

e-Bulletin

No. 11 of 2018, 5 July 2018

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. We provide legal advice and assistance, engage in law reform and participate in legal education activities for the South Australian community.

If you are seeking advice on any environmental or planning issue please visit our website <http://www.edosa.org.au/> or email edosa@edo.org.au

Our services are only possible with the support of the South Australian community. Your donation will enable us to continue our fight to defend the environment using the law. Please consider a tax deductible donation - all amounts over \$2 are tax deductible.

Click here to [join us](#) or [make a tax-deductible donation](#).

We are also on [Facebook](#).

Please feel free to share this eBulletin with your networks.

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NEWS AND EVENTS

South Australia

[Don't miss the 2018 EDOSA Winter Dinner!](#)

A delicious meal, good company, after dinner speaker and art auction all in aid of the Environmental Defenders Office (SA).

Complimentary drink on arrival, 2 course entrée platter and choice of main courses. Bookings individually or for tables of up to 6, all in a private room.

WHEN: Thursday, **July 26th 2018**, 6.30pm for seating at 7.00pm

WHERE: At the historic Caledonian Hotel, 219 O'Connell Street, North Adelaide.

COST: \$60 per person

BOOK: [HERE](#) or phone: (08) 8359 2222 (please leave a message, we will call back)

Reminder: EDO travelling to Mt Gambier to provide legal advice sessions in September

EDO(SA)'s Coordinator/solicitor Melissa Ballantyne will be travelling to Mt Gambier in September as part of the EDO's Legal Outreach service. Melissa will be available to provide expert legal advice to the public on environmental and development issues. Advice is provided for free, although there is an administrative cost recovery fee of \$55 (\$25 concession).

When: Tuesday, **4 September 2018**, during the morning.

Where: [8a Commercial St West, Mt Gambier](#)

Book: <http://www.edosa.org.au/requestlegaladvice> or ring Freecall: 1800 337 566 and leave a message for us to contact you.

Reminder: Art Auction at the EDO Winter Dinner – Request for donations of art

Following on from the success of our previous event, the EDO will again be conducting an art auction – this time as part of the upcoming EDO Winter Dinner on July 26.

The EDO is now seeking additional items for the auction, and is calling upon kind supporters who may be willing or able to donate a work of art.

If you have a work of art that you might consider donating, please contact the EDO(SA) office at edosa@edo.org.au , or ring us on (08) 8359 2222 and leave a message for us to contact you.

The donation call closes on the **10 July 2018**.

Reminder: Planning reforms drop-in sessions

The Department of Planning, Transport and Infrastructure is holding Open House Drop-in sessions to provide clarification and information on the development and implementation of the Planning Reforms brought about by the Planning, Development and Infrastructure Act 2016.

The drop-in sessions will take place in the ground floor meeting room on 50 Flinders Street, Adelaide on the following dates:

- 13 July 2018 from 10:00am- 1:00pm with Anita Allen, Manager, Planning Reform
- 3 August 2018 from 10:00am-1:00pm with Cecilia Pascale, Unit Manager, Governance and Regulations

To register, please email DPTI.PlanningEngagement@sa.gov.au with your preferred date.

Commonwealth

[MDBA releases its Compliance and Enforcement Policy](#)

The Murray–Darling Basin Authority (MDBA) has recently released its policy covering compliance and enforcement of water rules under the Murray–Darling Basin Plan, with the release of its *Compliance and Enforcement Policy 2018-21*.

Speaking about the Policy, Executive Director of the MDBA Office of Compliance, Russell James, said "...we will work with the state governments to identify and promote good practice in water management, we will conduct audits on different aspects of Basin Plan implementation, we will investigate cases of non-compliance as necessary, and we will report on the performance of different parties in meeting their Basin Plan obligations.

"We will investigate allegations of non-compliance in a timely manner and use the best available information, taken from sources such as satellite technology, other regulators and input from communities and industry." Mr James said the MDBA may also investigate allegations of non-compliance by an individual if it considered that a state government was not taking appropriate action.

A copy of the Policy can be viewed by following the headline link above.

NOTICES AND INQUIRIES

South Australia

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 SCAP](#)

[Current Ministerial Development Plan Amendments](#)

[Current YourSAy consultations](#)

[Current EPA license applications](#)

[Current DSD mining proposals](#)

[Current DSD petroleum proposals](#)

Commonwealth

[EPBC Act referral – Twin Creek Wind Farm](#)

The Federal Environment Minister has received a referral under the *Environment Protection And Biodiversity Conservation Act 1999* from RES Australia Pty Ltd in regard to their proposed Twin Creek Wind Farm. The wind farm will be located approximately 80km northeast of Adelaide, and comprise up to 51 wind turbines and associated infrastructure. Total installed capacity would be 185 MW, and there will be battery storage of approximately 215 MW.

The referral identifies a number of protected species within the proposed development footprint, as well as instances of two nationally threatened ecological communities, being:

- Iron-grass (*Lomandra* spp). Natural Temperate Grassland of South Australia; and
- Peppermint Box (*Eucalyptus odorata*) Grassy Woodland of South Australia.

Submissions are due by **18 July 2018**.

[Senate Inquiry - Australia's faunal extinction crisis](#)

On 27 June 2018, the Senate referred the following matter to the Environment and Communications References Committee for inquiry and report by 4 December 2018:

Australia's faunal extinction crisis, including:

- the ongoing decline in the population and conservation status of Australia's nearly 500 threatened fauna species;
- the wider ecological impact of faunal extinction;
- the international and domestic obligations of the Commonwealth Government in conserving threatened fauna;
- the adequacy of Commonwealth environment laws, including but not limited to the Environment Protection and Biodiversity Conservation Act 1999, in providing sufficient protections for threatened fauna and against key threatening processes;
- the adequacy and effectiveness of protections for critical habitat for threatened fauna under the Environment Protection and Biodiversity Conservation Act 1999;
- the adequacy of the management and extent of the National Reserve System, stewardship arrangements, covenants and connectivity through wildlife corridors in conserving threatened fauna;
- the use of traditional knowledge and management for threatened species recovery and other outcomes as well as opportunities to expand the use of traditional knowledge and management for conservation;
- the adequacy of existing funding streams for implementing threatened species recovery plans and preventing threatened fauna loss in general;
- the adequacy of existing monitoring practices in relation to the threatened fauna assessment and adaptive management responses;
- the adequacy of existing assessment processes for identifying threatened fauna conservation status;
- the adequacy of existing compliance mechanisms for enforcing Commonwealth environment law; and
- any related matters.

Submissions are due by **13 August 2018**.

[Senate Inquiry - Offshore Petroleum and Greenhouse Gas Storage Bills](#)

On 28 June 2018, the Senate referred the provisions of the Offshore Petroleum and Greenhouse Gas Storage Amendment (Miscellaneous Amendments) Bill 2018; and the Offshore Petroleum and Greenhouse Gas Storage (Regulatory Levies) Amendment Bill 2018 to the Economics Legislation Committee for inquiry and report.

More information about the Bills may be found by following the above headline link.

Submissions are due by **25 July 2018**.

[Senate Inquiry – Electric vehicles](#)

On 27 June 2018 the Senate established the Select Committee on Electric Vehicles to inquire into the use and manufacture of electric vehicles in Australia, with particular reference to:

- the potential economic, environmental and social benefits of widespread electric vehicle uptake in Australia;
- opportunities for electric vehicle manufacturing and electric vehicle supply and value chain services in Australia, and related economic benefits;
- measures to support the acceleration of electric vehicle uptake;
- measures to attract electric vehicle manufacturing and electric vehicle supply and value chain manufacturing to Australia;
- how federal, state and territory Governments could work together to support electric vehicle uptake and manufacturing, supply, and value chain activities; and
- any other related matters.

Submissions are due by **27 July 2018**.

[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.

[EPBC Act Public Notices and Invitations to Comment](#)

[Department of the Environment and Energy - Public Consultation Notice Board](#)

PREVIOUS NOTICES: REMINDERS

[Joint Inquiry - management of PFAS contamination in and around Defence bases](#)

- Submissions are due by **6 July 2018**.

[NOPSEMA consultation - Environment plan assessment guidance](#)

- Submissions are due by **20 July 2018**.

[Planning and Design Code Discussion Paper No.2 – How Will It Work?](#)

- Submissions are due by **22 July 2018**.

[EPA consultation – solid waste disposal to landfill](#)

- Submissions are due by **10 August 2018**.

EDOs OF AUSTRALIA RECENT SUBMISSIONS

EDOs of Australia has recently released the following completed submission, which is available for download:

[Submission to the Inquiry into interactions between the EPBC Act and the agricultural sector](#)