



Notification of approval decision

Midland Highway Upgrade - Campbell Town North Portion B EPBC 2022/09424

This decision is made under section 130(1) and 133(1) of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act). Note that section 134(1A) of the EPBC Act also applies to this approval. That provision provides, in general terms, that if the approval holder authorises another person to undertake any part of the Action, the approval holder must take all reasonable steps to ensure that the other person is informed of any conditions attached to this approval, and that the other person complies with any such conditions.


Proposed Approved Action

person to whom the approval is granted (approval holder)	Department of State Growth ABN: 36 388 980 563
Action	To upgrade the existing Midland Highway, including up to 9.3 kilometres of road safety improvements, including road widening, associated works and the installation of a road safety barrier from the north of West Street, Campbell Town through to Esk Main Road, Conara, Tasmania. See EPBC Act referral 2022/09424.

Approval decision

Decision	My decision on whether or not to approve the taking of the Action for the purposes of the controlling provision for the Action is as follows.	
	Controlling Provision	Decision
	Listed threatened species and communities (section 18 and section 18A)	Approved
period for which the approval has effect	This approval has effect until 7 July 2052.	
conditions of approval	The approval is subject to conditions under the EPBC Act as set out in Annexure A.	

Person authorised to make decision

name and position	Rachel Short Branch Head Environment Assessments (Vic and Tas) and Post Approvals Branch Environment Regulation Division
signature	
date of decision	7 July 2025

Annexure A

Note: Words and terms appearing in **bold** (excluding headings) have the meaning assigned to them at **Part C – Definitions**.

Part A – Avoidance, mitigation, and compensation conditions**CLEARING LIMITS**

1. The approval holder must not:
 - a) **Clear** outside of the **Project area**.
 - b) **Construct** outside of the **Construction footprint**.
2. The approval holder must not **clear** more than:
 - a) 0.31 hectares (ha) of **Lowland Native Grassland of Tasmania**.
 - b) 14.1m², comprising of no more than 17 patches, of **Grassland Flax-lily**.
 - c) 0.16 ha of **green and gold frog dispersal habitat**.
 - d) 22.17 ha **green and gold frog foraging habitat**.
3. If the approval holder detects the presence, where likely to be affected by the Action, of any **protected matter** or the habitat of any **protected matter** not previously reported to the **department** as part of the referral of this Action or in accordance with this condition, the approval holder must:
 - a) notify the **department** in writing of the presence and likely extent of any **protected matter** or the habitat of any **protected matter** not previously reported to the **department** within **10 business days** of detecting the presence of any **protected matter** or the habitat of any **protected matter** not previously reported to the **department**, and
 - b) not **clear** any area where the **protected matter** or the habitat of the **protected matter** is located unless:

- i) condition 2 provides for the **clearing** of that **protected matter** or habitat of that **protected matter**, and
- ii) **clearing** does not exceed the limit specified in condition 2 for that **protected matter** or habitat of that **protected matter**.

GREEN AND GOLD FROG IMPACT MITIGATION MEASURES

4. Where waterways, including ephemeral drainage lines, will be impacted, the approval holder must implement the hygiene protocols as set out in the **Tasmanian Chytrid Management Plan** to prevent the spread of fungal spores to new waterbodies.
5. To avoid **green and gold frog** entering a section of the **construction footprint** where works are imminent or in progress, the approval holder must install frog exclusion fencing prior to commencing works in that section of the **construction footprint**.
6. The approval holder must ensure that the frog exclusion fencing installed in accordance with Condition 5 complies with the recommendation of the **Green and Gold Frog Management Guideline**.
7. The approval holder must ensure the frog exclusion fencing remains in place at least until the completion of **construction** in that section of the **construction footprint**.
8. The approval holder must ensure that at least one culvert in any section of the **construction footprint** where works are imminent or in progress is open and accessible to dispersing **green and gold frog** at all times during **construction**.
9. The approval holder must ensure that any frog exclusion fencing directs **green and gold frog** to an open culvert.
10. The approval holder must reinstate dispersal pathways within 6 months of completion of **construction**, including frog-sensitive culvert and drainage lines which incorporate elements from the *State Growth Green and Gold Frog Management Guideline* (State Growth 2015), including a requirement for the construction contractor to incorporate rock placement within current culvert extents, and revegetation along drainage lines and swales connecting the culverts.

Daily Green and Gold Frog Survey

11. To avoid the risk of **green and gold frog** injury or death, the approval holder must, within 24 hours prior to commencing **works** in any section of the **construction footprint**, undertake **green and gold frog** presence surveys of that section of the **construction footprint**.
12. If a **green and gold frog** is observed, where the approval holder is otherwise permitted to **clear** or **construct** within the **construction footprint**, the approval holder must immediately cease **clearing** and **construction** in that section of the **construction footprint**. The approval holder must not resume **clearing** or **construction** in that section of the **construction footprint** unless:

- a) all **green and gold frogs** have vacated that section of the **construction footprint** the **construction footprint** or have been relocated out of that section of the **construction footprint** by a **fauna spotter catcher**, and
- b) a **fauna spotter catcher** has confirmed no **green and gold frogs** will be **harmed** upon the resumption of **clearing** or **construction**.

ACTION MANAGEMENT PLANS

Construction Environmental Management Plan

13. The approval holder must prepare a Construction Environmental Management Plan (CEMP). The approval holder must provide a copy of the CEMP to the **department** prior to **commencement of the action**, and must provide copies of any future revised versions of the CEMP prior to those revised versions coming into effect. The approval holder must implement the CEMP.

Protected Matters Management Plan

- 14. The approval holder must submit a Protected Matters Management Plan (PMMP), which will be attached as an addendum to the CEMP, to the **department** for the **Minister's** approval to avoid and mitigate **harm** to **protected matters**.
- 15. The approval holder must not **commence the Action** unless the **Minister** has approved the PMMP in writing. The approval holder must commence implementing the approved PMMP no later than the **commencement of the Action** and continue to implement the approved PMMP until the **completion of the Action**.
- 16. By implementing the PMMP, the approval holder must achieve the following environmental outcomes:
 - a) prevent any avoidable **harm** to **protected matters** and mitigate unavoidable and accidental **harm** to **protected matters**.
- 17. The PMMP must be prepared by a **suitably qualified ecologist** and be consistent with the **Environmental Management Plan Guidelines**. All commitments, including environmental outcomes, management measures, corrective actions, trigger values and performance indicators in the PMMP must be **SMART** and based on referenced or included evidence of effectiveness. The PMMP must include:
 - a) measures ensuring that no construction personnel, vehicles, machinery or waste enter **No-go Zones** established to exclude all physical activities associated from areas of **Lowland Native Grassland of Tasmania** and **Grassland Flax-lily** to be retained where these occur within 15 m of the **Construction Footprint** and the parts of the property 'Wanstead' outside of the **Construction Footprint**,
 - b) a commitment to micro-site pole locations on site prior to works to ensure there are no unapproved impacts to **Lowland Native Grassland of Tasmania**,
 - c) a dedicated Weed Management Plan consistent with the **Weed and Disease Planning and Hygiene Guidelines**,

- d) a Hygiene Management Plan consistent with the **Hygiene protocols for the control of diseases in Australian frogs**,
- e) measures to prevent erosion, sedimentation, and surface run-off within or from the **project area**,
- f) best practice measures to maintain the health of waterways and wetlands in accordance with the **Waterways and Wetlands Works Manual**,
- g) measures to manage risk of fauna mortality resulting from trenching works,
- h) details of the relevant **protected matters** and a reference to the **EPBC Act** approval conditions to which the plan refers,
- i) a table of commitments made in the plan to achieve the environmental outcomes, and a reference to exactly where these commitments are detailed in the plan,
- j) commitments capable of ensuring that the environmental outcomes are achieved,
- k) reporting and review mechanisms to demonstrate compliance with the commitments made in the plan,
- l) an assessment of risks relating to achieving the environmental objectives and risk management strategies and/or mitigation measures that will be applied to address identified risks,
- m) impact avoidance, mitigation and/or repair measures, and the timing of those measures,
- n) a monitoring program, which must include:
 - i) performance indicators:
 - ii) trigger values for corrective measures:
 - iii) the timing and frequency of monitoring, ensuring monitoring is capable of detecting trigger values and changes in the performance indicators: and
 - iv) proposed corrective actions if trigger values are reached.
- o) references to other relevant plans or conditions of approval (including state approval conditions).

Revegetation Management Plan

18. The approval holder must submit a Revegetation Management Plan to the **department** for the **Minister's** approval within 12 months of **commencement of the Action**, to mitigate harm to **protected matters**.
19. The Revegetation Management Plan must specify how, when and where **green and gold frog foraging habitat** will be reinstated.

OFFSET SITE SECUREMENTS

20. To compensate for the residual significant impacts of the Action on **Grassland Flax-lily** the approval holder must not **commence the Action** unless the **offset site** has been **secured**.
21. The approval holder must ensure that the **offset site** remains **secured** at least until the expiry date of this approval.
22. The approval holder must notify and provide evidence to the **department** in writing within 5 **business days** of the **offset site** being **secured**.

IMPLEMENTATION OF OFFSET MANAGEMENT PLAN

23. To compensate for the residual significant impacts of the Action on **Grassland Flax-lily** the approval holder must commence implementation of the **Offset Management Plan (OMP)** no later than the **commencement of the Action** and continue to implement the **OMP** at least until the expiry date of this approval.
24. The approval holder must, within 5 **business days** of commencing implementation of the **OMP**, notify the **department** of the date on which implementation of the **OMP** commenced.

ACHIEVEMENT OF OFFSET OUTCOMES

25. The approval holder must achieve the **offset outcomes** at the **offset site** by the end of **year 20**. Once achieved, the approval holder must maintain, or exceed, the **offset outcomes** at least until the expiry date of this approval.
26. The approval holder must, within 40 **business days** of the 20th anniversary of the commencement implementation of the **OMP**:
 - a) have the **offset site** assessed by a **suitably qualified ecologist** to determine if the **offset outcomes** have been achieved,
 - b) submit to the **department** a report prepared by a **suitably qualified ecologist** detailing the presence of **Grassland Flax-lily** within the **offset site** in the month following the 20th anniversary of the **commencement of the Action**, and
 - c) notify the **department** in writing of any **offset outcomes** that have not been achieved at the **offset site** and the likely reasons that this/these **offset outcomes** have not been met.

Part B – Administrative conditions

PLAN REVISION

Note: Section 143A of the **EPBC Act** entitles the approval holder to apply for the **Minister's** approval of a revised version of a **plan**.

27. The approval holder may choose to revise a **plan** required to be implemented under condition 14 without submitting it for approval under section 143A of the **EPBC Act**, if:

- a) the taking of the Action in accordance with the revised **plan** would be consistent with the approved Action,
- b) the taking of the Action in accordance with the revised **plan** would be consistent with the conditions attached to this approval,
- c) the taking of the Action in accordance with the revised **plan** would not be likely to have a **new or increased impact**, and
- d) the approval holder notifies the **department** electronically that it has prepared a revised version of the **plan** (the 'revised **plan**'). In notifying the **department**, the approval holder must specify each condition which references the **plan** and provide the **department** with:
 - i) an electronic copy of the revised **plan**,
 - ii) an electronic copy of the revised **plan** marked up with track changes to show the differences between the **plan** and the revised **plan**,
 - iii) a comprehensive explanation of all differences between the **plan** and the revised **plan**,
 - iv) a declaration that the approval holder has read and understands the *Guidance on 'new or increased impact' relating to changes to approved management plans under EPBC Act environmental approvals*, Commonwealth of Australia 2017,
 - v) a comprehensive analysis and detailed discussion on the likelihood that taking the Action in accordance with the revised plan will not have, or will be not likely to have, a **new or increased impact**,
 - vi) written notice of the date on which the approval holder will implement the revised **plan** (the 'revised **plan** implementation date'), being at least 30 **business days** after the date of providing notice of the revision of the **plan**, or a date agreed to in writing with the **department**, and
 - vii) a copy of the **compliance report** for the latest **ACR period** and a statement of any relevant history of compliance (including non-compliance) in relation to the **plan**.

The approval holder must commence implementation of the revised **plan** from the revised **plan** implementation date unless otherwise notified in writing by the **Minister**.

28. If the **Minister** notifies the approval holder that the **Minister** is satisfied that the taking of the Action in accordance with a **plan** which has been revised without submitting it for the **Minister's** approval would be likely to have a **new or increased impact**, then:
- a) the approval holder's ability to revise a **plan** without submitting the **plan** for **Minister** approval does not apply, or ceases to apply, in relation to the revised **plan**,
 - b) the approval holder must implement the **plan** in force immediately prior to that revised **plan** or a version of the **plan** specified by the **Minister** in the notice, and

- c) the **Minister** may also notify that, for a specified period, the approval holder's ability to revise a **plan** without submitting the **plan** for **Minister** approval does not apply for one or more specified **plans**.
29. The approval holder may, at any time by giving written notice to the **department**, revoke its choice to implement a **plan** which has been revised without submitting it for the **Minister's** approval. If the approval holder revokes the choice to implement a revised **plan**, the approval holder must implement the plan in force immediately prior to that revised **plan**.

Note: The above conditions are not intended to limit the operation of section 143A of the **EPBC Act**.

SUBMISSION AND PUBLICATION OF PLANS

30. Wherever these conditions require the approval holder to submit any **plan** to the **department**, all such **plans** must be submitted to the **department** electronically.
31. Unless otherwise agreed to in writing by the **Minister**, the approval holder must publish each **plan** on the **website** within 15 **business days** of the date:
- a) the **plan** is approved by the **Minister** in writing, if the **plan** requires the approval of the **Minister**,
 - b) the **plan** is submitted to the **department** in accordance with a requirement of these conditions, if the **plan** does not require the approval of the **Minister**.
32. The approval holder must keep all **plans** published on the **website**, in a format that is easily accessible and downloadable, from the first date which that **plan** must be published and until the expiry date of this approval. This requirement applies to all current and superseded versions of **plans**. The approval holder must notify the department in writing of the approval by the Tasmanian Government of a new version of the CEMP, within 5 business days of such approval.
33. The approval holder is required to exclude or redact **sensitive biodiversity data** from any version of a **plan** before that **plan** is published on the **website** or otherwise provided to a member of the public. If **sensitive biodiversity data** is excluded or redacted from a **plan**, the approval holder must notify the **department** in writing what exclusions and redactions have been made in the version published on the **website**.

MODIFICATIONS TO STATE APPROVAL

34. The approval holder must notify the **department** in writing of any proposed change to a **Tasmanian state approval** that may relate to **protected matters** within 2 **business days** of formally proposing such a change and within 5 **business days** of becoming aware of any proposed change.
35. The approval holder must notify the **department** in writing of any change to **Tasmanian state** conditions that may relate to **protected matters**, within 5 **business days** of such a change to conditions coming into effect. Such notification must include a copy of the changed **Tasmanian state approval** conditions showing what changes have been made.

COMMENCEMENT OF THE ACTION

36. The approval holder must notify the **department** electronically of the date of **commencement of the Action**, within 5 **business days** following **commencement of the Action**.
37. The approval holder must not **commence the Action** later than 5 years after the date of this approval decision.

COMPLIANCE RECORDS

38. The approval holder must maintain accurate and complete **compliance records** and document the procedure for recording and storing **compliance records**.
39. If the **department** makes a request in writing, the approval holder must provide electronic copies of **compliance records** to the **department** within the timeframe specified in the request.

Note: Compliance records may be subject to audit by the **department**, or by an **independent auditor** in accordance with section 458 of the **EPBC Act**, and/or be used to verify compliance with the conditions. Summaries of the results of an audit may be published on the **department's** website or through the general media.

40. The approval holder must ensure that any **monitoring data**, surveys, maps, and other spatial and metadata required under the conditions of this approval are prepared in accordance with the *Guidelines for biological survey and mapped data*, Commonwealth of Australia 2018, or as otherwise specified by the **Minister** in writing.
41. The approval holder must ensure that any **monitoring data**, surveys, maps, and other spatial and metadata required under the conditions of this approval are prepared in accordance with the *Guide to providing maps and boundary data for EPBC Act projects*, Commonwealth of Australia 2021, or as otherwise specified by the **Minister** in writing.
42. The approval holder must submit all **monitoring data**, surveys, maps, other spatial and metadata and all species occurrence record data (sightings and evidence of presence) electronically to the **department** within 20 **business days** of the next anniversary of the date of this approval decision except where otherwise specified in a **plan**.

ANNUAL COMPLIANCE REPORTING

43. The approval holder must prepare a **compliance report** for each **Annual Compliance Report period (ACR period)**.
44. The approval holder must ensure each **compliance report** includes:
- a) accurate and complete details of compliance and any non-compliance with:
 - i) each condition attached to this approval decision, and
 - ii) all commitments made in each **plan**,
 - b) a schedule of all **plans** in effect in relation to these conditions during the **ACR period**,
 - c) accurate and complete details of how each **plan** was implemented during the **ACR period**, and

- d) if any **incident** occurred, accurate and complete details of each **incident**.
45. The approval holder must ensure each **compliance report** is completed to the satisfaction of the **Minister** and is consistent with the *Annual Compliance Report Guidelines, Commonwealth of Australia 2023*.
46. The approval holder must, within 20 **business days** following the end of each **ACR period**, in a format that is easily accessible and downloadable, publish on the **website**:
- a) each **compliance report**, and
 - b) a **shapefile** showing all **clearing of protected matters**, and their habitat, undertaken within the **ACR period**.
47. The approval holder must:
- a) Exclude or redact **sensitive biodiversity data** from each **compliance report** and **shapefile** published on the **website** or otherwise provided to a member of the public.
 - b) If **sensitive biodiversity data** is excluded or redacted from a version of a **compliance report** published or otherwise provided to a member of the public, submit the full **compliance report** to the **department** within 5 **business days** of its publication on the **website** and notify the **department** in writing what exclusions and redactions have been made in the version published on the **website** or otherwise provided to a member of the public.
 - c) If **sensitive biodiversity data** is excluded or redacted from a version of a **shapefile** published or otherwise provided to a member of the public, submit the full **shapefile** to the **department** within 5 **business days** of its publication on the **website** and notify the **department** in writing what exclusions and redactions have been made in the version published on the **website** or otherwise provided to a member of the public.
48. The approval holder must notify the **department** electronically, within 5 **business days** of each date of publication that the **compliance report** has been published on the **website**. In this notification, the approval holder must provide the **department** with the web address for where the **compliance report** and related **shapefile** are published on the **website**.
49. The approval holder must keep each **compliance report** and related **shapefile** published on the **website** from the first date which that **compliance report** must be published and until the expiry date of this approval.

Note: **Compliance reports** may be published on the **department's** website.

REPORTING NON-COMPLIANCE

50. The approval holder must notify the **department** electronically, within 2 **business days** of becoming aware of any **incident**. The approval holder must specify in each notification:
- a) any condition or commitment made in a **plan** which has not been, or may have not been, complied with,

- b) a short description of the **incident**, and
 - c) the location (if applicable, including co-ordinates), date and time of the **incident**.
51. The approval holder must provide to the **department** in writing, within 12 **business days** of becoming aware of an **incident**, the details of that **incident**. The approval holder must specify:
- a) all corrective measures and investigations which the approval holder has already taken in respect of the **incident**,
 - b) the potential impacts of the **incident**,
 - c) the method and timing of any corrective measures that the approval holder proposes to undertake to address the **incident**, and
 - d) any variation of these conditions or revision of a **plan** that will be required to prevent recurrence of the **incident** and/or to address its consequences.

INDEPENDENT AUDIT

52. The approval holder must ensure that an **independent audit** of compliance with the conditions is conducted for every **audit period**.
53. The approval holder must submit details of the proposed **independent auditor** and their qualifications to the **department** within 10 **business days** following the end of each **audit period**.
54. The approval holder must ensure the scope of each **independent audit** is sufficient to determine the compliance status for each condition of approval, and each commitment made in each **plan**.
55. The approval holder must ensure the criteria for each **independent audit** and the undertaking of each **independent audit** are consistent with the **Independent Audit and Audit Report Guidelines**.
56. The approval holder must submit an **audit report** to the **department** for written agreement from the **department** within 3 months following the end of each **audit period**, or as otherwise directed by the **Minister** in writing.
57. The approval holder must ensure each **audit report** is completed to the satisfaction of the **Minister** and is consistent with the **Independent Audit and Audit Report Guidelines** to the extent that the **Independent Audit and Audit Report Guidelines** are consistent with these conditions.
58. The approval holder must publish each **audit report** on the **website**, in a format that is easily accessible and downloadable, within 10 **business days** of the date the **department** agrees to that **audit report** in writing.
59. The approval holder must notify the **department** within 5 **business days** of the date the **audit report** is published on the **website**. In this notification, the approval holder must provide the **department** with the web address for where the **audit report** is published on the **website**.

60. The approval holder must keep each **audit report** published on the **website** from the first date which that **audit report** must be published and until the expiry date of this approval.

COMPLETION OF THE ACTION

61. Within 20 **business days** after the **completion of the Action**, and, in any event, at least 20 **business days** prior to the expiry date of this approval, the approval holder must notify the **department** electronically of the date of **completion of the Action** and provide **completion data**. The approval holder must submit any spatial data that comprises **completion data** as a **shapefile**.

62. The approval holder must notify the **department** electronically at least 60, but not more than 70, **business days** prior to the expiry date of this approval, that the approval is due to expire.

Note: Section 145C of the **EPBC Act** entitles the approval holder to request an extension to the period of effect of this approval.

Part C – Definitions

Words and terms appearing in **bold** (excluding headings) have the meaning assigned to them in the list below:

Annual Compliance Report period or **ACR period** means each subsequent 12-month period following the date of this approval decision until the expiry date of this approval, unless otherwise specified in writing by the **Minister**.

Audit period means within 6 months of practical **completion of the Action**, and then within 5 years of practical **completion of the Action**, and thereafter 5 yearly.

Audit report means a written report of an **independent audit**.

Biodiversity data means ‘biodiversity data’ as described in the *Policy on Accessing and Sharing Biodiversity Data*, Commonwealth of Australia 2024.

Business day means a day that is not a Saturday, a Sunday, or a public holiday in Tasmania.

Clear, cleared or **clearing** means the cutting down, felling, thinning, logging, removing, killing, destroying, poisoning, ringbarking, uprooting, or burning of vegetation, excluding control of specified weeds and specified fire management (ensuring this is ecologically appropriate for the specific protected matters)

Commence the Action or **commences the Action** means the first instance of any on-site **clearing, construction** or other physical activity associated with the Action, but does not include minor physical disturbance necessary to:

- Undertake pre-clearance surveys or monitoring programs.
- Install signage and/or temporary fencing to prevent unapproved use of the **Project area**, so long as the signage and/or temporary fencing is located where it does not **harm any protected matter**.

- Protect environmental and property assets from fire, weeds, and feral animals, including use of existing surface access tracks.
- Install temporary site facilities for persons undertaking pre-commencement activities so long as these facilities are located where they do not **harm** any **protected matter**.

Commencement of the Action means the date on which the approval holder **commences the Action**.

Completion data means an environmental report and spatial data clearly detailing how the conditions of this approval have been met.

Completion of the Action means the date on which all activities associated with the approved Action, other than those which provide compensation for the impacts of the Action, have permanently ceased and/or been completed.

Compliance records means all documentation or other material in whatever form required to demonstrate compliance with these conditions of approval (including compliance with commitments made in **plans**) in the approval holder's possession, or that are within the approval holder's power to obtain lawfully.

Compliance report means a written report of compliance with, and fulfilment of, these conditions (including compliance with commitments made in **plans**).

Construction means:

- the erection of a building or structure that is, or is to be, fixed to the ground and wholly or partially fabricated on-site,
- the alteration, maintenance, repair or demolition of any building or structure,
- any work which involves breaking of the ground (including pile driving) or bulk earthworks,
- the laying of pipes and other prefabricated materials in the ground, and
- any associated excavation work.

Construction does not include micro-siting of poles or the installation of temporary fences or signage.

Construction footprint means the disturbance area within the **Project area**, represented in Attachment A by the zone enclosed by the red line designated 'Disturbance area – construction footprint'.

Department means the Australian Government agency responsible for administering the **EPBC Act**.

Environmental Management Plan Guidelines means the *Environmental Management Plan Guidelines*, Commonwealth of Australia 2024.

Environmental Offsets Policy means the *Environment Protection and Biodiversity Conservation Act 1999 Environmental Offsets Policy*, Commonwealth of Australia 2012.

EPBC Act means the *Environment Protection and Biodiversity Conservation Act 1999* (Cth).

Fauna Spotter Catcher means a person who is suitably qualified and authorised to detect, capture, care for, assess, and release wildlife disturbed by **clearing** or **construction** who has at least 3 years' experience undertaking this work with **Green and Gold Frog**.

Grassland flax-lily means the **EPBC Act** listed threatened species *Dianella amoena*.

Green and gold frog means the **EPBC Act** listed threatened species *Litoria raniformis*

Green and gold frog dispersal habitat means the areas represented in Attachment D, Figures 1 – 7, by the zones shaded in medium green.

Green and gold frog foraging habitat means the areas represented in Attachment D, Figures 1 – 7, by the zones shaded in light green.

Green and Gold Frog Management Guideline means the *Green and Gold Frog (Litoria raniformis) Management Guideline*, Department of State Growth, 2015.

Habitat quality means a measure of the overall viability of a site and its capacity to support **protected matters**, with respect to site condition, site context and species stocking rate and/or composition.

Harm means to cause any measurable direct or indirect disturbance or deleterious change as a result of any activity associated with the Action.

Hygiene protocols for the control of diseases in Australian frogs means *Hygiene protocols for the control of diseases in Australian frogs*, Commonwealth, 2011.

Incident means any:

- event which has the potential to, or does, **harm any protected matter**,
- potential non-compliance with these conditions, including the administrative requirements,
- actual non-compliance with these conditions, including the administrative requirements,
- potential non-compliance with one or more commitment made in a **plan**, and/or
- actual non-compliance with one or more commitment made in a **plan**.

Independent audit means an audit, conducted by an **independent auditor**, of compliance with and fulfilment of these conditions and the commitments made in **plans**, objectively evaluated against the audit criteria developed by the **independent auditor**, in accordance with the

Independent Audit and Audit Report Guidelines to the extent that the **Independent Audit and Audit Report Guidelines** are consistent with these conditions.

Independent Audit and Audit Report Guidelines means the *Environment Protection and Biodiversity Conservation Act 1999 Independent Audit and Audit Report Guidelines*, Commonwealth of Australia 2019.

Independent auditor means a person, or firm, who:

- does not have any individual, financial*, employment* or family affiliation or any conflicting interests with the Action, the approval holder or the approval holder’s staff, representatives, or associated persons,
- has demonstrated experience in undertaking government-regulated environmental compliance audits, and
- holds relevant professional qualifications and accreditations.

*Other than for the purpose of undertaking the role for which the person, or firm, is required.

Lowland Native Grassland of Tasmania means the **EPBC Act** listed threatened ecological community Lowland Native Grassland of Tasmania.

Minister means the Australian Government Minister administering the **EPBC Act**, including any delegate thereof.

Monitoring data means the data required to be recorded under the conditions of this approval, including **sensitive biodiversity data**.

New or increased impact means any direct or indirect increase in the impacts of an Action, an increase to the likelihood of an impact occurring, a reduction to the monitoring or mitigation measures for a **protected matter**, and/or a change to the nature or management of an environmental offset as outlined in the *Guidance on ‘new or increased impact’ relating to changes to approved management plans under EPBC Act environmental approvals*, Commonwealth of Australia 2017.

No-go Zones means exclusion zones within the **Project area**, represented in Attachment B Figures 1 – 4, by the zone enclosed by the green line designated ‘Exclusion zones – no-go fencing’.

Offset Management Plan or **OMP** means the document titled *Midland Highway Final Stage (MHFS) Offset Management Plan*, Department of State Growth, 2024 or the latest subsequent version approved in writing by the **Minister**.

Offset outcomes means the offset outcomes and interim milestones specified in Section 8.1, Table 15 and Section 8.2 in the **OMP**.

Offset site means the area represented in Attachment C by the zone enclosed by the red line and shaded with red hatched lines designated ‘Proposed EPBC offset area’.

Plan means any action management plan or strategy that the approval holder is required by these conditions to implement.

Project area means the location of the Action, represented in Attachment A Figures 1 and 2, by the zone enclosed by the black line designated 'Project area'.

Protected matter means a matter protected under a controlling provision in Part 3 of the **EPBC Act** for which this approval has effect.

Secure or **secured** means to provide enduring conservation protection on the title of land with a Crown Land Order under Section 8 of the *Crown Lands Act 1976*, or another enduring protection mechanism agreed to in writing by the **department**, to provide protection for the site against development incompatible with conservation.

Sensitive biodiversity data means **biodiversity data** which, if released, published or otherwise exposed, may result in **harm** to the relevant **protected matter** as a result of the intentional or unintentional misuse of that **biodiversity data**.

Shapefile means location and attribute information about the Action provided in an Esri shapefile format containing:

- '.shp', '.shx', '.dbf' files,
- a '.prj' file which specifies the projection or geographic coordinate system used, and
- an '.xml' metadata file that describes the shapefile for discovery and identification purposes.

SMART means specific, measurable, achievable, relevant and time bound.

Suitably qualified ecologist (for the purpose of preparing and implementing environmental management plans) means a person who has relevant professional qualifications and:

- at least 3 years of work experience writing and implementing management plans for the habitat of **protected matters**,
- has implemented and reported on management plans for the habitat of **protected matters**, and can demonstrate the implementation of those plans achieved the desired **habitat quality** for habitat of **protected matters**, and
- can give authoritative assessment and advice on offset management to improve the **habitat quality** of the habitat of **protected matters** using relevant protocols, standards, methods and/or literature.

Tasmanian Chytrid Management Plan means *Tasmanian Chytrid Management Plan*, DPIPWE, 2010

Tasmanian State Approval means approval obtained under Tasmanian state legislation.

Waterways and Wetlands Works Manual means *Waterways and Wetlands Works Manual*, DPIPWE, 2003.

Website means a set of related web pages located under a single domain name attributed to the approval holder and available to the public.

Weed and Disease Planning and Hygiene Guidelines means *Weed and Disease Planning and Hygiene Guidelines*, DPIPWE 2015b.

Year 20 means the period until the 20th anniversary of the commencement of implementation of the **OMP**.

Attachments

- A: Project Area and Construction Footprint Maps
- B: No-go Zones
- C: Offset Area Map
- D: Green and Gold Frog Habitat

Attachment A

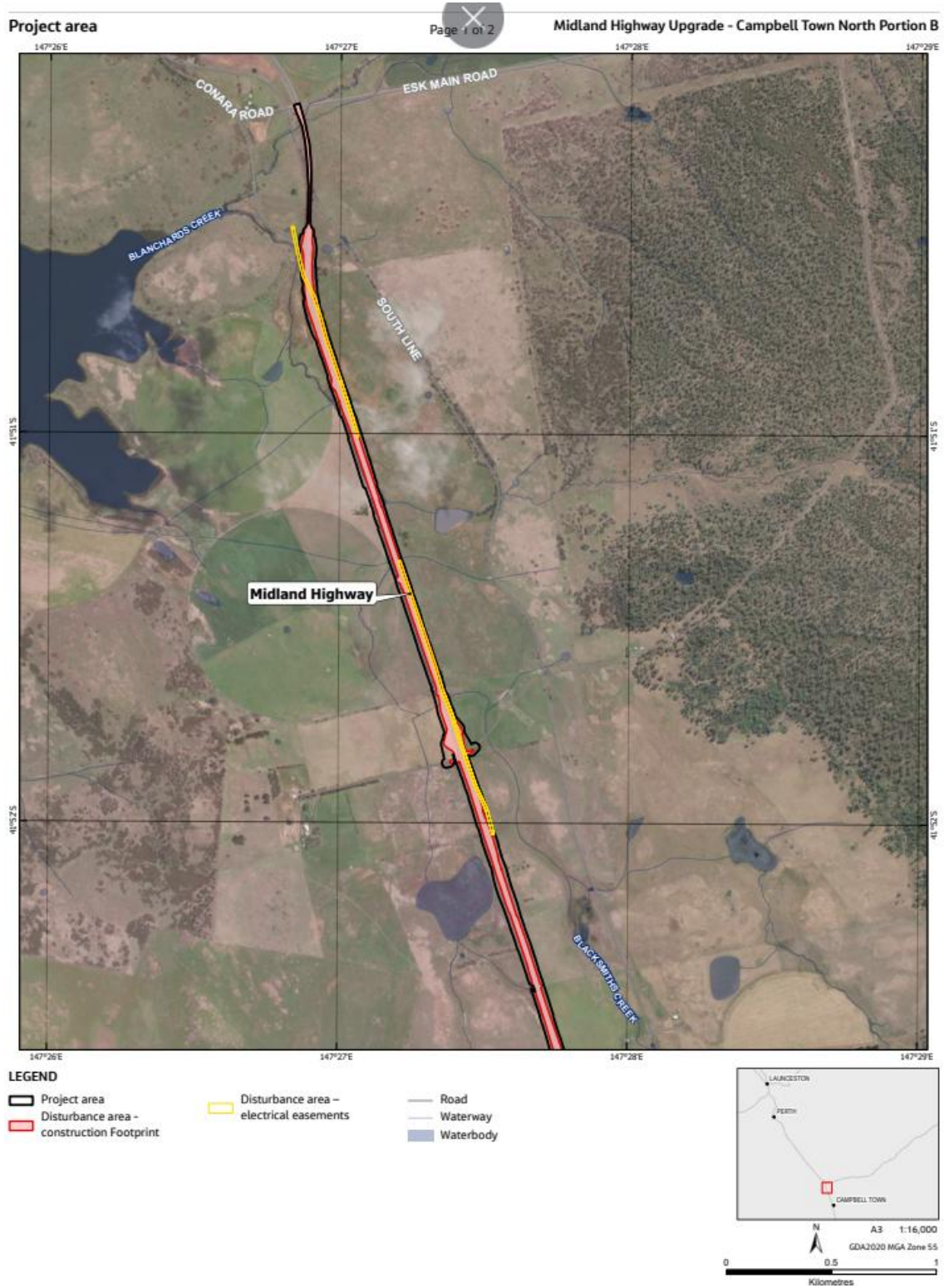


Figure 1: Project Area and Construction Footprint Maps

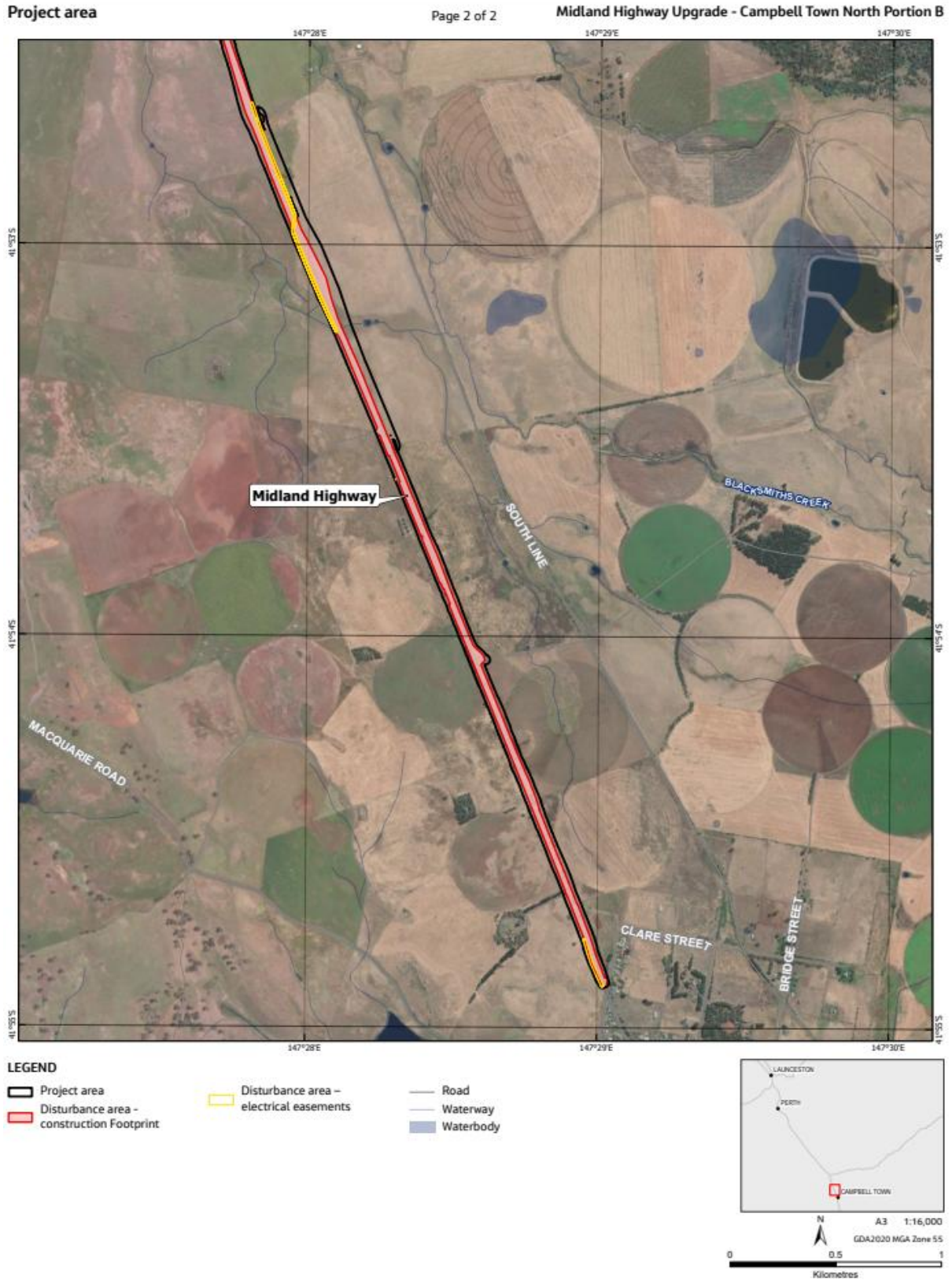
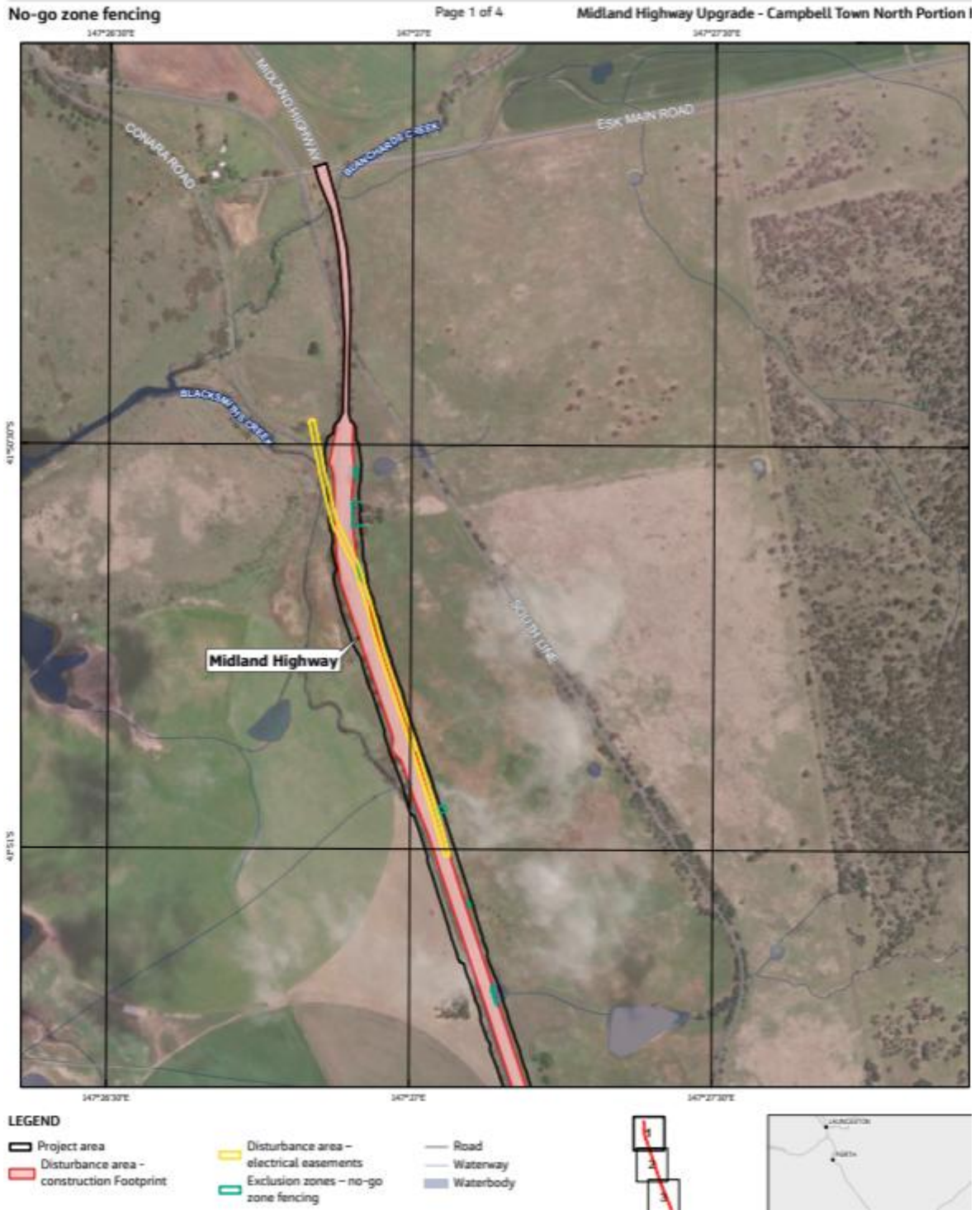


Figure 2: Project Area and Construction Footprint Maps

Attachment B



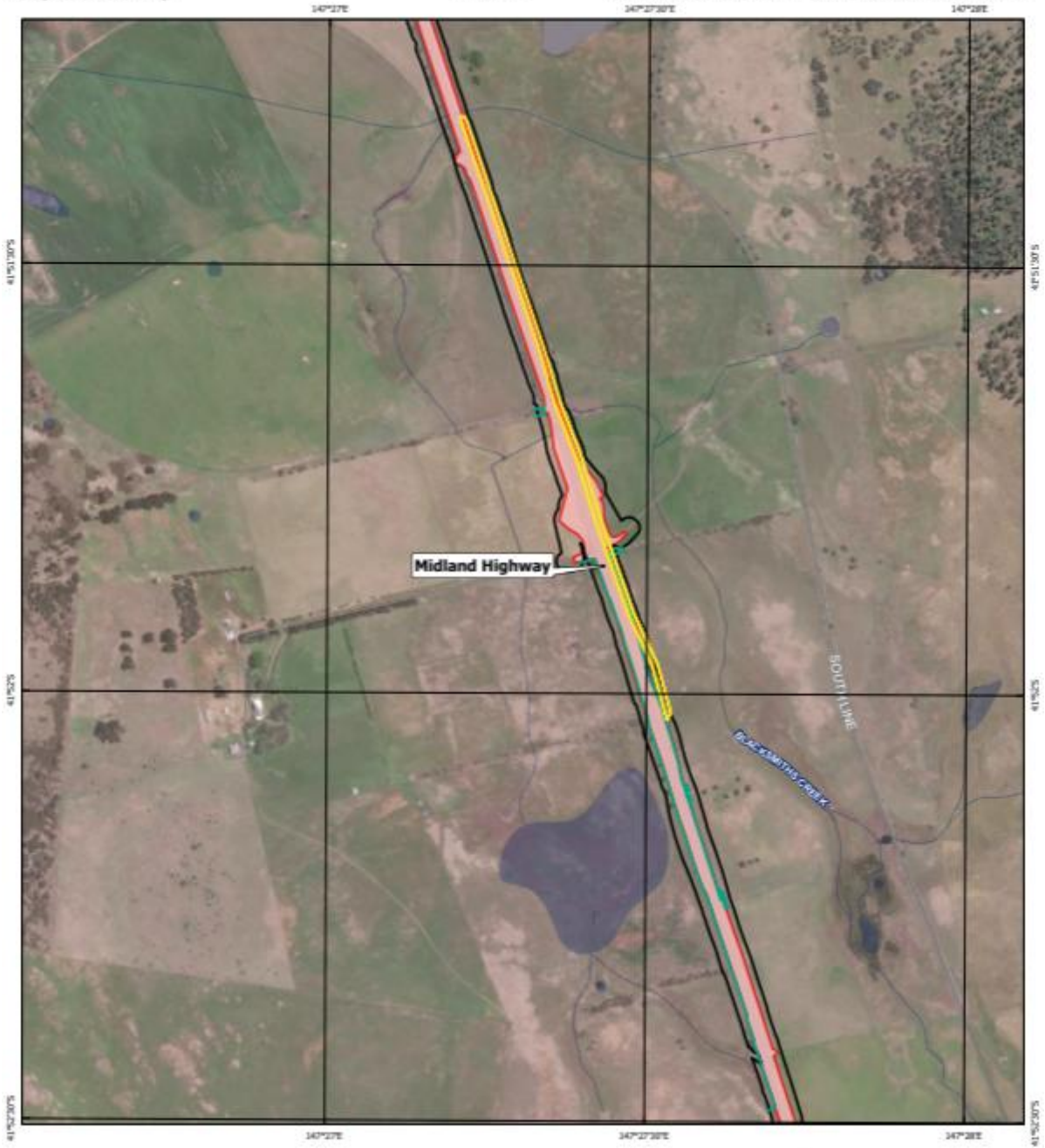


Figure 2: No-go Zones

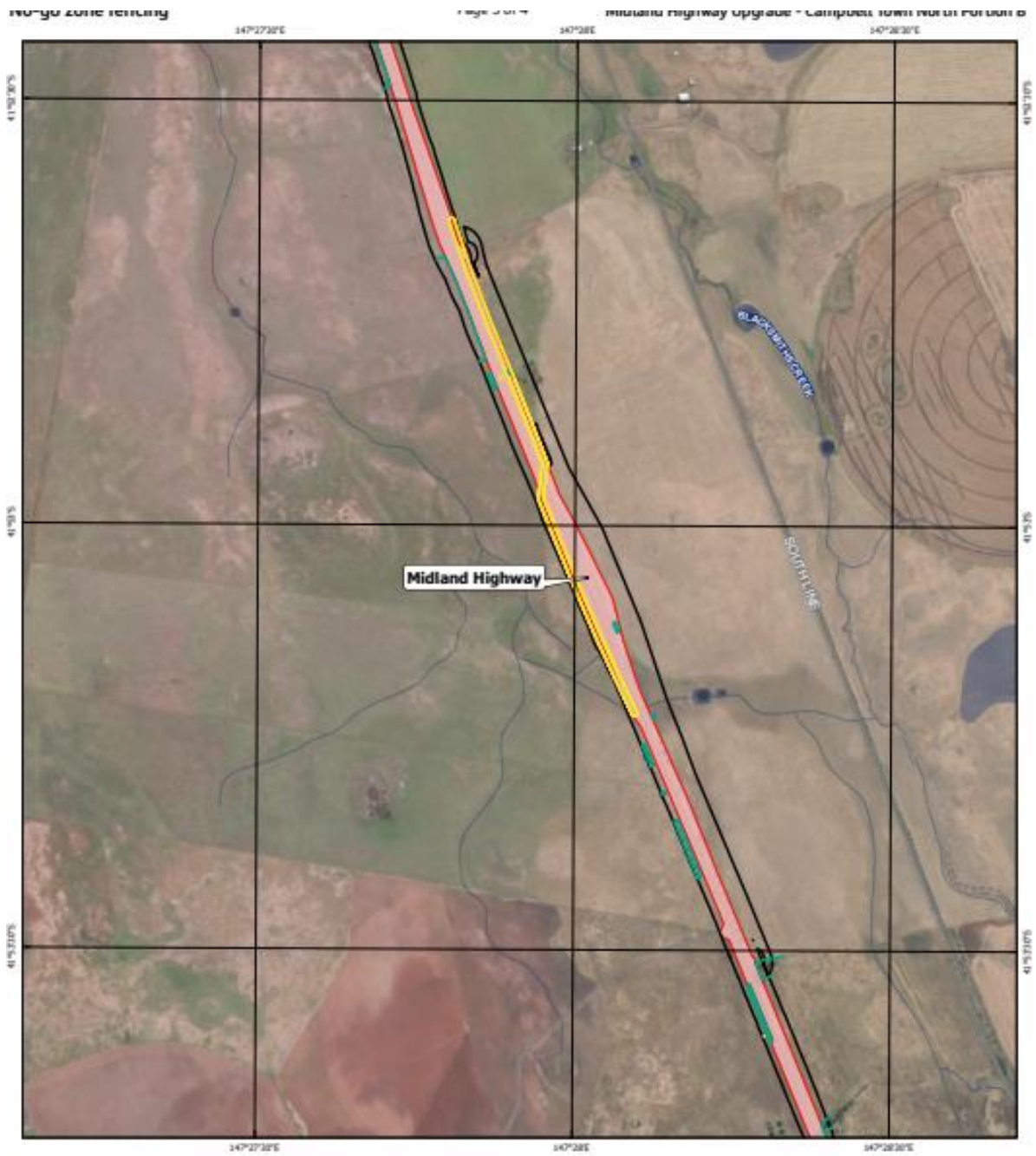


Figure 3: No-go Zones

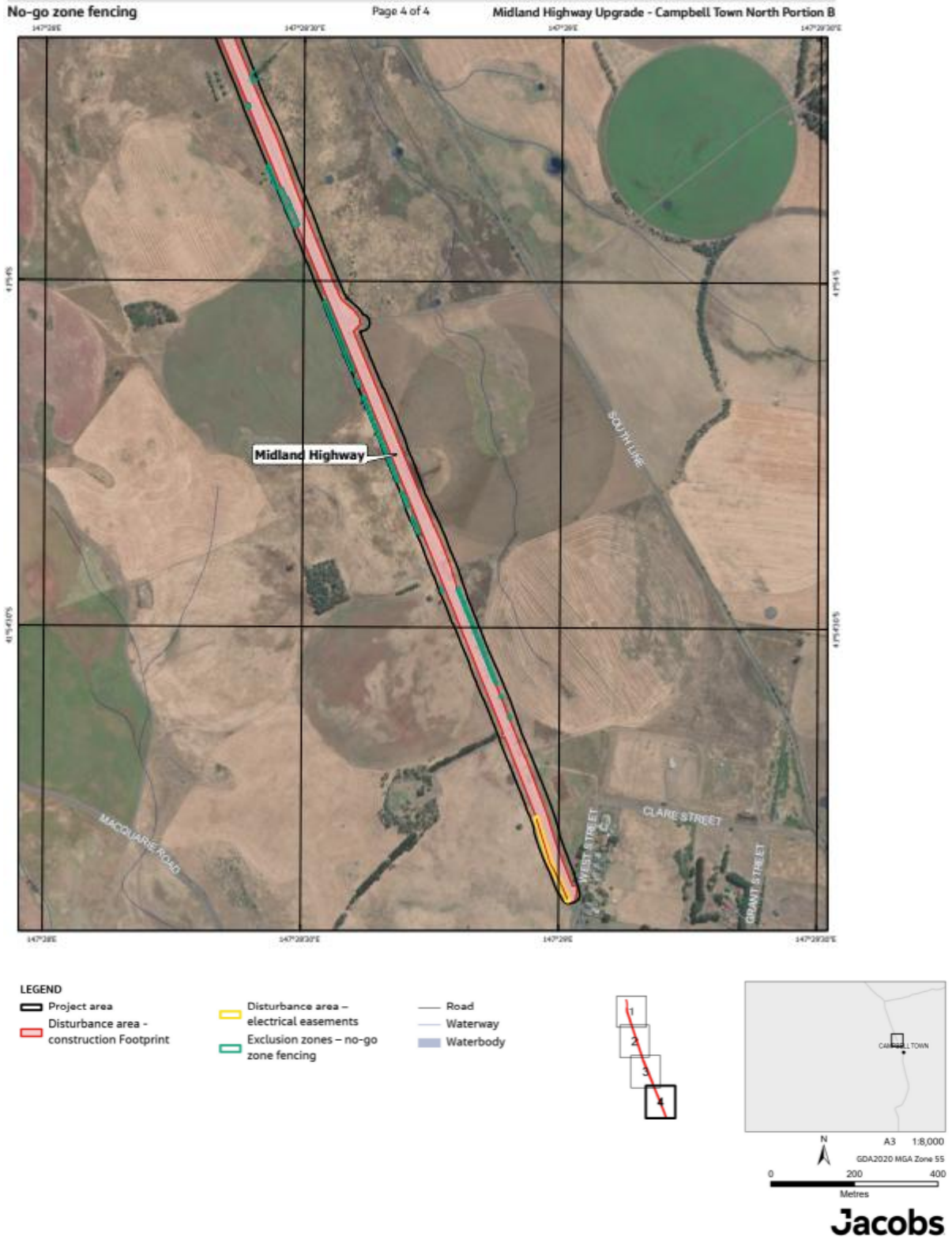


Figure 4: No-go Zones

Attachment C

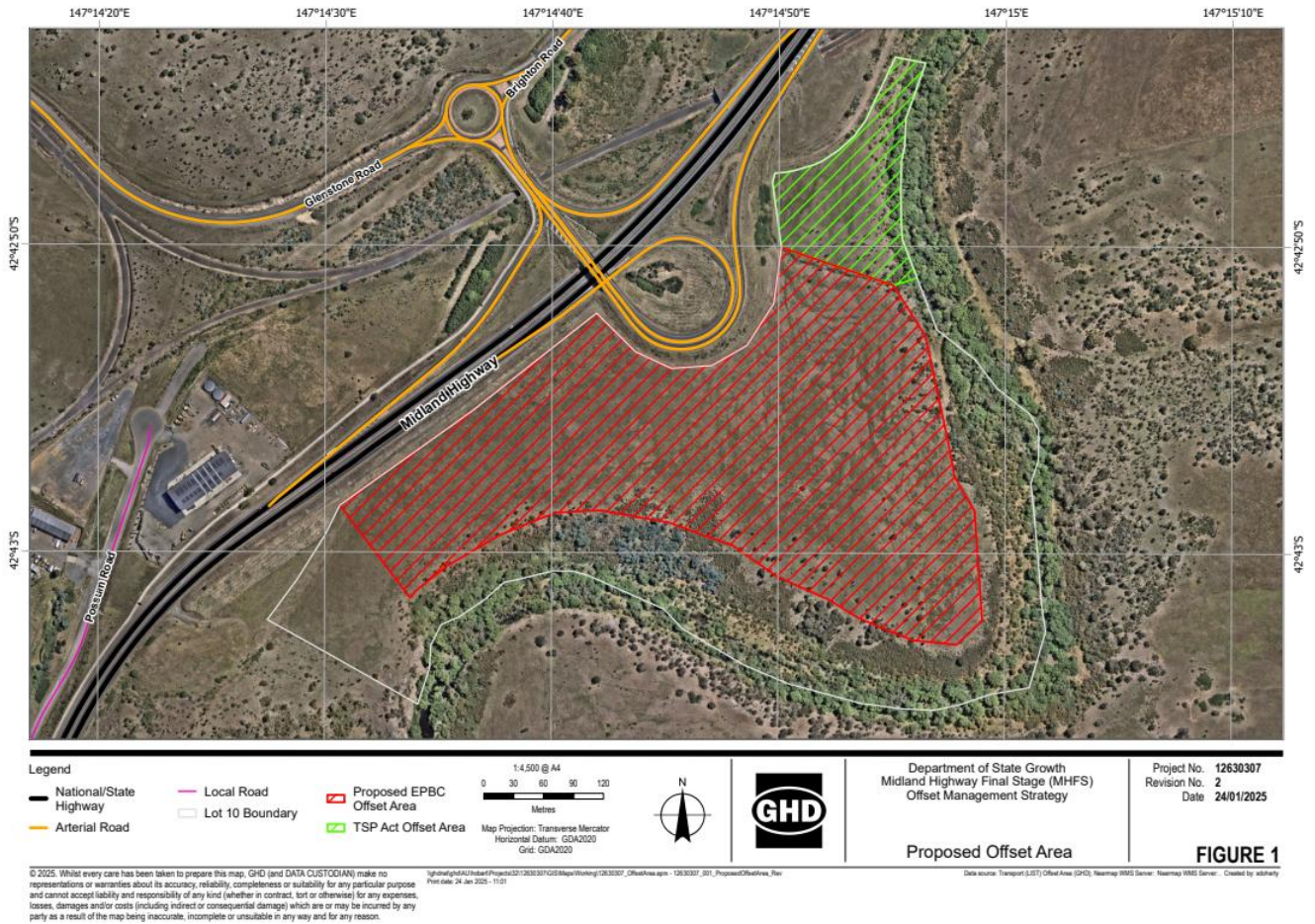
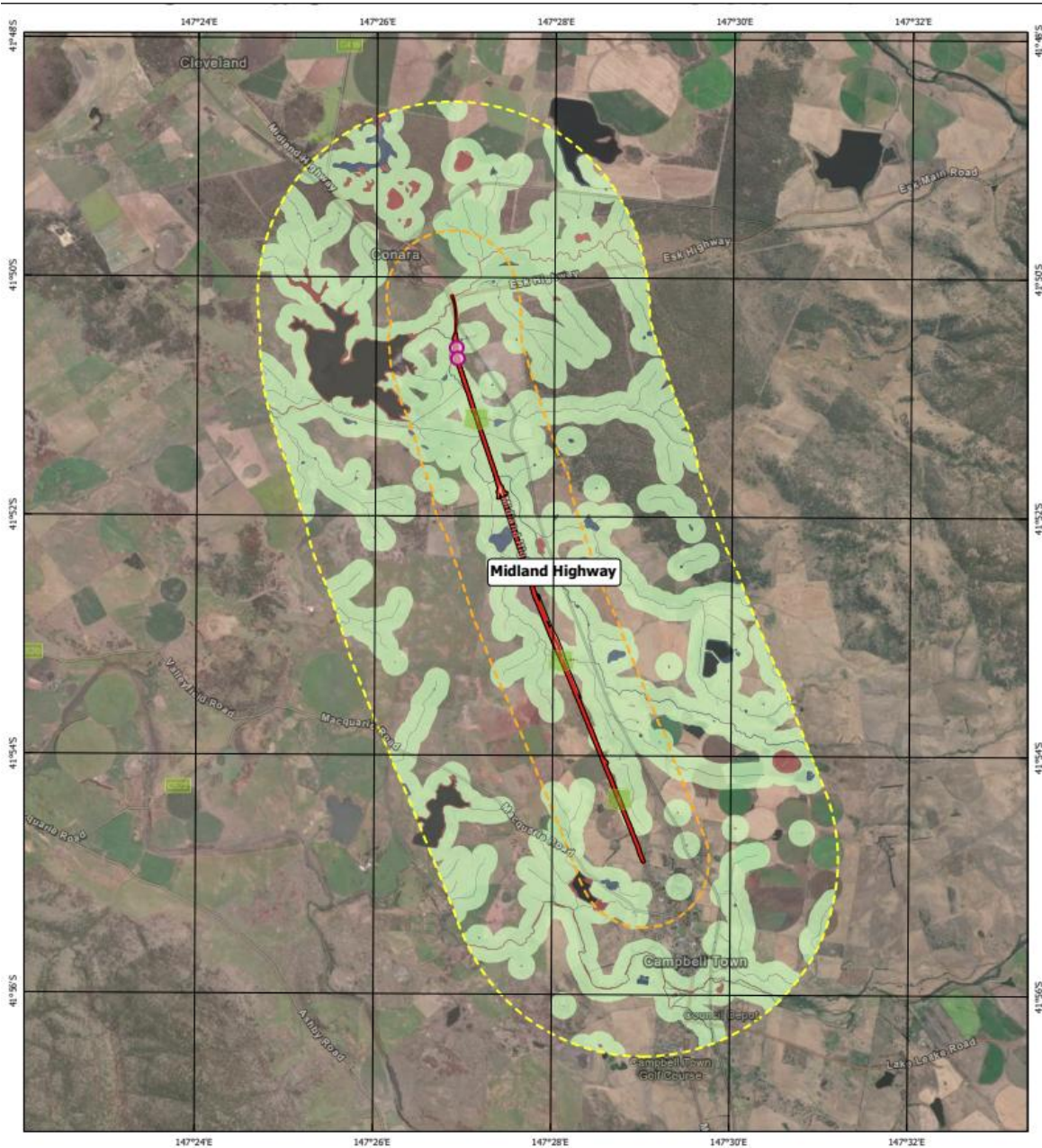


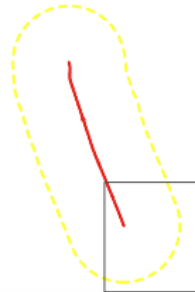
Figure 1: Offset Area

Attachment D



LEGEND

- Project Area
- Construction Footprint (disturbance footprint)
- Construction Footprint - 3km buffer
- Construction Footprint - 1km buffer
- Growling Grass Frog Habitat**
- Foraging and Dispersal
- Dispersal Habitat
- Breeding Habitat



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Metres

Jacobs

Figure 1: Green and gold frog habitat

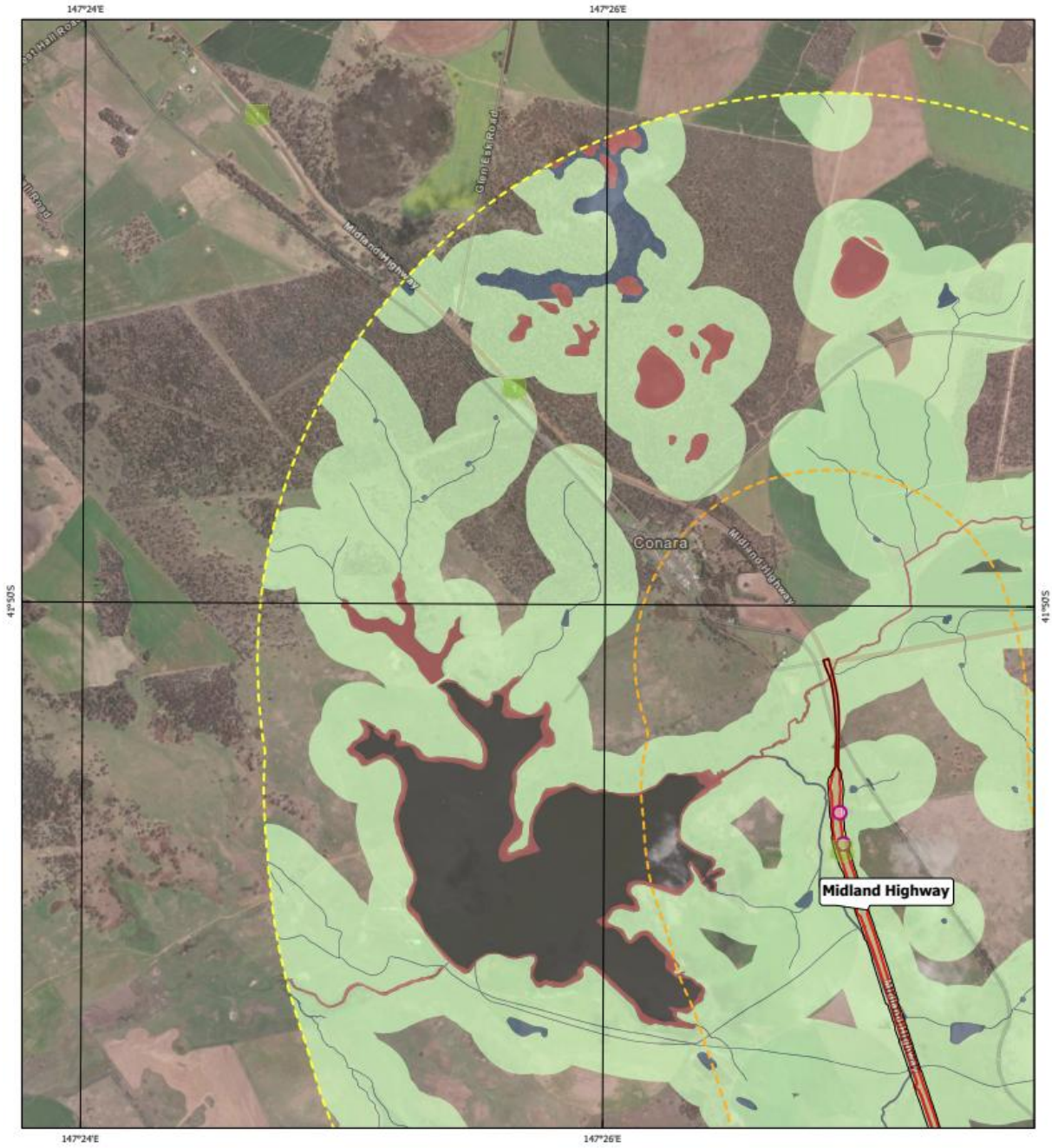


Figure 2: Green and gold frog habitat (continued)

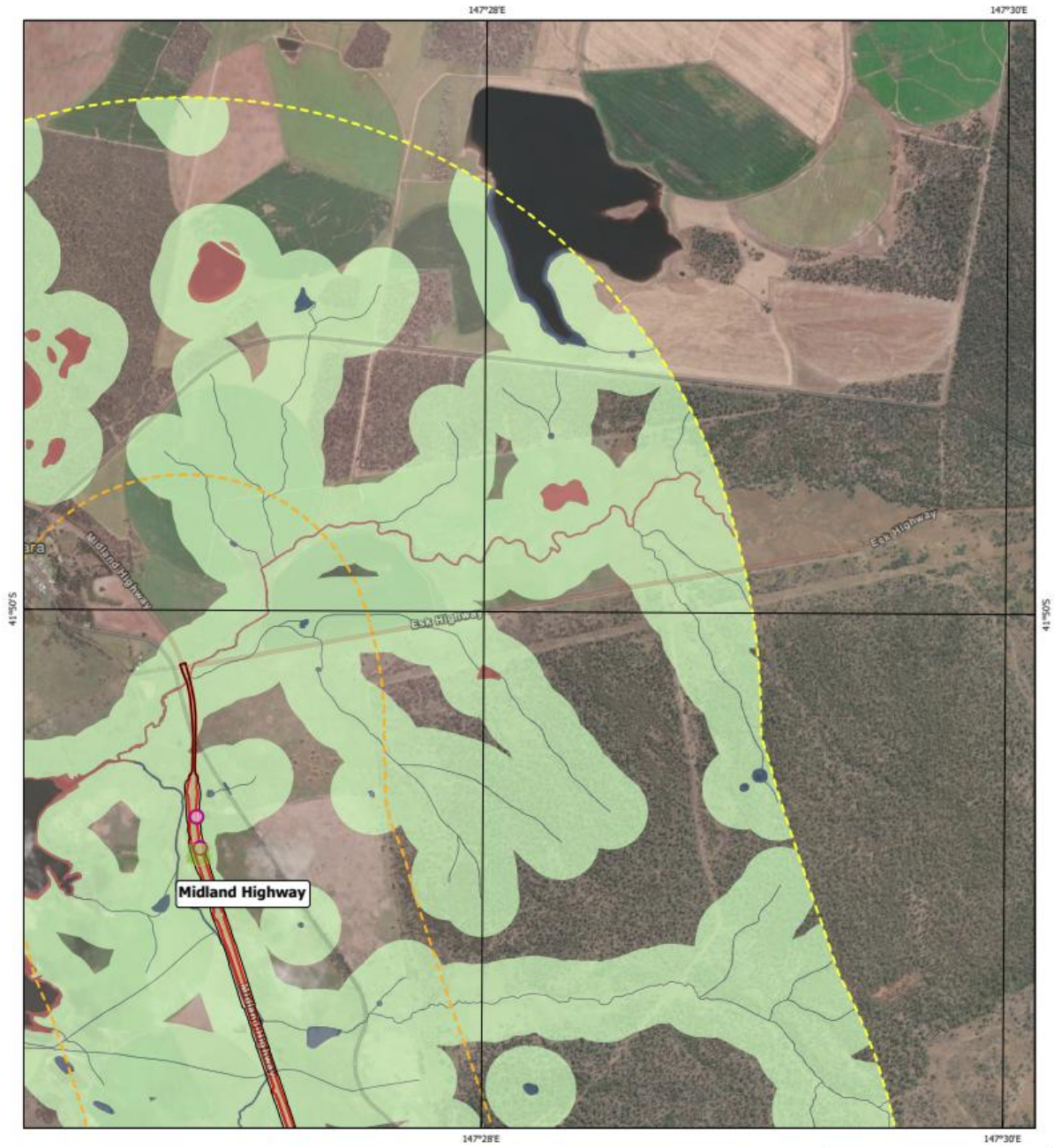


Figure 3: Green and gold frog habitat (continued)

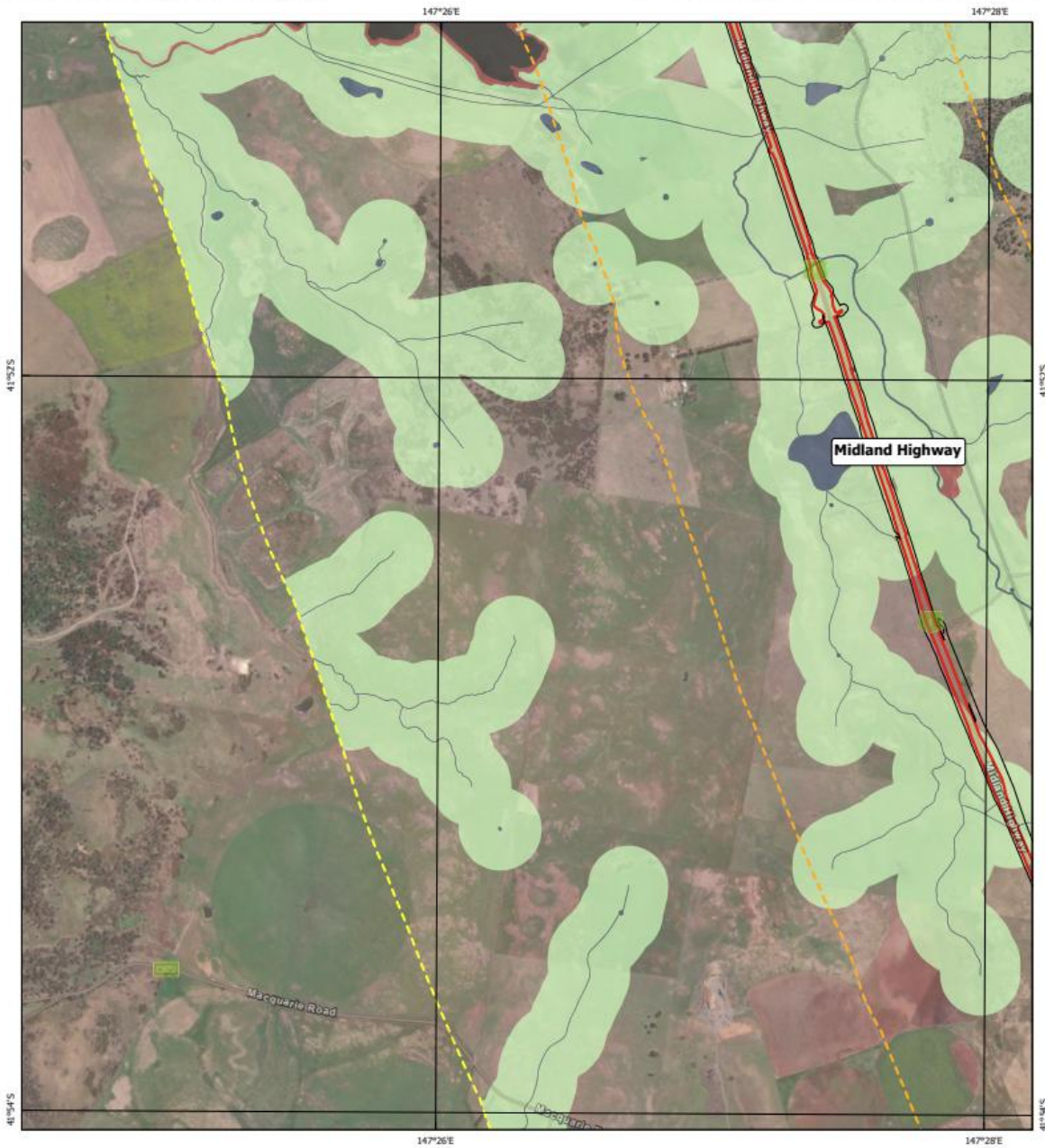


Figure 4: Green and gold frog habitat (continued)

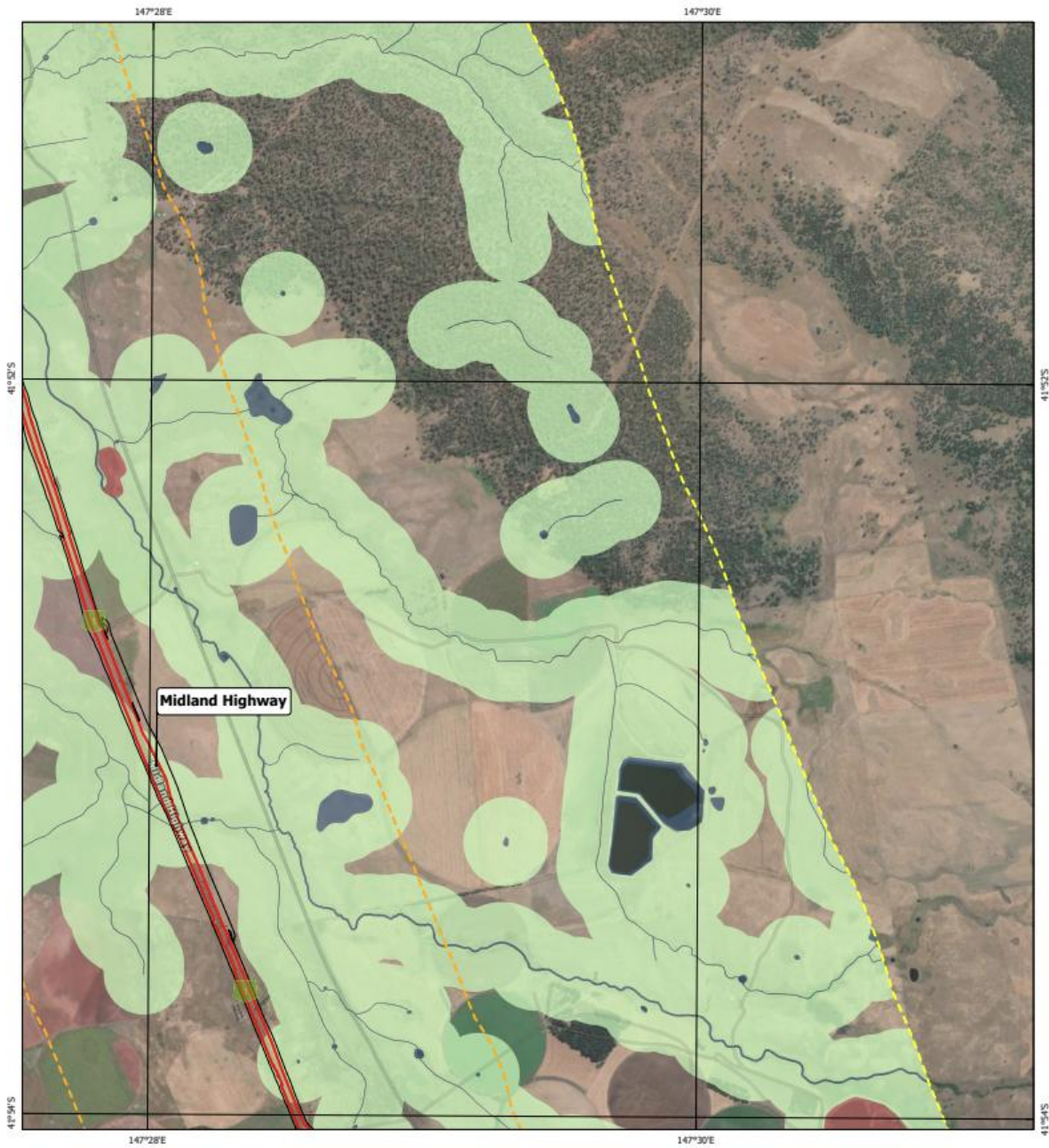


Figure 5: Green and gold frog habitat (continued)

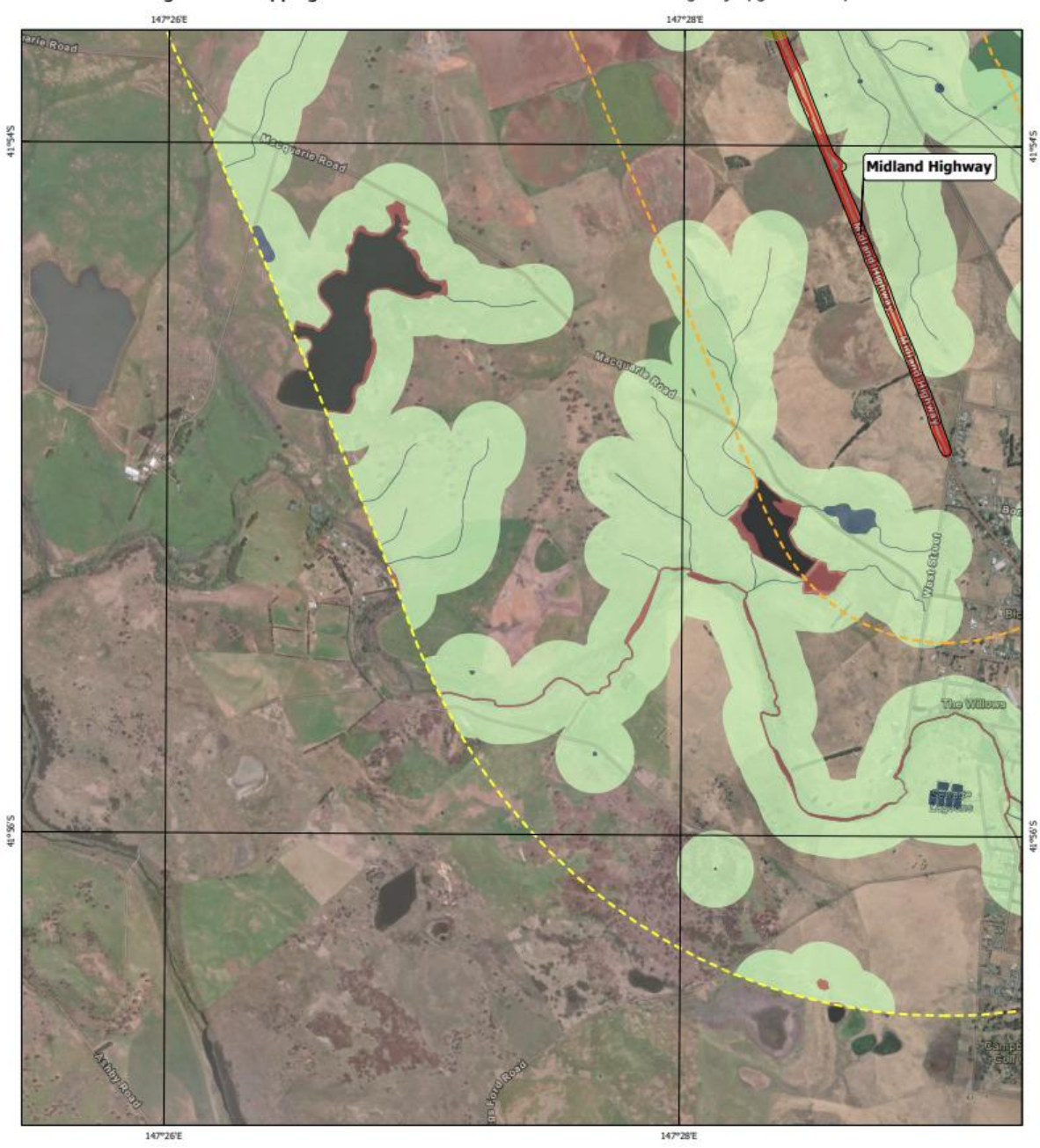


Figure 6: Green and gold frog habitat (continued)

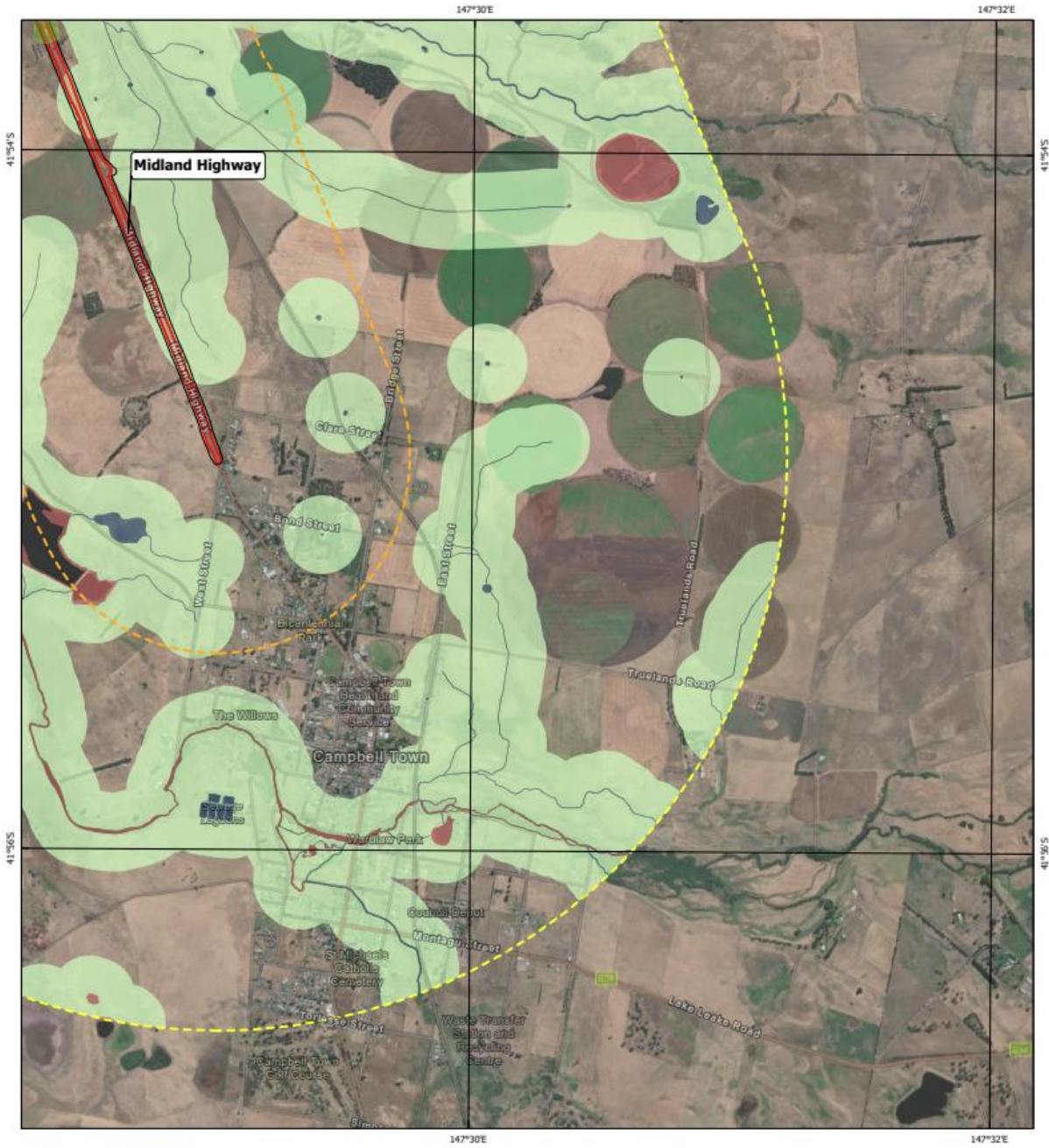


Figure 7: Green and gold frog habitat (continued)