Date : 16/07/2019 4:15:37 PM
From : "LOWE Trinity"
To : "MONKIVITCH James" , "DLO DES"
Cc : "HILL Chris" , "LAWRENCE Rob" , "ELLWOOD Dean" , "Hannah Jackson" , "Sonja Litz" , "MERRICK Jamie" , "TRACEY Alena" , "DES Director General"
Subject : Adani Q & A's for CRT
Attachment : FM Script 16.7.19.docx;FW: Updated version;image001.png;image002.png;

Good Afternoon
Please see the attached Script/Q&A's in relation to Prosecution of Adani for 480 offence – providing false and misleading information. I have also attached department approved media statement.
The pollution Hotline bypass number is 33305280 – this number must not be provided to any caller just used by Mins/DG's office to transfer calls to CRT.
Please ensure that the callers are advised that they are being transferred to the Department, Community Response Team.
This will operate today until 5pm and recommence at 0830 tomorrow. If a call is transferred after 5pm it will go to a generic pollution hotline recorded message – not Adani specific, where a caller could leave details for a call back.
Please let me know if you have any questions.
Thanks & Cheers
Trinity

Queensland Government

Trinity Lowe
Executive Officer
Office of the Deputy Director General
Environmental Services and Regulation Division
Department of Environment and Heritage Protection

P 07 3330 5812
Level 7 400 George St Brisbane

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Please note:

- If you do not know the answer take note of the question and contact details and advise the person that you will make enquiries and get back to them.
- In some instances, the question may relate to information that is either legally professionally privileged or may prejudice the prosecution before the Court e.g. detailed facts of the matter. In either case the following response is appropriate:

  Unfortunately, the Department is unable to answer that question as the matter is before the Court and it would be inappropriate to comment.

Prosecution of Adani for 480 offence – providing false and misleading information

What is the offence?

Section 480 – providing a document containing false or misleading information

Full text:

A person must not give to the administering authority or an authorised person a document containing information that the person knows, or ought reasonably to know, is false or misleading in a material particular.

What legislation is the offence under?

Environmental Protection Act 1994

What is the maximum penalty for the offence?

4,500 penalty units. In this case, $2,838,375 for a corporation at the time of the offence.

What did Adani do?

Concerns Adani's 2017/2018 annual return for its Carmichael coal mine. Adani submitted the return to the department in March 2018 where 0 values were entered in relation to planned and actual disturbance at the mine when there had been planned disturbance as well as actual disturbance in the period that the return relates to.

Adani provided the correct information to the department in September 2018.

If Adani provided the correct information, why is the department prosecuting?

Annual returns are important documents which contain information that assists the Department in administering the *Environmental Protection Act 1994*. The Department expects companies to fill out annual returns completely and accurately.

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Did Adani try to conceal the correct information?

The Department is unable to speak for Adani however, the Department acknowledges that when Adani became aware of that incorrect information had been provided it promptly notified the Department and provided the correct information.

Which Court is the prosecution in?

Brisbane Magistrates Court

When is the prosecution next in Court?

16 August 2019 for mention.

Can a penalty infringement notice be issued for the offence?

No

Why can't a penalty infringement notice be issued for the offence?

The *State Penalties Enforcement Act 1999* lists offences for which a penalty infringement notice can be issued. A section 480 offence is not listed.

Has the Department prosecuted others under section 480?

Yes, the Department has prosecuted companies and individuals under section 480.

Why did the Department take so long to prosecute Adani for this offence?

Adani's Annual Return was submitted in March 2018.

The Department became aware of the error in September 2018.

The Department investigated this matter following which proceedings were commenced.

How did the Department become aware of the offence?

The Department received a community report following which the Department conducted a formal investigation.

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RTI Act 2009

Date : 16/07/2019 2:11:52 PM
From : "DLO DES"
To : "LOWE Trinity"
Subject : FW: Updated version
Attachment : image001.png;image002.png;image003.png;

Peta Johnston
Senior Departmental Liaison Officer
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

We will make a difference
Let's end domestic and family violence

From: GRANT Andrea <Andrea.Grant@des.qld.gov.au>
Sent: Tuesday, 16 July 2019 10:32 AM
To: ELLWOOD Dean; Hannah Jackson; MERRICK Jamie
Cc: DLO DES
Subject: Updated version

Sorry all, added one more line

The Department of Environment and Science (DES) has commenced prosecution proceedings against Adani Mining for providing false or misleading information. The offence is in contravention of section 480 of the Environmental Protection Act 1994.

The prosecution relates to information contained in Adani's 2017/2018 annual return for its Carmichael mine.

The annual return requires information about planned and actual disturbance of land at the mine. The department alleges that Adani's annual return contained false and misleading information about the disturbance already undertaken at the mine during the annual return period.

The prosecution is listed for mention at the Brisbane Magistrates Court on 16 August 2019.

DES has also received allegations relating to clearing of land undertaken by Adani at the Carmichael mine site in 2018 for the construction of dewatering bores, and in 2019 for the construction of drill pads and LOX lines.

DES has formed the view that Adani has not contravened the applicable conditions of its approval and that view is confirmed by barrister Stephen Keim S.C.

These proceedings do not effect work currently underway at the mine site.

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Date : 16/07/2019 7:30:46 PM
From : "TRACEY Alena"
To : "MERRICK Jamie" , "ELLWOOD Dean"
Cc : "TONES Peter"
Subject : Adani statement online
Attachment : image001.png;image002.png;
https://www.adaniaustralia.com/-/media/190716-Cleared-of-Illegal-Drilling-and-Annual-Return-Prosecution_Statement-and-Fact-Sheet_UPDATED.pdf?la=en



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

E: alena.tracey@des.qld.gov.au
M: s 6) Personal infor
Level 32, 1 William Street, Brisbane Qld 4000
Level 27, 400 George Street, Brisbane Qld 4000

Published on DES Disclosure Log
RTI Act 2009

Date : 16/07/2019 4:38:33 PM
From : "GRANT Andrea"
To : "ELLWOOD Dean"
Subject : are you happy with these lines

The Department of Environment and Science (DES) has commenced prosecution proceedings against Adani Mining for providing false or misleading information. The offence is in contravention of section 480 of the Environmental Protection Act 1994.

The prosecution relates to information contained in Adani's 2017/2018 annual return for its Carmichael mine.

The annual return requires information about planned and actual disturbance of land at the mine. The department alleges that Adani's annual return contained false and misleading information about the disturbance already undertaken at the mine during the annual return period.

The prosecution is listed for mention at the Brisbane Magistrates Court on 16 August 2019.

DES has also received allegations relating to clearing of land undertaken by Adani at the Carmichael mine site in 2018 for the construction of dewatering bores, and in 2019 for the construction of drill pads and LOX lines.

DES has formed the view that Adani has not contravened the applicable conditions of its approval and that view is confirmed by barrister Stephen Keim S.C.

These proceedings do not effect work currently underway at the mine site and do not relate to the regulator's approval of management plans for the mine.

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Date : 4/06/2019 11:17:06 AM
From : "TRACEY Ben"
To : "ELLWOOD Dean"
Cc : "Media DES" , "TRACEY Ben" , "LAWRENCE Rob" , "ESR" , "LOWE Trinity"
Subject : Dean - follow media query from Willacy - ABC - Carmichael Coal Mine
Attachment : image001.png;image002.png;image004.png;

Hi Dean,

Please see below another follow up query from Mark Willacy.

This is the response we gave him on 28th May- he wants to check if this is still up to date as they are running story tomorrow:

Is this still accurate/approved?

The Department of Environment and Science's investigation into allegations of non-compliances with the environmental authority for the Carmichael Coal Mine remains ongoing.

Ben

Queensland Government

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

Published on DES Disclosure Log RTI Act 2009

From: Mark Willacy <Willacy.Mark@abc.net.au>
Sent: Tuesday, 4 June 2019 9:58 AM
To: Media DES
Subject: RE: Mark - Response from DES for ABC

Hello

We are running an Adani story tomorrow, and I wanted to check that the investigation (detailed below) remains ongoing.

Cheers

Mark

ABC

Mark Willacy
Senior Reporter ABC Investigations
P +61 7 3377 5672
M s78B(2)
E willacy.mark@abc.net.au
T @markwillacy

From: TRACEY Ben
Sent: Tuesday, 28 May 2019 1:43 PM
To: 'Willacy.mark@abc.net.au'
Cc: Media DES
Subject: Mark - Response from DES for ABC

Hi Mark,

Thanks for your query.

Please see below a response from DES.

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

The Department of Environment and Science's investigation into allegations of non-compliances with the environmental authority for the Carmichael Coal Mine remains ongoing.

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

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media@des.qld.gov.au
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Date : 18/06/2019 3:19:04 PM
From : "TRACEY Ben"
To : "ELLWOOD Dean"
Cc : "TRACEY Ben"
Subject : Dean - two new media queries about Carmichael Coal Mine- bore hole investigation - Adani - ABC - Due COB today and COB tomorrow
Attachment : image001.png;image009.jpg;image004.png;image005.png;image006.png;image010.png;

Hi Dean,

Mark Willacy is once again checking in on our investigation into bore holes from last year.

This has been approved by Melissa Wells as still being up to date (this is the same response we've given out for a while):

Due COB today (18 June) – to Mark Willacy:

What is the status of this investigation?

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

The Department of Environment and Science's investigation into allegations of non-compliances with the environmental authority for the Carmichael Coal Mine remains ongoing.

Queensland Government

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

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media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

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From: LAWRENCE Rob <Rob.Lawrence@des.qld.gov.au>
Sent: Tuesday, 18 June 2019 1:24 PM
To: TRACEY Ben
Cc: Media DES; ESR; LOWE Trinity
Subject: RE: Rob - two new media queries about Carmichael Coal Mine- bore hole investigation - Adani - ABC - Due COB today and COB tomorrow

Hi ben

Can you just double check with Dean on the first one. I think it is OK. The second one I would suggest taking out the bit in yellow

Rob

From: TRACEY Ben <Ben.Tracey@des.qld.gov.au>
Sent: Tuesday, 18 June 2019 12:12 PM
To: LAWRENCE Rob
Cc: Media DES; TRACEY Ben; ESR; LOWE Trinity
Subject: Rob - two new media queries about Carmichael Coal Mine- bore hole investigation - Adani - ABC - Due COB today and COB tomorrow

Hi Rob,

Please see below two new media queries about Adani both from ABC (the journos work together). One is about the 2018 investigation and the other is checking on the new investigation.

Attached are our previous responses on these two.

The first one (to Willacy) is due today and it's simply a case of providing same statement we have for a while- there is no update.

The second response has a new line highlighted in yellow for your specific attention and approval.

This one is not due back until COB tomorrow so we could potentially send him response after 5pm tomorrow or even ask for an extension until Thursday if appropriate. Anyway see what you think.

Due COB today (18 June) – to Mark Willacy:

What is the status of this investigation?

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

The Department of Environment and Science's investigation into allegations of non-compliances with the environmental authority for the Carmichael Coal Mine remains ongoing.

Due COB tomorrow (19 June) to Michael Atkin:

Strictly EMBARGOED until 5pm 19 June *(and only after checking in with ESR to ensure staff are no longer on site).*

I am following up this response from several weeks ago. Can you please provide an update, has DES made an assessment about whether it will investigate these allegations?

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

On 6 June 2019 the Department of Environment and Science (DES) staff met with a conservation group who made a report about the proposed Carmichael Coal Mine site.

In the meeting DES was provided with information which has now been reviewed.

As with any allegation, the department is following established procedures to look into the matter, including a site inspection which was carried out by DES officers today. Staff used the inspection to gather further information which it will now evaluate.

Queensland Government

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

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media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

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RTI Act 2009

From: Mark Willacy <Willacy.Mark@abc.net.au>
Sent: Monday, 17 June 2019 3:25 PM
To: Media DES
Subject: FW: Mark - Response from DES for ABC

Hello,

I am just following up on my earlier queries regarding the department's investigation into alleged non-compliance by Adani over the sinking of alleged de-watering bores at the site of its Carmichael coal mine.

What is the status of this investigation?

Cheers

Mark

ABC

Mark Willacy
Senior Reporter ABC Investigations
P +61 7 3377 5672
M s78B(2)
E willacy.mark@abc.net.au
T @markwillacy

From: Michael Atkin <Atkin.Michael@abc.net.au>
Sent: Monday, 17 June 2019 3:31 PM
To: TRACEY Ben
Cc: Media DES

Subject: RE: Michael - Response from DES to ABC 7.30pm report - Adani

Hi Ben and DES Media,

I hope you're well.

I am following up this response from several weeks ago. Can you please provide an update, has DES made an assessment about whether it will investigate these allegations?

Kind regards,

From: WELLS Melissa <Melissa.Wells@des.qld.gov.au>
Sent: Tuesday, 18 June 2019 11:56 AM
To: TRACEY Ben
Cc: Media DES; STEWART Alisha; CAGNEY Justin
Subject: RE: Melissa - two new media queries about Carmichael Coal Mine- bore hole investigation - Adani - ABC - Due COB today and COB tomorrow

approved

From: TRACEY Ben <Ben.Tracey@des.qld.gov.au>
Sent: Tuesday, 18 June 2019 11:53 AM
To: WELLS Melissa
Cc: Media DES; TRACEY Ben; STEWART Alisha; CAGNEY Justin
Subject: Melissa - two new media queries about Carmichael Coal Mine- bore hole investigation - Adani - ABC - Due COB today and COB tomorrow

Hi Melissa,

Please see below the 2 response to ABC.

The first one (to Willacy) is due today and it's simply a case of providing same statement we have for a while- there is no update.

The second response has a new line highlighted in yellow for your specific attention and thoughts.

This one is not due back until COB tomorrow so we could potentially send him response after 5pm tomorrow or even ask for an extension until Thursday if appropriate. Anyway see what you think – happy to discuss over the phone.

Due COB today (18 June) – to Mark Willacy:

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

The Department of Environment and Science's investigation into allegations of non-compliances with the environmental authority for the Carmichael Coal Mine remains ongoing.

Due COB tomorrow (19 June) to Michael Atkin:

Strictly EMBARGOED until 5pm 19 June *(and only after checking in with ESR to ensure staff are no longer on site).*

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

On 6 June 2019 the Department of Environment and Science (DES) staff met with a conservation group who made a report about the proposed Carmichael Coal Mine site.

In the meeting DES was provided with information which has now been reviewed.

As with any allegation, the department is following established procedures to look into the matter, including a site inspection which was carried out by DES officers today. Staff used the inspection to gather further information which it will now evaluate.

Queensland Government

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

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From: STEWART Alisha <Alisha.Stewart@des.qld.gov.au>
Sent: Tuesday, 18 June 2019 10:54 AM
To: TRACEY Ben
Subject: RE: Justin - two new media queries about Carmichael Coal Mine- bore hole investigation - Adani - ABC - Due COB tomorrow

Hi Ben,

Please see an updated statement below:

On 6 June 2019 the Department of Environment and Science (DES) staff met with a conservation group who made a report about the proposed Carmichael Coal Mine site.

In the meeting DES was provided with information which has now been reviewed.

As with any allegation, the department is following established procedures to look into the matter which may include a site inspection.

Please let me know if you need any more information or changes. Happy for you to progress approvals.

Thanks

Alisha Stewart
A/ Program Manager Compliance
Coal and Central Queensland Compliance
Department of Environment and Science
P 07 4999 6885 **M** 6) Personal info
Level 1 22-30 Wood Street Mackay
PO Box 2001 Mackay QLD 4740



Published on DES Disclosure Log RTI Act 2009

From: CAGNEY Justin <Justin.Cagney@des.qld.gov.au>
Sent: Tuesday, 18 June 2019 7:33 AM
To: TRACEY Ben
Cc: Media DES; GOLDSWORTHY Stephen; IRELAND Anne-Maree; STEWART Alisha
Subject: Re: Justin - two new media queries about Carmichael Coal Mine- bore hole investigation - Adani - ABC - Due COB tomorrow

Hi Ben,

The response regarding the 2018 investigation remains current.

We will provide an updated response regarding the new investigation this morning.

Regards,

Justin Cagney
A/Director Coal
Coal and Central Queensland Compliance
Department of Environment and Science
P 07 4837 3318
209 Bolsover Street Rockhampton 4700
PO Box 413 Rockhampton 4700

On 17 Jun 2019, at 4:57 pm, TRACEY Ben <Ben.Tracey@des.qld.gov.au> wrote:

> Hi Justin,
>
> Please see below two new media queries about Adani both from ABC (the journos work together). One is about the 2018 investigation and the other is checking on the new investigation.
>
> Attached are our previous responses on these two.
>
> Are there any updates or are they both still up to date?

I note the one about the new investigation says “today” so that would obviously need to be changed. Also I am aware we may be visiting site soon, but im not sure if you want that in the response or not (given possible risks with protestors turning up) ? That may be a decision for the DG/MO but we can give our recommendation.

Thanks
Ben

<image004.png>

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

From: Mark Willacy <Willacy.Mark@abc.net.au>
Sent: Monday, 17 June 2019 3:25 PM
To: Media DES
Subject: FW: Mark - Response from DES for ABC

Hello,

I am just following up on my earlier queries regarding the department’s investigation into alleged non-compliance by Adani over the sinking of alleged de-watering bores at the site of its Carmichael coal mine.

What is the status of this investigation?

Cheers

Mark

ABC

Mark Willacy
Senior Reporter ABC Investigations
P +61 7 3377 5672
M s78B(2)
E willacy.mark@abc.net.au
T @markwillacy

Published on DES Disclosure Log
RTI Act 2009

From: Michael Atkin <Atkin.Michael@abc.net.au>
Sent: Monday, 17 June 2019 3:31 PM
To: TRACEY Ben
Cc: Media DES
Subject: RE: Michael - Response from DES to ABC 7.30pm report - Adani

Hi Ben and DES Media,

I hope you’re well.

I am following up this response from several weeks ago. Can you please provide an update, has DES made an assessment about whether it will investigate these allegations?

Kind regards,

<image003.png>

Michael Atkin
Reporter, 7.30
M s78B(2)
W abc.net.au/7.30
P 07 3377 5118
T @michaelatkin
F facebook.com/ABC730

From: TRACEY Ben <Ben.Tracey@des.qld.gov.au>

Sent: Tuesday, 4 June 2019 3:24 PM
To: Michael Atkin <Atkin.Michael@abc.net.au>
Cc: Media DES <Media@des.qld.gov.au>
Subject: Michael - Response from DES to ABC 7.30pm report - Adani

Hi Michael,

Thanks for your questions.

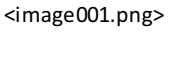
Please see below a response from DES.

Please attribute to a Department of Environment and Science spokesperson:

The Department of Environment and Science has received an initial report about the proposed Carmichael Coal Mine site.

To support an investigation we require more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.



Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5831
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

From: Michael Atkin <Atkin.Michael@abc.net.au>
Sent: Monday, 3 June 2019 8:58 AM
To: Media DES
Cc: TRACEY Ben
Subject: ABC 7.30 TV media query - request for response by 4pm tomorrow

Hi DES Media,

I'm a reporter with the ABC's 7.30 TV program. Please respond to the following by 4pm tomorrow.

1. 7.30 understands the Environmental Defenders Office has written to the Department alleging Adani has breached its environmental authority in relation to the Carmichael Coal mining lease by conducting Stage 2 works between March and April 2019 without permission which allegedly includes the clearing of Black-throated finch habitat. It alleges Adani has done this prior to the approval of its Groundwater Dependent Ecosystems Management Plan and Black-throated Finch species management plan. The EDO and its client Coast and Country claim they have satellite and aerial imagery which show significant ground disturbance at 19 locations on the mine site including clearing of over 2.7544 hectares. Has the Department received these allegations?
2. Is the Department investigating these allegations?
3. What possible sanctions are available to the Department if a company has conducted stage 2 works without authority?
4. Coast and Country alleges the "illegal" work was conducted within the Carmichael Coal Mine Plan of Operations Dec 2018. Specifically at the following GPS locations:

Site pad 1: GPS longitude - 146.3626756, latitude -22.03075028. Easting 434228. Northing 7563632.
Site pad 2: GPS longitude - 146.361896, latitude -22.03224565. Easting 434148. Northing 7563466.
Site pad 3: GPS: longitude -146.3616755, latitude -22.03492133. Easting 434127. Northing 7563170.
Site pad 4: GPS longitude – 146.3594205, latitude -22.03470249. Easting 433894. Northing 7563193.
Site pad 5: GPS longitude – 146.3569455, latitude -22.03491986. Easting 433639. Northing 7563168.
Site pad 6: GPS longitude – 146.3597295, latitude -22.03724934. Easting 433927. Northing 7562912.
Site pad 7: GPS longitude – 146.3648886, latitude -22.0351969. Easting 434458. Northing 7563141.
Site pad 8: GPS longitude – 146.3655581, latitude -22.03363246. Easting 434527. Northing 7563314.
Site pad 9: GPS longitude – 146.3644139, latitude -22.0398504. Easting 434412. Northing 7562626.

Site strip 1: GPS longitude – 146.3663165, latitude -22.03383427. Easting 434605. Northing 7563292.
Site strip 2: GPS longitude - 146.3717254, latitude -22.03682651. Easting 435165. Northing 7562963.

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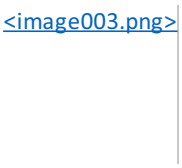
Site strip 3: GPS longitude – 146.372404, latitude -22.03938889. Easting 435236. Northing 7562680.

Please confirm these GPS co-ordinates are within the Carmichael coal mining lease owned by Adani.

5. Will the Department/and or the Minister be meeting with the Environmental Defenders Office and its client Coast and Country to discuss these allegations against Adani at its Carmichael coal mine?

I can be reached on the numbers below should you wish to discuss this further.

Kind regards,



Michael Atkin
Reporter, 7.30

M (6) Personal info
W abc.net.au/7.30
P 07 3377 5118
T @michaelatkin
F facebook.com/ABC730

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<mime-attachment>

<mime-attachment>

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Date : 6/06/2019 10:53:29 AM
From : "TRACEY Ben"
To : "LEWIS Kieran" , "DLO DES"
Cc : "ELLWOOD Dean" , "LAWRENCE Rob" , "Media DES" , "LOWE Trinity" , "WELLS Melissa"
Subject : DLOs - seeking approval to send last night's Adani response to 9 News
Attachment : image002.png;image004.jpg;image001.png;

Hi DLO,

Please put a hold on this. DES has now met with Coast to Country so we will update this statement accordingly and send a new version to Rob Lawrence for approval (and then up to you).

Thanks

Queensland Government

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

From: LEWIS Kieran <Kieran.Lewis@des.qld.gov.au>
Sent: Thursday, 6 June 2019 9:06 AM
To: DLO DES
Cc: ELLWOOD Dean; LAWRENCE Rob; Media DES; LOWE Trinity; WELLS Melissa
Subject: DLOs - seeking approval to send last night's Adani response to 9 News

Hello DLOs

We are seeking Ministerial approval to send the same Adani response we sent to AAP last night (and to ABC the day before), to Channel 9. Again, the response is:

> ***Please attribute to a Department of Environment and Science spokesperson:***
>
> The Department of Environment and Science has received an initial report about the proposed Carmichael Coal Mine site.
>
> To support an investigation we require more information and will be speaking directly with the people who have provided the initial report.
>
> As with any allegation, the department will follow established procedures in looking further into the matter.
>
> **ENDS**

Regards

Kieran Lewis
Media Services
Department of Environment and Science
media@des.qld.gov.au

Level 31 I 400 George Street I Brisbane
Tel 07 3339 5887 / [redacted]
www.des.qld.gov.au

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From: Scully, Brianna <bscully@nine.com.au>
Sent: Thursday, 6 June 2019 8:45 AM
To: Media DES
Subject: Adani response

Morning,

Are you able to provide a statement in response to claims made by conservation group, Coast to Country, that Adani has been conducting illegal works at its Carmichael Mine site, and confirm if the group has requested a DES investigation/if an investigation will be undertaken?

Thank you,

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Brianna Scully

Reporter, Nine News Central Queensland

9NEWS
a division of Nine

M p4(6) Personal inform

A 110 Victoria Parade, Rockhampton City, QLD 4700

E bscully@nine.com.au

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RTI Act 2009

Date : 5/06/2019 2:33:39 PM
From : "DE JERSEY Timothy"
To : "ELLWOOD Dean"
Cc : "GRANT Andrea"
Subject : FW: Michael - Response from DES to ABC 7.30pm report - Adani
Attachment : image001.png;image003.png;image004.png;

Dean
Andrea mentioned you were after a copy of this one?
Let me know if it was something else.
Ti
Timothy de Jersey
Media Manager
Department of Environment and Science

P: 3339 5890 **M** s4p4(6) Personal informa

From: TRACEY Ben <Ben.Tracey@des.qld.gov.au>
Sent: Tuesday, 4 June 2019 3:24 PM
To: Atkin.Michael@abc.net.au
Cc: Media DES
Subject: Michael - Response from DES to ABC 7.30pm report - Adani

Hi Michael,

Thanks for your questions.

Please see below a response from DES.

Please attribute to a Department of Environment and Science spokesperson:

The Department of Environment and Science has received an initial report about the proposed Carmichael Coal Mine site.

To support an investigation we require more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.

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Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5831
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

From: Michael Atkin <Atkin.Michael@abc.net.au>
Sent: Monday, 3 June 2019 8:58 AM
To: Media DES
Cc: TRACEY Ben
Subject: ABC 7.30 TV media query - request for response by 4pm tomorrow

Hi DES Media,

I'm a reporter with the ABC's 7.30 TV program. Please respond to the following by 4pm tomorrow.

1. 7.30 understands the Environmental Defenders Office has written to the Department alleging Adani has breached its environmental authority in relation to the Carmichael Coal mining lease by conducting Stage 2 works between March and April 2019 without permission which allegedly includes the clearing of Black-throated finch habitat. It alleges Adani has done this prior to the approval of its Groundwater Dependent Ecosystems Management Plan and Black-throated Finch species management plan. The EDO and its client Coast and Country claim they have satellite and aerial imagery which show significant ground disturbance at 19 locations on the mine site including clearing of over 2.7544 hectares. Has the Department received these allegations?

2. Is the Department investigating these allegations?
3. What possible sanctions are available to the Department if a company has conducted stage 2 works without authority?
4. Coast and Country alleges the "illegal" work was conducted within the Carmichael Coal Mine Plan of Operations Dec 2018. Specifically at the following GPS locations:

Site pad 1: GPS longitude - 146.3626756, latitude -22.03075028. Easting 434228. Northing 7563632.
Site pad 2: GPS longitude - 146.361896, latitude -22.03224565. Easting 434148. Northing 7563466.
Site pad 3: GPS: longitude -146.3616755, latitude -22.03492133. Easting 434127. Northing 7563170.
Site pad 4: GPS longitude – 146.3594205, latitude -22.03470249. Easting 433894. Northing 7563193.
Site pad 5: GPS longitude – 146.3569455, latitude -22.03491986. Easting 433639. Northing 7563168.
Site pad 6: GPS longitude – 146.3597295, latitude -22.03724934. Easting 433927. Northing 7562912.
Site pad 7: GPS longitude – 146.3648886, latitude -22.0351969. Easting 434458. Northing 7563141.
Site pad 8: GPS longitude – 146.3655581, latitude -22.03363246. Easting 434527. Northing 7563314.
Site pad 9: GPS longitude – 146.3644139, latitude -22.0398504. Easting 434412. Northing 7562626.

Site strip 1: GPS longitude – 146.3663165, latitude -22.03383427. Easting 434605. Northing 7563292.
Site strip 2: GPS longitude - 146.3717254, latitude -22.03682651. Easting 435165. Northing 7562963.
Site strip 3: GPS longitude – 146.372404, latitude -22.03938889. Easting 435236. Northing 7562680.

Please confirm these GPS co-ordinates are within the Carmichael coal mining lease owned by Adani.

5. Will the Department/and or the Minister be meeting with the Environmental Defenders Office and its client Coast and Country to discuss these allegations against Adani at its Carmichael coal mine?

I can be reached on the numbers below should you wish to discuss this further.

Kind regards,

Michael Atkin
Reporter, 7.30
M s78B(2)
W abc.net.au/7.30
P 07 3377 5118
T @michaelatkin
F facebook.com/ABC730

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Date : 5/06/2019 5:09:06 PM
From : "LEWIS Kieran"
To : "DLO DES"
Cc : "Media DES" , "ELLWOOD Dean" , "TONES Peter"
Subject : FW: Re. Coast and Country Adani allegations, AAP questions.

Hi DLOs

This just in from AAP. They have a 6pm deadline.

Can you please check with the MO if it's OK to send this journalist the same response we sent Michael Aitken of the ABC yesterday afternoon? This is the response.

Please attribute to a Department of Environment and Science spokesperson:

The Department of Environment and Science has received an initial report about the proposed Carmichael Coal Mine site.

To support an investigation we require more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.

ENDS

Regards

Kieran Lewis
Media Services
Department of Environment and Science
media@des.qld.gov.au

Level 31 I 400 George Street I Brisbane
Tel 07 3339 5887 / p4(6) Personal inform
www.des.qld.gov.au

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

From: Nicholas McElroy <nmcelroy@aap.com.au>
Sent: Wednesday, 5 June 2019 4:40 PM
To: Media DES
Cc: News Brisbane
Subject: Re. Coast and Country Adani allegations, AAP questions.

Good afternoon,

Thanks for having a chat on the phone.

As discussed, we were looking for a government response to allegations aired in the ABC story linked below.

- when did the department receive these allegations?
- how long does it take to determine whether the department will investigate?
- is the fact that the department has not commenced investigations into the allegations an indication of the seriousness of them?

Would it be possible to get a response before 6pm today?

https://www.abc.net.au/news/2019-06-05/adani-doing-illegal-work-at-mine-group-claims-footage-shows/11180620

Thanks,

Nicholas McElroy | Journalist
Australian Associated Press
Level 2, 200 Mary Street, Brisbane QLD 4000, Australia
PO Box 2613, Brisbane QLD 4001, Australia
nmcelroy@aap.com.au | www.aap.com.au
T +61 7 3834 9910 **M** 4(6) Personal inform

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From: Michael Atkin <Atkin.Michael@abc.net.au>
Sent: Monday, 3 June 2019 8:58 AM
To: Media DES
Cc: TRACEY Ben
Subject: ABC 7.30 TV media query - request for response by 4pm tomorrow

Hi DES Media,

I'm a reporter with the ABC's 7.30 TV program. Please respond to the following by 4pm tomorrow.

1. 7.30 understands the Environmental Defenders Office has written to the Department alleging Adani has breached its environmental authority in relation to the Carmichael Coal mining lease by conducting Stage 2 works between March and April 2019 without permission which allegedly includes the clearing of Black-throated finch habitat. It alleges Adani has done this prior to the approval of its Groundwater Dependent Ecosystems Management Plan and Black-throated Finch species management plan. The EDO and its client Coast and Country claim they have satellite and aerial imagery which show significant ground disturbance at 19 locations on the mine site including clearing of over 2.7544 hectares. Has the Department received these allegations?
2. Is the Department investigating these allegations?
3. What possible sanctions are available to the Department if a company has conducted stage 2 works without authority?
4. Coast and Country alleges the "illegal" work was conducted within the Carmichael Coal Mine Plan of Operations Dec 2018. Specifically at the following GPS locations:

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Site strip 3: GPS longitude – 146.372404, latitude -22.03938889. Easting 435236. Northing 7562680.

Please confirm these GPS co-ordinates are within the Carmichael coal mining lease owned by Adani.

5. Will the Department/and or the Minister be meeting with the Environmental Defenders Office and its client Coast and Country to discuss these allegations against Adani at its Carmichael coal mine?

I can be reached on the numbers below should you wish to discuss this further.

Kind regards,

Michael Atkin
Reporter, 7.30
M s78B(2)
W abc.net.au/7.30
P 07 3377 5118
T @michaelatkin
F facebook.com/ABC730

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Date : 16/07/2019 10:26:55 AM
From : "GRANT Andrea"
To : "ELLWOOD Dean" , "GOLDSWORTHY Stephen"
Subject : FYI,lines below approved by DG

The Department of Environment and Science (DES) has commenced prosecution proceedings against Adani Mining for providing false or misleading information. The offence is in contravention of section 480 of the Environmental Protection Act 1994 and carries a maximum penalty of 4,500 penalty units (or $2,838,375 for a corporation at the time of the offence).

The prosecution relates to information contained in Adani's 2017/2018 annual return for its Carmichael mine.

The annual return requires information about planned and actual disturbance of land at the mine. The department alleges that Adani's annual return contained false and misleading information about the disturbance already undertaken at the mine during the annual return period.

The prosecution is listed for mention at the Brisbane Magistrates Court on 16 August 2019.

DES has also received allegations relating to clearing of land undertaken by Adani at the Carmichael mine site in 2018 for the construction of dewatering bores, and in 2019 for the construction of drill pads and LOX lines.

DES has formed the view that Adani has not contravened the applicable conditions of its approval and that view is confirmed by barrister Stephen Keim S.C.

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Date : 5/06/2019 5:45:26 PM
From : "Media DES"
To : "TONES Peter" , "DLO DES"
Cc : "Pamela Frost" , "Rosalyn Lye" , "ELLWOOD Dean" , "LAWRENCE Rob"
Subject : Peter / DLOs - for approval - amended response to AAP re Adani allegations

Hello Peter and DLOs

For ODG and MO approval please.

DDG Dean Ellwood has asked that additional words be added to our proposed response to the AAP regarding allegations that Adani has continued unauthorised work at its Carmichael coal mine. Dean has approved the amended response, with the additional words highlighted. (The rest of the response comes from the response we sent to ABC yesterday.)

AAP has a 6pm deadline.

Please attribute to a Department of Environment and Science spokesperson:

The Department of Environment and Science (DES) has received an initial report about the proposed Carmichael Coal Mine site.

As at 5.30 pm today, DES has yet to receive any of the details or imagery shown in a recent media story.

To support an investigation DES requires more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.

ENDS

Regards

From: Nicholas McElroy <nmcelroy@aap.com.au>
Sent: Wednesday, 5 June 2019 4:40 PM
To: Media DES
Cc: News Brisbane
Subject: Re. Coast and Country Adani allegations, AAP questions.

Good afternoon,

Thanks for having a chat on the phone.

As discussed, we were looking for a government response to allegations aired in the ABC story linked below.

- when did the department receive these allegations?
- how long does it take to determine whether the department will investigate?
- is the fact that the department has not commenced investigations into the allegations an indication of the seriousness of them?

Would it be possible to get a response before 6pm today?

https://www.abc.net.au/news/2019-06-05/adani-doing-illegal-work-at-mine-group-claims-footage-shows/11180620

Thanks,

Nicholas McElroy | Journalist
Australian Associated Press
Level 2, 200 Mary Street, Brisbane QLD 4000, Australia
PO Box 2613, Brisbane QLD 4001, Australia
nmcelroy@aap.com.au | www.aap.com.au
T +61 7 3834 9910 **M** +[redacted]

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Date : 16/07/2019 4:38:33 PM
From : "Hannah Jackson"
To : "LOWE Trinity" , "MONKIVITCH James" , "DLO DES"
Cc : "HILL Chris" , "LAWRENCE Rob" , "ELLWOOD Dean" , "Sonja Litz" , "MERRICK Jamie" , "TRACEY Alena" , "DES Director General"
Subject : RE: Adani Q & A's for CRT
Attachment : image001.png;image003.png;

Thanks Trinity.

Hannah

From: LOWE Trinity <Trinity.Lowe@des.qld.gov.au>
Sent: Tuesday, 16 July 2019 4:16 PM
To: MONKIVITCH James <James.Monkivitch@des.qld.gov.au>; DLO DES <DLO.DES@des.qld.gov.au>
Cc: HILL Chris <Chris.Hill@des.qld.gov.au>; LAWRENCE Rob <Rob.Lawrence@des.qld.gov.au>; ELLWOOD Dean <Dean.Ellwood@des.qld.gov.au>; Hannah Jackson <Hannah.Jackson@ministerial.qld.gov.au>; Sonja Litz <Sonja.Litz@ministerial.qld.gov.au>; MERRICK Jamie <Jamie.Merrick@des.qld.gov.au>; TRACEY Alena <Alena.Tracey@des.qld.gov.au>; DES Director General <DirectorGeneral@des.qld.gov.au>
Subject: Adani Q & A's for CRT

Good Afternoon
Please see the attached Script/Q&A's in relation to Prosecution of Adani for 480 offence - providing false and misleading information. I have also attached department approved media statement.
The pollution Hotline bypass number is 33305280 - this number must not be provided to any caller just used by Mins/DG's office to transfer calls to CRT.
Please ensure that the callers are advised that they are being transferred to the Department, Community Response Team.
This will operate today until 5pm and recommence at 0830 tomorrow. If a call is transferred after 5pm it will go to a generic pollution hotline recorded message - not Adani specific, where a caller could leave details for a call back.
Please let me know if you have any questions.
Thanks & Cheers
Trinity

Queensland Government

Trinity Lowe
Executive Officer
Office of the Deputy Director General
Environmental Services and Regulation Division
Department of Environment and Heritage Protection

P 07 3330 5812
Level 7 400 George St Brisbane

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Date : 6/06/2019 2:46:48 PM
From : "Media DES"
To : "Scully, Brianna"
Cc : "Media DES"
Subject : RE: Adani response
Attachment : image002.png;image003.png;image004.jpg;

Hi Brianna

Apologies for the delay. Please see the below statement from DES.

Please attribute to a Department of Environment and Science spokesperson:

Department of Environment and Science (DES) staff today met with a conservation group who made a report about the proposed Carmichael Coal Mine site.

In the meeting DES was provided with information that will now be reviewed.

As with any allegation, the department will follow established procedures to look into the matter.

ENDS

Thanks,

Megan

Queensland Government

Megan Lutz
Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5831
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

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From: Scully, Brianna <bscully@nine.com.au>
Sent: Thursday, 6 June 2019 1:22 PM
To: LEWIS Kieran
Cc: Media DES
Subject: RE: Adani response

Hi Kieran,

Is it possible to get a response before 2.30pm today?

Thanks

From: Scully, Brianna
Sent: Thursday, 6 June 2019 12:25 PM
To: LEWIS Kieran <Kieran.Lewis@des.qld.gov.au>
Cc: Media DES <Media@des.qld.gov.au>
Subject: RE: Adani response

Thanks Kieran, appreciate it!

From: LEWIS Kieran <Kieran.Lewis@des.qld.gov.au>
Sent: Thursday, 6 June 2019 9:07 AM
To: Scully, Brianna <bscully@nine.com.au>
Cc: Media DES <Media@des.qld.gov.au>
Subject: RE: Adani response

Thanks Brianna

We will see what information is available.

Regards

Kieran Lewis
Media Services
Department of Environment and Science

media@des.qld.gov.au

Level 31 I 400 George Street I Brisbane
Tel 07 3339 5831
www.des.qld.gov.au

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From: Scully, Brianna <bscully@nine.com.au>
Sent: Thursday, 6 June 2019 8:45 AM
To: Media DES
Subject: Adani response

Morning,

Are you able to provide a statement in response to claims made by conservation group, Coast to Country, that Adani has been conducting illegal works at its Carmichael Mine site, and confirm if the group has requested a DES investigation/if an investigation will be undertaken?

Thank you,

Brianna Scully

Reporter, Nine News Central Queensland

9NEWS
a division of Nine

M s(6) Personal infor

A 110 Victoria Parade, Rockhampton City, QLD 4700

E bscully@nine.com.au

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Date : 4/06/2019 10:46:17 AM
From : "GRANT Andrea"
To : "TRACEY Ben" , "DE JERSEY Timothy" , "ELLWOOD Dean"
Subject : RE: Andrea/Tim - media response for approval asap - 7.30pm report - Adani
Attachment : image001.png;image003.png;

Dean

The Department of Environment and Science have received an initial report about the proposed Carmichael Coal Mine site.

To investigate further we require more information. Part of that information gathering process will be speaking to the people who have provided the initial report.

As with any allegation, the department will look into this further.

From: TRACEY Ben <Ben.Tracey@des.qld.gov.au>
Sent: Tuesday, 4 June 2019 9:56 AM
To: GRANT Andrea; DE JERSEY Timothy
Subject: Andrea/Tim - media response for approval asap - 7.30pm report - Adani

Please see below. Dean no longer likes our response from yesterday afternoon.

Please let me know if I should accept these changes/suggestions or if you'd like to dispute.

Tim – Ive got to call Andrea anyway so I can discuss with her.

Queensland Government

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

From: ELLWOOD Dean <Dean.Ellwood@des.qld.gov.au>
Sent: Tuesday, 4 June 2019 9:49 AM
To: TRACEY Ben
Cc: Media DES; LAWRENCE Rob; LOWE Trinity; ESR; WELLS Melissa
Subject: Re: Dean - media response for approval asap - 7.30pm report - Adani

Instead of complaintant replace with community reporter. We have not made contact with EDO as yet so I can't endorse second para.

The last para should be 'as with any community report received the Department will consider the information and respond accordingly'. I can't use the word 'investigate' as that suggests there is merit to the allegation (yet to be substantiated) and we have assigned investigators.

At this stage we only have a letter making allegations with no supporting information, and until such time as we receive any more information to provide some veracity to the claim it is not appropriate to comment beyond then what's drafted. I also, again remind everyone the content of the letter which asks for confidentiality.

Regards
Dean

On 4 Jun 2019, at 9:20 am, TRACEY Ben <Ben.Tracey@des.qld.gov.au> wrote:

> Hi Dean,
>
> As discussed yesterday afternoon with Tim and then Andrea Grant and I, please see attached/below a draft response for the 7.30 report.
>
> The MO would like to see this asap to give them time to consider.
>
> Importantly, this response will not be going back until 4pm today (I can check back in with you this afternoon before sending if you like?)
>
> Thanks
> Ben
>
> <image003.png>
> **Ben Tracey**
> A/Principal Media Officer
> **Media Services I Corporate Services**

Published on DES Disclosure Log RTI Act 2009

Department of Environment and Science
P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

Media response

Re: Investigation - Adani

For: Michael Atkin - 7.30 report

Date: 04 June 2019

Hi DES Media,

I'm a reporter with the ABC's 7.30 TV program. Please respond to the following by 4pm tomorrow.

1. **7.30 understands the Environmental Defenders Office has written to the Department alleging Adani has breached its environmental authority in relation to the Carmichael Coal mining lease by conducting Stage 2 works between March and April 2019 without permission which allegedly includes the clearing of Black-throated finch habitat. It alleges Adani has done this prior to the approval of its Groundwater Dependent Ecosystems Management Plan and Black-throated Finch species management plan. The EDO and its client Coast and Country claim they have satellite and aerial imagery which show significant ground disturbance at 19 locations on the mine site including clearing of over 2.7544 hectares. Has the Department received these allegations?**
2. **Is the Department investigating these allegations?**
3. **What possible sanctions are available to the Department if a company has conducted stage 2 works without authority?**
4. **Coast and Country alleges the "illegal" work was conducted within the Carmichael Coal Mine Plan of Operations Dec 2018. Specifically at the following GPS locations:**

Site pad 1: GPS longitude - 146.3626756, latitude -22.03075028. Easting 434228. Northing 7563632.
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Site pad 8: GPS longitude – 146.3655581, latitude -22.03363246. Easting 434527. Northing 7563314.
Site pad 9: GPS longitude – 146.3644139, latitude -22.0398504. Easting 434412. Northing 7562626.

Site strip 1: GPS longitude – 146.3663165, latitude -22.03383427. Easting 434605. Northing 7563292.
Site strip 2: GPS longitude - 146.3717254, latitude -22.03682651. Easting 435165. Northing 7562963.
Site strip 3: GPS longitude – 146.372404, latitude -22.03938889. Easting 435236. Northing 7562680.

Please confirm these GPS co-ordinates are within the Carmichael coal mining lease owned by Adani.

5. **Will the Department/and or the Minister be meeting with the Environmental Defenders Office and its client Coast and Country to discuss these allegations against Adani at its Carmichael coal mine?**

I can be reached on the numbers below should you wish to discuss this further.

Kind regards,

Please attribute to a Department of Environment and Science spokesperson:

DES has received a report about the proposed Carmichael Coal Mine site and is awaiting further information from the complainant.

The department has been in discussions with them and is awaiting more information.

As with any complaint the department will investigate.

ENDS

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

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Released 2009

AGENCY BACKGROUND – NOT FOR PUBLICATION (do not include in response to media)

The department is yet to receive the full report from the Environmental Defenders Office regarding the allegations. They want to present it in person.

Upon receipt of further information, DES will undertake a review to determine if a formal investigation is required to establish if Adani is in breach of the legislation.

From: WELLS Melissa <Melissa.Wells@des.qld.gov.au>
Sent: Monday, 3 June 2019 1:15 PM
To: TRACEY Ben; ELLWOOD Dean; LOWE Trinity; INONDA William; CAGNEY Justin
Cc: Media DES
Subject: RE: URGENT - Environmental Defenders Office

In addition to Dean's comments note also that we don't yet have all the material as the corro states:

"Due to the large quantity of images and the sensitivity of the material, our client seeks a meeting with you to provide the brief including high resolution prints of relevant imagery, key approvals and supporting documents.

This letter is privileged, being intended for use in potential legal proceedings and not to be disclosed to Adani or any third party. Our client does not waive confidentiality and privilege over this information and it is provided only on the basis that you accept that it is to be kept strictly confidential and used for the restricted purpose of pursuing enforcement action against Adani or prosecuting Adani for an offence."

<image005.png>
Melissa Wells
Executive Director
Coal and Central Qld Compliance
Department of Environment and Science

P 07 4987 9343

99 Hospital Road, Emerald QLD 4720
PO Box 3028, Emerald QLD 4720

Published on DES Disclosure Log
RTI Act 2009

From: TRACEY Ben <Ben.Tracey@des.qld.gov.au>
Sent: Monday, 3 June 2019 1:06 PM
To: ELLWOOD Dean; LOWE Trinity; INONDA William; CAGNEY Justin
Cc: WELLS Melissa; Media DES
Subject: RE: URGENT - Environmental Defenders Office

Thanks Dean- we will get some lines up to you for approval with that kind of messaging.

Ben

<image005.png>
Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

From: ELLWOOD Dean <Dean.Ellwood@des.qld.gov.au>
Sent: Monday, 3 June 2019 1:02 PM
To: LOWE Trinity; INONDA William; CAGNEY Justin
Cc: WELLS Melissa; Media DES; TRACEY Ben
Subject: RE: URGENT - Environmental Defenders Office

Our media response should along the lines of the Dept recently received a community report relating to the Carmichael Mine is currently assessing the report.

<030619 - Adani - Carmichael Coal Mine - 7.30 report - ABC.docx>

Date : 8/07/2019 2:38:07 PM
From : "WATSON Matthew"
To : "ELLWOOD Dean"
Subject : RE: Dean, response re status of investigation
Attachment :
image001.png;image002.png;image003.png;image004.jpg;image005.jpg;image006.jpg;image007.png;image008.jpg;image010.png;

Thanks Dean,
Cheers

Matt Watson
Principal Media Officer
Media Services| Corporate Communications
Department of Environment and Science
P 07 3339 5819 or ext 74819 **M** s. 47F(6) Personal infor
GPO Box 2454, Brisbane QLD 4001
If it's a media matter, please include the group email media@des.qld.gov.au
Website www.des.qld.gov.au

From: ELLWOOD Dean <Dean.Ellwood@des.qld.gov.au>
Sent: Monday, 8 July 2019 2:35 PM
To: WATSON Matthew
Cc: Media DES
Subject: RE: Dean, response re status of investigation

No change Matt

From: WATSON Matthew <Matthew.Watson@des.qld.gov.au>
Sent: Monday, 8 July 2019 2:33 PM
To: ELLWOOD Dean
Cc: Media DES
Subject: Dean, response re status of investigation

Hi Dean,
Mark Willacy is after a his regular update on the bore investigation – please see below.
Do we have an update?
Cheers

Matt Watson
Principal Media Officer
Media Services| Corporate Communications
Department of Environment and Science
P 07 3339 5819 or ext 74819 **M** s. 47F(6) Personal info
GPO Box 2454, Brisbane QLD 4001
If it's a media matter, please include the group email media@des.qld.gov.au
Website www.des.qld.gov.au

Published on DES Disclosure Log
RTI Act 2009

From: Mark Willacy <Willacy.Mark@abc.net.au>
Sent: Monday, 8 July 2019 1:07 PM
To: Media DES
Subject: RE: Mark, response re status of investigation

Hello,

I was wondering if the department had an update on the ongoing investigation detailed below.

Warm regards,

Mark

Mark Willacy
Senior Reporter ABC Investigations
P **+61 7 3377 5672**
M s. 47F(6) Personal informa
E **willacy.mark@abc.net.au**
T **@markwillacy**

From: Media DES <Media@des.qld.gov.au>
Sent: Tuesday, 18 June 2019 5:31 PM
To: Mark Willacy <Willacy.Mark@abc.net.au>
Cc: Media DES <Media@des.qld.gov.au>
Subject: Mark, response re status of investigation

Mark
Thanks for your enquiry. Please see the DES response below.
Regards
Andrea

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

The Department of Environment and Science's investigation into allegations of non-compliances with the environmental authority for the Carmichael Coal Mine remains ongoing.

ENDS

Andrea Dobbyn
Senior Media Officer
Media Services| Corporate Communications
Department of Environment and Science

P 07 3339 5848 or ext 74848
GPO Box 2454, Brisbane QLD 4001
If it's a media matter, please include the group email media@des.qld.gov.au
Website www.des.qld.gov.au



Published on DES Disclosure Log
RTI Act 2009

From: Mark Willacy <Willacy.Mark@abc.net.au>
Sent: Monday, 17 June 2019 3:25 PM
To: Media DES
Subject: FW: Mark - Response from DES for ABC

Hello,

I am just following up on my earlier queries regarding the department's investigation into alleged non-compliance by Adani over the sinking of alleged de-watering bores at the site of its Carmichael coal mine.

What is the status of this investigation?

Cheers

Mark

Mark Willacy
Senior Reporter ABC Investigations
P **+61 7 3377 5672**
M s78B(2)
E **willacy.mark@abc.net.au**
T **@markwillacy**

From: TRACEY Ben <Ben.Tracey@des.qld.gov.au>
Sent: Tuesday, 28 May 2019 1:43 PM
To: Mark Willacy <Willacy.Mark@abc.net.au>
Cc: Media DES <Media@des.qld.gov.au>
Subject: Mark - Response from DES for ABC

Hi Mark,

Thanks for your query.

Please see below a response from DES.

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

The Department of Environment and Science's investigation into allegations of non-compliances with the environmental authority for the Carmichael Coal Mine remains ongoing.

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5831
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

From: Mark Willacy <Willacy.Mark@abc.net.au>
Sent: Tuesday, 28 May 2019 9:04 AM
To: Media DES
Subject: FW: DES response - Adani - ABC

Hello,

I was wondering if you could provide an update on the attached. Is the investigation ongoing, or has it been resolved?

Can DES confirm that this matter has moved to the department's litigation unit?

If so, what is the litigation unit's role from this point?

If I could have a response by close of business that would be appreciated.

Cheers

Mark

Mark Willacy
Senior Reporter ABC Investigations
P +61 7 3377 5672
M s78B(2)
E willacy.mark@abc.net.au
T @markwillacy

Published on DES Disclosure Log
RTI Act 2009

From: Media DES <Media@des.qld.gov.au>
Sent: Tuesday, 5 March 2019 4:37 PM
To: Mark Willacy <Willacy.Mark@abc.net.au>
Cc: Media DES <Media@des.qld.gov.au>
Subject: RE: DES response - Adani - ABC

Hello Mark

Thanks for your enquiry. A response to your request for an update is attached.

Regards

Kieran Lewis
Media Services
Department of Environment and Science
media@des.qld.gov.au

Level 31 I 400 George Street I Brisbane
Tel 07 3339 5831
www.des.qld.gov.au

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

From: Mark Willacy <Willacy.Mark@abc.net.au>
Sent: Monday, 4 March 2019 5:03 PM
To: Media DES
Cc: TRACEY Ben
Subject: Fwd: DES response - Adani - ABC

Hello,

Would it please be possible to get an update on the department's investigation of the bores sunk by Adani (as per details below)?

Cheers,

Mark

Sent from my iPad

Begin forwarded message:

> **From:** Media DES <Media@des.qld.gov.au>
> **Date:** 31 January 2019 at 3:01:06 pm AEST
> **To:** Mark Willacy <Willacy.Mark@abc.net.au>
> **Cc:** Media DES <Media@des.qld.gov.au>, TRACEY Ben <Ben.Tracey@des.qld.gov.au>
> **Subject: RE: DES response - Adani - ABC**
>
> Hi Mark
>
> Thanks for your enquiry. Please see the attached statement.
>
> Thanks,
>
> Megan

The information in this email together with any attachments is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. There is no waiver of any confidentiality/privilege by your inadvertent receipt of this material.
Any form of review, disclosure, modification, distribution and/or publication of this email message is prohibited, unless as a necessary part of Departmental business.
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<040319 - Carmichael Mine investigation - ABC.pdf>

<280519 - Carmichael Mine investigation - ABC.docx>

-

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Date : 6/06/2019 11:40:46 AM
From : "DLO DES"
To : "TRACEY Ben" , "LEWIS Kieran"
Cc : "ELLWOOD Dean" , "LAWRENCE Rob" , "Media DES" , "LOWE Trinity" , "WELLS Melissa"
Subject : RE: DLOs - seeking approval to send last night's Adani response to 9 News
Attachment : image002.png;image003.png;image005.png;image006.png;image007.jpg;

Thanks Ben – the DG just mentioned to me he wants the statement updated to reflect this.

Peta Johnston
Senior Departmental Liaison Officer
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



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RTI Act 2009

From: TRACEY Ben <Ben.Tracey@des.qld.gov.au>
Sent: Thursday, 6 June 2019 10:53 AM
To: LEWIS Kieran; DLO DES
Cc: ELLWOOD Dean; LAWRENCE Rob; Media DES; LOWE Trinity; WELLS Melissa
Subject: DLOs - seeking approval to send last night's Adani response to 9 News

Hi DLO,

Please put a hold on this. DES has now met with Coast to Country so we will update this statement accordingly and send a new version to Rob Lawrence for approval (and then up to you).

Thanks

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

From: LEWIS Kieran <Kieran.Lewis@des.qld.gov.au>
Sent: Thursday, 6 June 2019 9:06 AM
To: DLO DES
Cc: ELLWOOD Dean; LAWRENCE Rob; Media DES; LOWE Trinity; WELLS Melissa
Subject: DLOs - seeking approval to send last night's Adani response to 9 News

Hello DLOs

We are seeking Ministerial approval to send the same Adani response we sent to AAP last night (and to ABC the day before), to Channel 9. Again, the response is:

Please attribute to a Department of Environment and Science spokesperson:

The Department of Environment and Science has received an initial report about the proposed Carmichael Coal Mine site.

To support an investigation we require more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.

ENDS

Regards

Kieran Lewis

Media Services
Department of Environment and Science
media@des.qld.gov.au

Level 31 I 400 George Street I Brisbane
Tel 07 3339 5887 / p4(6) Personal inform
www.des.qld.gov.au

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

From: Scully, Brianna <bscully@nine.com.au>
Sent: Thursday, 6 June 2019 8:45 AM
To: Media DES
Subject: Adani response

Morning,

Are you able to provide a statement in response to claims made by conservation group, Coast to Country, that Adani has been conducting illegal works at its Carmichael Mine site, and confirm if the group has requested a DES investigation/if an investigation will be undertaken?

Thank you,

Brianna Scully
Reporter, Nine News Central Queensland
9NEWS
a division of Nine

M 4(6) Personal infor
A 110 Victoria Parade, Rockhampton City, QLD 4700
E bscully@nine.com.au

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Date : 5/06/2019 5:48:07 PM
From : "TONES Peter"
To : "Pamela Frost" , "Rosalyn Lye"
Cc : "ELLWOOD Dean" , "LAWRENCE Rob" , "Media DES" , "DLO DES"
Subject : RE: Peter / DLOs - for approval - amended response to AAP re Adani allegations
Attachment : image001.png;image002.png;

Hi Pam

Please find below ODG approved media response for your consideration and approval. Thanks.

Kind regards

Queensland Government

Peter Tones
Director
Office of the Director-General
Department of Environment and Science

P 07 3199 7524 **M** 4(6) Personal inforr
Level 32, 1 William Street, Brisbane, Qld 4000
PO Box 15187, City East, Qld 4002
E peter.tones@des.qld.gov.au

Published on DES Disclosure Log RTI Act 2009

From: Media DES <Media@des.qld.gov.au>
Sent: Wednesday, 5 June 2019 5:45 PM
To: TONES Peter; DLO DES
Cc: Pamela Frost; Rosalyn Lye; ELLWOOD Dean; LAWRENCE Rob
Subject: Peter / DLOs - for approval - amended response to AAP re Adani allegations

Hello Peter and DLOs

For ODG and MO approval please.

DDG Dean Ellwood has asked that additional words be added to our proposed response to the AAP regarding allegations that Adani has continued unauthorised work at its Carmichael coal mine. Dean has approved the amended response, with the additional words highlighted. (The rest of the response comes from the response we sent to ABC yesterday.)

AAP has a 6pm deadline.

Please attribute to a Department of Environment and Science spokesperson:

The Department of Environment and Science (DES) has received an initial report about the proposed Carmichael Coal Mine site.

As at 5.30 pm today, DES has yet to receive any of the details or imagery shown in a recent media story.

To support an investigation DES requires more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.

ENDS

Regards

From: Nicholas McElroy <nmcelroy@aap.com.au>
Sent: Wednesday, 5 June 2019 4:40 PM
To: Media DES
Cc: News Brisbane
Subject: Re. Coast and Country Adani allegations, AAP questions.

Good afternoon,

Thanks for having a chat on the phone.

As discussed, we were looking for a government response to allegations aired in the ABC story linked below.

- when did the department receive these allegations?
- how long does it take to determine whether the department will investigate?
- is the fact that the department has not commenced investigations into the allegations an indication of the seriousness of them?

Would it be possible to get a response before 6pm today?

https://www.abc.net.au/news/2019-06-05/adani-doing-illegal-work-at-mine-group-claims-footage-shows/11180620

Thanks,

Nicholas McElroy | Journalist
Australian Associated Press
Level 2, 200 Mary Street, Brisbane QLD 4000, Australia
PO Box 2613, Brisbane QLD 4001, Australia
nmcelroy@aap.com.au | www.aap.com.au
T +61 7 3834 9910 **M** 4(6) Personal inform

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Date : 5/06/2019 6:13:39 PM
From : "TONES Peter"
To : "Media DES"
Cc : "DLO DES" , "Pamela Frost" , "Rosalyn Lye" , "ELLWOOD Dean" , "LAWRENCE Rob"
Subject : Re: Peter / DLOs - for approval - amended response to AAP re Adani allegations

Hi media

Can we go back to the journalist with the previously approved response please. That is remove the sentence highlighted in yellow below. Thanks

Regards
Peter Tones, Director, ODG
Department of Environment and Science

Sent from my iPhone

On 5 Jun 2019, at 5:45 pm, Media DES <Media@des.qld.gov.au> wrote:

> Hello Peter and DLOs
>
> For ODG and MO approval please.
>
> DDG Dean Ellwood has asked that additional words be added to our proposed response to the AAP regarding allegations that Adani has continued unauthorised work at its Carmichael coal mine. Dean has approved the amended response, with the additional words highlighted. (The rest of the response comes from the response we sent to ABC yesterday.)
>
> AAP has a 6pm deadline.
>
> ***Please attribute to a Department of Environment and Science spokesperson:***
>
> The Department of Environment and Science (DES) has received an initial report about the proposed Carmichael Coal Mine site.
>
> As at 5.30 pm today, DES has yet to receive any of the details or imagery shown in a recent media story.
>
> To support an investigation DES requires more information and will be speaking directly with the people who have provided the initial report.
>
> As with any allegation, the department will follow established procedures in looking further into the matter.
>
> **ENDS**
>
> Regards

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> **From:** Nicholas McElroy <nmcelroy@aap.com.au>
> **Sent:** Wednesday, 5 June 2019 4:40 PM
> **To:** Media DES
> **Cc:** News Brisbane
> **Subject:** Re. Coast and Country Adani allegations, AAP questions.
>
> Good afternoon,
>
> Thanks for having a chat on the phone.
>
> As discussed, we were looking for a government response to allegations aired in the ABC story linked below.
>
> - when did the department receive these allegations?
> - how long does it take to determine whether the department will investigate?
> - is the fact that the department has not commenced investigations into the allegations an indication of the seriousness of them?

Would it be possible to get a response before 6pm today?

https://www.abc.net.au/news/2019-06-05/adani-doing-illegal-work-at-mine-group-claims-footage-shows/11180620

Thanks,

Nicholas McElroy | Journalist
Australian Associated Press
Level 2, 200 Mary Street, Brisbane QLD 4000, Australia
PO Box 2613, Brisbane QLD 4001, Australia
nmcelroy@aap.com.au | www.aap.com.au
T +61 7 3834 9910 **M** s4(6) Personal inform

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Date : 5/06/2019 5:42:06 PM
From : "LEWIS Kieran"
To : "ELLWOOD Dean"
Subject : RE: Re. Coast and Country Adani allegations, AAP questions.

Cheers Dean

K

From: ELLWOOD Dean <Dean.Ellwood@des.qld.gov.au>
Sent: Wednesday, 5 June 2019 5:41 PM
To: Media DES
Cc: DLO DES; TONES Peter; LAWRENCE Rob; LOWE Trinity
Subject: Re: Re. Coast and Country Adani allegations, AAP questions.

Yes

Dean Ellwood
Department of Environment and Science
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

On 5 Jun 2019, at 5:39 pm, Media DES <Media@des.qld.gov.au> wrote:

> Dean
>
> Following on from our conversation, would the following lines be OK, additional words highlighted:
>
> ***Please attribute to a Department of Environment and Science spokesperson:***
>
> The Department of Environment and Science (DES) has received an initial report about the proposed Carmichael Coal Mine site.
>
> As at 5.30 pm today, DES has yet to receive any of the details or imagery shown in a recent media story.
>
> To support an investigation DES requires more information and will be speaking directly with the people who have provided the initial report.
>
> As with any allegation, the department will follow established procedures in looking further into the matter.
>
> **ENDS**
>
> Kieran

From: LEWIS Kieran <Kieran.Lewis@des.qld.gov.au>
Sent: Wednesday, 5 June 2019 5:30 PM
To: ELLWOOD Dean
Cc: DLO DES; Media DES; TONES Peter; LAWRENCE Rob; LOWE Trinity
Subject: RE: Re. Coast and Country Adani allegations, AAP questions.

Thanks Dean,

MO has come back saying they are happy with us using the same response as that given to the ABC yesterday – provided the second line is correct – which we assume it is as we're meeting with them tomorrow. Are you still OK with us providing those original lines back to the AAP?

Kieran

From: ELLWOOD Dean <Dean.Ellwood@des.qld.gov.au>
Sent: Wednesday, 5 June 2019 5:27 PM
To: LEWIS Kieran
Cc: DLO DES; Media DES; TONES Peter; LAWRENCE Rob
Subject: Re: Re. Coast and Country Adani allegations, AAP questions.

As at 5.30pm today the Dept has yet to receive any of the details or imagery shown in the ABC news story. Its disappointing that the media appears to have more information about this alledged breach than the Regulator. Until such time as the Regulator receives more information about the allegation it is unable to provide any more comment.

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Dean Ellwood
Department of Environment and Science
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

On 5 Jun 2019, at 5:09 pm, LEWIS Kieran <Kieran.Lewis@des.qld.gov.au> wrote:

Hi DLOs

This just in from AAP. They have a 6pm deadline.

Can you please check with the MO if it's OK to send this journalist the same response we sent Michael Aitken of the ABC yesterday afternoon? This is the response.

Please attribute to a Department of Environment and Science spokesperson:

The Department of Environment and Science has received an initial report about the proposed Carmichael Coal Mine site.

To support an investigation we require more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.

ENDS

Regards

Kieran Lewis
Media Services
Department of Environment and Science
media@des.qld.gov.au

Level 31 I 400 George Street I Brisbane
Tel 07 3339 5887 / b4(6) Personal inform
www.des.qld.gov.au

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

From: Nicholas McElroy <nmcelroy@aap.com.au>
Sent: Wednesday, 5 June 2019 4:40 PM
To: Media DES
Cc: News Brisbane
Subject: Re. Coast and Country Adani allegations, AAP questions.

Good afternoon,

Thanks for having a chat on the phone.

As discussed, we were looking for a government response to allegations aired in the ABC story linked below.

- when did the department receive these allegations?
- how long does it take to determine whether the department will investigate?
- is the fact that the department has not commenced investigations into the allegations an indication of the seriousness of them?

Would it be possible to get a response before 6pm today?

https://www.abc.net.au/news/2019-06-05/adani-doing-illegal-work-at-mine-group-claims-footage-shows/11180620

Thanks,

Nicholas McElroy | Journalist
Australian Associated Press
Level 2, 200 Mary Street, Brisbane QLD 4000, Australia
PO Box 2613, Brisbane QLD 4001, Australia

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RTI Act 2009

nmcelroy@aap.com.au | www.aap.com.au
T +61 7 3834 9910 **M** 4(6) Personal infor

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Date : 5/06/2019 5:39:48 PM
From : "Media DES"
To : "ELLWOOD Dean"
Cc : "DLO DES" , "Media DES" , "TONES Peter" , "LAWRENCE Rob" , "LOWE Trinity"
Subject : RE: Re. Coast and Country Adani allegations, AAP questions.

Dean

Following on from our conversation, would the following lines be OK, additional words highlighted:

Please attribute to a Department of Environment and Science spokesperson:

The Department of Environment and Science (DES) has received an initial report about the proposed Carmichael Coal Mine site.

As at 5.30 pm today, DES has yet to receive any of the details or imagery shown in a recent media story.

To support an investigation DES requires more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.

ENDS

Kieran

From: LEWIS Kieran <Kieran.Lewis@des.qld.gov.au>
Sent: Wednesday, 5 June 2019 5:30 PM
To: ELLWOOD Dean
Cc: DLO DES; Media DES; TONES Peter; LAWRENCE Rob; LOWE Trinity
Subject: RE: Re. Coast and Country Adani allegations, AAP questions.

Thanks Dean,

MO has come back saying they are happy with us using the same response as that given to the ABC yesterday – provided the second line is correct – which we assume it is as we're meeting with them tomorrow. Are you still OK with us providing those original lines back to the AAP?

Kieran

From: ELLWOOD Dean <Dean.Ellwood@des.qld.gov.au>
Sent: Wednesday, 5 June 2019 5:27 PM
To: LEWIS Kieran
Cc: DLO DES; Media DES; TONES Peter; LAWRENCE Rob
Subject: Re: Re. Coast and Country Adani allegations, AAP questions.

As at 5.30pm today the Dept has yet to receive any of the details or imagery shown in the ABC news story. Its disappointing that the media appears to have more information about this alledged breach than the Regulator. Until such time as the Regulator receives more information about the allegation it is unable to provide any more comment.

Dean Ellwood
Department of Environment and Science
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

On 5 Jun 2019, at 5:09 pm, LEWIS Kieran <Kieran.Lewis@des.qld.gov.au> wrote:

> Hi DLOs
>
> This just in from AAP. They have a 6pm deadline.
>
> Can you please check with the MO if it's OK to send this journalist the same response we sent Michael Aitken of the ABC yesterday afternoon? This is the response.
>
> ***Please attribute to a Department of Environment and Science spokesperson:***
>
> The Department of Environment and Science has received an initial report about the proposed Carmichael

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Coal Mine site.

To support an investigation we require more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.

ENDS

Regards

Kieran Lewis
Media Services
Department of Environment and Science
media@des.qld.gov.au

Level 31 I 400 George Street I Brisbane
Tel 07 3339 5887 [redacted]
www.des.qld.gov.au

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

From: Nicholas McElroy <nmcelroy@aap.com.au>
Sent: Wednesday, 5 June 2019 4:40 PM
To: Media DES
Cc: News Brisbane
Subject: Re. Coast and Country Adani allegations, AAP questions.

Good afternoon,

Thanks for having a chat on the phone.

As discussed, we were looking for a government response to allegations aired in the ABC story linked below.

- when did the department receive these allegations?
- how long does it take to determine whether the department will investigate?
- is the fact that the department has not commenced investigations into the allegations an indication of the seriousness of them?

Would it be possible to get a response before 6pm today?

https://www.abc.net.au/news/2019-06-05/adani-doing-illegal-work-at-mine-group-claims-footage-shows/11180620

Thanks,

Nicholas McElroy | Journalist
Australian Associated Press
Level 2, 200 Mary Street, Brisbane QLD 4000, Australia
PO Box 2613, Brisbane QLD 4001, Australia
nmcelroy@aap.com.au | www.aap.com.au
T +61 7 3834 9910 **M** +[redacted]

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Date : 5/06/2019 5:29:43 PM
From : "LEWIS Kieran"
To : "ELLWOOD Dean"
Cc : "DLO DES" , "Media DES" , "TONES Peter" , "LAWRENCE Rob" , "LOWE Trinity"
Subject : RE: Re. Coast and Country Adani allegations, AAP questions.

Thanks Dean,

MO has come back saying they are happy with us using the same response as that given to the ABC yesterday – provided the second line is correct – which we assume it is as we're meeting with them tomorrow. Are you still OK with us providing those original lines back to the AAP?

Kieran

From: ELLWOOD Dean <Dean.Ellwood@des.qld.gov.au>
Sent: Wednesday, 5 June 2019 5:27 PM
To: LEWIS Kieran
Cc: DLO DES; Media DES; TONES Peter; LAWRENCE Rob
Subject: Re: Re. Coast and Country Adani allegations, AAP questions.

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Dean Ellwood
Department of Environment and Science
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

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> ***Please attribute to a Department of Environment and Science spokesperson:***
>
> The Department of Environment and Science has received an initial report about the proposed Carmichael Coal Mine site.
>
> To support an investigation we require more information and will be speaking directly with the people who have provided the initial report.
>
> As with any allegation, the department will follow established procedures in looking further into the matter.
>
> **ENDS**
>
> Regards
>
> **Kieran Lewis**
> Media Services
> **Department of Environment and Science**
> media@des.qld.gov.au
>
> Level 31 I 400 George Street I Brisbane
> **Tel** 07 3339 5887 / s4(6) Personal inforr
> www.des.qld.gov.au
>
> *If you are emailing about a media matter, please cc **media@des.qld.gov.au***
>
> **From:** Nicholas McElroy <nmcelroy@aap.com.au>
> **Sent:** Wednesday, 5 June 2019 4:40 PM
> **To:** Media DES
> **Cc:** News Brisbane

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Subject: Re. Coast and Country Adani allegations, AAP questions.

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Thanks,

Nicholas McElroy | Journalist
Australian Associated Press
Level 2, 200 Mary Street, Brisbane QLD 4000, Australia
PO Box 2613, Brisbane QLD 4001, Australia
nmcelroy@aap.com.au | www.aap.com.au
T +61 7 3834 9910 **M** 4(6) Personal inforr

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Date : 5/06/2019 6:14:31 PM
From : "Media DES"
To : "nmcelroy@aap.com.au"
Cc : "Media DES"
Subject : Re: Re. Coast and Country Adani allegations, AAP questions.

Hello Nicholas

Thanks for your enquiry regarding the Carmichael Coal Mine. A departmental response is below.

Please attribute to a Department of Environment and Science spokesperson:

The Department of Environment and Science has received an initial report about the proposed Carmichael Coal Mine site.

To support an investigation we require more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.

ENDS

Regards

Kieran Lewis
Media Services
Department of Environment and Science
media@des.qld.gov.au

Level 31 I 400 George Street I Brisbane
Tel 07 3339 5831
www.des.qld.gov.au

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

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From: Nicholas McElroy <nmcelroy@aap.com.au>
Sent: Wednesday, 5 June 2019 4:40 PM
To: Media DES
Cc: News Brisbane
Subject: Re. Coast and Country Adani allegations, AAP questions.

Good afternoon,

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https://www.abc.net.au/news/2019-06-05/adani-doing-illegal-work-at-mine-group-claims-footage-shows/11180620

Thanks,

Nicholas McElroy | Journalist
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T +61 7 3834 9910 **M** s. 47F(1) 6) Personal inform

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Date : 6/06/2019 11:10:56 AM
From : "TRACEY Ben"
To : "LAWRENCE Rob"
Cc : "LOWE Trinity" , "ESR" , "Media DES" , "TRACEY Ben" , "ELLWOOD Dean"
Subject : Rob - media response for approval please - Ch9 query about Adani
Attachment : image002.png;image004.jpg;image003.png;

Hi Rob,

Please see below a new media query from Ch9 asking for a statement on the report made about Adani.

Please see below a draft response which indicates we have now met with the people who made report.

You'll see below that the statement we gave to media yesterday on this matter.

Her TV deadline would be 3pm so we will try and get something to the MO shortly.

Response for approval please.

Thanks
Ben

Queensland Government

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

Please attribute to a Department of Environment and Science spokesperson:

Department of Environment and Science staff have today met with the people who made a community report about the proposed Carmichael Coal Mine site.

DES staff received a large amount of documents that will now be reviewed.

As with any allegation, the department will follow established procedures in looking further into the matter.

ENDS

Background (not for release)

Response given to media yesterday:

Please attribute to a Department of Environment and Science spokesperson:

The Department of Environment and Science has received an initial report about the proposed Carmichael Coal Mine site.

To support an investigation we require more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.

ENDS

From: Scully, Brianna <bscully@nine.com.au>
Sent: Thursday, 6 June 2019 8:45 AM
To: Media DES
Subject: Adani response

Morning,

Are you able to provide a statement in response to claims made by conservation group, Coast to Country, that Adani has been conducting illegal works at its Carmichael Mine site, and confirm if the group has requested a DES investigation/if an investigation will be undertaken?

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Thank you,

Brianna Scully

Reporter, Nine News Central Queensland

9NEWS
a division of Nine

M (6) Personal infor

A 110 Victoria Parade, Rockhampton City, QLD 4700

E bscully@nine.com.au

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Date : 6/06/2019 11:35:54 AM
From : "TRACEY Ben"
To : "LAWRENCE Rob"
Cc : "LOWE Trinity" , "ESR" , "Media DES" , "ELLWOOD Dean"
Subject : Rob - media response for approval please - Ch9 query about Adani
Attachment : image001.png;image002.png;image005.png;image006.jpg;

Hi Rob,

Please see updated media response below approval.

Thanks

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

Please attribute to a Department of Environment and Science spokesperson:

Department of Environment and Science (DES) staff today met with a conversation group who made a report about the proposed Carmichael Coal Mine site.

In the meeting DES received information that will now be reviewed.

As with any allegation, the department will follow established procedures in looking further into the matter.

From: TRACEY Ben <Ben.Tracey@des.qld.gov.au>
Sent: Thursday, 6 June 2019 11:11 AM
To: LAWRENCE Rob
Cc: LOWE Trinity; ESR; Media DES; TRACEY Ben; ELLWOOD Dean
Subject: Rob - media response for approval please - Ch9 query about Adani

Hi Rob,

Please see below a new media query from Ch9 asking for a statement on the report made about Adani.

Please see below a draft response which indicates we have now met with the people who made report.

You'll see below that the statement we gave to media yesterday on this matter.

Her TV deadline would be 3pm so we will try and get something to the MO shortly.

Response for approval please.

Thanks
Ben

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

Please attribute to a Department of Environment and Science spokesperson:

Department of Environment and Science (DES) staff have today met with a conversation group who made a community report about the proposed Carmichael Coal Mine site.

In the meeting staff received a large amount of documents that will now be reviewed.

As with any allegation, the department will follow established procedures in looking further into the matter.

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ENDS

Background (not for release)

Response given to media yesterday:

Please attribute to a Department of Environment and Science spokesperson:

The Department of Environment and Science has received an initial report about the proposed Carmichael Coal Mine site.

To support an investigation we require more information and will be speaking directly with the people who have provided the initial report.

As with any allegation, the department will follow established procedures in looking further into the matter.

ENDS

From: Scully, Brianna <bscully@nine.com.au>
Sent: Thursday, 6 June 2019 8:45 AM
To: Media DES
Subject: Adani response

Morning,

Are you able to provide a statement in response to claims made by conservation group, Coast to Country, that Adani has been conducting illegal works at its Carmichael Mine site, and confirm if the group has requested a DES investigation/if an investigation will be undertaken?

Thank you,

Brianna Scully
Reporter, Nine News Central Queensland
9NEWS
a division of Nine
M s(6) Personal infor
A 110 Victoria Parade, Rockhampton City, QLD 4700
E bscully@nine.com.au

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Date : 3/06/2019 11:28:07 AM
From : "TRACEY Ben"
To : "LAWRENCE Rob" , "ELLWOOD Dean"
Cc : "Media DES" , "ESR" , "LOWE Trinity" , "TRACEY Ben"
Subject : Rob/Dean - ABC 7.30 TV media query - request for response by 4pm tomorrow
Attachment : image002.png;image004.png;image005.png;

Hi Rob/Dean,

I'm sure you will be briefed by your own unit but It's looking like this may be a new case that we are not yet aware. I am working with William Inonda on some lines.

From a media perspective we will keep it brief.

Ben

Queensland Government

Ben Tracey
A/Principal Media Officer
Media Services I Corporate Services
Department of Environment and Science

P 07 3339 5845
media@des.qld.gov.au
400 George St, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001

Published on DES Disclosure Log August 2009

From: Michael Atkin <Atkin.Michael@abc.net.au>
Sent: Monday, 3 June 2019 8:58 AM
To: Media DES
Cc: TRACEY Ben
Subject: ABC 7.30 TV media query - request for response by 4pm tomorrow

Hi DES Media,

I'm a reporter with the ABC's 7.30 TV program. Please respond to the following by 4pm tomorrow.

1. 7.30 understands the Environmental Defenders Office has written to the Department alleging Adani has breached its environmental authority in relation to the Carmichael Coal mining lease by conducting Stage 2 works between March and April 2019 without permission which allegedly includes the clearing of Black-throated finch habitat. It alleges Adani has done this prior to the approval of its Groundwater Dependent Ecosystems Management Plan and Black-throated Finch species management plan. The EDO and its client Coast and Country claim they have satellite and aerial imagery which show significant ground disturbance at 19 locations on the mine site including clearing of over 2.7544 hectares. Has the Department received these allegations?
2. Is the Department investigating these allegations?
3. What possible sanctions are available to the Department if a company has conducted stage 2 works without authority?
4. Coast and Country alleges the "illegal" work was conducted within the Carmichael Coal Mine Plan of Operations Dec 2018. Specifically at the following GPS locations:

Site pad 1: GPS longitude - 146.3626756, latitude -22.03075028. Easting 434228. Northing 7563632.
Site pad 2: GPS longitude - 146.361896, latitude -22.03224565. Easting 434148. Northing 7563466.
Site pad 3: GPS: longitude -146.3616755, latitude -22.03492133. Easting 434127. Northing 7563170.
Site pad 4: GPS longitude – 146.3594205, latitude -22.03470249. Easting 433894. Northing 7563193.
Site pad 5: GPS longitude – 146.3569455, latitude -22.03491986. Easting 433639. Northing 7563168.
Site pad 6: GPS longitude – 146.3597295, latitude -22.03724934. Easting 433927. Northing 7562912.
Site pad 7: GPS longitude – 146.3648886, latitude -22.0351969. Easting 434458. Northing 7563141.
Site pad 8: GPS longitude – 146.3655581, latitude -22.03363246. Easting 434527. Northing 7563314.
Site pad 9: GPS longitude – 146.3644139, latitude -22.0398504. Easting 434412. Northing 7562626.

Site strip 1: GPS longitude – 146.3663165, latitude -22.03383427. Easting 434605. Northing 7563292.
Site strip 2: GPS longitude - 146.3717254, latitude -22.03682651. Easting 435165. Northing 7562963.
Site strip 3: GPS longitude – 146.372404, latitude -22.03938889. Easting 435236. Northing 7562680.

Please confirm these GPS co-ordinates are within the Carmichael coal mining lease owned by Adani.

5. Will the Department/and or the Minister be meeting with the Environmental Defenders Office and its client Coast and Country to discuss these allegations against Adani at its Carmichael coal mine?

I can be reached on the numbers below should you wish to discuss this further.

Kind regards,

Reporter, 7.30

M s78B(2)
W abc.net.au/7.30

P 07 3377 5118
T @michaelatkin
F facebook.com/ABC730

-

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Date : 16/07/2019 9:51:52 AM
From : "GRANT Andrea"
To : "MERRICK Jamie" , "ELLWOOD Dean"
Cc : "TRACEY Alena"
Subject : Suggested lines for media today
Attachment : image001.png;image002.png;

Morning DG

Below are my suggested lines for today's issue:

Prosecution proceedings against Adani Mining Pty Ltd

The Department of Environment and Science (DES) has commenced prosecution proceedings against Adani Mining for providing false or misleading information. The offence is in contravention of section 480 of the Environmental Protection Act 1994 and carries a maximum penalty of 4,500 penalty units (or $2,838,375 for a corporation at the time of the offence).

The prosecution relates to information contained in Adani's 2017/2018 annual return for its Carmichael mine.

The annual return requires information about planned and actual disturbance of land at the mine. The department alleges that Adani's annual return contained false and misleading information about the disturbance already undertaken at the mine during the annual return period.

The prosecution is listed for mention at the Brisbane Magistrates Court on 16 August 2019.

DES has also received allegations relating to clearing of land undertaken by Adani at the Carmichael mine site in 2018 for the construction of dewatering bores, and in 2019 for the construction of drill pads and LOX lines.

DES has formed the view that Adani has not contravened the applicable conditions of its approval and that view is confirmed by barrister Stephen Keim S.C.

Please give me a call if you need any further clarification
Thanks
Andrea

Andrea Grant
Director-Media
Corporate Communications - Media Services
Department of Environment and Science

P 07 3339 5859 M (6) Personal info
Level 31, 400 George St, Brisbane
GPO Box 2454, Brisbane 4001

Queensland Government

Published on DES Disclosure Log
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Date : 16/07/2019 4:19:23 PM
From : "GRANT Andrea"
To : "Hannah Jackson" , "ELLWOOD Dean" , "MERRICK Jamie"
Subject : updated lines

The Department of Environment and Science (DES) has commenced prosecution proceedings against Adani Mining for providing false or misleading information. The offence is in contravention of section 480 of the Environmental Protection Act 1994.

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DES has also received allegations relating to clearing of land undertaken by Adani at the Carmichael mine site in 2018 for the construction of dewatering bores, and in 2019 for the construction of drill pads and LOX lines.

DES has formed the view that Adani has not contravened the applicable conditions of its approval and that view is confirmed by barrister Stephen Keim S.C.

These proceedings do not effect work currently underway at the mine site and do not relate to the recent approval of the mine.

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Date : 16/07/2019 10:32:25 AM
From : "GRANT Andrea"
To : "ELLWOOD Dean" , "Hannah Jackson" , "MERRICK Jamie"
Cc : "DLO DES"
Subject : Updated version
Sorry all, added one more line

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