

WANDOAN COAL PROJECT

A GLENCORE Project

22 August 2014

Mr Barry Broe
Coordinator-General
Department of State Development, Infrastructure and Planning
PO Box 15517
City East QLD 4002

Attention: Geraldine Cavanagh

Dear Mr Broe

Wandoan Coal Project – CGER condition amendment of Schedule 1, conditions 11 to 18 associated with social impact management

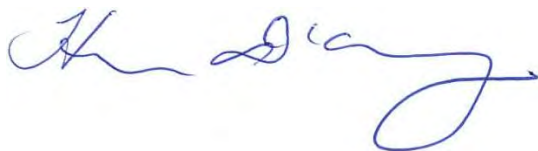
I refer to your letter dated 26 August 2013 (ref: OUT13/2513), which provided an opportunity for Glencore Coal Queensland Pty Limited on behalf of the Wandoan Joint Venture (WJV) to review social conditions and to adopt the reporting principles attached in the new Social Impact Assessment (SIA) Guideline. WJV has now completed its review and proposes to adopt social impact conditions, as outlined in Attachment 1 of your letter.

Pursuant to the *State Development and Public Works Organisation Act 1971*, Part 4, Division 3A, clauses 35B, 35C and 35E, the WJV also seeks your approval to change other social impact management conditions, as detailed in Attachment 1. The WJV remains committed to positive, meaningful and transparent engagement with key stakeholders, particularly the local community.

Given the proposed changes are intended to better align with the Social Impact Assessment guideline, WJV requests your consideration that change report fees be waived on this occasion.

If you would like to discuss the WJV's proposed changes, please contact me directly on 0417 836 758 or by email helen.darcy@glencore.com.au.

Yours sincerely



Helen D'Arcy
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Attachment 1 CGER social impact management, proposed condition amendments

CGER Condition – Schedule 1, Condition 11, Social Impact Management Plan (SIMP)

Condition 11 is divided under the following headings (for brevity the full wording of the condition has not been repeated in this document):

- Social Impact Management Plan (SIMP)
- SIMP Monitoring
- SIMP reporting, review and auditing arrangements
- Amendments and termination of the SIMP

Proposed Change to Schedule 1, Condition 11:

- *The proponent will provide an annual report to the Coordinator-General for five years after the commencement of construction describing the :*
 - a. actions and adaptive management strategies to avoid, manage or mitigate project-related impacts on the local and regional housing markets*
 - b. actions to enhance local employment, training and development opportunities*
 - c. actions to avoid, manage or mitigate project-related social impacts on local community services, infrastructure and community safety and wellbeing*
 - d. actions to inform the community about project impacts and show that community concerns about project impacts have been taken into account when reaching decisions*
 - e. actions and management strategies addressing direct impacts arising from construction and operational activities undertaken during the five-year reporting period.*

Effects of the change on the Project:

- Delete the entire Condition 11 as given in the CGER and replace with the Proposed Change to Schedule 1, Condition 11.
- In terms of the content to be reported, the effect on the Project will be negligible, as the WJV has already lodged and has had approved by the Coordinator-General the final SIMP for the Wandoan Coal Project.
- In terms of the duration of reporting, providing annual reporting for the first five years from the commencement of construction of the Project provides a realistic period over which the greatest social impacts are to potentially be experienced due to the Project, rather than over the life of the Project.

Reasons for the proposed change:

- SIA Guideline was released by the Coordinator-General in July 2013.
- The SIA Guideline triggers the CGER Schedule 1, condition 11 clause “Amendment and termination of the SIMP clauses”, due to changes in government policy.
- Any amendments or updates by the WJV to the approved SIMP would consider the SIA Guideline, being consistent with SIA Guideline section 9 Transition arrangements for coordinated projects.

CGER Condition – Schedule 1, Condition 12 Other Social Impact Management Plan (SIMP) requirements

Condition 12 is divided under the following headings:

- Landholder Resettlement Actions
- Mitigating and managing project accommodation and housing impacts
 - I. Integrated accommodation and housing data collection project
 - II. Development of accommodation and housing mitigation and management strategies

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Proposed Change to Schedule 1, Condition 12:

- Delete the entire condition.

Effects of the change on the Project:

- The effect on the Project and community will be negligible.

Reasons for the proposed change:

- The SIA Guideline and Condition a. in the Proposed Change to Schedule 1, Condition 11 above require the WJV to report on management strategies associated with impacts on the local and regional housing markets.
- Regarding Landholder Resettlement Actions, the previous landholders that the WJV purchased land from have already moved or tenanted the properties under licence agreements with the WJV. The Contract of Sale for each property was at market rates plus a premium and included legal costs and other property specific costs.
- Accommodation and housing data is routinely collected and analysed by various government agencies, as described in the SIA Guideline.
- During construction and operations, the WJV proposes to accommodate its workforce in accommodation facilities constructed for the workforce. Some housing in Wandoan township is proposed to be constructed for management personnel, as described in the Wandoan Coal Project Environmental Impact Statement (EIS) and Supplementary EIS.

CGER Condition – Schedule 1, Condition 13, Cumulative Social Impacts

Condition 13 addresses cumulative social impact issues, mitigation and management strategies.

Proposed Change to Schedule 1, Condition 13:

- Delete the entire condition.

Effects of the change on the Project:

- The effect on the Project and community will be negligible.

Reasons for the proposed change:

- The SIA Guideline requires proponents to consider cumulative social impacts.
- To fulfil the reporting requirements of the SIA Guideline and the Proposed Change to Schedule 1, Condition 11, cumulative social impact issues, mitigation and management strategies would be discussed in each annual report where relevant to the specific topic.

CGER Condition – Schedule 1, Condition 14, Community Safety and Road Safety requirements

Condition 14 addresses public traffic awareness and road safety education, and employee induction and behaviour policies.

Proposed Change to Schedule 1, Condition 14:

- Delete the entire condition.

Effects of the change on the Project:

- The effect on the Project and community will be negligible.

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Reasons for the proposed change:

- Regarding public traffic awareness and road safety, the Department of Transport and Main Roads, Queensland Police Service and Education Queensland all have existing traffic and road safety awareness activities.
- The *Coal Mining Safety and Health Act 1999* and Coal Mining Safety and Health Regulation 2001 already stipulate stringent requirements regarding safety and health issues while on a mine site, and are more stringent than the CGER Schedule 1, Condition 14 requirements. To fulfil many of these on-site requirements, employees (defined as coal mine workers under the Act) are to abide by requirements that also affect out-of-hours and off-site activities, including fatigue management which affects travel and driving off-site, and drug and alcohol requirements.

CGER Condition – Schedule 1, Condition 15, Employment, training and economic development

Condition 15 addresses employment and training opportunities.

Proposed Change to Schedule 1, Condition 15:

- Delete the entire condition.

Effects of the change on the Project:

- The effect on the Project and community will be negligible.

Reasons for the proposed change:

- The approved SIMP already contemplates various apprenticeships, traineeships and school-based training.
- The Mining Lease Consent Agreement between the Wandoan Joint Venture and the native title claim group the Iman People #2, stipulates various apprenticeship and scholarship opportunities.

CGER Condition – Schedule 1, Condition 16, Workforce management requirements

Condition 16 addresses employee behaviour.

Proposed Change to Schedule 1, Condition 16:

- Delete the entire condition.

Effects of the change on the Project:

- The effect on the Project and community will be negligible.

Reasons for the proposed change:

- Similar to the reasons provided for deletion of Condition 14, the *Coal Mining Safety and Health Act 1999* and Coal Mining Safety and Health Regulation 2001 already stipulate stringent requirements regarding safety and health issues while on a mine site (including employee inductions to site), and are more stringent than the CGER Schedule 1, Condition 16 requirements. To fulfil many of these on-site requirements, employees (defined as coal mine workers under the Act) are to abide by requirements that also affect out-of-hours and off-site activities, including fatigue management which affects travel and driving off-site, and drug and alcohol requirements.

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CGER Condition – Schedule 1, Condition 17, Indigenous engagement requirements

Condition 17 addresses indigenous engagement requirements.

Proposed Change to Schedule 1, Condition 17:

- Delete the entire condition.

Effects of the change on the Project:

- The effect on the Project and community will be negligible.

Reasons for the proposed change:

- The approved SIMP already contemplates various indigenous engagement activities.
- The Mining Lease Consent Agreement between the Wandoan Joint Venture and the native title claim group the Iman People #2, stipulates various employment and training opportunities.
- To undertake various conditions in the Cultural Heritage Management Plan Agreement between the Wandoan Joint Venture and the Iman People #2, engagement of traditional owners is required for undertaking cultural heritage works and monitoring activities.

CGER Condition – Schedule 1, Condition 18, Wandoan Coal Project Community Reference Group (CRG)

Condition 18 addresses the Community Reference Group.

Proposed Change to Schedule 1, Condition 18:

- The proponent is to provide the Community Reference Group with regular information on the progress of work on the Project and environmental performance.*
- The proponent may invite representatives from relevant government agencies or other individuals to attend Community Reference Group meetings.*
- The proponent may provide visitor access to the Project areas to members of the Community Reference Group at times that are mutually acceptable to the proponent and Community Reference Group members, and where it is safe to do so.*
- The proponent is to take minutes of each Community Reference Group meeting, and distribute to Community Reference Group members.*

Effects of the change on the Project:

- Delete the entire Condition 18 as given in the CGER and replace with the Proposed Change to Schedule 1, Condition 18.
- The effect on the Project and existing Community Reference Group will be negligible.

Reasons for the proposed change:

- There is an existing Community Reference Group, which was established in 2007 as part of the Environmental Impact Statement processes for the Wandoan Coal Project.
- The Community Reference Group has continued since its inception, with the most recent meeting in March 2014.
- Membership of the Community Reference Group by community members is voluntary, with the existing Schedule 1, Condition 18 placing an unnecessary burden on Community Reference Group members' time to participate in all aspects of the Community Reference Group as given in the existing CGER Schedule 1, Condition 18.