



Australian Government

Department of the Environment, Water, Heritage and the Arts

Mr Peter Daly
Project Manager
K.S.9. Pty Ltd
Level 20, 260 Queen Street
BRISBANE QLD 4000

Date: 30 / 7 / 2010
EPBC Ref: 2008/4633
EPBC contact: Mick Fallon
(02) 6274 1366
michael.fallon@environment.gov.au

Dear Mr Daly

Direction to publish – Fraser Straits Marina

On 5 January 2009 we decided that your proposed action, to construct a marina and associated infrastructure in Snapper Creek, Tin Can Bay, Queensland required assessment and approval under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act).

You are now required to publish the information you have provided on the proposed action (as outlined above) **within 20 business days of the date of this decision**. This allows for public consultation on the potential impacts of your project. The information must be available for comment for no less than **20 business days** and during this time any third parties can comment on the proposed action.

Public comments will come directly to you so that you have an opportunity to address any issues raised. You are then required to provide us with:

- a copy of all public comments received (if any);
- a summary of each of the comments (if any) and how you have addressed each of them; and
- a revised version of your documentation with any changes or additions needed to take account of the public comments (if any); or
- if no public comments are received, a written statement to that effect.

Once you have provided us with this information, you will then need to publish the summary of comments and your responses, together with the original documentation including any changes or additions made in response to the public comments (or a notice) **within 10 business days**. Detailed directions on what information you need to publish and where to publish are attached to this letter.

The assessment process will commence as soon as we receive the public comments and your responses to them. A decision on whether the proposed action can be approved or not would generally be expected within 40 business days of that time, unless further information is required.

Details on the assessment process and the responsibilities of the proponent are set out in the enclosed fact sheet. Further information is available from the Department's website at <http://www.environment.gov.au/epbc>.

I have also sent a copy of this request to Douglas Shooter of Kellogg, Brown and Root Pty Ltd.

If you have any questions about the assessment process or this decision, please contact the EPBC project manager and quote the EPBC reference number shown at the beginning of this letter.

Yours sincerely

Fiona Beynon
A/g Assistant Secretary
Environment Assessment Branch