

Ministerial & Executive Correspondence System

MECS
CTS No. 01188/09
FINALISED
(Ministerial Correspondence)

CTS No:	01188/09	Currently Assigned To:	Ministerial Correspondence
External Reference No:		Related CTSNo:	00576/09
Dept File No:		Contact Name:	Scott Buchanan
Concerning:	The results of submissions and the consultation on the wild river declaration proposals for the Archer, Stewart and Lockhart Basins and Governor In Council documents for approval to declare three wild		

RECEIVED CORRESPONDENCE DETAILS

Author (Requestor):	Scott Buchanan / Tom Crothers / Debbie Best / Scott Spencer / Minister Wallace		
Author Type:	ERM - Dept of ERM	Dated:	11/02/09
Receiving Office:	WCD - WAP	Received:	11/02/09
Classification:	Seeking Approval	Created:	11/02/09
Locality:	4851-4899 Far North	Sent for Redraft:	13/03/09
Thesaurus No:		Finalised:	30/03/09
Security Classification:	No security	Date Draft received:	
		Date Sent For Signoff:	18/02/09
		Action Officer Allocated:	11/02/09
		Your Due Date:	

ALLOCATION DETAILS

Division:	WCD - Water Allocation & F	Region:	WAP - Wild Rivers
Action Type:	Brief for Minister	Templates:	
Action Officer:	Correspondence WAP	Departmental Author:	Buchanan Scott

DATES

Role	Name	Due	Received	Response
Information Officer	Jackson Bradley	22/04/09		
ECT Officer	Ministerial Correspondence	13/03/09	30/03/09	

COMMENTS

SIGNATORIES

Select the next Signatory: _____ Due Date: _____
 Date Submitted: _____ Date Received: _____

Current Signatories

Signatory	Due Date	Date Completed	Submitted To	Received From

Default Signatories

Name	Response Due

ACKNOWLEDGEMENT LETTER DETAILS

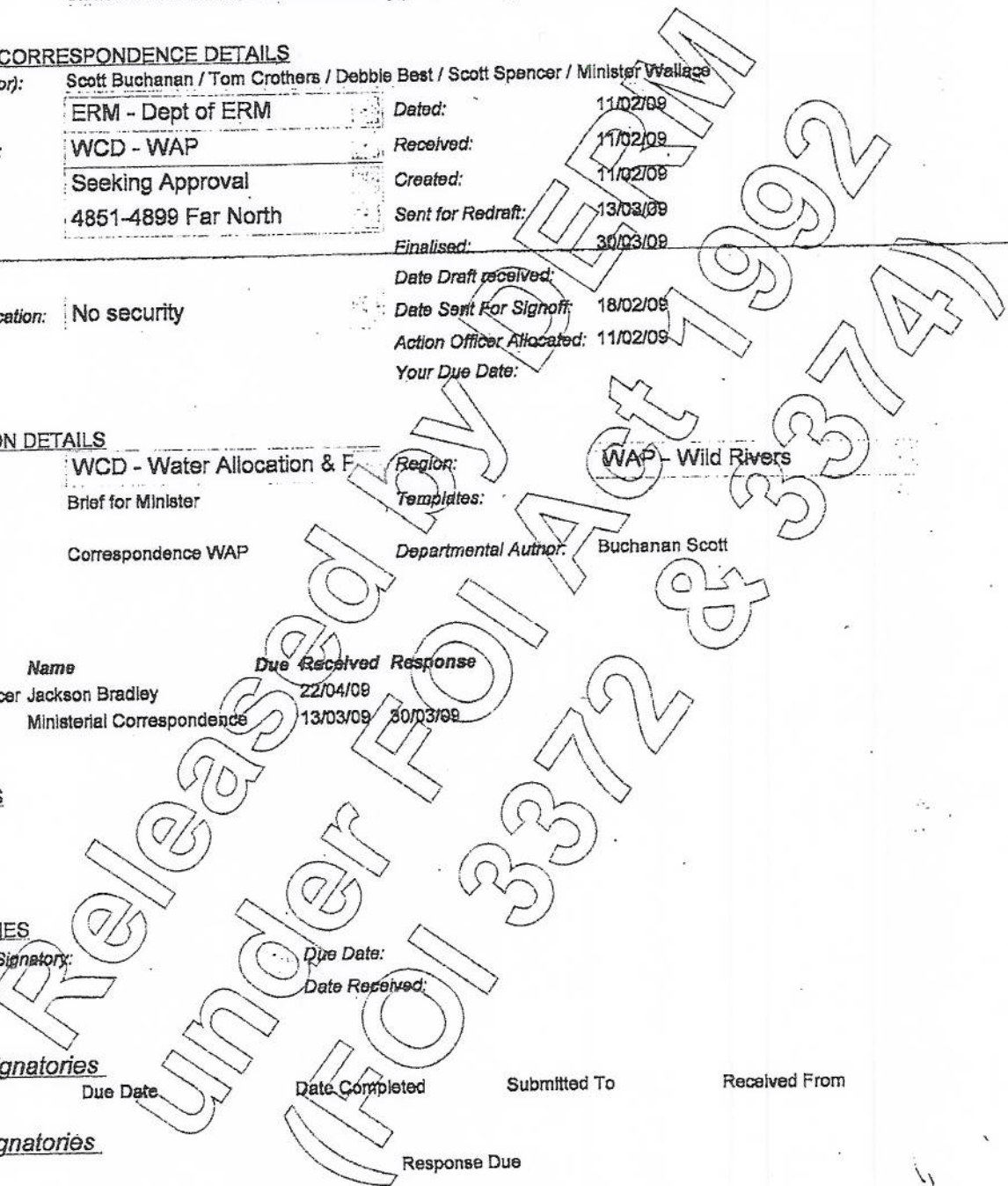
Reply to Name:
Position:

Senate Legal and Constitutional Affairs Committee
Inquiry: **WILD RIVERS**

Tabled Document

By: **BALKANN**

Date: **13 APRIL CAIRNS**



CLLO = Cabinet Legislation
& Liaison officer

Reply To Org:

Reply to Address:

Regarding:

M.T = Michael Tandy?
Senior Policy Advisor
to Minister Wallace

INFORMATION OFFICERS

COMMENTS LIST

Date Added	Added By	COMMENT HISTORY
22/04/09 09:32	LANDS\GRUNERTD	Workflow was sent to Jackson Bradley for Information by Ministerial Correspondence with the following instructions:
30/03/09 14:02	LANDS\GardinerD1	Finalised by Ministerial Correspondence ECT to finalise. If this matter needs readdressing, a new CTS number will have to be created. Brief and attachments returned to Department.
13/03/09 09:00	LANDS\RoseM	Workflow Item was Rejected for Redrafting Brief returned from Minister's Office. Brief not signed.
12/03/09 14:47	LANDS\HARTWELLD	Returned to the Dept unsigned, due to Caretaker Conventions. Deb
18/02/09 12:47	LANDS\WameyJ	Forwarded to MT
18/02/09 12:03	LANDS\KERRIDGE_AT	Workflow was sent to Lawrence Errol for Information by Ministerial Correspondence with the following instructions:
18/02/09 12:03	LANDS\KERRIDGE_AT	Item was submitted for SignOff to Minister Submitting to Min Off. Info Copy to Errol Lawrence, CLLO.
17/02/09 14:59	LANDS\RoseM	Ministerial Correspondence issued clearance for Item With ECT for processing.
17/02/09 12:36	LANDS\Pyem	Item sent to Ministerial Correspondence for QA Check by DG Correspondence .
17/02/09 12:36	LANDS\Pyem	brief endorsed by dg. mp
16/02/09 10:19	LANDS\Pyem	Item was submitted for SignOff to Director General brief to dg to endorse. mp
16/02/09 09:01	LANDS\GRUNERTD	Item sent to DG Correspondence for QA Check by WCD - DDG .
16/02/09 09:01	LANDS\GRUNERTD	Endorsed by DDG WCD. Hard copy to DG. Cono.
13/02/09 15:33	LANDS\GRUNERTD	LANDS\GRUNERTD deleted attachment(s) with the following description(s) : (1) ODDG amended brief .
12/02/09 16:19	LANDS\GRUNERTD	Item was submitted for SignOff to WCD - DDG Submitted to DDG WCD for endorsement.
11/02/09 13:19	LANDS\LiekensA	Item sent to WCD - DDG for QA Check by WCD - Catchment Programs .
11/02/09 13:16	LANDS\LiekensA	Unsolicited Signature Only Item sent for Approval to WCD - Catchment Programs.
11/02/09 13:15	LANDS\LiekensA	Workflow approval Rejected by WCD - Catchment Programs to Correspondence WAP. wrong area again!!
11/02/09 13:15	LANDS\LiekensA	Unsolicited Signature Only item sent for Approval to WCD - Catchment Programs. The results of submissions and the consultation on the wild river declaration proposals for the Archer, Stewart and Lockhart Basins and Governor in Council documents for approval to declare three wild river areas.
11/02/09 13:14	LANDS\LiekensA	Workflow approval Rejected by WCD - Catchment Programs to Correspondence WAP. wrong area!
11/02/09 13:04	LANDS\LiekensA	Item sent to WCD - Catchment Programs for QA Check by WCD - WAP .
11/02/09 13:04	LANDS\LiekensA	Ministers brief Attachment B and C attached. Attachment A is CD and will be delivered to DDG WCD. If possible, please progress this ASAP. GIC documents have been sent to Kerr Pratt in advance. Regards, Ann
11/02/09 12:56	LANDS\LiekensA	Item has been reactivated by LANDS\LiekensA. Finalised in error
11/02/09 12:56	LANDS\LiekensA	Finalised by WCD - WAP
11/02/09 12:54	LANDS\LiekensA	Correspondence WAP nominated as Executive Contact for Unsolicited Workflow
11/02/09 12:54	LANDS\LiekensA	Unsolicited Signature Only Item sent for Approval to WCD - WAP.
11/02/09 12:52	LANDS\LiekensA	Item created by Ann Liekens

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As this system contains personal information it is provided for official use only. Your obligations in this regard are contained in Departmental Standard AS.16.005, Information Privacy

frmFinalisedItemSuper - 2.20.2027.1

Collection Number	File No.	File Title	Total Number of Documents	scope	(Listed by Folio No.)		From Folio	To	Folio	Number of Documents	Full Access	Denied Access	Part Access	Inspect Only	Out of Scope	Subject to Third party review rights	Relevant Section of Act
	4	LEG930/028(Statute - Advices (LSPT) Wild Rivers 0019) 1			1	64	64	64			x						s.43(1) - Legal
	5	LEG930/007(Statute - Review - Wild River Declarations 0079) 5			1	334	334	334			x						s.43(1) - Legal
	6	LEG930/007(Statute - Review - Wild River Declarations 0079) 4			1	431	431	431			x						s.43(1) - Legal
	7	LEG930/007(Statute - Review - Wild River Declarations 0079) 1			1	323	323	323			x						s.43(1) - Legal
	8	LEG930/007(Statute - Review - Wild River Declarations 0079) 3			1	146	146	146			x						s.43(1) - Legal
	9	N/A			147	147	1	1		x							
					148	298	151	151			x						s.43(1) - Legal
					1	341	341	341			x						s.37(3) - Executive Council
	10	IRM/515/000(Water Management - Riverine 0778) 1			1	2	2	2		x							
					3	57	55	55							x		
					58	281	224	224		x							
					282	282	1	1					x				s.44(1) - Personal affairs
					283	308	26	26		x							
					309	311	3	3					x				s.44(1) - Personal affairs
					312	320	9	9		x							
					321	330	10	10		x							
					331	331	1	1		x							
					332	351	20	20		x							
					352	352	1	1		x							

872

Moss Gordon

From: Moss Gordon
Sent: Monday, 30 March 2009 2:58 PM
To: Reece Adam
Cc: Buchanan Scott; Makridakis Lesley
Subject: RE: Dec Maps

APPLICATION NO. 3372

Hi Adam
The 3 docs are ready for you to insert Kens maps etc.
I understand you were hoping for a few hours to check through but Scott B is very keen to get these to Errol Lawrence this afternoon- so if humanly possible...

INFORMATION

Cheers

Gordon Moss
Planning Officer, Water Allocation and Planning
Telephone: (07) 322 47857 Facsimile: (07) 3224 8359
Email: Gordon.Moss@nrw.qld.gov.au
www.nrw.qld.gov.au

Department of Environment and Resource Management
41 George Street, Brisbane Q 4000
GPO Box 2454, Brisbane Q 4001
<http://www.nrw.qld.gov.au/>

JO

From: Reece Adam
Sent: Monday, 30 March 2009 11:47 AM
To: Craw Ken; Buchanan Scott
Cc: Moss Gordon; Makridakis Lesley
Subject: RE: Dec Maps

FREEDOM

Thanks Ken.

Scott, we will wait for the final word docs from you before adding these and creating PDFs. I understand ECT require these by 10am tomorrow. We will need just a few hours in total to check through each doc properly, so please bear that in mind when considering deadlines.

W

Cheers.

UNDER

Adam Reece
Account Manager | Communications, Publications and Library Services
Phone: 07 322 42786 | Fax: 07 3224 2153
Email: adam.reece@nrw.qld.gov.au | www.nrw.qld.gov.au

Department of Environment and Resource Management
Level 12, 41 George Street | Brisbane QLD 4000
GPO Box 2454 | Brisbane QLD 4001

RELEASED

From: Craw Ken
Sent: Monday, 30 March 2009 11:26 AM
To: Reece Adam; Makridakis Lesley
Cc: Buchanan Scott; Moss Gordon
Subject: Dec Maps

Senate Legal and Constitutional Affairs Committee

Inquiry: WILD RIVERS

Tabled Document

By: BALKANU

Date: 13 APRIL 2009

870

Jackson Bradley

From: Craw Ken
Sent: Monday, 30 March 2009 11:26 AM
To: Reece, Adam; Makridakis, Lesley
Cc: Buchanan, Scott; Moss, Gordon
Subject: Dec Maps
Follow Up Flag: Follow up
Flag Status: Red

APPLICATION NO 337

INFORMATION

Hi,

The Dec Maps are here for replacing in the Dec docs. G:\ftp\Wild Rivers\Dec Maps

Cheers,

Ken

Ken Craw
Project Officer, Wild Rivers
Telephone: 07 3227 6693
Email: ken.craw@nrw.qld.gov.au
www.nrw.qld.gov.au

OF

Department of Natural Resources and Water
41 George Street, Brisbane Q 4000
GPO 2454, Brisbane Q 4001

FREEDOM

UNDER

RELEASED

Senate Legal and Constitutional Affairs Committee

Inquiry: WILD RIVERS

Tabled Document

By: BALKANNU

Date: 13 APRIL 2009

Inquiry: **WILD RIVERS**

Tabled Document

By: **BALKANU**

Date: **13 APRIL CAIRNS**

Buchanan Scott

From: Buchanan Scott
Sent: Monday, 30 March 2009 4:59 PM
To: Best Debbie; Crothers Tom
Subject: RE: Min Brief for WR CDecs Thursday

Debbie,
Can do. What is current state of play in terms of approval, do we need to get an approval by the Minister, as it appears the previous Minister did not sign CTS 01188/09, to approve the declarations proceeding to GIC.

If this is the case, I propose that I will renew this CTS for the Minister's information and approval. Is that OK?

Regards

Scott

From: Best Debbie
Sent: Monday, 30 March 2009 3:13 PM
To: Crothers Tom; Buchanan Scott
Subject: Min Brief for WR CDecs Thursday

Can we have a Min Brief re wild rivers decs - the three for Thursday just so Min and staff have an overview and can answer questions? Can we attach a draft media release plus Questions and answers to assist them?
Thank you
debbie

Debbie Best
Deputy Director-General, Water and Catchment Division
Telephone 07 3224 2023 Mobile 0428 117 404 Facsimile 07 3227 7622
Email debbie.best@nrm.qld.gov.au
www.nrm.qld.gov.au

Department of Natural Resources and Water
41 George Street, Brisbane Q 4000
GPO Box 2454, Brisbane Q 4001

Buchanan Scott

From: Buchanan Scott
Sent: Monday, 30 March 2009 5:26 PM
To: Pratt, Kerri; Lawrence, Errol
Subject: FW: Final PDFs

Importance: High

Kerri, Errol,
The three declaration proposals are to be found at the following FTP drive, please let me know if you have any problems accessing these.

Regards
Scott

From: Reece, Adam
Sent: Monday, 30 March 2009 4:57 PM
To: Buchanan Scott; Moss Gordon
Cc: Boyle Terence; Jackson Bradley
Subject: Final PDFs
Importance: High

Hi lads,

Final PDFs are now available in the Minihouse 3 FTP Folder. Please check them through, and make sure the maps are correct for each.

Also, Scott: Kerry Waters has asked that I make sure the Minister's office has been made aware of the fact that they are proceeding to GIC.

Let me know if you have any problems.
Thanks.

Adam Reece
Account Manager | Communications, Publications and Library Services
Phone: 07 322 42786 | Fax: 07 3224 2153
Email: adam.reece@nrw.qld.gov.au | www.nrw.qld.gov.au

Department of Environment and Resource Management
Level 12, 41 George Street | Brisbane QLD 4000
GPO Box 2454 | Brisbane QLD 4001

APPLICATION NO. 3372

INFORMATION

OF

PREPARED

UNDER

THE ACT

Senate Legal and Constitutional Affairs Committee

Inquiry: **WILD RIVERS**

Tabled Document

By: **BAUGHAN**

Date: **13 APRIL 2009**



Hon Stephen Robertson MP
Member for Stretton



Queensland
Government

Ref NR/09/0317
CTS03586/09

Minister for Natural Resources,
Mines and Energy and
Minister for Trade

Mr David Denniston
Blake Dawson
PO Box 7074
Riverside Centre
BRISBANE QLD 4001

Senate Legal and Constitutional Affairs Committee

Inquiry: WILD RIVERS

Tabled Document

By: BAKMAN

Date: 13 APRIL 2009

26 MAY 2009

Dear Mr Denniston

I refer to your letter of 28 April 2009 on behalf of your client, the Cape York Land Council Aboriginal Corporation, concerning the *Archer Basin Wild River Declaration 2009*, the *Lockhart Basin Wild River Declaration 2009* and the *Stewart Basin Wild River Declaration 2009* (the Declarations).

On behalf of your client, you request statements of reasons under the *Judicial Review Act 1991* (JRA) in respect of the following decisions:

- 1 The Governor-in-Council's decision pursuant to section 16 of the *Wild Rivers Act 2005* (WRA) to approve the Declarations;
- 2 My decision pursuant to section 7 of the WRA to make the Declarations; and
- 3 My predecessor's decision pursuant to section 8 of the WRA to give notices of intent for the Declarations.

I wish to clarify that my decision to make the Declarations was made under section 15, and not section 7, of the WRA. Section 7 concerns the power to declare Wild River areas, whereas section 15 concerns the making of the decision to declare Wild River areas.

I am of the opinion that your client is not entitled to the requested statements of reasons on the basis that the subject decisions are not decisions to which the JRA applies. In particular, I consider:

- 1 my decision to make the Declarations and the Governor-in-Council's decision to approve the Declarations are decisions of a legislative, rather than administrative, character; and
- 2 my predecessor's decision to give the notices of intent is merely the initiating step in the process for making the Declarations and does not in any legal or practical sense constitute a substantive decision.

Notwithstanding the above, I am also of the opinion that your client's interests may not be adversely affected by these decisions and that your client therefore is not entitled to the requested statements of reasons on this basis.

Accordingly, I do not propose to provide you with the requested statements.

Nonetheless, I consider it appropriate to provide you with a brief explanation as to why and how the Declarations were made. I note that this information is provided on a without prejudice basis and does not constitute a statement of reasons under the JRA. I do not waive any rights in providing this information.

The purpose of the WRA is to preserve rivers that have all, or almost all, of their natural values intact. Natural values are those environmental processes considered most important to a naturally functioning river system. In order to achieve this purpose, the WRA establishes a framework, that includes the declaration of wild river areas through which particular activities and the taking of natural resources are regulated in order to minimise adverse effects on and preserve the natural values of the rivers and their catchments.

My fundamental reason for making the Declarations is I consider the rivers contained within the Declarations have all, or almost all, of their natural values intact. Having formed this view, I proceeded to prepare and make the Declarations in accordance with the process set out under the WRA. This included:

- preparing the proposed declarations;
- publishing notices of intent and declaration proposal notices advising as to the availability of the proposed declarations and of the applicable moratoriums;
- consulting with the community and stakeholders and receiving written submissions in respect of the proposed declarations;
- considering the results of community consultation, including all properly made submissions, concerning the proposed declarations in preparing the final Declarations; and
- submitting the Declarations to the Governor-in-Council for approval.

Having regard to the results of the community consultation and written submissions, as well as other matters, I decided to proceed to make the Declarations although with certain changes in order to address issues raised through consultation and in submissions. The Declarations were therefore submitted to the Governor-in-Council for approval and subsequently approved.

Should you have any further enquiries, please do not hesitate to contact Mr Joel Moss, Principal Lawyer, Legal Services of the Department of Environment and Resource and Management on telephone

Yours sincerely



STEPHEN ROBERTSON MP

[Home](#) > [Publications](#) > [Browse by category](#) > [Policies and codes](#) > [Government Handbooks](#) > [Executive Council Handbook](#) > [Executive Council procedures](#) > 6.3 Approval process

6.3 Approval process

Approval by Executive Councillors at Cabinet.

There are two parts to the approval process.

The first part of the approval process involves the submission of Executive Council Minutes to Executive Councillors (i.e. Ministers) for consideration.

Following receipt of Minutes each Tuesday the Executive Council Secretariat prepares a proposed Schedule of Minutes for consideration by Executive Councillors. Copies of the Schedule are provided to the Cabinet Secretariat and these are distributed to each Executive Councillor and each Departmental Chief Executive prior to the Cabinet meeting. No Minutes can be added to the Schedule once it is distributed with the Cabinet bag. If Executive Councillors agree that the matters incorporated in the Schedule should proceed to the Governor in Council, the original Schedule, which is endorsed 'Executive Councillors recommend to Her Excellency the Governor that the Minutes detailed in the accompanying Schedule be approved', is initialled by each Executive Councillor at the regular Cabinet meeting.

Approval by the Governor in Council.

The second part of the approval process is the submission of the Minutes to the Governor in Council for approval. Each Minute is signed by the Governor at a meeting of the Executive Council the following Thursday (see [Appendix 1 \(.doc, 36 KB\)](#)).

After approval, the original Minute cover, together with copies of supporting documents referred to in the Minute, are retained by the Executive Council Secretariat as a permanent record of Executive Council action.

Was the information on this page useful?

Yes Somewhat No

Your comments:

Type your comments here. If you would like a response please include your email address or a contact number.

Senate Legal and Constitutional Affairs Committee

Inquiry: *Wild Rivers*

Tabled Document

By: *Balkau*

Date: *13 APRIL 2010*

Boyle Terrence

Senate Legal and Constitutional Affairs Committee

From: Buchanan Scott
Sent: Thursday, 12 February 2009 8:40 AM
To: Boyle Terrence
Subject: FW: Meeting re Wild Rivers

Inquiry: Wild Rivers
Tabled Document
By: Balkanu
Date: 13 APRIL CAIRNS

FYI

From: Crothers Tom
Sent: Thursday, 12 February 2009 7:40 AM
To: Buchanan Scott
Subject: RE: Meeting re Wild Rivers

Scott,

I had a discussion with Debbie late yesterday and she is of the view that we should go back to Terry Piper and ascertain what days the CYLC and Balkanu Board meetings are on and then try to either front or back end onto them. If these meetings run from say Tuesday to Thursday then this approach will be problematic. She was receptive to us assisting with meeting some of their travel costs down to Cairns if they were co-operative in seeing us in the week of 23rd February. I responded that in my view they would smell a rat and I also indicated that the preferred location for the meeting was in Weipa and not Cairns.

s.37(1)

Happy to discuss further.

Regards,
Tom C.

From: Buchanan Scott
Sent: Wednesday, 11 February 2009 2:09 PM
To: Crothers Tom
Subject: FW: Meeting re Wild Rivers

FYI

From: Terry Piper [mailto:Terry.Piper@balkanu.com]
Sent: Wednesday, 11 February 2009 1:29 PM
To: Buchanan Scott
Cc: Catherine McWaters
Subject: Meeting re Wild Rivers

Scott

Just to let you know. We are still looking at suitable times etc for a meeting. The week of the 23 is not good as both Balkanu and the Land Council have their board meetings during that week. It is looking like the first week in March. Our thinking is that the meeting should be held in Weipa as it is easier to transport and accommodate people.

We will also need to discuss with you the costs of getting people to the meeting and how they are to be

met.

Will get back to you as soon as I can.

Terry

Terry Piper | Balkanu Cape York Development Corporation P/L

| Balkanu

242 Sheridan Street, PO Box 7573, Cairns Queensland 4870

t: +61 7 40 196217

f: +61 7 40 512270

m: 0407 144 067

e: terry.piper@balkanu.com.au

w: <http://www.balkanu.com.au>

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Released by DEEM
under FOI Act 1992
(FOI 3372 & 3374)

them to quickly review them and deliver them to you by 12pm.

Thanks Kerrl.

Adam Reece
Account Manager | Communications, Publications and Library Services
Phone: 07 322 42786 | **Fax:** 07 3224 2153
Email: adam.reece@nrw.qld.gov.au | www.nrw.qld.gov.au

Department of Natural Resources and Water
Level 12, 41 George Street | Brisbane QLD 4000
GPO Box 2454 | Brisbane QLD 4001
<< File: 1-KEEPER-167429-WCD_Lockhart_Wild_River_Declaration_2009_20090218.doc >>

Released by DERM
under FOI Act 1992
(FOI 3372 & 3374)

Boyle Terrence

From: Jackson Bradley
Sent: Monday, 23 February 2009 7:10 AM
To: Banks Shelley
Cc: Boyle Terrence; Buchanan Scott
Subject: RE: wildriverdecsmmedia Declarations of three basins Archer Stewart Lockhart Feb 09 Final.doc

No worries, Ill chat with Scott and have it back to you before 9.

Cheers!

Brad.

From: Banks Shelley
Sent: Friday, 20 February 2009 4:03 PM
To: Jackson Bradley
Cc: Boyle Terrence; Buchanan Scott; Cahill Anna; Sinclair Warwick; Waters Kerry
Subject: RE: wildriverdecsmmedia Declarations of three basins Archer Stewart Lockhart Feb 09 Final.doc

Hi Brad

Thanks for sending the release through.

As discussed, could you please get Scott to approve the release first thing Monday morning. The minister's office has requested it by 9am and it will need to be approved by the DDG before that as well as Scott. We've let the DDG's office know that it will be coming to them first thing Monday and they are expecting it.

Shelley

Shelley Banks
 A/Senior Media Officer Media Services
 Telephone: 07 3247 5570. Facsimile: 07 32242153
 Mobile: 0411 657 182
 Email: shelley.banks@nrw.qld.gov.au
www.nrw.qld.gov.au

Department of Natural Resources and Water
 41 George Street, Brisbane Qld 4000
 GPO Box 2454 Brisbane Qld 4001

From: Jackson Bradley
Sent: Friday, 20 February 2009 3:55 PM
To: Banks Shelley
Cc: Boyle Terrence; Buchanan Scott
Subject: FW: wildriverdecsmmedia Declarations of three basins Archer Stewart Lockhart Feb 09 Final.doc

Shelley,

As discussed, Scott has not yet seen or approved. It will require his approval before being released.

Cheers!

Senate Legal and Constitutional Affairs Committee

Inquiry: Wild Rivers

Tabled Document

By: Balkanu

Date: 13 APRIL CAIRNS

30/04/2009

From: Boyle Terrence
Sent: Friday, 20 February 2009 4:13 PM
To: Crothers Tom
Cc: Buchanan Scott
Subject: FW: wilddriverdecsmmedia Declarations of three basins Archer Stewart Lockhart Feb 09 Final.doc

Tom
 I suggest we watch the timing of this closely.
 Terry

From: Banks Shelley
Sent: Friday, 20 February 2009 4:03 PM
To: Jackson Bradley
Cc: Boyle Terrence; Buchanan Scott; Cahill Anna; Sinclair Warwick; Waters Kerry
Subject: RE: wilddriverdecsmmedia Declarations of three basins Archer Stewart Lockhart Feb 09 Final.doc

Hi Brad

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Shelley

Shelley Banks
 A/Senior Media Officer Media Services
 Telephone: 07 3247 5570 Facsimile: 07 32242153
 Mobile: 0411 657 182
 Email: shelley.banks@nrw.qld.gov.au
www.nrw.qld.gov.au

Department of Natural Resources and Water
 41 George Street, Brisbane Qld 4000
 GPO Box 2454 Brisbane Qld 4001

From: Jackson Bradley
Sent: Friday, 20 February 2009 3:55 PM
To: Banks Shelley
Cc: Boyle Terrence; Buchanan Scott
Subject: FW: wilddriverdecsmmedia Declarations of three basins Archer Stewart Lockhart Feb 09 Final.doc

Shelley,

As discussed, Scott has not yet seen or approved. It will require his approval before being released.

Cheers!

Brad.

From: Jackson Bradley



NATURAL RESOURCES and WATER (NRW)

Media Release

Three more wild river areas to be preserved

xx February 2009

Three wild river areas have been declared in the Stewart, Lockhart and Archer Basins on Cape York Peninsula, Natural Resources and Water Minister Craig Wallace announced today.

"The declaration of these areas covering a total of 18,641 sq km, will ensure that the natural values of the wild rivers in these areas are now better protected for future generations", Mr Wallace said.

Since the proposal to declare these areas was announced in July last year more than 3600 submissions were received and NRW field staff conducted more than 100 consultation meetings across the Cape about the proposals. Each submission, along with matters raised during consultation, was taken into consideration by the Department.

"These wild river areas, which have largely been untouched by development, are a vital part of our natural heritage. They have unique features worth preserving, including free flowing rivers, wetlands, and ecosystems that were found only on Cape York Peninsula." Mr Wallace said.

Mr Wallace said the declaration of a wild river under the *Wild Rivers Act 2005* does not preclude all future development in a wild river area.

"The Cape York community can continue to enjoy the benefits of development with activities such as mining, grazing, fishing, eco-tourism, outstation development and Indigenous cultural activities still able to occur", Minister Wallace said.

"These declarations are about ensuring the wild river's natural values are preserved by ensuring that any future development is undertaken responsibly"

"The State Government is committed to protecting the unique biodiversity of our environment, as part of *Toward Q2: Tomorrow's Queensland* vision," Mr Wallace said.

"Our unique Wild Rivers legislation (the *Wild Rivers Act 2005*) aims to preserve Queensland's wild rivers for current and future generations of Queenslanders as well as for the rest of the world."

Contact: xxxxxxxxxxxxxxxx

CAPE YORK TENURE RESOLUTION IMPLEMENTATION GROUP

6 June 2008
Room A35, Parliament House
2:30pm to 4:30pm

MINUTES

Members

Queensland Government

Honourable Craig Wallace, MP, Minister for Natural Resources and Water (Chair)
Honourable Andrew McNamara, Minister for Sustainability, Climate Change and Innovation
Damian McGreevy, Office of the Premier
Adrian Jeffreys, Department of the Premier and Cabinet

Australian Conservation Foundation

Don Henry
Leah Talbot

Balkanu Cape York Development Corporation

Gerhardt Pearson
Richie Ah Mat

Cape York Land Council

Michael Ross
Alan Creek

The Wilderness Society

Anthony Esposito
Kerryn O'Connor

Senate Legal and Constitutional Affairs Committee

Inquiry: Wild Rivers

Tabled Document

By: BALKANU

Date: 13 APRIL CAIRNS

Other attendees

Terry Piper, Balkanu
Jessica Howard, Cape York Land Council
Karen Robinson, Office of the Minister for Sustainability, Climate Change and Innovation
Terry Wall, Environmental Protection Agency
Buzz Symonds, Environmental Protection Agency
Ross MacLeod, Environmental Protection Agency
Staice Johns, Office of the Minister for Natural Resources and Water
Scott Spencer, Department of Natural Resources and Water
Cyril Cordery, Department of Natural Resources and Water
Leslie Shirreffs, Department of Natural Resources and Water
Barbara Jones, Department of the Premier and Cabinet
Michelle Parker, Department of the Premier and Cabinet (minutes)

1. Meeting opening

a) The Chair welcomed members and opened the meeting at 2.35pm.

b) Apologies

- Honourable Desley Boyle, MP, Minister for Tourism, Regional Development and Industry
- Alec Marr, The Wilderness Society
- Lyndon Schneiders, The Wilderness Society

The Chair:

- **noted** that conservation groups have not yet received funding for participation in the CYTRIG process; and
- **noted** that the funding has been approved and that the Department of Natural Resources and Water (DNRW) would ensure that processing was finalised as a priority.

2. Minutes

CYTRIG

- **agreed** to the adoption of minutes.

3. Report on actions arising from the previous meeting

CYTRIG

- **noted** the progress achieved on action items from the February 2008 meeting and that these matters will be further considered throughout the agenda.

4. Acquisitions

a) Acquisitions - update

CYTRIG:

- **noted** the progress to date on priority acquisitions;
- **noted** that discussions have been held with the Indigenous Land Corporation (ILC) about joint acquisitions;
- **agreed** that Minister McNamara would discuss funding commitments under ILC with the Commonwealth Minister for Families, Housing, Community Services and Indigenous Affairs (Minister Macklin);
- **agreed** that applications be submitted for National Reserve System (NRS) funding with a key focus on the central and south western areas of Cape York Peninsula consistent with the currently endorsed priority acquisition list;
- **noted** the desire of Indigenous groups to be consulted by the Commonwealth Government before acquisitions under the NRS were progressed.

b) Criteria for inclusion of additional properties on the priority acquisition list

CYTRIG:

- **noted** that Minister McNamara would seek advice regarding the Queensland Government's ability to acquire properties for outright conversion to Aboriginal land and would write to members with the outcome of this advice;
- **requested** that the former Premier's commitment in the second reading speech for the Cape York Peninsula Heritage Act regarding the dual role of the acquisition program be fulfilled; and
- **agreed** to the revised criteria for inclusion of additional properties on the priority acquisition list subject to the above advice.

5. State Land Dealings and National Parks

a) Timelines for completion of State Land Dealing properties for 2008 and update on other properties

CYTRIG:

- **noted** that in-principle agreement was provided for Running Creek, Lilyvale, McIlwraith and Mt Croll land leadings at the meeting of 19 December 2007;
- **agreed** to the timeframes for completion of the tenure resolution process at Running Creek and Lilyvale; and McIlwraith and Mt Croll;
- **noted** the 'State Land Dealings Milestones and Status Report';
- **agreed** that DNRW would meet with Traditional Owners for the Running Creek property to discuss the wild river proposal for the Stewart River basin;
- **noted** the Director-General of the Department of the Premier and Cabinet has written to Balkanu and CYLC regarding outstanding invoices for the tenure resolution project, wild rivers initiative and Cape York Peninsula Heritage Act;
- **agreed** that DNRW and the Environmental Protection Agency (EPA) would jointly undertake an analysis of tenure resolution processes to identify opportunities to streamline and consolidate, and provide a report to the next meeting; and
- **agreed** that DNRW and EPA would prepare an investment plan to identify resources that will be provided by the Queensland Government for properties that have been returned to Traditional Owners and provide a report to the next meeting.

b) Transferring ownership and joint management of national parks

CYTRIG:

- **agreed** to the priority order for progressing negotiations on existing national parks;
- **noted** the priority order is potentially subject to amendment (by further agreement between the Tenure Taskforce and Balkanu) in response to changing Traditional Owner or State interests; and
- **noted** the report on 'Milestones for conversion of existing national parks to national park (Cape York Peninsula Aboriginal land)'.

c) Status of Indigenous Management Agreement negotiations

CYTRIG:

- **noted** progress associated with the negotiations of the first Indigenous Management Agreement.

d) Implementation matters for completed dealings

CYTRIG:

- **noted** the 'Status Report on Transferred Properties'; and
- **noted** the efforts of departmental staff in progressing strategies on-ground including the employment of Indigenous rangers.

6. Other Business

a) Economic development pilot projects

CYTRIG:

- **noted** progress on pilot native forestry and land use capability projects being progressed by DNRW in partnership with Balkanu and identified Indigenous communities; and
- **noted** that participating communities will be confirmed by mid June 2008.

b) Wild rivers

CYTRIG:

- **noted** the proposed consultation program for the wild rivers project on Cape York Peninsula;
- **noted** that DNRW will discuss with Balkanu a strategy for progressing consultation with Traditional Owners; and
- **noted** that declaration proposals for the Archer, Stewart and Lockhart river basins will be released in July 2008 with declarations finalised by the end of 2008.

c) Areas of International Conservation Significance (AICS) - update

CYTRIG:

- **noted** progress towards the assessment, identification and declaration of AICS under the Cape York Peninsula Heritage Act;
- **noted** links to Commonwealth, World and National Heritage assessment and nomination processes;
- **noted** the tabling of a letter from the Commonwealth Minister for the Environment, Heritage and the Arts (Minister Garrett) that proposes a tentative listing for Cape York Peninsula by June 2008; and
- **noted** that Minister McNamara would be meeting with Balkanu, CYLC and ACF in Cairns to discuss the proposed tentative listing.

d) Other business

CYTRIG:

- **noted** the desire of conservation groups for both the Cape York Peninsula Regional Advisory Committee and Cape York Peninsula Region Scientific and Cultural Advisory Committee to be established as soon as possible;
- **noted** that letters requesting nominations for the Cape York Peninsula Regional Advisory Committee have been sent to stakeholder groups;
- **agreed** that Minister McNamara and Minister Wallace would jointly write to Minister Garrett to invite him to attend a future meeting of CYTRIG; and
- **agreed** that DNRW and EPA would prepare a briefing paper on the work program for Cape York following the 2008-09 budget outcomes and the paper would be circulated to CYTRIG members.

The Chair closed the meeting at 4:40pm.

A wild rivers declaration can aid industries such as organic meat export[RB5], commercial fishing and ecotourism by promoting the wild river areas as a 'clean and green' image and encouraging economic development based on ecosystem services.

Page 2: [12] Comment [RB12] Ross Brown 12/03/2009 12:35:00 PM
 Ross and I strongly disagree with this paragraph. It is open to interpretation whether we did consult widely and extensively. What is consultation to one may not be consultation to another. I am not confident we have addressed concerns as we wouldnt be going back to Balkanu with the DG if this where the case. There was not significant support for wild rivers. It was a a mixed viewpoint Significant indifferences.

Page 2: [13] Comment [RB13] Ross Brown 11/03/2009 3:12:00 PM
 Whohah! Cabinet review occurs March 09 and may extend the program, if considered successful, but may not!.

Page 2: [14] Deleted Ross Brown 11/03/2009 5:17:00 PM
 during the course of the wild rivers program

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 (FOI 3372 & 3374)

Senate Legal and Constitutional Affairs Committee

Inquiry: Wild Rivers

Tabled Document

By: BALKANU

Date: 13 APRIL 2009

The government has undertaken extensive consultation with affected Indigenous communities on Cape York Peninsula and is confident that it has addressed any concerns the Indigenous communities may have had. It was also noted from the consultation that there is significant support for the intent of the Wild Rivers program amongst Indigenous communities on Cape York Peninsula.

Comment [RB12]: Ross and I strongly disagree with this paragraph. It is open to interpretation whether we did consult widely and extensively. What is consultation to one may not be consultation to another. I am not confident we have addressed concerns as we wouldnt be going back to Balkanu with the DG if this where the case. There was not significant support for wild rivers. It was a mixed viewpoint Significant indifferences.

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Comment [RB13]: Whohah! Cabinet review occurs March 09 and may extend the program, if considered successful, but may not!

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The government has developed a Wild River Ranger program which employs Indigenous rangers to protect and promote the world class natural values of Queensland's Wild Rivers. To date, as a pilot project, 20 Wild River Rangers have been employed in Cape York Peninsula and across the Gulf of Carpentaria. This provides employment and economic benefits to Indigenous people and communities on the Cape. The government has committed to evaluate the success or otherwise of the 20 positions, prior to a decision for possible expansion of the program with employment of up to 100 rangers, across the State.

The government is confident that future development can occur in a wild river area in such a way that the wild river's natural values are preserved. This ensures the rivers are preserved for all to enjoy, now and in the future.

FREEDOM

OF

INFORMATION

APPLICATION NO. 3372