Earth Resources Regulator

Extractives Quarterly Performance Report

2023-24 Quarter 4

1 April to 30 June 2024

We acknowledge and respect Victorian Traditional Owners as the original custodians of Victoria’s land and waters, their unique ability to care for Country and deep spiritual connection to it.

We honour Elders past and present whose knowledge and wisdom has ensured the continuation of culture and traditional practices.

DEECA is committed to genuinely partnering with Victorian Traditional Owners and Victoria’s Aboriginal community to progress their aspirations.

# About this report

The Earth Resources Regulator is Victoria’s regulator of exploration, mining, quarry and petroleum activities. Our role includes granting rights to access resources, assessing plans for the extraction of resources, assessing site rehabilitation liabilities and setting bonds, conducting compliance operations to ensure that authority holders fulfil their regulatory obligations and engaging with communities and stakeholders on regulatory matters.

Our quarterly performance and annual statistical reports are available on our website as part of our commitment to being an effective and transparent regulator.

This report provides a summary of our operating performance for quarter four of financial year 2023-24 for Extractives (1 April to 30 June 2024).

Extractive Summary FY 2023-24 (1 July 2023 to 30 June 2024)

**Work Authorities / Work Plans**

|  |  |  |  |
| --- | --- | --- | --- |
| 1. New Work Authorities | 1. Workplan Variations Approved | 1. Pending Work Plan Applications | 1. Decisions Made with in statutory time frames |
| 1. 9 | 1. 16 | 1. 54 | 1. 87% |

1. **Estimated Resources** – 243 million tonnes approved (greenfield/variations/admin updates)
2. **Bonds –** 63 bond assessments were completed and $121.5 million bonds were held.

**Compliance**

|  |  |  |  |
| --- | --- | --- | --- |
| 1. Compliance Activities | 1. Enforcements | 1. Incidents | 1. Complaints Received |
| 1. 192 | 1. 164 | 1. 12 | 1. 45 |

# Extractive Summary – decision timeframes

**What we promised**

* Reduce decision timeframes by 15 per cent ([Towards 2030: Resources Victoria Strategy](https://resources.vic.gov.au/__data/assets/pdf_file/0013/1015150/Resources-Victoria-Strategy.pdf))
* Approve at least 80 million tonnes of new extractive resources available for extraction ([Towards 2030: Resources Victoria Strategy](https://resources.vic.gov.au/__data/assets/pdf_file/0013/1015150/Resources-Victoria-Strategy.pdf))

**What we delivered**

* Increased end-to-end decision timeframe in FY23/24 due to five larger work authorities being granted with extended planning permit periods
* Approved nine new quarries in FY23/24 representing 110 million tonnes of resource
* Work plan variations (16) and Administrative Update (14) approval for FY23/24 equates to 134 million tonnes of additional resources.
* Increased work plan approval pipeline tonnage increased to 1,136 Mt at the end of FY23/24.
* Assessed 56 work plans/variations (with 129 separate decisions made on these work plans during the year, compared to 94 decisions in FY22/23)

**What the numbers show**

* WP and WPV returned to applicant an average of 3 times for changes – improvements to the quality of WP/WPVs would be likely to reduce end-to-end timeframes

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Stage | FY23/24 Median Days | FY22/23 Median Days | DY21/22 Median Days | FY20/21 Median Days |
| WA Granted | 5 | 5 | 12 | 1 |
| With ERR | 154 | 131 | 115 | 139 |
| With Applicant | 44 | 60 | 68 | 60 |
| Seek Permit | 655 | 201 | 274 | 153 |
| Plan Appr to Bond Received | 157 | 275 | 121 | 275 |
| Bond Received to Grant | 1189 | 507 | 626 | 849 |
| COP WA Granted | 4 | 5 | 3 | 2 |
| COP Submitted to WA Grant | 703 | 479 | 727 | 325 |

**Work Plan Variations end-to-end approval**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Stage | FY23/24 Median Days | FY22/23 Median Days | FY21/22 Median Days | FY20/21 Median Days |
| Variations Approved | 11 | 6 | 2 | 12 |
| With ERR | 147 | 150 | 161 | 130 |
| With Applicant | 95 | 269 | 112 | 80 |
| Seek Permit | 182 | 254 | 232 | 255 |
| Plan Submitted to Approval | 615 | 734 | 535 | 632 |

*Refer pages 10 to 14 for detailed reports*

# Extractives summary – rehabilitation liabilities

**What we promised**

* Ensure adequate rehabilitation bonds are in place to reduce liability of earth resources sites to government ([Towards 2030: Resources Victoria Strategy](https://resources.vic.gov.au/__data/assets/pdf_file/0013/1015150/Resources-Victoria-Strategy.pdf))
* Continue to deliver on our commitments in the [Regulatory Practice Strategy for the Rehabilitation of Earth Resources Sites](https://resources.vic.gov.au/__data/assets/pdf_file/0018/511920/Earth-Resources-Regulation-Regulatory-Practice-Strategy-for-the-Rehabilitation-of-Earth-Resources-Sites-February-2020.pdf)

**What we delivered**

* Increased number of sites bond assessed

**What the numbers tell us**

* Increases in bonds was mainly due to transfer of ownership, work plan variation and extending the work authority area.
* In FY23/24 Q4 there were 10 bond increases totalling $4.5M. The increase was attributed, in part, to the Quarry Approvals Program finalising variations to provide access to additional resources, and subsequent bond reviews undertaken.
* Progressive rehabilitation and more frequent self-assessment can reduce bond amounts (see [resources.vic.gov.au/community-and-land-use/rehabilitation](https://resources.vic.gov.au/community-and-land-use/rehabilitation) for more information)

905 number of bonds held (including ceased quarries) and $121.5 million bonds amount held as of 30 June 2024.

In FY 23/24 63 sites bond were assessed compared to 33 previous year.

In FY 23/24 $11.8m amount of total bond were assessed compared to $12.7 previous year.

Median years since previous bond increase is 17 years.

Median increased amount is $117,000.

**Annual Summary - Bond Assessment Increases**

|  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Reasons for Bond Increase | No. of Bond Assessed FY 23-24 Q1 | Bond Amount FY 23-24 Q1 | No. of Bond Assessed FY 23-24 Q2 | Bond Amount FY 23-24 Q2 | No. of Bond Assessed FY 23-24 Q3 | Bond Amount FY 23-24 Q3 | No. of Bond Assessed FY 23-24 Q4 | Bond Amount FY 23-24 Q4 | No. of Bond Assessed FY 23-24 | Bond Amount FY 23-24 |
| Transfer | 5 | $923,700 | 1 | $57,000 | 2 | $707,000 | 3 | $198,500 | 11 | $1,886,200 |
| Work Authority Area Extension | 3 | $419,500 | 0 | 0 | 3 | $671,500 | 1 | $1,506,000 | 7 | $2,597,000 |
| Work Plan Variation | 2 | $656,000 | 4 | $819,200 | 1 | $31,500 | 6 | $2,836,250 | 13 | $4,342,950 |
| Bond Increase | 10 | $1,999,200 | 5 | $876,200 | 6 | $1,410,000 | 10 | $4,540,750 | 31 | $8,826,150 |

*Refer pages 15 to 16 for detailed reports*

# Extractives summary – compliance

What we promised

Compliance actions that protect the environment, members of the public, land, property and infrastructure ([Towards 2030: Resources Victoria Strategy](https://resources.vic.gov.au/__data/assets/pdf_file/0013/1015150/Resources-Victoria-Strategy.pdf))

What we delivered

Increased number of audits, inspections and enforcement actions

Increased transparency of compliance activity – more communications on actions including [regulatory actions webpage](https://resources.vic.gov.au/legislation-and-regulations/compliance-enforcement/regulatory-actions)

New compliance team members and increased capacity in Q4 FY23/24

There were 192 compliance activities from 142 unique work authorities.

**Compliance Activities**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Compliance Activities | FY 2023-24 Q1 | FY 2023-24 Q2 | FY 2023-24 Q3 | FY 2023-24 Q4 |
| Meeting | 3 | 1 | 3 | 5 |
| Audit | 9 | 7 | 5 | 27 |
| Inspection | 38 | 29 | 34 | 31 |

**What the numbers tell us**

* Marked improvement in annual returns/reports compliance.
  + 40 infringement notices and 14 official warning letters in FY 23/24 compared to around 570 in FY 22/23.
* Some ongoing site compliance issues.
  + Increased audit numbers related to over-extraction and rehabilitation.
  + Observations regarding ongoing compliance issues with slimes management, over-extraction, progressive rehabilitation and community engagement contributed to the selection of the [2024-25 compliance priorities](https://resources.vic.gov.au/__data/assets/pdf_file/0008/1029338/Resources-Victoria-Compliance-Priorities-2024-25.pdf)
* Proactive community engagement needed by all sites
  + 48 community complaints received in FY23/24 were related to 19 unique tenements.
  + Lack of industry community engagement increases likelihood of repeated complaints

# Extractives Work Authorities Granted in FY2023-24 (01 Jul 2023 to 30 June 2024)

*Refer pages 17 to 23 for detailed reports*

**Work Plan Submitted to Work Authority Granted (End to End)**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Stage | FY23/24 Median Days | FY22/23 Median Days | DY21/22 Median Days | FY20/21 Median Days |
| WA Granted | 5 | 5 | 12 | 1 |
| With ERR | 154 | 131 | 115 | 139 |
| With Applicant | 44 | 60 | 68 | 60 |
| Seek Permit | 655 | 201 | 274 | 153 |
| Plan Appr to Bond Received | 157 | 275 | 121 | 275 |
| Bond Received to Grant | 1189 | 507 | 626 | 849 |
| COP WA Granted | 4 | 5 | 3 | 2 |
| COP Submitted to WA Grant | 703 | 479 | 727 | 325 |

**Geographic location**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Tenement | Area Ha | Km from GPO | RV Region | Primary LGA |
| WA006220 | 5 | 81.2 | North | Mitchell |
| WA007536 | 30.2 | 85.2 | North | Murrindindi |
| WA1515 | 156.24 | 138.4 | East | Latrobe |
| WA007085 | 42.9 | 204.2 | West | Moyne |
| WA007903 | 4.7 | 324.5 | North | Yarriambiack |
| WA007625 | 5 | 340.4 | North | Swan Hill |
| WA008335 | 4.95 | 383.2 | North | Mildura |
| WA008039 | 292.6 | 480.6 | North | Mildura |
| WA007957 | 811.3 | 511.2 | North | Mildura |

**Commentary:**

There were 9 WA Granted in FY2023-24

Resource Estimate for FY2023-24 is 110.1 million tonnes

Average no. of returns to applicant is 3

Four new work authorities were granted in Q4.

The median days for approval were:

* 1189 days (five larger work authorities granted in FY23/24)
* 703 days for Codes of Practice work authorities

# Work Plan Variations Approved in FY2023-24 – Planning Permit Required

**Work Plan Variations Submitted to Approved – Planning Permit Required**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Stage | FY23/24 Median Days | FY22/23 Median Days | FY21/22 Median Days | FY20/21 Median Days |
| Variations Approved | 11 | 6 | 2 | 12 |
| With ERR | 147 | 150 | 161 | 130 |
| With Applicant | 95 | 269 | 112 | 80 |
| Seek Permit | 182 | 254 | 232 | 255 |
| Plan Submitted to Approval | 615 | 734 | 535 | 632 |

**Geographic location**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Tenement | Area Ha | Km from GPO | RV Region | Primary LGA |
| WA894 | 13.5 | 256.9 | North | Indigo |
| WA637 | 111.0 | 208.2 | West | Northern Grampians |
| WA595 | 26.6 | 253.2 | West | Horsham |
| WA417 | 5.1 | 177.8 | West | Corangamite |
| WA353 | 44.9 | 279.4 | West | Glenelg |
| WA1536 | 23.6 | 217.2 | West | Ararat |
| WA1534 | 79.0 | 337.0 | North | Swan Hill |
| WA1488 | 156.1 | 83.1 | East | Bass Coast |
| WA1298 | 9.0 | 281.5 | West | Horsham |
| WA1103 | 25.4 | 192.3 | North | Wangaratta |
| WA006382 | 66.7 | 199.3 | West | Corangamite |

**Commentary:**

There were 11 Work Plans Variations Approved in FY2023-24

Resource Estimate for FY2023-24 is 56.4 million tonnes

Average number of returns to applicant is 3

Three work plan variations requiring planning permits were approved in Q4, bringing the total to 11 for FY23/24.

Of all the work plan variations approved, 1 is located within the Melbourne Supply Area.

The median days from submission to approval was 615 days.

The time taken to seek a planning permit and notify ERR following statutory endorsement was 182 days (median).

# Work Plan Variations Approved in FY2023-24 – Planning Permit Not Required

Work Plan Variations Submitted to Approved – Planning Permit Not Required

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Stage | FY23/24 Median Days | FY22/23 Median Days | FY21/22 Median Days | FY20/21 Median Days |
| Variations Approved | 11 | 2 | 3 | 2 |
| With ERR | 141 | 106 | 89 | 22 |
| With Applicant | 200 | 432 | 127 | 1 |
| Plan Submitted to Approval | 382 | 734 | 190 | 29 |

**Geographic location**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Tenement | Area Ha | Km from GPO | RV Region | Primary LGA |
| WA742 | 3.0 | 274.0 | North | Towong |
| WA487 | 27.0 | 254.1 | North | Wodonga |
| WA467 | 102.4 | 188.7 | West | Corangamite |
| WA3 | 442.2 | 67.0 | West | Greater Geelong |
| WA180 | 89.6 | 243.9 | West | Moyne |

**Commentary:**

There were 5 Work Plans Variations Approved in FY2023-24

Resource Estimate for FY2023-24 is 60.2 million tonnes

Average number of returns to applicant is 3

One work plan variation not requiring a planning permit was approved in Q4 and a total of five for FY23/24.

The median days submission to approval was 382 days.

# Extractive Work Plans in the System 30 June 2024

**Stage Duration of Pending Work Plans**

|  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Stage | 1 Month | 3 Months | 6 Months | 1 Year | 2 Years | 3 Years | 4 Years | Over 4 Years | No. Plans |
| With Applicant | 8 | 5 | 2 | 4 | 1 | 1 | 0 | 6 | **27** |
| Seeking Planning Permit | 1 | 8 | 3 | 1 | 1 | 1 | 1 | 5 | **21** |
| With ERR for Assessment | 5 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | **6** |

**Pending Work Plan Stage**

|  |  |
| --- | --- |
| Stage | No. Plans |
| With Applicant | 27 |
| Seeking Planning Permit | 21 |
| With Err for Assessment | 6 |
| Pending Work Plans | 54 |

**Commentary:**

At the end of FY23/24 there were 54 work plans pending of which 16 work plans have been with the applicant or in the process to seek a planning permit for over 1 year.

# Work Plan Decision Made Within Statutory Time Frame (STF)

**Annual Summary – Workplan Decision Time Frames**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Decisions Time Frame | FY 2023-24 Q1 | FY 2023-24 Q2 | FY 2023-24 Q3 | FY 2023-24 Q4 | FY 2023-24 |
| Within STF | 27 | 26 | 21 | 38 | 112 |
| Over STF | 3 | 0 | 11 | 3 | 17 |
| Total | 30 | 26 | 32 | 41 | 129 |
| % Within STF | 90% | 100% | 66% | 93% | 87% |

**FY 23/24 Decision Outcomes**

|  |  |  |  |
| --- | --- | --- | --- |
| Outcomes | Within STF | Over STF | Total |
| Return to Applicant | 12 | 1 | 13 |
| Work Plan Endorsed | 11 | 0 | 11 |
| Agency Referral Outcome | 10 | 0 | 10 |
| Work Plan Approved | 4 | 1 | 5 |
| Agency Referral | 1 | 1 | 2 |
| Total | 38 | 3 | 41 |

**Commentary:**

In Q4, 93% of  decisions were made within statutory time frame (38 out of 41) from 27 unique work plans.

For FY23/24 87% of decisions were made within statutory time frame.

A majority of the exceedances occurred in Q3 and early in Q4 following a surge of applications, and large number of complex proposals.

# Work Plan Administrative Updates by Notification

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Extractive Industries | FY 2023-24 Q1 | FY 2023-24 Q2 | FY 2023-24 Q3 | FY 2023-24 Q4 | Total |
| Notifications Received | 8 | 6 | 4 | 5 | 23 |
| Notifications Acknowledged | 3 | 2 | 3 | 6 | 14 |
| Notifications Rejected / Withdrawn | 2 | 2 | 4 | 1 | 9 |

**Commentary:**

14 Administrative Updates Acknowledged

Resource Estimate for FY2023-24 is 17 million tonnes

In Q4 there were 7 administrative updates completed, 6 acknowledged and 1 rejected.

In FY23/24, 14 administrative updates were acknowledged unlocking 17 million tonnes of resources.

# Work Authority Bonds Assessments

|  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Bond Assessment | No. of Bond Assessed FY 23-24 Q1 | Bond Amount FY 23-24 Q1 | No. of Bond Assessed FY 23-24 Q2 | Bond Amount FY 23-24 Q2 | No. of Bond Assessed FY 23-24 Q3 | Bond Amount FY 23-24 Q3 | No. of Bond Assessed FY 23-24 Q4 | Bond Amount FY 23-24 Q4 | No. of Bond Assessed FY 23-24 | Bond Amount FY 23-24 |
| Bond Increase | 10 | $1,999,200 | 5 | $876,200 | 6 | $1,410,000 | 10 | $4,540,750 | 31 | $8,826,150 |
| Initial Bond | 2 | $222,000 | 2 | $80,500 | 2 | $923,000 | 7 | $1,320,500 | 13 | $2,546,000 |
| Bond Release | 4 | $176,500 | 5 | $212,500 | 2 | $8,500 | 8 | $43,500 | 19 | $441,000 |
| Total Value of Assessments | 16 | $2,397,700 | 12 | $1,169,200 | 10 | $2,341,500 | 25 | $5,904,750 | 63 | $11,813,150 |

**Commentary:**

905 number of bonds held as of 30 June 2024

$121.5 million bonds amount as of 30 June 2024

In Q4, 25 bond assessments were conducted totalling ~$5.9M of which $5.86M were Increased/Initial bonds and $0.04M were bond released

In the past financial year, a total of 63 bond assessments were conducted totalling ~$11.8M of which $11.4M were Increased/Initial bonds and $0.4M – Bond released

Link to website bond information and public bonds dashboard: [Rehabilitation - Resources Victoria](https://resources.vic.gov.au/community-and-land-use/rehabilitation)

# Work Authority Bond Increase

|  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Reasons for Bond Increase | No. of Bond Assessed FY 23-24 Q1 | Bond Amount FY 23-24 Q1 | No. of Bond Assessed FY 23-24 Q2 | Bond Amount FY 23-24 Q2 | No. of Bond Assessed FY 23-24 Q3 | Bond Amount FY 23-24 Q3 | No. of Bond Assessed FY 23-24 Q4 | Bond Amount FY 23-24 Q4 | No. of Bond Assessed FY 23-24 | Bond Amount FY 23-24 |
| Transfer | 5 | $923,700 | 1 | $57,000 | 2 | $707,000 | 3 | $198,500 | 11 | $1,886,200 |
| Work Authority Area Extension | 3 | $419,500 | 0 | 0 | 3 | $671,500 | 1 | $1,506,000 | 7 | $2,597,000 |
| Work Plan Variation | 2 | $656,000 | 4 | $819,200 | 1 | $31,500 | 6 | $2,836,250 | 13 | $4,342,950 |
| Bond Increase | 10 | $1,999,200 | 5 | $876,200 | 6 | $1,410,000 | 10 | $4,540,750 | 31 | $8,826,150 |

**Commentary:**

$117,000 median amount increased in FY 2023-2024.

Median years since previous bond increase is 17 years.

Increases in bonds was mainly due to transfer of ownership, work plan variation and extending the work authority area.

In FY23/24 Q4 there were 10 bond increases totalling $4.5M. The increase was attributed, in part, to the Quarry Approvals Program finalising variations to provide access to additional resources, and subsequent bond reviews undertaken.

# Compliance Activities FY 2023-24

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| LGA | Audit | Inspection | Meeting | Total |
| Greater Bendigo |  | 15 | 2 | 17 |
| Greater Geelong | 6 | 5 | 2 | 13 |
| South Gippsland | 2 | 8 |  | 10 |
| East Gippsland | 3 | 7 |  | 10 |
| Moyne | 2 | 6 |  | 8 |
| Corangamite | 2 | 6 |  | 8 |
| Colac Otway | 1 | 7 |  | 8 |
| Bass Coast | 2 | 5 |  | 7 |
| Yarriambiack | 6 |  |  | 6 |
| Ballarat |  | 6 |  | 6 |
| Frankston | 1 | 4 |  | 5 |
| Wellington | 2 | 3 |  | 5 |
| Northern Grampians | 1 | 4 |  | 5 |
| Baw Baw |  | 5 |  | 5 |
| Mitchell | 2 | 2 | 1 | 5 |
| Golden Plains | 1 | 3 |  | 4 |
| Casey | 1 | 2 | 1 | 4 |
| Southern Grampians | 2 | 2 |  | 4 |
| Mildura | 3 | 1 |  | 4 |
| Wangaratta | 2 | 1 | 1 | 4 |
| West Wimmera | 1 | 3 |  | 4 |
| Moorabool | 1 | 2 | 1 | 4 |
| Hume |  | 4 |  | 4 |
| Moira |  | 2 | 1 | 3 |
| Central Goldfields | 2 | 1 |  | 3 |
| Pyrenees |  | 3 |  | 3 |
| Wyndham |  | 3 |  | 3 |
| Surf Coast |  | 2 | 1 | 3 |
| Murrindindi | 1 | 2 |  | 3 |
| Greater Shepparton |  | 2 | 1 | 3 |
| **LGA** | **Audit** | **Inspection** | **Meeting** | **Total** |
| Benalla |  | 3 |  | 3 |
| Knox | 1 | 1 | 1 | 3 |
| Cardinia |  | 2 |  | 2 |
| Mornington Peninsula |  | 2 |  | 2 |
| Kingston |  | 2 |  | 2 |
| Melton |  | 2 |  | 2 |
| Mount Alexander |  | 1 |  | 1 |
| Yarra Ranges |  | 1 |  | 1 |
| Manningham |  | 1 |  | 1 |
| Ararat | 1 |  |  | 1 |
| Swan Hill | 1 |  |  | 1 |
| Horsham |  | 1 |  | 1 |
| Whittlesea | 1 |  |  | 1 |
| Grand Total | 48 | 132 | 12 | 192 |

Total Compliance Activities for FY 2023-24 is 192.

Total Unique Work Authorities for FY 2023-24 is 142.

Compliance Activities FY 2023-24

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Compliance Activities | FY 2023-24 Q1 | FY 2023-24 Q2 | FY 2023-24 Q3 | FY 2023-24 Q4 |
| Meeting | 3 | 1 | 3 | 5 |
| Audit | 9 | 7 | 5 | 27 |
| Inspection | 38 | 29 | 34 | 31 |

**Commentary:**

In Q4 63 compliance activities were conducted on 56 sites.

For FY23/24 a total of 192 compliance activities were conducted on 142 sites.

# Compliance Actions

**S110 / S110A Notices**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Enforcements | FY 2023-24 Q1 | FY 2023-24 Q2 | FY 2023-24 Q3 | FY 2023-24 Q4 | Total |
| Waste and Redundant Plan | 5 | 1 | 2 | 2 | **10** |
| Work Without Licence or Consents | 2 | 1 | 5 | 2 | **10** |
| Authorised Activity Compliance | 1 | 1 |  | 7 | **9** |
| Hazardous Materials Management | 4 | 1 |  | 1 | **6** |
| Buffer Zones |  | 1 | 3 | 1 | **5** |
| Rehabilitation of Site | 1 | 2 | 2 |  | **5** |
| Other | 2 | 2 |  | 1 | **5** |
| Drainage, Erosion and Discharge | 1 | 1 |  | 1 | **3** |
| Tailings and Slime Management |  |  |  | 3 | **3** |
| Slope Stability |  | 1 |  | 2 | **3** |
| Noise Emissions | 1 | 1 |  |  | **2** |
| Ground Disturbance | 1 | 1 |  |  | **2** |
| Tenement Boundaries |  | 2 |  |  | **2** |
| Working Hours |  | 1 |  |  | **1** |
| Water Dams |  | 1 |  |  | **1** |
| Explosives |  |  |  | 1 | **1** |
| Dust Emissions |  |  | 1 |  | **1** |
| Reporting; Monitoring and Auditing |  |  |  | 1 | **1** |
| Documentation and Records | 1 |  |  |  | **1** |
| Groundwater Impacts |  | 1 |  |  | **1** |
| Top-Soil Management |  |  |  | 1 | **1** |
|  | 19 | 18 | 13 | 23 | 73 |

**Infringements and Educations**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Enforcements Action | FY 2023-24 Q1 | FY 2023-24 Q2 | FY 2023-24 Q3 | FY 2023-24 Q4 | Total |
| Infringement Notice | 0 | 39 | 0 | 0 | **39** |
| Official Warning Letter | 0 | 12 | 1 | 1 | **14** |
| Written Instruction / Education | 13 | 3 | 2 | 17 | **35** |
| Direction | 0 | 0 | 0 | 2 | **2** |
|  | 13 | 54 | 3 | 20 | 90 |

**Commentary:**

There were 43 compliance actions taken in Q4. 23 were remedial or stop work actions (S110/S110A notices).

Total enforcement actions for FY2023-24 was 164.

The most common reason for an infringement notice or official warnings in Q2 was failure to submit an annual return or royalty return.

More information on regulatory actions can be found here Regulatory actions [Regulatory actions - Resources Victoria](https://resources.vic.gov.au/legislation-and-regulations/compliance-enforcement/regulatory-actions)​

# Compliance Incidents

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Incidents | FY 2023-24 Q1 | FY 2023-24 Q2 | FY 2023-24 Q3 | FY 2023-24 Q4 | Total |
| Environmental Incident Notification |  |  | 2 |  | 2 |
| Explosives Air & Ground Vibration | 2 |  |  | 2 | 4 |
| Slope Stability |  | 1 |  |  | 1 |
| Fire Precautions & Risk Control |  |  |  | **1** | 1 |
| Dust Emissions | 1 |  |  |  | 1 |
| Waterway Quality & Aquatic Habitat |  | 1 |  |  | 1 |
| Drainage, Erosion & Discharge |  |  | 1 |  | 1 |
| Public Safety & Site Security |  | 1 |  |  | 1 |
| Grand Total | 3 | 3 | 3 | 3 | 12 |
| Unique sites | 3 | 3 | 3 | 3 | 10 (Unique) |

# Community Complaints

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Complaints | FY 2023-24 Q1 | FY 2023-24 Q2 | FY 2023-24 Q3 | FY 2023-24 Q4 | Total |
| Explosives Air & Ground Vibration | 2 | 1 | 5 | 6 | 14 |
| Impacts Outside Tenement Site | 2 | 1 | 2 | 2 | 7 |
| Noise Emissions | 3 |  |  | 3 | 6 |
| Work without License or Consents | 1 |  | 2 | 1 | 4 |
| Dust Emissions | 1 | 1 | 2 |  | 4 |
| Working Hours | 1 |  |  | 2 | 3 |
| Other (Not Specified Above) |  | 2 |  |  | 2 |
| Internal Roads & Tracks | 1 |  |  |  | 1 |
| Waterway Quality & Aquatic Habitat |  | 1 |  |  | 1 |
| Tenement Boundaries | 1 |  |  |  | 1 |
| Community Engagement |  |  |  | 1 | 1 |
| Drainage, Erosion & Discharge |  | 1 |  |  | 1 |
| Public Safety & Site Security |  | 1 |  |  | 1 |
| Authorized Activity Compliance |  | 1 |  |  | 1 |
| Tailings & Slimes Management |  | 1 |  |  | 1 |
| Grand Total | 12 | 10 | 11 | 15 | 48 |

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Complaints | FY 2023-24 Q1 | FY 2023-24 Q2 | FY 2023-24 Q3 | FY 2023-24 Q4 | Total |
| Unique Tenements | 12 | 5 | 6 | 8 | 19 (unique) |
| Unique Informants | 10 | 8 | 8 | 13 | 32 (unique) |

**Commentary:**

In FY23/24 Q4, 15 complaints were received for 8 tenements.

In FY23/24 the most common complaints related to blasting, air & ground vibration, impacts outside the tenement site and noise emissions.

The 48 complaints received in FY23/24 were related to 19 unique tenements.

# Community Reference Group Attendance

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| Tenement | Tenement Holder | LGA | FY 2023-24 Q1 | FY 2023-24 Q2 | FY 2023-24 Q3 | FY 2023-24 Q4 | Total |
| WA1546 | Birregurra Resources Pty Ltd | Colac Otway | 1 |  |  |  | 1 |
| WA158 | Holcim (Australia) Pty Ltd | Colac Otway | 1 |  | 1 |  | 2 |
| WA174 | Holcim (Australia) Pty Ltd | Cardinia |  |  |  | 1 | 1 |
| WA188 | Davegale Pty Ltd | Greater Geelong |  | 1 |  |  | 1 |
| WA41 | Barro Group Pty Ltd | Greater Geelong |  |  | 1 |  | 1 |
| WA82 | Boral Resources (Vic) Pty Ltd | Moorabool |  | 1 |  |  | 1 |
|  | **Total Attendance** |  | **2** | **2** | **2** | **1** | **7** |

**Commentary:**

In FY23/24 Q4 there was one community reference group attendance, bringing the total attendance for the FY23/24 to seven.

**Department of Energy, Environment and Climate Action**

Earth Resources Regulator

1 Spring Street

Melbourne VIC 3000

Telephone: 1300 366 356

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Earth Resources Regulation performance reporting site: [Regulator performance reporting - Resources Victoria](https://resources.vic.gov.au/legislation-and-regulations/regulator-performance-reporting)