



## **e-Bulletin**

### **No. 9 of 2016, 23 June 2016**

#### ***The environment's legal team since 1992 - protecting the public interest - evening the odds***

The EDO is an independent community legal centre specialising in public interest environmental law.

In the last fortnight we have been working on issues such as the proposal for a high level nuclear waste facility in SA, BP's plans to extract oil from the Great Australian Bight and at last we have finalised our guide to mining and petroleum regulation.

We are very happy to report that we have received funding from the Law Foundation to conduct an audit of public participation provisions in our environmental laws. If you have a story to tell about how the law has helped or hindered your ability to get information, have your say or challenge a decision please give us a call or send an email – we'd love to hear from you.

**To help us to continue our vital work we ask that you please consider an end of financial year donation - all amounts over \$2 are tax deductible.**

Please click here to [make a tax-deductible donation](#).

We are also on [Facebook](#).

#### **[EDO memberships are now due](#)**

EDO memberships are now due for renewal. Being a financial member is a great way to show your support. Membership rates are \$66 waged, \$33 concession, \$120 corporate and \$66 NFP. You can join or renew online [here](#) or contact us for further information on 8359 2222.

#### **Calling volunteer lawyers**

We are still interested in hearing from lawyers who might be interested in volunteering with the EDO advisory service. You might be retired, on extended leave or in academia and don't wish to renew your ordinary practicing certificate. If that is you it is now possible to apply to the Law Society for a volunteer practicing certificate ( at much less cost than an ordinary practicing certificate). For more information contact the Law Society and/or the EDO.

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### South Australia

#### [Engaging with the Nuclear Fuel Cycle Citizens' Jury](#)

As part of the statewide consultation following on from the Nuclear Fuel Cycle Royal Commission, a citizens' jury has been formed to identify the key questions and issues for South Australians to discuss in more detail. The jury has been randomly selected by the newDemocracy Foundation using a process roughly matched to the Census profile to ensure a mix of people from all walks of life, and a proportionate match by age, gender and whether they own or rent their home. A larger jury of 350 will in due course look at the community feedback from the extended statewide consultation.

The jury will first meet this weekend, and then a fortnight later on July 9 and 10. On the first day, the jury will explore and identify which witnesses and evidence they will require to carry out their role. The jury will have access to a range of subject matter experts from a list suggested by a range of stakeholders, and they will also be able to select their own independent witnesses as they choose. The proceedings will be facilitated by DemocracyCo.

There will be live streaming of proceedings which should be available each sitting day at:

<http://yoursay.sa.gov.au/decisions/yoursay-engagements-nuclear-community-conversation/about>

## [AESC – Nuclear Energy Public Forum](#)

The Australian Earth Sciences Convention being held in Adelaide this month will be conducting a public forum at the Convention Centre on June 27 covering many of the issues raised in the recent Nuclear Fuel Cycle Royal Commission. The forum will be conducted in a manner similar to the ABC TV program “Q&A”, with a panel of experts facilitated by a moderator to answer the topic and take questions from the public.

*The key objectives of this public forum are to address and discuss, in the context of Australia, the exploration and extraction of material for production of nuclear energy (i.e. uranium), the manufacture and delivery of nuclear energy, and the management, disposal and storage of nuclear waste. What does the nuclear fuel cycle involve, and what does it mean for Australia? Does Australia need to consider nuclear energy as part of its future energy mix? What could be the environmental impacts of such an endeavour? Are there alternatives that could be safer and that could see us move to sustainable low-carbon energy production, or should we continue down the road with current energy sources?*

**When:** Monday 27th June 2016, 7pm.

**Where:** Adelaide Convention Centre, Hall L

**Register:** at the headline link above, tickets \$15.

## [South Australian Marine Spill Contingency Action Plan tabled in Parliament](#)

An action plan has been tabled in Parliament which is intended to define the role of the Department of Planning, Transport and Infrastructure (DPTI) as the Control Agency for spills of oil or other noxious substances in State Waters. This South Australian Marine Spill Contingency Action Plan (SAMSCAP) covers incidents that may occur in waters generally within a 3 nautical mile limit of the coast. This may be extended where spilled substances are “...likely to impact the South Australian shoreline or enter State waters”.

Nevertheless, SAMSCAP will not apply to BP’s controversial proposal to undertake deep-water oil drilling exploration in the Great Australian Bight – that activity will be regulated and overseen independently by the National Offshore Petroleum Safety and Environmental Management Authority (NOPSEMA).

The stated objectives of SAMSCAP are to:

- (1) describe the responsibilities and procedures for the prevention of, preparation for, response to and recovery from marine pollution events;
- (2) establish a basis for co-ordination between State Government agencies, non government organisations, industry members and Commonwealth agencies; and
- (3) integrate the State arrangements with the National Plan, Port Marine Pollution Contingency Plans, Industry Plans, offshore exploration licence title holder response

plans, other Jurisdictional plans and the State Emergency Management Plan.

The action plan can be viewed by following the above headline link.

## **NOTICES AND INQUIRIES**

### **South Australia**

#### **[EPA consultation – River Murray shack wastewater management planning](#)**

The South Australian Environment Protection Authority (EPA) is working with local councils along the River Murray seeking feedback on a draft River Murray shack wastewater management position statement. The stated aim of the draft statement is to raise awareness of the River Murray Water Protection Area, and to provide clarity to local councils on what matters the EPA will consider through the planning system.

The public are invited to consider both a position statement and a statement of the environmental rationale before submitting comment. Both documents may be found by following the above link.

Submissions are due by **1 August 2016**.

#### **[Adelaide's National Parks – draft management plan amendments](#)**

The Department of Environment, Water and Natural Resources has conducted consultation which found that there is a desire amongst some sections of the public to expand the range of activities which are permitted within Adelaide's metropolitan national parks. Most notably, there is a push to establish mountain biking, horse riding, and bush camping in a number of areas where they are currently not permitted by a park management plan.

Park management plans may be revised and amended to ensure that they reflect the community's expectations. A key part of the amendment process is the release of a draft amendment for public consultation. Draft amendments to the management plans for Onkaparinga National Park, Black Hill, Hallett Cove and Morialta Conservation Parks, and Anstey Hill, O'Halloran Hill, and Onkaparinga Recreation Park are now available for public comment. They may be found by following the above headline link.

Submissions are due by **22 July 2016**.

#### **[Glenside Hospital Site – Development Plan Amendment public consultation](#)**

The South Australian Planning Minister has released a proposed Development Plan Amendment (DPA) which proposes to amend land use policy at the Glenside Hospital site. The

site has been determined by the Government to be surplus land, and it desires that land and surrounding areas to undergo further medium to high density mixed-use development. The affected development plan is the Burnside (City) Development Plan.

The Government is beginning a period of public consultation which will involve an information session and a public meeting, as well as a call for submissions. More information may be found by following the above link.

Submissions are due by **17 August 2016**.

### **Regular SA Government Consultations**

Below are links to a number of SA Government agencies and bodies who undertake regular environmental audits or assessments open for public consultation. Whilst there are too many such consultations for us to list them all fully in the e-Bulletin, the links are included here as they may nevertheless be of interest to readers. The e-Bulletin will publish consultations in these categories where we deem them to be of wide public importance.

[Current Crown Developments and 'Category 3' Developments before the DAC](#)

[Current Ministerial Development Plan Amendments](#)

[Current YourSAy consultations](#)

[Current EPA license applications](#)

[Current DSD mining proposals](#)

## **Commonwealth**

### **Regular Commonwealth Government Consultations**

Below are links to Federal Government agencies and bodies who undertake environmental audits/assessments that may be open for public consultation. Whilst there are too many such consultations for us to list them all in the e-Bulletin, the links are included here as they may nevertheless be of interest to readers. The e-Bulletin will publish consultations in these categories where we deem them to be of wide public importance.

[Department of Environment Public Notices and Invitations to Comment](#)

## **PREVIOUS NOTICES: REMINDERS**

[Smart Cities Plan – public consultation](#)

- Submissions are due **24 June 2016**.

[Biosecurity Strategy for Kangaroo Island – public consultation](#)

- Submissions are due **27 June 2016**.

[Improving the River Torrens from the foothills to the sea – consultation open](#)

- Submissions are due **30 June 2016**.

[Parliamentary Inquiry into findings of the Nuclear Fuel Cycle Royal Commission](#)

- Submissions are due **1 July 2016**.

[The next generation of Australia's environmental laws – public consultation](#)

- Due date unspecified.