

OFFICIAL



Australian Government

**Department of Infrastructure,
Transport, Regional Development,
Communications and the Arts**

James Comley
PFAS Technical Lead
Da Vinci Building 101, 2A Boronia Road
Brisbane Airport QLD 4008

Via email: James.Comley@AirservicesAustralia.com

16 August 2024

Dear James,

Thank you for your email of 5 August 2024 requesting a variation to the Environmental Remedial Order (ERO) made on the 28 March 2024 directing Airservices Australia (Airservices) to carry out specified remedial work to address perfluoroalkyl and polyfluoroalkyl substances (PFAS) of soil and groundwater at the main fire station (MFS) and fire training ground (FTG) at Canberra Airport. Your requested variations relate to timeframes for finalisation of the Detailed Site Investigation (DSI) report and preparation of two remedial plans.

As an Airport Environment Officer with the power to make an ERO under regulation 6.18 of the Airports (Environment Protection) Regulations 1997, I am also able to revoke, amend or vary any such order under subsection 33(3) of the *Acts Interpretation Act 1901*.

Following an assessment of Airservices' request and consultation with relevant parties, I have decided to approve the following changes to paragraphs 9 to 17 of the ERO, as amended and communicated via email on the 14 August 2024:

ERO requirement		Existing ERO date	Proposed revised ERO date
Detailed site investigation			
9	Within 15 business days of inviting comments on the revised draft under paragraph 8, Airservices must prepare a final draft of the DSI report (the final draft), taking into account any comments received in response to that invitation, and provide the final draft to the independent assessor.	None specified – contingent on previous	15 August 2024
10	Airservices must require the independent assessor to review the final draft of the DSI report, and to provide a written assessment of it to Airservices, CAPL and the AEO		15 August 2024

	within 15 business days of receiving the final draft from Airservices.		
11	Airservices must finalise the DSI report, taking into account the independent assessor's comments on the final draft, and provide copies of the finalised report to the AEO, CAPL and the Department by 28 June 2024	28 June 2024	16 August 2024
Remedial Plan(s)			
14	Airservices must provide a copy of the remedial plan in draft (the first draft remedial plan), to the AEO and CAPL by 9 August 2024.	9 August 2024	FTG: 23 August 2024 MFS: 4 October 2024
15	Airservices must invite comments on the first draft remedial plan from the AEO and CAPL, and allow 10 business days for these comments to be provided to Airservices.	None specified – contingent on previous	FTG: 6 September 2024 MFS: 18 October 2024
16	Within 20 business days of inviting comments on the first draft remedial plan from the AEO and CAPL, Airservices must prepare a second draft of the remedial plan (the second draft remedial plan) taking into account any comments received in response to that invitation. Airservices must provide the second draft remedial plan to the independent assessor, and require the independent assessor to provide a written assessment of the second draft remedial plan to the AEO and to Airservices within 10 business days of receiving it from Airservices.		FTG: 11 October 2024 MFS: 22 November 2024
17	Airservices must finalise the remedial plan, taking into account the independent assessors' comments on the second draft remedial plan, and provide copies of the finalised plan to the AEO and CAPL. The final remedial plan must be submitted to the AEO by 4 October 2024.		FTG: 18 October 2024 MFS: 29 November 2024

I consider that because of the conversations that have been held between all parties in relation to the scope and content of the DSI and remedial plans, which have affected Airservices ability to meet original timeframes, I've decided to vary the dates in the ERO and accommodate separate remedial plans for the FTG and MFS.

The variation takes effect on the date of this letter and it is important to note that the directions set out in the original ERO continue to apply and I will be closely monitoring Airservices' progression of the required remedial work over the coming months.

Yours sincerely,



Damien Wigley
Airport Environment Officer

cc: Michael Thomson: M.Thomson@canberraairport.com.au
Andrew Lau: ALau@jbsg.com.au