

WHO ARE WE?



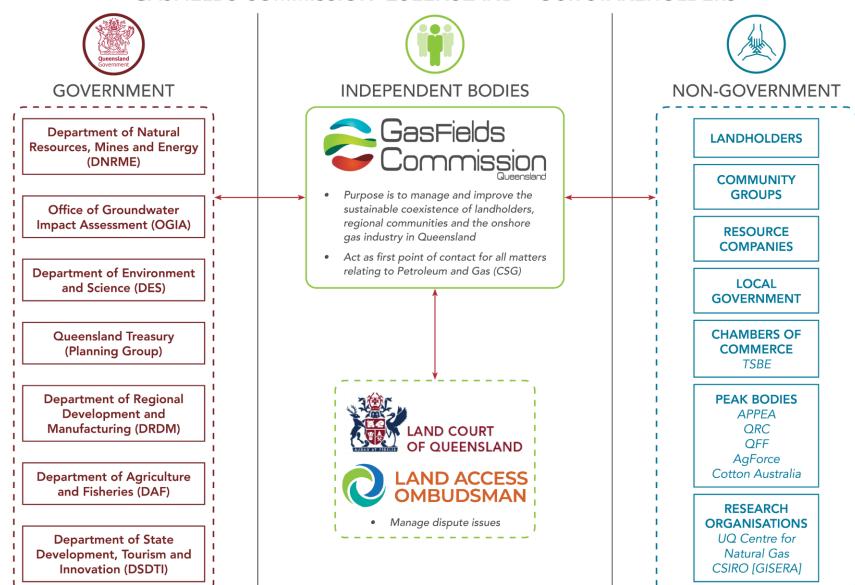
OUR PURPOSE AND OBJECTIVES

- Independent statutory body established under the <u>GasFields Commission Act 2013</u>
- Our purpose is to manage and improve the sustainable coexistence of landholders, regional communities and the onshore gas industry in Queensland
- We provide a broad range of education, information and engagement support to our stakeholders, which can be broadly summarised as:
 - **FACILITATE** better relationships between landholders, regional communities and the onshore gas industry through effective stakeholder relationships, collaborations and partnerships to support education and information sharing
 - **REVIEW** the effectiveness of government entities in implementing regulatory frameworks related to the onshore gas industry
 - ADVISE agriculture and gas industry peak bodies, government ministers and regulators, and landholders and community groups on matters relating to sustainable coexistence, leading practice and management of the onshore gas industry.

WHO DO WE WORK WITH?



GASFIELDS COMMISSION QUEENSLAND – OUR STAKEHOLDERS



GFCQ SCOPE - 2020

TOPICS RECENTLY IDENTIFIED BY GFCQ VIA STAKEHOLDER ENGAGEMENT:

- Land Access statutory process
- Public liability insurance issue ('Farm Pack')
- Assessment criteria for Priority Agricultural Land and Strategic Cropping Land
 - (Regional Planning Interests Act 2014)
- Understanding Make Good measures and agreements
- Research into surface subsidence (potential impacts)
- Groundwater impacts
- Potential impacts on neighbours.

HOW WE HELP



IT IS IMPORTANT TO NOTE GASFIELDS COMMISSION QUEENSLAND:

- DOES NOT ENGAGE in individual commercial negotiations between landholders and gas companies
- DOES NOT INVESTIGATE complaints made against individual gas companies
- PROVIDES communities and landholders with the information and support they need to make informed decisions and achieve fair and reasonable outcomes
- ADVISES ministers, government entities and the onshore gas industry on matters related to sustainable coexistence, leading practice and management of the onshore gas industry
- **REVIEWS** the effectiveness of government entities in implementing regulatory frameworks that relate to the onshore gas industry.



Other Resources

• The Commission stores all publications, factsheets and templates on our <u>website</u>, and utilises social media to inform all stakeholders groups of relevant news, information and upcoming events relating to the onshore gas industry. We encourage you to follow us online (links to all GFCQ social media profiles can be found on the <u>final slide</u> of this presentation).



GasFields Commission Queensland Navigating Land Access Webinar

ENVIRONMENTAL MANAGEMENT

Kerynne Birch (Director)

Department of Environment and Science





Who we are – Department of Environment and Science

- Responsibilities across the environment, science and the arts
- We are Queensland's environmental regulator
- DES and DNRME





What we do and how we do it



Environmental Protection Act 1994

Current as at 25 May 2020

- Environmental risks are managed via assessment, compliance, investigations and enforcement
- Environmental Authority
- Conditions that must be complied with



What we do and how we do it



Water Act 2000

Current as at 1 October 2019

- Underground water impact reports, including the <u>Surat UWIR</u>
- Baseline assessments
- Bore assessments
- Make good agreements



What we do and how we do it

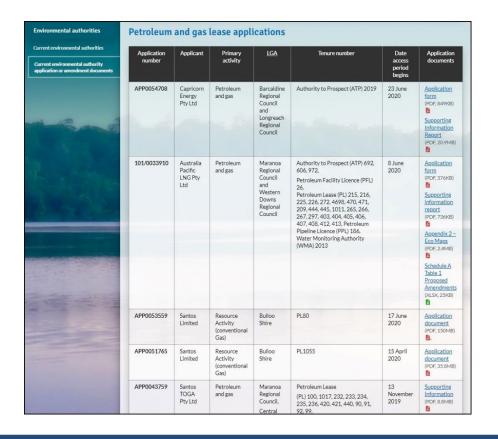
- Compliance and Enforcement
- Annual Strategic Compliance Priorities 2020/2021
 - Storage, management and treatment of CSG water
 - CSG water re-injection into groundwater
 - Management of salt and salt waste
 - Hydraulic fracture stimulation
 - Air quality monitoring





How can have a say in particular environmental assessment processes?

- DES and land access <u>Ask about</u> your environmental authority!
- DES environmental approvals process
- Public notification process





How can have a say in particular environmental assessment processes?

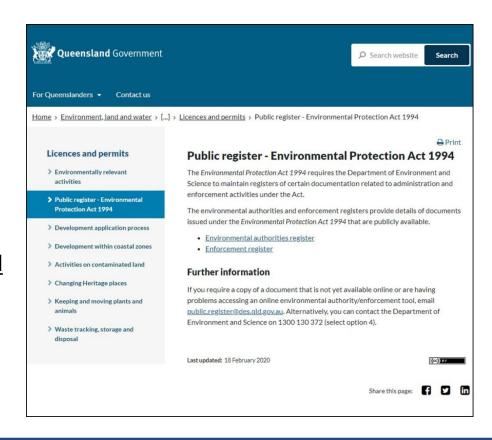
- How do we consider your submission?
- Internal review rights of submitters
 - 'dissatisfied person'





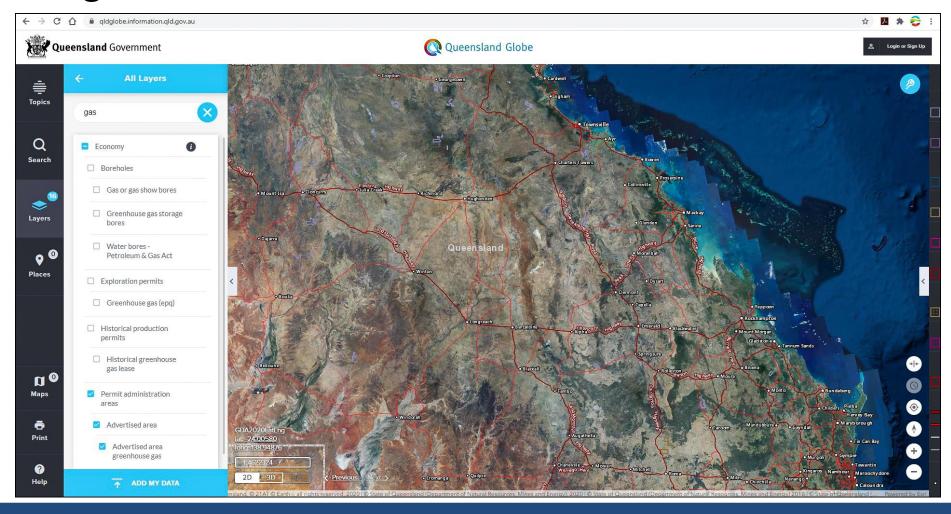
How can you access information about environmental approvals?

- DES public register
 - Environmental authorities
 - Plans of operations
 - Application documents for environmental authorities
 - Information provided to DES as required by conditions of the environmental authority
 - Enforcement actions such as environmental protection orders, clean up notices and direction notices
- Right to information
 - Any information not listed on the public register



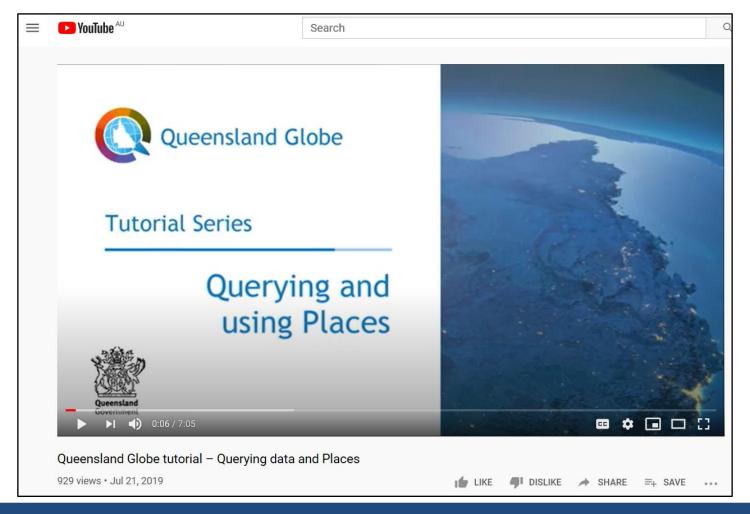


Finding information – Queensland Globe





Finding information – Queensland Globe





How you can contact us



Resource Community Infoline – DNRME

Email: resources.info@dnrme.qld.gov.au

Resource Community Infoline: 13 71 07



OR

Pollution Hotline – DES



1300 130 372 (option 2 or option 4).

PollutionHotline@des.qld.gov.au









Who we are

Georesources Engagement and Compliance Unit

- Delivering engagement and compliance services across all resource sectors
- Offices located throughout Queensland:
 - Charters Towers
 - Dalby
 - Emerald
 - Mareeba
 - Mt Isa
 - Toowoomba



What we do

Enquiries and complaints

- Dedicated phone and email service
- Triage, investigation and referral



Engagement and information

- Landholders
- Community
- Industry



https://www.dnrme.qld.gov.au/home/about-us/regulatory-role

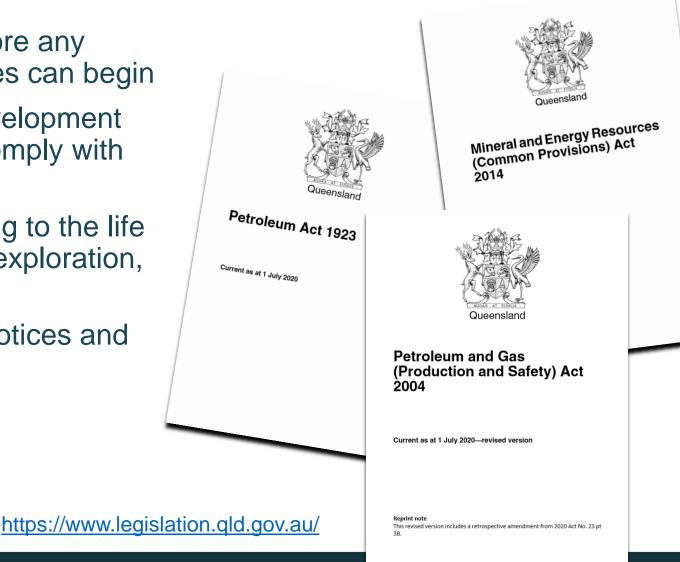
Compliance and Enforcement

- Tenure awareness
- Application and renewal inspections
- Desktop and field audits
- Investigations



Queensland's Tenure Administration

- Resource authority required before any exploration or production activities can begin
- Applications include detailed development plans and work programs that comply with petroleum and gas legislation
- Permit types are scaled according to the life cycle of resource development (exploration, production)
- Resource authority conditions, notices and reports

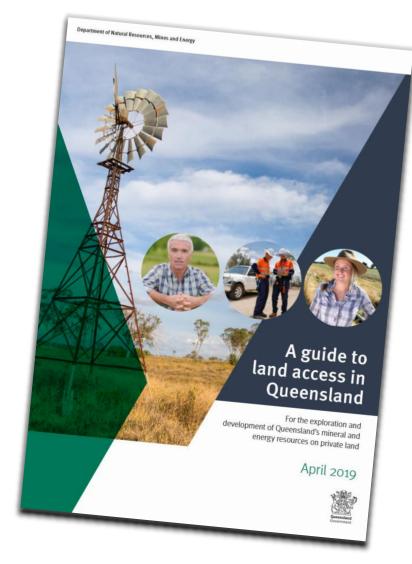




Land access framework

- A Land Access Code
- Entry requirements for 'preliminary activities' (low impact e.g. walking authority area) and crossing/entering private land outside the resource authority
- Negotiation of a Conduct and Compensation Agreement (CCA) before entering for 'advanced activities' (high impact e.g. vegetation clearing)
- Statutory negotiation and dispute resolution process
- Company cannot enter restricted land without written consent of the landholder

(Restricted land - land within 200m of a residence or place of business, or within 50m of a well, bore, dam or water storage facility or stockyard).



https://www.dnrme.qld.gov.au/__data/assets/pdf_file/001 8/1442223/guide-to-land-access-in-queensland-2019.pdf

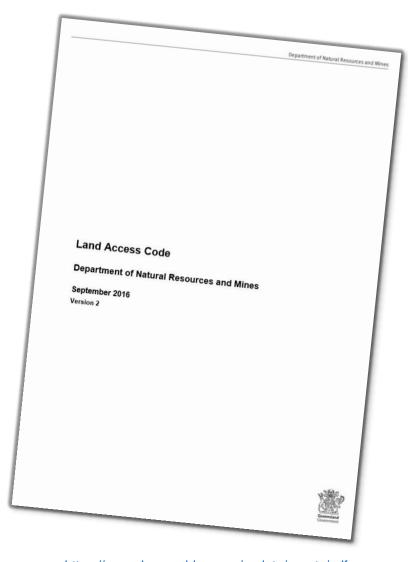


Land access code

- Contains best practice guidelines and mandatory conditions related to land access
- It is a condition of resource authorities to comply with the mandatory conditions of the Land Access Code 2016
- Mandatory conditions address numerous issues, including:
 - induction of persons
 - access points, roads and tracks
 - livestock and property
 - preventing the spread of declared pest species

- o camps
- items brought onto land
- gates and fences
- o land, water and vegetation management





https://www.dnrme.gld.gov.au/ data/assets/pdf file/0004/442633/land-access-code-2016.pdf

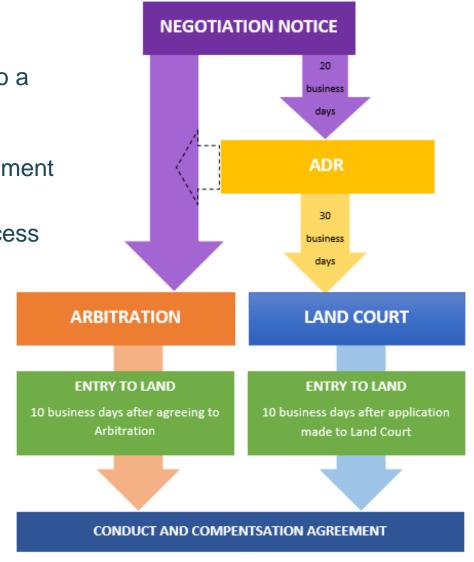


Entry – preliminary activities

- A resource company must provide each landholder with an entry notice at least 10 business days before the date they propose to enter the land if they plan to:
 - Enter private land to carry out authorised activities for a resource authority
 - Gain entry or cross access land for the resource authority
- Notice must include:
 - Description of the land to be entered
 - The period when the land will be entered
 - Activities proposed to be carried out on the land
 - When and where the activities are to be carried out
 - Contact details for the resource company or their authorised representative
- Entry report generally 3 months after period stated in entry notice (differs if waiver notice given)

Entry – advanced activities

- Resource company cannot generally enter private land to undertake advanced activities unless they have entered into a Conduct and Compensation Agreement (CCA), deferral agreement or opt out agreement
- Entry notice still required unless agreed as part of an agreement or where entry is waived
- Statutory graduated negotiation and dispute resolution process
- CCAs set out:
 - How and when entry occurs
 - How authorised activities must be carried out.
 - Compensation liability to the landholder
 - Can also cover:
 - negotiated property specific conduct conditions
 - compensation timing, type and amounts
 - manner of resolving disputes, varying CCA
- Agreements are recorded on Titles Registry





How can we help?

We can provide:

- Information and advice
 - land access
 - community engagement
- Trouble shooting
 - communication
 - land access processes
- Dispute resolution
 - formal and informal





Public information on resource authorities

- Mining and exploration related data across Queensland
- Replaced MinesOnlineMaps
- Free access
- Help and tutorials at:

https://georesglobe.information.qld.gov.au/help-info/

Reports on resources authorities by local government, lot on plan and resource authority

https://www.business.qld.gov.au/industries/mining-energywater/resources/landholders/searches









Resource Community Infoline



Single point of contact for resource community stakeholders:

Email: resources.info@dnrme.qld.gov.au

Resource Community Infoline: 13 71 07

DNRME website: www.dnrme.qld.gov.au





Jane Pires – Land Access Ombudsman

What do we do?

- Investigate alleged breaches of Conduct and Compensation and Make Good Agreements
- Resolve disputes efficiently and informally
- Operate independently of the Government
- Identify and report on systemic issues



Role of an ombudsman

- Referee, not a judge
- Look for what's fair and reasonable
- Work towards an amicable outcome, and productive long term relationship

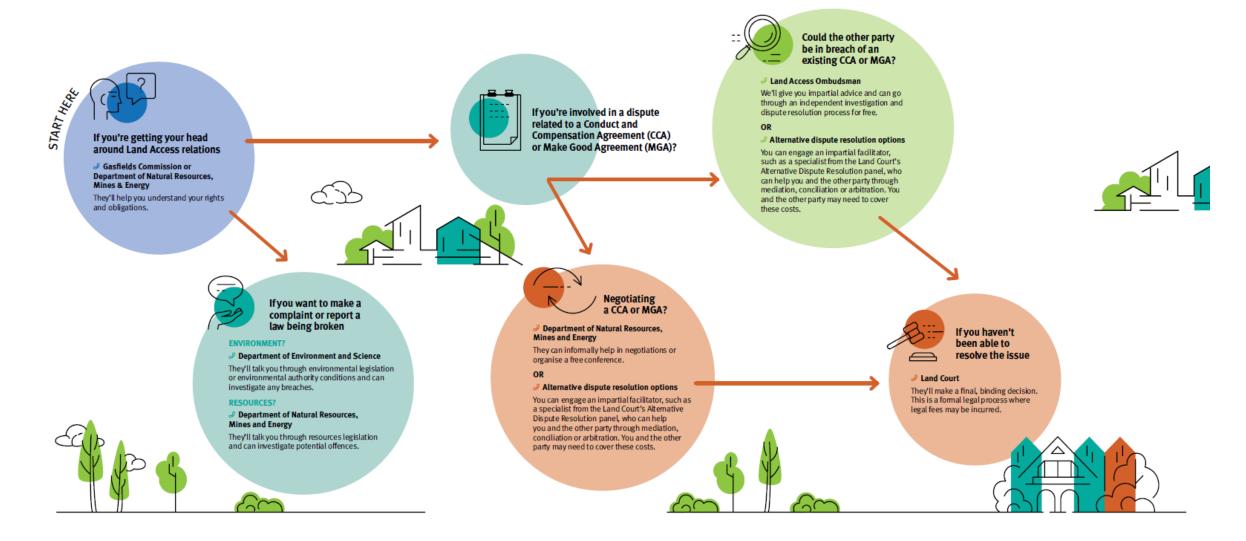


Benefits of coming to the LAO

- ✓ Free, fair and independent
- ✓ Quick, efficient, little formality
- ✓ We can come to site
- ✓ No need to follow the dispute resolution clause in your agreement first
- ✓ Opportunity to save on time, stress and costs



When to come to us





Our process

Assessment

We contact you to confirm the issues and determine whether or not we can investigate

Investigation

We look into and help resolve the issue through interviews, site visits and requesting more information as required.

May evolve to a facilitation stage,

Outcome

We provide advice on each party's position and make recommendations on how the dispute could be resolved



We cannot investigate:

- Agreements still subject to cooling off period
- Government legislation, policies or decisions
- Matters now or previously under investigation by government or in court
- Compensation agreements that are part of mining claims or mining leases under the Mineral Resources Act



Common issues we've seen

- Biosecurity and washdown concerns
- Damage and disrespect to property or equipment
- Gate and access issues
- Communication breakdowns
- Not properly briefing staff or contractors
- Failure to set reasonable expectations





- Visit <u>www.lao.org.au</u>
- Sign up for our email updates
- Have an LAO officer and present to your team or new staff







Alternative Dispute Resolution (ADR)



Topics

- What is the court's involvement in ADR?
- What is ADR?
- When can I engage in ADR?
- How do I find an ADR convenor?



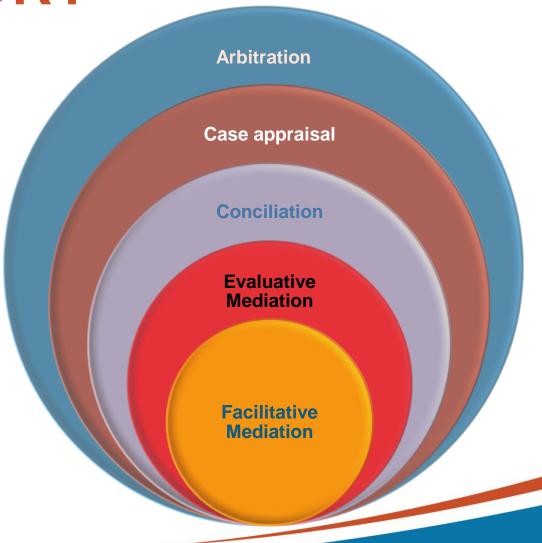
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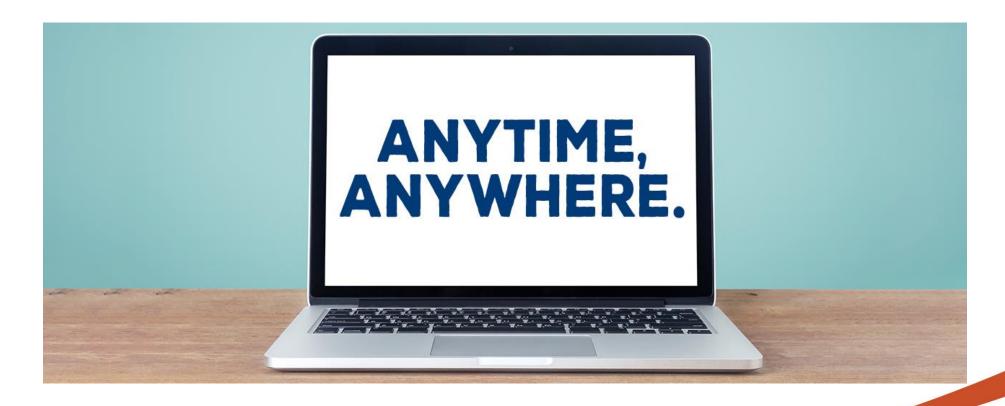


What is ADR?





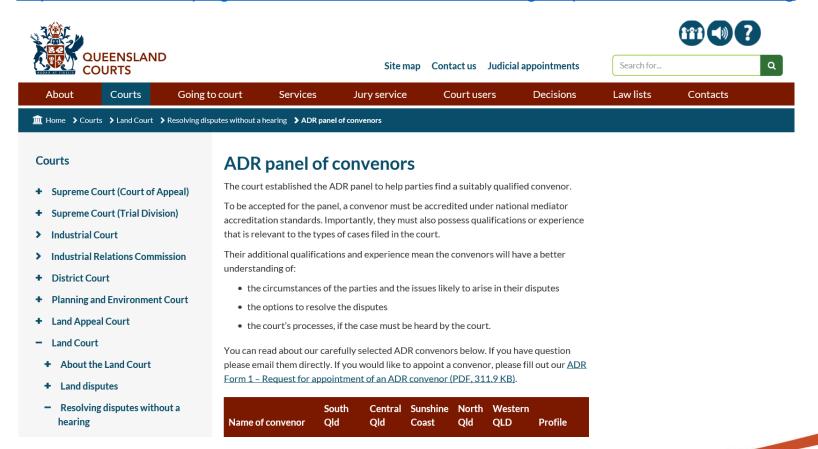
When can I engage in ADR?





How do I find an ADR convenor?

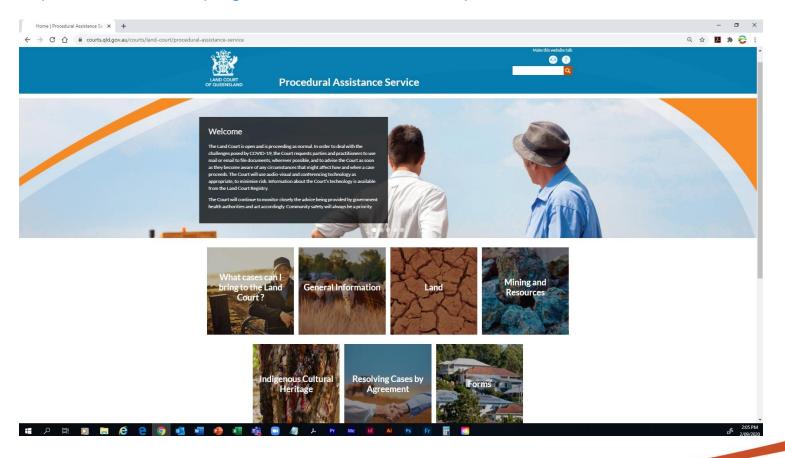
http://www.courts.qld.gov.au/courts/land-court/resolving-disputes-without-a-hearing





Procedural Assistance Service

https://www.courts.qld.gov.au/courts/land-court/procedural-assistance-service





Contact Us

Land Court and Tribunal Registry

Phone: (07) 3738 7199

Email: <u>landcourt@justice.qld.gov.au</u>

Location: Level 8, 363 George Street Brisbane Qld 4000

Business hours: 8.30am to 4.30pm, Monday to Friday (excluding public

holidays and other designated court holidays)

Do you have more questions about mediation or case appraisal?

Contact the Land Court to discuss your options. Attend an interview at the Land Court Registry in person, by phone or via video conference.





UPCOMING GFCQ WEBINARS...

WEBINAR TOPICS IDENTIFIED BY GFCQ VIA STAKEHOLDER ENGAGEMENT:

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