





Australian Government

Department of the Environment and Water Resources

Referral of proposed action

What is a referral?

The *Environment Protection and Biodiversity Conservation Act 1999* (the EPBC Act) protects matters of national environmental significance (NES), and the environment, in relation to Commonwealth actions, and actions on (or impacting upon) Commonwealth land. The purpose of a referral is to determine whether your proposed action will need formal assessment and approval under the EPBC Act.

Your referral will be the principal basis for the Minister for the Environment and Water Resources' decision as to whether approval is necessary and, if so, the type of assessment that will be taken. These decisions are made within 20 business days.

When do I need to make a referral?

A referral must be made for actions that are likely to have a significant impact on matters protected by Part 3 of the EPBC Act:

- World Heritage (sections 12 and 15A)
- National Heritage places (sections 15B and 15C)
- Wetlands of international importance (sections 16 and 17B)
- Listed threatened species and communities (sections 18 and 18A)
- Listed migratory species (sections 20 and 20A)
- Protection of the environment from nuclear actions (sections 21 and 22A)
- Marine environment (sections 23 and 24A)
- Protection of the environment from actions involving Commonwealth land (sections 26 and 27A)
- Protection of the environment from Commonwealth actions (section 28)

OR

- actions that may have a significant impact on the environment of Commonwealth land (even if taken outside Commonwealth land)
- actions taken on Commonwealth land that may have a significant impact on the environment generally
- actions by Commonwealth Authorities that are likely have a significant impact on the environment require approval.

You may still make a referral if you believe your action is not going to have a significant impact, or if you are unsure.

To help you decide whether or not your proposed action requires approval (and, therefore, if you should make a referral), read the following documents, available from the Department web site:

- the Policy Statement titled *Principle Significance Guidelines 1.1 – Matters of National Environmental Significance*. Additional sectoral guidelines are also available.
- the Policy Statement titled *Principle Significance Guidelines 1.2 - Actions on, or impacting upon, Commonwealth land, and actions by Commonwealth agencies*.
- the interactive map on the web site—enter a location to obtain a report on what matters of NES may occur in that location.

A staged or component action

An action that is a component of a larger action may not be accepted separately and may require referral of the larger action for consideration under the EPBC Act. Refer to *Fact Sheet 6: Staged Developments/Split Referrals*.

If you want to make a referral for a staged or component referral, contact the EPBC Act Referrals Section (1800 803 772).

Permits

Some activities may also require a permit under other sections of the EPBC Act, whether or not approval is required. Information is available on the Department web site.

Completing the referral form

Completing this form will help ensure that you submit the information required by the EPBC Regulations.

All referrals **MUST** be published on the Department's web site for public comment (the Department will arrange this) and should generally be:

- readily understood by the public
- no longer than 25 A4-sized, single-sided pages
- typed (main text no smaller than 11 points)
- have clearly legible maps and diagrams
- supplied unbound or electronically.

Provide supporting documentation, such as environmental reports or surveys, as attachments. However, the referral form must contain the core information, so that it provides an adequate basis for public comment and decision-making.

Provide coloured maps, figures or photographs to help explain the project and its location. Aerial photographs, in particular, can provide a useful perspective and context. Figures should be good quality as they may be scanned and viewed electronically as black and white documents. Maps should be of a scale that clearly shows the location of the proposed action and any environmental aspects of interest.

Using the MS Word file to enter your information

You can complete your referral by entering your information into this Word file.

Instructions are provided in green text. If you do not see the instructions you need to reveal 'hidden' text. A toolbar with buttons to turn the instructions on and off should be visible when you open the file.

Normally the instruction text will not print. (If you wish to print a copy of the form with the instructions you will need to select the Options button in the Print dialog and select Hidden text.)

Submitting the referral form

By mail to

EPBC Act Referrals Section
Environment Assessment Branch
Department of the Environment and
Water Resources
GPO Box 787
CANBERRA ACT 2601

By fax to 02 6274 1789

- Referrals must be of sufficiently clear quality to be scanned into electronic format.
- Address the fax to the mailing address, and clearly mark it as a 'Referral under the EPBC Act'.
- Follow up with a mailed hardcopy including copies of any attachments or supporting reports.

By email to epbc.referrals@environment.gov.au.

- Clearly mark the email as a 'Referral under the EPBC Act'.
- Attach the referral as a Microsoft Word file and, if possible, a PDF file.
- To ensure file sizes are not too large (below two megabytes), enclose maps and figures as separate files if necessary. If unsure, send a question to the email address.
- Follow up with a mailed hardcopy including copies of any attachments or supporting reports.

What happens next?

The Department will write to you at the end of the 20 business day period to advise you of the outcome of your referral and whether or not formal assessment and approval under the EPBC Act is needed. There are three types of decisions about the referral.

The proposed action is NOT LIKELY to be significant and does NOT NEED approval

No further consideration is required under the environmental assessment provisions of the EPBC Act and the action can proceed (subject to any state or local government requirements).

The proposed action is NOT LIKELY to be significant IF undertaken in specified manner

The specified manner in which you must carry out the action will be identified as part of the final decision. You must report your compliance with the specified manner to the Department.

The proposed action is LIKELY to be significant and does NEED approval

The proposed action is subject to a public assessment process before it can be considered for approval. The level of assessment will be decided at the same time. (Further information about the levels of assessment and basis for deciding the approach are available on the web site.)

If the action is likely to be significant it is called a *controlled action* and the particular matters upon which the action may have a significant impact (such as World Heritage or threatened species) are known as the *controlling provisions*.

Compliance audits

The Department may audit your project at any time to ensure that it was completed in accordance with the information provided in the referral or the stated particular manner. If the project changes, such that the degree of significance could vary, you should write to the Department to advise of the changes, and likely significance, or discuss with the EPBC Act Referrals Section (1800 803 772).

For more information

- call the Department of the Environment and Water Resources Community Information Unit on 1800 803 772 or
- visit the web site www.environment.gov.au/epbc

All the information you need to make a referral, including documents referenced in this form, can be accessed from this web page.

Referral of proposed action

Project title	Expansion of Marmong Point Marina.
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1 Contacts

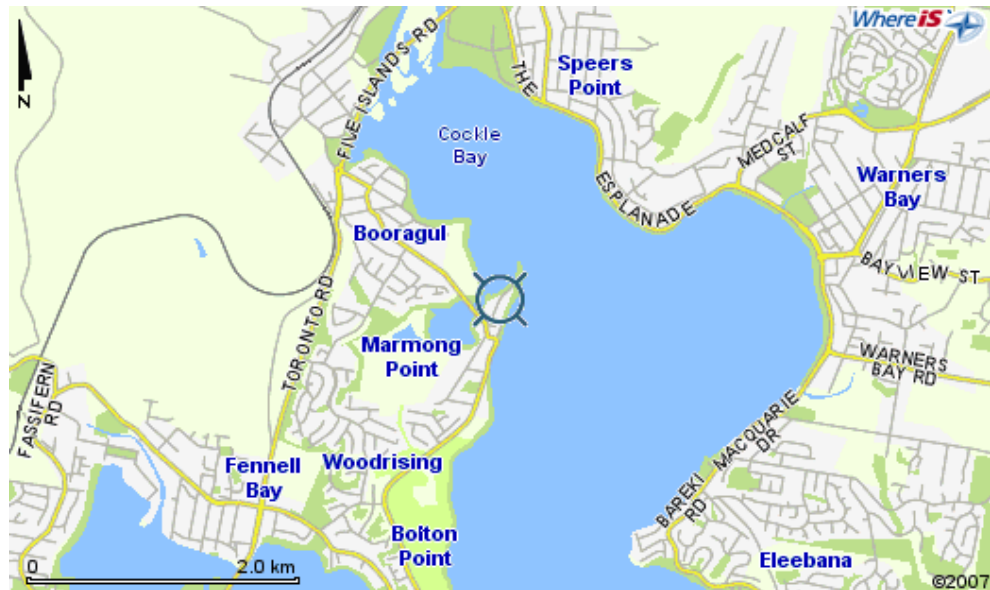
1.1	Referring party	Brian Eastoe
		Certified Practicing Planner
		Eastoe Consulting Pty Ltd
		PO Box 92
		Stroud NSW 2425
		02 4994 5430
		04 1265 3430
1.2	Responsible party	Les Binkin
		Managing Director
		Marmong Point Marina
		1 Nanda Street
		Marmong Point NSW 2284
		02 4958 3333
		04 1144 3108
1.3	Proponent	Les Binkin
		Managing Director
		Marmong Point Marina
		1 Nanda Street
		Marmong Point NSW 2284
		02 4958 3333
		04 1144 3108

2 Summary of proposed action

2.1 **Short description** Expansion of Marmong Point Marina both on Lake Macquarie and on adjacent dry land

2.2 Latitude and Longitude	location point	Latitude			Longitude		
		degrees	minutes	seconds	degrees	minutes	seconds
	North West corner	32	58	34	151	36	59
	North East corner	32	58	33	151	37	08
	South East corner	32	59	08	151	36	59
	South West corner	32	59	07	151	36	57

2.3 **Locality** Marmong Point on the north west shores of Lake Macquarie and is shown by the "target circle" on the plan hereunder.



2.4 **Size of the development footprint or work area (hectares)** 4.3 ha

2.5 **Street address of the site** 1 Nanda Street, Marmong Point NSW 2284

2.6 **Lot description**

2.7 **Local Government Area and Council contact (if known)** Lake Macquarie City Council

2.8 **Project life** Permanent

2.9	Alternatives	No	No
			Yes, complete section 3.2
2.10	State assessment		No
		Yes	Yes, complete Section 3.5
2.11	Component of larger action	No	No
			Yes, complete Section 3.6

3 Detailed project description

3.1 Description of proposal

3.1.1 A Public Perspective

From a public perspective the Proposal concerns at least seven main elements. These are:-

- A more efficient use of the waters of Lake Macquarie for berthing of recreational craft by accommodating 85 craft where only about 25 are now accommodated on swing moorings. (From discussions with the NSW Maritime Authority it is evident that the provision of the 85 new marina berths will not cause any reduction in the number of swing moorings capable of being sited in Marmong Cove.)
- Access to a new 110 berth dry-stack storage system that provides an alternate solution to the boat storage needs of the recreation boat community using Lake Macquarie and beyond.
- Maintenance of public access across the Lake foreshore by location of boat maintenance on private lands behind.
- Increased opportunities for public use of existing public open space that will remain between the land and water components of the marina.
- An enhancement of the visual and functional amenity of the existing marina by introduction of new services for marina users that would also be available to residential neighbours.
- An enhancement of the safety and operations of the existing marina by improved location within the site of its various essential components.
- Provision of increased marina berthing on the shores of Lake Macquarie without the need to encumber a new or "*Greenfield*" part of the shores of Lake Macquarie.

3.1.2 A Development Perspective

From the Proponent's perspective, the Proposal concerns a comprehensive market-based upgrading and enhancement of an existing marina that has become "*tired*" during its 25-year existence. The Proponent's Proposal includes the following:-

- The installation of 105 new wet berths to the east of the existing eastern marina finger. This will produce a net 85 berths when 20 of the existing berths are foregone to enable the linkages for the new floating marina fingers,
- Replacement of the aged eastern floating marina finger with a modern floating system that respects the new ambience and services that are incorporated into modern marina finger design,
- Potential surrender of nine (9) commercial swing moorings licensed to the Marina if relocations by the NSW Maritime Authority of affected swing moorings could, as a consequence be more equitably facilitated,
- Relocation of existing marine businesses from the existing shed, a shed that is inappropriately located in the centre of the site, to new more aesthetic purpose-built marine service accommodation with direct road access,
- Construction of a new secure dry-stack boat storage shed that will rise to around 14 or 15 metres high and house about 110 boats stacked in four levels by a new specialised marine-craft fork-lift designed for lifting to around 12 metres in height from negative 2 metres in the water,
- Construction to formally delineate and control a number of marine maintenance services including a jet-wash bay, spray booth, sand-blast booth, garbage store, oil store,
- surfacing the whole work yard with a hard surface like concrete in such a way as to manage surface issues like dust and stormwater,

- Continuance of dry-land work space for maintenance of up to around 30 boats set on blocks,
- Relocation and upgrading of the existing chandlery, café, boat sales, amenities and marina administration office,
- Construction of a modestly sized new restaurant,
- Provision of offices for additional marine services like marine insurance, boat hire, etc.,
- Provision of car parking that meets the requirements of the upgraded marina,
- Landscaping that includes features such as aesthetic security fencing to the south and outdoor furniture on the public lands between the dry and wet land components of the Marina, and
- Incorporation into the existing fuel wharf of a public sewer pump-out facility, and
- If public funding becomes available, the extension of the sewer pump out facility to the northern end of the main central marina finger.

An oblique **aerial montage** of the currently preferred concept is shown **hereunder** as Photo 1 together with an oblique aerial photograph of the existing marina as Photo 2.



Photo 1 – Proposed expanded marina at Marmong Point



**Photo 2 – Existing marina at Marmong Point,
together with publicly available swing moorings**

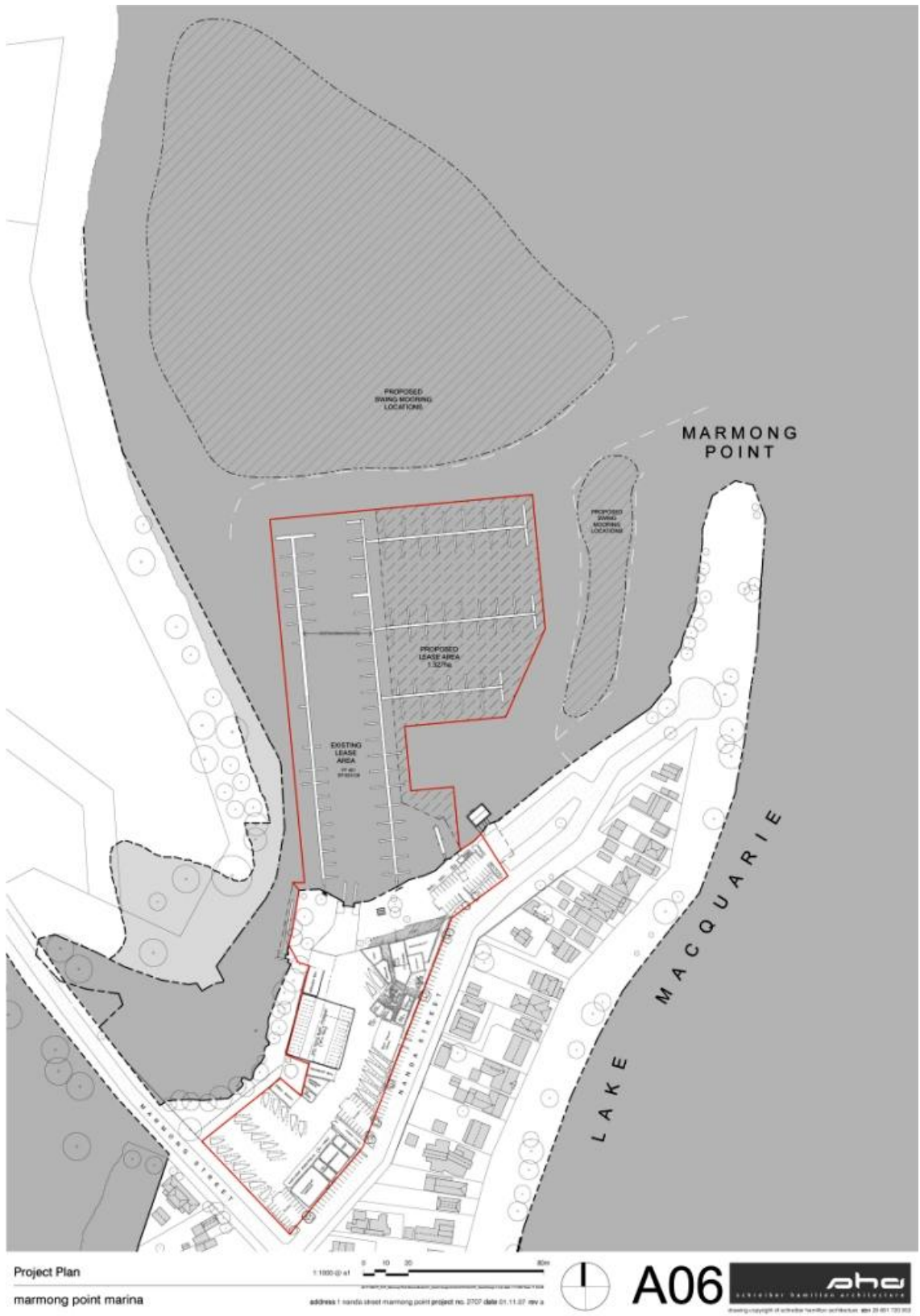
3.2 Alternative locations, time frames or activities that form part of the referred action

As the proposal concerns an expansion to an existing marina there are no alternative locations. However there will be, in the course of preparing the State's Part 3A Environmental Assessment, consideration of alternate locations for where the added wet berth will be connected to the existing marina.

The Consent Authority will be requested to consider Project Approval and not Concept Approval. Consequently the time frame for the Project will reflect procedural, construction and financing milestones/timings. The project will proceed sequentially commencing with the wet berths and then the land based components.

3.3 Previously considered alternatives and the 'do nothing' case

In the course of progressing through a structured holistic design process, upwards of ten alternative configurations have been assessed. The currently preferred proposal is shown hereunder.



The “do nothing” case would mean that the existing “tired” marina will continue to “age” and that new demand for berthing on Lake Macquarie could result in:-

- more swing moorings at Marmong Point or elsewhere around Lake Macquarie, and/or
- greater pressures on Authorities to release otherwise undeveloped waterfront areas on Lake Macquarie for marina and/or dry boat storage and/or
- trailer storage and other methods for storing 110 boats off the waters of Lake Macquarie.

3.4 Context, planning framework and state/local government requirements

The proposal triggers factors defined in Schedule 1 of the NSW State Environmental Planning Policy (Major Projects) and hence has been placed before the NSW Planning Minister for notification by him as to whether, in terms of Sections 75B and 75D of the NSW Environmental Planning and Assessment Act 1979, he considers the project to be a Major Project in terms of Part 3A of the Act. The Minister has advised that he does consider the project to come within the realms of a Major Project assessable under Part 3A of the Environmental Planning and Assessment Act.

3.5 Environmental impact assessments under Commonwealth, state or territory legislation

The Project will proceed to Approval in accordance with Part 3A of the Environmental Planning and Assessment Act 1979 with the Minister acting as Consent Authority.

3.6 A staged development or component of a larger project

The development currently planned is not part of a larger project; however it may proceed in stages determined by market demand, financing terms and conditions and construction logistics. The wet berths will be the first part of the project to be undertaken following consent.

4 Affected environment

4.1 Matters of national environmental significance

4.1 (a) World Heritage Properties

The EPBC Act Protected Matters Report resulting from self assessment through the Department's web site indicates that there are no World Heritage Properties within 2 kms of the site.

4.1 (b) National Heritage Places

The EPBC Act Protected Matters Report resulting from self assessment through the Department's web site indicates that there are no National Heritage Properties within 2 kms of the site.

4.1 (c) Wetlands of International Significance (Ramsar)

The EPBC Act Protected Matters Report resulting from self assessment through the Department's web site indicates that there are no Ramsar wetlands within 2 kms of the site.

4.1 (d) Listed threatened species and ecological communities

The EPBC Act Protected Matters Report resulting from self assessment through the Department's web site indicates that there are no threatened ecological communities within 2 kms of the site.

The EPBC Act Protected Matters Report resulting from self assessment through the Department's web site indicates that there are sixteen Threatened Species that are capable of being found in and area within 2 kms of the site.

4.1 (e) Listed migratory species

The EPBC Act Protected Matters Report resulting from self assessment through the Department's web site indicates that there are sixteen Listed Migratory Species that are capable of visiting an area within 2 kms of the site.

4.1 (f) Nuclear actions

There are no nuclear facilities that affect or are affected by the site.

4.1 (g) Commonwealth marine areas

There are no Commonwealth Marine Areas that affect the site.

4.2 Important or unique aspects of the environment, if relevant

4.2 (a) Soil and vegetation characteristics

The shore component of the existing marina operates on land that has been used as earthen hardstand for boat repairs for more than 20 years. The floating pontoons are located on wet lands that exist above what a consultant seagrass and wetland conservation biologist has described as "unconsolidated muck" that is devoid of seagrass. The foreshore between the marina hard stand and the floating berths bears little difference to the remainder of the public foreshores of Lake Macquarie.

Consequently it is highly improbable that any soil or vegetation would have characteristics that would be unique in terms of the EPBC Act.

4.2 (b) Water flows, including rivers, creeks and impoundments

The proposal is located on the shores of Lake Macquarie facing Marmong Cove and beside Marmong Creek. Part of Marmong Creek that is some 50 to 100 metres upstream of the site is a NSW SEPP 14 wetland. This wetland is being addressed as part of the Part 3A Environmental Assessment.

It is considered highly improbable that any water flows would have characteristics that would be unique in terms of the EPBC Act.

4.2 (c) Outstanding natural features, including caves

The proposal is located on the shores of Lake Macquarie facing Marmong Cove and beside Marmong Creek. The existing marina operates on land that has been used as earthen hardstand for boat repairs for more than 20 years. Other than what the Lake Macquarie communities would assert to be an outstanding place to live and to enjoy recreation, there are not considered to be any characteristics that would be unique in terms of the EPBC Act.

4.2 (d) Gradient

The marina operates on level ground beside Lake Macquarie, where water depth gradually deepens to around 3.5 metres.

Consequently it is highly improbable that gradient would have characteristics that would be unique in terms of the EPBC Act.

4.2 (e) Buildings or other infrastructure

Buildings on the marina hard stand include a toilet block, industrial shed and offices operating from a former two storey residence. Wet land infrastructure comprises "tired" marina pontoons and a travel lift facility.

Consequently it is highly improbable that extant buildings or other infrastructure would have characteristics that would be unique in terms of the EPBC Act.

4.2 (f) Marine areas

The proposal concerns expansion and upgrading of a 25 year old marina on the shores of Lake Macquarie. While Lake Macquarie is claimed to be the largest salt water coastal lake in Australia it is considered highly improbable that its marine characteristics would be unique in terms of the EPBC Act.

4.2 (g) Kinds of fauna

The land based part of the marina has operated as a hard stand boat maintenance area for more than 20 years and is mostly avoided by fauna. The existing pontoons have acted as an improved habitat for aquatic fauna, but not any aquatic fauna that is endangered.

However, it is highly improbable that any terrestrial or aquatic fauna would have characteristics that would be unique in terms of the EPBC Act.

4.2 (h) Current state of the environment

The current state of the environment at Marmong Point Marina concerns the largest marina on Lake Macquarie and, while its rare ability to provide hard stand for boat maintenance away from the shore line, it is highly improbable that the current state of the environment would have characteristics that would be unique in terms of the EPBC Act.

4.2 (i) Commonwealth Heritage Places and places on the Register of the National Estate

There are no Commonwealth Heritage Places or places on the Register of the National Estate on or near Marmong Point Marina.

4.2 (j) Known Indigenous heritage values

Consultation with the local Aboriginal Land Council, Koopahtoo, indicates that there is one extant midden on the site. The Proponent is working with the Koopahtoo Aboriginal Land Council to achieve an acceptable management outcome for the midden.

4.2 (k) Other important or unique values of the environment

There is no other known values of the local environment that are considered to have characteristics that would be unique in terms of the EPBC Act.

4.2 (l) Tenure of the action area (eg freehold, leasehold)

The tenure of the dry land marina operations is freehold owned by Marmong Point Marina.

The tenure of the wet land is by way of lease from the NSW Department of Lands.

The tenure of the foreshores of Lake Macquarie is a Crown Reserve with Lake Macquarie City Council appointed as Trustee.

4.2 (m) Existing land uses

The existing land use of the freehold land is as a marina, marine maintenance businesses and dry land hard stand for boat maintenance.

The existing land use for the wet leasehold lands is for marina pontoons and boat berthing.

The existing use for the foreshore reserve is as a public thoroughfare between the marina offices and the marina pontoons, and between public reserve lands existing on either side of the marina.

4.2 (n) Proposed land uses

The proposed land use for the freehold land is to continue its use as a marina, marine maintenance businesses and dry land hard stand for boat maintenance but in an enhanced manner.

The proposed land use for the wet leasehold lands is to continue its use for marina pontoons and boat berthing but in an enhanced and expanded manner.

The proposed use for the foreshore reserve is to continue as a public thoroughfare between the marina offices and the marina pontoons, and between public reserve lands existing on either side

of the marina, but in an upgraded manner that incorporates cycle ways, playgrounds, more comprehensive landscaping and lifestyle attributes like outdoor dining.

5 Nature and extent of likely impacts

5.1 Likely impacts on matters of national environmental significance (NES)

5.1 (a) Likely impact on the world heritage values of a declared World Heritage property

There is no likely impact on any World Heritage property.

5.1 (b) Likely impact on the heritage values of a listed National Heritage place

There is no likely impact on any National Heritage place.

5.1 (c) Likely impact on the ecological character of a declared Ramsar wetland

There is no likely impact on any declared Ramsar wetland.

5.1 (d) Likely impact on the members of a listed threatened species or ecological community, or their habitat

There is no likely impact on any listed threatened species or ecological community, or their habitat.

5.1 (e) Likely impact on the members of a listed migratory species or their habitat

There is no likely impact on any listed migratory species or their habitat.

5.1 (f) Likely impact on the environment in part of the Commonwealth marine area

There is not likely to be any perceivable impact on the environment in any part of any Commonwealth marine area.

5.2 Likely impacts for nuclear actions, actions affecting Commonwealth land or actions taken by the Commonwealth

There is no likely impact on any nuclear actions.

There is no likely impact affecting any Commonwealth land.

There is no likely impact on any known actions taken by the Commonwealth.

6 Measures to avoid or reduce impacts

As there are no known impacts of a nature that would come within the ambit of the EPBC Act, there are no measures that would need to be implemented to avoid or reduce impacts by the proposal on matters within the ambit of the EPBC Act.

7 Conclusion on the likelihood of significant impacts

Do you THINK your proposed action is likely to have significant impacts?

<input checked="" type="checkbox"/>	No, complete section 7.1
<input type="checkbox"/>	Yes, complete Section 7.2

7.1 Proposed action is NOT LIKELY to have significant impacts

Key reasons

Investigative work has commenced that will facilitate preparation of an Environmental Assessment of the expansion of Marmong Point Marina in terms of Part 3A of the Environmental Planning and Assessment Act 1979. This includes a comprehensive ecological study of both the wet and dry lands. None of that work, nor any other studies has led to a conclusion that there is any likelihood of any impacts, significant or otherwise, on matters that are addressed by the EPBC Act.

7.2 Proposed action is LIKELY to have significant impacts

Matters likely to be impacted

<input type="checkbox"/>	sections 12 and 15A (World Heritage)
<input type="checkbox"/>	sections 15B and 15C (National Heritage places)
<input type="checkbox"/>	sections 16 and 17B (Wetlands of international importance)
<input type="checkbox"/>	sections 18 and 18A (Listed threatened species and communities)
<input type="checkbox"/>	sections 20 and 20A (Listed migratory species)
<input type="checkbox"/>	sections 21 and 22A (Protection of the environment from nuclear actions)
<input type="checkbox"/>	sections 23 and 24A (Marine environment)
<input type="checkbox"/>	sections 26 and 27A (Protection of the environment from actions involving Commonwealth land)
<input type="checkbox"/>	section 28 (Protection of the environment from Commonwealth actions)

Key reasons

8 Assessment approach under the EPBC Act

Level of assessment

	Bilateral Agreement applies
	Accredited assessment
	Assessment on referral information
	Preliminary information
	Public Environment Report
	Environmental Impact Statement
	Commission of Inquiry
NC	No comment/Not sure

Key reasons

After following the suggestions and requirements posted on the Department's web site, making an inquiry and being informed that there were no factors specific to the subject site, but that within a 2 km buffer there were 16 migratory species recorded that include Swift Parrot, Australian Painted Snipe, Regent Honeyeater, Green and Golden Bell Frog, Littlejohn's Tree Frog, Large-eared Pied Bat, Spot tailed quoll, brush tailed rock wallaby, Long-nosed Potoroo, Grey-headed Flying Fox, Leafless Tongue-Orchid, Camfield's Stringybark, Eastern underground Orchid and the Magenta Lilly Pilly. Ecological research has indicated that none of these 16 species are found on or near the subject site.

The sixteen Migratory Species are listed as within a 2 km buffer. They are White Bellied Sea Eagle, White-throated Needletail, Rainbow Bee-eater, Black-faced Monarch, Satin Flycatcher, Rufus Fantail, Regent Honeyeater, Great Egret, Latham's Snipe, Eastern Curlew, Pacific Golden Plover, Painted Snipe, Fork-tailed Swift, Great Egret, Cattle Egret.

9 Environmental history of the responsible party

	Yes	No
9.1 Does the party taking the action have a satisfactory record of responsible environmental management. • If Yes, provide details	Yes???	
9.2 Is the party taking the action subject to any proceedings under a Commonwealth, State or Territory law for the protection of the environment or the conservation and sustainable use of natural resources? • If Yes, provide details		No
9.3 For an action for which a person has applied for a permit under the EPBC Act, is the person making the application subject to any proceedings under a Commonwealth, State or Territory law for the protection of the environment or the conservation and sustainable use of natural resources? • If Yes, provide details		No
9.4 If the party taking the action is a corporation, will the action be taken in accordance with the corporation's environmental policy and planning framework? • If Yes, provide details of environmental policy and planning framework	Yes, (undocumented)	

10 Information sources and attachments

10.1 References

10.2 Reliability of information

10.3 Attachments

You must attach	figures, maps or aerial photographs showing the project locality (section 2)	
	figures, maps or aerial photographs showing the location of the project in respect to any matters of national environmental significance or important features of the environments (section 4)	
If relevant, attach	copies of any state or local government approvals and consent conditions (section 3.4)	
	copies of any completed assessments to meet state or local government approvals and outcomes of public consultations, if available (section 3.5)	
	copies of any flora and fauna investigations and surveys (section 4)	
	technical reports relevant to the assessment of impacts on protected matters and that support the arguments and conclusions in the referral (section 4 and 5)	
	report(s) on any public consultations undertaken, including with Indigenous Stakeholders (section 4)	

11 Signatures and declarations

Project title Expansion of Marmong Point Marina

11.1 **Party who prepared the referral** I declare that the information contained in this form is, to my knowledge, true and not misleading. I request that the person named in 11.3 below (if any) be designated as the proponent for the action.

Signature _____

Date _____

Full name Robert Brian Eastoe

11.2 **Party who is responsible for action** I declare that the information contained in this form is, to my knowledge, true and not misleading.

Signature _____

Date _____

Full name Les Binkin

11.3 **Proponent (complete only if different from 11.2)** I, being the person nominated in Section 1.3 of this referral form as the nominated proponent (or agent acting on behalf of), agree to be designated as the proponent for the action described above if it is decided that the action requires approval under Part 9 of the EPBC Act.

Signature _____

Date _____

Full Name Les Binkin

If the referring party is a small business (fewer than 20 employees), estimate the time, in hours and minutes, to complete this form (include your time reading the instructions, working on the questions and obtaining the information and time spent by all employees in collecting and providing this information).

Hours	Minutes
04	00