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Development Assessment Division - Planning Group
Department of State Development, Manufacturing, Infrastructure and Planning
Level 13, 1 William Street
BRISBANE QLD 4000

Attention: Darren Brewer

Dear Darren

**WILTON COKING COAL PROJECT
REQUEST FOR PUBLIC NOTIFICATION EXEMPTION UNDER SECTION 34(3) OF THE
REGIONAL PLANNING INTERESTS ACT 2014
Application Number: RPI19-003**

On behalf of Wilton Coking Coal Pty Ltd and in relation to an application sought for a Regional Interests Development Approval (RIDA) (Application Number: RPI19-003), SLR Consulting Australia Pty Ltd (SLR) on behalf of Wilton Coking Coal Pty Ltd, seeks to utilise Section 34(3) of the *Regional Planning Interests Act 2014* (RPI Act) to obtain an exemption from the Chief Executive for public notification requirements of the RPI Act for the Wilton Coking Coal Project.

Wilton Coking Coal Pty Ltd is currently finalising project approvals for the Wilton Coking Coal Project. As a requirement under various legislative frameworks, public notification was successfully undertaken for the project as detailed below.

- *Mineral Resources Act 1989* section 252
ML700029 and ML700029
Notification period: 19 March 2019 to 17 May 2019.
- *Environmental Protection Act 1994* section 152
Environmental Authority application AR108598
Notification period: 23 March 2019 to 19 April 2019
- *Environment Protection and Biodiversity Conservation Act 1999*
EPBC Referral Number 2019/8431
Notification period: 12 April 2019 to 26 April 2019
- The notification documents are publicly available at:
<https://environment.des.qld.gov.au/management/non-mining/current-ea-applications.html> (EA Application)
<http://epbcnotices.environment.gov.au/referralslist/> (EPBC Referral)
<https://www.futuraresources.com.au/announcements> (EA Application and ML Application documents)

Further to the above public notifications, it is also noted that RIDA RPI19-003 is not in relation to a Priority Living Area and therefore public notification is not required under section 13(1) of the RPI Act. Additionally, Wilton Coking Coal Pty Ltd currently holds compensation agreement with the land owner to undertake land disturbance activities on lands associated with Mining Leases 700028 and 700029.

With the above public notifications having been carried out, one objection was received from an adjacent land holder, not being the direct land holder this RIDA is the subject of. This objection has since been withdrawn and a compensation agreement signed between the proponent and the landholder. It is not envisaged that the RIDA would impact on this land holder.

With the above notifications having been carried out, Wilton Coking Coal Pty Ltd requests that the Chief Executive grant an exemption from public notification requirements of the RPI Act for RIDA application RPI19-003.

Yours sincerely



DAMIEN TAYLOR

Principal – Environmental & Social Impact Assessment