208		\$148,419.00	
15/08/2019	INV	Elders (Beefwood) - 95 steers	INV-0208		\$72,252.00	
15/08/2019	INV	Elders (Beefwood) - 144 steers	INV-0208		\$117,106.50	
15/08/2019	INV	Elders (Beefwood) - 48 steers	INV-0208		\$36,909.00	
15/08/2019	INV	Elders (Beefwood) - 7 steers	INV-0208		\$8,011.50	
15/08/2019	INV	Elders (Beefwood) - 91 steers	INV-0208		\$91,425.00	
15/08/2019	INV	Elders (Beefwood) - 78 steers	INV-0208		\$79,049.50	
15/08/2019	INV	Elders (Beefwood) - 33 bulls	INV-0208		\$39,785.50	
15/08/2019	INV	Elders (Moola Bulla) - 256 heifer	INV-0209		\$203,632.50	
15/08/2019	INV	Elders (Moola Bulla) - 55 bulls	INV-0209		\$48,780.00	
15/08/2019	INV	Elders (Moola Bulla) - 303 heifer	INV-0209		\$210,420.90	
15/08/2019	INV	Elders (Moola Bulla) - 79 heifers	INV-0209		\$51,832.80	
15/08/2019	INV	Elders (Moola Bulla) - 7 steers	INV-0209		\$7,521.50	
15/08/2019	INV	Elders (Moola Bulla) - 54 bulls	INV-0209		\$57,365.00	\$1,218,429.30
15/08/2019	INV	Elders (Moola Bulla) - 36 steers	INV-0209		\$35,139.00	
15/08/2019	INV	Elders (Moola Bulla) - 26 bulls	INV-0209		\$32,571.00	
30/08/2019	INV	Elders (Shamrock) - 432 heifers	INV-0210		\$299,352.00	
30/08/2019	INV	Elders (Shamrock) - 1 bull	INV-0210		\$896.00	
30/08/2019	INV	Elders (Shamrock) - 8 bulls	INV-0210		\$8,497.50	
30/08/2019	INV	Elders (Shamrock) - 22 steers	INV-0210		\$17,415.00	
30/08/2019	INV	Elders (Shamrock) - 17 cows	INV-0210		\$11,611.00	
30/08/2019	INV	Elders (Shamrock) - 12 bulls	INV-0210		\$24,863.40	
30/08/2019	INV	Elders (Shamrock) - 53 steers	INV-0210		\$46,939.50	
30/08/2019	INV	Elders (Shamrock) - 13 cows	INV-0210		\$6,713.50	
Total					\$1,702,427.20	
31/08/2019		Balance			\$1,702,427.20	

s. 22(1)(a)(ii)

From: s. 22(1)(a)(ii)
Sent: Wednesday, 19 August 2020 12:49 PM
To: Kim St John; Haydn Sale
Cc: Karen Crews; s. 22(1)(a)(ii)
Subject: RE: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]
Attachments: 2017-8004 Referral-Invoice-0018038882_0120_2021.pdf; 2017-8004 Referral-Invoice-0018038883_0120_2021.pdf; 2017-8004 Referral-Invoice-0018038881_0120_2021.pdf

Hi Kim,

Please find attached invoices for stages 2 through 4 of the assessment for EPBC 2017/8004 - Shamrock Station Irrigation Project.

As the referral decision and stage 1 were completed prior to your change in circumstance you remain exempt from those fees.

I would appreciate if you could please pay the outstanding fees in individual transactions to allow our system to better track the payment, however, if you have a business reason which precludes this please let me know so that I can manage the records accordingly.

The payment of these fees will essentially restart the statutory deadline by which time a decision must be made, however, the Department is committed to making timely decisions so I will endeavour to have the briefing documents before the delegate for her consideration as quickly as possible.

If you have any further questions please don't hesitate to get in touch.

Kind regards

s. 22(1)(a)(ii)

Acting Assistant Director
 Project Assessments West Section 2 | Ph: (02) 6274 ^{s. 22(1)(a)(ii)}

Department of Agriculture, Water and the Environment
 Environment Approvals Division
 John Gorton Building, King Edward Terrace, Parkes, ACT
 GPO Box 858, Canberra ACT 2601

awe.gov.au

From: Kim St John <argylecattleco@outlook.com>
Sent: Monday, 17 August 2020 6:29 PM
To: s. 22(1)(a)(ii) @environment.gov.au>; Haydn Sale <s. 47F(1) >
Cc: Karen Crews <s. 47F(1) >
Subject: RE: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]

Hi s. 22(1)(a)(ii),

Thank you for your email and letter from Ms Kylie Calhoun. Please see attached letter in response plus excel attachment relating to the cost recovery status, detailing and the date of 15th Aug 2019 when our aggregated turnover exceeded \$10 million.

Please could you forward the invoice for the fees that are due so that our payment can be arranged asap, before the due date for the approval documentation being issued?

Look forward to hearing from you,

Kind regards,
Kim

From: s. 22(1)(a)(ii) <[REDACTED]@awe.gov.au>
Sent: Friday, 7 August 2020 12:10 PM
To: Kim St John <argylecattleco@outlook.com>; Haydn Sale <s. 47F(1) >
Cc: Karen Crews <s. 47F(1) >
Subject: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]

Hi Kim and Haydn,

Please find attached a letter from Ms Kylie Calhoun, a delegate of the Minister for the Environment regarding the proposed decision EPBC 2017/8004 - Shamrock Station Irrigation Project.

The delegate is proposing to approve the project subject to conditions. I would appreciate if you could please provide any comment on the proposed conditions within ten business days.

The letter also seeks confirmation of Argyle Cattle Company's cost recovery exemption status. If this information is not provided within ten business days the delegate may be required to extend the time by which an approval decision must be made.

The information regarding your cost recovery status should clearly set out if the company remains exempt, or, if it is no longer exempt the date at which the status changed. Please note that a business claiming small business status must have aggregated turnover of \$10 million or less (aggregated turnover being defined in the *Income Tax Assessment Act 1997*, as the sum of the annual turnovers of the business, plus entities connected with the business, and entities that are affiliates of the business).

If you have any questions about the attached letter, conditions or the approvals process please don't hesitate to get in touch.

Kind regards,

s. 22(1)(a)(ii)

Acting Assistant Director
Project Assessments West Section 2 | Ph: (02) 6274 [REDACTED]

Department of Agriculture, Water and the Environment
Environment Approvals Division
John Gorton Building, King Edward Terrace, Parkes, ACT
GPO Box 858, Canberra ACT 2601

awe.gov.au



Australian Government
**Department of Agriculture,
 Water and the Environment**

Tax Invoice

Page: 1 of 1

Invoice Date : 18 August 2020
 Invoice No. : 18038881
 Your Account No. : 55168
 Our ABN : 34190894983
 Date Printed : 18 August 2020

ARGYLE CATTLE COMPANY PTY LTD
 PO Box 3635
 BROOME WA 6725

For enquiries please contact: Accounts on (02) 6274 2930,
 or via email: accountshelpdesk@awe.gov.au

Item Description	Qty	Unit	Unit Price	Line Total
Stage 2 Fee EPBC 2017/8004	1	EA	\$0.00	\$16,950.00
Total Out of Scope Supplies				\$16,950.00

Total Amount Owning:**\$16,950.00******* Total Amount Owning Includes GST of:****\$0.00**

Attn: Kim St John
 Stage 2 Fee
 EPBC 2017/8004

Project Name: Shamrock Station Irrigation Project, west Kimberley region, WA

PAYMENT ADVICE**TOTAL AMOUNT \$16,950.00****PAYMENT DUE WITHIN 30 DAYS**

ARGYLE CATTLE COMPANY PTY LTD

Invoice Date : 18 August 2020
 Invoice No : 18038881
 Company Code : 0120
 Account No. : 55168

Credit Card Visit www.environment.gov.au/payments to make a secure credit card payment
 A surcharge fee applies to credit card payments



Biller Code: 980318
Ref: 05516800180388814

Telephone & Internet Banking – BPAY®

Contact your bank or financial institution to make this payment from your cheque, savings, debit or transaction account.
 More info: www.bpay.com.au

Direct Deposit

Payment details: BSB: 092009
 Account: 115859
 Reference: 18038881

Cheque

Forward this payment advice and cheque to:
The Collector of Public Monies
 Department of Agriculture, Water and the Environment
 GPO Box 787
 Canberra ACT 2601



Australian Government
**Department of Agriculture,
 Water and the Environment**

Tax Invoice

Page: 1 of 1

Invoice Date : 18 August 2020
 Invoice No. : 18038882
 Your Account No. : 55168
 Our ABN : 34190894983
 Date Printed : 18 August 2020

ARGYLE CATTLE COMPANY PTY LTD
 PO Box 3635
 BROOME WA 6725

For enquiries please contact: Accounts on (02) 6274 2930,
 or via email: accountshelpdesk@awe.gov.au

Item Description	Qty	Unit	Unit Price	Line Total
Stage 3 Fee EPBC 2017/8004	1	EA	\$0.00	\$16,285.00
Total Out of Scope Supplies				\$16,285.00

Total Amount Owning:**\$16,285.00******* Total Amount Owning Includes GST of:****\$0.00**

Attn: Kim St John
 Stage 3 Fee
 EPBC 2017/8004

Project Name: Shamrock Station Irrigation Project, west Kimberley region, WA

PAYMENT ADVICE**TOTAL AMOUNT \$16,285.00****PAYMENT DUE WITHIN 30 DAYS**

ARGYLE CATTLE COMPANY PTY LTD

Invoice Date : 18 August 2020
 Invoice No : 18038882
 Company Code : 0120
 Account No. : 55168

Credit Card Visit www.environment.gov.au/payments to make a secure credit card payment
 A surcharge fee applies to credit card payments



Biller Code: 980318
Ref: 05516800180388820

Telephone & Internet Banking – BPAY®

Contact your bank or financial institution to make this payment from your cheque, savings, debit or transaction account.
 More info: www.bpay.com.au

Direct Deposit

Payment details: BSB: 092009
 Account: 115859
 Reference: 18038882

Cheque

Forward this payment advice and cheque to:
The Collector of Public Monies
 Department of Agriculture, Water and the Environment
 GPO Box 787
 Canberra ACT 2601



Australian Government
**Department of Agriculture,
 Water and the Environment**

Tax Invoice

Page: 1 of 1

Invoice Date : 18 August 2020
 Invoice No. : 18038883
 Your Account No. : 55168
 Our ABN : 34190894983
 Date Printed : 18 August 2020

ARGYLE CATTLE COMPANY PTY LTD
 PO Box 3635
 BROOME WA 6725

For enquiries please contact: Accounts on (02) 6274 2930,
 or via email: accountshelpdesk@awe.gov.au

Item Description	Qty	Unit	Unit Price	Line Total
Stage 4 Fee EPBC 2017/8004	1	EA	\$0.00	\$40,606.00
Total Out of Scope Supplies				\$40,606.00

Total Amount Owning:**\$40,606.00******* Total Amount Owning Includes GST of:****\$0.00**

Attn: Kim St John
 Stage 4 Fee
 EPBC 2017/8004

Project Name: Shamrock Station Irrigation Project, west Kimberley region, WA

PAYMENT ADVICE**TOTAL AMOUNT \$40,606.00****PAYMENT DUE WITHIN 30 DAYS**

ARGYLE CATTLE COMPANY PTY LTD

Invoice Date : 18 August 2020
 Invoice No : 18038883
 Company Code : 0120
 Account No. : 55168

Credit Card

Visit www.environment.gov.au/payments to make a secure credit card payment

A surcharge fee applies to credit card payments



Biller Code: 980318
Ref: 05516800180388836

Telephone & Internet Banking – BPAY®

Contact your bank or financial institution to make this payment from your cheque, savings, debit or transaction account.
 More info: www.bpay.com.au

Direct Deposit

Payment details: BSB: 092009
 Account: 115859
 Reference: 18038883

Cheque

Forward this payment advice and cheque to:
The Collector of Public Monies
 Department of Agriculture, Water and the Environment
 GPO Box 787
 Canberra ACT 2601

s. 22(1)(a)(ii)

From: Kim St John <argylecattleco@outlook.com>
Sent: Wednesday, 19 August 2020 1:12 PM
To: **s. 22(1)(a)(ii)**
Cc: Karen Crews; **s. 22(1)(a)(ii)**
Subject: RE: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]

Hi **s. 22(1)(a)(ii)**,

Thank you for forwarding the invoices, I will send these off for payment and let you know as soon as they have gone through.

Appreciate your assistance in continuing to process the application as quickly as possible,

Kind regards,

Kim

From: **s. 22(1)(a)(ii)** <[redacted]@awe.gov.au>
Sent: Wednesday, 19 August 2020 10:49 AM
To: Kim St John <argylecattleco@outlook.com>; Haydn Sale <**s. 47F(1)**>
Cc: Karen Crews <**s. 47F(1)**> <[redacted]u>; **s. 22(1)(a)(ii)** <[redacted]@environment.gov.au>; **s. 22(1)(a)(ii)** <[redacted]@environment.gov.au>
Subject: RE: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]

Hi Kim,

Please find attached invoices for stages 2 through 4 of the assessment for EPBC 2017/8004 - Shamrock Station Irrigation Project.

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I would appreciate if you could please pay the outstanding fees in individual transactions to allow our system to better track the payment, however, if you have a business reason which precludes this please let me know so that I can manage the records accordingly.

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If you have any further questions please don't hesitate to get in touch.

Kind regards

s. 22(1)(a)(ii)

Acting Assistant Director

Project Assessments West Section 2 | Ph: (02) 6274 **s. 22(1)(a)(ii)**

Department of Agriculture, Water and the Environment
 Environment Approvals Division
 John Gorton Building, King Edward Terrace, Parkes, ACT
 GPO Box 858, Canberra ACT 2601

awe.gov.au

From: Kim St John <argylecattleco@outlook.com>
Sent: Monday, 17 August 2020 6:29 PM
To: s. 22(1)(a)(ii) <r@environment.gov.au>; Haydn Sale <s. 47F(1)>
Cc: Karen Crews <s. 47F(1)>
Subject: RE: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]

Hi s. 22(1)(a)(ii),

Thank you for your email and letter from Ms Kylie Calhoun. Please see attached letter in response plus excel attachment relating to the cost recovery status, detailing and the date of 15th Aug 2019 when our aggregated turnover exceeded \$10 million.

Please could you forward the invoice for the fees that are due so that our payment can be arranged asap, before the due date for the approval documentation being issued?

Look forward to hearing from you,

Kind regards,
Kim

From: s. 22(1)(a)(ii) <[s.22\(1\)\(a\)\(ii\)@awe.gov.au](mailto:s.22(1)(a)(ii)@awe.gov.au)>
Sent: Friday, 7 August 2020 12:10 PM
To: Kim St John <argylecattleco@outlook.com>; Haydn Sale <s. 47F(1)>
Cc: Karen Crews <s. 47F(1)>
Subject: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]

Hi Kim and Haydn,

Please find attached a letter from Ms Kylie Calhoun, a delegate of the Minister for the Environment regarding the proposed decision EPBC 2017/8004 - Shamrock Station Irrigation Project.

The delegate is proposing to approve the project subject to conditions. I would appreciate if you could please provide any comment on the proposed conditions within ten business days.

The letter also seeks confirmation of Argyle Cattle Company's cost recovery exemption status. If this information is not provided within ten business days the delegate may be required to extend the time by which an approval decision must be made.

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If you have any questions about the attached letter, conditions or the approvals process please don't hesitate to get in touch.

Kind regards,

s. 22(1)(a)(ii)

Acting Assistant Director
Project Assessments West Section 2 | Ph: (02) 6274 s. 22(1)(a)(ii)

Department of Agriculture, Water and the Environment
Environment Approvals Division
John Gorton Building, King Edward Terrace, Parkes, ACT
GPO Box 858, Canberra ACT 2601

awe.gov.au

s. 22(1)(a)(ii)

From: Kim St John <argylecattleco@outlook.com>
Sent: Thursday, 20 August 2020 5:15 PM
To: s. 22(1)(a)(ii)
Cc: s. 22(1)(a)(ii)
Subject: RE: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]

Hi s. 22(1)(a)(ii),

Hope that your week is going well. The invoices were all paid yesterday afternoon and I believe that they went through as 3x separate payments.

Any issues please let me know,

Thanks,

Kim

From: s. 22(1)(a)(ii) @awe.gov.au
Sent: Wednesday, 19 August 2020 10:49 AM
To: Kim St John <argylecattleco@outlook.com>; Haydn Sale <s. 47F(1) >
Cc: Karen Crews <s. 47F(1) >; s. 22(1)(a)(ii) @environment.gov.au; s. 22(1)(a)(ii) @environment.gov.au
Subject: RE: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]

Hi Kim,

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I would appreciate if you could please pay the outstanding fees in individual transactions to allow our system to better track the payment, however, if you have a business reason which precludes this please let me know so that I can manage the records accordingly.

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If you have any further questions please don't hesitate to get in touch.

Kind regards

s. 22(1)(a)(ii)

Acting Assistant Director

Project Assessments West Section 2 | Ph: (02) 6274 s. 22(1)(a)(ii)

Department of Agriculture, Water and the Environment
 Environment Approvals Division
 John Gorton Building, King Edward Terrace, Parkes, ACT
 GPO Box 858, Canberra ACT 2601

awe.gov.au

From: Kim St John <argylecattleco@outlook.com>
Sent: Monday, 17 August 2020 6:29 PM
To: s. 22(1)(a)(ii) <[s. 22\(1\)\(a\)\(ii\)@environment.gov.au](mailto:s.22(1)(a)(ii)@environment.gov.au)>; Haydn Sale <s. 47F(1)>
Cc: Karen Crews <s. 47F(1)>
Subject: RE: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]

Hi s. 22(1)(a)(ii),

Thank you for your email and letter from Ms Kylie Calhoun. Please see attached letter in response plus excel attachment relating to the cost recovery status, detailing and the date of 15th Aug 2019 when our aggregated turnover exceeded \$10 million.

Please could you forward the invoice for the fees that are due so that our payment can be arranged asap, before the due date for the approval documentation being issued?

Look forward to hearing from you,

Kind regards,
Kim

From: s. 22(1)(a)(ii) <[s. 22\(1\)\(a\)\(ii\)@awe.gov.au](mailto:s.22(1)(a)(ii)@awe.gov.au)>
Sent: Friday, 7 August 2020 12:10 PM
To: Kim St John <argylecattleco@outlook.com>; Haydn Sale <s. 47F(1)>
Cc: Karen Crews <s. 47F(1)>
Subject: Proposed decision for EPBC 2017/8004 Shamrock Station Irrigation Project [SEC=OFFICIAL]

Hi Kim and Haydn,

Please find attached a letter from Ms Kylie Calhoun, a delegate of the Minister for the Environment regarding the proposed decision EPBC 2017/8004 - Shamrock Station Irrigation Project.

The delegate is proposing to approve the project subject to conditions. I would appreciate if you could please provide any comment on the proposed conditions within ten business days.

The letter also seeks confirmation of Argyle Cattle Company's cost recovery exemption status. If this information is not provided within ten business days the delegate may be required to extend the time by which an approval decision must be made.

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If you have any questions about the attached letter, conditions or the approvals process please don't hesitate to get in touch.

Kind regards,

s. 22(1)(a)(ii)

Acting Assistant Director
Project Assessments West Section 2 | Ph: (02) 6274 ^{s. 22(1)(a)(ii)}

Department of Agriculture, Water and the Environment
Environment Approvals Division
John Gorton Building, King Edward Terrace, Parkes, ACT
GPO Box 858, Canberra ACT 2601

awe.gov.au

s. 22(1)(a)(ii)

From: Kim St John <argylecattleco@outlook.com>
Sent: Wednesday, 9 September 2020 1:16 PM
To: s. 22(1)(a)(ii)
Cc: Haydn Sale; s. 22(1)(a)(ii); s. 22(1)(a)(ii)
Subject: RE: FOR INFORMATION ONLY: UPDATE BRIEF PROGRESS [SEC=OFFICIAL:Sensitive]

Hi ^{s. 22(1)(a)(ii)},

Thank you, I appreciate all of your follow ups. I am sure you can appreciate the frustration that are feeling as the days continue to tick along when the statutory approval time frame would have ended in late August.

I know that in becoming eligible for cost recovery this technically “restarted the clock” for us however we paid the fees due on receipt of the invoices and so it is hard to understand why the approval was not available at the end of August as originally would have been the case.

I look forward to hearing from you with some positive news tomorrow and again appreciate anything that you can do to follow up and help get this through for us tomorrow.

Kind regards,
Kim

From: s. 22(1)(a)(ii) @awe.gov.au
Sent: Wednesday, 9 September 2020 10:57 AM
To: Kim St John <argylecattleco@outlook.com>
Subject: FOR INFORMATION ONLY: UPDATE BRIEF PROGRESS [SEC=OFFICIAL:Sensitive]

Good morning Kim

I have chased this matter up for you.

The delegate has indicated she will look at the brief tomorrow.

I will send you the necessary paperwork once she signs off.

Kind regards

^{s. 22(1)(a)(ii)}

s. 22(1)(a)(ii)

Acting Assistant Director
Projects Assessments West 2 Section
Environment Assessments West (WA,SA,NT)
Environment Approvals Division

From: s. 22(1)(a)(ii)
Sent: Wednesday, 9 September 2020 10:58 AM
To: 'Kim St John' <argylecattleco@outlook.com>
Cc: s. 22(1)(a)(ii) @environment.gov.au
Subject: RE: FOR INFORMATION ONLY: BRIEF PROGRESS [SEC=OFFICIAL:Sensitive]

Hi Kim

Your brief is currently with the delegate.

I am following up on your matter daily.

Please be assured that I will update you accordingly.

Kind regards

s. 22(1)(a)(ii)

Acting Assistant Director
Projects Assessments West 2 Section
Environment Assessments West (WA,SA,NT)
Environment Approvals Division

From: Kim St John <argylecattleco@outlook.com>
Sent: Wednesday, 9 September 2020 10:46 AM
To: s. 22(1)(a)(ii) <[s.22\(1\)\(a\)\(ii\)@environment.gov.au](mailto:s.22(1)(a)(ii)@environment.gov.au)>; s. 22(1)(a)(ii) <[s.22\(1\)\(a\)\(ii\)@environment.gov.au](mailto:s.22(1)(a)(ii)@environment.gov.au)>
Subject: FW: FOR INFORMATION ONLY: BRIEF PROGRESS [SEC=OFFICIAL:Sensitive]

Hi s. 22(1)(a)(ii) ,
Hope that you are both well, I was hoping that we may have received our approval yesterday, please could you follow up on this for me today?
Look forward to hearing from you,
Many thanks,
Kim

From: Kim St John
Sent: Monday, 7 September 2020 2:00 PM
To: s. 22(1)(a)(ii) <[s.22\(1\)\(a\)\(ii\)@awe.gov.au](mailto:s.22(1)(a)(ii)@awe.gov.au)>
Subject: RE: FOR INFORMATION ONLY: BRIEF PROGRESS [SEC=OFFICIAL:Sensitive]

Thank you s. 22(1)(a)(ii) ,
Appreciate your follow ups and updates, if you could please continue to follow up with the Assistant Secretary that would be great.
Kind regards,
Kim

From: s. 22(1)(a)(ii) <[s.22\(1\)\(a\)\(ii\)@awe.gov.au](mailto:s.22(1)(a)(ii)@awe.gov.au)>
Sent: Monday, 7 September 2020 1:55 PM
To: Kim St John <argylecattleco@outlook.com>
Subject: FOR INFORMATION ONLY: BRIEF PROGRESS [SEC=OFFICIAL:Sensitive]

Hi Kim

I am happy to inform you that the brief has been cleared by my Director and now has been sent to my Assistant Secretary to sign off on.

I will update you when the sign off is completed.

Kind regards

Acting Assistant Director
Projects Assessments West 2 Section
Environment Assessments West (WA,SA,NT)
Environment Approvals Division



EPBC Ref: 2017/8004

Ms Kim St John and Mr Haydn Sale
Argyle Cattle Company
PO Box 3635
Broome WA 6725

Dear Ms St John and Mr Sale

**Invitation to comment on proposed approval decision
Shamrock Station Irrigation Project, West Kimberley Region, Western Australia**

I am writing to you in relation to your proposal to clear native vegetation and abstract up to 9.5 GL of groundwater per annum on Shamrock Station, approximately 64 km south of Broome, Western Australia. I am also seeking further information on Shamrock Station's cost recovery exemption status.

The Proposed Action was referred and assessed under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) for its impacts on:

- National Heritage places (sections 15B & 15C)
- Ramsar wetlands (sections 16 & 17B)
- Listed threatened species and communities (sections 18 & 18A)
- Listed migratory species (sections 20 & 20A)

I am proposing to approve the Proposed Action subject to conditions and my proposed decision of approval is attached. In accordance with the EPBC Act, I invite you to provide comments on my proposed decision of approval, including the conditions which I propose to attach, within 10 business days of the date of this letter.

In regards to cost recovery for Shamrock Station please provide updated information regarding your cost recovery exemption status within 10 business days of the date of this letter. Please note that if confirmation of your status cannot be provided within this time, the Department may be required to extend the time by which an approval decision must be made as per section 130(4) of the EPBC Act.

Please quote the title of the action and EPBC reference 2017/8004, in any correspondence. You can send comments to:

by letter Projects Assessments West Section
 Environment Approvals Division
 Department of Agriculture, Water and the Environment
 GPO Box 858
 CANBERRA ACT 2601

by email [s. 22\(1\)\(a\)\(ii\)](#) [@awe.gov.au](mailto:s.22(1)(a)(ii)@awe.gov.au)

Should you require any further information please contact the project manager, s. 22(1)(a)(ii)
, on (02) 6274 ^{s. 22(1)(a)(ii)} or by email to s. 22(1)(a)(ii) [@awe.gov.au](mailto:awe.gov.au)

Yours sincerely

Kylie Calhoun
Assistant Secretary
Assessments WA, SA, NT Branch

August 2020