



Department of Energy, Environment and Climate Action

Earth Resources Regulator
GPO Box 500
Melbourne, Victoria 3001

Salt Creek Estate Pty Ltd

Dear [REDACTED],

WORK AUTHORITY WA1336 – WORK PLAN VARIATION - NOTICE OF STATUTORY ENDORSEMENT

I refer to the work plan variation application PLN-001752 for the above current extractive industry operation at 59 Hexham-Woorndoo Road, Woorndoo first lodged on 8 December 2023 and finally submitted on 27 February 2024.

As delegate of the Department Head, I hereby give Salt Creek Estate Pty Ltd notice of my decision pursuant to section 77TD of the *Mineral Resources (Sustainable Development) Act 1990* (Act) that the work plan variation application (PLN-001752) including work plan specific conditions, was found to be satisfactory and is statutorily endorsed.

Referrals have been undertaken under section 77TE of the Act. A list of the referral authorities who have been given a copy of the work plan variation application is included in the enclosed referral consultation checklist.

Application for planning permission should now be made and include the following documents:

- This notice
- Statutory endorsement information for Council
- The referral checklist
- Agency referral responses (if no response included then none was received)
- An unaltered stamped and signed version of the statutorily endorsed work plan variation, including any work plan specific conditions, as requested by referral authorities under section 77TD(3) of the Act.

Approval of the work plan variation is sought by making application to the Department following the issue of the planning permit. Please complete and return the applicant checklist for the approval of a work plan variation and the specified required information with the application.

The current rehabilitation bond for the work authority may be subject to review in consideration of the varied extractive industry activities. You will be contacted by the Earth Resources Regulation Rehabilitation Liability Assessments and Bonds team regarding a review of the bond if required.

An update to the Schedule of Conditions for the work authority is required. You and Moyne Shire Council will be consulted by the Licensing team at Earth Resources Regulation regarding the intention to replace the existing conditions for work authority WA1336 with the new standard Schedule of Conditions. A draft copy is provided for your and Council's information.

A copy of the statutorily endorsed work plan variation will be made available for download on the Resource Rights Allocation Management (RRAM) portal.

Please be advised that it is an offence to operate without the required permit/s, approvals and consents.

Enquiries on this matter may be directed to [REDACTED] on [REDACTED] or by email [REDACTED].

Yours sincerely

[REDACTED]

13 May 2024

Enc:

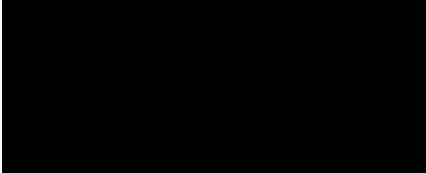
Statutory endorsement information for council
Statutorily endorsed work plan variation, with attached work plan specific conditions (if any)
Endorsement of work plan - statement of reasons
Referral checklist
Agency referral responses
Applicant checklist for the approval of work plan variation
Cultural Heritage Management Plan declaration form
Schedule of conditions



Department of Energy, Environment and Climate Action

Earth Resources Regulator
GPO Box 500
Melbourne, Victoria 3001

Salt Creek Estate Pty Ltd



Dear [REDACTED],

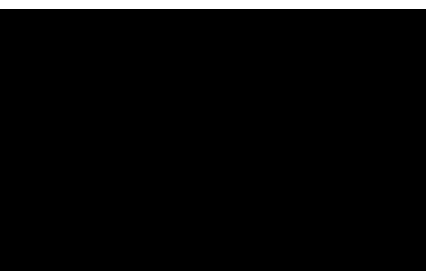
WORK AUTHORITY WA1336 - WORK PLAN VARIATION ENDORSED - STATEMENT OF REASONS

I, [REDACTED], as the delegate of the Department Head acting under section 77TD(1) of the *Mineral Resources (Sustainable Development) Act 1990* (Act) hereby provide a statement of reasons for my decision, pursuant to section 77TD(5) of the Act to endorse with conditions issued by the Department of Energy Environment and Climate Action, the work plan variation (PLN-001752) first lodged on 8 December 2023 and re-submitted on 27 February 2024 by Salt Creek Estate Pty Ltd as the authority holder for work authority WA1336 under section 77TC of the Act.

Section 77H of the Act requires that a work plan variation must contain the information prescribed by the Mineral Resources (Sustainable Development) (Extractive Industries) Regulations 2019 (Regulations) and in particular, Part 2.

The work plan variation has been endorsed as I am satisfied that it contains all the information required by the Regulations and that it also provides an appropriate level of detail in relation to such information.

Yours sincerely



13 May 2024



Department of Energy, Environment and Climate Action

EARTH RESOURCES REGULATION RERERRAL CONSULTATION CHECKLIST - WORK PLAN VARIATION

TENEMENT ID:	WA1336
APPLICANT NAME(S):	Salt Creek Estate Pty Ltd
ADDRESS (correspondence):	59 Woorndoo-Chatsworth Road, Woorndoo Victoria 3272
SITE MEETING:	<input checked="" type="checkbox"/> Yes Date: 10 May 2023 <input type="checkbox"/> No <input type="checkbox"/> NA Comment:
APPLICATION TYPE:	WORK PLAN VARIATION
MUNICIPALITY/SHIRE:	Moyne Shire Council
LAND STATUS:	<input type="checkbox"/> Crown <input checked="" type="checkbox"/> Private <input type="checkbox"/> Crown & Private <i>(If Crown Land - Has proponent been informed of NT issues?)</i>
ADDRESS (site):	59 Woorndoo-Chatsworth Road, Woorndoo
PROPERTY PARCEL REF:	Lots 7/TP892899
PLANNING REQUIREMENT:	<input type="checkbox"/> No Change <input type="checkbox"/> Secondary Consent <input type="checkbox"/> Amendment <input type="checkbox"/> New (existing use rights applied previously) <input type="checkbox"/> New (Proposed expansion includes property parcels not on the current planning permit) <input checked="" type="checkbox"/> To be determined* (planning status advice not provided) *Planning status must be determined prior to submission of the work plan variation as it determines the type of approval process and requirements. If an amendment of an existing permit or a new permit is required, the approval process must include statutory endorsement. Comment: Council advice on day was that a planning permit amendment may be required



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Please insert a description of reasons in the **VPP REFERRAL TRIGGER / REFERRAL TRIGGER / EES TRIGGER** section for any item selected. Do not delete any information already provided in this section. Remove all blue writing before sending out.

Agencies may elect to provide a desktop response and not attend the initial site meeting. This is acceptable where the management of any issues is not required or is not complex.

If agencies determine that there is no requirement or elect to provide a desktop response. The advice must be given before the initial site meeting and tabled on the day for discussion and comment.

Please note that if the process is known to be statutory (amendment or new planning permit required) or undetermined there will be a combination of Victorian Planning Provision referral requirements (Use and Development, Zones and Overlays referrals) and Other referral requirements selected.

If the process is known to be non-statutory (no change to the planning permit or secondary consent) only Other referral requirements will be selected.

If EES criteria have been listed, please determine if an EES is required.

MRSDA S.77TE (1) – Planning and Environment Act 1987

USE AND DEVELOPMENT REFERRALS

Tick If Applicable ✓	Tick if Referred under the VPP CLAUSE ✓	AGENCY	VPP REFERRAL TRIGGER
		EPA	<p>Clause 66.02-1 Use or development requiring any of the following:</p> <ul style="list-style-type: none"> – A Development Licence or Operating Licence in accordance with Part 4.4 of the <i>Environment Protection Act 2017</i> – Amendment of a licence in accordance with Part 4.3 of the <i>Environment Protection Act 2017</i>.
		<p>DEECA – Environment</p> <p>Proposed expansion of approximately 17ha in an area mapped as endangered EVC Plains Grassy Woodland (EVC no 55, Group 13, Sub-group 13.1) - DEECA to confirm presence of native vegetation</p>	<p>Clause 66.02-2 Native Vegetation – (Refer to parameters provided in cl66.02-2 of the VPP)</p> <ul style="list-style-type: none"> – To remove, destroy or lop native vegetation in the Detailed Assessment Pathway as defined in the <i>Guidelines for the removal, destruction or lopping of native vegetation</i> (Department of Environment, Land, Water and Planning, 2017). – includes clearing of 0.5 hectare or more – To remove, destroy or lop native vegetation if a property vegetation plan applies to the site. – To remove, destroy or lop native vegetation on Crown land



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			which is occupied or managed by the responsible authority.
		INSERT RELEVANT ELECTRICITY TRANSMISSION AUTHORITY	Clause 66.02-4 Works within 60 metres of a major electricity transmission line (220 Kilovolts or more), or transmission easement.
		INSERT RELEVANT WATER BOARD OR WATER SUPPLY AUTHORITY	Clause 66.02-5 Special Water Supply Catchment Area as listed in Schedule 5 of the <i>Catchment & Land Protection Act 1994</i> (refer to GeoVic)
✓	✓	HV	Clause 66.02-8 Extractive Industry – <i>Heritage Act 2017</i> – (Not CHMP issues)
		DEECA – Environment	Clause 66.02-8 Extractive Industry – Crown Land or land abutting Crown land, other than a government road
		DEECA – Environment	Clause 66.02-8 Extractive Industry <ul style="list-style-type: none"> – Special Areas declared under Section 27 <i>Catchment and Land Protection Act 1994</i> (refer to GeoVic). – Removal or destruction of native vegetation if total area to be cleared is 10 hectares or greater. – Land identified in the planning scheme as being subject to high erosion risk or areas identified as being subject to salinity management.
		DEECA – Environment	Clause 66.02-8 Extractive Industry <ul style="list-style-type: none"> – In areas with communities or taxa listed or critical habitat determined under the <i>Flora and Fauna Guarantee Act 1988</i>. – On land which has been identified in the planning scheme as containing sites of flora or fauna significance.
		DEECA – Environment	Clause 66.02-8 Extractive Industry On land which has been identified in the planning scheme as flood prone.
		EPA	Clause 66.02-8 Extractive Industry – where the land is intended to be used for land fill at a future date.



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ZONES AND OVERLAYS REFERRALS			
Tick If Applicable ✓	Tick if Referred under the VPP CLAUSE ✓	AGENCY	VPP REFERRAL TRIGGER
		INSERT RELEVANT FLOODPLAIN MANAGEMENT AUTHORITY	Clause 37.03-5 Urban Floodway Zone (UFZ)
		DEECA – Environment	Clause 44.02-8 Salinity Management Overlay (SMO)
		INSERT RELEVANT FLOODPLAIN MANAGEMENT AUTHORITY	Clause 44.03-6 Floodway Overlay (FO or RFO)
		INSERT RELEVANT FLOODPLAIN MANAGEMENT AUTHORITY	Clause 44.04-7 Land Subject to Inundation (LSIO)
		INSERT RELEVANT FLOODPLAIN MANAGEMENT AUTHORITY	Clause 44.05-6 Special Building Overlay (SBO)
		INSERT RELEVANT AUTHORITY AS PER SCHEDULE TO CLAUSE	Clause 44.07-4 State Resource Overlay (SRO)
		INSERT THE REFERRAL AUTHORITY RESPONSIBLE FOR ACQUIRING THE LAND	Clause 45.01-3 Public Acquisition Overlay (PAO)
		INSERT RELEVANT AUTHORITY AS PER SCHEDULE TO cl66.04	Clause 66.04 Referral of Permit Applications Under Local Provisions <i>Indicate relevant Overlay and Schedule to Overlay (if applicable)</i>
MRSDA S.77TE (1A) – Environment Protection Act 2017			



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Tick if Applicable ✓	Tick if Referred under the MRSDA ✓	AGENCY	REFERRAL TRIGGER
		EPA	Mining work plan or work plan variation on a Mining Licence. Automatic referral agency even in the absence of Development Licence or Operating Licence requirements (VPP 66.02-1)
OTHER REFERRALS			
Tick if Applicable ✓	Tick if referred for comment ✓	AGENCY	REFERRAL TRIGGER
		INSERT RELEVANT WATER BOARD OR WATER SUPPLY AUTHORITY Non-statutory process ONLY	Declared Catchment Management
		INSERT RELEVANT CATCHMENT MANAGEMENT AUTHORITY	Floodplains / Catchment Health / Waterways Protection & Management
		Southern Rural Water	Groundwater / Water Use Management
		INSERT RELEVANT ELECTRICITY TRANSMISSION AUTHORITY Non-statutory process ONLY	Transmission Network Infrastructure Protection and Management – Works within 60 metres of a major electricity transmission line (220 Kilovolts or more), or transmission easement.
✓		Ausnet	Distribution Network (Power / Gas / Water / Communications) - Infrastructure Protection & Management Not referred as work plan variation contains recommended protection measures for assets developed in consultation with Ausnet



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		HV Non-statutory process ONLY	Archeological Site/s & Object/s Protection & Management
		INSERT RELEVANT FP- SR REGION	Cultural Heritage Protection and Management
		INSERT RAP	Cultural Heritage Protection and Management
		Department of Transport	Declared Road / Site Access Design
	NA	Council OR DEECA Environment	Government Road (made/unmade) - Site Design / Road Use
✓	✓	DEECA ERR/Environment MoU	Environment / Biodiversity Protection and Management Comment on 0.016ha of native vegetation removal under MoU
		EPA MoU & Other	Discharge / Noise / Environmental Impacts
		WorkSafe MoU	Workers Safety
		INSERT RELEVANT AUTHORITY AS PER SCHEDULE TO cl66.06	Notice of Permit Applications Under Local Provisions Clause 66.06 of planning scheme <i>Indicate relevant Overlay and Schedule to Overlay (if applicable)</i>
		CFA	Fire Protection and Management The site includes a BMO or WMO and operations include treatment of waste materials.
		Victorian Planning Authority	Land Use – UGZ Metro A Precinct Structure Plan (PSP) is in place or in development, WITHIN Melbourne's urban growth boundary
		DEECA – Environment	Land Use – UGZ Outside Metro A Precinct Structure Plan (PSP) is in place or in development, OUTSIDE Melbourne's urban growth boundary
		INSERT ANY OTHER RELEVANT AUTHORITY	Public Infrastructure Protection and Management – Railways / Wind Turbines / Bridges / Reservoir Dam Walls etc.



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	NA	DEECA – ERR Assessments	Earth resources development approval and regulatory matters.
	NA	DEECA – ERR Technical Services	
	NA	DEECA – ERR Compliance	
	NA	DEECA – ERR Stakeholder Engagement	
✓	NA	Moyne Shire Council	Planning Permissions / Site Access / Traffic Management Planning permit advice
	NA	Land Owner &/OR Representative	Site Access / Rehabilitation Authority holder is land owner
	NA	Crown Land Manager	Any work proposed under a licence on restricted Crown land. Licensee to be made aware and provide advice regarding the consent requirement. s.44 Particular consent etc. required.
	NA	INSERT MELBOURNE WATER CORPORATION OR AUTHORITY	Any work proposed under a licence on land that is owned, vested, managed or controlled by Melbourne Water Corporation or an authority under the Water Act 1989. Licensee to be made aware and provide advice regarding the consent requirement. s.44 Particular consent etc. required.
	NA	Mineral Tenement Holder	A current minerals licence* covers part or all of the site Licensee to be made aware and provide advice regarding the consent requirement. s.77S MRSDA - Land Subject to a licence under Part 2 An applicant must seek consent from a minerals licence holder (EL, RL, MIN)

EES REFERRAL

Tick If Applicable ✓	Tick if EES is not required ✓	AGENCY	REFERRAL CRITERIA
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Department of Energy, Environment
and Climate Action

		DTP - IAU	Criteria Type - Individual
		DTP - IAU	Criteria Type – Combination (2 or more)

ACRONYM	Description
DEECA Environment	Department of Energy, Environment and Climate Action – Environment
DEECA ERR	Department of Energy, Environment and Climate Action – Earth Resources Regulation
DTP IAU	Department of Transport and Planning – Impacts Assessment Unit
EES	Environmental Effects Statement
EPA	Environment Protection Authority
FP-SR	First People – State Relations
HV	Heritage Victoria
RAP	Registered Aboriginal Party
VPP	Victorian Planning Provisions



Department of Environment, Land, Water & Planning

15 April 2024

[REDACTED]
Delegate of the Department Head
Assistant Director, Assessments
Earth Resources Regulator

By email: [REDACTED]

Cc: [REDACTED]

Our ref: 00004203
Your ref: WA1336

Dear [REDACTED]

PROPOSAL: WORK AUTHORITY WA1336 WORK PLAN VARIATION PLN-001582
APPLICANT: SALT CREEK ESTATE
ADDRESS: 59 HEXHAM-WOORNDOO ROAD, WOORNDOO 3272
LEGAL DESCRIPTION: LOT 7 TP892899 PARISH OF WOORNDOO

Thank you for your correspondence dated and received 26 March 2024 in accordance the Memorandum of Understanding for Earth Resources Industries Approvals and Other Obligations and Responsibilities between the Department of Jobs, Precincts and Regions and the Department of Environment, Land, Water and Planning dated 13 September 2021.

The Work Plan Variation application seeks to increase the current extraction area of basalt by 17 hectares and increase depth of extraction by 12 metres. Expansion will result in the removal of 0.016 hectares of native vegetation.

Under delegation from the Minister, Planning and Environment Assessment, Department of Energy, Environment and Climate Action (DEECA) has considered the Work Plan Variation application and recommends the following conditions.

Endorsed Plans

1. The former Department of Environment, Land Water and Planning (DELWP), now DEECA generated native vegetation report NVRID: 354_20231123_CMV) to be endorsed and form part of the endorsed documents.

Native vegetation permitted to be removed, destroyed or lopped

8. The native vegetation permitted to be removed, destroyed or lopped under this Work Plan Variation is 0.016 hectares of native vegetation, less than 0.5 hectares and the location category

Privacy Statement

Any personal information about you or a third party in your correspondence will be protected under the provisions of the Privacy and Data Protection Act 2014. It will only be used or disclosed to appropriate Ministerial, Statutory Authority, or departmental staff in regard to the purpose for which it was provided, unless required or authorised by law. Enquiries about access to information about you held by the Department should be directed to foi.unit@delwp.vic.gov.au or FOI Unit, Department of Environment, Land, Water and Planning, PO Box 500, East Melbourne, Victoria 8002.



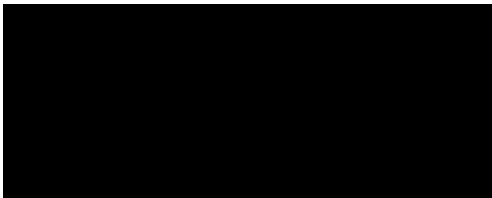
OFFICIAL

is Location 1 – this constitutes the Basic Assessment Pathway. [Guidelines for the removal, destruction, or lopping of native vegetation (DELWP 2017)].

Native vegetation offsets

9. To offset the removal of 0.016 hectares of native vegetation, Salt Creek Estate must secure the following native vegetation offset in accordance with the Guidelines for the removal, destruction or lopping of native vegetation (DELWP 2017):
 - a. a general offset of 0.003 general habitat units:
 - i. located within the Glenelg Hopkins Catchment Management Authority or Moyne Local Government area.
 - ii. With a minimum strategic biodiversity value score: 0.224
10. Before any native vegetation is removed, evidence the required offset has been secured must be provided to the satisfaction of the responsible authority. This evidence must be one or both of the following:
 - a. an established first party offset site including a security agreement signed by both parties, and a management plan detailing the 10-year management actions and ongoing management of the site, and/or
 - b. credit extract(s) allocated to the permit from the Native Vegetation Credit Register.

If you have any further information requirements, please contact [REDACTED] on [REDACTED] or email [REDACTED]



Planning and Environmental Assessment
Department of Energy, Environment and Climate Action





Department of Energy, Environment
and Climate Action

Earth Resources Regulator

STATUTORY ENDORSEMENT INFORMATION FOR COUNCIL

APPLICANT NAME(S): (Tenement holder name)	Salt Creek Estate Pty Ltd
LAND STATUS: <input type="checkbox"/> Crown <input checked="" type="checkbox"/> Private <input type="checkbox"/> Crown & Private	
SITE/PIT NAME: Salt Creek Quarry	MUNICIPALITY/SHIRE: Moynes Shire Council
PHYSICAL ADDRESS OF SITE/LOCALITY (local area name) and Property Parcel Reference: Lot 7 TP892899, 59 Woorndoo-Chatsworth Road, Woorndoo 3272	

A copy of the draft work plan variation has been given to the referral authorities identified on the attached referral consultation checklist. The referral authorities have provided consent to statutory endorsement of the work plan variation.

Additional agency comments were provided in response to the referral which were endorsed as work plan specific conditions, these can be referenced in the agency referral responses attached for your information.

Clause 52.09 (extractive industry) of the VPP contains a referral exemption.

Referral requirements do not apply to an application to use and develop land for extractive industry if a copy of the variation to an approved work plan was previously referred to the authority listed in Clause 66 of the VPP under section 77TE of the *Mineral Resources (Sustainable Development) Act 1990* (Act).

In accordance with the requirements of Clause 66 of the Victorian Planning Provisions, the responsible authority is advised that the Department (in its capacity as a Determining Authority under Section 55 of the *Planning & Environment Act 1987*) has considered the proposal within the last three months prior to the date of this letter and **does not object to the grant of a planning permit** subject to the following condition:

1. Any planning permit conditions imposed do not duplicate or copy the requirements contained within the attached Statutorily Endorsed Work Plan Variation and accompanying conditions.