



Australian Government

Department of Climate Change, Energy,  
the Environment and Water

## INVITATION TO COMMENT

### **Request for reconsideration of decision under section 78 of the *Environment Protection and Biodiversity Conservation Act 1999***

#### **North West Shelf Project Extension, Carnarvon Basin, WA (EPBC 2018/8335)**

Members of the public are invited to comment on a request for a reconsideration of the decision made under section 75(1) of the *Environment Protection and Biodiversity Conservation Act 1999* (**the EPBC Act**) for the proposal to continue and extend (until November 2068) the operating life of the North West Shelf (NWS) Project through the long-term processing of third party gas and fluids and North West Shelf Joint Venture field resources through the NWS Project facilities (see EPBC Act referral 2018/8335) (**the proposed action**).

On 3 May 2019, a delegate of the Minister determined, under section 75(1) of the EPBC Act, that the proposed action was a controlled action, and the controlling provisions were National Heritage places (sections 15B and 15C).

The Minister for the Environment and Water has received a request under section 78A of the EPBC Act to reconsider the controlled action decision made under subsection 75(1) for the proposed action, on the basis of the matter referred to in paragraph 78(1)(a). The request and its attachments are available via the Department's EPBC Act Public Portal webpage:

<https://epbcpublicportal.awe.gov.au/open-for-comments/> using the EPBC reference 2018/8335.

The request says that there is substantial new information about the impacts that the action has or will have, or is likely to have, on a matter protected by Part 3 of the EPBC Act and that this warrants the revocation and substitution of the referral decision. The matters protected by a provision of Part 3 of the EPBC Act specified in the request are:

- the world heritage values of declared World Heritage properties (sections 12 and 15A)
- the national heritage values of National Heritage places (sections 15B and 15C)
- the ecological character of declared Ramsar wetlands (sections 16 and 17B)
- listed threatened species and ecological communities (sections 18 and 18A)
- listed migratory species (sections 20 and 20A)
- the environment in Commonwealth marine areas (sections 23(2), 24A(3), (4)) (containing listed marine species)
- the environment in the Great Barrier Reef Marine Park (sections 24B(2), 24C(5), (7)).

Section 34 of the EPBC Act lists all of the matters protected by Part 3 and comments may also be provided in relation to any relevant additional protected matters.

Members of the public are invited under subsection 78B(6) of the EPBC Act to provide comments in writing on whether a matter referred to in any of paragraphs 78(1)(a) to (ca) is applicable in relation to the proposed action. To see those matters, the current version of the EPBC Act can be found on the Department's website: <https://www.dcceew.gov.au/environment/epbc>. The matters in paragraphs 78(1)(a) to (ca) include where the revocation and substitution is warranted by the availability of substantial new information about the impacts that the action has or will have, or is likely to have, on a matter protected by Part 3 of the EPBC Act (section 78(1)(a)) and where there is a substantial change

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in circumstances that was not foreseen at the time of the first decision and that relates to the impacts that the action has or will have, or is likely to have, on a matter protected by a provision of Part 3 of the EPBC Act (section 78(1)(b)).

Comments may be given in the comment fields for the proposed action, on the webpage available via the following link: <https://epbcpportal.awe.gov.au/open-for-comments/> using the EPBC reference 2018/8335.

Comments must be given within 15 business days from the date this notice was published.