



Australian Government
**Department of Agriculture,
Water and the Environment**

Ref: EPBC 2011/6004

Email: epbcmonitoring@awe.gov.au

Bridget Negri
Lawyer
Minter Ellison
Rialto Towers 525 Collins Street
Melbourne Victoria 3000

Dear Ms Negri,

**Commencement of Action – Expansion of the existing Burnside Shopping Centre,
Burnside, Victoria (EPBC 2011/6004)**

I refer to your letter of 7 April 2020 on behalf of Ranfurly Developments Pty Ltd notifying the Department of Agriculture, Water and the Environment (the Department) of commencement of the action for EPBC 2011/6004 in accordance with condition 6 of the *Environment Protection and Biodiversity Conservation Act 1999* (the Act) approval EPBC 2011/6004.

I note that the action commenced on 6 March 2020

We note that notification of commencement was due 20 March 2020. We acknowledge your explanation of difficulties due to the current Covid-19 pandemic. No further action will be taken regarding the late notification, however it will be noted in our records.

Condition 8– Annual Compliance Report

Condition 8 of the approval states that the approval holder must prepare an Annual Compliance Report for each 12-month period following the date of commencement of the action. The approval holder must continue to publish each report and notify the Department of publication until the expiry of this approval on 31 December 2031. The reports must be published within 3 months of every 12-month anniversary of commencement. Documentary evidence providing the date of publication must be provided to the Department at the same time the report is published.

Please notify the Department of publication of the reports by email, including a link to where the report is publicly available to epbcmonitoring@awe.gov.au. Please note the first Annual Compliance Report is due by **6 June 2021**

When preparing the report please refer to the Department's Annual Compliance Report Guidelines available on the Department's website at <http://www.environment.gov.au/epbc/publications/annual-compliance-report-guidelines>

Please note that the conditions of approval require the approval holder to maintain accurate records of all activities associated with, or relevant to, the approval conditions so that they can be made available to the Department on request. These documents may be subject to audit and be used to verify compliance. Summaries of audits may be published by the Department.

More information about the Department's Monitoring and Audit program is available on the Department's website at <http://www.environment.gov.au/epbc/compliance-and-enforcement/auditing>.

Section 142 of the Act requires an approval holder to comply with conditions attached to an approval. Penalties may apply to approval holders who contravene conditions.

If you would like to discuss this matter further, please contact Michaela Ballard at epbcmonitoring@awe.gov.au

Yours sincerely,

A handwritten signature in black ink, consisting of a long horizontal stroke at the top, followed by two vertical strokes that curve slightly at the bottom, and a small flourish at the end.

Mr Thomas Long
A/g Assistant Director
Environmental Audit Section
8 April 2020