

Queensland

State Development and Public Works Organisation Act 1971

State Development and Public Works Organisation Regulation 2020

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Queensland

State Development and Public Works Organisation Regulation 2020

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State Development and Public Works Organisation Regulation 2020

Part 1 Preliminary

1 Short title

This regulation may be cited as the *State Development and Public Works Organisation Regulation 2020*.

2 Commencement

This regulation commences on 2 September 2020.

2A References to department's website

A reference in this regulation to the department's website is taken to include a reference to the website of the Coordinator-General.

Part 2 Environmental coordination

3 Application of part

(1) This part applies in relation to a project if—

(a) the project is declared, under section 26 of the Act, to be a coordinated project; and

(b) either—

(i) the Commonwealth Minister decides under the Commonwealth Environment Act, section 87, that the approach for assessing the relevant impacts of the project is assessment by an accredited assessment process and gives notice of the decision under section 91 of that Act; or

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(ii) the relevant impacts of the project are to be assessed under a bilateral agreement; and

(c) part 4A of the Act does not apply in relation to the project.

(2) For subsection (1)(b), it does not matter—

(a) whether the Commonwealth Minister's decision mentioned in subsection (1)(b)(i) is made, or the notice of the decision is given, before or after the project is declared as mentioned in subsection (1)(a); or

(b) whether the requirement for the assessment mentioned in subsection (1)(b)(ii) arises before or after the project is declared as mentioned in subsection (1)(a).

(3) In this section—

bilateral agreement has the meaning given by the Commonwealth Environment Act, section 45(2).

4 Definitions for part

In this part—

designated proponent, of a project, means the person designated, under the Commonwealth Environment Act, section 75(3), as proponent of the action the subject of the project.

EIS process means the process under part 4, division 3, subdivision 1 of the Act for a coordinated project.

IAR process means the process under part 4, division 3, subdivision 2 of the Act for a coordinated project.

relevant impacts has the meaning given by the Commonwealth Environment Act, section 82.

5 Particular steps or actions taken to have complied with part

(1) This section applies if a step or action is taken in the EIS process or IAR process for a project—

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(a) after the project is declared, under section 26 of the Act, to be a coordinated project; but

(b) before both of the actions mentioned in section 3(1)(b)(i) happen.

(2) The step or action is taken to have complied with this part to the extent the step or action, if it had been taken after both of the actions mentioned in section 3(1)(b)(i) had happened, would have complied with this part.

6 Requirements for public notification

(1) This section applies to the following—

(a) public notification by the Coordinator-General under section 29(1)(b) of the Act;

(b) public notification of a draft EIS under section 33(1) of the Act;

(c) public notification of additional information under section 33(1) of the Act, as applied under section 34C(3)(a) of the Act;

(d) public notification of a draft IAR under section 33(1) of the Act, as applied under section 34H(2) of the Act;

(e) public notification of a revised draft IAR under section 33(1) of the Act, as applied under section 34K(3)(a) of the Act.

(2) The public notification must state each of the following—

(a) the project's title;

(b) the proponent's full name;

(c) the name of the entity intending to take the action the subject of the project;

(d) if the proponent and the designated proponent are not the same entity—the designated proponent's full name;

(e) a brief description of the project;

(f) the location of the project;

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(g) the matters for the project that are protected by a provision of the Commonwealth Environment Act, part 3, as mentioned in section 34 of that Act.

(3) The public notification must be published—

(a) in a newspaper circulating throughout Australia; or

(b) in each State, in a newspaper circulating generally in the State.

7 Requirements for content of EIS or IAR

An EIS or IAR for a project must address the matters mentioned in schedule 1.

8 Minimum submission period for draft EIS or draft IAR

The submission period set by the Coordinator-General for a draft EIS or draft IAR must be at least 28 days starting on the day after—

(a) for a draft EIS—the day it is publicly notified under section 33(1) of the Act; or

(b) for a draft IAR—the day it is publicly notified under section 33(1) of the Act, as applied under section 34H(2) of the Act.

9 Coordinator-General's report

(1) A report under section 34D(2) or 34L(2) of the Act must contain the following matters—

(a) a description of—

(i) the project; and

(ii) the places affected by the project; and

(iii) the controlling provisions for the project;

(b) a summary of the project's relevant impacts;

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(c) a description of feasible mitigation measures, or changes to the project or procedures, proposed by the proponent or suggested in relevant submissions, to prevent or minimise the project's relevant impacts;

(d) to the extent practicable, a description of feasible alternatives to the project identified in the EIS process or IAR process for the project, and the likely impact of the alternatives on matters of national environmental significance;

(e) a statement of conditions of approval for the project that may be imposed to address impacts, identified in the EIS process or IAR process for the project, on matters of national environmental significance;

(f) a statement of requirements for, and conditions of, approval applying, or proposed to apply, to the project when the report is prepared, including a description of the monitoring, enforcement and review procedures applying, or proposed to apply, to the project.

(2) After completing the report, the Coordinator-General must give a copy of it to the Commonwealth Minister.

(3) In this section—

controlling provision, for a project, means a provision of the Commonwealth Environment Act, part 3 that is decided by the Commonwealth Minister, under part 7, division 2 of that Act, as a controlling provision for the action the subject of the project.

matter of national environmental significance means a matter protected by a provision of the Commonwealth Environment Act, part 3, division 1, as mentioned in section 34 of that Act.

relevant submission means a properly made submission, or a submission accepted by the Coordinator-General under—

(a) for a draft EIS—section 34 of the Act; or

(b) for a draft IAR—section 34 of the Act, as applied under section 34H(3) of the Act.

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Part 3 Assessment and approval of particular coordinated projects under bilateral agreement

Editor's note—

On the commencement, a bilateral agreement of the type mentioned in section 54H(1)(a) of the Act had not been made under the Commonwealth Environment Act.

10 Information required for draft protected matters report—Act, s 54P

For section 54P(3)(a) of the Act, the information required is stated in schedule 2.

11 Notification requirements for draft protected matters report and amendment application—Act, ss 54Q and 54ZB

(1) For sections 54Q(4)(b) and 54ZB(2)(b) of the Act, the requirements stated in subsections (2) and (3) are prescribed.

(2) The notification must state the following—

(a) the project's title;

(b) the proponent's full name;

(c) a brief description of the project;

(d) the location of the project.

(3) The notification must be published—

(a) in a newspaper circulating throughout Australia; or

(b) in each State, in a newspaper circulating generally in the State.

(4) For sections 54Q(4)(d) and 54ZB(2)(d) of the Act, the minimum period prescribed is 28 days starting on the day after the day of notification.

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12 Coordinator-General must publish particular documents

(1) The Coordinator-General must publish the following documents on the department's website—

(a) an application made under section 54K of the Act for a bilateral project declaration;

(b) a draft protected matters report notified under section 54Q of the Act;

(c) a final protected matters report given under section 54R of the Act;

(d) a notice given under section 54X of the Act;

(e) an assessment report given under section 54X of the Act;

(f) an environmental approval issued under section 54Y of the Act;

(g) an amendment application made under section 54Z of the Act;

(h) a notice given under section 54ZD of the Act;

(i) an amended environmental approval issued under section 54ZE of the Act.

(2) The document must be published—

(a) if the document is a draft protected matters report—during the submission period, under section 54Q(4)(d) of the Act, for the coordinated project to which the report relates; or

(b) otherwise—as soon as practicable after the application is made, or the document is given or issued, under the Act.

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Part 4 Planned development

Division 1 Gold Coast University Hospital Project

13 Definitions for division

In this division—

Gold Coast University Hospital facilities means the Gold Coast University Hospital facilities described in the project report.

Gold Coast University Hospital facilities works means the project works of that name described in the project report and comprising works reasonably connected with, or incidental to, the construction of the Gold Coast University Hospital facilities.

preliminary works means the project works comprising early incidental works, land purchasing, surveys, investigations, planning and preparation of detailed designs.

project report means the Coordinator-General's report of August 2008 called 'Gold Coast University Hospital Second Project Report' held by the Coordinator-General and published on the department's website.

project works means the works reasonably connected with, or incidental to, the construction of the Gold Coast University Hospital Project described in the project report.

14 Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the following works—

(a) the preliminary works;

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(b) the Gold Coast University Hospital facilities works.

Division 2 Works for Fitzroy to Gladstone pipeline

15 Definitions for division

In this division—

investigation area means the area shown as the proposed corridor investigation area on the map series of 17 November 2007 that—

(a) is called 'Proposed Investigation Area for Fitzroy to Gladstone Pipeline'; and

(b) is held by the department; and

(c) is available for inspection by members of the public during office hours at the department's head office.

pipeline investigations means the following works reasonably connected with the proposed construction of a pipeline for carrying water between the Fitzroy River and Gladstone—

(a) investigations to determine the engineering feasibility of constructing the pipeline, including, for example, the drilling of test pits and boreholes;

(b) surveys of flora and fauna;

(c) surveys of soil and water quality;

(d) surveys of cultural heritage;

(e) valuations of land;

(f) surveys of land and watercourses.

water board means Gladstone Area Water Board ABN 88 409 667 181.

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16 Water board directed to undertake particular works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

(2) The water board must undertake the pipeline investigations in the investigation area.

Division 3 Wyaralong water treatment plant and Cedar Grove and Karawatha inter-connectors

17 Definitions for division

In this division—

Cedar Grove and Karawatha inter-connector project works means works reasonably connected with, or incidental to—

(a) carrying out early incidental works, land purchasing, surveys, planning and proposed investigations for pipelines connecting the Wyaralong water treatment plant to the South East Queensland Water Grid, specifically the southern regional water pipeline and the Kuraby reservoir; or

(b) the construction of the pipelines.

project works means—

(a) Cedar Grove and Karawatha inter-connector project works; or

(b) Wyaralong water treatment plant project works.

Queensland Bulk Water Supply Authority means the Queensland Bulk Water Supply Authority (ABN 75 450 239 876) continued in existence under the *South East Queensland Water (Restructuring) Act 2007*, section 6.

reserved works, in relation to each of the project works, means the parts of the works that, in the circumstances, can be carried out only with the exercise of a power the Coordinator-General may exercise under the Act only for or

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in connection with works undertaken by the Coordinator-General.

Wyaralong water treatment plant means the proposed water treatment plant at Wyaralong to process water extracted from Wyaralong Dam and the Logan River system.

Wyaralong water treatment plant project works means works reasonably connected with, or incidental to—

(a) carrying out early incidental works, land purchasing, surveys, planning and investigations for the Wyaralong water treatment plant; or

(b) the construction of the Wyaralong water treatment plant.

18 Queensland Bulk Water Supply Authority directed to undertake particular Wyaralong water treatment plant project works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

(2) The Queensland Bulk Water Supply Authority must undertake all parts of the Wyaralong water treatment plant project works that are not reserved works.

19 Queensland Bulk Water Supply Authority directed to undertake particular Cedar Grove and Karawatha inter-connector project works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

(2) The Queensland Bulk Water Supply Authority must undertake all parts of the Cedar Grove and Karawatha inter-connector project works that are not reserved works.

20 Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the reserved works.

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Division 4 Building Future Schools Fund Project

21 Definitions for division

In this division—

Building Future Schools Fund Project means the project of that name described in the project report.

facilitation works means the following works—

(a) works to secure tenure for the Building Future Schools Fund Project;

(b) works to secure access to land, including for investigations and temporary works, for the Building Future Schools Fund Project;

(c) works reasonably connected with, or incidental to, carrying out the works mentioned in paragraph (a) or (b), including, for example, opening, closing or otherwise rearranging roads.

project report means the report of November 2018, prepared by the Coordinator-General, called 'Building Future Schools Fund Project Report' and published on the department's website.

22 Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the facilitation works.

Division 5 Rookwood Weir Project

23 Definitions for division

In this division—

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facilitation works means the following works—

(a) works to secure tenure for the Rookwood Weir Project;

(b) works to secure access to land, including for investigations and temporary works, for the Rookwood Weir Project;

(c) works reasonably connected with, or incidental to, carrying out the works mentioned in paragraph (a) or (b), including, for example, opening, closing or otherwise rearranging roads.

project report means the report of November 2018, prepared by the Coordinator-General, called 'Rookwood Weir Project Report' and published on the department's website.

Rookwood Weir Project means the project of that name described in the project report.

24 Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the facilitation works.

Division 6 New Performing Arts Venue project

25 Definitions for division

In this division—

facilitation works means the following works—

(a) works to secure access to land, including for investigations and temporary works, for the New Performing Arts Venue project;

(b) works reasonably connected with, or incidental to, the works mentioned in paragraph (a), including, for

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example, opening, closing or otherwise rearranging roads.

New Performing Arts Venue project means the project of that name described in the project report.

project report means the report of January 2020, prepared by the Coordinator-General, called 'Queensland Performing Arts Centre Extension—New Performing Arts Venue' and published on the department's website.

26 Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the facilitation works.

Division 7 Cairns Convention Centre Expansion project

27 Definitions for division

In this division—

Cairns Convention Centre Expansion project means the project of that name described in the project report.

facilitation works means the following works—

(a) opening, closing or otherwise rearranging roads for the Cairns Convention Centre Expansion project;

(b) works reasonably connected with, or incidental to, carrying out the works mentioned in paragraph (a).

project report means the report of April 2020, prepared by the Coordinator-General, called 'Cairns Convention Centre Expansion Project—Road Closure' and published on the department's website.

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28 Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the facilitation works.

Division 8 Currumbin Eco Parkland project

28A Definitions for division

In this division—

Currumbin Eco Parkland project means the project of that name described in the project report.

MEDQ see the *Economic Development Act 2012*, section 8(1).

project report means the report of June 2021, prepared by the Coordinator-General, called 'Currumbin Eco Parkland Project Report' and published on the department's website.

project works means the works reasonably connected with, or incidental to, the investigation, planning and construction of the Currumbin Eco Parkland project.

reserved works, in relation to the project works, means the parts of the works that, in the circumstances, can be carried out only with the exercise of a power the Coordinator-General may exercise under the Act only for or in connection with works undertaken by the Coordinator-General.

28AA MEDQ directed to undertake particular works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

(2) MEDQ must undertake all parts of the project works that are not reserved works.

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28AB Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the reserved works.

Division 9 Far North Queensland Health and Innovation Precinct project

28AC Definitions for division

In this division—

Cairns and Hinterland Hospital and Health Service means the Cairns and Hinterland Hospital and Health Service as continued under the *Hospital and Health Boards Regulation 2023*, section 4.

Far North Queensland Health and Innovation Precinct project means the project of that name described in the project report.

project report means the report of June 2021, prepared by the Coordinator-General, called 'Far North Queensland Health and Innovation Precinct project' and published on the department's website.

project works means the works reasonably connected with, or incidental to, the investigation, planning and construction of the Far North Queensland Health and Innovation Precinct project.

reserved works, in relation to the project works, means the parts of the works that, in the circumstances, can be carried out only with the exercise of a power the Coordinator-General may exercise under the Act only for or in connection with works undertaken by the Coordinator-General.

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28AD Cairns and Hinterland Hospital and Health Service directed to undertake particular works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

(2) The Cairns and Hinterland Hospital and Health Service must undertake all parts of the project works that are not reserved works.

28AE Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the reserved works.

Division 10 Toowoomba to Warwick Water Pipeline project

28AF Definitions for division

In this division—

project report means the report of June 2021, prepared by the Coordinator-General, called 'Toowoomba to Warwick Water Pipeline Project' and published on the department's website.

project works means the works reasonably connected with, or incidental to, the investigation and planning of the Toowoomba to Warwick Water Pipeline project.

Queensland Bulk Water Supply Authority means the Queensland Bulk Water Supply Authority (ABN 75 450 239 876) continued in existence under the *South East Queensland Water (Restructuring) Act 2007*, section 6.

reserved works, in relation to the project works, means the parts of the works that, in the circumstances, can be carried out only with the exercise of a power the Coordinator-General may exercise under the Act only for or in connection with works undertaken by the Coordinator-General.

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Toowoomba to Warwick Water Pipeline project means the project of that name described in the project report.

28AG Queensland Bulk Water Supply Authority directed to undertake particular works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

(2) The Queensland Bulk Water Supply Authority must undertake all parts of the project works that are not reserved works.

28AH Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the reserved works.

Division 11 Workers accommodation for Borumba Pumped Hydro Energy Storage Project Exploratory Works

28AI Definitions for division

In this division—

exploratory works means the works described in the project report as the Borumba Pumped Hydro Energy Storage Project exploratory works.

project report means the report of July 2023, prepared by the Coordinator-General, called 'Borumba Pumped Hydro Energy Storage Project Exploratory Works - Temporary Workers Accommodation Camps Project Report' and published on the department's website.

project works means the works reasonably connected with, or incidental to, the construction, operation and decommissioning of temporary workers accommodation camps for workers carrying out the exploratory works.

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Queensland Hydro means Queensland Hydro Pty Ltd ACN 661 444 515.

reserved works means the works reasonably connected with, or incidental to the following works—

(a) works comprising the opening, closing or rearranging of roads as reasonably required to facilitate access for the carrying out of the project works;

(b) works reasonably required to support the project works that, in the circumstances, can be carried out only with the exercise of a power the Coordinator-General may exercise under the Act.

temporary workers accommodation camps means the temporary workers accommodation camps described in the project report.

28AJ Queensland Hydro directed to undertake particular works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

(2) Queensland Hydro must undertake the project works.

28AK Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the reserved works.

Division 12 Strategic assessment for Julia Creek–Richmond Critical Minerals Zone Water Delivery Options

28AL Definitions for division

In this division—

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project report means the report of October 2023, prepared by the Coordinator-General, called 'Julia Creek/Richmond Critical Minerals Zone Water Delivery Options Project Report' and published on the department's website.

project works means the works reasonably connected with, or incidental to, the development of a strategic assessment for the Julia Creek/Richmond Critical Minerals Zone Water Delivery Options described in the project report.

SunWater means SunWater Limited ACN 131 034 985.

28AM SunWater directed to undertake particular works within particular time—Act, ss 100 and 102

(1) Subsection (2) is a direction for section 100 of the Act.

(2) SunWater must undertake the project works.

(3) For section 102(a) of the Act, SunWater must complete the project works by 30 June 2024.

Division 13 CopperString 2032 Workers Accommodation Camps

28AN Definitions for division

In this division—

CopperString 2032 workers accommodation camps means the workers accommodation camps described in the project report.

facilitation works means the works reasonably connected with, or incidental to, the following works—

(a) works to secure tenure for the CopperString 2032 workers accommodation camps;

(b) works reasonably required to secure access to land for the purpose of carrying out the project works, including for investigations and temporary works;

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(c) works comprising the opening, closing or rearranging of roads as reasonably required for carrying out the project works.

Powerlink Queensland means Queensland Electricity Transmission Corporation Limited ACN 078 849 233.

project report means the report of May 2024, prepared by the Coordinator-General, called 'CopperString 2032 Workers Accommodation Camps – Hughenden, Julia Creek and Richmond' and published on the department's website.

project works means the works reasonably connected with, or incidental to, the construction of the CopperString 2032 workers accommodation camps.

28AO Powerlink Queensland directed to undertake particular works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

(2) Powerlink Queensland must undertake the project works.

28AP Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the facilitation works.

Division 14 Toowoomba to Warwick Water Pipeline project (construction and commissioning)

28AQ Definitions for division

In this division—

project report means the report of May 2024, prepared by the Coordinator-General, called 'Toowoomba to Warwick Water

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Pipeline Project (construction and commissioning)' and published on the department's website.

project works means the works reasonably connected with, or incidental to, the construction and commissioning of the Toowoomba to Warwick Water Pipeline project.

Queensland Bulk Water Supply Authority means the Queensland Bulk Water Supply Authority ABN 75 450 239 876 continued in existence under the *South East Queensland Water (Restructuring) Act 2007*, section 6.

reserved works, in relation to the project works, means the parts of the works that, in the circumstances, can be carried out only with the exercise of a power the Coordinator-General may exercise under the Act only for or in connection with works undertaken by the Coordinator-General.

Toowoomba to Warwick Water Pipeline project means the project of that name described in the project report.

28AR Queensland Bulk Water Supply Authority directed to undertake particular works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

(2) The Queensland Bulk Water Supply Authority must undertake all parts of the project works that are not reserved works.

28AS Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the reserved works.

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Division 15 Borumba Pumped Hydro Energy Storage Project Exploratory Works

28AT Definitions for division

In this division—

exploratory works means the works described in the project report as the Borumba Pumped Hydro Energy Storage Project Exploratory Works.

facilitation works means the following works—

(a) the parts of the project works that may be carried out with the exercise of a power the Coordinator-General may exercise under the Act;

(b) other works reasonably required to support the project works that may be carried out with the exercise of a power the Coordinator-General may exercise under the Act only for, or in connection with, works undertaken by the Coordinator-General.

project report means the report of August 2024, prepared by the Coordinator-General, called 'Borumba Pumped Hydro Energy Storage Project Exploratory Works – Geotechnical and Investigations' and published on the department's website.

project works means the works reasonably connected with, or incidental to, carrying out the part of the exploratory works described in the project report as the Project Works.

Queensland Hydro means Queensland Hydro Pty Ltd ACN 661 444 515.

28AU Queensland Hydro directed to undertake particular works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

(2) Queensland Hydro must undertake all parts of the project works that are not facilitation works.

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28AV Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the facilitation works.

Division 16 Paradise Dam Improvement Project—Early Works

28AW Definitions for division

In this division—

facilitation works means the following works—

(a) the parts of the project works that may be carried out with the exercise of a power the Coordinator-General may exercise under the Act;

(b) other works reasonably required to support the project works that may be carried out with the exercise of a power the Coordinator-General may exercise under the Act only for, or in connection with, works undertaken by the Coordinator-General.

project report means the report of April 2025, prepared by the Coordinator-General, called 'Paradise Dam Improvement Project – Early Works' and published on the department's website.

project works means the works reasonably connected with, or incidental to, carrying out the works described in the project report as the Early Works.

Sunwater means Sunwater Limited ACN 131 034 985.

28AX Sunwater directed to undertake particular works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

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(2) Sunwater must undertake all parts of the project works that are not facilitation works.

28AY Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the facilitation works.

Division 17 Bribie Island Breakthrough Emergency Works

28AZ Definitions for division

In this division—

project report means the report of July 2025, prepared by the Coordinator-General, called 'Bribie Island Breakthrough Emergency Works' and published on the department's website.

project works means the works reasonably connected with, or incidental to, carrying out the works described in the project report as the project works.

28B Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the project works.

(3) This section does not limit, and is not limited by, section 28BA.

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28BA Particular works on foreshore and under waters—Act, s 140

(1) For section 140(1) of the Act, the Coordinator-General is authorised to undertake the project works in, on, over, through or across—

(a) the foreshore of Bribie Island, Caloundra, Golden Beach or Pelican Waters; or

(b) land lying under the waters of Moreton Bay that are Queensland waters.

(2) For section 140(1)(a) of the Act, the Coordinator-General is authorised—

(a) to take sand, stone, gravel or other material from the foreshore or land mentioned in subsection (1); and

(b) to use the sand, stone, gravel or other material taken under paragraph (a) for the project works.

(3) Subsection (4) is a direction for section 140(1)(b) of the Act.

(4) The taking and use of the sand, stone, gravel or other material under subsection (2) for the project works is accepted development under the Planning Act.

Division 18 Barlil Weir Project and Cooranga Weir Project—Investigation Works

28BB Definitions for division

In this division—

project report means the report of October 2025, prepared by the Coordinator-General, called 'Barlil Weir Project and Cooranga Weir Project – Investigation Works' and published on the department's website.

project works means the works reasonably connected with, or incidental to, carrying out the works described in the project report as the Investigation Works.

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reserved works means the parts of the project works relating to securing access to land that, in the circumstances, can be carried out only with the exercise of a power the Coordinator-General may exercise under the Act for or in connection with works undertaken by the Coordinator-General.

Sunwater means Sunwater Limited ACN 131 034 985.

28BC Sunwater directed to undertake particular works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

(2) Sunwater must undertake all parts of the project works that are not reserved works.

28BD Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the reserved works.

Division 19 Taroom Trough Development Plan Works

28BE Definitions for division

In this division—

project report means the report of April 2026, prepared by the Coordinator-General, called 'Taroom Trough Development Plan Works' and published on the department's website.

project works means the works reasonably connected with, or incidental to, the preparation of the Taroom Trough Development Plan.

Taroom Trough Development Plan means the plan of that name described in the project report.

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28BF Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the project works.

Division 20 Northern Pipeline Interconnector Stage 3 Project—Investigation Works

28BG Definitions for division

In this division—

project report means the report of June 2026, prepared by the Coordinator-General, called 'Northern Pipeline Interconnector Stage 3 Project – Investigation Works' and published on the department's website.

project works means the works reasonably connected with, or incidental to, carrying out the works described in the project report as the investigation works.

Queensland Bulk Water Supply Authority means the Queensland Bulk Water Supply Authority ABN 75 450 239 876 continued in existence under the *South East Queensland Water (Restructuring) Act 2007*, section 6.

reserved works means the parts of the project works relating to securing access to land that, in the circumstances, can be carried out only with the exercise of a power the Coordinator-General may exercise under the Act for or in connection with works undertaken by the Coordinator-General.

28BH Queensland Bulk Water Supply Authority directed to undertake particular works—Act, s 100

(1) Subsection (2) is a direction for section 100 of the Act.

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(2) Queensland Bulk Water Supply Authority must undertake all parts of the project works that are not reserved works.

28BI Coordinator-General directed to undertake particular works—Act, s 109

(1) Subsection (2) is a direction for section 109 of the Act.

(2) The Coordinator-General must undertake the reserved works.

Part 5 Fees

29 Fees

(1) The fees payable under part 4 of the Act are stated in schedule 3.

(2) The fees payable under part 4A of the Act are stated in schedule 4.

(3) The fees payable under part 6, division 1 of the Act are stated in schedule 5.

(4) The fees payable under part 6, division 7 of the Act are stated in schedule 6.

(5) The fees payable under part 6A of the Act are stated in schedule 7.

30 Refund of fees

The Coordinator-General may refund all or part of a fee paid for an application or request under the Act if the Coordinator-General considers the refund is reasonable having regard to—

(a) the stage reached of the assessment process for the application or request; or

(b) any other relevant matter.

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Part 6 Transitional provision

31 Things done before commencement under particular directions for Act, ss 100 and 109

(1) This section applies if, before the commencement, a thing was done under a direction given under a provision of the expired regulation (the ***former provision***) stated in column 1 of the table.

Column 1 Former provision	Column 2 Provision of this regulation
section 15	section 14
section 17	section 16
section 27	section 18
section 28	section 19
section 29	section 20
section 31B	section 22
section 31D	section 24
section 31F	section 26
section 31H	section 28

(2) The thing is taken to have been done under the direction given under the provision of this regulation stated opposite the former provision in column 2 of the table in subsection (1).

(3) In this section—

direction means a direction for section 100 or 109 of the Act.

expired regulation means the expired *State Development and Public Works Organisation Regulation 2010*.

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Schedule 1 Matters to be addressed by EIS and IAR

section 7

1 Definitions for schedule

In this schedule—

controlling provision, for a project, see section 9(3) of this regulation.

designated proponent, of a project, see section 4 of this regulation.

relevant impacts see section 4 of this regulation.

2 General information

The EIS or IAR must include information about the background of the project, including the following—

(a) the project's title;

(b) the designated proponent's full name and postal address;

(c) a clear outline of the project's objective;

(d) the project's location;

(e) the background to the project's development;

(f) how the project relates to any other actions, of which the proponent should reasonably be aware, that have been, or are being, taken or that have been approved in the area affected by the project;

(g) the project's current status;

(h) the consequences of not proceeding with the project.

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3 Description

The EIS or IAR must include information that describes the project, including the following information—

(a) the project's components;

(b) the precise location of works to be undertaken, structures to be built or components of the project that may have relevant impacts;

(c) how the works are to be undertaken and design parameters for aspects of the structures, or components, of the project that may have relevant impacts;

(d) the project's relevant impacts;

(e) proposed safeguards and mitigation measures for dealing with the project's relevant impacts;

(f) any other requirements for, or conditions of, approval applying, or that the proponent reasonably believes are likely to apply, to the project;

(g) to the extent reasonably practicable, any feasible alternatives to the project, including—

(i) if relevant, the alternative of not proceeding with the project; and

(ii) a comparative description of the impacts of each alternative on the matters protected by the controlling provisions for the project; and

(iii) sufficient detail to clarify why any alternative is preferred to another;

(h) any consultation about the project, including—

(i) consultation taken and any documented response to, or result of, the consultation; and

(ii) proposed consultation about the project's relevant impacts;

(i) an identification of affected persons, including a statement mentioning any communities that may be affected and describing the communities' views.

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4 Relevant impacts

Information given under section 3(d) must include the following—

(a) a description of the project's relevant impacts;

(b) a detailed assessment of the nature and extent of the likely short-term and long-term relevant impacts;

(c) a statement about whether any relevant impacts are likely to be unknown, unpredictable or irreversible;

(d) an analysis of the significance of the relevant impacts;

(e) any technical data and other information used or needed to make a detailed assessment of the relevant impacts.

5 Proposed safeguards and mitigation measures

Information given under section 3(e) must include the following—

(a) for each of the mitigation measures for dealing with the project's relevant impacts—

(i) a description of the measure; and

(ii) an assessment of the expected or predicted effectiveness of the measure;

(b) any statutory or policy basis for the mitigation measures;

(c) the cost of the mitigation measures;

(d) an outline of an environmental management plan setting out the framework for continuing management, mitigation and monitoring programs for the project's relevant impacts, including any provision for independent environmental auditing;

(e) the name of the entity responsible for endorsing or approving each mitigation measure or monitoring program;

(f) a consolidated list of mitigation measures proposed to be undertaken to prevent, minimise or compensate for

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the project's relevant impacts, including measures proposed to be undertaken by the State, a local government or the proponent.

6 Other approvals and conditions

(1) Information given under section 3(f) must include the following—

(a) details of any planning instrument under the Planning Act dealing with the project, including—

(i) what environmental assessment of the project has been, or is being, carried out under the planning instrument; and

(ii) how the planning instrument provides for preventing, minimising and managing the project's relevant impacts;

(b) a description of any approval, other than the Commonwealth approval, obtained from a State or Commonwealth entity, including any approval conditions applying to the project;

(c) a statement identifying any other required approval, other than the Commonwealth approval;

(d) a description of the monitoring, enforcement and review procedures applying, or proposed to apply, to the project.

(2) In this section—

Commonwealth approval means the Commonwealth Minister's approval of the action the subject of the project under the Commonwealth Environment Act, part 9.

7 Proponent's environmental record

(1) The EIS or IAR must include details of any proceeding under a law of the Commonwealth or a State for the protection of the environment or the conservation and sustainable use of natural resources (an ***environmental law***) against—

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(a) the proponent; or

(b) the applicant for any permit under an environmental law for the project.

(2) If the proponent is a corporation, the EIS or IAR must include details of the corporation's environmental policy and planning framework.

8 Information sources

The EIS or IAR must state the following about information given in the EIS or IAR—

(a) the source of the information;

(b) how recent the information is;

(c) how the reliability of the information was tested;

(d) any uncertainties in the information.

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Schedule 2 Information to be included in draft protected matters report

section 10

1 Definition for schedule

In this schedule—

relevant environmental impacts, of a coordinated project, means the impacts the project has, will have, or is likely to have, on a matter protected by a specified provision.

2 General information

The draft protected matters report must include information about the background of the project, including the following—

(a) the project's title;

(b) the proponent's full name and postal address;

(c) a clear outline of the project's objective;

(d) the project's location;

(e) the background to the project's development;

(f) how the project relates to any other actions, of which the proponent should reasonably be aware, that have been, or are being, taken or that have been approved in the area affected by the project;

(g) the project's current status;

(h) the consequences of not proceeding with the project.

3 Description

The draft protected matters report must include information that describes the project, including the following—

(a) the project's components;

(b) the precise location of works to be undertaken, structures to be built or components of the project that may have relevant environmental impacts;

(c) how the works are to be undertaken and design parameters for aspects of the structures, or components, of the project that may have relevant environmental impacts;

(d) the project's relevant environmental impacts;

(e) proposed safeguards and mitigation measures for dealing with the project's relevant environmental impacts;

(f) any other requirements for, or conditions of, approval applying, or that the proponent reasonably believes are likely to apply, to the project;

(g) economic and social matters that have arisen, or will or are likely to arise, from the project being undertaken;

(h) to the extent reasonably practicable, any feasible alternatives to the project, including—

(i) if relevant, the alternative of not proceeding with the project; and

(ii) a comparative description of the impacts of each alternative on the matters protected by specified provisions for the project; and

(iii) sufficient detail to clarify why any alternative is preferred to another;

(i) any consultation about the project, including—

(i) consultation taken and any documented response to, or result of, the consultation; and

(ii) proposed consultation about the project's relevant environmental impacts;

(j) an identification of affected persons, including a statement mentioning any communities that may be affected and describing the communities' views.

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4 Relevant environmental impacts

Information given under section 3(d) must include the following—

(a) a description of the project's relevant environmental impacts;

(b) a detailed assessment of the nature and extent of the likely short-term and long-term relevant environmental impacts;

(c) a statement about whether any relevant environmental impacts are likely to be unknown, unpredictable or irreversible;

(d) an analysis of the significance of the relevant environmental impacts;

(e) any technical data and other information used or needed to make a detailed assessment of the relevant environmental impacts.

5 Proposed safeguards and mitigation measures

Information given under section 3(e) must include the following—

(a) for each of the mitigation measures for dealing with the project's relevant environmental impacts—

(i) a description of the measure; and

(ii) an assessment of the expected or predicted effectiveness of the measure;

(b) any statutory or policy basis for the mitigation measures;

(c) the cost of the mitigation measures;

(d) an outline of an environmental management plan setting out the framework for continuing management, mitigation and monitoring programs for the project's relevant environmental impacts, including any provision for independent environmental auditing;

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(e) the name of the entity responsible for endorsing or approving each mitigation measure or monitoring program;

(f) a consolidated list of mitigation measures proposed to be undertaken to prevent, minimise or compensate for the project's relevant environmental impacts, including measures proposed to be undertaken by the State, a local government or the proponent.

6 Other approvals and conditions

Information given under section 3(f) must include the following—

(a) details of Commonwealth or State policies, guidelines or other instruments that are relevant to the relevant environmental impacts;

(b) a description of any approval obtained from a Commonwealth or State entity, including any approval conditions applying to the project;

(c) a statement identifying any other required approval;

(d) a description of the monitoring, enforcement and review procedures applying, or proposed to apply, to the project.

7 Proponent's environmental record

The draft protected matters report must include information about the proponent's environmental record.

8 Information sources

The draft protected matters report must state the following about information given in the report—

(a) the source of the information;

(b) how recent the information is;

(c) how the reliability of the information was tested;

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(d) any uncertainties in the information.

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Schedule 3 Fees for part 4 of the Act

section 29(1)

Part 1 General provisions

1 Definitions for schedule

In this schedule—

part 2 project means a project in relation to which part 2 of this regulation applies.

resource project see the Environmental Protection Act, section 112.

resource tenure see the Environmental Protection Act, schedule 4.

significant off-tenure project means a project that—

(a) relates to a resource project; and

(b) is carried out on land, other than land to which the resource tenure for the resource project applies.

superseded lapse date, for a declaration under section 26 of the Act, means the date the declaration would have lapsed if the Coordinator-General had not, under section 27A(3) or 27B(3) of the Act, stated a later time for the declaration to lapse.

2 Operation of schedule

(1) This schedule provides for the fees mentioned in section 25A of the Act.

(2) The fees are for the matters relating to the administration of part 4 of the Act by the Coordinator-General that are stated in part 2, tables 1 to 5, column 1.

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3 When fees are payable

The fee for each of the matters stated in part 2, tables 1 to 5, column 1 is payable on the happening of the event stated opposite the matter in column 2 of the table.

4 Amount of fees

(1) The amount of the fee for each of the matters is—

(a) if the fee becomes payable before 1 July 2021—the prescribed amount; or

(b) if the fee becomes payable during the financial year beginning 1 July 2021—the prescribed amount, CPI indexed for the financial year beginning 1 July 2021; or

(c) if the fee becomes payable during any later financial year—the prescribed amount, CPI indexed for the financial year beginning 1 July 2021 and each later financial year.

(2) However, if the amount provided for under subsection (1)(b) or (c) is an amount that is or includes a fraction of a dollar, the amount is taken to be the amount that is the nearest dollar, rounded up.

(3) In this section—

CPI indexed, for a financial year (the ***relevant financial year***), means the addition of any amount that equates to any percentage increase in the CPI between the following quarters—

(a) the March quarter for the financial year before the previous financial year to the relevant financial year;

(b) the March quarter for the previous financial year to the relevant financial year.

prescribed amount means—

(a) for a matter stated in part 2, table 1, 2 or 3—

(i) if subparagraphs (ii), (iii) and (iv) do not apply—the amount stated opposite the matter in column 3 of the table; or

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(ii) if the project is a part 2 project, but not a significant off-tenure project—the total of the amounts stated opposite the matter in columns 3 and 4 of the table; or

(iii) if the project is a significant off-tenure project, but not a part 2 project—the total of the amounts stated opposite the matter in columns 3 and 5 of the table; or

(iv) if the project is a part 2 project and a significant off-tenure project—the total of the amounts stated opposite the matter in columns 3, 4 and 5 of the table; or

(b) for a matter stated in part 2, table 4 or 5—the amount stated opposite the matter in column 3 of the table.

5 Publication of amounts

(1) The Coordinator-General must publish on the department's website the amount of the fee for each of the matters as worked out under section 4.

(2) A failure to comply with subsection (1) does not limit or otherwise affect the operation of section 4.

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Part 2 Tables of fees

Table 1—Coordinated project declaration (section 27AA of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of general fee (before 1 July 2021)	Column 4 Amount of part 2 project fee (before 1 July 2021)	Column 5 Amount of significant off-tenure project fee (before 1 July 2021)
		$	$	$
application under section 27AA of the Act for declaration of coordinated project	making the application	18,688	nil	3,884

Table 2—EIS process (part 4, division 3, subdivision 1 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of general fee (before 1 July 2021)	Column 4 Amount of part 2 project fee (before 1 July 2021)	Column 5 Amount of significant off-tenure project fee (before 1 July 2021)
		$	$	$
notice of requirement for EIS under section 29 of the Act, finalising the terms of reference for the EIS under section 30 of the Act and the matters mentioned in section 31 of the Act	the Coordinator-General gives the proponent a copy of the finalised terms of reference under section 30 of the Act	56,063	27,183	11,650

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Table 2—EIS process (part 4, division 3, subdivision 1 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of general fee (before 1 July 2021)	Column 4 Amount of part 2 project fee (before 1 July 2021)	Column 5 Amount of significant off-tenure project fee (before 1 July 2021)
		$	$	$
considering the draft EIS under section 32(2) of the Act, considering the draft EIS (other than a revised draft EIS) and other material under section 34A of the Act, and preparing a report evaluating the EIS under section 34D(2) of the Act	the Coordinator-General decides, under section 32(2) of the Act, that the proponent has prepared a draft EIS to the satisfaction of the Coordinator-General	95,138	34,596	19,769
considering a revised draft EIS and other material under section 34A of the Act	the Coordinator-General gives the proponent notice, under section 34B(1) of the Act, of the Coordinator-General's decision not to accept the draft EIS	49,643	nil	nil

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Table 3—IAR process (part 4, division 3, subdivision 2 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of general fee (before 1 July 2021)	Column 4 Amount of part 2 project fee (before 1 July 2021)	Column 5 Amount of significant off-tenure project fee (before 1 July 2021)
		$	$	$
for a draft IAR requiring public notification under section 34H of the Act—considering the draft IAR under section 34H(2) of the Act, considering the draft IAR (other than a revised draft IAR) and other material under section 34I of the Act, and preparing a report evaluating the IAR under section 34L(2) of the Act	the Coordinator-General decides, under section 34H(2) of the Act, that the proponent has prepared a draft IAR to the satisfaction of the Coordinator-General	92,667	18,484	7,922

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Table 3—IAR process (part 4, division 3, subdivision 2 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of general fee (before 1 July 2021)	Column 4 Amount of part 2 project fee (before 1 July 2021)	Column 5 Amount of significant off-tenure project fee (before 1 July 2021)
		$	$	$
for a draft IAR that does not require public notification under section 34H of the Act—considering the draft IAR (other than a revised draft IAR) and other material under section 34I of the Act, and preparing a report evaluating the IAR under section 34L(2) of the Act	the Coordinator-General receives the draft IAR	77,222	14,771	6,330

Table 3—IAR process (part 4, division 3, subdivision 2 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of general fee (before 1 July 2021) $	Column 4 Amount of part 2 project fee (before 1 July 2021) $	Column 5 Amount of significant off-tenure project fee (before 1 July 2021) $
considering a revised draft IAR and other material under section 34I of the Act	the Coordinator-General gives the proponent notice, under section 34J(1) of the Act, of the Coordinator-General's decision not to accept the draft IAR	37,288	nil	nil

Table 4—Evaluation of changes to coordinated project (part 4, division 3A of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of fee (before 1 July 2021) $
application for evaluation of environmental effects of proposed change under section 35C of the Act or because of section 35N(4)(b) of the Act	making the application	11,253

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Table 4—Evaluation of changes to coordinated project (part 4, division 3A of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of fee (before 1 July 2021) $
Coordinator-General's activity in relation to the matters mentioned in sections 35F to 35J of the Act if— (a) the Coordinator-General decides under section 35G of the Act not to require public notification; and (b) the decision notice under section 35G of the Act does not accompany the Coordinator-General's change report under section 35J of the Act	the Coordinator-General gives the decision notice under section 35G of the Act	24,160
Coordinator-General's activity in relation to the matters mentioned in sections 35F to 35J of the Act if the Coordinator-General decides under section 35G of the Act to require public notification	the Coordinator-General gives the decision notice under section 35G of the Act	52,070

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Table 5—Extension of lapse date (part 4, division 2, subdivision 3 and division 3 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of fee (before 1 July 2021) $
request to state a later time under section 27A(3) or 27B(3) of the Act for the declaration to lapse	making the request	4,634
continuing administration, after the superseded lapse date for the declaration, of the matters mentioned in sections 31, 32(2), 34A and 34B of the Act for a draft EIS	the Coordinator-General gives notice under section 27A(3) of the Act stating a later time for the declaration to lapse	15,224
continuing administration, after the superseded lapse date for the declaration, of the matters mentioned in sections 34H(2) and (4), 34I and 34J of the Act for a draft IAR	the Coordinator-General gives notice under section 27B(3) of the Act stating a later time for the declaration to lapse	10,048
request to state a later time under section 35A(4) of the Act for the Coordinator-General's report for the EIS or IAR for a project to lapse	making the request	7,723

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Schedule 4 Fees for part 4A of the Act

section 29(2)

Part 1 General provisions

1 Definitions for schedule

In this schedule—

amendment application, for an environmental approval, see section 54Z(1) of the Act.

assessment and approval process means the process under part 4A, division 3 of the Act for a coordinated project.

2 Operation of schedule

This schedule provides for the fees for—

(a) an application under section 54K(1) of the Act for a bilateral project declaration; and

(b) the assessment and approval process for a coordinated project for which a bilateral project declaration has been made; and

(c) an amendment application for an environmental approval; and

(d) a reinstatement request for an environmental approval.

3 When fees are payable

The fee for each of the matters stated in part 2, table 1 or 2, column 1 is payable on the happening of the event stated opposite the matter in column 2 of the table.

4 Amount of fees

(1) The amount of the fee for each of the matters is—

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(a) if the fee becomes payable before 1 July 2021—the amount stated opposite the matter in part 2, table 1 or 2, column 3 (the ***column 3 amount***); or

(b) if the fee becomes payable during the financial year beginning 1 July 2021—the column 3 amount, CPI indexed for the financial year beginning 1 July 2021; or

(c) if the fee becomes payable during any later financial year—the column 3 amount, CPI indexed for the financial year beginning 1 July 2021 and each later financial year.

(2) However, if the amount provided for under subsection (1)(b) or (c) is an amount that is or includes a fraction of a dollar, the amount is taken to be the amount that is the nearest dollar, rounded up.

(3) In this section—

CPI indexed, for a financial year (the ***relevant financial year***), means the addition of any amount that equates to any percentage increase in the CPI between the following quarters—

(a) the March quarter for the financial year before the previous financial year to the relevant financial year;

(b) the March quarter for the previous financial year to the relevant financial year.

5 Publication of amounts

(1) The Coordinator-General must publish on the department's website the amount of the fee for each of the matters as worked out under section 4.

(2) A failure to comply with subsection (1) does not limit or otherwise affect the operation of section 4.

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Part 2 Tables of fees

Table 1— Bilateral project declaration and assessment and approval process for coordinated project (part 4A, divisions 2 and 3 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of fee (before 1 July 2021) $
application under section 54K(1) of the Act for a bilateral project declaration	making the application	3,310
considering the draft protected matters report under section 54Q(1) of the Act, the matters under section 54S of the Act, and making a decision under section 54T of the Act	the Coordinator-General decides, under section 54Q(1) of the Act, that the proponent has prepared a draft protected matters report to the satisfaction of the Coordinator-General	40,818

Table 2— Amendment applications and reinstatement requests (part 4A, divisions 4 and 5 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of fee (before 1 July 2021) $
amendment application for an environmental approval if section 54ZB of the Act applies in relation to the amendment application	making the amendment application	35,412

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Table 2— Amendment applications and reinstatement requests (part 4A, divisions 4 and 5 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of fee (before 1 July 2021) $
amendment application for an environmental approval if section 54ZB of the Act does not apply in relation to the amendment application	making the amendment application	63,322
reinstatement request for an environmental approval	making the reinstatement request	11,032

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Schedule 5 Fees for part 6, division 1 of the Act

section 29(3)

Part 1 Preliminary

1 Definitions for schedule

In this schedule—

minor change means—

(a) a change to an SDA application that is identified as a minor change to an application under the approved development scheme for the State development area to which the application relates; or

(b) a change to an SDA approval that is identified as a minor change to an approval under the approved development scheme for the State development area to which the approval relates.

pre-lodgement consideration, of a proposed SDA application, means written advice given by the Coordinator-General to the person proposing to make the application.

2 Operation of schedule

This schedule provides for the fees for—

(a) an SDA application; and

(b) a change application for an SDA approval; and

(c) pre-lodgement consideration of a proposed SDA application; and

(d) other requests made under an approved development scheme.

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Part 2 Amount of fees

3 Fees for SDA applications for operational work

(1) The fee for an SDA application for operational work is—

(a) if the construction cost of the operational work is less than $500,000—an amount that is 2.5% of the construction cost, rounded up to the nearest dollar; or

(b) if the construction cost of the operational work is $500,000 or more—the total of the following amounts—

(i) $12,500;

(ii) 1.5% of the amount of the construction cost that is more than $500,000, rounded up to the nearest dollar.

(2) However—

(a) if the amount of the fee worked out under subsection (1) for the SDA application is less than $5,000, the fee for the application is $5,000; or

(b) if the amount of the fee worked out under subsection (1) for the SDA application is more than $200,000, the fee for the application is $200,000.

(3) This section is subject to section 5.

(4) In this section—

construction cost, of operational work, means an amount that is the total cost of the operational work stated in a document—

(a) certified by a person registered as a registered professional engineer under the *Professional Engineers Act 2002*; and

(b) given to the Coordinator-General with the SDA application.

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4 Fees for matters in pt 4

(1) The fee for each of the matters stated in part 4, table 1, column 1 is—

(a) if the fee becomes payable before 1 July 2021—the amount stated opposite the matter in part 4, table 1, column 3 (the ***column 3 amount***); or

(b) if the fee becomes payable during the financial year beginning 1 July 2021—the column 3 amount, CPI indexed for the financial year beginning 1 July 2021; or

(c) if the fee becomes payable during any later financial year—the column 3 amount, CPI indexed for the financial year beginning 1 July 2021 and each later financial year.

(2) However, if the amount provided for under subsection (1)(b) or (c) is an amount that is or includes a fraction of a dollar, the amount is taken to be the amount that is the nearest dollar, rounded up.

(3) This section is subject to section 5.

(4) In this section—

CPI indexed, for a financial year (the ***relevant financial year***), means the addition of any amount that equates to any percentage increase in the CPI between the following quarters—

(a) the March quarter for the financial year before the previous financial year to the relevant financial year;

(b) the March quarter for the previous financial year to the relevant financial year.

5 Fees if SDA applications involve more than 1 aspect of development

Despite sections 3 and 4, if an SDA application is for 2 or more aspects of development, the fee for the SDA application is each fee payable under sections 3 and 4 for each aspect of development.

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Examples—

1 An SDA application is for a material change of use and operational work. The required fee for the SDA application is the total of the amount payable under section 3 for an SDA application for operational work and the amount payable under section 4 for an SDA application for the material change of use.

2 An SDA application is for a material change of use for an extractive activity and a gas transportation infrastructure facility. The required fee for the SDA application is the total of the amount payable under section 4 for an SDA application for a material change of use for an extractive industry and the amount payable under that section for an SDA application for a material change of use for a gas transportation infrastructure facility.

6 Fees for pre-lodgement consideration of proposed SDA applications

For a request for pre-lodgement consideration of a proposed SDA application, the fee payable for the request is 5% of the fee payable for the proposed SDA application.

7 Fees for change applications

The fee payable for a change application for an SDA approval is—

(a) if the change application is for a minor change to the SDA approval—an amount that is 25% of the fee payable for an SDA application for the SDA approval; or

(b) otherwise—the fee payable for an SDA application for the SDA approval.

Part 3 Paying and publishing fees

8 When fees are payable

(1) The fee for an SDA application for operational work is payable on the day the application is made.

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(2) The fee for a matter stated in part 4, table 1, column 1 is payable on the happening of the event stated opposite the matter in column 2 of the table.

(3) The fee for a request for pre-lodgement consideration of a proposed SDA application is payable on the day the request is made.

(4) The fee for a change application for an SDA approval is payable on the day the change application is made.

9 Publication of amounts

(1) The Coordinator-General must publish on the department's website the amount of the fee for each of the matters mentioned in section 2 as worked out under part 2.

(2) A failure to comply with subsection (1) does not limit or otherwise affect the operation of part 2.

Part 4 Table of fees

Table 1— SDA applications and other requests (part 6, division 1 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of fee (before 1 July 2021) $
Making an SDA application—material change of use		
SDA application for a material change of use of premises for any of the following uses—	making the SDA application	
(a) extractive industry		51,598
(b) industry other than an extractive industry		86,000

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Table 1— SDA applications and other requests (part 6, division 1 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of fee (before 1 July 2021) $
(c) gas transportation infrastructure facility		51,598
(d) infrastructure facility other than a gas transportation infrastructure facility		74,530
SDA application for a material change of use of premises for any other use	making the SDA application	51,598
Making an SDA application—other development		
SDA application for reconfiguring a lot if the number of lots created is—	making the SDA application	
(a) 5 lots or fewer		5,516
(b) 6 lots		6,067
(c) 7 lots		6,619
(d) 8 lots		7,171
(e) 9 lots		7,722
(f) 10 lots		8,274
(g) more than 10 lots		8,825
SDA application for all other development, other than operational work	making the SDA application	49,643
Other requests		

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Table 1— SDA applications and other requests (part 6, division 1 of the Act)

Column 1 Matter for which fee is payable	Column 2 Event	Column 3 Amount of fee (before 1 July 2021) $
request, under an approved development scheme, to state a later currency period under section 84H(2)(c) of the Act	making the request	2,206
request, under an approved development scheme, to make a minor change to an SDA application	making the request	5,733
request, under an approved development scheme, to carry out a prior affected development	making the request	2,293
request to approve a plan for a reconfiguration under an SDA approval—	making the request	
(a) if the plan is for 5 lots or fewer		276
(b) if the plan is for more than 5 lots but fewer than 11 lots		552
(c) if the plan is for 11 lots or more—		
(i) for the first 11 lots		552
(ii) for each additional lot		110

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Schedule 6 Fees for part 6, division 7 of the Act

section 29(4)

1 Fees payable

(1) This section states—

(a) the fee payable under section 144(2)(e) of the Act for an application for the Coordinator-General's endorsement of a State strategic project as a purpose for which land may be taken under section 125 of the Act; and

(b) the fee payable under section 148(2)(d) of the Act for an application for an amendment of a declaration under section 143 of the Act.

Note—

The Coordinator-General must have regard to the nature of the amendment being sought in deciding whether to waive all or part of the fee payable for an application under section 148 of the Act—see section 148(4) of the Act.

(2) The fee payable for the application is—

(a) if the fee becomes payable before 2027—$165,897; or

(b) if the fee becomes payable during 2027—the amount mentioned in paragraph (a), CPI indexed for 2027; or

(c) if the fee becomes payable during a later year—the amount mentioned in paragraph (a), CPI indexed for 2027 and each later year.

(3) However, if the amount provided for under subsection (2)(b) or (c) is an amount that is or includes a fraction of a dollar, the amount is taken to be the amount that is the nearest dollar, rounded up.

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2 Publication of amounts

(1) The Coordinator-General must publish on the department's website the amount of the fee for each of the matters as worked out under section 1.

(2) A failure to comply with subsection (1) does not limit or otherwise affect the operation of section 1.

Schedule 7 Fees for part 6A of the Act

section 29(5)

1 Fees payable

(1) The fee payable under section 153M(2)(c) of the Act for an application for an access authority is—

(a) if the fee becomes payable before 2027—$45,246; or

(b) if the fee becomes payable during 2027—the amount mentioned in paragraph (a), CPI indexed for 2027; or

(c) if the fee becomes payable during a later year—the amount mentioned in paragraph (a), CPI indexed for 2027 and each later year.

(2) However, if the amount provided for under subsection (1)(b) or (c) is an amount that is or includes a fraction of a dollar, the amount is taken to be the amount that is the nearest dollar, rounded up.

2 Publication of amounts

(1) The Coordinator-General must publish on the department's website the amount of the fee for each of the matters as worked out under section 1.

(2) A failure to comply with subsection (1) does not limit or otherwise affect the operation of section 1.

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