

From: Matthew Pitman
Sent: Monday, 15 January 2018 1:15 PM
To: Daniel Lato
Subject: New Acland

Hi Daniel,
Just wanted to touch base with you RE: New Acland.
Do you have time this week for a catch up?
Matthew

Matthew Pitman

Policy Advisor

Office of the Hon. Dr Anthony Lynham MP

Minister for Natural Resources Mines and Energy



P 07 3719 7368 M chedule 4 - CTF

1 William Street Brisbane QLD 4000

Published on DES Disclosure Log
RTI Act 2009

From: Angus Sutherland
Sent: Monday, 22 January 2018 10:17 AM
To: Daniel Lato
Subject: Veg Management meeting - 16 January

Hi Dan,

The main purpose of my meeting with Matt Pittman from Lynham's office was regarding the New Acland decision and was organised in response to a discussion I had with Tim Linley in Premiers regarding new Acland.

s.73 - Not Relevant

Happy to discuss.

Cheers

A

Angus Sutherland

Senior Policy Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science and Minister for the Arts

P 3719 7118 E Angus.Sutherland@ministerial.qld.gov.au

1 William Street Brisbane 4000 | GPO Box 5078 Brisbane QLD 4001

From: Daniel Lato
Sent: Monday, 22 January 2018 11:09 AM
To: Angus Sutherland
Subject: RE: Veg Management meeting - 16 January

Thanks Angus, much appreciated.

From: Angus Sutherland
Sent: Monday, 22 January 2018 10:17 AM
To: Daniel Lato
Subject: Veg Management meeting - 16 January

Hi Dan,

The main purpose of my meeting with Matt Pittman from Lynham's office was regarding the New Acland decision and was organised in response to a discussion I had with Tim Linley in Premiers regarding new Acland.

s.73 - Not Relevant

Happy to discuss.

Cheers

A

Angus Sutherland

Senior Policy Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,

Minister for Science and Minister for the Arts

P 3719 7118 E Angus.Sutherland@ministerial.qld.gov.au

1 William Street Brisbane 4000 | GPO Box 5078 Brisbane QLD 4001

From: Ben Doyle
Sent: Monday, 29 January 2018 12:13 PM
To: WATSON Matthew
CC: Daniel Lato; Angus Sutherland; Deb Brennan
Subject: FW: Ben and Tim: Acland3Approval imminent
Attachments: Acland3DecisionOverturned.pdf; DEHPPProcess.pdf

Thanks Matt. We'll need to see this response before it goes back to the journo.

Cheers,

Ben Doyle
Media Advisor
Office of the Hon. Leeanne Enoch MP
Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7150 M Schedule 4 - CT
1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

-----Original Message-----

From: WATSON Matthew [<mailto:Matthew.Watson@des.qld.gov.au>]
Sent: Monday, 29 January 2018 11:32 AM
To: Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; timothy.auguston@ministerial.qld.gov.au
Cc: Media DES <Media@des.qld.gov.au>
Subject: Ben and Tim: Acland3Approval imminent

Hi Ben and Tim,
Working up a short response to this.
NRM have been notified.
Cheers

Matt Watson
Media Officer
Media Services | Corporate Communications Department of Environment and Science

P 07 3339 5830
media@ehp.qld.gov.au
media@npsr.qld.gov.au
Level 31, 400 George St, Brisbane Qld 4000 PO Box 2454, Brisbane Qld 4001

-----Original Message-----

From: Schedule 4 - CTPI thechronicle.com.au
Sent: Monday, 29 January 2018 10:25 AM
To: Media DES <Media@des.qld.gov.au>
Subject: FW: Acland3Approval imminent

Hi Eliza / team,

Had this come through last week and then a second email this morning saying: " Mines Minister Anthony Lynham is expected to advise Environment Department to issue Environmental Authorities for New Acland Stage 3 this Wednesday January 31."

Are you able to give me more detail about the number and nature of approvals that New Hope Group is currently seeking for New Acland Stage 3 and when a decision is due by?

Deadline is 3pm this arvo.

17-349

Cheers,

Schedule 4 - CTPI

Schedule 4 - CTPI@thechronicle.com.au

https://linkprotect.cudasvc.com/url?a=https://www.newscorpastralia.com&c=E.1.MY5YapEeXXBo9TUo8lyEHfD0QRfv561OoYc3ScZ7SdE-7s3mYjaK_ingCoiHy0PBY92M-gv9ci4pkvPurQofpmtqiBMgiNjS2yWGU3SjjlOXh6&typo=1

109 Neil Street
Toowoomba | QLD | 4350

-----Original Message-----

From: Schedule 4 - CTPI

Sent: Wednesday, 24 January 2018 12:15 PM

To: 'Jan Martin' <Jan.Martin@ministerial.qld.gov.au>

Subject: FW: Acland3Approval imminent

Hi Jan,

Just had this come through. Is it correct that Dr Lynham will be making a decision on New Acland in the coming days?

Happy to chat over the phone.

Cheers,

Schedule 4 - CTPI

Schedule 4 - CTPI@thechronicle.com.au

<https://linkprotect.cudasvc.com/url?>

[a=https://www.newscorpastralia.com&c=E.1.lc2cnZMPsHoiKeIDRD9KXbf3Wk6QdVJiB797HdIPwMG34YUgEhBovovU1Mzgl2DoCEkTvovecdDfGVM2CncBcOhPCnXBscDLcv1qTBRe9HJFRTlvkwDX8FE.&typo=1](https://www.newscorpastralia.com&c=E.1.lc2cnZMPsHoiKeIDRD9KXbf3Wk6QdVJiB797HdIPwMG34YUgEhBovovU1Mzgl2DoCEkTvovecdDfGVM2CncBcOhPCnXBscDLcv1qTBRe9HJFRTlvkwDX8FE.&typo=1)

109 Neil Street
Toowoomba | QLD | 4350

-----Original Message-----

From: Schedule 4 - CTPI

Sent: Wednesday, 24 January 2018 11:05 AM

To: Schedule 4 - CTPI

Subject: Acland3Approval imminent

The Minister for Mines Anthony Lynham is expected to imminently endorse New Hope Coal against the recommendations of the Land Court.

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From: WATSON Matthew [Matthew.Watson@des.qld.gov.au]
Sent: Monday, 29 January 2018 3:15 PM
To: Angus Sutherland; Ben Doyle; Daniel Lato; Deb Brennan
CC: Media DES
Subject: Angus - Dan - Deb - Ben D: New Acland response channel 7 and the Chronicle
Attachments: 290118 - New Acland - Toowoomba Chronicle.docx

Hi Angus – Dan - Deb,
Apologies but we are right on deadline.
Please note, I have emailed NRM about this inquiry.
Is this response okay to progress?
Cheers

Media response

Re: New Acland Stage 3
For: [redacted] – The Chronicle
Date: 29 January 2018

From: Matthew Newton [mailto:[redacted]@thechronicle.com.au]

Sent: Monday, 29 January 2018 10:25 AM

To: Media DES <Media@des.qld.gov.au>

Subject: FW: Acland3Approval imminent

Hi Eliza / team,

Had this come through last week and then a second email this morning saying: " Mines Minister Anthony Lynham is expected to advise Environment Department to issue Environmental Authorities for New Acland Stage 3 this Wednesday January 31."

Are you able to give me more detail about the number and nature of approvals that New Hope Group is currently seeking for New Acland Stage 3 and when a decision is due by?

Deadline is 3pm this arvo.

Cheers,

[redacted]
Schedule 4 - CTPI

Please attribute to a Department of Environment and Science (DES) spokesperson:

Under the *Environmental Protection Act 1994*, the Department of Environment and Science is required to make a decision about the Environmental Authority by 14 February 2018.

ENDS

For further media enquiries contact Media Services on (07) 3339 5831 or email media@des.qld.gov.au.

Matt Watson

Media Officer

Media Services | Corporate Communications

Department of Environment and Science



P 07 3339 5830

media@ehp.qld.gov.au

media@npsr.qld.gov.au

Level 31, 400 George St, Brisbane Qld 4000

PO Box 2454, Brisbane Qld 4001

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RTI Act 2009

Media response

Re: New Acland Stage 3

For: [Schedule 4 - CTPI] – The Chronicle

Date: 29 January 2018

From: [Schedule 4 - CTPI] @thechronicle.com.au]

Sent: Monday, 29 January 2018 10:25 AM

To: Media DES <Media@des.qld.gov.au>

Subject: FW: Acland3Approval imminent

Hi Eliza / team,

Had this come through last week and then a second email this morning saying: " Mines Minister Anthony Lynham is expected to advise Environment Department to issue Environmental Authorities for New Acland Stage 3 this Wednesday January 31."

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[Schedule 4 - CTPI]

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For further media enquiries contact Media Services on (07) 3339 5831 or email media@ehp.qld.gov.au.

From: Angus Sutherland
Sent: Monday, 29 January 2018 3:21 PM
To: Deb Brennan; Ben Doyle
CC: Daniel Lato
Subject: RE: Angus - Dan - Deb - Ben D: New Acland response channel 7 and the Chronicle

I am also ok with this. A

Angus Sutherland

Senior Policy Advisor



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science and Minister for the Arts

P 3719 7140 E Angus.Sutherland@ministerial.qld.gov.au

1 William Street Brisbane 4000 | GPO Box 5078 Brisbane QLD 4001

From: Deb Brennan
Sent: Monday, 29 January 2018 3:19 PM
To: Ben Doyle ; Angus Sutherland
Subject: FW: Angus - Dan - Deb - Ben D: New Acland response channel 7 and the Chronicle

I am ok with this

From: WATSON Matthew [<mailto:Matthew.Watson@des.qld.gov.au>]
Sent: Monday, 29 January 2018 3:15 PM
To: Angus Sutherland <Angus.Sutherland@ministerial.qld.gov.au>; Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Daniel Lato <Daniel.Lato@ministerial.qld.gov.au>; Deb Brennan <Deb.Brennan@ministerial.qld.gov.au>

Cc: Media DES <Media@des.qld.gov.au>

Subject: Angus - Dan - Deb - Ben D: New Acland response channel 7 and the Chronicle

Hi Angus – Dan - Deb,

Apologies but we are right on deadline.

Please note, I have emailed NRM about this inquiry.

Is this response okay to progress?

Cheers

Media response

Re: New Acland Stage 3
For: Matthew Newton – The Chronicle
Date: 29 January 2018

From: [redacted] Schedule 4 - CTPI [@thechronicle.com.au](mailto:[redacted]@thechronicle.com.au)

Sent: Monday, 29 January 2018 10:25 AM

To: Media DES <Media@des.qld.gov.au>

Subject: FW: Acland3Approval imminent

Hi Eliza / team,

Had this come through last week and then a second email this morning saying: " Mines Minister Anthony Lynham is expected to advise Environment Department to issue Environmental Authorities for New Acland Stage 3 this Wednesday January 31."

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Matt Watson

Media Officer

Media Services | Corporate Communications

Department of Environment and Science



P 07 3339 5830

media@ehp.qld.gov.au

media@npsr.qld.gov.au

Level 31, 400 George St, Brisbane Qld 4000

PO Box 2454, Brisbane Qld 4001

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From: Ben Doyle
Sent: Monday, 29 January 2018 3:55 PM
To: WATSON Matthew; Angus Sutherland; Daniel Lato; Deb Brennan
CC: Media DES
Subject: RE: Angus - Dan - Deb - Ben D: New Acland response channel 7 and the Chronicle

This was approved by our SPAs. Good to go back.

Ben Doyle

Media Advisor



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7150 M [Schedule 4 - CT](#)

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

From: WATSON Matthew [mailto:Matthew.Watson@des.qld.gov.au]
Sent: Monday, 29 January 2018 3:15 PM
To: Angus Sutherland ; Ben Doyle ; Daniel Lato ; Deb Brennan
Cc: Media DES
Subject: Angus - Dan - Deb - Ben D: New Acland response channel 7 and the Chronicle
Hi Angus – Dan - Deb,
Apologies but we are right on deadline.
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Is this response okay to progress?
Cheers

Media response

Re: New Acland Stage 3

For: [Schedule 4 - CTPI](#) – The Chronicle

Date: 29 January 2018

From: [Schedule 4 - CTPI](#) thechronicle.com.au

Sent: Monday, 29 January 2018 10:25 AM

To: Media DES <Media@des.qld.gov.au>

Subject: FW: Acland3Approval imminent

Hi Eliza / team,

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Cheers,

[Schedule 4 - CTPI](#)

Please attribute to a Department of Environment and Science (DES) spokesperson:

Under the *Environmental Protection Act 1994*, the Department of Environment and Science is required to make a decision about the Environmental Authority by 14 February 2018.

ENDS

For further media enquiries contact Media Services on (07) 3339 5831 or email media@des.qld.gov.au.

Matt Watson

Media Officer

Media Services | Corporate Communications

Department of Environment and Science



P 07 3339 5830

media@ehp.qld.gov.au

media@npsr.qld.gov.au

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PO Box 2454, Brisbane Qld 4001

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From: DLO DES [DLO.DES@des.qld.gov.au]

Sent: Tuesday, 30 January 2018 2:26 PM

To: Daniel Lato; Angus Sutherland; Luke Moore

CC: TRACEY Alena; DLO DES

Subject: FW: Minister request: New Acland Mine

Attachments: 1258 - Att 2 - New Acland Mine Decision further info.docx; 1258 - Att 1 - New Acland Mine Decision further info.docx; 1258 - New Acland Mine Decision further info.docx; 469 - MIN NOTED and SIGNED BN (22 January 2018).pdf

Hi all

I understand that the Minister asked for some further information regarding the New Acland Mine decision and how/when the Dept will be briefing relevant stakeholders (following a Min BN which is attached).

Please find that information attached.

Thanks,

Emma Haig

Departmental Liaison Officer

National Parks

Department of Environment and Science



P: 07 3330 6271

Level 32 | 1 William St | Brisbane 4000

GPO Box 2454 | Brisbane | Queensland 4002

From: JOHNSTON Peta

Sent: Monday, 15 January 2018 3:56 PM

To: DLO DES

Subject: Minister request: New Acland Mine

Hi Andrea,

The Minister would like a briefing note for noting re: New Acland Mine decision being made on 14 February 2018 – timeframe and how the department will be briefing relevant stakeholders (who, what, how), and when does it need to be announced. Due to MO 25/1/18.

thanks

Peta Johnston | Senior Departmental Liaison Officer

Office of the Director-General

Department of Environment and Science

Peta.Johnston@des.qld.gov.au | Level 32, 1 William Street, Brisbane

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From: Tina Langford
Sent: Friday, 2 February 2018 10:52 AM
To: Daniel Lato
Subject: Pls call Dean Elwood - DDG Schedule 4 - CTPI re New Acland

Tina Langford

Executive Assistant/Office Manager

Office of Hon Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef

Minister for Science and Minister for the Arts

P 371 97153

1 William Street



Brisbane 4000

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From: DLO DES [DLO.DES@des.qld.gov.au]
Sent: Friday, 2 February 2018 3:09 PM
To: TRACEY Alena; Daniel Lato
CC: Ben Doyle; Tim Auguston
Subject: FW: DLO - heads-up - New Acland Stage 3 media (7.30 - ABC)

FYI below.

thanks

Peta Johnston

Senior Departmental Liaison Officer | Science, Office of the Chief Scientist and Arts
Office of the Director-General
Department of Environment and Science
Ph: 3087 8407

Peta.Johnston@des.qld.gov.au | Level 32, 1 William Street, Brisbane

From: HANSON Anna
Sent: Friday, 2 February 2018 3:08 PM
To: DLO DES
Cc: STEELE Mary; SENGERS Nathalie; Media DES
Subject: DLO - heads-up - New Acland Stage 3 media (7.30 - ABC)

Hi DLO

This is a heads-up that 7.30 is preparing a story on the New Acland Stage 3 project ahead of our EA decision (due 14 Feb). This story ran in the Chronicle yesterday - <https://www.thechronicle.com.au/news/new-acland-wait-taking-toll-landholders/3323479/>

NRME is preparing a media response – see below..

Regards Anna

Anna Hanson

Media Director

Department of Environment and Science



P 07 3339 5859 Schedule 4 - CT
Level 31, 400 George St, Brisbane Qld 4000
PO Box 2454, Brisbane Qld 4001

Begin forwarded message:

From: Jan Martin <Jan.Martin@ministerial.qld.gov.au>
Date: 2 February 2018 at 11:31:12 am AEST
To: Media DNRM <MediaDNRM@dnrme.qld.gov.au>, SAINI Bal <Bal.Saini@dnrme.qld.gov.au>
Cc: Matthew Pitman <Matthew.Pitman@ministerial.qld.gov.au>
Subject: For departmental response

Team:

Schedule 4 - CTPI has sent the following. Could you please give him a departmental response. He says 7.30 is doing an Acland piece before DES' Feb 14 deadline and he has objectors and New Hope on Camera already. The Minister won't be going on.
730 for email



Schedule 4 - CTPI

W abc.net.au/7.30

The Land Court recommended to the Chief Executive of the Department of Environment and Science (DES) and the Minister for Natural Resources and Mines that they refuse New Acland Coal's application for an amendment of the Environmental Authority EPML 00335713 under the Environmental Protection Act 1994.

Under that Act (section 193(2)), the Minister must advise DES about any matter he considers may help the Department to make a decision on the matter. The deadline for providing that advice was January 31.

- Did the minister (or his authorised delegate) decide to provide such advice?
- If the minister decided NOT to provide this advice – did the Department of Natural Resources and Mines provide any comment/analysis of New Acland Coal's new groundwater models submitted to the then DEHP as part of decision-making process that department set up in September last year?

Rgds

Jan Martin

Senior media advisor



e: jan.martin@ministerial.qld.gov.au

Office of the Hon. Dr Anthony Lynham MP

Minister for Natural Resources, Mines and Energy

T: 07 3719 7370 M: [Schedule 4 - CTF](#)

Lvl 36, 1 William Street Brisbane QLD 4000

PO Box 15216 City East QLD 4002

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From: TRACEY Alena [Alena.Tracey@des.qld.gov.au]

Sent: Friday, 2 February 2018 6:34 PM

To: Daniel Lato

CC: STRICKLAND Emily; ELLWOOD Dean; DLO DES

Subject: CTS 02743/18 : MBN re: Communications Plan for Final Decision on New Acland Mine Stage Three Expansion Project

Attachments: MBN - CTS 02743-18.docx; CTS 02743-18 Attachment 1.pdf; CTS 02743-18 Attachment 2.docx; CTS 02743-18 Attachment 3.docx

Hi Dan

Jamie has approved this – will get that version to you Monday when we are back. In the meantime here is a softcopy.

Cheers

Alena

Alena Tracey

Senior Director

Office of the Director-General

Department of Environment and Science



E alena.tracey@des.qld.gov.au

P: + 61 7 3807 8406 M: Schedule 4 - CTPI

Level 32, 1 William Street, Brisbane Qld 4000

From: STRICKLAND Emily

Sent: Friday, 2 February 2018 12:12 PM

To: TRACEY Alena

Cc: LOWE Trinity; ELLWOOD Dean

Subject: RE: For your urgent attention: CTS 02743/18 : MBN re: Communications Plan for Final Decision on New Acland Mine Stage Three Expansion Project

Alena,

Please find attached the brief and attachments for the DG's consideration.

Kind regards

Em

Em Strickland

Manager, Executive Correspondence Unit (ECU)

Office of the Director-General

Department of Environment and Science



P 07 3338 9328

Level 32, 1 William Street, Brisbane QLD 4000

emily.strickland@des.qld.gov.au

From: TRACEY Alena

Sent: Friday, 2 February 2018 11:52 AM

To: STRICKLAND Emily <Emily.Strickland@des.qld.gov.au>; LOWE Trinity <Trinity.Lowe@des.qld.gov.au>; ELLWOOD Dean <Dean.Ellwood@des.qld.gov.au>

Subject: Re: For your urgent attention: CTS 02743/18 : MBN re: Communications Plan for Final Decision on New Acland Mine Stage Three Expansion Project

Hi everyone

This was handed to me as I left for the airport yesterday. The DG wants to read before it does into the MO (an expectation of the Chief of Staff as well). Emailing briefs in without giving the DG the ability to exercise his accountability is not appropriate. I understand the urgency but late delivery to the DG cannot become a reason to circumvent the requirements of the MO. I do not have to doc with me as I'm in a conference room with staff so cannot track the timeframe lags to understand if the

timing issue sits with the division or ODG. If there has been a delay in my team, I apologise.
Jamie will review the brief at the airport tonight.
Em - please email me the full brief and attachments in case he wants changes so we can expedite.
Thanks
Alena
Sent from my iPhone

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From: Ben Doyle
Sent: Tuesday, 13 February 2018 12:54 PM
To: Daniel Lato; Leeanne Enoch; Hannah Jackson
Subject: FW: Ben - new advice re New Acland

Info from the department regarding tomorrow's New Acland announcement.

Ben Doyle

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7150 M Schedule 4 - CT

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

From: HANSON Anna [mailto:Anna.Hanson@des.qld.gov.au]

Sent: Tuesday, 13 February 2018 12:53 PM

To: Ben Doyle

Cc: DLO DES

Subject: Ben - new advice re New Acland

Hi Ben

As discussed this morning, the New Acland EA decision is scheduled for tomorrow.

My advice re an 11am announcement was incorrect – it is in fact now 2.00pm.

The 2.00pm embargo is to ensure the applicant and objectors are advised of the decision before the media.

The DLO has a copy of our 2 x holding statements (depending on what the outcome is).

Thanks, Anna

Anna Hanson

Media Director

Department of Environment and Science

P 07 3339 5859 Schedule 4 - CT

Level 31, 400 George St, Brisbane Qld 4000

PO Box 2454, Brisbane Qld 4001

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From: Hannah Jackson
Sent: Tuesday, 13 February 2018 12:56 PM
To: Ben Doyle; Daniel Lato; Leeanne Enoch
Subject: RE: Ben - new advice re New Acland

Can we get copies of the 2 holding statements as soon as possible please?

From: Ben Doyle
Sent: Tuesday, 13 February 2018 12:55 PM
To: Daniel Lato ; Leeanne Enoch ; Hannah Jackson
Subject: FW: Ben - new advice re New Acland
Info from the department regarding tomorrow's New Acland announcement.

Ben Doyle

Media Advisor



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7150 M Schedule 4 - CT

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

From: HANSON Anna [<mailto:Anna.Hanson@des.qld.gov.au>]

Sent: Tuesday, 13 February 2018 12:53 PM

To: Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>

Cc: DLO DES <DLO.DES@des.qld.gov.au>

Subject: Ben - new advice re New Acland

Hi Ben

As discussed this morning, the New Acland EA decision is scheduled for tomorrow.

My advice re an 11am announcement was incorrect – it is in fact now 2.00pm.

The 2.00pm embargo is to ensure the applicant and objectors are advised of the decision before the media.

The DLO has a copy of our 2 x holding statements (depending on what the outcome is).

Thanks, Anna

Anna Hanson

Media Director

Department of Environment and Science



P 07 3339 5859 Schedule 4 - CT

Level 31, 400 George St, Brisbane Qld 4000

PO Box 2454, Brisbane Qld 4001

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From: DLO DES [DLO.DES@des.qld.gov.au]
Sent: Tuesday, 13 February 2018 1:29 PM
To: Ben Doyle; Tim Auguston
CC: Daniel Lato
Subject: FW: DLOs - media statements re New Acland decision
Attachments: 090218 - New Acland (NO).docx; 090218 - New Acland (YES).docx

Hi Ben – attached are the statements – approved by ODG.
thanks

Peta Johnston

Senior Departmental Liaison Officer | Science, Office of the Chief Scientist and Arts
Office of the Director-General
Department of Environment and Science
Ph: 3087 8407
Peta.Johnston@des.qld.gov.au | Level 32, 1 William Street, Brisbane

From: TRACEY Alena
Sent: Tuesday, 13 February 2018 1:27 PM
To: DLO DES
Cc: TONES Peter
Subject: RE: DLOs - media statements re New Acland decision

Hi – endorsed for progression to the MO.
The DG is out of the office for the rest of the day so won't see these until tomorrow.
Thanks
Alena



Alena Tracey

Senior Director

Office of the Director-General

Department of Environment and Science

E alena.tracey@des.qld.gov.au

P: + 61 7 3807 8406 M: Schedule 4 - CTP
Level 32, 1 William Street, Brisbane Qld 4000

From: DLO DES
Sent: Tuesday, 13 February 2018 11:50 AM
To: TRACEY Alena
Cc: DLO DES; TONES Peter
Subject: FW: DLOs - media statements re New Acland decision

Hi Alena
I understand that these media statements are to go into the meeting between Jamie and the Minister tomorrow for approval pending the outcome of the New Acland decision.
Please note that both a YES and NO statement has been prepared – if YES, the media statement will also need to be approved by DNRME.
Are you able to sort Jamie's approval on these?
Let me know if there is anything the DLOs can do to help.
Thanks,

Emma Haig

Departmental Liaison Officer

National Parks

Department of Environment and Science

P: 07 3330 6271
Level 32 | 1 William St | Brisbane 4000
GPO Box 2454 | Brisbane | Queensland 4002

From: LEWIS Kieran
Sent: Tuesday, 13 February 2018 11:47 AM
To: DLO DES <DLO.DES@des.qld.gov.au>
Cc: Media DES <Media@des.qld.gov.au>
Subject: DLOs - media statements re New Acland decision

Good morning DLOs

I understand the Minister's media adviser would like to see the media statements we have prepared for the decision on New Acland tomorrow.

They are attached and have been departmentally approved to DDG level.

Please note that if the decision is YES, then the relevant media statement will need DNRME approval as well, as it mentions that department and their Minister.

Regards

Kieran Lewis

Media Services

Department of Environment and Science

media@ehp.qld.gov.au

media@npsr.qld.gov.au

Level 31 | 400 George Street | Brisbane

Tel 07 3339 5887 / Schedule 4 - CTF

www.ehp.qld.gov.au

www.npsr.qld.gov.au

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Draft media release

Deadline:	Briefing officer: Kerynne Birch
Media Services contact: Kieran Lewis	Phone: Schedule 4 - CTP
Phone: 3339 5887 /Schedule 4 - CTP	DDG:
Approved: Justin Cagney, Dean Ellwood	Phone:
Geographical area/s of interest: Southern Queensland	

Strictly embargoed: 2.00pm – Wednesday 14 February 2018

Amended environmental authority for New Acland Coal Mine Stage Three Expansion Project refused

The Department of Environment and Science (DES) today refused the application for an amended environmental authority (EA) to allow for the Stage Three Expansion of the New Acland Coal Mine, north-west of Toowoomba.

Under the *Environmental Protection Act 1994*, DES was required to make a final decision on the New Hope Group's EA amendment application for the proposed "New Acland Mine Stage Three Expansion Project" by 14 February 2018.

The applicant and parties to the Land Court objections hearing have been advised of the decision.

The decision to refuse the application is in line with the recommendation of the Land Court which was handed down in May 2017, following 99 days of expert and lay witness testimony regarding the potential impacts of the project.

As the decision to refuse the EA amendment application for the New Acland Coal Mine may be subject to legal action, DES is unable to provide any further information in relation to the matter.

ENDS

Draft media release

Deadline:	Briefing officer: Kerynne Birch
Media Services contact: Kieran Lewis	Phone: Schedule 4 - CTF
Phone: 3339 5887 / Schedule 4 - CTF	DDG:
Approved: Justin Cagney, Dean Ellwood	Phone:
Geographical area/s of interest: Southern Queensland	

Strictly embargoed: 2.00pm – Wednesday 14 February 2018

Amended environmental authority for New Acland Coal Mine Stage Three Expansion Project Approved

The Department of Environment and Science (DES) today approved the environmental authority (EA) amendment application for the Stage Three Expansion of the New Acland Coal Mine, north-west of Toowoomba.

Under the *Environmental Protection Act 1994*, DES was required to make a final decision on the New Hope Group's EA amendment application for the proposed "New Acland Mine Stage Three Expansion Project" by 14 February 2018.

The applicant and parties to the Land Court objections hearing have been advised of the decision.

The final EA includes specific conditions that the operator must comply with to ensure impacts to environmental values are appropriately managed.

The EA conditions include dealing with both groundwater and noise impacts on the surrounding community, to address outstanding concerns which resulted in the Land Court's recommendation handed down in May 2017 for refusal of the application.

The amended EA does not of itself permit the expanded operation to commence.

The EA will take effect only upon approval of the associated mining leases.

The decision regarding approval of the mining leases rests with the Minister for Natural Resources, Mines and Energy, the Honourable Dr Anthony Lynham.

As the decision to approve the EA amendment application for the New Acland Coal Mine may be subject to legal action, DES is unable to provide any further information in relation to the matter.

ENDS

From: Hannah Jackson
Sent: Tuesday, 13 February 2018 3:34 PM
To: Daniel Lato
Subject: FW: ABC Online - "New Acland Coal mine expansion given second chance by Queensland Government"

From: Media Reporters [mailto:mediareporters@premiers.qld.gov.au]
Sent: Tuesday, 13 February 2018 3:33 PM
To: External - Media Reporters
Subject: ABC Online - "New Acland Coal mine expansion given second chance by Queensland Government"

New Acland Coal mine expansion given second chance by Queensland Government

7:30 Report

By [Peter McCutcheon](#)
[New Acland coal mine](#)



PHOTO: [New Acland Coal hopes to expand their mine in Queensland's Darling Downs.](#) (ABC News: Louisa Rebgetz)

Queensland's Environment Department has thrown embattled miner New Acland Coal a lifeline, despite its historic loss in the Land Court last year.

The court recommended against the coal mine's expansion into agricultural land on Queensland's Darling Downs, mainly because of uncertainty as to how it would affect long-term groundwater supplies.

But 7.30 has learned that despite the court's ruling, the Environment Department invited New Acland Coal to submit new water modelling late last year.

In a letter to the department, dated October 3, New Acland Coal forwarded further new data which it argued provided "a great increase in confidence" of groundwater impacts.

"I think it stinks," said cattle breeder Frank Ashman — one of more than 20 landholders objecting to the mine expansion.

"Departments should be working for all and sundry in the best interests of everybody."

But the chief financial officer of New Hope, the parent company of New Acland Coal, said it was a fair process.

"If there's an issue with something, I think the right thing to do is to look at what the issue was and try to resolve it," Matthew Busch told 7.30.

'Confident the mine will go ahead'

The Environment Department is expected to announce tomorrow whether it will grant the mine an environmental authority — the first step before obtaining a mining licence — and the new water modelling could be the deciding factor.

"We are confident the mine will go ahead," Mr Busch said.

"We're committed to doing that not just for the hundreds of employees that are dependent on it, but more importantly we've got the community that want this to go ahead," he said.

Despite New Acland Coal's claims of strong local support, the Land Court found there was deep division in the community.

The Palaszczuk Labor Government has yet to declare its position on the controversial mine, citing a judicial challenge to the court's finding due to be heard next month.

The person ultimately responsible for deciding whether to grant the mining licence is Natural Resources Minister Anthony Lynham, who did not respond to 7.30's request for an interview.

Under Queensland law, Mr Lynham also had an opportunity to offer advice to the department about how to handle New Acland Coal's application for an environmental authority.

His office has confirmed the minister declined to offer any such advice.

<http://www.abc.net.au/news/2018-02-13/queensland-government-gives-acland-coal-mine-second-chance/9417474>

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Gary Robertson

Media Reporting Officer, External Relations and Services



Strategy and Engagement

Department of the Premier and Cabinet

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From: Daniel Lato
Sent: Tuesday, 13 February 2018 3:37 PM
To: MERRICK Jamie; TRACEY Alena
Subject: FW: ABC Online - "New Acland Coal mine expansion given second chance by Queensland Government"

From: Hannah Jackson
Sent: Tuesday, 13 February 2018 3:35 PM
To: Daniel Lato
Subject: FW: ABC Online - "New Acland Coal mine expansion given second chance by Queensland Government"

From: Media Reporters [<mailto:mediareporters@premiers.qld.gov.au>]
Sent: Tuesday, 13 February 2018 3:33 PM
To: External - Media Reporters <mediareporters@premiers.qld.gov.au>
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By [Peter McCutcheon](#)
[New Acland coal mine](#)



PHOTO: [New Acland Coal hopes to expand their mine in Queensland's Darling Downs.](#) (ABC News: Louisa Rebgetz)

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The court recommended against the coal mine's expansion into agricultural land on Queensland's Darling Downs, mainly because of uncertainty as to how it would affect long-term groundwater supplies.

But 7.30 has learned that despite the court's ruling, the Environment Department invited New Acland Coal to submit new water modelling late last year.

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"I think it stinks," said cattle breeder Frank Ashman — one of more than 20 landholders objecting to the mine expansion.

"Departments should be working for all and sundry in the best interests of everybody."

But the chief financial officer of New Hope, the parent company of New Acland Coal, said it was a fair process.

"If there's an issue with something, I think the right thing to do is to look at what the issue was and try to resolve it," Matthew Busch told 7.30.

'Confident the mine will go ahead'

The Environment Department is expected to announce tomorrow whether it will grant the mine an environmental authority — the first step before obtaining a mining licence — and the new water modelling could be the deciding factor.

"We are confident the mine will go ahead," Mr Busch said.

"We're committed to doing that not just for the hundreds of employees that are dependent on it, but more importantly we've got the community that want this to go ahead," he said.

Despite New Acland Coal's claims of strong local support, the Land Court found there was deep division in the community.

The Palaszczuk Labor Government has yet to declare its position on the controversial mine, citing a judicial challenge to the court's finding due to be heard next month.

The person ultimately responsible for deciding whether to grant the mining licence is Natural Resources Minister Anthony Lynham, who did not respond to 7.30's request for an interview.

Under Queensland law, Mr Lynham also had an opportunity to offer advice to the department about how to handle New Acland Coal's application for an environmental authority.

His office has confirmed the minister declined to offer any such advice.

<http://www.abc.net.au/news/2018-02-13/queensland-government-gives-acland-coal-mine-second-chance/9417474>

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Gary Robertson

Media Reporting Officer, External Relations and Services

Strategy and Engagement

Department of the Premier and Cabinet

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From: Kerry Manifold
Sent: Tuesday, 13 February 2018 3:37 PM
To: Daniel Lato; Jan Martin
CC: @Premiers Media
Subject: FW: ABC Online - "New Acland Coal mine expansion given second chance by Queensland Government"

Dan – we should get our release out ASAP

Kerry Manifold

Deputy Director-Government Media Unit

Office of the Hon. Anastacia Palaszczuk MP

Premier of Queensland and Minister for Trade

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1 William Street, Brisbane QLD 4000

PO Box 15185 City East QLD 4002

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[New Acland coal mine](#)



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Gary Robertson

Media Reporting Officer, External Relations and Services

Strategy and Engagement

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From: DLO DES [DLO.DES@des.qld.gov.au]
Sent: Tuesday, 13 February 2018 3:40 PM
To: TRACEY Alena; Daniel Lato
CC: TONES Peter; MERRICK Jamie
Subject: FW: ABC Online - "New Acland Coal mine expansion given second chance by Queensland Government"

Hi all
FYI

From: Media Reporters [<mailto:mediareporters@premiers.qld.gov.au>]
Sent: Tuesday, 13 February 2018 3:33 PM
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Subject: ABC Online - "New Acland Coal mine expansion given second chance by Queensland Government"

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By [Peter McCutcheon](#)
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Gary Robertson

Media Reporting Officer, External Relations and Services

Strategy and Engagement

Department of the Premier and Cabinet

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From:
Sent: Tuesday, 13 February 2018 3:41 PM
To: Kerryman Manifold; Jan Martin
CC: @Premiers Media
Subject: RE: ABC Online - "New Acland Coal mine expansion given second chance by Queensland Government"

We don't have the decision officially yet.

From: Kerryman Manifold
Sent: Tuesday, 13 February 2018 3:37 PM
To: Daniel Lato ; Jan Martin
Cc: @Premiers Media
Subject: FW: ABC Online - "New Acland Coal mine expansion given second chance by Queensland Government"
Dan – we should get our release out ASAP

Kerryman Manifold

Deputy Director-Government Media Unit

Office of the Hon. Anastacia Palaszczuk MP

Premier of Queensland and Minister for Trade



P 07 3719 7023 M Schedule 4 - CT

1 William Street, Brisbane QLD 4000

PO Box 15185 City East QLD 4002

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New Acland Coal mine expansion given second chance by Queensland Government

7:30 Report

By [Peter McCutcheon](#)

Published on DES Disclosure Log
RTI Act 2009

PHOTO: [New Acland Coal hopes to expand their mine in Queensland's Darling Downs.](#) (ABC News: Louisa Rebgetz)

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Gary Robertson

Media Reporting Officer, External Relations and Services



Strategy and Engagement

Department of the Premier and Cabinet

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Published on DES Disclosure Log
RTI Act 2009

From: Hannah Jackson
Sent: Tuesday, 13 February 2018 3:46 PM
To: Daniel Lato; Ben Doyle; Tim Auguston
Subject: New Acland

New Acland Coal Mine Stage 3

No decision has yet been made regarding the environmental authority (EA) amendment application for the Stage 3 expansion of the New Acland Coal Mine.

The Department of Science and Environment is required to make a decision on the amendment application by 14 February 2018.

Published on DES Disclosure Log
RTI Act 2009

From: Hannah Jackson
Sent: Tuesday, 13 February 2018 4:00 PM
To: Daniel Lato; Ben Doyle; Tim Auguston; Angus Sutherland
Subject: 180213_New Acland Stage Three.docx
Attachments: 180213_New Acland Stage Three.docx

Thoughts?

Published on DES Disclosure Log
RTI Act 2009

From: Ben Doyle
Sent: Tuesday, 13 February 2018 4:17 PM
To: Hannah Jackson; Daniel Lato; Tim Auguston; Angus Sutherland
Subject: RE: 180213_New Acland Stage Three.docx

Looks good to me. I'll add background shortly and get it to Prems.

Cheers,

Ben Doyle

Media Advisor



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,

Minister for Science, Minister for the Arts

P 07 3719 7150 M Schedule 4 - CT

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

From: Hannah Jackson
Sent: Tuesday, 13 February 2018 4:00 PM
To: Daniel Lato ; Ben Doyle ; Tim Auguston ; Angus Sutherland
Subject: 180213_New Acland Stage Three.docx
Thoughts?

From: Hannah Jackson
Sent: Tuesday, 13 February 2018 4:20 PM
To: Ben Doyle; Daniel Lato; Tim Auguston; Angus Sutherland
Subject: RE: 180213_New Acland Stage Three.docx

Just wait. The Min has a couple of changes.

From: Ben Doyle
Sent: Tuesday, 13 February 2018 4:18 PM
To: Hannah Jackson ; Daniel Lato ; Tim Auguston ; Angus Sutherland
Subject: RE: 180213_New Acland Stage Three.docx
Looks good to me. I'll add background shortly and get it to Prems.
Cheers,

Ben Doyle

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7150 M Schedule 4 - CT

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

From: Hannah Jackson
Sent: Tuesday, 13 February 2018 4:00 PM
To: Daniel Lato <Daniel.Lato@ministerial.qld.gov.au>; Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>; Angus Sutherland <Angus.Sutherland@ministerial.qld.gov.au>
Subject: 180213_New Acland Stage Three.docx
Thoughts?

From: Hannah Jackson
Sent: Tuesday, 13 February 2018 4:35 PM
To: Alena Tracey
CC: Daniel Lato
Subject: Docs for tomorrow
Attachments: 180213_New Acland Stage Three Mins Lines.docx; 180213_New Acland Stage Three.docx

Hannah Jackson

Senior Policy Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef

Minister for Science and Minister for the Arts



P 3719 7155 M Schedule 4 - CT E hannah.jackson@ministerial.qld.gov.au

1 William Street Brisbane 4000 | GPO Box 5078 Brisbane QLD 4001

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RTI Act 2009

From: TRACEY Alena [Alena.Tracey@des.qld.gov.au]

Sent: Tuesday, 13 February 2018 5:17 PM

To: Hannah Jackson

CC: Daniel Lato

Subject: RE: Docs for tomorrow

Attachments: 180213_New Acland Stage Three (002).docx; 180213_New Acland Stage Three Mins Lines (002).docx

Here you go – some suggested changes

Alena Tracey

Senior Director

Office of the Director-General

Department of Environment and Science

E alena.tracey@des.qld.gov.au

P: + 61 7 3807 8406 M: Schedule 4 - CTP

Level 32, 1 William Street, Brisbane Qld 4000

From: Hannah Jackson [mailto:Hannah.Jackson@ministerial.qld.gov.au]

Sent: Tuesday, 13 February 2018 4:36 PM

To: Alena Tracey

Cc: Daniel Lato

Subject: Docs for tomorrow

Hannah Jackson

Senior Policy Advisor

Office of the Hon. Leanne Enoch MP

Minister for Environment and the Great Barrier Reef

Minister for Science and Minister for the Arts

P 3719 7155 M Schedule 4 - CTP E hannah.jackson@ministerial.qld.gov.au

1 William Street Brisbane 4000 | GPO Box 5078 Brisbane QLD 4001

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From: Daniel Lato

Sent: Tuesday, 13 February 2018 5:20 PM

To: Ben Doyle (Ben.Doyle@ministerial.qld.gov.au); Tim Auguston (Tim.Auguston@ministerial.qld.gov.au)

Subject: FW: Docs for tomorrow

Attachments: 180213_New Acland Stage Three (002).docx

Hi guys,

HIB with amendments from the Department, can you run by Minister Lynham's office for approval and then send back to me?

Cheers,

Dan.

Published on DES Disclosure Log
RTI Act 2009

From: Ben Doyle
Sent: Tuesday, 13 February 2018 5:52 PM
To: Jan Martin
CC: Daniel Lato; Tim Auguston
Subject: Draft HIB for approval: New Acland
Attachments: 180213_New Acland Stage Three.docx

Hi Jan,
Could you please advise if you'd like any changes made to the attached HIB?
Cheers,

Ben Doyle

Media Advisor



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

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1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

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From: Daniel Lato
Sent: Tuesday, 13 February 2018 9:01 PM
To: Ian Hutcheon; Tim Linley
Subject: Fwd: Draft HIB for approval: New Acland
Attachments: image002.png; ATT00001.htm; 180213_New Acland Stage Three.docx; ATT00002.htm

Hi guys,

This is what we have in with Minister Lynham.

Still waiting on FAQs from the Department.

Cheers,

Dan.

Sent from my iPhone

Begin forwarded message:

From: Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>
Date: 13 February 2018 at 5:52:41 pm AEST
To: Jan Martin <Jan.Martin@ministerial.qld.gov.au>
Cc: Daniel Lato <Daniel.Lato@ministerial.qld.gov.au>, Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>
Subject: Draft HIB for approval: New Acland

Hi Jan,
Could you please advise if you'd like any changes made to the attached HIB?
Cheers,

Ben Doyle

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,

Minister for Science, Minister for the Arts

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1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

Published on DES Disclosure Log
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From: Tim Linley
Sent: Tuesday, 13 February 2018 9:01 PM
To: Daniel Lato
CC: Ian Hutcheon
Subject: Re: Draft HIB for approval: New Acland

Thanks Dan

Sent from my iPhone

On 13 Feb 2018, at 9:01 pm, Daniel Lato <Daniel.Lato@ministerial.qld.gov.au> wrote:

Hi guys,

This is what we have in with Minister Lynham.

Still waiting on FAQs from the Department.

Cheers,

Dan.

Sent from my iPhone

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To: Jan Martin <Jan.Martin@ministerial.qld.gov.au>
Cc: Daniel Lato <Daniel.Lato@ministerial.qld.gov.au>, Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>
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Ben Doyle

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,

Minister for Science, Minister for the Arts

P 07 3719 7150 M Schedule 4 - CT

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

<180213_New Acland Stage Three.docx>

From: Jan Martin
Sent: Tuesday, 13 February 2018 9:11 PM
To: Ben Doyle
CC: Daniel Lato; Tim Auguston; Matthew Pitman
Subject: Re: Draft HIB for approval: New Acland

Thanks Ben. Sorry - thsbsitting in my outbox.

It should reference the Premier's election commitment that we will wait for the court's decision before any decision about mining lease (I don't have exact words) but it refers to the judicial review to be heard next month.

Rgds

Jan Martin

Senior media advisor

e: jan.martin@ministerial.qld.gov.au

Office of the Hon. Dr Anthony Lynham MP

Minister for Natural Resources, Mines and Energy

T: [07 3719 7370](tel:0737197370) **M:** Schedule 4 - CTP

1 William Street, [Brisbane QLD 4000](#)

[PO Box 15216 City East QLD 4002](#)

On 13 Feb 2018, at 5:52 pm, Ben Doyle <Ben.Doyle@ministerial.qld.gov.au> wrote:

Hi Jan,

Could you please advise if you'd like any changes made to the attached HIB?

Cheers,

Ben Doyle

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,

Minister for Science, Minister for the Arts

P 07 3719 7150 **M:** Schedule 4 - CT

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

<180213_New Acland Stage Three.docx>

From: Ben Doyle
Sent: Tuesday, 13 February 2018 9:12 PM
To: Jan Martin
CC: Daniel Lato; Tim Auguston; Matthew Pitman
Subject: Re: Draft HIB for approval: New Acland

Thanks Jan, I'll update it now.

Cheers.

Sent from my iPhone

On 13 Feb 2018, at 9:11 pm, Jan Martin <Jan.Martin@ministerial.qld.gov.au> wrote:

Thanks Ben. Sorry - thsbsitting in my outbox.

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Jan Martin

Senior media advisor

e:jan.martin@ministerial.qld.gov.au

Office of the Hon. Dr Anthony Lynham MP

Minister for Natural Resources, Mines and Energy

T: [07 3719 7370](tel:0737197370) **M** Schedule 4 - CTPI

1 William Street, [Brisbane QLD 4000](#)

[PO Box 15216 City East QLD 4002](#)

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Hi Jan,

Could you please advise if you'd like any changes made to the attached HIB?

Cheers,

Ben Doyle

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,

Minister for Science, Minister for the Arts

P 07 3719 7150 **M** Schedule 4 - CT

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

<180213_New Acland Stage Three.docx>

From: Daniel Lato
Sent: Tuesday, 13 February 2018 9:22 PM
To: Ben Doyle
Subject: Re: Draft HIB for approval: New Acland

Can you add Ian Hutcheon and Tim Linley to the cc list when you flick updated HIB through?

Thanks mate, appreciate the huge effort today. Huge day.

Sent from my iPhone

On 13 Feb 2018, at 9:12 pm, Ben Doyle <Ben.Doyle@ministerial.qld.gov.au> wrote:

Thanks Jan, I'll update it now.

Cheers.

Sent from my iPhone

On 13 Feb 2018, at 9:11 pm, Jan Martin <Jan.Martin@ministerial.qld.gov.au> wrote:

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Jan Martin

Senior media advisor

e:jan.martin@ministerial.qld.gov.au

Office of the Hon. Dr Anthony Lynham MP

Minister for Natural Resources, Mines and Energy

T: [07 3719 7370](tel:0737197370) **M:** Schedule 4 - CTP

1 William Street, [Brisbane QLD 4000](#)

[PO Box 15216 City East QLD 4002](#)

On 13 Feb 2018, at 5:52 pm, Ben Doyle <Ben.Doyle@ministerial.qld.gov.au> wrote:

Hi Jan,

Could you please advise if you'd like any changes made to the attached HIB?

Cheers,

Ben Doyle

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,

Minister for Science, Minister for the Arts

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From: Ben Doyle
Sent: Tuesday, 13 February 2018 9:27 PM
To: Daniel Lato
Subject: RE: Draft HIB for approval: New Acland

Will do – cheers mate 😊

Ben Doyle

Media Advisor



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7150 M Schedule 4 - CT

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

From: Daniel Lato
Sent: Tuesday, 13 February 2018 9:23 PM
To: Ben Doyle

Subject: Re: Draft HIB for approval: New Acland

Can you add Ian Hutcheon and Tim Linley to the cc list when you flick updated HIB through?

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Sent from my iPhone

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Cheers.

Sent from my iPhone

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Jan Martin

Senior media advisor

e: jan.martin@ministerial.qld.gov.au

Office of the Hon. Dr Anthony Lynham MP

Minister for Natural Resources, Mines and Energy

T: [07 3719 7370](tel:0737197370) M Schedule 4 - CTP

1 William Street, [Brisbane QLD 4000](#)

[PO Box 15216 City East QLD 4002](#)

On 13 Feb 2018, at 5:52 pm, Ben Doyle <Ben.Doyle@ministerial.qld.gov.au> wrote:

Hi Jan,

Could you please advise if you'd like any changes made to the attached HIB?

Cheers,

Ben Doyle

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,

Minister for Science, Minister for the Arts

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1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

<180213_New Acland Stage Three.docx>

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From: Ben Doyle
Sent: Tuesday, 13 February 2018 9:56 PM
To: @Premiers Media; Kerryn Manifold
CC: Daniel Lato; Hannah Jackson; Angus Sutherland; Tim Auguston; Leeanne Enoch; Jan Martin; Ian Hutcheon; Tim Linley
Subject: New Acland HIB
Attachments: 180213_New Acland Stage Three.docx

Cheers,

Ben Doyle

Media Advisor



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

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1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

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From: Ben Doyle
Sent: Wednesday, 14 February 2018 11:59 AM
To: Leeanne Enoch; Daniel Lato; Hannah Jackson; Angus Sutherland
CC: Tim Auguston
Subject: New Acland departmental media statement
Attachments: 090218 - New Acland (NO).docx

Please make any further changes required. Our included paragraphs are highlighted.

Cheers,

Ben Doyle

Media Advisor



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7150 M Schedule 4 - CT

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

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Draft media release

Deadline:	Briefing officer: Kerynne Birch
Media Services contact: Kieran Lewis	Phone: Schedule 4 - CTP
Phone: 3339 5887 / Schedule 4 - CTP	DDG:
Approved: Justin Cagney, Dean Ellwood	Phone:
Geographical area/s of interest: Southern Queensland	

Strictly embargoed: 2.00pm – Wednesday 14 February 2018

Amended environmental authority for New Acland Coal Mine Stage Three Expansion Project refused

The Department of Environment and Science (DES) today refused the application for an amended environmental authority (EA) to allow for the Stage Three Expansion of the New Acland Coal Mine, north-west of Toowoomba.

This decision has been made based on the information that was provided by the proponent.

As the administering authority, DES holds an independent regulatory role, and is the sole decision-maker in relation to EA applications.

Under the *Environmental Protection Act 1994*, DES was required to make a final decision on the New Hope Group's EA amendment application for the proposed New Acland Mine Stage Three Expansion Project by 14 February 2018.

The applicant and parties to the Land Court objections hearing have been advised of the decision.

The decision to refuse the application is in line with the recommendation of the Land Court which was handed down in May 2017. This followed 99 days of expert and lay witness testimony regarding the potential impacts of the project.

As the decision to refuse the EA amendment application for the New Acland Coal Mine may be subject to legal action, DES is unable to provide any further information in relation to the matter.

ENDS

From: Ben Doyle
Sent: Wednesday, 14 February 2018 12:11 PM
To: Leeanne Enoch; Daniel Lato; Hannah Jackson; Angus Sutherland
CC: Tim Auguston
Subject: New Acland HIB (updated)
Attachments: 180214_New Acland Stage Three.docx

Please make any further changes required. Once approved I'll provide to Premis.

Cheers,

Ben Doyle

Media Advisor



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7150 M Schedule 4 - CT

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

From: Daniel Lato

Sent: Wednesday, 14 February 2018 12:47 PM

To: Ben Doyle (Ben.Doyle@ministerial.qld.gov.au); Tim Auguston (Tim.Auguston@ministerial.qld.gov.au)

CC: Hannah Jackson; Angus Sutherland (Angus.Sutherland@ministerial.qld.gov.au); Luke Moore (Luke.Moore@ministerial.qld.gov.au)

Subject: 180214_New Acland Stage Three.docx

Attachments: 180214_New Acland Stage Three.docx

Hi guys,

These are good to go from Premiers. You may want to suggest they run them by Evan Moorehead, I have a call in with him but he hasn't called back.

The release is also fine.

Cheers,

Dan.

Published on DES Disclosure Log
RTI Act 2009

From: Ben Doyle
Sent: Wednesday, 14 February 2018 12:54 PM
To: Daniel Lato
Subject: RE: 180214_New Acland Stage Three.docx

Sorry, is the media statement good to go back to the department as it currently stands? It wasn't attached here.

Cheers,

Ben Doyle

Media Advisor



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7150 M Schedule 4 - CT

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

From: Daniel Lato
Sent: Wednesday, 14 February 2018 12:48 PM
To: Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>
Cc: Hannah Jackson <Hannah.Jackson@ministerial.qld.gov.au>; Angus Sutherland <Angus.Sutherland@ministerial.qld.gov.au>; Luke Moore <Luke.Moore@ministerial.qld.gov.au>
Subject: 180214_New Acland Stage Three.docx

Hi guys,

These are good to go from Premiers. You may want to suggest they run them by Evan Moorehead, I have a call in with him but he hasn't called back.

The release is also fine.

Cheers,

Dan.

From: Daniel Lato
Sent: Wednesday, 14 February 2018 12:55 PM
To: Ben Doyle
Subject: Re: 180214_New Acland Stage Three.docx

Yep, all good to go mate.

Sent from my iPhone

On 14 Feb 2018, at 12:54 pm, Ben Doyle <Ben.Doyle@ministerial.qld.gov.au> wrote:

Sorry, is the media statement good to go back to the department as it currently stands? It wasn't attached here.

Cheers,

<image003.png> **Ben Doyle**

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7150 M **Schedule 4 - CT**

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

From: Daniel Lato
Sent: Wednesday, 14 February 2018 12:48 PM
To: Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>
Cc: Hannah Jackson <Hannah.Jackson@ministerial.qld.gov.au>; Angus Sutherland <Angus.Sutherland@ministerial.qld.gov.au>; Luke Moore <Luke.Moore@ministerial.qld.gov.au>
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These are good to go from Premiers. You may want to suggest they run them by Evan Moorehead, I have a call in with him but he hasn't called back.

The release is also fine.

Cheers,

Dan.

From: Tim Auguston
Sent: Wednesday, 14 February 2018 1:20 PM
To: Hannah Jackson; Ben Doyle; Daniel Lato; Angus Sutherland
Subject: RE: Lock the Gate first on Twitter break the news

Doctors for the Environment as well



DrsForTheEnvironment @DocsEnvAus 32s32 seconds ago

More

Great news! [#Qld](#) government has made the only sensible decision on the New Acland Coal mine project- it has REFUSED it! Well done all who have been part of this long journey. [#nonewcoal](#) [#BREAKING](#) [#qldpol](#)



Timothy Auguston

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,

Minister for Science, Minister for the Arts

P 07 3719 7149 M [Schedule 4 - CT](#)

1 William Street 4000

GPO Box 46 Brisbane QLD 4001

From: Hannah Jackson
Sent: Wednesday, 14 February 2018 1:19 PM
To: Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>; Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Daniel Lato <Daniel.Lato@ministerial.qld.gov.au>; Angus Sutherland <Angus.Sutherland@ministerial.qld.gov.au>
Subject: RE: Lock the Gate first on Twitter break the news

EDO too.

EDO Qld @EDOQldLaw

Follow @EDOQldLaw
More

Today the Department of Environment and Science made a final decision to refuse the environmental authority amendment application for New [#Acland](#) Coal Stage 3 expansion

From: Tim Auguston
Sent: Wednesday, 14 February 2018 1:13 PM
To: Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Daniel Lato <Daniel.Lato@ministerial.qld.gov.au>; Angus Sutherland <Angus.Sutherland@ministerial.qld.gov.au>; Hannah Jackson <Hannah.Jackson@ministerial.qld.gov.au>
Subject: Lock the Gate first on Twitter break the news



Lock the Gate @LockTheGate

Follow @LockTheGate
More

Breaking news: Qld gov refused enviro authority for [#Acland](#) Stage

3 expansion. Upholding land court rejection!! [#qldpol](#)



1:10 PM - 14 Feb 2018

Timothy Auguston

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7149 M Schedule 4 - CT

1 William Street 4000

GPO Box 46 Brisbane QLD 4001

Published on DES Disclosure Log
RTI Act 2009

From: Tim Auguston
Sent: Wednesday, 14 February 2018 1:25 PM
To: Hannah Jackson; Ben Doyle; Daniel Lato; Angus Sutherland
Subject: RE: Lock the Gate first on Twitter break the news

[WIN News Toowoomba](#) added [3 new photos](#).
[19 mins](#) ·

BREAKING: The environment department has REFUSED to grant New Acland Coal Mine an environmental authority to progress with stage three of the project.

The Oakey Coal Action Alliance is celebrating, but it's a blow for local coal mining workers. Details [#WINNews6pm](#)





Timothy Auguston

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7149 M Schedule 4 - CT

1 William Street 4000

GPO Box 46 Brisbane QLD 4001

From: Hannah Jackson

Sent: Wednesday, 14 February 2018 1:19 PM

To: Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>; Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Daniel Lato <Daniel.Lato@ministerial.qld.gov.au>; Angus Sutherland <Angus.Sutherland@ministerial.qld.gov.au>

Subject: RE: Lock the Gate first on Twitter break the news

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Subject: Lock the Gate first on Twitter break the news

Lock the Gate @LockTheGate

Follow @LockTheGate
More

Breaking news: Qld gov refused enviro authority for [#Acland](#) Stage

3 expansion. Upholding land court rejection!! [#qldpol](#)

1:10 PM - 14 Feb 2018

Timothy Auguston

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7149 M Schedule 4 - CT

1 William Street 4000

GPO Box 46 Brisbane QLD 4001

From: Hannah Jackson
Sent: Wednesday, 14 February 2018 2:29 PM
To: Daniel Lato
Subject: RE: Guardian Coverage

[See highlighted part below.](#)

From: Daniel Lato
Sent: Wednesday, 14 February 2018 1:54 PM
To: Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>; Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Angus Sutherland <Angus.Sutherland@ministerial.qld.gov.au>; Hannah Jackson <Hannah.Jackson@ministerial.qld.gov.au>
Subject: RE: Guardian Coverage

[The inference is incorrect, clearly. But until the release goes out, no real way to correct it.](#)

From: Tim Auguston
Sent: Wednesday, 14 February 2018 1:53 PM
To: Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Daniel Lato <Daniel.Lato@ministerial.qld.gov.au>; Angus Sutherland <Angus.Sutherland@ministerial.qld.gov.au>; Hannah Jackson <Hannah.Jackson@ministerial.qld.gov.au>
Subject: Guardian Coverage

Queensland accepts court block on New Acland coalmine expansion

The state government refuses to provide an environmental licence to allow New Hope to expand mining to the Darling Downs

[Michael Slezak](#)

[@MikeySlezak](#)

[Email](#)

Wed 14 Feb 2018 14.40 AEDT Last modified on Wed 14 Feb 2018 14.48 AEDT

The Queensland government has accepted a [landmark land and environment court ruling](#) from last year and refused to provide an environmental licence to the New Acland coalmine extension.

Following the longest case in the court's history, a judge last year recommended against New Hope's plans to expand the mine into prime agricultural land on Queensland's Darling Downs, primarily over concerns about impacts on groundwater supplies, but also on air quality and noise.

In [his ruling](#) in May 2017, Judge Paul Smith said: "It is beyond doubt that the mining proposed ... will cause disruptions to aquifers in the Acland region which will have an impact on nearby landholders."

It was the first time the court had recommended an environmental authority for a mine, known as New Acland coalmine, be rejected outright.

While the court decision was treated as a victory in a David-versus-Goliath battle involving dozens of local residents and groups, the state government's environment department released its final verdict on Wednesday.

Concerns the court's recommendation could be ignored were raised this week after the ABC [revealed](#) the Queensland government had already thrown New Hope a lifeline and offered the miner a chance to submit revised groundwater modelling.

Jo-Anne Bragg, solicitor at the [Queensland](#) Environmental Defenders' Office, said: "Today's decision by the environment department was a test for both our newly elected government and for the department – whether it would follow independent and transparent court analysis of evidence, or be persuaded by New Acland's new groundwater work, which the government allowed to be provided in a last-minute submission process behind closed doors."

The decision may not be the end of the road for the New Acland coalmine stage 3 extension, or the community that is fighting it. **The company has applied for judicial review of the land court's decision, which Bragg said could invalidate the department's decision.**

Ellie Smith, from Lock the Gate Alliance, said: "This is a wonderful day for Acland farmers and residents. They ran the longest legal challenge in the history of the land court, and won, and we're all relieved that decision has been respected by the department.

"This vindicates everything local people have worked so hard to protect for the last 10 years – rich farming country, groundwater and the health and wellbeing of their families," said Smith.

"They have suffered health impacts and severe mental distress as a result of the negative impacts of the existing mine and fears about the expansion."

The judicial review will commence hearings on 19 March.

Timothy Auguston

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,

Minister for Science, Minister for the Arts

P 07 3719 7149 M [Schedule 4 - CT](#)

1 William Street 4000

GPO Box 46 Brisbane QLD 4001

From: Daniel Lato
Sent: Wednesday, 14 February 2018 2:40 PM
To: Kerry Manifold (Kerry.Manifold@ministerial.qld.gov.au)
CC: @Premiers Media; Ben Doyle (Ben.Doyle@ministerial.qld.gov.au); Tim Auguston (Tim.Auguston@ministerial.qld.gov.au)
Subject: Link

<https://www.des.qld.gov.au/mediareleases/2018-02-14-amended-ea-new-acland-coal-mine-refused.html>

Daniel Lato

Acting Chief of Staff



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef

Minister for Science and

Minister for the Arts

P 07 3719 7163 M **schedule 4 - C** F 07 3012 9017

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

Published on DES Disclosure Log
RTI Act 2009

From: Daniel Lato
Sent: Wednesday, 14 February 2018 2:46 PM
To: Hannah Jackson
Subject: Line

I've been advised that the Department of Environment and Science (DES) has refused the Environmental Authority (EA) amendment application for the Stage Three expansion of the New Acland Coal Mine.

The onus was on New Hope to provide a case for the approval of their EA and the decision has been made based on the information they provided.

Daniel Lato

Acting Chief of Staff



Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef

Minister for Science and

Minister for the Arts

P 07 3719 7163 M **Schedule 4 - CTF** 07 3012 9017

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

From: TRACEY Alena [Alena.Tracey@des.qld.gov.au]
Sent: Wednesday, 14 February 2018 2:49 PM
To: Daniel Lato
Subject: FW: DES media release re New Acland environmental authority decision
Attachments: 140218 - MR - New Acland EA decision.pdf

FYI

Alena Tracey

Senior Director

Office of the Director-General

Department of Environment and Science



E alena.tracey@des.qld.gov.au

P: + 61 7 3807 8406 M: Schedule 4 - CTP

Level 32, 1 William Street, Brisbane Qld 4000

From: DLO DES
Sent: Wednesday, 14 February 2018 2:04 PM
To: TRACEY Alena
Cc: MERRICK Jamie
Subject: FW: DES media release re New Acland environmental authority decision

FYI – the attached has been sent out to editors/chiefs-of-staff.
thanks

Peta Johnston

Senior Departmental Liaison Officer | Science, Office of the Chief Scientist and Arts
Office of the Director-General
Department of Environment and Science
Ph: 3087 8407

Peta.Johnston@des.qld.gov.au | Level 32, 1 William Street, Brisbane

From: LEWIS Kieran
Sent: Wednesday, 14 February 2018 2:02 PM
Subject: DES media release re New Acland environmental authority decision

Attn editors / chiefs-of-staff

Attached is a statement from the Department of Environment and Science regarding today's New Acland environmental authority decision.

Kieran Lewis
Media Services
Department of Environment and Science

If you are emailing about a media matter, please cc media@des.qld.gov.au

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Media release

14 February 2018

Amended environmental authority for New Acland Coal Mine Stage Three Expansion Project refused

The Department of Environment and Science (DES) today refused the application for an amended environmental authority (EA) to allow for the Stage Three Expansion of the New Acland Coal Mine, north-west of Toowoomba.

This decision has been made based on the information that was provided by the proponent.

As the administering authority, DES holds an independent regulatory role, and is the sole decision-maker in relation to EA applications.

Under the *Environmental Protection Act 1994*, DES was required to make a final decision on the New Hope Group's EA amendment application for the proposed New Acland Mine Stage Three Expansion Project by 14 February 2018.

The applicant and parties to the Land Court objections hearing have been advised of the decision.

The decision to refuse the application is in line with the recommendation of the Land Court which was handed down in May 2017. This followed 99 days of expert and lay witness testimony regarding the potential impacts of the project.

As the decision to refuse the EA amendment application for the New Acland Coal Mine may be subject to legal action, DES is unable to provide any further information in relation to the matter.

ENDS

For further media enquiries contact Media Services on (07) 3339 5831 or email media@des.qld.gov.au

From: DLO DES [DLO.DES@des.qld.gov.au]
Sent: Wednesday, 14 February 2018 4:30 PM
To: Ben Doyle; Tim Auguston
CC: Daniel Lato; Media DES
Subject: FW: DLO - media query from The Australian - New Acland - deadline 4pm

Hi – pls see responses below to The Australian for No. 1 and 2.
thanks

Peta Johnston

Senior Departmental Liaison Officer | Science, Office of the Chief Scientist and Arts
Office of the Director-General
Department of Environment and Science
Ph: 3087 8407

Peta.Johnston@des.qld.gov.au | Level 32, 1 William Street, Brisbane

From: TRACEY Alena
Sent: Wednesday, 14 February 2018 4:30 PM
To: DLO DES
Subject: RE: DLO - media query from The Australian - New Acland - deadline 4pm

Hi Peta

Responses are:

1.Acland have claimed that they are not being told of the reasons behind the decision. Is that the case?

One of the primary concerns for the Land Court Member in his recommendation for refusal of the Environmental Authority amendment application was the disruption to underground aquifers, which would result in impacts to landholders in the area. The groundwater modelling subject to the Land Court hearing was contested in terms of accuracy and reliability in predicting the likely impacts on groundwater in the area.

After the Land Court decision, the applicant submitted a revised groundwater model to the Department of Environment and Science. While the revised groundwater model attempted to improve upon the earlier model, the department could not be satisfied that the likely impacts on groundwater, and landholders in the area, would not mitigate the risk to an acceptable level. New Acland Coal has been advised that this is the primary basis of the department's decision to refuse the application.

2.What happens if the judicial review comes back with a decision that rules against the findings of the land court?

Today's decision on the New Acland Coal environmental authority does not affect the current judicial review application by New Acland Coal.

If the Supreme Court finds in favour of New Acland Coal in their judicial review application then it is possible that the matter may be referred back to the Land Court to be reheard.

Alena Tracey



Senior Director

Office of the Director-General

Department of Environment and Science

E alena.tracey@des.qld.gov.au

P: + 61 7 3807 8406 M Schedule 4 - CTP

Level 32, 1 William Street, Brisbane Qld 4000

From: DLO DES

Sent: Wednesday, 14 February 2018 3:02 PM

To: TRACEY Alena

Subject: FW: DLO - media query from The Australian - New Acland - deadline 4pm

Importance: High

And the below?

Thanks

Peta

From: TRACEY Ben

Sent: Wednesday, 14 February 2018 2:56 PM

To: DLO DES

Cc: Media DES; TRACEY Ben; LEWIS Kieran

Subject: DLO - media query from The Australian - New Acland - deadline 4pm

Importance: High

Hi DLO,

Please see below a media query from Schedule 4 - CTPI

We have been asked to answer the first 2 questions highlighted below and get back to our MO by 4pm.

For your advice please.

Thanks

Ben



Ben Tracey

Senior Media Officer

Media Services | Corporate Services

Department of Environment and Science

P 07 3339 5845

media@ehp.qld.gov.au

media@npsr.qld.gov.au

400 George St, Brisbane QLD 4000

GPO Box 2454, Brisbane QLD 4001

From: David Potter [<mailto:David.Potter@ministerial.qld.gov.au>]

Sent: Wednesday, 14 February 2018 2:38 PM

To: Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Media DES <Media@des.qld.gov.au>; Martin Jan <Jan.Martin@ministerial.qld.gov.au>

Cc: Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>; DLO DES <DLO.DES@des.qld.gov.au>; Matthew Pitman <Matthew.Pitman@ministerial.qld.gov.au>

Subject: RE: The Australian

Hey Ben, we can provide an answer to third question – remainder is yours buddy - potter

From: Ben Doyle

Sent: Wednesday, 14 February 2018 2:34 PM

To: Media DES <Media@des.qld.gov.au>; Jan Martin <Jan.Martin@ministerial.qld.gov.au>; David Potter <David.Potter@ministerial.qld.gov.au>

Cc: Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>; DLO DES <DLO.DES@des.qld.gov.au>

Subject: FW: The Australian

Please see the enquiry below.

Could I please get a response by 4pm (sorry for the quick turnaround).

Cheers,

Ben Doyle

Media Advisor

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef,
Minister for Science, Minister for the Arts

P 07 3719 7150 M **Schedule 4 - CTPI**

1 William Street Brisbane QLD 4000 | GPO Box 2457 Brisbane QLD 4001

From: **Schedule 4 - CTPI** <Schedule4-CTPI@theaustralian.com.au>

Sent: Wednesday, 14 February 2018 2:31 PM

To: Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>

Subject: The Australian

Ben,

1. Acland have claimed that they are not being told of the reasons behind the decision. Is that the case?

2. What happens if the judicial review comes back with a decision that rules against the findings of the land court?

3. Was minister Lynham required to advise the department on this matter before this decision was made? Did he?

--

Schedule 4 - CTPI

Cnr Mayne Road & Campbell Street Bowen Hills QLD 4006

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From: DLO DES [DLO.DES@des.qld.gov.au]
Sent: Wednesday, 14 February 2018 4:32 PM
To: Daniel Lato
Subject: FW: Clarification

Hi Dan – pls see response below.
thanks

Peta Johnston

Senior Departmental Liaison Officer | Science, Office of the Chief Scientist and Arts
Office of the Director-General
Department of Environment and Science
Ph: 3087 8407

Peta.Johnston@des.qld.gov.au | Level 32, 1 William Street, Brisbane

From: TRACEY Alena
Sent: Wednesday, 14 February 2018 4:31 PM
To: DLO DES
Subject: RE: Clarification

Hi Peta

Response:

Today's decision on the New Acland Coal environmental authority does not affect the current judicial review application by New Acland Coal.

If the Supreme Court finds in favour of New Acland Coal in their judicial review application then it is possible that the matter may be referred back to the Land Court to be reheard.

Alena Tracey

Senior Director

Office of the Director-General

Department of Environment and Science



E alena.tracey@des.qld.gov.au

P: + 61 7 3807 8406 M: Schedule 4 - CTP
Level 32, 1 William Street, Brisbane Qld 4000

From: Daniel Lato [<mailto:Daniel.Lato@ministerial.qld.gov.au>]
Sent: Wednesday, 14 February 2018 2:31 PM
To: DLO DES
Cc: TRACEY Alena

Subject: Clarification

Hi,

Can I please get urgent clarification of the EDO's assertions in this story about the judicial review invalidating the EA?

Our understanding is that today's decision ceases the current judicial review process.

https://www.theguardian.com/environment/2018/feb/14/queensland-accepts-court-block-on-acland-coalmine-extension?CMP=share_btn_tw

Cheers,

Dan.

Daniel Lato

Acting Chief of Staff

Office of the Hon. Leeanne Enoch MP

Minister for Environment and the Great Barrier Reef

Minister for Science and

Minister for the Arts



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From: TRACEY Alena [Alena.Tracey@des.qld.gov.au]
Sent: Wednesday, 14 February 2018 4:33 PM
To: Daniel Lato; Ben Doyle; Tim Auguston
CC: Media DES; DLO DES; ELLWOOD Dean; CAGNEY Justin
Subject: New Acland lines
Attachments: Acland.docx

Hi everyone

Here is a set of lines around the Decision; Statement of Reasons (shouldn't need these if we use the Decision one first); and Judicial Review.

Cheers
Alena

Decision explanation

One of the primary concerns for the Land Court Member in his recommendation for refusal of the Environmental Authority amendment application was the disruption to underground aquifers, which would result in impacts to landholders in the area. The groundwater modelling subject to the Land Court hearing was contested in terms of accuracy and reliability in predicting the likely impacts on groundwater in the area.

After the Land Court decision, the applicant submitted a revised groundwater model to the Department of Environment and Science. While the revised groundwater model attempted to improve upon the earlier model, the department could not be satisfied that the likely impacts on groundwater, and landholders in the area, would not mitigate the risk to an acceptable level. New Acland Coal has been advised that this is the primary basis of the department's decision to refuse the application.

Full Statement of Reasons

There is no requirement under the *Environmental Protection Act 1994* to issue a statement of reasons for these matters.

The only obligation to provide a statement of reasons for this particular matter is through a JR application. Section 32 of the *Judicial Review Act 1991* allows for a person who is aggrieved by the decision to apply for a statement of reasons.

Judicial Review

Today's decision on the New Acland Coal environmental authority does not affect the current judicial review application by New Acland Coal.

If the Supreme Court finds in favour of New Acland Coal in their judicial review application then it is possible that the

matter may be referred back to the Land Court to be reheard.

Alena Tracey

Senior Director

Office of the Director-General

Department of Environment and Science



E alena.tracey@des.qld.gov.au

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From: Daniel Lato

Sent: Wednesday, 14 February 2018 6:14 PM

To: Ian Hutcheon (Ian.Hutcheon@ministerial.qld.gov.au); Tim Auguston (Tim.Auguston@ministerial.qld.gov.au)

CC: Kerryn Manifold (Kerryn.Manifold@ministerial.qld.gov.au); Kirby Anderson (Kirby.Anderson@ministerial.qld.gov.au)

Subject: FW: New Acland lines

Attachments: Acland.docx

Hi all,

Lines from the Department regarding New Acland decision.

Cheers,

Dan.

From: TRACEY Alena [mailto:Alena.Tracey@des.qld.gov.au]

Sent: Wednesday, 14 February 2018 4:33 PM

To: Daniel Lato <Daniel.Lato@ministerial.qld.gov.au>; Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>

Cc: Media DES <Media@des.qld.gov.au>; DLO DES <DLO.DES@des.qld.gov.au>; ELLWOOD Dean <Dean.Ellwood@des.qld.gov.au>; CAGNEY Justin <Justin.Cagney@des.qld.gov.au>

Subject: New Acland lines

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Alena Tracey

Senior Director

Office of the Director-General

Department of Environment and Science

E alena.tracey@des.qld.gov.au

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Judicial Review

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If the Supreme Court finds in favour of New Acland Coal in their judicial review application then it is possible that the matter may be referred back to the Land Court to be reheard.

From: Daniel Lato

Sent: Thursday, 15 February 2018 8:29 AM

To: Ian Hutcheon (Ian.Hutcheon@ministerial.qld.gov.au)

Subject: 60. New Acland Coal Mine Stage Three Expansion - UPDATED.docx

Attachments: 60. New Acland Coal Mine Stage Three Expansion - UPDATED.docx

Updated New Acland PPQ if required.

Published on DES Disclosure Log
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From: Hannah Jackson
Sent: Thursday, 15 February 2018 9:00 AM
To: Alena Tracey
CC: DLO DES; Daniel Lato
Subject: Re: New Acland lines
Attachments: Acland.docx

Importance: High

Hi Alena

Can you please ask the department to advise what the variable is in this line from yesterday's advice:

If the Supreme Court finds in favour of New Acland Coal in their judicial review application then it is possible that the matter **may** be referred back to the Land Court to be reheard.

Does it say "may be" because it will be the Supreme Court's decision whether or not to refer it back to Land Court?

Thanks

Hannah

From: Daniel Lato
Sent: Thursday, 15 February 2018 8:51 AM
To: Hannah Jackson <Hannah.Jackson@ministerial.qld.gov.au>
Subject: FW: New Acland lines

From: TRACEY Alena [<mailto:Alena.Tracey@des.qld.gov.au>]
Sent: Wednesday, 14 February 2018 4:33 PM
To: Daniel Lato <Daniel.Lato@ministerial.qld.gov.au>; Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>; Tim Auguston <Tim.Auguston@ministerial.qld.gov.au>
Cc: Media DES <Media@des.qld.gov.au>; DLO DES <DLO.DES@des.qld.gov.au>; ELLWOOD Dean <Dean.Ellwood@des.qld.gov.au>; CAGNEY Justin <Justin.Cagney@des.qld.gov.au>
Subject: New Acland lines

Hi everyone

Here is a set of lines around the Decision; Statement of Reasons (shouldn't need these if we use the Decision one first); and Judicial Review.

Cheers
Alena

Decision explanation

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Authority amendment application was the disruption to underground aquifers, which would result in impacts to landholders in the area. The groundwater modelling subject to the Land Court hearing was contested in terms of accuracy and reliability in predicting the likely impacts on groundwater in the area.

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Alena Tracey

Senior Director

Office of the Director-General

Department of Environment and Science



E alena.tracey@des.qld.gov.au

P: + 61 7 3807 8406

Schedule 4 - CTPI

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From: DLO DES [DLO.DES@des.qld.gov.au]
Sent: Thursday, 15 February 2018 10:51 AM
To: Ben Doyle; Tim Auguston; Daniel Lato
Subject: FW: ABC Radio Brisbane Breakfast: Ian Macfarlane

FYI below

Peta Johnston

Senior Departmental Liaison Officer | Science, Office of the Chief Scientist and Arts
Office of the Director-General
Department of Environment and Science
Ph: 3087 8407

Peta.Johnston@des.qld.gov.au | Level 32, 1 William Street, Brisbane

From: HANSON Anna
Sent: Thursday, 15 February 2018 10:50 AM
To: DLO DES; TRACEY Alena
Subject: FW: ABC Radio Brisbane Breakfast: Ian Macfarlane

FYI

From: Media Reporters [<mailto:mediareporters@premiers.qld.gov.au>]
Sent: Thursday, 15 February 2018 10:04 AM
To: Media Reporters <mediareporters@premiers.qld.gov.au>
Subject: ABC Radio Brisbane Breakfast: Ian Macfarlane

ABC Radio Brisbane Breakfast: Ian Macfarlane, CEO of the Queensland Resources Council, discusses the Environment Department's decision not to allow expansion of the New Acland coal mine on the Darling Downs. *Audio here:*
https://dpcqld.sharepoint.com/:u:/g/MediaReportingServices/EasGLvQORpFFvPATqaMkykIBq7hr7CE7lvi7Sf_eQTxkEA

Breakfast host Craig Zonca plays an excerpt from an interview on Radio Brisbane's Drive yesterday, where a local farmer says she is enormously relieved with the decision. She says they were concerned about the effects on good cropping land, water security, noise and dust levels, and road closures.

- Mr Macfarlane says they are surprised by the decision, which was handed down without any explanation and any reasoning. He says it has come to a shock to everyone involved as the **Department of Natural Resources** and New Hope have provided 'copious information' about how the mine will operate, and that it has won environmental and rehabilitation awards nationally. He says the 700 workers of the community are 'completely devastated' by the decision.
- On the mine's rehabilitation record, he says the company are making the land even more productive and fertile than it was previously.
- Macfarlane says the mine will likely have to cease production sometime in the second half of this year.
- He says the mine has been there nearly for nearly 100 years, and the community has grown around it. He says it's not just the 700 jobs, but indirect jobs of in excess of 2,000 people - taking into account the Oakey community and the small businesses in the area.
- He says the Land Court ruling was at odds with proven practice in terms of water take and 'make good' arrangements. He says the water plan was examined by independent experts who did so on a scientific and factual basis; that the decision flew in the face of this expert advice.
- Macfarlane says Australia last year exported more coal than ever before. He says the demand for coal in Asia is going up, and countries like Japan are building high efficiency, low powered coal-fired power station which will be in existence for the next 40 years - making the point that coal is still part of the global energy mix.
- He says they've been unable to secure meetings with the **Premier** and **Deputy Premier**. He says they've received good

support from **Resources Minister Anthony Lynham**, and asks other Ministers like **State Development's Cameron Dick** to stand up.

Please note: Links to all broadcast clips (video and audio) will expire 10 days from the date of airing. Due to copyright restrictions, video and audio clips are for internal use only.

Dominic O'Regan

Media Reporting Officer, External Relations & Services



Strategy and Engagement

Department of the Premier and Cabinet

P 07 3003 9024 M **Schedule 4 - CT**

Level 29, 1 William Street, Brisbane QLD 4000

PO Box 15185, City East, QLD 4002

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RTI Act 2009

From: DLO DES [DLO.DES@des.qld.gov.au]
Sent: Thursday, 15 February 2018 10:54 AM
To: Ben Doyle; Tim Auguston
CC: Daniel Lato
Subject: FW: DLO - for advice - Oakey Champion enquiry re: New Acland mine decision

Hi – please see request at the bottom from the Oakey Champion – ODG has advised that this needs to be responded to by your office/Minister. To assist, pls see agreed lines below re: the decision for you to use to answer the first question.
thanks

Peta Johnston

Senior Departmental Liaison Officer | Science, Office of the Chief Scientist and Arts
Office of the Director-General
Department of Environment and Science
Ph: 3087 8407

Peta.Johnston@des.qld.gov.au | Level 32, 1 William Street, Brisbane

From: TRACEY Alena
Sent: Thursday, 15 February 2018 10:49 AM
To: DLO DES
Subject: RE: DLO - for advice - Oakey Champion enquiry re: New Acland mine decision

Hi Peta

I agree that the MO/Minister will need to be the one to respond to this given the last statement in the query.

To assist, we can provide the agreed lines regarding the decision (below) to the MO for them to use as the response to the first question:

1. I am hoping the department can give me some clarification or reasoning behind yesterday's decision to reject the environmental authority on New Acland Mine.

One of the primary concerns for the Land Court Member in his recommendation for refusal of the Environmental Authority amendment application was the disruption to underground aquifers, which would result in impacts to landholders in the area. The groundwater modelling subject to the Land Court hearing was contested in terms of accuracy and reliability in predicting the likely impacts on groundwater in the area.

After the Land Court decision, the applicant submitted a revised groundwater model to the Department of Environment and Science. While the revised groundwater model attempted to improve upon the earlier model, the department could not be satisfied that the likely impacts on groundwater, and landholders in the area, would not mitigate the risk to an acceptable level. New Acland Coal has been advised that this is the primary basis of the department's decision to refuse the application

2. We want to know why the Department decided to rip hundreds of jobs out of the Oakey community and \$7 billion out of the Australian economy?

MO advice required on if they want to say something about this as the Department's decision related to an environmental, not economic, assessment as per our legislative requirement.

Thanks
Alena

Alena Tracey
Senior Director
Office of the Director-General
Department of Environment and Science

E alena.tracey@des.qld.gov.au

P: + 61 7 3807 8406 M: Schedule 4 - CTPI

Level 32, 1 William Street, Brisbane Qld 4000

-----Original Message-----

From: DLO DES
Sent: Thursday, 15 February 2018 10:40 AM
To: TRACEY Alena
Subject: FW: DLO - for advice - Oakey Champion enquiry re: New Acland mine decision

Hi Alena - pls see below - your advice pls?
thanks

Peta Johnston
Senior Departmental Liaison Officer | Science, Office of the Chief Scientist and Arts Office of the Director-General Department
of Environment and Science
Ph: 3087 8407

Peta.Johnston@des.qld.gov.au | Level 32, 1 William Street, Brisbane

-----Original Message-----

From: HANSON Anna
Sent: Thursday, 15 February 2018 10:38 AM
To: DLO DES
Cc: Media DES
Subject: DLO - for advice - Oakey Champion enquiry re: New Acland mine decision

Hi DLO

As this one relates to jobs and the economy, I suspect we need to refer this to the MO.

Can you please advise?

Many thanks, Anna.

-----Original Message-----

From: Oakey Champion Editorial [<mailto:editorial@oakeychampion.com.au>]

Sent: Thursday, 15 February 2018 10:14 AM

To: Media DES <Media@des.qld.gov.au>

Subject: New Acland mine decision

Hi,

As the journalist for the Oakey Champion, I am looking for a statement from the department directly for Oakey people. I am hoping the department can give me some clarification or reasoning behind yesterday's decision to reject the environmental authority on New Acland Mine. The announcement has rocked Oakey which relies on the mine for direct and indirect employment and its overall economic prosperity.

We want to know why the Department decided to rip hundreds of jobs out of the Oakey community and \$7 billion out of the Australian economy?

All the best,

Schedule 4 - CTP

Journalist

Oakey Champion

Phone: 4691 1376

E-mail: editorial@oakeychampion.com.au

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To: @Premiers Media <premiers.media@ministerial.qld.gov.au>
Cc: Premiers Correspondance <premcorro@ministerial.qld.gov.au>
Subject: FW MEDIA REQUEST: New Acland Mine decision

Good afternoon

Please see the below request for media statement for your information and any necessary action.



Bronwyn Edmeades

Senior Correspondence Officer

Executive Correspondence Unit

Department of the Premier and Cabinet

E bronwyn.edmeades@premiers.qld.gov.au P 07 3003 9267

Level 29, 1 William Street, Brisbane QLD 4000

PO Box 15185, City East, QLD 4002

-----Original Message-----

From: Oakey Champion Editorial [<mailto:editorial@oakeychampion.com.au>]

Sent: Thursday, 15 February 2018 4:32 PM

To: The Premier <The.Premier@premiers.qld.gov.au>

Subject: New Acland Mine decision

As the journalist for the Oakey Champion, I am looking for a statement from the department directly for Oakey people. I am hoping the Premier can give me some clarification or reasoning behind yesterday's decision to reject the environmental authority on New Acland Mine. The announcement has rocked Oakey which relies on the mine for direct and indirect employment and its overall economic prosperity.

We want to know why the Premier has allowed hundreds - if not thousands - of jobs to be ripped from the Oakey community and \$7 billion to be lost from the Australian economy?

All the best,

Schedule 4 - CTF

Journalist

Oakey Champion

Phone: 4691 1376

E-mail: editorial@oakeychampion.com.au

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RTI Act 2009

From: Ben Doyle
Sent: Friday, 16 February 2018 7:13 AM
To: Daniel Lato
Subject: Fwd: ACLAND BRIEF
Attachments: 180214_New Acland Stage Three.docx; ATT00001.htm

Here you go!

Sent from my iPhone

Begin forwarded message:

From: Kerry Manifold <Kerry.Manifold@ministerial.qld.gov.au>
Date: 15 February 2018 at 10:17:18 am AEST
To: Matt Collins <Matt.Collins@ministerial.qld.gov.au>, Clare Manton <Clare.Manton@ministerial.qld.gov.au>, David Potter <David.Potter@ministerial.qld.gov.au>, Ben Doyle <Ben.Doyle@ministerial.qld.gov.au>, Anika Hume <Anika.Hume@ministerial.qld.gov.au>
Subject: ACLAND BRIEF