

The Chief Executive Officer
Department of State Development, Infrastructure, Local Government and Planning

Via email: morag.elliott@dasilgp.qld.gov.au
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3 October 2024

Dear Sir / Madam

Subject RIDA RPI16/002/Kestrel – Section 55 RIDA Amendment Application

As the holder of RIDA RPI16/002/Kestrel (the RIDA), Kestrel Coal Resources (Kestrel) requests an amendment to the RIDA under section 55(1) of the Regional Planning Interests Act 2014 (RPI Act).

The requested amendment is very small, and is simply changing the number “12” to the number “24” in Condition 3(a)(ii), as shown below:

(ii) a mitigation payment for 316ha prior to ~~12~~ 24 months of the anniversary date of the payment in condition 3(a)(i); and

Kestrel considers that the requested amendment is both:

1. A minor amendment for the purposes of section 55(1)(a); and
2. A change that would not adversely change the impact of the resource activity on the area of regional interest.

In deciding whether to make the requested amendment, we understand the chief executive must consider the matters mentioned in section 49 of the RPI Act to the extent the chief executive considers it is appropriate to do so.

Kestrel notes that the amendment sought is very simply to change the timeframe for a mitigation payment under condition 3 of the RIDA from 12 months to 24 months, thereby allowing time for a more detailed amendment to be sought prior to the mitigation payment being required. There is no other change being sought in this application.

Accordingly, in relation to the criteria from section 49 below:

- a) There is no additional impact from the resource activity on the area of regional interest.
- b) There is no criteria for the decision prescribed under a regulation.



- c) The decision is not for a notifiable assessment application.
- d) The decision is not for a referable assessment application.
- e) No advice has been given about this application by Coexistence Queensland.
- f) Kestrel is not aware of any other matter that may be relevant for the chief executive's consideration but would be happy to discuss any such matters or provide additional information as required.

Kestrel met via Teams with Phil Joyce, Peta Harwood and Morag Elliott from the Department of State Development, Infrastructure, Local Government and Planning on 24th September, who indicated this amendment application is an appropriate first step for Kestrel to continue seeking clarification and amendment of our RIDA conditions.

Please contact the undersigned if you have any queries regarding this amendment application.

Yours sincerely



Colleen Fish

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