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27 May 2016

Mr Barry Broe
Coordinator-General
Department of State Development
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Dear Mr Broe,

REQUEST FOR REASONS – Judicial Review Act 1991 (Qld)

On behalf of the North Queensland Conservation Council, I request a written statement of reasons under section 32 of the *Judicial Review Act 1991* (Qld) ('JRA') for the decision made by you, described below:

Decision on or about 26 April 2016 under section 84E of the *State Development and Public Works Organisation Act 1971* to approve the SDA application for a material change of use for port facilities (coal export terminal and ancillary infrastructure for Abbot Point Terminal 0 Project – Phase 1).

The North Queensland Conservation Council (NQCC) is a *person aggrieved* by the decision for the following reasons:

- (a) NQCC is incorporated (see attached copy of certificate of incorporation).
- (b) NQCC is a peak organization and in the Queensland environmental movement and an umbrella group for smaller environment organisations in North Queensland.
- (c) NQCC at the time of the decision had specific objectives that include the protection or conservation of, or research into, the environment. Such objects, as listed in the attached Rules of Association, include:
 - i. To act as a voice for and promote and protect the values of the

natural environment of north Queensland.

- ii. To work towards protection and rehabilitation of the environment through advocacy and education.
- iii. To work to ensure that resource use in the region occurs in an ecologically sustainable manner and respected species, habitats and the integrity of ecosystems.
- iv. To work with governments to ensure that legislation, regulations, policies and plans are designed and implemented to protect the values of the natural environment of north Queensland.

(d) Since its inception in 1974 NQCC has engaged in a series of activities in Australia and in the state of Queensland towards the research, conservation and protection of the environment and particularly with respect to the Great Barrier Reef and the impacts of port infrastructure and activities. Please see our website, linked in this letter's header.

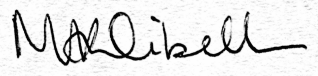
(e) NQCC has engaged in the following activities that are related to the Abbot Point Port:

- (i) Made a submission regarding the Abbot Point Growth Gateway Project Environmental Impact Statement referral (EPBC 2015/7467).
- (ii) Made a submission regarding the Sustainable Port Development Bill 2015.
- (iii) Made a submission about the Proposed Abbot Point Port and Wetland Project at the Port of Abbot Point referral (EPBC 2014/7355).
- (iv) Made a submission about the Proposed Abbot Point Dredging and Onshore Placement of Dredged Material at the Port of Abbot Point referral (EPBC 2014/7356).
- (v) Commenced proceedings to challenge the Federal approval of the plan to dump 3.3 million cubic metres of dredge spoil in the Great Barrier Reef Marine Park to allow for the expansion of the Port of Abbot Point in order to export coal from Carmichael mine.
- (i) Facilitated public engagement events relating to the Abbot Point project such as market stalls and petitions.

NQCC is a regional conservation council representing a region that encompasses Abbot Point. Established in 1974, it covers the area from Cardwell to Bowen and from the Reef to the Northern Territory border. As the peak conservation body in the region, we have a particular interest in the Abbot Point SDA application process and the suite of conservation and environmental issues it involves.

We look forward to receiving the statement in accordance with the provisions of the JRA.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Maree Dibella', is written over a light grey rectangular background.

Maree Dibella
Acting Coordinator