



25 February 2021

Odette Langham
North Queensland Bulk Ports Corporation
PO Box 3340
NORTH MACKAY QLD 4740

Email: olangham@nqbp.com.au

Dear Odette,

DEVELOPMENT APPROVAL PACKAGE FOR MATERIAL CHANGE OF USE AND OPERATIONAL WORKS ON LAND DESCRIBED AS LOT 14 SP120446 AND ADJACENT USL, AT THE PORT OF WEIPA

NQBP Reference: PL/06/02/00015

North Queensland Bulk Ports Corporation Ltd (NQBP) wish to advise that your development application seeking approval for a material change of use for ERA 16 dredging and operational works being tidal works for the consolidation of existing tidal works approvals at the Port of Weipa was approved in full subject to conditions on 25 February 2021.

Approvals has been given with respect to Schedule 10, Part 5, Division 2, Section 8(1) and Schedule 10, Part 17, Division 1, Section 28(1)(a) of the *Planning Regulation 2017* and Port Development Approval under the Port of Weipa Land Use Plan (April 2013).

You are strongly advised to read and familiarise yourself with each of the enclosures applicable to this approvals package including the attached referral agency response.

If you have any queries regarding the approvals package, please contact the undersigned.

Yours sincerely,

Julie Keane
Principal, Development Advisor

Telephone: (07) 3011 7912
Email: JKeane@nqbp.com.au
Doc Reference: E21/06367

Enc: Decision notice issued under to s 63 of the *Planning Act 2016*
Port development approval issued under the Port of Weipa Land Use Plan (April 2013).
Approved drawings
Cc: Referral agency – State Assessment and Referral Agency
Local government – Cook Shire Council

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MACKAY PORTS LIMITED

ACN 131 965 707 • ABN 69 131 965 707

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Decision Notice

Planning Act 2016 s.63

1. Details of approval

<i>Applicant name:</i>	North Queensland Bulk Ports Corporation
<i>Development application:</i>	Material Change of use for concurrence ERA 16 dredging Operational works being tidal works to consolidate existing tidal works approvals
<i>Date of decision</i>	25 February 2021
<i>Aspect of development:</i>	<input checked="" type="checkbox"/> Material change of use <input type="checkbox"/> Reconfiguring a lot <input checked="" type="checkbox"/> Operational work <input type="checkbox"/> Building work
<i>Decision:</i>	<input type="checkbox"/> Approval in full <input checked="" type="checkbox"/> Approval in full with conditions

2. Property description of proposed development

<i>Port:</i>	WEIPA
<i>Street address:</i>	Weipa Qld
<i>Real property description:</i>	Lot 14 SP120446 and Adjacent USL
<i>Local government area:</i>	Cook Shire Council

3. Approved drawings and documents

The following drawings and documents have been approved. Copies of approved drawings are provided in an enclosure.

Drawing number	Drawing name	Revision and date
NQBP2020-024	Port of Weipa – Maintenance Dredging Area	30/04/2020

4. Referral agency response

The development application was referred to the Department of State Development, Infrastructure, Local Government and Planning under the following provision of the Planning Regulation 2017:

- 10.5.4.2.1 Concurrence Environmentally Relevant Activity 16 – Extraction and Screening 1: Dredging in a year more than 1,000,000t.
- 10.17.3.1.1 Tidal works – Coastal aspect
- 10.17.3.2.1 Tidal works – Maritime safety aspect

5. Properly made submissions

Not applicable–no part of the application required public notification.

6. Currency period for the approval

This development approval will lapse at the end of the period set out in section 85 of *Planning Act 2016*.

7. Appeal rights

The rights of an applicant to appeal to a tribunal or the Planning and Environment Court against a decision about a development application are set out in chapter 6, part 1 of the *Planning Act 2016*. For certain applications, there may also be a right to make an application for a declaration by a tribunal (see chapter 6, part 2 of the *Planning Act 2016*).

Appeal by an applicant

An applicant for a development application may appeal to the Planning and Environment Court against the following:

- the refusal of all or part of the development application
- a provision of the development approval
- the decision to give a preliminary approval when a development permit was applied for
- a deemed refusal of the development application.

An applicant may also have a right to appeal to the Development tribunal. For more information, see schedule 1 of the *Planning Act 2016*.

Appeal by an eligible submitter

An eligible submitter for a development application may appeal to the Planning and Environment Court against the decision to approve the application, to the extent the decision relates to:

- any part of the development application that required impact assessment
- a variation request.

The timeframes for starting an appeal in the Planning and Environment Court are set out in section 229 of the *Planning Act 2016*.

Attachment 2 is an extract from the *Planning Act 2016* that sets out the applicant's appeal rights and the appeal rights of a submitter.

To stay informed about any appeal proceedings which may relate to this decision visit: <https://planning.dsdmip.qld.gov.au/planning/our-planning-system/dispute-resolution/pe-court-database>.

Attachment 1 – Conditions of Approval

PART 1: ASSESSMENT MANAGER CONDITIONS

Condition		Timing
Carry out the approved development		
1. The development must be undertaken generally in accordance with the plans and supporting documentation reference in the table below and attached which forms part of this approval, unless otherwise specified by any condition of this approval.		At all times.
Document Number	Document Name	Revision and date
NQBP2020-024	Port of Weipa – Maintenance Dredging Area	30/04/2020
Environmental management		
2. The development or operation must not cause unlawful environmental nuisance or harm.		At all times.
Site management		
3. The Applicant, or party acting on behalf of the applicant, is not permitted to adversely impact the effective and efficient operation of the Port.		At all times.

PART 2: REFERRAL AGENCY RESPONSE

Agency	Reference	Date received
State Assessment and Referral Agency	2012-20057 SRA	12 February 2021



SARA reference: 2012-20057 SRA
 Council reference: PL/06/02/00015
 Applicant reference: EM/05/02/00007

12 February 2021

Principal, Development Advisor
 North Queensland Bulk Ports Corporation Limited (as the Port Authority)
 GPO Box 409
 BRISBANE QLD 4001
approvals@nqbp.com.au

Attention: Ms Julie Keane

Dear Ms Keane

SARA response—Port of Weipa

(Referral agency response given under section 56 of the *Planning Act 2016*)

The development application described below was confirmed as properly referred by the State Assessment and Referral Agency on 22 December 2020.

Response

Outcome:	Referral agency response – with conditions.
Date of response:	12 February 2021
Conditions:	The conditions in Attachment 1 must be attached to any development approval.
Advice:	Advice to the applicant is in Attachment 2 .
Reasons:	The reasons for the referral agency response are in Attachment 3 .

Development details

Description:	Development permit	Material change of use (involving a concurrence ERA for dredging); and Operational work for tidal works within the Port of Weipa to consolidate existing tidal
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works approvals held within the Port.

SARA role:	Referral Agency.
SARA trigger:	Schedule 10, Part 5, Division 4, Table 2, Item 1 (Planning Regulation 2017): Environmentally Relevant Activity (ERA) 16 - Extraction and Screening 1: Dredging, in a year, the following quantity of material (d) more than 1,000,000t; Schedule 10, Part 17, Division 3, Table 1, Item 1 (Planning Regulation 2017): Tidal Works – Coastal; and Schedule 10, Part 17, Division 3, Table 2, Item 1 (Planning Regulation 2017): Tidal Works - Maritime Safety.
SARA reference:	2012-20057 SRA
Assessment Manager:	North Queensland Bulk Ports Corporation Limited
Street address:	Port of Weipa
Real property description:	Lot 14 on SP120446 (Strategic Port Land) and adjacent USL
Applicant name:	North Queensland Bulk Ports Corporation
Applicant contact details:	PO Box 3340 North Mackay QLD 4740 olangham@nqbp.com.au
Environmental Authority:	This referral included an application for an environmental authority under section 115 of the <i>Environmental Protection Act 1994</i> . Below are the details of the decision: <ul style="list-style-type: none"> • Approved • Reference: EPPR00477713 • Effective date: 29 January 2021 (In accordance with Section 200 of the <i>Environmental Protection Act 1994</i>) • Prescribed environmentally relevant activity (ERA): ERA 16 - Extraction and Screening 1: Dredging, in a year, the following quantity of material (d) more than 1,000,000t <p>If you are seeking further information on the environmental authority, the Department of Environment and Science's website includes a register. This can be found at: www.des.qld.gov.au</p>

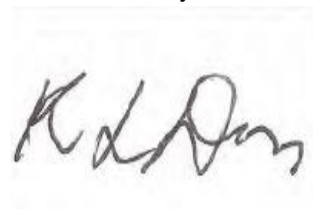
Representations

An applicant may make representations to a concurrence agency, at any time before the application is decided, about changing a matter in the referral agency response (s.30 Development Assessment Rules) Copies of the relevant provisions are in **Attachment 4**.

A copy of this response has been sent to the applicant for their information.

For further information please contact Tamara Cavallaro, Senior Planning Officer, on 3452 7657 or via email DAAT@dsmip.qld.gov.au who will be pleased to assist.

Yours sincerely



Kerry Doss
State Planner

cc North Queensland Bulk Ports Corporation, olangham@nqbp.com.au

enc Attachment 1 - Referral agency conditions
Attachment 2 - Advice to the applicant
Attachment 3 - Reasons for referral agency response
Attachment 4 - Change representation provisions
Attachment 5 - Approved plan

Attachment 1—Referral agency conditions

(Under section 56(1)(b)(i) of the *Planning Act 2016* the following conditions must be attached to any development approval relating to this application) (Copy of the plan referenced below is found at Attachment 5)

No.	Conditions	Condition timing
Material Change of Use and Operational Works		
Environmentally Relevant Activity 16(1)(d) (Dredging) and Tidal Works— The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of the Department of Environment and Science to be the enforcement authority for the development to which this development approval relates for the administration and enforcement of any matter relating to the following condition:		
1.	The dredging must be carried out within the Berth Areas and Maintenance Dredging Area as shown on Port of Weipa – Maintenance Dredging Area, prepared by North Queensland Bulk Ports Corporation, dated 30/04/2020, Map Number: NQBP2020-024.	At all times

Attachment 2—Advice to the applicant

General advice	
1.	Terms and phrases used in this document are defined in the <i>Planning Act 2016</i> its regulation or the State Development Assessment Provisions (SDAP) [v2.6]. If a word remains undefined it has its ordinary meaning.

Attachment 3—Reasons for referral agency response

(Given under section 56(7) of the *Planning Act 2016*)

The reasons for the department's decision are:

- The proposal complies with State code 7: Maritime safety as the development will not adversely impact navigable waters
- The proposal complies with State code 8: Coastal development and tidal works as the development will not adversely impact coastal processes
- The proposal complies with State code 22: Environmentally relevant activities as impacts associated with the Environmentally Relevant Activity are adequately mitigated.

Material used in the assessment of the application:

- The development application material and submitted plans
- *Planning Act 2016*
- Planning Regulation 2017
- The *State Development Assessment Provisions* (version 2.6), as published by the department
- The Development Assessment Rules
- SARA DA Mapping system

Attachment 4—Change representation provisions

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Development Assessment Rules—Representations about a referral agency response

The following provisions are those set out in sections 28 and 30 of the Development Assessment Rules¹ regarding **representations about a referral agency response**

Part 6: Changes to the application and referral agency responses

28 Concurrence agency changes its response or gives a late response

- 28.1. Despite part 2, a concurrence agency may, after its referral agency assessment period and any further period agreed ends, change its referral agency response or give a late referral agency response before the application is decided, subject to section 28.2 and 28.3.
- 28.2. A concurrence agency may change its referral agency response at any time before the application is decided if—
- (a) the change is in response to a change which the assessment manager is satisfied is a change under section 26.1; or
 - (b) the Minister has given the concurrence agency a direction under section 99 of the Act; or
 - (c) the applicant has given written agreement to the change to the referral agency response.²
- 28.3. A concurrence agency may give a late referral agency response before the application is decided, if the applicant has given written agreement to the late referral agency response.
- 28.4. If a concurrence agency proposes to change its referral agency response under section 28.2(a), the concurrence agency must—
- (a) give notice of its intention to change its referral agency response to the assessment manager and a copy to the applicant within 5 days of receiving notice of the change under section 25.1; and
 - (b) the concurrence agency has 10 days from the day of giving notice under paragraph (a), or a further period agreed between the applicant and the concurrence agency, to give an amended referral agency response to the assessment manager and a copy to the applicant.

¹ Pursuant to Section 68 of the *Planning Act 2016*

² In the instance an applicant has made representations to the concurrence agency under section 30, and the concurrence agency agrees to make the change included in the representations, section 28.2(c) is taken to have been satisfied.

Part 7: Miscellaneous

30 Representations about a referral agency response

30.1. An applicant may make representations to a concurrence agency at any time before the application is decided, about changing a matter in the referral agency response.³

³ An applicant may elect, under section 32, to stop the assessment manager's decision period in which to take this action. If a concurrence agency wishes to amend their response in relation to representations made under this section, they must do so in accordance with section 28.

Attachment 5—Approved plan

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Port of Weipa - Maintenance Dredging Area



PLANS AND DOCUMENTS referred to in the REFERRAL AGENCY RESPONSE

SARA ref: 2012-20057 SRA

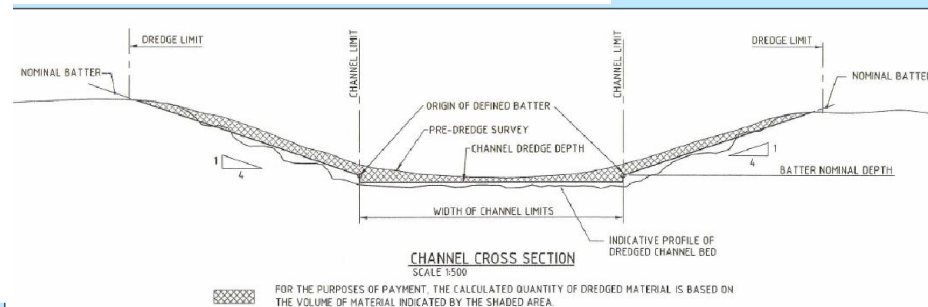
Date: 12 February 2021

Channel Limit Coordinates²

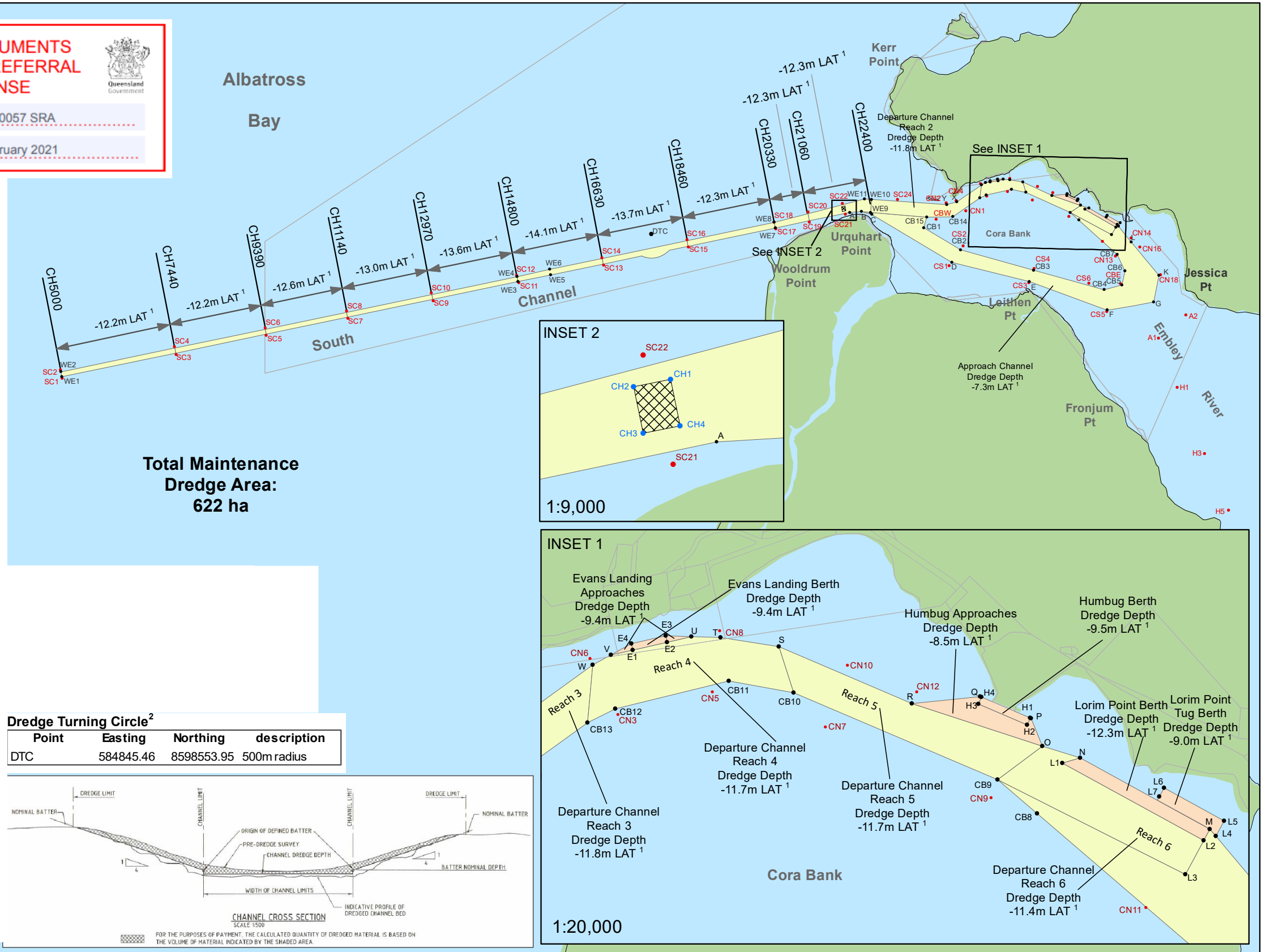
Point	Easting	Northing
A	589012.62	8599016.46
B	589264.95	8599031.16
C	589484.53	8598965.74
CB1	590566.73	8598692.35
CB10	592715.61	8599436.22
CB11	592414.51	8599497.03
CB12	591883.63	8599379.23
CB13	591751.17	8599316.68
CB14	591178.86	8598923.52
CB15	590631.67	8598911.56
CB2	591347.22	8598226.38
CB3	592884.74	8597799.74
CB4	594364.87	8597381.84
CB5	594742.2	8597483.7
CB6	594802.02	8597777.67
CB7	594639.32	8598125.18
CB8	593836.16	8598846.61
CB9	593656.16	8599008.29
D	591164.45	8597962.81
DTC	584845.46	8598553.95
E	592789.77	8597562.42
E1	591971.15	8599651.99
E2	592131.94	8599684.57
E3	592125.98	8599713.98
E4	591965.19	8599681.39
F	594425.37	8596951.4
G	595407.02	8597124.46
H1	593813.48	8599293.02
H2	593799.11	8599261.11
H3	593574.82	8599362.15
H4	593589.19	8599394.06
K	595520.9	8597684.1
L	594933.27	8598389.75
L1	593958.92	8599077.71
L2	594609.79	8598703.1
L3	594520.07	8598547.06
L4	594666.62	8598721.64
L5	594706.78	8598791.43
L6	594429.59	8598951.31
L7	594406.89	8598911.88
M	594639.76	8598755.16
N	594042.4	8599100.18
O	593868.36	8599160.36
P	593818.95	8599290.55
Q	593583.72	8599396.52
R	593264.07	8599372.58
S	592850.64	8599651.63
T	592380.17	8599700.22
U	592245.23	8599707.52
V	591869.09	8599631.31
W	591783.14	8599586.51
WE1	572445.62	8595552.96
WE10	589329.1	8599297.88
WE11	589471.89	8599288.14
WE2	572424.03	8595656.23
WE3	582038.78	8597558.51
WE4	582017.19	8597661.78
WE5	582725.48	8597696.97
WE6	582701.85	8597810.02
WE7	587450.24	8598684.72
WE8	587426.6	8598797.78
WE9	589453.24	8599014.68
X	591268.04	8599232.65
Y	591053.71	8599180.25

Dredge Turning Circle²

Point	Easting	Northing	description
DTC	584845.46	8598553.95	500m radius

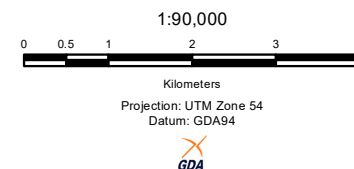


Total Maintenance Dredge Area: 622 ha



Legend

- Maintenance Dredging Area (approx 622ha)
- Berth Areas
- Cadastral Boundaries



Notes:
1. Design depths are shown. An additional allowance of an average 600mm of overdredging depth must be added to all dredge depths shown.
2. Coordinates listed as Easting and Northing. (GDA94 Zone 54)
3. Dredging depth transition - Bottom of the batter is the deeper section of transitions which occur within the dredge footprint

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(ii) damage to any property of; or
(iii) losses, claims, demands, actions, proceedings, damages, costs or expenses (including, without limitation, consequential losses, loss of profits, loss of use, loss of efficiency, pure economic loss and any similar losses) or other liability whatsoever suffered or incurred by any Affected Person, or anyone claiming under an Affected Person, arising directly or indirectly out of use of, or reliance upon, the Maps or any of them, or any part thereof.
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Attachment 2 – Extract on Appeal Rights

PLANNING ACT 2016

229 APPEALS TO TRIBUNAL OR P&E COURT

(1) *Schedule 1* states—

(a) matters that may be appealed to—

- (i) either a tribunal or the P&E Court; or
- (ii) only a tribunal; or
- (iii) only the P&E Court; and

(b) the person—

- (i) who may appeal a matter (the "**appellant**"); and
- (ii) who is a respondent in an appeal of the matter; and
- (iii) who is a co-respondent in an appeal of the matter; and
- (iv) who may elect to be a co-respondent in an appeal of the matter.

(2) An **appellant** may start an appeal within the **appeal period**.

(3) The "**appeal period**" is—

- (a) for an appeal by a building advisory agency—10 business days after a decision notice for the decision is given to the agency; or
- (b) for an appeal against a deemed refusal—at any time after the deemed refusal happens; or
- (c) for an appeal against a decision of the Minister, under *Chapter 7, part 4*, to register premises or to renew the registration of premises—20 business days after a notice is published under *section 269 (3)(a) or (4)*; or
- (d) for an appeal against an infrastructure charges notice—20 business days after the infrastructure charges notice is given to the person; or
- (e) for an appeal about a deemed approval of a development application for which a decision notice has not been given—30 business days after the **appellant** gives the deemed approval notice to the assessment manager; or
- (f) for an appeal relating to the *Plumbing and Drainage Act 2018*—
 - (i) for an appeal against an enforcement notice given because of a belief mentioned in the *Plumbing and Drainage Act 2018*, section 143(2)(a)(i), (b) or (c)—5 business days after the day the notice is given; or
 - (ii) for an appeal against a decision of a local government or an inspector to give an action notice under the *Plumbing and Drainage Act 2018*—5 business days after the notice is given; or
 - (iii) otherwise—20 business days after the day the notice is given; or
- (g) for any

(g) for any other appeal—20 business days after a notice of the decision for the matter, including an enforcement notice, is given to the person.

Example: See the P&E Court Act for the court's power to extend the **appeal period**.

- (4) Each respondent and co-respondent for an appeal may be heard in the appeal.
- (5) If an appeal is only about a referral agency's response, the assessment manager may apply to the tribunal or P&E Court to withdraw from the appeal.
- (6) To remove any doubt, it is declared that an appeal against an infrastructure charges notice must not be about—
 - (a) the adopted charge itself; or
 - (b) for a decision about an offset or refund—
 - (i) the establishment cost of trunk infrastructure identified in a LGIP; or
 - (ii) the cost of infrastructure decided using the method included in the local government's charges resolution.

SCHEDULE 1 APPEALS

1 Appeal rights and parties to appeals

(1) Table 1 states the matters that may be appealed to—

- (a) the P&E court; or
- (b) a tribunal.

Table 1			
Appeals to the P&E Court and, for certain matters, to a tribunal			
<p>1. Development applications</p> <p>For a development application other than an excluded application, an appeal may be made against—</p> <ul style="list-style-type: none"> (a) the refusal of all or part of the development application; or (b) the deemed refusal of the development application; or (c) a provision of the development approval; or (d) if a development permit was applied for—the decision to give a preliminary approval. 			
Column 1	Column 2	Column 3	Column 4
Appellant	Respondent	Co-respondent (if any)	Co-respondent by election (if any)
The applicant	The assessment manager	If the appeal is about a concurrence agency's referral response—the concurrence agency	<ul style="list-style-type: none"> 1 A concurrence agency that is not a co-respondent 2 If a chosen assessment manager is the respondent—the prescribed assessment manager 3 Any eligible advice agency for the application 4 Any eligible submitter for the application

Statement of Reasons

Planning Act 2016 s.56

1. Applicant details

<i>Applicant name:</i>	North Queensland Bulk Ports Corporation
<i>Applicant contact details:</i>	Odette Langham PO Box 3340 NORTH MACKAY QLD 4740

2. Property description of proposed development

<i>Port:</i>	Weipa
<i>Street address:</i>	WEIPA QLD
<i>Real property description:</i>	Lot 14 SP120446 and adjacent USL
<i>Local government area:</i>	Cook Shire Council

3. Development details

<i>Approved development:</i>	Material Change of use for concurrence ERA 16 dredging. Operational works being tidal works to consolidate existing tidal works approvals.
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4. Assessment matters

The application has been assessed against:

- Port of Weipa Land Use Plan (April 2013).
- State Development Assessment Provisions, version 2.1
- Port authority functions under the *Transport Infrastructure Act 1994*, chapter 8, part 3.

5. Reasons for the decision

The reasons for the decision are that the proposal:

- Complies with and contributes toward the achievement of the desired environmental outcomes of the Port of Weipa Land Use Plan (April 2013). and the applicable regional policies
- Complies with the State Development Assessment Provisions
- Is consistent with the functions of the Port as specified in the *Transport Infrastructure Act 1994*, chapter 8, part 3

6. Relevant material

Evidence or other material on which the findings were based:

- Material provided in the development application.

Port Development Approval

Port of Weipa Land Use Plan (April 2013)

1. Details of approval

Applicant:	North Queensland Bulk Ports Corporation
Approved proposal:	Material Change of use for concurrence ERA 16 dredging Operational works being tidal works to consolidate existing tidal works approvals
Currency of approval	This approval will lapse if the proposed works are not substantially commenced within two (2) years of the date of decision.
<i>Date of decision</i>	25 February 2021
<i>Decision:</i>	<input type="checkbox"/> Approved <input checked="" type="checkbox"/> Approved subject to conditions

2. Property description of proposed development

Port:	Weipa
Street address:	Weipa QLD
Real property description:	Lot 14 SP120446 and adjacent USL

3. Approved drawings and documents

The following drawings and documents are approved by NQBP as the basis for the works. Copies of these approved drawings are provided as an enclosure.

Drawing number	Drawing name	Revision and date
NQBP2020-024	Port of Weipa – Maintenance Dredging Area	30/04/2020

4. Additional approvals required

This Port Development Approval is limited to proposal described above. At no time should this document be interpreted to imply approval to any other development, operation or land use.

This Port Development Approval does not remove the requirement for any other legislative approval (including approvals under the *Planning Act 2016*).

It is the proponent's responsibility to ensure all necessary approvals, permits and licences are obtained to undertake the proposed use / works. In particular, the applicant should note the requirement to obtain approvals for, but not limited to:

<i>Permit / licence requirements</i>	<i>Relevant agency</i>
Permit to Work – To be obtained prior to any works occurring.	North Queensland Bulk Ports Corporation Email: PortOperations@nqbp.com.au Phone (07) 4069 7749

5. Conditions of approval

Condition	Timing
Carry out the approved development	
1. Port operations must be notified of the proposed construction commencement dated via PortOperations@nqbp.com.au .	At least two (2) weeks prior to commencement of works.
Site management	
2. The Applicant, or party acting on behalf of the applicant, is not permitted to adversely impact the effective and efficient operation of the Port.	At all times.
3. The Applicant will ensure that infrastructure, services, property assets or utilities are not damaged during the construction or operation of the approved development. If any damage results, the proponent will be required to meet all costs of the remediation / repair to the satisfaction of NQBP and / or the relevant service provider.	At all times.
General environmental management	
4. Where potential or actual environmental harm may be caused by the approved development, NQBP may at any time direct the Applicant, or persons acting on behalf of the Applicant, to: <ul style="list-style-type: none"> • cease an activity • implement appropriate impact control measures • modify work plans or methods. 	At all times.
5. Any environmental emergency, incident or potentially harmful event involving the approved development must be reported to NQBP's via environment@nqbp.com.au or 1300 129 255. A written report must also be provided, detailing the following information: <ul style="list-style-type: none"> • name of the operator • the name and telephone number of a designated contact person • quantity and substance released • person/s involved • location and time of the release/event • likely cause of release/event • effects of the release • sampling performed and conclusions drawn • actions taken to mitigate any environmental harm • proposed actions to prevent a recurrence. 	Initial report: within 24 hours of the emergency, incident or event occurring. Written report: within 14 days of the emergency, incident or event occurring.

Condition	Timing
Community	
<p>6. Any community complaints, received by the Applicant, or party acting on behalf of the applicant, must be reported to NQBP's via approvals@nqbp.com.au or 07 3011 7900.</p> <p>A written report must also be provided, detailing the following information:</p> <ul style="list-style-type: none"> • incident subject of the complaint • investigations undertaken into the complaint • proposed action to be undertaken to prevent further complaints. 	<p>Initial report: within 24 hours of the emergency, incident or event occurring.</p> <p>Written report: within 14 days of the emergency, incident or event occurring.</p>

6. Advisory information

Please note that the information contained in this section under the heading Advisory information has been provided as advice only and does not form part of the development approval conditions. This information has been provided to advise of other obligations under state legislation or local laws that may require action to be undertaken prior to commencing the activity approved by this development approval.

NOTES
Cultural heritage duty of care
<p>1. Section 23 of the <i>Aboriginal Cultural Heritage Act 2003</i> establishes a duty of care for all persons carrying out an activity to take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage. It is the person undertaking the activity responsibility to ensure compliance with the duty of care.</p> <p>A copy of the legislation can be accessed via https://www.legislation.qld.gov.au/LEGISLTN/CURRENT/A/AborCultHA03.pdf</p>
Hours of work and noise
<p>2. Section 440R of the <i>Environmental Protection Act 1994</i> prohibits construction, building and earthworks activities likely to cause audible noise (including the entry and departure of heavy vehicles) between the hours of 6:30pm and 6:30am from Monday to Saturday and at all times on Sundays or Public Holidays.</p> <p>A copy of the legislation can be accessed via https://www.legislation.qld.gov.au/LEGISLTN/CURRENT/E/EnvProtA94.pdf</p>

General safety during construction

3. The *Work Health and Safety Act 2011* establishes a number of obligations relevant to the project, in particular:
 - a. Under section 19(2), a person conducting a business or undertaking must ensure the health and safety of other persons is not put at risk from work carried out as part of the conduct of the business or undertaking.
 - b. Under section 20(2), the person in control of the workplace is obliged to ensure that the means of entering and exiting the workplace and anything arising from the workplace are without risks to the health and safety of any person.

A copy of the legislation can be accessed via

<https://www.legislation.qld.gov.au/LEGISLTN/CURRENT/W/WorkHSA11.pdf>

Approved drawings

Drawing number	Drawing name	Revision and date
NQBP2020-024	Port of Weipa – Maintenance Dredging Area	30/04/2020

Port of Weipa - Maintenance Dredging Area



NORTH QUEENSLAND BULK PORTS CORPORATION

APPROVED SUBJECT TO CONDITIONS

NQBP ref: [PL/06/02/00015](#)

Signed: _____

Date: **25/02/2021**

See Development Approval 2012-20027 SDA 29 January 2021

Albatross Bay

Channel Limit Coordinates²

Point	Easting	Northing
A	589012.62	8590116.46
B	589264.95	8590131.16
C	589484.53	8590165.74
CB1	590566.73	8590192.35
CB10	592715.61	8590136.22
CB11	592414.51	8590197.03
CB12	591883.63	8590179.23
CB13	591751.17	8590136.88
CB14	591178.86	8590235.52
CB15	590631.67	8590211.56
CB2	591347.22	8590226.38
CB3	592884.74	8597799.74
CB4	594364.87	8597381.84
CB5	594742.2	8597483.7
CB6	594802.02	8597777.67
CB7	594639.32	8598125.18
CB8	593836.16	8598846.61
CB9	593656.16	8599008.29
D	591164.45	8597962.81
DTC	584845.46	8598553.95
E	592789.77	8597562.42
E1	591971.15	8599651.99
E2	592131.94	8599684.57
E3	592125.98	8599713.98
E4	591965.19	8599681.39
F	594425.37	8599651.4
G	595407.02	8597124.46
H1	593813.48	8599293.02
H2	593799.11	8599261.11
H3	593574.82	8599362.15
H4	593589.19	8599394.06
K	595520.9	8597684.1
L	594933.27	8598389.75
L1	593958.92	8599077.71
L2	594609.79	8598703.4
L3	594520.07	8598547.06
L4	594666.62	8598721.64
L5	594706.78	8598791.43
L6	594429.59	8598951.31
L7	594406.89	8598911.88
M	594639.76	8598755.16
N	594042.4	8599100.18
O	593868.36	8599160.36
P	593818.95	8599290.55
Q	593583.72	8599396.52
R	593264.07	8599372.58
S	592650.64	8599651.63
T	592380.17	8599700.22
U	592245.23	8599707.52
V	591869.09	8599631.31
W	591783.14	8599586.51
WE1	572445.62	8595552.96
WE10	589329.1	8599297.88
WE11	589471.89	8599288.14
WE2	572424.03	8595656.23
WE3	582038.78	8597558.51
WE4	582017.19	8597661.78
WE5	582725.48	8597696.97
WE6	582701.85	8597810.02
WE7	587450.24	8598684.72
WE8	587426.6	8598797.78
WE9	589453.24	8599014.68
X	591268.04	8599232.65
Y	591053.71	8599180.25

Beacon Coordinates²

Beacon Name	Easting	Northing
A1	595508.8	8596367
A2	596087.7	8596851.7
CBE	594716.3	8597508.6
CBW	590835	8598862
CN1	591456.4	8599047
CN10	592969.3	8599557
CN11	594333.2	8598395.3
CN12	593287.9	8599425.2
CN13	594601.9	8598091.8
CN14	594927.8	8598475.8
CN16	595112.1	8598277.3
CN18	595553	8597692.1
CN2	591042.1	8599212
CN3	591893.7	8599350.8
CN4	591255.5	8599260.5
CN5	592337	8599448.8
CN6	591770.9	8599615.1
CN7	592859.9	8599271.7
CN8	592376.9	8599730.4
CN9	593623.4	8598924.2
CS1	591109.5	8597883.8
CS2	591402.6	8598305.5
CS3	592781.4	8597533.7
CS4	592893.3	8597828.5
CS5	594423.6	8596919.9
CS6	594042.1	8597519
H1	595905.2	8595324.2
H3	596476	8593939.8
H5	596982.1	8592740
SC1	572451.1	8595521.2
SC10	580220.4	8597310.8
SC11	582056.4	8597532.4
SC12	582011.3	8597685
SC13	583837.8	8597905.7
SC14	583805.6	8598060.5
SC15	585621	8598278.8
SC16	585590.3	8598437.4
SC17	587461.5	8598663.3
SC18	587422.5	8598811.7
SC19	588164	8598809.4
SC2	572417.1	8595689.1
SC20	588136	8599020.9
SC21	588920.6	8598968.6
SC22	588857.8	8599199.6
SC24	590020.4	8599280.6
SC3	574844.7	8596020
SC4	574809.2	8596188.7
SC5	576744	8596421.9
SC6	576720.2	8596581.2
SC7	578456.8	8596781.9
SC8	578432.3	8596937.5
SC9	580254.4	8597153.8

Cultural Heritage Site Coordinates²

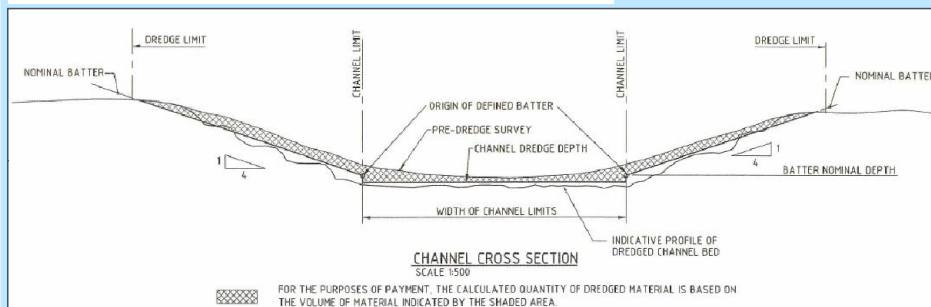
Point	Easting	Northing
CH1	588915.6	8599148
CH2	588837.3	8599132
CH3	588857.4	8599034
CH4	588935.8	8599050

Albatross Bay DMPA²

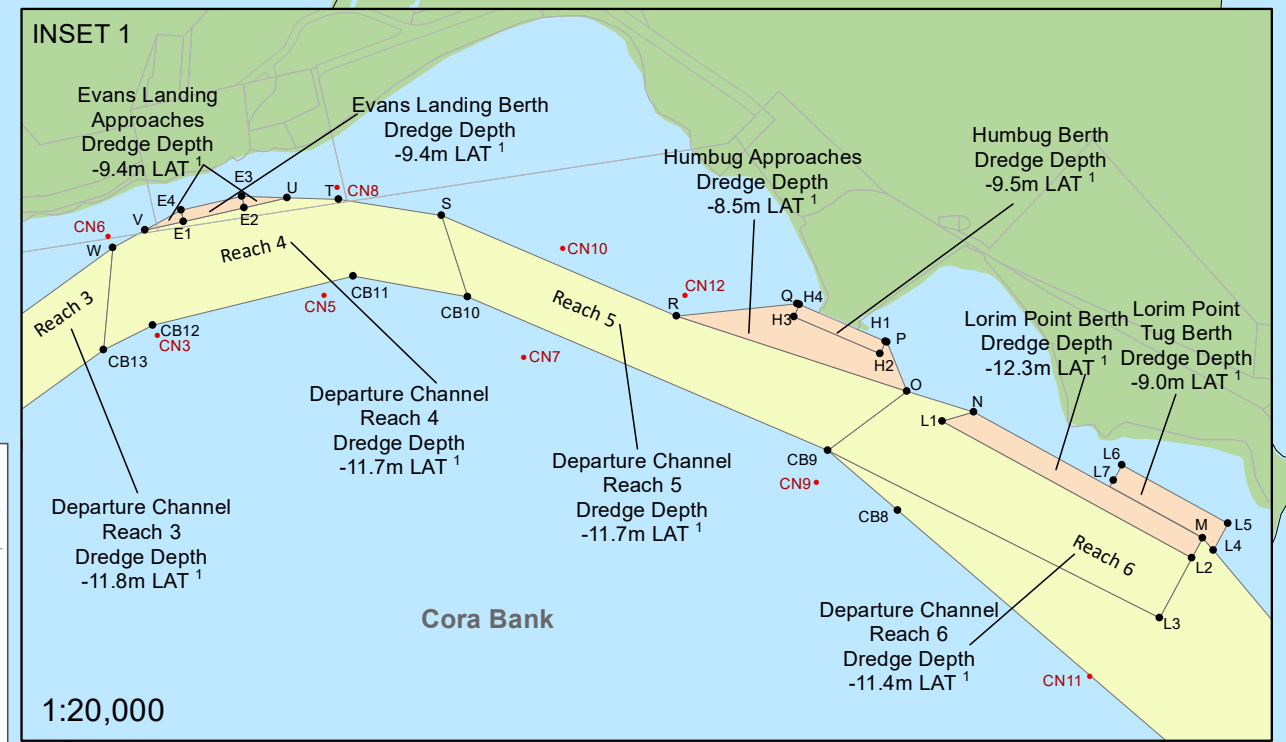
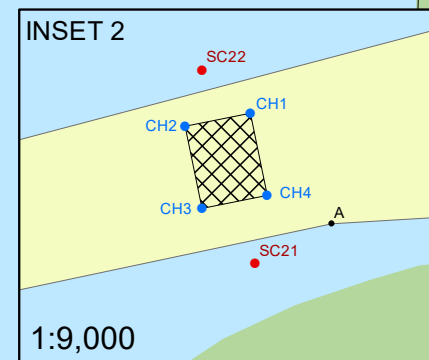
BUOY	EASTING	NORTHING	description
AB1	569271.48	8600409.93	2037m radius

Dredge Turning Circle²

Point	Easting	Northing	description
DTC	584845.46	8598553.95	500m radius



Total Maintenance Dredge Area: 622 ha



Legend

- Cultural Heritage Site (No Dredging)
- Maintenance Dredging Area (approx 622ha)
- Berth Areas
- Albatross Bay DMPA
- Cadastral Boundaries

Scale: 1:90,000

0 0.5 1 2 3 4 Kilometers

Projection: UTM Zone 54
Datum: GDA84

Notes:

- Design depths are shown. An additional allowance of an average 600mm of overdredging depth must be added to all dredge depths shown.
- Coordinates listed as Easting and Northing. (GDA94 Zone 54)
- Dredging depth transition - Bottom of the batter is the deeper section of transitions which occur within the dredge footprint

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