

DARWIN HARBOUR ADVISORY COMMITTEE

DRAFT MINUTES – MEETING 7

Date:	Thursday, 1 November 2018	Location:	Charles Darwin Centre, Level 20, 19 Smith Street, Darwin
Time:	9:00 am – 1:00 pm		
Chair:	Professor Karen Gibb (KG), Charles Darwin University	Secretariat:	Amy Cooper (AC), Executive Officer – Committees (DENR)
Attendees:	Annie Andrews (AA) Dr Claire Streten (CS) Kristen Lynch (KL) – <i>proxy</i> Mark Robertson (MR) Phil Vivian (PV) – <i>proxy</i> Sam Buchanan (SB) Shar Molloy (SM) Shenagh Gamble (ShG) Sue McKinnon (SMc)		Power and Water Australian Institute for Marine Science Northern Land Council (Proxy for TR) INPEX Darwin Port Paspaley Environment Centre NT City of Darwin Landcare NT
Apologies:	Alan Roe (AR) Daniel Thompson (DT) Jim Smith (JS) Julia Fortune (JF) Nick Hanigan (NH) Nigel Browne (NB) Sandy Griffin (SG) Terry O'Connor (TO)		Territory Natural Resource Management ConocoPhillips Sea Darwin Water Resources Division (DENR) Paspaley Larrakia Development Corporation INPEX Darwin Port
Guests:	Carmony Leso (CL) Karen Avery (KA) Ian Satchwell (IS)		Corporate Services Division (DENR) Environment Division (DENR) Department of Chief Minister

Agenda No.	Agenda Item	Action Required (e.g. information / discussion / decision)
	Meeting open	The Darwin Harbour Advisory Committee meeting commenced at 9:00 am.
1.	Welcome, Attendance and Apologies	Chairperson, KG, opened the meeting and welcomed the members to the seventh meeting. KG introduced AC as the acting Secretariat. KG welcomed Sam Buchanan, Paspaley to the committee, replacing Nick Hanigan. PV was proxy for TO. Apologies from AR, DT, JS, JF, NH, NB, SG and TO.
2.	Declaration of any conflicts of interest	Nil.

3.	Minutes of previous meeting	<p>The minutes of previous meeting on 23 August 2018 were circulated to committee members prior to the meeting for comments / edits.</p> <p>The minutes were accepted by the committee with no amendments.</p>			
4.	Action from previous meeting (meeting 6 - 23 August 2018)				
	No.	Action	Action Officer	Timeframe	Status / Update
4.1	DHAC Website Working group to be formed to work on content ideas for the DHAC page.	AC, SG, AA			In progress See matters arising
4.2	2018 DH Strategy Update of the 2010 Darwin Harbour Strategy	Working Group – Chair Annie Andrews	Ongoing		In progress See matters arising item 5.2
4.3	Report Cards DHIR workgroup formed and will develop a DHIR implementation plan for discussion at the Nov meeting of DHAC.	KG, SG, SM, CS, TO (or Phil Vivian), Dianne Rose (PWC)	Ongoing		In progress See matters arising item 5.3
4.4	Project Officer for DHAC	KG	Ongoing		In progress See matters arising 5.3
4.5	Bulletin Distribution List ➤ Provide email addresses for individuals to be included on the DHAC Bulletin distribution list. ➤ Discuss new Bulletin	AC All members	Prior to the next meeting	<p>4.5 Bulletin Distribution List</p> <p>The committee advised that they distribute the bulletin to their contacts within their organisations. Any further contacts can be emailed to AC to include on the distribution list.</p> <p>SM suggested advertising the Bulletin on RIEL News.</p> <p>MT recommended having an option on the website for people to sign up to bulletin.</p> <p>CL suggested approaching Comms to develop a bulletin that appears more professional. However, this will depend on their capacity. If that is not an option AC will prepare the next bulletin using the current template.</p> <p>It was agreed that bulletins will go out after every second meeting.</p> <p>The committee agreed the next bulletin will include;</p> <ul style="list-style-type: none"> • A snapshot of DHAC’s presenters with photos 	

					<ul style="list-style-type: none"> Update on the DH strategy (no mention of GB but talk about working group. AA to provide content). Update on the DHIRC and working group (KG to provide content). <p>The draft Bulletin will go to the committee for input.</p> <p>Action:</p> <ul style="list-style-type: none"> AC to draft the next Bulletin by Dec 15 and where further content is needed - send the template to those people requesting their content - ensure appropriate heading and suggested word count is included AC to approach DENR Comms regarding developing the newsletter for DHAC. AC to arrange for a signup option for the bulletins to be featured on the DHAC Webpage. AA to provide an update re the DH Strategy for the Bulletin. <p>KG to provide an update re the DHIRC working group for the Bulletin.</p>
	4.6	<p>Communication Flow Chart</p> <p>➤ Update</p>	AC	Prior to the next meeting	<p>Complete</p> <p>See matters arising item 5.4</p>
5.	<p>Matters Arising</p>		<p>5.1 DHAC Website</p> <p>DENR Comms are working towards obtaining the appropriate approvals for the website and will commence uploading content soon. Screen shots of the new webpage will be distributed to the committee out of session for their input.</p> <p>Bios from DC, SG, SB and TR are still required.</p> <p>Members were also asked to provide a profile picture or something that represents their organisation to include with their bios.</p> <p>Actions:</p> <ul style="list-style-type: none"> AC to forward SB & KL example of a bio for the website. Members to forward picture to go with bios for the website. AC will distribute screen shots of webpage out of session. Any webpage feedback can be sent to AC to incorporate. <p>5.2 DH Strategy</p> <p>AA, chair of the DH Strategy working group, provided an update about where the working group is up to. \$40k has been allocated to the completion of the DH Strategy. Grahame Byron,</p>		

Exceptional Coaching & Consulting, has been approached regarding assisting with the strategy. GB expressed concerns that he would like addressed. AA will work with GB to settle on an agreed Terms of Reference for his activity, he will then provide a quote and the working group can make a decision out of session.

Committee comments: AA advised GB was confused around some of the statements in 2.4 of the Project Plan and asked for the committee to provide clarification.

Point 1 – Stakeholder Consultation

The committee agreed there wasn't the budget to undertake extensive stakeholder consultation. The compromise was to write the strategy and circulate it around committee networks. It was suggested to use the Coastal Marine Strategy as a reference point only along with DHAC implementation plan.

Point 2 & 4 – Presentation of the Strategy

GB is concerned the presentation of the strategy by DENR is not included and sought clarification around who is the owner of the strategy. The committee agreed the strategy will be prepared by DHAC and owned by NT Government / Minister. There is a possibility that it may need to go through Cabinet.

Point 3 – Implementation Phase

KG suggested the working group might consider working with GB on the implementation phase to have a manageable action list and who is responsible.

KG advised Jo Townsend suggested including strategic environmental assessments. KG thinks it's logical to talk about strategic assessment for the health of the harbour and link commentary around that for the strategy and the integrated reporting. CS suggested AA use Jo's comment around drawing on the NT Government to negotiate implementation actions and responsibilities.

KG suggested having a framework for integrated reporting, including an independent audit and tracking of it.

If the strategy and the Integrated Reporting are linked, the on-going performance of DH integrated reporting will provide an opportunity for the committee to provide a service of monitoring performance and advice to the Minister. KG indicated the DHAC Project Officer needs to attend working group meetings. Frequency of meetings to be determined.

Actions:

- *AC to confirm capacity to support the DH Strategy working group.*
- *AA to determine if GB requires executive support.*
- *DH Strategy working group to clarify what is realistic and clearly outline JF and AC roles.*

5.3 Report Cards

KG advised the DHIRC working group met for the first time on 30 October 2018. Members included KG, PV, CS, SMc, DC and Di Rose. SG was an apology.

Two quotes have been provided from:

- Integration Application Network (IAN). Their focus was on an 18 month program of community stakeholder engagement. They depend on good quality existing data.

- Australian Institute of Marine Science (AIMS) to develop indices

The committee recognised that the scopes are complementary. KG confirmed the DHIRC working group would like accept both quotes and are opting for a financial target of \$350 000 over two financial years.

The working group will write to both parties to explain;

- The committee would like them to work together
- Identify synergies
- Re-evaluate their budget
- Both parties to meet with DHIRC working group to discuss the use of existing data with them, the above, and explore more deeply with them the use of existing data and opportunities to integrate data where there is an overlap.

Committee comments: propose a workshop to address above dot points. DENR Staff will be invited.

MT raised concern about big data sets and that just because they have been created doesn't mean it is more important than some of the smaller datasets.

KG advised she wants to leverage investment.

SB raised identifying organisations for funding. KG noted some companies include Paspaley, The Port, ConocoPhillips, INPEX, Power and Water.

MT queried whether there was a decision point in the process to decide whether this will work. KG responded saying the committee will need the industry buy in in order to go to the government. If there is no support from industry the project cannot go ahead.

MT asked if the committee is authorised to go out and seek sponsorship funding and/or grants. KG confirmed this is possible.

SB queried who KG envisaged as the public sponsors. KG welcomed suggestions from the committee. It has been suggested that other NT Government departments will participate. SB suggested the Department of Infrastructure, Planning and Logistics. AA suggested linking with funding cycles. CS agreed.

It was agreed the committees intentions should be detailed in the Communique.

Action: AC to notify the committee of the DHIRC working group Workshop date so other members can attend.

5.4 Project Officer for DHAC

KG approached Jo Townsend recommending Julia Fortune, for the Project Officer role for DHAC. JF has worked in the DHAC role in the past, worked with INPEX offsets and is currently acting head of Aquatic Health Unit who have been rolling out report cards. Jo Townsend has agreed to a three month period. KG has requested confirmation for six months. KG will meet with Julia ASAP to discuss role.

Action: AC to bring Julia up to speed informally.

Action: KG to finalise Project Officer appointment and negotiate work plan to be ratified by DHAC

5.5 Communication Flow Chart

Revised to include a step for committee members to provide input to the communique before going to the Minister. KG asked that committee members provide their responses. MT suggested asking people if they don't have comments please let us know.

6.	Correspondence <i>(selected)</i>	<p>6.1 Outgoing</p> <p>6.1.1 Communique #5 – Minister Lawler 6.1.2 Invite to Ian Satchell present to DHAC regarding the Climate Change Discussion Paper 6.1.3 Invite to Karen Avery to present to DHAC regarding the Environment Protection Bill 6.1.4 Invitation to Ben Smith to present to DHAC regarding the Marine Rangers Program</p> <p>6.2 Incoming</p> <p>6.2.1 Resignation Letter from Nick Hanigan 6.2.2 DHAC input into Environmental Frameworks</p> <p>The incoming and outgoing correspondence was tabled at the meeting for noting / discussion.</p> <p>6.2.2 DHAC input into Environmental Frameworks The committee received a request from Jacobs, the consultants working on the Environmental Licensing and Regulatory Framework and the Contaminated Land Management Framework, requesting to meet with a member of DHAC to discuss the current regulatory system and what their expectations are for the future frameworks. No members nominated to partake in the interview on 8 November 2018. SM and SG are already meeting with Jacobs and will provide an update to the committee at the next meeting.</p> <p><i>Action: SM and SG to provide an update to the committee regarding the interview with Jacobs.</i></p>
7.	Presentation on the Draft Environment Protection Bill	<p>Karen Avery, Environment Policy and Support (DENR) attended the meeting to provide a presentation on the Draft Environment Protection Bill.</p> <p>The draft bill and regulations that represent the first stage of work were released for consultation on 4 October 2018. The consultation will remain open until 3 December 2018.</p> <p>Stage 1 - deals primarily with a new environmental impact assessment and approval system. Some of the key aspects of that are environmental approval issued by the institute of environment, clarity around when project should be referred for assessment, significant opportunity for community engagement and process, and increased transparency.</p> <p>Stage 2 - consolidates a range of legislation into Environment Protection Act and will cover waste inclusion matters, environmental, mining, land clearing, litter, illegal dumping. Possible that it may also incorporate environmental impacts of hydraulic fracturing.</p> <p>The ultimate Goal is to end up with a single piece of legislation that is a fully functional Environmental Protection Act.</p> <p><i>Committee comments: KG explained there is an aspiration of the DHAC for integrated reporting and asked if as a regulator there is an opportunity for integrated reporting that could play into the compliance around regulation in a way that industry could be really comfortable with. KA explained a decision that government made is that environmental approval conditions will be placed on an environment approval by the Minister. The conditions of that approval will be monitored and enforced by the DENR. There are transparency requirements and all materials will be published. Giving</i></p>

		<p>people the opportunity to see what is actually going on, not just operators and components. Thus providing greater accountability and transparency.</p> <p>KG invited KA to attend another DHAC meeting in the new year.</p> <p>SM sought clarification around a recent media release. KA explained the media release referred to decisions. To kinds of review of decisions are available:</p> <ul style="list-style-type: none"> • <u>Judicial review</u> - is any person or entity could bring a review into a Supreme Court against an environmental impact assessment decision. Available on a point of law. • <u>Merits review</u> - about improvement in decision making systems. Focussed on whether the correct decision has been made and usually goes before a tribunal or a specialist port establishment. <p>KA provided an overview of the Framework of the NT Environment Values.</p> <p>Action: Establishing a Framework of NT Environment Values and Objectives - AC to provide an editable table to KG to provide comments on the proposed framework.</p>
8.	Topical Reports	Nil
9.	Presentation regarding Climate Change Strategy Discussion Paper	<p>Ian Satchwell, Ada Hosein and Evana Coote, from the Department of the Chief Minister, Economic and Environment Policy presented on the Climate Change Strategy Paper.</p> <p>IS noted the new <i>Environment Protection Act</i> will include provision for strategic assessments.</p> <p>Committee comments: KG suggested IS connect with Lindsay Hutley who does a lot of work around mangroves.</p> <p>IS noted CS suggestion to include the Australian Government in the diagram where it refers to research and development with universities and education providers.</p> <p>KG raised the committees plan to get current investment for an <i>Integrated reporting interface</i>.</p>
10.	Other Business	<p>SM advised there is a Climate Scientist, Ellen Leed, who received a scholarship and has been working on a NT Climate Policy. She will be in Darwin in December giving briefings on her research. If anyone would like to attend SM can provide more detail.</p> <p>ShG noted the Darwin City Deal with the Australian and NT Governments will be finalised over the coming weeks. A big component is CDUs involvement and a carpark in Cavanagh street that CDU has flagged as a potential site for a CDU campus. ShG or Bridgette Bellenger (DCM) could provide a briefing to the committee.</p> <p>Action: AC to invite Bridgette Bellenger to the next DHAC meeting to provide an update regarding the Darwin City Deal. Alternative ShG (or someone else from CoD) could provide the update.</p>
11.	Communique to the Minister	<p>The key items identified for the Communique to the Minister were:</p> <ul style="list-style-type: none"> • List of presenters at the meeting • Update regarding Integrated reporting • DH Strategy • Positive spin around working group plan for IAN & AIMS • Strategic assessment

Actions arising from meeting		
Action Officer	Action	Timeframe
Amy Cooper	Approach DENR Comms regarding developing the Bulletin for DHAC	Prior to the end of the year
Amy Cooper	Arrange for a signup option for the bulletins to be featured on the DHAC Webpage	Prior to the end of the year
Amy Cooper	AC to draft the next Bulletin by Dec 15 and where further content is needed – send the template to those people requesting their content – ensure appropriate heading and suggested word count is included – this refers to AA and KG below.	Dec 15
Annie Andrews	Provide an update re the DH Strategy for the Bulletin	Dec 21
Karen Gibb	Provide an update re the DHIRC working group for the Bulletin	Dec 21
Amy Cooper	Forward SB & KL example of a bio for the website	Prior to the end of the year
All members	Members to forward picture to go with bios for the website	Prior to the end of the year
Amy Cooper	Distribute screen shots of webpage out of session. Any webpage feedback can be sent to AC to incorporate	Prior to the next meeting
Amy Cooper	Confirm capacity to support the DH Strategy working group	Prior to the end of the year
Annie Andrews	Determine if GB requires executive support.	Prior to the end of the year
DH Strategy working group	Clarify what is realistic and clearly outline JF and AC roles	Prior to the end of the year
Amy Cooper	Notify the committee of the DHIRC working group Workshop date so other members can attend	Prior to the workshop being held
Karen Gibb	Finalise Project Officer appointment and negotiate work plan to be ratified by DHAC	ASAP
Shar Molloy and Sandy Griffin	SM and SG to provide an update to the committee regarding the interview with Jacobs	At the next meeting
Amy Cooper	<i>Establishing a Framework of NT Environment Values and Objectives</i> – AC to provide an editable table to KG who will then submit comments on behalf of DHAC	Within one week (post meeting) Early December
Amy Cooper	Invite Bridgette Bellenger to the next DHAC meeting to provide an update regarding the Darwin City Deal. Alternative ShG (or someone else from CoD) could provide the update	Prior to the next meeting
12.	Next Meeting	The next meeting will be held February 2019 (TBC)
	Meeting closed	Meeting closed at 12 pm.