Date : 12/12/2008 3:28:56 PM
From : "Ingrid Fomiatti Minnesma"
To : "Rob Lawrence"
Subject : DMR Heathlands

Rob

Colin Moore form DMR just came in unannounced and gave me the good news that DMR have received additional funding for the heathlands roads and he now wishes to gain approval for further construction of the road through the resource reserve. I explained that this matter will require liaison with Wolf Sievers as the alignment and gazettal needs to occur as per our previous correspondence. I have suggested that we (I) orgies a meeting with Wolf and ourselves if required to talk the matter through. Do you want me to organise it and if so do you want to be involved?
cheers

Ingrid

Ingrid Fomiatti Minnesma
Manager - Far Northern Region
Environmental Services
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Date : 22/05/2008 12:32:33 PM
From : "Ingrid Fomiatti Minnesma"
To : "Andrew Date"
Cc : "Nicole Wells" , "Chris Buckingham"
Subject : FW: Application Valid - Main Roads - Northern Peninsula Road

Nicole
Andrew will PJ manage this with my assistance!
cheers
Ingrid

Ingrid Fomiatti Minnesma
District Manager
Environmental Operations
Cairns District Northern Region
Environmental Protection Agency
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From: Nicole Wells
Sent: Thursday, 22 May 2008 12:29 PM
To: Ingrid Fomiatti Minnesma
Cc: Eco Access
Subject: FW: Application Valid - Main Roads - Northern Peninsula Road

As per email below - Thanks

Nicole Wells
Administration Officer
Environmental Operations
Cairns District Office
PO Box 2066 Cairns Qld 4870
Ph: 07 4046 6726 Fax: 07 4046 6606
www.epa.qld.gov.au

From: Eco Access
Sent: Thursday, 22 May 2008 12:12 PM
To: Nicole Wells
Subject: RE: Application Valid - Main Roads - Northern Peninsula Road

Thanks Nicole. That application is valid as of 21/5/08. It will be processed and forwarded to you ASAP.

Cheers,

Roz.

Roslyn Howie
Acting Environmental Co-Ordinator
Ecoaccess Customer Service Unit
Environmental Services
Environmental Protection Agency

Ph: 1300 368 326
Fax: (07) 3115 9600
E-mail: roslyn.howie@epa.qld.gov.au

Visit our website at www.epa.qld.gov.au

From: Nicole Wells
Sent: Wednesday, 21 May 2008 4:39 PM
To: Eco Access
Subject: Application Valid - Main Roads - Northern Peninsula Road

Good afternoon

An application submitted by Department of Main Roads for ERA 20(b) + 22(b) located at 3 JD8, near Sailors hill, Heathlands, Cook Shire was submitted to the Agency.
I forwarded the relevant paperwork to ECSU mid-end April 2008. Application was not valid for owner's consent was required from the Director – QPW – Clive Cook.
Owner's consent was received and dated 21-May-2008. Please advise if/when the application is validated.

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Thank you

Nicole Wells
Administration Officer
Environmental Operations
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Date : 22/05/2008 12:30:58 PM
From : "Ingrid Fomiatti Minnesma"
To : "Andrew Date"
Subject : FW: AssessmentRequest_Clearing Permit
for file

Ingrid Fomiatti Minnesma
District Manager
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Cairns District Northern Region
Environmental Protection Agency
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From: Ingrid Fomiatti Minnesma
Sent: Thursday, 22 May 2008 12:31 PM
To: Kerry Walsh
Subject: RE: AssessmentRequest_Clearing Permit

Hi Kerry

I just read the first e-mail you sent – and your quotation of my e-mail – I do not feel this should go to Main roads at all – as I am trying to get our internal EPA position worked out. So please for the future do not use any internal e-mails for communication with DMR.

Also – after speaking to Clive – it was decided that we would have 1 point of connect with DMR – and he prefers it to go through me – I have no issue you liaising with DMR re clearing permits – and keeping us in the loop – but please refer any other matters to me for now.

Just a head up: This matter is quite sensitive and may become political.

Thank you for your help!
Ingrid

Ingrid Fomiatti Minnesma
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From: Kerry Walsh
Sent: Wednesday, 21 May 2008 6:11 PM
To: Ingrid Fomiatti Minnesma
Cc: Tim White; Andrew Date; Michael Devery
Subject: RE: AssessmentRequest_Clearing Permit

Hey Ingrid

As mentioned in my previous email I do not think the clearing permit and/or the resources permit fit this situation. While I am not too familiar with the Act and regulations in relation to the protected area estate, I'd suggest that this situation requires the provisions set out in section 34 of the act.

sch4p4(6) Personal information, leave info

All the best
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609
Fax: (07) 4046 6643

From: Ingrid Fomiatti Minnesma
Sent: Wednesday, 21 May 2008 5:15 PM
To: Kerry Walsh
Cc: Tim White; Andrew Date
Subject: RE: AssessmentRequest_Clearing Permit

Thank you Kerry.

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We probably need to sit down and work this one through. Tim and myself met with Clive today and it was resolved that we would proceed with the assessment for the application for the first 15km of road for ERA20 and the plant clearing permit.

I guess my question would be: based on the information provided can we or can we not grant a clearing permit for the road and borrow pits (or other permit). If the tenure is an issue – how can we resolve this?

If we need a different permit application – please let me know – also if the information is currently inadequate to am an assessment please let me know what information we may need?

Thank you
Ingrid

Ingrid Fomiatti Minnesma
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From: Kerry Walsh
Sent: Wednesday, 21 May 2008 5:09 PM
To: Ingrid Fomiatti Minnesma
Cc: Scott Sullivan; Michael Devery; Tim White; Andrew Date
Subject: FW: AssessmentRequest_Clearing Permit

Hello Ingrid

General policy regarding Clearing Permit applications is to request an assessment from the Herbarium. As per attached I sent the assessment request to the Herbarium (Paul Forster is currently looking after assessments) today.

I don't think I can help too much with the protected area estate matters that you mentioned in relation to the ERA20 application.

However, I would like to point out some information relevant to the issue of a clearing permit. It is my understanding that a clearing permit cannot be issued over part of the protected area estate as section 15A of the *Nature Conservation (Administration) Conservation Regulation 2006* (Admin Reg) states *the chief executive may grant the following permits for protected plants other than in a protected area —*
(a) a clearing permit...

If my understanding is correct, and I would need to confirm the legislation interpretation with Mike Devery, the permit to clear the rare plant could not be issued until the road reserve and the borrow pits were gazettal out of the protected area.

Furthermore, in Section 9 (a) of the Admin Reg there is an option for the issue a permit to take, use, keep or interfere with cultural or natural resources (Resources permit) for quarry material and protected plants. Restrictions relating to the issue of a resources permit for protected plants, which are listed in section 20 of the *Nature Conservation (Protected Area Management) Regulation 2006*, limit the issue of this type of permit to Least Concern plant parts. Therefore, the resources permit may be an option for the take of quarry material in Heathlands but not for the clearing of a protected plant listed as Rare. Section 20 states - *(1) The chief executive may grant a resources permit authorising the taking of only the following parts of a plant (each a permitted plant part)—(a) a seed or other propagative material; (b) foliage, a flower or an inflorescence. (2) The chief executive may grant a resources permit authorising the taking of a permitted plant part of only a least concern plant. (3) The chief executive may grant a resources permit authorising the taking of a permitted plant part of a least concern plant only for a conservation park or resources reserve.*

Please let me know if you need more information.

Cheers
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609
Fax: (07) 4046 6643

From: Kerry Walsh
Sent: Wednesday, 21 May 2008 3:46 PM
To: Paul Forster
Cc: Scott Sullivan
Subject: AssessmentRequest_Clearing Permit

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Hello Paul

On the 1st May 2008 QPW received a clearing permit application from Qld Dept Main Roads Peninsular District (QDMR). In the application QDMR (Colin Moore listed as the contact) indicated that as part of the upgrade of the Northern Peninsula Road and the establishment of associated borrow pits a population of *Xanthostemon xerophilus* will be impacted due to the works.

Attached is a scanned copy of the application and other relevant information provided with the application.

In order to assist with the assessment of this application would you be able to provided information in relation to the following questions, pertaining to the Rare species :

1. Would the taking of the listed species adversely affect the survival in the wild of the each species
2. Would the taking of the plants have a significant impact on the viable population of the protected wildlife or a community of native wildlife in the area.

(The question relates to section 29 of the Nature Conservation (Protected Plants) Conservation Plan 2000 - Restrictions on grant of clearing permit)

There are a number of other issues associated with the upgrade of the road and creation of borrow pits as the work is to be done within Heathlands Resources Reserve. Environmental Services Unit in Cairns (Contact - Ingrid Fomiatti Minnesma) are looking after the application (ERA20) for borrow pits on the Heathland Resource Reserve

Ingrid indicated, in a email that was cc to me, that her main concerns in relation to the ERA20 applicaiton:

a.. Confirmation of locations of pits (and watering points) and how appropriates these are in QPW view (both yourselves and Buzz's area)
b.. Also does this include pits required to maintain road into the future
c.. Confirmation on the alignment of road – including width etc
d.. Confirmation that we are happy that the telegraph track is NOT an option and justification or that (issue raised by Buzz)
e.. Who will deal with the "act of parliament" for road reserve gazettal
f.. We still do not have a valid application for ERA 20 – as owners consent for that part was not signed (was not attached to attached letter)
g.. Apparently if you read attached letter there is still and issue re future alignment adjacent to Captain Billy turn off
h.. In term of timeframes – I would like to progress the request for additional information if required as a matter of urgency – and I am therefore seeking any comments to documents ASAP

Please call or email if you need more information.

Thank you for your help
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

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Date : 19/05/2008 4:55:40 PM
From : "Ingrid Fomiatti Minnesma"
To : "Andrew Date"
Subject : FW: Heathland resource receive application for ERA 20.

maybe you should come as well!

Ingrid Fomiatti Minnesma
District Manager
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From: Ingrid Fomiatti Minnesma
Sent: Monday, 19 May 2008 4:55 PM
To: Tim White
Cc: Andrew Date
Subject: RE: Heathland resource receive application for ERA 20.

Thank you Tim – not sure about having a "handle on the issues" I really need your brain power re values of the area an appropriate alignment – I have no idea there!

In will see if I can bring the form A that needs to be signed for owners consent and I shall be there!

Cheers
Ingrid

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From: Tim White
Sent: Monday, 19 May 2008 4:45 PM
To: Ingrid Fomiatti Minnesma; Georgianna Fien; Andrew Date
Cc: Kerry Walsh
Subject: RE: Heathland resource receive application for ERA 20.

Ingrid,

You obviously have a much better handle on this than I do in terms of scope of problems. I just checked with tracey Schwilk and its fine for to join me and Clive on Wed 21 May at 11.00am to discuss these issues.

I will get some comments to you asap.

Cheers
Tim

Tim White
A/District Manager
Cape York\Dry Tropics
Queensland Parks and Wildlife Service
Level 1, 5B Sheridan St,
Cairns. QLD. 4870.
Ph (07 40466671
Fax (07) 40466604

From: Ingrid Fomiatti Minnesma
Sent: Monday, 19 May 2008 4:37 PM
To: Tim White; Georgianna Fien; Andrew Date
Cc: Kerry Walsh
Subject: RE: Heathland resource receive application for ERA 20.

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Thank you Tim

My main concern is in relation to:

- Confirmation of locations of pits (and watering points) and how appropriates these are in QPW view (both yourselves and Buzz's area)
- Also does this include pits required to maintain road into the future
- Confirmation on the alignment of road – including width etc
- Confirmation that we are happy that the telegraph track is NOT an option and justification or that (issue raised by Buzz)
- Who will deal with the "act of parliament" for road reserve gazettal
- We still do not have a valid application for ERA 20 – as owners consent for that part was not signed (was not attached to attached letter)
- Apparently if you read attached letter there is still and issue re future alignment adjacent to Captain Billy turn off
- In term of timeframes – I would like to progress the request for additional information if required as a matter of urgency – and I am therefore seeking any comments to documents ASAP

I am happy to sit in on your conversations with Clive Otherwise let me know the outcomes.
Cheers
Ingrid

Ingrid Fomiatti Minnesma
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From: Tim White
Sent: Monday, 19 May 2008 4:22 PM
To: Ingrid Fomiatti Minnesma; Georgianna Fien; Andrew Date
Subject: RE: Heathland resource receive application for ERA 20.

Thanks I can meet with Clive.

The issues are as discussed – A concern that the road is not actually gazetted and will require a significant procedure and revocation of the new alignment from resource reserve to road reserve. (Buzz and Georianna are providing me with further advice on this tomorrow.)

The level of envt'al responsibility applied to the proposal so far, particularly concerning the gravel pits.

The timeframes off assessment and pressure on EPA and QPW to progress – I met with the DMR project team and managers in August last year and outlined the level of scrutiny to be applied to the submissions and the level of procedure required for survey and gazettal of new road reserves. Nothing was done at all until earlier this year….

Ingrid, let me know if you have any other relevant issues I can discuss with Clive.

Cheers
Tim

Tim White
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Cape York\Dry Tropics
Queensland Parks and Wildlife Service
Level 1, 5B Sheridan St,
Cairns. QLD. 4870.
Ph (07 40466671
Fax (07) 40466604

From: Ingrid Fomiatti Minnesma
Sent: Monday, 19 May 2008 4:11 PM
To: Georgianna Fien; Tim White; Andrew Date
Subject: FW: Heathland resource receive application for ERA 20.

Hi Georgianna
Maybe we should all meet with Clive or you should at least attend with Tim so we can iron out any of the issues?
Cheers
Ingrid

Ingrid Fomiatti Minnesma

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From: Tim White
Sent: Monday, 19 May 2008 3:44 PM
To: Ingrid Fomiatti Minnesma; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien; Kerry Walsh
Cc: Rob Lawrence; Andrew Date; 'Chris Buckingham'
Subject: RE: Heathland resource receive application for ERA 20.

Thanks Ingrid,

I have a meeting with Clive on Wednesday 21 may to discuss the project and the owners consent issue.

I have discussed briefly with Simon Thompson the issues of road alignment and gravel pits and am expecting some points of concern shortly.

As briefly discussed previously with you guys, I am concerned over the level of accountability and management of environmental issues possible from DMR's submissions so far mainly on the gravel extraction exercises. It's one thing to consider the road when in reality there is a road already there and it is required by Government to upgrade, it's another matter altogether to have DMR running around the protected areas digging up gravel with very limited controls on the location and extent of each individual pit.

I will get some further comments on the documents to you as soon as possible.

In relation to the road alignment I have briefly discussed it with Buzz however we need to further progress it. I am not available on Thursday 22 at this stage.

Cheers
Tim

Tim White
A/District Manager
Cape York\Dry Tropics
Queensland Parks and Wildlife Service
Level 1, 5B Sheridan St,
Cairns. QLD. 4870.
Ph (07 40466671
Fax (07) 40466604

From: Ingrid Fomiatti Minnesma
Sent: Monday, 19 May 2008 3:34 PM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien; Kerry Walsh
Cc: Rob Lawrence; Andrew Date; Chris Buckingham; Ingrid Fomiatti Minnesma
Subject: RE: Heathland resource receive application for ERA 20.

Hi Tim, Kylie, Bruce, Kerry, Georgianna and Buzz

I refer to my e-mail below as well as my e-mail dated 2 may (attached) and subsequent e- mail from Crystal Whittaker on 2 May 2008 regarding the application for borrow pit on the heathland resource reserve.

Please provide your comments regarding the documents by COB 27 May 2008.

If no comments are received by this date I will assume that you have no concerns in relation to the documentation provided, nor the alignment of the road or related matters, and I will proceed with processing the application accordingly.

I have attached a letter form Bruce Gould for your information. To date no-one has responded in relation to me facilitating a meeting to resolve any of the outstanding issue. I therefore assume that you do not see value in a meeting.

Kind regards
Ingrid

Ingrid Fomiatti Minnesma
District Manager
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From: Ingrid Fomiatti Minnesma
Sent: Tuesday, 13 May 2008 5:42 PM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien
Cc: Rob Lawrence; Andrew Date; Steve Smith
Subject: Heathland resource receive application for ERA 20.

Hi Tim, Kylie, Bruce and Buzz

I refer to my previous e-mail regarding the environmental reports we have received from Main Roads for the upgrade of the PDR through heathlands resource reserve. We (Tim, Steve Andrew and myself) met with DMR yesterday and the following is a brief summary:

- The reports I have forwarded to you for comment last week are the reports that DMR believes are sufficient to make application for both the gravel pits as well as for the alignment of the road. (please note that some of you have referred to an "EIS" in conversation with me and it was clarified that DMR believes these documents cover the required environmental matters).
- DMR is awaiting owner's consent for the ERA 20 (extraction) application which was to come from EPA – and were under the impression that owners consent was about to be given by Clive Cook – Tim will check this. Please note that once owners consent is given the application for ERA20 will become valid and timeframes will start – which means that your comments are vital to get back as we will only have 10 days to ask for additional information if required.
- EPA advised that the alignment of the road and tenure dealings will require an Act of parliament and the timeframes associated with this was discussed.
- DMR highlighted the requirements to start constructing the road as soon and possible as later on in the year there might to be sufficient water available to construct the road. The political pressure associated with the project was also highlighted.
- EPA highlighted that sufficient justification needed to be given for the proposed alignment – and DMR highlighted that they believe that have given this to EPA in the documents I have forwarded to you.
- EPA also highlighted that from now on there will be 1 point of contact for the entire project as there appears to have been a level of shopping around for advice. At this stage I have put my name forward as the single point of contact – but I am more than happy for this to be changed. Please refer any inquires to me in the first instance and I will keep you all in the loop on any developments.
- DMR highlighted there is room to negotiate the alignment and this will need to commence ASAP.

Actions for EPA:

- Tim to confirm as soon as possible whether owners consent has been given by EPA.
- All – provide comment on the adequacy of the documents for the alignment of the road and proposed gravel pits by COB 21 May 2008. Identify information gaps etc so this can be asked for in an additional information request of required.
- All – we need to come to an EPA position of the road alignment – and this is really an internal matter that needs be resolved between Cape York Unit (Buzz's area) – and QPW (Tim's area). I am happy to accommodate the process, but the technical knowledge needs to come from those 2 areas. I propose to meet late next week to resolve this - maybe 22/5?

Kind regards
Ingrid

Ingrid Fomiatti Minnesma
District Manager
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Cairns District Northern Region
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From: Ingrid Fomiatti Minnesma
Sent: Friday, 2 May 2008 11:54 AM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan
Cc: Steve Smith; Crystal Whittaker
Subject: main roads work on Heathland Resource reserve

Hi Tim, Kylie, Bruce and Buzz

We have received applications for extracting materials for main roads work on Heathlands resource reserve. I would like to obtain your opinion on these applications particularly regarding the appropriateness of locations etc and recommendation regarding whether the proposal should proceed. If proposal is recommended to proceed - Any recommendation regarding conditions / rehabilitation etc would also be appreciated.

Crystal will scan the supporting documentation in and forward it electronically to you in due course.
Kind regards
Ingrid

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Date : 19/05/2008 4:37:40 PM
From : "Ingrid Fomiatti Minnesma"
To : "Rob Lawrence"
Subject : FW: Heathland resource receive application for ERA 20.

Please see below
Cheers
Ingrid

Ingrid Fomiatti Minnesma
District Manager
Environmental Operations
Cairns District Northern Region
Environmental Protection Agency
Phone: (07) 4046 6737 Fax: (07) 4046 6606
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The level of envt'al responsibility applied to the proposal so far, particularly concerning the gravel pits.

The timeframes off assessment and pressure on EPA and QPW to progress – I met with the DMR project team and managers in August last year and outlined the level of scrutiny to be applied to the submissions and the level of procedure required for survey and gazettal of new road reserves. Nothing was done at all until earlier this year….

Ingrid, let me know if you have any other relevant issues I can discuss with Clive.

Cheers
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Cape York\Dry Tropics
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Fax (07) 40466604

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Thanks Ingrid,

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I have discussed briefly with Simon Thompson the issues of road alignment and gravel pits and am expecting some points of concern shortly.

As briefly discussed previously with you guys, I am concerned over the level of accountability and management of environmental issues possible from DMR's submissions so far mainly on the gravel extraction exercises. It's one thing to consider the road when in reality there is a road already there and it is required by Government to upgrade, it's another matter altogether to have DMR running around the protected areas digging up gravel with very limited controls on the location and extent of each individual pit.

I will get some further comments on the documents to you as soon as possible.

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Kind regards
Ingrid

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From: Ingrid Fomiatti Minnesma
Sent: Tuesday, 13 May 2008 5:42 PM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien
Cc: Rob Lawrence; Andrew Date; Steve Smith
Subject: Heathland resource receive application for ERA 20.

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Actions for EPA:

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- All – provide comment on the adequacy of the documents for the alignment of the road and proposed gravel pits by COB 21 May 2008. Identify information gaps etc so this can be asked for in an additional information request of required.
- All – we need to come to an EPA position of the road alignment – and this is really an internal matter that needs be resolved between Cape York Unit (Buzz's area) – and QPW (Tim's area). I am happy to accommodate the process, but the technical knowledge needs to come from those 2 areas. I propose to meet late next week to resolve this - maybe 22/5?

Kind regards
Ingrid

Ingrid Fomiatti Minnesma
District Manager
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From: Ingrid Fomiatti Minnesma
Sent: Friday, 2 May 2008 11:54 AM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan
Cc: Steve Smith; Crystal Whittaker
Subject: main roads work on Heathland Resource reserve

Hi Tim, Kylie, Bruce and Buzz

We have received applications for extracting materials for main roads work on Heathlands resource reserve. I would like to obtain your opinion on these applications particularly regarding the appropriateness of locations etc and recommendation regarding whether the proposal should proceed. If proposal is recommended to proceed - Any recommendation regarding conditions / rehabilitation etc would also be appreciated.

Crystal will scan the supporting documentation in and forward it electronically to you in due course.
Kind regards
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Date : 19/05/2008 4:21:44 PM
From : "Ingrid Fomiatti Minnesma"
To : "Andrew Date"
Cc : "Rob Lawrence"
Subject : FW: Heathland resource receive application for ERA 20.
Rob

Something is happening!
Cheers
Ingrid

Ingrid Fomiatti Minnesma
District Manager
Environmental Operations
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From: Georgianna Fien
Sent: Monday, 19 May 2008 4:20 PM
To: Ingrid Fomiatti Minnesma
Cc: Tim White
Subject: RE: Heathland resource receive application for ERA 20.

Hi Ingrid, Tim & I have talked about this. I'll try to get some information to Tim tomorrow, and he'll meet with Clive on Wednesday, then we'll see whether we all need to meet or whether we can just provide a response to you. Cheers, Georgianna

Georgianna Fien
Principal Project Officer
Cape York Unit, QP&W/EPA
PO Box 2066 Cairns QLD 4870
phone (07) 4046 6767
fax (07) 4046 6768
mobPersonal informa
georgianna.fien@epa.qld.gov.au

From: Ingrid Fomiatti Minnesma
Sent: Monday, 19 May 2008 4:11 PM
To: Georgianna Fien; Tim White; Andrew Date
Subject: FW: Heathland resource receive application for ERA 20.

Hi Georgianna
Maybe we should all meet with Clive or you should at least attend with Tim so we can iron out any of the issues?
Cheers
Ingrid

Ingrid Fomiatti Minnesma
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From: Tim White
Sent: Monday, 19 May 2008 3:44 PM
To: Ingrid Fomiatti Minnesma; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien; Kerry Walsh
Cc: Rob Lawrence; Andrew Date; 'Chris Buckingham'
Subject: RE: Heathland resource receive application for ERA 20.

Thanks Ingrid,

I have a meeting with Clive on Wednesday 21 may to discuss the project and the owners consent issue.

I have discussed briefly with Simon Thompson the issues of road alignment and gravel pits and am expecting some points of concern shortly.

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As briefly discussed previously with you guys, I am concerned over the level of accountability and management of environmental issues possible from DMR's submissions so far mainly on the gravel extraction exercises. It's one thing to consider the road when in reality there is a road already there and it is required by Government to upgrade, it's another matter altogether to have DMR running around the protected areas digging up gravel with very limited controls on the location and extent of each individual pit.

I will get some further comments on the documents to you as soon as possible.

In relation to the road alignment I have briefly discussed it with Buzz however we need to further progress it. I am not available on Thursday 22 at this stage.

Cheers
Tim

Tim White
A/District Manager
Cape York\Dry Tropics
Queensland Parks and Wildlife Service
Level 1, 5B Sheridan St,
Cairns. QLD. 4870.
Ph (07 40466671
Fax (07) 40466604

From: Ingrid Fomiatti Minnesma
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To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien; Kerry Walsh
Cc: Rob Lawrence; Andrew Date; Chris Buckingham; Ingrid Fomiatti Minnesma
Subject: RE: Heathland resource receive application for ERA 20.

Hi Tim, Kylie, Bruce, Kerry, Georgianna and Buzz

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Please provide your comments regarding the documents by COB 27 May 2008.

If no comments are received by this date I will assume that you have no concerns in relation to the documentation provided, nor the alignment of the road or related matters, and I will proceed with processing the application accordingly.

I have attached a letter form Bruce Gould for your information. To date no-one has responded in relation to me facilitating a meeting to resolve any of the outstanding issue. I therefore assume that you do not see value in a meeting.

Kind regards
Ingrid

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From: Ingrid Fomiatti Minnesma
Sent: Tuesday, 13 May 2008 5:42 PM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien
Cc: Rob Lawrence; Andrew Date; Steve Smith
Subject: Heathland resource receive application for ERA 20.

Hi Tim, Kylie, Bruce and Buzz

I refer to my previous e-mail regarding the environmental reports we have received from Main Roads for the upgrade of the PDR through heathlands resource reserve. We (Tim, Steve Andrew and myself) met with DMR yesterday and the following is a brief summary:

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Kind regards
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To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan
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Date : 19/05/2008 4:11:12 PM
From : "Ingrid Fomiatti Minnesma"
To : "Georgianna Fien" , "Tim White" , "Andrew Date"
Subject : FW: Heathland resource receive application for ERA 20.

Hi Georgianna
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Cheers
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From: Tim White
Sent: Monday, 19 May 2008 3:44 PM
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Sent: Tuesday, 13 May 2008 5:42 PM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien
Cc: Rob Lawrence; Andrew Date; Steve Smith
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Sent: Friday, 2 May 2008 11:54 AM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan
Cc: Steve Smith; Crystal Whittaker
Subject: main roads work on Heathland Resource reserve

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Date : 19/05/2008 4:11:22 PM
From : "Ingrid Fomiatti Minnesma"
To : "Andrew Date"
Subject : FW: Heathland resource receive application for ERA 20.

Ingrid Fomiatti Minnesma
District Manager
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From: Georgianna Fien
Sent: Monday, 19 May 2008 3:44 PM
To: Ingrid Fomiatti Minnesma
Subject: RE: Heathland resource receive application for ERA 20.

Hi Ingrid, I think a meeting is good idea. I'd assumed that you'd organise one – I was eagerly awaiting an invitation! Georgianna

Georgianna Fien
Principal Project Officer
Cape York Unit, QP&W/EPA
PO Box 2066 Cairns QLD 4870
phone (07) 4046 6767
fax (07) 4046 6768
mob(6) Personal info
georgianna.fien@epa.qld.gov.au

From: Ingrid Fomiatti Minnesma
Sent: Monday, 19 May 2008 3:34 PM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien; Kerry Walsh
Cc: Rob Lawrence; Andrew Date; Chris Buckingham; Ingrid Fomiatti Minnesma
Subject: RE: Heathland resource receive application for ERA 20.

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Date : 20/05/2008 9:12:04 AM
From : "Ingrid Fomiatti Minnesma"
To : "Rob Lawrence"
Subject : FW: Heathland resource receive application for ERA 20.

here is my invite!

Ingrid Fomiatti Minnesma
District Manager
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Cairns District Northern Region
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From: Tim White
Sent: Monday, 19 May 2008 4:45 PM
To: Ingrid Fomiatti Minnesma; Georgianna Fien; Andrew Date
Cc: Kerry Walsh
Subject: RE: Heathland resource receive application for ERA 20.

Ingrid,

You obviously have a much better handle on this than I do in terms of scope of problems. I just checked with tracey Schwilk and its fine for to join me and Clive on Wed 21 May at 11.00am to discuss these issues.

I will get some comments to you asap.

Cheers
Tim

Tim White
A/District Manager
Cape York\Dry Tropics
Queensland Parks and Wildlife Service
Level 1, 5B Sheridan St,
Cairns. QLD. 4870.
Ph (07 40466671
Fax (07) 40466604

From: Ingrid Fomiatti Minnesma
Sent: Monday, 19 May 2008 4:37 PM
To: Tim White; Georgianna Fien; Andrew Date
Cc: Kerry Walsh
Subject: RE: Heathland resource receive application for ERA 20.

Thank you Tim

My main concern is in relation to:

- Confirmation of locations of pits (and watering points) and how appropriates these are in QPW view (both yourselves and Buzz's area)
- Also does this include pits required to maintain road into the future
- Confirmation on the alignment of road – including width etc
- Confirmation that we are happy that the telegraph track is NOT an option and justification or that (issue raised by Buzz)
- Who will deal with the "act of parliament" for road reserve gazettal
- We still do not have a valid application for ERA 20 – as owners consent for that part was not signed (was not attached to attached letter)
- Apparently if you read attached letter there is still and issue re future alignment adjacent to Captain Billy turn off
- In term of timeframes – I would like to progress the request for additional information if required as a matter of urgency – and I am therefore seeking any comments to documents ASAP

I am happy to sit in on your conversations with Clive Otherwise let me know the outcomes.
Cheers
Ingrid

Ingrid Fomiatti Minnesma
District Manager
Environmental Operations

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From: Tim White
Sent: Monday, 19 May 2008 4:22 PM
To: Ingrid Fomiatti Minnesma; Georgianna Fien; Andrew Date
Subject: RE: Heathland resource receive application for ERA 20.

Thanks I can meet with Clive.

The issues are as discussed – A concern that the road is not actually gazetted and will require a significant procedure and revocation of the new alignment from resource reserve to road reserve. (Buzz and Georianna are providing me with further advice on this tomorrow.)

The level of envt'al responsibility applied to the proposal so far, particularly concerning the gravel pits.

The timeframes off assessment and pressure on EPA and QPW to progress – I met with the DMR project team and managers in August last year and outlined the level of scrutiny to be applied to the submissions and the level of procedure required for survey and gazettal of new road reserves. Nothing was done at all until earlier this year….

Ingrid, let me know if you have any other relevant issues I can discuss with Clive.

Cheers
Tim

Tim White
A/District Manager
Cape York\Dry Tropics
Queensland Parks and Wildlife Service
Level 1, 5B Sheridan St,
Cairns. QLD. 4870.
Ph (07 40466671
Fax (07) 40466604

From: Ingrid Fomiatti Minnesma
Sent: Monday, 19 May 2008 4:11 PM
To: Georgianna Fien; Tim White; Andrew Date
Subject: FW: Heathland resource receive application for ERA 20.

Hi Georgianna
Maybe we should all meet with Clive or you should at least attend with Tim so we can iron out any of the issues?
Cheers
Ingrid

Ingrid Fomiatti Minnesma
District Manager
Environmental Operations
Cairns District Northern Region
Environmental Protection Agency
Phone: (07) 4046 6737 Fax: (07) 4046 6606
Email: Ingrid.Minnesma@epa.qld.gov.au
You can visit us online at www.epa.qld.gov.au

From: Tim White
Sent: Monday, 19 May 2008 3:44 PM
To: Ingrid Fomiatti Minnesma; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien; Kerry Walsh
Cc: Rob Lawrence; Andrew Date; 'Chris Buckingham'
Subject: RE: Heathland resource receive application for ERA 20.

Thanks Ingrid,

I have a meeting with Clive on Wednesday 21 may to discuss the project and the owners consent issue.

I have discussed briefly with Simon Thompson the issues of road alignment and gravel pits and am expecting some points of concern shortly.

As briefly discussed previously with you guys, I am concerned over the level of accountability and management of environmental issues possible from DMR's submissions so far mainly on the gravel extraction exercises. It's one thing to consider the road when in reality there is a road already there and it is required by Government to upgrade, it's another matter altogether to have DMR running around the protected areas digging up gravel with very limited controls on the location and extent of each individual pit.

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I will get some further comments on the documents to you as soon as possible.

In relation to the road alignment I have briefly discussed it with Buzz however we need to further progress it. I am not available on Thursday 22 at this stage.

Cheers
Tim

Tim White
A/District Manager
Cape York\Dry Tropics
Queensland Parks and Wildlife Service
Level 1, 5B Sheridan St,
Cairns. QLD. 4870.
Ph (07 40466671
Fax (07) 40466604

From: Ingrid Fomiatti Minnesma
Sent: Monday, 19 May 2008 3:34 PM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien; Kerry Walsh
Cc: Rob Lawrence; Andrew Date; Chris Buckingham; Ingrid Fomiatti Minnesma
Subject: RE: Heathland resource receive application for ERA 20.

Hi Tim, Kylie, Bruce, Kerry, Georgianna and Buzz

I refer to my e-mail below as well as my e-mail dated 2 may (attached) and subsequent e- mail from Crystal Whittaker on 2 May 2008 regarding the application for borrow pit on the heathland resource reserve.

Please provide your comments regarding the documents by COB 27 May 2008.

If no comments are received by this date I will assume that you have no concerns in relation to the documentation provided, nor the alignment of the road or related matters, and I will proceed with processing the application accordingly.

I have attached a letter form Bruce Gould for your information. To date no-one has responded in relation to me facilitating a meeting to resolve any of the outstanding issue. I therefore assume that you do not see value in a meeting.

Kind regards
Ingrid

Ingrid Fomiatti Minnesma
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Environmental Operations
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Environmental Protection Agency
Phone: (07) 4046 6737 Fax: (07) 4046 6606
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You can visit us online at www.epa.qld.gov.au

From: Ingrid Fomiatti Minnesma
Sent: Tuesday, 13 May 2008 5:42 PM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan; Georgianna Fien
Cc: Rob Lawrence; Andrew Date; Steve Smith
Subject: Heathland resource receive application for ERA 20.

Hi Tim, Kylie, Bruce and Buzz

I refer to my previous e-mail regarding the environmental reports we have received from Main Roads for the upgrade of the PDR through heathlands resource reserve. We (Tim, Steve Andrew and myself) met with DMR yesterday and the following is a brief summary:

- The reports I have forwarded to you for comment last week are the reports that DMR believes are sufficient to make application for both the gravel pits as well as for the alignment of the road. (please note that some of you have referred to an "EIS" in conversation with me and it was clarified that DMR believes these documents cover the required environmental matters).
- DMR is awaiting owner's consent for the ERA 20 (extraction) application which was to come from EPA – and were under the impression that owners consent was about to be given by Clive Cook – Tim will check this. Please note that once owners consent is given the application for ERA20 will become valid and timeframes will start – which means that your comments are vital to get back as we will only have 10 days to ask for additional information if required.
- EPA advised that the alignment of the road and tenure dealings will require an Act of parliament and the timeframes associated with this was discussed.
- DMR highlighted the requirements to start constructing the road as soon and possible as later on in the year there might to be sufficient water

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available to construct the road. The political pressure associated with the project was also highlighted.

- EPA highlighted that sufficient justification needed to be given for the proposed alignment – and DMR highlighted that they believe that have given this to EPA in the documents I have forwarded to you.
- EPA also highlighted that from now on there will be 1 point of contact for the entire project as there appears to have been a level of shopping around for advice. At this stage I have put my name forward as the single point of contact – but I am more than happy for this to be changed. Please refer any inquires to me in the first instance and I will keep you all in the loop on any developments.
- DMR highlighted there is room to negotiate the alignment and this will need to commence ASAP.

Actions for EPA:

- Tim to confirm as soon as possible whether owners consent has been given by EPA.
- All – provide comment on the adequacy of the documents for the alignment of the road and proposed gravel pits by COB 21 May 2008. Identify information gaps etc so this can be asked for in an additional information request of required.
- All – we need to come to an EPA position of the road alignment – and this is really an internal matter that needs be resolved between Cape York Unit (Buzz's area) – and QPW (Tim's area). I am happy to accommodate the process, but the technical knowledge needs to come from those 2 areas. I propose to meet late next week to resolve this - maybe 22/5?

Kind regards
Ingrid

Ingrid Fomiatti Minnesma
District Manager
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From: Ingrid Fomiatti Minnesma
Sent: Friday, 2 May 2008 11:54 AM
To: Tim White; Buzz Symonds; Kylie Galway; Bruce Wannan
Cc: Steve Smith; Crystal Whittaker
Subject: main roads work on Heathland Resource reserve

Hi Tim, Kylie, Bruce and Buzz

We have received applications for extracting materials for main roads work on Heathlands resource reserve. I would like to obtain your opinion on these applications particularly regarding the appropriateness of locations etc and recommendation regarding whether the proposal should proceed. If proposal is recommended to proceed - Any recommendation regarding conditions / rehabilitation etc would also be appreciated.

Crystal will scan the supporting documentation in and forward it electronically to you in due course.
Kind regards
Ingrid

Ingrid Fomiatti Minnesma
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Date : 2/07/2008 11:41:47 AM
From : "Ingrid Fomiatti Minnesma"
To : "Rob Lawrence"
Subject : FW: Heathlands advice

FYI

Ingrid Fomiatti Minnesma
District Manager - Cairns - Far Northern Region
Environmental Services
Environmental Protection Agency
Phone: (07) 4046 6737 Fax: (07) 4046 6606
Email: Ingrid.Minnesma@epa.qld.gov.au
You can visit us online at www.epa.qld.gov.au

From: Buzz Symonds
Sent: Wednesday, 2 July 2008 8:19 AM
To: Ingrid Fomiatti Minnesma; James Newman
Cc: Andrew Date; Hollie Wakefield
Subject: RE: Heathlands advice

Ingrid

Will discuss with James when he returns from the Cape. Generally, Regional staff will have carriage of issues that affect the current protected area estate, although I would have some ongoing advisory role in respect of the implications for future conversion of the Heathlands RR to NP and ALA (which is still a couple of years away).

Buzz

_____

Buzz Symonds
Director
Cape York Peninsula
Environmental Protection Agency
Ground Floor, 5B Sheridan Street
PO Box 2066
CAIRNS QLD 4870

Tel: (07) 40466769 Mob:) Personal in Fax: (07) 40466768
E-mail: buzz.symonds @epa.qld.gov.au

From: Ingrid Fomiatti Minnesma
Sent: Tuesday, 1 July 2008 12:50 PM
To: Buzz Symonds; James Newman
Cc: Andrew Date; Hollie Wakefield
Subject: RE: Heathlands advice

Hi Buzz and James

ES has been project managing the ERA20 (extraction) application for part of the Heathlands road, which is nearly completed. In relation to the revocation of the road and the tenure process I propose to have a project manager from either of your sections as this matter is outside my area of expertise. I am happy to provide guidance on environmental matters such as sediment and erosion etc.

The best way forward may be to convene a meeting and come to an agreement as to who may project manage the tenure process from here?

Kind regards
Ingrid

Ingrid Fomiatti Minnesma
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From: Andrew Date
Sent: Tuesday, 1 July 2008 10:53 AM
To: Buzz Symonds
Cc: Ingrid Fomiatti Minnesma

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Subject: RE: Heathlands advice

Thanks Buzz

The future alignments and road reserve widths of other sections of the road may be outside our conditioning powers in context of the DA for the activity applied for but we will try it on anyway

Andrew

From: Buzz Symonds
Sent: Monday, 30 June 2008 5:52 PM
To: Andrew Date
Subject: RE: Heathlands advice

Andrew

All fine from my point of view. The "draft advice" looks good as we will need substantial justification to take a revocation proposal forward. I think we should continue to press for a normal 60 to 100m wide corridor and put the onus on MR to properly assess the future alignment.

Buzz

Buzz Symonds
Director
Cape York Peninsula
Environmental Protection Agency
Ground Floor, 5B Sheridan Street
PO Box 2066
CAIRNS QLD 4870

Tel: (07) 40466769 Mob: i) Personal in Fax: (07) 40466768
E-mail: buzz.symonds @epa.qld.gov.au

From: Andrew Date
Sent: Monday, 30 June 2008 3:44 PM
To: Tim White; Buzz Symonds; Kylie Galway; Kerry Walsh
Cc: Ingrid Fomiatti Minnesma
Subject: Heathlands advice

Could each of of you have a look at the attached draft document 'Advice to applicant' to be appended to the statutory notice approvaing the ERAs within the Heathlands Resource Reserve. It primarily relates to advice on QPWS matters so I'd appreciate your input on its accuracy and relevance. I have also attached the final draft of the conditions in case anyone missed it earlier. MRD are hovering for a rapid response so I intend to issue the DA tomorrow afternoon, your earliest response appreciated.

Andrew

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Date : 20/05/2008 2:46:02 PM
From : "Ingrid Fomiatti Minnesma"
To : "Andrew Date"
Subject : FW: Heathlands road

Ingrid Fomiatti Minnesma
District Manager
Environmental Operations
Cairns District Northern Region
Environmental Protection Agency
Phone: (07) 4046 6737 Fax: (07) 4046 6606
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From: Buzz Symonds
Sent: Tuesday, 20 May 2008 2:22 PM
To: Ingrid Fomiatti Minnesma
Subject: RE: Heathlands road

Ingrid

I have no record of the application documentation apart from that provided by you. I should not be nominated as the designated person, and have no authority in that regard. The designated person should be either Clive, the Regional Manager, or Director Terrestrial Parks.

Buzz

_____

Buzz Symonds
Director
Cape York Peninsula
Environmental Protection Agency
Ground Floor, 5B Sheridan Street
PO Box 2066
CAIRNS QLD 4870

Tel: (07) 40466769 Mob: s) Personal in Fax: (07) 40466768
E-mail: buzz.symonds @epa.qld.gov.au

From: Ingrid Fomiatti Minnesma
Sent: Tuesday, 20 May 2008 9:27 AM
To: Kate.M.VanNamen@mainroads.qld.gov.au; paul.d.graham@mainroads.qld.gov.au; arthur.r.yates@mainroads.qld.gov.au
Cc: Andrew Date; Tim White; Buzz Symonds; Georgianna Fien
Subject: RE: Heathlands road

Dear Bruce / Arthur / Paul

Attached is your application documentation as forwarded to me on 11 April 2008. I note that Buzz Symonds from the EPA was designated by DMR as the person required to sign owner's consent.

I am currently following up with Buzz as to whether form A was forwarded to Buzz for owners consent or not.

Any information you have in relation to obtaining owners consent would be of assistance. I again highlight that this application is not valid until such time that owners consent has been signed, however officers from the EPA are assessing the documents with a view to provide any feedback as soon as possible.

Kind regards

Ingrid

Ingrid Fomiatti Minnesma
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From: Ingrid Fomiatti Minnesma
Sent: Monday, 19 May 2008 4:52 PM
To: 'Kate.M.VanNamen@mainroads.qld.gov.au'; 'paul.d.graham@mainroads.qld.gov.au'; 'arthur.r.yates@mainroads.qld.gov.au'
Cc: Andrew Date; Tim White
Subject: Heathlands road

Dear Bruce / Arthur / Paul

I refer to the attached letter from Bruce to Mr Clive Cook regarding owner's consent for the ERA 20/22 application. Please note that the letter also included application for removal of plants. Although owner's consent was given for these applications, the document did not include the required document for owner's consent for the ERA20/22 application and such this application has not (yet) been validated (attached the relevant page from A for IDAS application).

Officers from the EPA are however assessing the documents with a view to provide any feedback as soon as possible.

In addition the attached letter also raises some of the outstanding issues which remain to be resolved in relation to the road; these issues do need to be resolved as a matter of urgency so the applications can be progressed in a timely fashion. To this need we may need to convene a meeting to discuss and progress these matters. I am happy to facilitate a meeting.

Kind regards
Ingrid

Ingrid Fomiatti Minnesma
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Date : 13/05/2008 5:41:44 PM
From : "Ingrid Fomiatti Minnesma"
To : "Tim White" , "Buzz Symonds" , "Kylie Galway" , "Bruce Wannan" , "Georgianna Fien"
Cc : "Rob Lawrence" , "Andrew Date" , "Steve Smith"
Subject : Heathland resource receive application for ERA 20.

Hi Tim, Kylie, Bruce and Buzz

I refer to my previous e-mail regarding the environmental reports we have received from Main Roads for the upgrade of the PDR through heathlands resource reserve. We (Tim, Steve Andrew and myself) met with DMR yesterday and the following is a brief summary:

- The reports I have forwarded to you for comment last week are the reports that DMR believes are sufficient to make application for both the gravel pits as well as for the alignment of the road. (please note that some of you have referred to an "EIS" in conversation with me and it was clarified that DMR believes these documents cover the required environmental matters).
- DMR is awaiting owner's consent for the ERA 20 (extraction) application which was to come from EPA – and were under the impression that owners consent was about to be given by Clive Cook – Tim will check this. Please note that once owners consent is given the application for ERA20 will become valid and timeframes will start – which means that your comments are vital to get back as we will only have 10 days to ask for additional information if required.
- EPA advised that the alignment of the road and tenure dealings will require an Act of parliament and the timeframes associated with this was discussed.
- DMR highlighted the requirements to start constructing the road as soon and possible as later on in the year there might to be sufficient water available to construct the road. The political pressure associated with the project was also highlighted.
- EPA highlighted that sufficient justification needed to be given for the proposed alignment – and DMR highlighted that they believe that have given this to EPA in the documents I have forwarded to you.
- EPA also highlighted that from now on there will be 1 point of contact for the entire project as there appears to have been a level of shopping around for advice. At this stage I have put my name forward as the single point of contact – but I am more than happy for this to be changed. Please refer any inquires to me in the first instance and I will keep you all in the loop on any developments.
- DMR highlighted there is room to negotiate the alignment and this will need to commence ASAP.

Actions for EPA:

- Tim to confirm as soon as possible whether owners consent has been given by EPA.
- All – provide comment on the adequacy of the documents for the alignment of the road and proposed gravel pits by COB 21 May 2008. Identify information gaps etc so this can be asked for in an additional information request of required.
- All – we need to come to an EPA position of the road alignment – and this is really an internal matter that needs be resolved between Cape York Unit (Buzz's area) – and QPW (Tim's area). I am happy to accommodate the process, but the technical knowledge needs to come from those 2 areas. I propose to meet late next week to resolve this - maybe 22/5?

Kind regards
Ingrid

Ingrid Fomiatti Minnesma
District Manager
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Date : 22/05/2008 3:51:36 PM
From : "Ingrid Fomiatti Minnesma"
To : "Rob Lawrence"
Cc : "Tim White"
Subject : Letter_revoc_owners consent_210508_draft1TW (2).doc
Attachment : Letter_revoc_owners consent_210508_draft1TW (2).doc;
Hi Rob
Attached a draft letter for DMR prepared by Tim and myself.
cheers
Ingrid

Published on DES Disclosure Log
RTI Act 2009

Enquiries Tim White
Telephone (07) 4046 6671
Your reference
Our reference

21 May 2008

Bruce Gould
Regional Director
Department of Main Roads
PO Box 6185
CAIRNS QLD 4870

Dear Bruce

Heathlands Resource Reserve - Application for Owners consent and development approval

I refer to your letter dated 23 April 2008 applying for owners consent and approval for a range of development actions in Heathlands Resource Reserve, Cape York Peninsula.

I have been advised that the road is not dedicated as a road reserve, with the tenure of the road and surrounding areas being Resource Reserve. The tenure of Heathlands Resource Reserve is such that the land has been set aside for the purposes of protection and gazettal as National Park. The EPA is currently engaged in a tenure resolution process that will see the Heathlands Resource Reserve gazetted in the future as both National Park and Aboriginal Freehold.

Therefore I am able advise you that Main Roads must initiate, by way of a submission to the EPA, the process to facilitate revocation of the Resource Reserve and dedicate a road reserve on a chosen alignment.

This process requires cabinet and parliamentary approval with the endorsement of the Minister for Sustainability. In regard to this matter the EPA agrees that a dedicated road corridor should be revoked from the current Resource Reserve and that the road should be gazetted.

The submission from Main Roads to the EPA must include the following information;

- A detailed survey of the alignment for the road and a documented basis on the chosen alignment and the width of the dedicated road corridor;
- A detailed assessment of environmental impacts that justify the EPA recommending to parliament the revocation of a protected area tenure;
- A demonstrated assessment of alternative alignments, such as the Telegraph Track, and demonstrated consideration of a lower design speed;

5b Sheridan Street Cairns
Queensland 4870 Australia
PO Box 2066 Cairns
Queensland 4870 Australia
Telephone 4046 6671
Facsimile 4046 6604
Website www.epa.qld.gov.au
ABN 87 221 158 786

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- A detailed justification of the width of the dedicated road corridor, particularly should it exceed the generally accepted width of 60 metres.

Should Main Roads agree in writing to commence this process immediately, the EPA is in a position to consider now, the revocation submission to the Minister for Sustainability and Cabinet, and to flag this action with the EPA Tenure Actions Branch.

The tenure issue may take some time to resolve and I am very cognisant of the finite construction window main roads has to built the project. Furthermore I note that the application documents you have submitted pertain to approximately 14km of the Bypass road, from the Capt Billy's turnoff to Sailor's Hill.

It is my understanding that an EPA officer was present to assist Main roads and a consultant in reviewing the environmental issues and potential impacts along the 14km of the Bypass road identified in your submissions to date. This officer identified a number of relevant environmental issues relating to width of the road footprint, chosen alignment of the road and the assessment of gravel pits. Therefore to accommodate the progression of the project, I have signed the Owner's consent so these approvals can be processed by EPA as soon as practicable.

Officers from the EPA and QPW are currently considering your submission, *Review of Environmental Factors, Heathlands* concerning upgrade to the current road surface, realignment of the carriageway and establishing gravel pits. It is envisaged that a formal request for additional information will be made in due course.

To expedite and streamline the approval process the Environmental Protection Agency has assigned Ingrid Fomiatti Minnesma as the project manager. As the project manager Ingrid is your single point of contact for this project, therefore I would appreciate it if Main Roads could direct all inquiries to Ingrid

If you wish to discuss the content of this letter further please contact Ingrid on (07) 40466737 or e-mail ingrid.minnesma@epa.qld.gov.au.

Yours sincerely

Clive Cook
Director

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Date : 26/05/2008 4:08:57 PM
From : "Ingrid Fomiatti Minnesma"
To : "Clive Cook"
Cc : "Tim White" , "Andrew Date" , "Hollie Wakefield"
Subject : Letter_revoc_owners consent_210508_draft1TW (2).doc
Attachment : Letter_revoc_owners consent_210508_draft1TW (2).doc;

Hi Clive

Please find attached the draft letter for your perusal.

The letter was drafted by Tim and myself - Rob has perused it and is happy with the content.

Could you please let me know if you need me to make any changes to it? Once it has been signed - could a copy be forwarded to me for file?
Kind regards
Ingrid

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Enquiries Tim White
Telephone (07) 4046 6671
Your reference
Our reference

21 May 2008

Bruce Gould
Regional Director
Department of Main Roads
PO Box 6185
CAIRNS QLD 4870

Dear Bruce

Heathlands Resource Reserve - Application for Owners consent and development approval

I refer to your letter dated 23 April 2008 applying for owners consent and approval for a range of development actions in Heathlands Resource Reserve, Cape York Peninsula.

I have been advised that the road is not dedicated as a road reserve, with the tenure of the road and surrounding areas being Resource Reserve. The tenure of Heathlands Resource Reserve is such that the land has been set aside for the purposes of protection and gazettal as National Park. The EPA is currently engaged in a tenure resolution process that will see the Heathlands Resource Reserve gazetted in the future as both National Park and Aboriginal Freehold.

Therefore I am able to advise you that Main Roads must initiate, by way of a submission to the EPA, the process to facilitate revocation of the Resource Reserve and dedicate a road reserve on a chosen alignment.

This process requires cabinet and parliamentary approval with the endorsement of the Minister for Sustainability. In regard to this matter the EPA agrees that a dedicated road corridor should be revoked from the current Resource Reserve and that the road should be gazetted.

The submission from Main Roads to the EPA must include the following information;

- A detailed survey of the alignment for the road and a documented basis on the chosen alignment and the width of the dedicated road corridor;
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ABN 87 221 158 786

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- A detailed justification of the width of the dedicated road corridor, particularly should it exceed the generally accepted width of 60 metres.

EPA is seeking written confirmation from Main Roads as soon as practicable that indicates whether Main Roads wishes to commence the above mentioned process and if so timeframes for the required submissions. The EPA can then brief the Minister for Sustainability, Climate Change and Innovation, Cabinet and the EPA Tenure Actions Branch regarding the proposed revocation of the Resource Reserve for the purpose of gazettal of the area as a road corridor.

The tenure issue may take some time to resolve and I am very cognisant of the finite construction window main roads has to built the project. Furthermore I note that the application documents you have submitted pertain to approximately 14km of the Bypass road, from the Capt Billy's turnoff to Sailor's Hill.

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If you wish to discuss the content of this letter further please contact Ingrid on (07) 40466737 or e-mail ingrid.minnesma@epa.qld.gov.au.

Yours sincerely

Clive Cook
Director

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Date : 22/05/2008 3:19:30 PM
From : "Ingrid Fomiatti Minnesma"
To : "Andrew Date"
Subject : Letter_revoc_owners consent_210508_draft1TW.doc
Attachment : Letter_revoc_owners consent_210508_draft1TW.doc;
Hey Andrew can you please review and take dutchies out of this - it will go to Rob and Clive next - so close scrutiny would be appreciated!

Published on DES Disclosure Log
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Enquiries Tim White
Telephone (07) 4046 6671
Your reference
Our reference

21 May 2008

Bruce Gould
Regional Director
Department of Main Roads
PO Box 6185
CAIRNS QLD 4870

Dear Bruce

Heathlands Resource Reserve - Application for Owners consent and development approval

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Therefore I am able advise you that Main Roads must initiate, by way of a submission to the EPA, the process to facilitate revocation of the Resource Reserve and dedicate a road reserve on a chosen alignment.

This process requires cabinet and parliamentary approval with the endorsement of the Minister for Sustainability. In regard to this matter the EPA agrees that a dedicated road corridor should be revoked from the current Resource Reserve and that the road should be gazetted.

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- A detailed survey of the alignment for the road and a documented basis on the chosen alignment and the width of the dedicated road corridor;
- A detailed assessment of environmental impacts that justify the EPA recommending to parliament the revocation of a protected area tenure;
- An demonstrated assessment of alternative alignments, such as the Telegraph Track, and demonstrated consideration of a lower design speed;

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- A detailed justification of the width of the dedicated road corridor, particularly should it exceed the generally accepted width of 60 metres.

Should Main Roads agree in writing to commence this process immediately, the EPA is in a position to consider now, the revocation submission to the Minister for Sustainability and Cabinet, and to flag this action with the EPA Tenure Actions Branch.

The tenure issue may take some time to resolve and I am very cognisant of the finite construction window main roads has to built the project. Furthermore I note that the application documents you have submitted pertain to approximately 14km of the Bypass road, from the Capt Billy's turnoff to Sailor's Hill.

It is my understanding that an EPA officer was present to assist Main roads and a consultant in reviewing the environmental issues and potential impacts along the 14km of the Bypass road identified in your submissions to date. This officer identified a number of relevant environmental issues relating to width of the road footprint, chosen alignment of the road and the assessment of gravel pits. Therefore to accommodate the progression of the project, I have signed the Owner's consent so these approvals can be processed by EPA as soon as practicable.

Officers from the EPA and QPW are currently considering your submission, *Review of Environmental Factors, Heathlands* concerning upgrade to the current road surface, realignment of the carriageway and establishing gravel pits. It is envisaged that a formal request for additional information will be made in due course.

To expedite and streamline the approval process the Environmental Protection Agency has assigned Ingrid Fomiatti Minnesma as the project manager. As the project manager Ingrid is your single point of contact for this project, therefore I would appreciate it if Main Roads could direct all inquiries to Ingrid

If you wish to discuss the content of this letter further please contact Ingrid on (07) 40466737 or e-mail ingrid.minnesma@epa.qld.gov.au.

Yours sincerely

Clive Cook
Director

Published on DERM Disclosure Log
RTI Act 2009

Date : 22/05/2008 12:30:43 PM
From : "Ingrid Fomiatti Minnesma"
To : "Kerry Walsh"
Subject : RE: AssessmentRequest_Clearing Permit

Hi Kerry

I just read the first e-mail you sent – and your quotation of my e-mail – I do not feel this should go to Main roads at all – as I am trying to get our internal EPA position worked out. So please for the future do not use any internal e-mails for communication with DMR.

Also – after speaking to Clive – it was decided that we would have 1 point of connect with DMR – and he prefers it to go through me – I have no issue you liaising with DMR re clearing permits – and keeping us in the loop – but please refer any other matters to me for now.

Just a head up: This matter is quite sensitive and may become political.

Thank you for your help!
Ingrid

Ingrid Fomiatti Minnesma
District Manager
Environmental Operations
Cairns District Northern Region
Environmental Protection Agency
Phone: (07) 4046 6737 Fax: (07) 4046 6606
Email: Ingrid.Minnesma@epa.qld.gov.au
You can visit us online at www.epa.qld.gov.au

From: Kerry Walsh
Sent: Wednesday, 21 May 2008 6:11 PM
To: Ingrid Fomiatti Minnesma
Cc: Tim White; Andrew Date; Michael Devery
Subject: RE: AssessmentRequest_Clearing Permit

Hey Ingrid

As mentioned in my previous email I do not think the clearing permit and/or the resources permit fit this situation. While I am not too familiar with the Act and regulations in relation to the protected area estate, I'd suggest that this situation requires the provisions set out in section 34 of the act.

I also wanted to let you know that tomorrow I'll be out of the office till early afternoon.

All the best
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609
Fax: (07) 4046 6643

From: Ingrid Fomiatti Minnesma
Sent: Wednesday, 21 May 2008 5:15 PM
To: Kerry Walsh
Cc: Tim White; Andrew Date
Subject: RE: AssessmentRequest_Clearing Permit

Thank you Kerry.

We probably need to sit down and work this one through. Tim and myself met with Clive today and it was resolved that we would proceed with the assessment for the application for the first 15km of road for ERA20 and the plant clearing permit.

I guess my question would be: based on the information provided can we or can we not grant a clearing permit for the road and borrow pits (or other permit). If the tenure is an issue – how can we resolve this?

If we need a different permit application – please let me know – also if the information is currently inadequate to am an assessment please let me know what information we may need?

Thank you
Ingrid

Ingrid Fomiatti Minnesma
District Manager
Environmental Operations
Cairns District Northern Region

Published on DES Disclosure Log
RTI Act 2009

Environmental Protection Agency
Phone: (07) 4046 6737 Fax: (07) 4046 6606
Email: Ingrid.Minnesma@epa.qld.gov.au
You can visit us online at www.epa.qld.gov.au

From: Kerry Walsh
Sent: Wednesday, 21 May 2008 5:09 PM
To: Ingrid Fomiatti Minnesma
Cc: Scott Sullivan; Michael Devery; Tim White; Andrew Date
Subject: FW: AssessmentRequest_Clearing Permit

Hello Ingrid

General policy regarding Clearing Permit applications is to request an assessment from the Herbarium. As per attached I sent the assessment request to the Herbarium (Paul Forster is currently looking after assessments) today.

I don't think I can help too much with the protected area estate matters that you mentioned in relation to the ERA20 application.

However, I would like to point out some information relevant to the issue of a clearing permit. It is my understanding that a clearing permit cannot be issued over part of the protected area estate as section 15A of the *Nature Conservation (Administration) Conservation Regulation 2006* (Admin Reg) states *the chief executive may grant the following permits for protected plants other than in a protected area —*
(a) a clearing permit...

If my understanding is correct, and I would need to confirm the legislation interpretation with Mike Devery, the permit to clear the rare plant could not be issued until the road reserve and the borrow pits were gazettal out of the protected area.

Furthermore, in Section 9 (a) of the Admin Reg there is an option for the issue a permit to take, use, keep or interfere with cultural or natural resources (Resources permit) for quarry material and protected plants. Restrictions relating to the issue of a resources permit for protected plants, which are listed in section 20 of the *Nature Conservation (Protected Area Management) Regulation 2006*, limit the issue of this type of permit to Least Concern plant parts. Therefore, the resources permit may be an option for the take of quarry material in Heathlands but not for the clearing of a protected plant listed as Rare. Section 20 states - *(1) The chief executive may grant a resources permit authorising the taking of only the following parts of a plant (each a permitted plant part)—(a) a seed or other propagative material; (b) foliage, a flower or an inflorescence. (2) The chief executive may grant a resources permit authorising the taking of a permitted plant part of only a least concern plant. (3) The chief executive may grant a resources permit authorising the taking of a permitted plant part of a least concern plant only for a conservation park or resources reserve.*

Please let me know if you need more information.

Cheers
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609
Fax: (07) 4046 6643

From: Kerry Walsh
Sent: Wednesday, 21 May 2008 3:46 PM
To: Paul Forster
Cc: Scott Sullivan
Subject: AssessmentRequest_Clearing Permit

Hello Paul

On the 1st May 2008 QPW received a clearing permit application from Qld Dept Main Roads Peninsular District (QDMR). In the application QDMR (Colin Moore listed as the contact) indicated that as part of the upgrade of the Northern Peninsula Road and the establishment of associated borrow pits a population of *Xanthostemon xerophilus* will be impacted due to the works.

Attached is a scanned copy of the application and other relevant information provided with the application.

In order to assist with the assessment of this application would you be able to provided information in relation to the following questions, pertaining to the Rare species :

1. Would the taking of the listed species adversely affect the survival in the wild of the each species
2. Would the taking of the plants have a significant impact on the viable population of the protected wildlife or a community of native wildlife in the area.

(The question relates to section 29 of the Nature Conservation (Protected Plants) Conservation Plan 2000 - Restrictions on grant of clearing permit)

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There are a number of other issues associated with the upgrade of the road and creation of borrow pits as the work is to be done within Heathlands Resources Reserve. Environmental Services Unit in Cairns (Contact - Ingrid Fomiatti Minnesma) are looking after the application (ERA20) for borrow pits on the Heathland Resource Reserve

Ingrid indicated, in a email that was cc to me, that her main concerns in relation to the ERA20 applicaiton:

a.. Confirmation of locations of pits (and watering points) and how appropriates these are in QPW view (both yourselves and Buzz's area)
b.. Also does this include pits required to maintain road into the future
c.. Confirmation on the alignment of road – including width etc
d.. Confirmation that we are happy that the telegraph track is NOT an option and justification or that (issue raised by Buzz)
e.. Who will deal with the "act of parliament" for road reserve gazettal
f.. We still do not have a valid application for ERA 20 – as owners consent for that part was not signed (was not attached to attached letter)
g.. Apparently if you read attached letter there is still and issue re future alignment adjacent to Captain Billy turn off
h.. In term of timeframes – I would like to progress the request for additional information if required as a matter of urgency – and I am therefore seeking any comments to documents ASAP

Please call or email if you need more information.

Thank you for your help
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609
Fax: (07) 4046 6643

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Date : 22/05/2008 12:25:02 PM
From : "Ingrid Fomiatti Minnesma"
To : "Tim White" , "Kerry Walsh"
Cc : "Andrew Date" , "Michael Devery"
Subject : RE: AssessmentRequest_Clearing Permit

Hi Tim and Kerry
Thank you.

What I need to know for feedback to Main roads is:

- is the information provided adequate or do we need more detailed information? if so what do we need
- In relation to clearing permit –can you provide some words as to why clearing permit and/or the resources permit does not fit this situation and some words as to how it can be resolved i.e. this situation requires the provisions set out in section 34 of the act and what the process is
- Taking on board Tim's comments – what plants are they wanting to remove – and is there another option – this comes back to the information provided and the adequacy.

I think we just need to be upfront with Main roads as to where the issues may be and provide a path forward (whether that is relocating pits, not removing plants or different application)

If you are able to provide me with the information I will outline it all to DMR. Kerry do you feel Tim, Andrea and myself should meet and come up with a position?
Cheers
Ingrid

Ingrid Fomiatti Minnesma
District Manager
Environmental Operations
Cairns District Northern Region
Environmental Protection Agency
Phone: (07) 4046 6737 Fax: (07) 4046 6606
Email: Ingrid.Minnesma@epa.qld.gov.au
You can visit us online at www.epa.qld.gov.au

From: Tim White
Sent: Thursday, 22 May 2008 9:49 AM
To: Kerry Walsh; Ingrid Fomiatti Minnesma
Cc: Andrew Date; Michael Devery
Subject: RE: AssessmentRequest_Clearing Permit

Thanks Kerry for the info below.
Here we go again.

I do not support a gravel pit on a resources reserve (set aside for protection and gazettal as NP) that requires clearing of a rare plant.

This is more weight to our established stance that Main Roads need to do the correct and appropriate work in reviewing environmental issues and submitting sound cases for the extraction of gravel.

Cheers
Tim

Tim White
A/District Manager
Cape York\Dry Tropics
Queensland Parks and Wildlife Service
Level 1, 5B Sheridan St,
Cairns. QLD. 4870.
Ph (07 40466671
Fax (07) 40466604

From: Kerry Walsh
Sent: Wednesday, 21 May 2008 6:11 PM
To: Ingrid Fomiatti Minnesma
Cc: Tim White; Andrew Date; Michael Devery
Subject: RE: AssessmentRequest_Clearing Permit

Hey Ingrid

As mentioned in my previous email I do not think the clearing permit and/or the resources permit fit this situation. While I am not too familiar with the Act and regulations in relation to the protected area estate, I'd suggest that this situation requires the provisions set out in section 34 of the act.

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I also wanted to let you know that tomorrow I'll be out of the office till early afternoon.

All the best
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609
Fax: (07) 4046 6643

From: Ingrid Fomiatti Minnesma
Sent: Wednesday, 21 May 2008 5:15 PM
To: Kerry Walsh
Cc: Tim White; Andrew Date
Subject: RE: AssessmentRequest_Clearing Permit

Thank you Kerry.

We probably need to sit down and work this one through. Tim and myself met with Clive today and it was resolved that we would proceed with the assessment for the application for the first 15km of road for ERA20 and the plant clearing permit.

I guess my question would be: based on the information provided can we or can we not grant a clearing permit for the road and borrow pits (or other permit). If the tenure is an issue – how can we resolve this?

If we need a different permit application – please let me know – also if the information is currently inadequate to am an assessment please let me know what information we may need?

Thank you
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From: Kerry Walsh
Sent: Wednesday, 21 May 2008 5:09 PM
To: Ingrid Fomiatti Minnesma
Cc: Scott Sullivan; Michael Devery; Tim White; Andrew Date
Subject: FW: AssessmentRequest_Clearing Permit

Hello Ingrid

General policy regarding Clearing Permit applications is to request an assessment from the Herbarium. As per attached I sent the assessment request to the Herbarium (Paul Forster is currently looking after assessments) today.

I don't think I can help too much with the protected area estate matters that you mentioned in relation to the ERA20 application.

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Please let me know if you need more information.

Cheers
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609
Fax: (07) 4046 6643

From: Kerry Walsh
Sent: Wednesday, 21 May 2008 3:46 PM
To: Paul Forster
Cc: Scott Sullivan
Subject: AssessmentRequest_Clearing Permit

Hello Paul

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Please call or email if you need more information.

Thank you for your help
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609
Fax: (07) 4046 6643

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Date : 21/05/2008 5:15:14 PM
From : "Ingrid Fomiatti Minnesma"
To : "Kerry Walsh"
Cc : "Tim White" , "Andrew Date"
Subject : RE: AssessmentRequest_Clearing Permit

Thank you Kerry.

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Thank you
Ingrid

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From: Kerry Walsh
Sent: Wednesday, 21 May 2008 5:09 PM
To: Ingrid Fomiatti Minnesma
Cc: Scott Sullivan; Michael Devery; Tim White; Andrew Date
Subject: FW: AssessmentRequest_Clearing Permit

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Please let me know if you need more information.

Cheers
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609

Published on DES Disclosure Log
RTI Act 2009

Fax: (07) 4046 6643

From: Kerry Walsh
Sent: Wednesday, 21 May 2008 3:46 PM
To: Paul Forster
Cc: Scott Sullivan
Subject: AssessmentRequest_Clearing Permit

Hello Paul

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(The question relates to section 29 of the Nature Conservation (Protected Plants) Conservation Plan 2000 - Restrictions on grant of clearing permit)

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Ingrid indicated, in a email that was cc to me, that her main concerns in relation to the ERA20 applicaiton:

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c.. Confirmation on the alignment of road – including width etc
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g.. Apparently if you read attached letter there is still and issue re future alignment adjacent to Captain Billy turn off
h.. In term of timeframes – I would like to progress the request for additional information if required as a matter of urgency – and I am therefore seeking any comments to documents ASAP

Please call or email if you need more information.

Thank you for your help
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609
Fax: (07) 4046 6643

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Date : 29/05/2008 2:43:19 PM
From : "Ingrid Fomiatti Minnesma"
To : "Kerry Walsh"
Cc : "Michael Devery" , "Scott Sullivan" , "Andrew Date"
Subject : RE: AssessmentRequest_Clearing Permit

Thank you Kerry – any news on what permit should be applied for?
cheers
Ingrid

Ingrid Fomiatti Minnesma
District Manager
Environmental Operations
Cairns District Northern Region
Environmental Protection Agency
Phone: (07) 4046 6737 Fax: (07) 4046 6606
Email: Ingrid.Minnesma@epa.qld.gov.au
You can visit us online at www.epa.qld.gov.au

From: Kerry Walsh
Sent: Thursday, 29 May 2008 1:45 PM
To: Ingrid Fomiatti Minnesma
Cc: Michael Devery; Scott Sullivan
Subject: FW: AssessmentRequest_Clearing Permit

Hello Ingrid

Attached is an email from Paul Forster of the Queensland Herbarium with comments relating to the clearing of protected plants (in particular Xerophilus) in Heathlands. In assessing the clearing Paul has made comment about the need to avoid vine forest areas when making realignments to the current Heathlands Road. I note that the avoidance of environmentally sensitive vegetation (eg. Vine forests and Rare & Threatened plants) was also one of the important points put forward by Bruce Wannan in his email of 26/05/2008.

Cheers
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609
Fax: (07) 4046 6643

From: Paul Forster
Sent: Tuesday, 27 May 2008 10:21 AM
To: Kerry Walsh
Subject: RE: AssessmentRequest_Clearing Permit

Dear Kerry,

Some comments given below. It strikes me that they could try harder to lessen the impact, particularly with regard to where they locate the pits.

cheers

Dr Paul Forster
'Austrobaileya' Editor
Queensland Herbarium
Environmental Protection Agency,
Brisbane Botanic Gardens,
Mt Coot-tha Road, Toowong, Qld 4066, AUSTRALIA
ph. 07 3896 9578
fax 07 3896 9624
email: paul.forster@epa.qld.gov.au

From: Kerry Walsh
Sent: Wednesday, 21 May 2008 3:46 PM
To: Paul Forster
Cc: Scott Sullivan
Subject: AssessmentRequest_Clearing Permit

Hello Paul

On the 1st May 2008 QPW received a clearing permit application from Qld Dept Main Roads Peninsular District (QDMR). In the application QDMR (Colin Moore listed as the contact) indicated that as part of the upgrade of the Northern Peninsula Road and the establishment of associated borrow pits a

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Attached is a scanned copy of the application and other relevant information provided with the application.

In order to assist with the assessment of this application would you be able to provided information in relation to the following questions, pertaining to the Rare species :

1. Would the taking of the listed species adversely affect the survival in the wild of the each species.

Not for the species as whole.

2. Would the taking of the plants have a significant impact on the viable population of the protected wildlife or a community of native wildlife in the area.

(The question relates to section 29 of the Nature Conservation (Protected Plants) Conservation Plan 2000 - Restrictions on grant of clearing permit)

It is unlikely that the take will impact on the genetic variation of each population as plants occur commonly away from the road corridor.

There are a number of other issues associated with the upgrade of the road and creation of borrow pits as the work is to be done within Heathlands Resources Reserve. Environmental Services Unit in Cairns (Contact - Ingrid Fomiatti Minnesma) are looking after the application (ERA20) for borrow pits on the Heathland Resource Reserve

Ingrid indicated, in a email that was cc to me, that her main concerns in relation to the ERA20 applicaiton:

a.. Confirmation of locations of pits (and watering points) and how appropriates these are in QPW view (both yourselves and Buzz's area)

It is important that QDMR are not given an 'easy out' to just put the pits wherever they choose. In many cases it should be possible to find alternative sites. From the looks of the application, the pits have already been selected and then the survey of the chosen sites was undertaken.

b.. Also does this include pits required to maintain road into the future

Exactly.

c.. Confirmation on the alignment of road – including width etc

d.. Confirmation that we are happy that the telegraph track is NOT an option and justification or that (issue raised by Buzz)

e.. Who will deal with the "act of parliament" for road reserve gazettal

f.. We still do not have a valid application for ERA 20 – as owners consent for that part was not signed (was not attached to attached letter)

g.. Apparently if you read attached letter there is still and issue re future alignment adjacent to Captain Billy turn off

There is significant vegetation (mainly vinethicket) at the CP t/o, and the area is environmentally sensitive.

h.. In term of timeframes – I would like to progress the request for additional information if required as a matter of urgency – and I am therefore seeking any comments to documents ASAP

Please call or email if you need more information.

Thank you for your help
Kerry

Kerry Walsh
Ranger, Wildlife Management Operations (Northern)
Environmental Protection Agency

Ph: (07) 4046 6609
Fax: (07) 4046 6643

Published on DES Disclosure Log
RTI Act 2009

Date : 10/07/2008 3:45:21 PM
From : "Ingrid Fomiatti Minnesma"
To : "James Newman"
Cc : "Rob Lawrence" , "Buzz Symonds"
Subject : RE: Heathlands advice

Hi James

I am available at 11am but Rob is away until Tuesday. Happy to come and have a quick chat – where are you located?
cheers
Ingrid

Ingrid Fomiatti Minnesma
District Manager - Cairns - Far Northern Region
Environmental Services
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From: James Newman
Sent: Thursday, 10 July 2008 3:34 PM
To: Ingrid Fomiatti Minnesma
Cc: Rob Lawrence; Buzz Symonds
Subject: RE: Heathlands advice

How about tomorrow 11:00?

I'll be out Mon/Tues next week.

From: Ingrid Fomiatti Minnesma
Sent: Thursday, 10 July 2008 3:21 PM
To: James Newman; Buzz Symonds
Cc: Andrew Date; Clive Cook; Rob Lawrence
Subject: RE: Heathlands advice

Thank you James. I also have a copy of letter (which I will scan for you). I think we need to sit down some time and talk through how we best deal with DMR as there are a variety of issues in relation to borrow pits etc and in the past various types of advice have been given by various areas within EPA.

I am keen to resolve the best approach for dealing with these issues and how we as EPA should manage it – maybe we can have a quick meeting with various people and determine the best way forward and assign responsibilities from there.

Let me know what you think – and if you agree that we should meet – I will see if I can arrange this so Rob Lawrence can attend as well.
Kind regards
Ingrid

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Email: Ingrid.Minnesma@epa.qld.gov.au
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From: James Newman
Sent: Friday, 4 July 2008 9:22 AM
To: Buzz Symonds; Ingrid Fomiatti Minnesma
Cc: Andrew Date; Clive Cook
Subject: RE: Heathlands advice

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Cheers - James

From: Buzz Symonds
Sent: Wednesday, 2 July 2008 8:19 AM
To: Ingrid Fomiatti Minnesma; James Newman
Cc: Andrew Date; Hollie Wakefield
Subject: RE: Heathlands advice

Ingrid

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Buzz

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Tel: (07) 40466769 Mob: s) Personal in Fax: (07) 40466768
E-mail: buzz.symonds @epa.qld.gov.au

From: Ingrid Fomiatti Minnesma
Sent: Tuesday, 1 July 2008 12:50 PM
To: Buzz Symonds; James Newman
Cc: Andrew Date; Hollie Wakefield
Subject: RE: Heathlands advice

Hi Buzz and James

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From: Andrew Date
Sent: Tuesday, 1 July 2008 10:53 AM
To: Buzz Symonds
Cc: Ingrid Fomiatti Minnesma
Subject: RE: Heathlands advice

Thanks Buzz

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Andrew

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From: Buzz Symonds
Sent: Monday, 30 June 2008 5:52 PM
To: Andrew Date
Subject: RE: Heathlands advice

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From: Andrew Date
Sent: Monday, 30 June 2008 3:44 PM
To: Tim White; Buzz Symonds; Kylie Galway; Kerry Walsh
Cc: Ingrid Fomiatti Minnesma
Subject: Heathlands advice

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Andrew

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Date : 10/07/2008 3:21:04 PM
From : "Ingrid Fomiatti Minnesma"
To : "James Newman" , "Buzz Symonds"
Cc : "Andrew Date" , "Clive Cook" , "Rob Lawrence"
Subject : RE: Heathlands advice

Thank you James. I also have a copy of letter (which I will scan for you). I think we need to sit down some time and talk through how we best deal with DMR as there are a variety of issues in relation to borrow pits etc and in the past various types of advice have been given by various areas within EPA.

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Cheers - James

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Subject: RE: Heathlands advice

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Will discuss with James when he returns from the Cape. Generally, Regional staff will have carriage of issues that affect the current protected area estate, although I would have some ongoing advisory role in respect of the implications for future conversion of the Heathlands RR to NP and ALA (which is still a couple of years away).

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From: Ingrid Fomiatti Minnesma
Sent: Tuesday, 1 July 2008 12:50 PM
To: Buzz Symonds; James Newman
Cc: Andrew Date; Hollie Wakefield
Subject: RE: Heathlands advice

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Sent: Tuesday, 1 July 2008 10:53 AM
To: Buzz Symonds
Cc: Ingrid Fomiatti Minnesma
Subject: RE: Heathlands advice

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Andrew

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Date : 1/07/2008 12:49:52 PM
From : "Ingrid Fomiatti Minnesma"
To : "Buzz Symonds" , "James Newman"
Cc : "Andrew Date" , "Hollie Wakefield"
Subject : RE: Heathlands advice

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Date : 11/07/2008 11:40:19 AM
From : "Ingrid Fomiatti Minnesma"
To : "James Newman"
Subject : RE: Heathlands advice

Hi James – you were busy so let me know when suits!
cheers
Ingrid

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From: James Newman
Sent: Thursday, 10 July 2008 4:01 PM
To: Ingrid Fomiatti Minnesma
Cc: Buzz Symonds
Subject: RE: Heathlands advice

Ingrid, downstairs with the old CY/DT team.

Buzz, are you on deck in Cairns tomorrow?.

From: Ingrid Fomiatti Minnesma
Sent: Thursday, 10 July 2008 3:45 PM
To: James Newman
Cc: Rob Lawrence; Buzz Symonds
Subject: RE: Heathlands advice

Hi James

I am available at 11am but Rob is away until Tuesday. Happy to come and have a quick chat – where are you located?
cheers
Ingrid

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Cc: Rob Lawrence; Buzz Symonds
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Date : 21/05/2008 5:21:21 PM
From : "Ingrid Fomiatti Minnesma"
To : "Georgianna Fien"
Cc : "Andrew Date"
Subject : RE: Heathlands road & gravel pits - CYPB comment
thank you!

Ingrid Fomiatti Minnesma
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From: Georgianna Fien
Sent: Wednesday, 21 May 2008 10:34 AM
To: Tim White
Cc: Ingrid Fomiatti Minnesma
Subject: Heathlands road & gravel pits - CYPB comment

Hello Tim

As discussed, Buzz has confirmed that these points need to be covered in a letter to Main Roads

- The tenure of the road from Captain Billy's Landing to the Peninsula Developmental Road at Sailor Creek is Resources Reserve, a category of protected area under the NCA.
- It is proposed that within the next three years, the area north of the road should become national park (Cape York Peninsula Aboriginal land) and the area to the south Aboriginal freehold land.
- EPA agrees that a road corridor should be revoked from the Resources Reserve and the road should be gazetted.
- EPA considers that the width of the corridor should be the standard 60m.
- The gravel pit areas should not be revoked; they can be provided for as temporary non-conforming uses within the resources reserve or national park (CYPAL)
- In order to progress that revocation through Parliament, EPA requires the following information from Main Roads:
  - A surveyed alignment for the road and reasons for the selected alignment.
  - An assessment of environmental impacts that is sufficient for EPA to recommend the revocation of that area of Resources Reserve to Parliament.
  - Within that, an assessment of alternatives for the selected alignment, in particular, (1) using the Telegraph Track and (2) adopting a design speed lower than 120km/hr (as part of an EIS)
- Subject to Main Roads agreeing in writing to commencing this process immediately, for completion by mid-2009, EPA could agree to Main Roads commencing work on the first 14km of the road, subject to the following environmental protection conditions.
  - (Environmental Services to outline these based on advice from Region)

Thank you
George

Georgianna Fien
Principal Project Officer
Cape York Unit, QP&W/EPA
PO Box 2066 Cairns QLD 4870
phone (07) 4046 6767
fax (07) 4046 6768
mob 6) Personal inf
georgianna.fien@epa.qld.gov.au

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Date : 20/05/2008 1:53:31 PM
From : "Ingrid Fomiatti Minnesma"
To : "Buzz Symonds" , "Georgianna Fien"
Cc : "Andrew Date"
Subject : tenure issues heathlands
Hi Buzz / Georgiana

Can you please provide an overview of the process that DMR need to engage in to obtain tenure over the proposed Heathland road reserve – and in particular what information may be required for this process.

Also can you provide any background as to when and how DMR have been briefed on this process other than the meeting records on 24 January 2008? Were these minutes distributed to all parties?

I think it would be in the best interest of EPA to formally advice DMR of the process and timeframes associate with this – what do you think?

Thank you
Ingrid

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