Environmental Protection Act 1994

Amendment application for an environmental authority for ERA 13A – Commercial cropping and horticulture in the Great Barrier Reef catchment

*This approved form is to be used when applying to amend an environmental authority under sections 222 to 227A of the* Environmental Protection Act 1994 *(EP Act) for an environmentally relevant activity (ERA) 13A – Commercial cropping and horticulture in the Great Barrier Reef catchment, which is prescribed under section 19 of the EP Act.*

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| It is recommended that prior to making this application you make a pre-lodgement meeting with the department to understand what information you need to provide with your application. To book a pre-lodgement meeting please complete and lodge the form “Application for pre-lodgement services” (ESR/2015/1664). If you require additional assistance in providing a response to any part of this form, or have any questions about your application please contact the department by emailing palm@des.qld.gov.au or phoning 1300 130 372 (select option 4). |

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| For applications to the Department of Environment, Science and Innovation, you can apply through Online Services at: <https://business.qld.gov.au/running-business/environment/online-services>.**Note:** For applications to the Department of Environment, Science and Innovation, the only way to pay fees by credit card is by completing the application through Online Services. |

**Only use this application form if you are applying to amend an existing environmental authority (EA) for ERA 13A:**

* The only ERA being applied for is 13A - Commercial cropping and horticulture in the Great Barrier Reef catchment.

**Do not use this application form if you are applying for any of the following reasons:**

* The amendment is to correct a clerical or formal error. If yes, a request should be made in writing directly to the administering authority (no fees apply).
* The amendment is for the holder of the environmental authority to transfer all or part of the environmental authority to a person. If yes, use the form *Request to transfer all or part of an environmental authority (prescribed environmentally relevant activities)* (ESR/2015/1718).
* The application is applying for additional ERAs. If yes, use the application forms for prescribed environmentally relevant activities by contacting the department by emailing palm@des.qld.gov.au or phoning 1300 130 372 (select option 4).

**Privacy statement**

The Department of Environment, Science and Innovation (the Department) is collecting the information on this form in accordance with and as authorised by Chapter 5 of the *Environmental Protection Act 1994* (EP Act). Some of the information may be disclosed to the Department of Resources and Queensland Treasury for the purpose of processing this application.

Pursuant to section 540 of the EP Act, the Department is required to maintain a register of certain documents and information authorised under the EP Act. A copy of this document will be kept on the public register. The register is available for inspection by members of the public who are able take extracts, or copies of the documents from the register. Documents that are required to be kept on the register are published in their entirety, unless alteration is required by the EP Act. There is no general discretion allowing the Department to withhold documents or information required to be kept on the public register. For more information on the Department’s public register, search ‘public register’ at [www.qld.gov.au](http://www.qld.gov.au). For queries about privacy matters please email privacy@des.qld.gov.au or telephone 13 74 68.

**The fields marked with an asterisk \* are mandatory, if they are not completed then your application may be considered not properly made under section 128 of the *Environmental Protection Act 1994*.**

# Payment of fees

You are required to pay an application fee at the time of application.

Lodgement from 1 July 2023 to 30 June 2024. The application fee is\*: **$367.40**

Lodgement from 1 July 2024 onwards, please contact the department for the fee amount.

Please note, where an assessment level decision determines that the application is deemed a major amendment, an additional assessment fee is also payable. The department will notify you of the fee amount and when it is required to be paid.

Please select your payment method for the application fee below:

[ ]  Cheque or money order payable to the Department of Environment, Science and Innovation (enclosed with application form posted to GPO Box number below)

[ ]  For credit card payments you must complete the application using Online Services at <https://business.qld.gov.au/running-business/environment/online-services>

# Applicant details

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| Is there more than one applicant? **\*** | [ ]  No—provide applicant’s details below.[ ]  Yes—provide the principal applicant’s details below and all other applicants’ details in Attachment 1—*“Joint applicants and appointment of principal applicant”* |
| Name - individual or contact person if applicant is an organisation**\***       | Suitable Operator Reference Number\*      |
| Organisation name, including any trading name (**\***if an organisation)       | ABN/ACN (**\***if an organisation)      |
| Residential or registered business address (not a post office box)**\***      | Phone**\***      |
| Postal address (if same as above, write “AS ABOVE”)**\***      | Facsimile      |
| Email      | [ ]  Indicate if you want to receive correspondence via email |

## Nomination of an agent for this application (applicant contact)

I/we nominate the below agent to act on my/our behalf and to receive correspondence relating to this application. For example, a consultant or company preparing the application on the applicant’s behalf. All departmental correspondence relating to the assessment of applications will be directed to the application contact, however, if the application results in the issuing of a relevant authority, the relevant authority will be sent to the applicant.

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| Do you want to nominate an agent for this application?\*[ ]  No → Go to *Question 3*[ ]  Yes → Complete the agent’s details here. |
| Name of agent – individual or contact person if agent is an organisation      |
| Organisation name, including trading name if an organisation      | ABN/ACN (if an organisation)      |
| Postal address       | Phone      |
| Email       | [ ]  Indicate if you do not want to receive correspondence via email |

# Environmental authority number

|  |  |
| --- | --- |
| Environmental authority number for this application?\* |       |

# Major or minor amendment?

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| Is the application for a major or minor amendment?\*Your application is a minor amendment (condition conversion) if you want to convert all conditions of your environmental authority to the standard conditions for the environmentally relevant activities to which the environmental authority relates. By selecting this amendment type you are certifying that you have a complete and thorough understanding of, and can comply with, the ERA Standard (eligibility criteria and standard conditions).For applications other than a minor amendment (condition conversion), the administering authority decides if an application is a minor amendment (threshold) or a major amendment and will send you a notice of the decision. If the application is a major amendment, an assessment fee of **$226.70** is required to be paid. The assessment of your amendment application will not proceed until the assessment fee is paid.No additional assessment fees apply if your application is determined to be a minor amendment. By considering what type of amendment your application is likely to be, you will have a better idea of whether the assessment fee will be payable.For further information see the guideline on Major and minor amendments (ESR/2015/1684) and section 223 of the EP Act. If you have questions regarding whether your amendment will be a minor or major amendment you are encouraged to arrange a pre-lodgement meeting with the administering authority. Only an indication can be given as to whether the proposed changes are likely to be a minor or major amendment, at a pre-lodgement meeting as this decision can only be made when the actual application is submitted. |
| [ ]   | Major amendment |
| [ ]   | Minor amendment (condition conversion)  |
| [ ]   | Minor amendment (threshold) |

# Amendment options

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| Complete this section for all applications, tick all that apply?I would like to amend environmental authority:\* |
| [ ]  | Conditions – includes conversion to standard conditions and variations |
| [ ]  | Locations – removal/addition or activity locations |

# Amend conditions

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| Provide details of (a) condition numbers; (b) proposed change; and (c) justification for the change.[ ]  I HAVE ATTACHED ADDITIONAL DETAILS FOR THIS SECTION:\* |
|       |

# Amend locations

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| Provide details of (a) location; (b) adding or removing; and (c) justification for the change.[ ]  I HAVE ATTACHED DETAILS OF ADDITIONAL LOCATIONS FOR THIS SECTION.\* |

|  |  |  |
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| Street Address (number, street name, suburb, postcode) | Real Property Description (lot on plan(s)) | Add or remove |
|       |       |       |
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# Describe proposed amendment

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| Provide a detailed description of your proposed amendment. Include justification of how your proposed amendment meets the criteria for a major or minor amendment and attach any supporting information to this application. If the amendment is to add or delete a location, provide details below.[ ]  I HAVE ATTACHED ADDITIONAL DETAILS FOR THIS SECTION. \* |
|       |

# Compliance with any eligibility criteria

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| Are there any eligibility criteria for the activity? If so, state whether the ERA will, if the amendment is made, comply with any eligibility criteria for the activity.[ ]  I HAVE ATTACHED ADDITIONAL DETAILS FOR THIS SECTION.\* |
|       |
| Include a declaration (below) that the above statement is correct |
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| I      |
| (INSERT NAME, POSITON AND COMPANY NAME OF PERSON MAKING THE STATEMENT) |

* make the statement by or for the holder of the environmental authority;
* confirm that, to the best of my knowledge, all information provided as part of this statement, including attachments, is true, correct and complete. I am aware that it is an offence under sections 480 and 480A of the *Environmental Protection Act 1994*, to give the administering authority information that I know is false, misleading or incomplete in a material particular;
* confirm that, to the best of my knowledge, this statement, including attachments, does not include false, misleading or incomplete information;
* confirm that, to the best of my knowledge, I have not knowingly failed to reveal any relevant information or document to the administering authority;
* confirm that, to the best of my knowledge, all information provided in this statement, including attachments, address the relevant matters and are factually correct;
* confirm that the opinions expressed in this statement, including attachments, are honestly and reasonably held; and
* understand that all information supplied as part of this statement, including attachments, can be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.
 |
| SIGNATURE\* | DATE\*      |
| Only a person with appropriate environmental expertise and/or experience in planning and executing site operations should sign this statement. This person may be the environmental authority holder, a full-time employee of the environmental authority holder or a consultant to the environmental authority holder. |

# Details of contaminated land

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| Is there a site management plan in effect for contaminated land that relates to the land that is the subject of this application?\*A site management plan, for relevant land, means a plan for managing the environmental harm that may be caused by the hazardous contaminant contaminating the land by applying conditions to the use or development of, or activities carried out on, the land. Activities that may have resulted in a site management plan being relevant to your site include washing out tanks and aircraft used for aerial spraying and livestock dip or spray race operations. Please note this is a mandatory application question, but may not be relevant to your application if the land is not registered on the *environmental management register* (EMR) or *contaminated land register* (CLR). You can search the relevant register for the land through the [Queensland Government’s Property (lot on plan) Searches](https://www.qld.gov.au/housing/buying-owning-home/property-land-valuations/property-search) and access a copy of any current site management plan for that land.  |
| [ ]  No | Go to *Question 8.* |
| [ ]  Yes | Description of land\* |
| Lot and plan number(s) \* | Local Government Area\* |
| Lot      Lot       Lot       Lot        | Plan      Plan       Plan       Plan       |       |

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# Assessment of the environmental impact

You must attach to this application an assessment of the likely impact of the proposed amendment on environmental values.\*

In accordance with section 226A(4) of the EP Act the assessment of the likely impact of the proposed amendment on the environmental values only includes the following matters, and is **only to the extent the matters relate to fine sediment, or dissolved inorganic nitrogen, entering the water of the Great Barrier Reef or Great Barrier Reef catchment waters:**

* a description of the environmental values likely to be affected by each relevant activity
* details of any emissions or releases likely to be generated by each relevant activity
* a description of the risk and likely magnitude of impacts on the environmental values
* details of the management practices proposed to be implemented to prevent or minimise adverse impacts

The guideline: *Applying for an environmentally authority to undertake commercial cropping and horticulture* (ESR/2021/5614) provides additional information regarding minimum information you should provide with your application. The form can be obtained from [www.qld.gov.au](http://www.qld.gov.au) (search for ESR/2021/5614), or by emailing palm@des.qld.gov.au or phoning 1300 130 372 (and selecting option 4).

[ ]  **I have attached an assessment of the environmental impact and specific supporting information**.

# Applicant declaration

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| I declare that:* I am the holder of the environmental authority, or authorised signatory for the holder of the environmental authority.
* If the proposed amendment is made, the relevant activities will continue to comply with the ERA Standard (eligibility criteria and standard conditions) for all eligible ERAs, or where they cannot comply, I have indicated otherwise in my application and provided the required supporting information.
* If the proposed amendment is a minor amendment (condition conversion), I can comply with the ERA Standard (eligibility criteria and standard conditions) for each of the ERAs authorised by the environmental authority.
* The information provided is true and correct to the best of my knowledge. I understand that it is an offence under sections 480 and 480A of *the Environmental Protection Act 1994* to give the administering authority or an authorised person a document containing information that I know is false, misleading or incomplete in a material particular.
* I understand that I am responsible for managing the environmental impacts of these activities, and that approval of this application is not an endorsement by the administering authority of the effectiveness of management practices proposed or implemented.
 |
| Applicant’s full name\*      | Applicant’s position\*      |
| Applicant’s signature\* | Date\*      |
| Where the environmental authority holder is a company, this form must be signed by an authorised person for that company. Where there is more than one holder of the environmental authority, this declaration is to be signed by all holders, unless there is an agreement between all holders that one can sign on behalf of the other(s). |

**Submit your completed application:**

**via email to** palm@des.qld.gov.au **or:**

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| **Post:**Permit and Licence ManagementDepartment of Environment, Science and InnovationGPO Box 2454BRISBANE QLD 4001 |   | **Further information:**[www.business.qld.gov.au](http://www.business.qld.gov.au) Email: palm@des.qld.gov.au Phone: 13 QGOV (13 74 68) |

**Attachment 1**

Joint applicants and appointment of principal applicant

We are joint applicants for this environmental authority application and hereby appoint            as the principal applicant to receive statutory documents relating to this application.

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| Name - individual or contact person if applicant is an organisation\*      | Suitable Operator Reference Number\*       |
| Organisation name, including trading name (\*if an organisation)      | ABN/ACN (\*if an organisation)      |
| Residential or registered business address (not a post office box)\*      | Phone\*      |
| Postal address (if same as above, state “AS ABOVE”) \*      | Facsimile      |
| Email      | [ ]  Indicate if you want to receive correspondence via email |
| Signature\* | Date\*      |

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| Name - individual or contact person if applicant is an organisation\*      | Suitable Operator Reference Number\*      |
| Organisation name including trading name (\*if an organisation)      | ABN/ACN (\*if an organisation)      |
| Residential or registered business address (not a post office box)\*      | Phone\*      |
| Postal address (if same as above, state “AS ABOVE”)\*      | Facsimile      |
| Email      | [ ]  Indicate if you want to receive correspondence via email |
| Signature\* | Date\*      |

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| Name - individual or contact person if applicant is an organisation\*      | Suitable Operator Reference Number\*      |
| Business name including trading name (\*if an organisation)      | ABN/ACN (\*if an organisation)      |
| Residential or registered business address (not a post office box)\*      | Phone\*      |
| Postal address (if same as above, state “AS ABOVE”)\*      | Facsimile      |
| Email      | [ ]  Indicate if you want to receive correspondence via email |
| Signature\* | Date\*      |