

A vertical photograph on the left side of the cover shows a sunset over a body of water. The sky is a mix of orange, red, and purple, with the sun low on the horizon. In the foreground, the dark silhouette of a large industrial vessel, likely a ship or barge, is visible on the water. The water's surface reflects the colors of the sky.

# EPBC 2022/09237 DAMPIER CARGO WHARF EXTENSION AND LANDSIDE REDEVELOPMENT

ANNUAL COMPLIANCE REPORT  
2024

A1588671

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## **EXECUTIVE SUMMARY**

This document forms the Annual Compliance Report (**ACR**) as required under Condition 24 of *Environmental Protection and Biodiversity Conservation (EPBC) Act 1999* approval (EPBC 2022/09237) for the Dampier Cargo Wharf (**DCW**) Extension and Landside Redevelopment Project (**DCWELR**).

This ACR has been prepared by Pilbara Ports, the approval holder and nominated developer, for DCWELR development activities undertaken during the period 6 October 2023 to 5 October 2024 (**Reporting Period**).


During the Reporting Period, the Project commenced with the contractors starting to mobilise to site on the 2 October 2024 (commencement of Action) to start the decommission works associated with the Project. No other Project activity occurred during the Reporting Period.

This ACR was prepared in accordance with the Department of Climate Change, Energy, the Environment and Water (**Department**) Annual Compliance Report Guidelines (2014 and the updated 2023 version) and will be published on Pilbara Ports website on or before 27 December 2024.

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**Declaration of Accuracy**

In making this declaration, I am aware that sections 490 and 491 of the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) (EPBC Act) make it an offence in certain circumstances to knowingly provide false or misleading information or documents. The offence is punishable on conviction by imprisonment or a fine, or both. I declare that to the best of my knowledge, all the information and documentation supporting this compliance report is true and correct in every particular. I am authorised to bind the approval holder to this declaration and that I have no knowledge of that authorisation being revoked at the time of making this declaration.

Signed : 

Full name : Dan Pedersen

Position : Environment and Heritage Manager

Organisation: Pilbara Ports – ABN 94 987 448 870

Date : 5 December 2024

## 1. DOCUMENT AMENDMENT TABLE

VERSION	PREPARED BY	DATE	AMENDMENT DETAILS
1	Pilbara Ports	04 December 2024	Version 1

## 1. INTRODUCTION

Pilbara Ports are going to construct and operate a land-backed wharf extension to the Dampier Cargo Wharf (**Project**) at the Port of Dampier (**Port**). The scope of the Project incorporates the development of a new (adjoining) southern section of wharf and associated mooring dolphin, wharf connecting structure, dredged berth pocket and vessel manoeuvring area (Figure 1).

The Project includes development of a new wharf structure employing pile driving works, stabilisation of the shoreline via construction of rock revetment or a retaining wall and construction of a concrete deck. Up to 380,000 cubic metres (m<sup>3</sup>) of capital dredging will be undertaken to establish a new berth pocket and associated manoeuvring basin to design depths of -13.2m (Chart Datum (**CD**)) and -11m CD.

This dredging volume includes up to 100,000m<sup>3</sup> of underlying and surface granophyre rock at the south-east end of the dredging footprint. To undertake dredging of this material it must be broken up first using drilling and blasting techniques. Dredging will be undertaken using a backactor dredge.

The Development Envelope (**DE**) and Project Footprint is presented in Figure 1. A short description of the Project is provided in Table 1 and the Project's physical, construction and operational elements are provided below in Table 2.

The implementation of the Project began in 2024 with the commencement of mobilisation of the demolition contractor and commencement of fencing installation on 2 October 2024 (commencement date), with no other Construction or Construction works occurring during the Reporting Period.

Upon completion of the first Reporting Period (6 October 2023 to 5 October 2024) no dredging, piling, bulk earthwork or ground disturbing activities occurred.

This report has been prepared to meet Condition 24 of EPBC 2022/09237, whereby the approval holder must prepare an Annual Compliance Report (**ACR**) for each 12-month period following the date of the approval decision. This ACR, and subsequent reports, will be made publicly available and published on Pilbara Ports website until the expiry of

this approval on 6 October 2065. As per Condition 27 (b) of EPBC 2022/09237, Pilbara Ports will notify the Department of Climate Change, Energy, the Environment and Water (**Department**) of the publication of each ACR electronically within 5 business days.

**Table 1: General project content description**

PROPOSAL TITLE	DAMPIER CARGO WHARF EXTENSION AND LANDSIDE REDEVELOPMENT
Proponent Name	Pilbara Ports
Short Description	The Proposal is for the construction and operation of a land-backed wharf extension to the DCW at the Port of Dampier, Western Australia. The Project incorporates the development of a new (adjoining) southern section of wharf, dredged berth pocket and vessel manoeuvring area. The Project will enable larger vessels (up to Panamax class) to access the terminal and facilitate new trades and products being handled at the Port.

**Table 2: Project elements**

PROPOSAL ELEMENT	MAXIMUM EXTENT, CAPACITY OR RANGE
<b>Physical Elements</b>	
Land-backed wharf extension	<ul style="list-style-type: none"> <li>325 m wharf face with a wharf connecting structure.</li> </ul>
Berth pocket and manoeuvring area	<ul style="list-style-type: none"> <li>Total dredge footprint of 8.4 hectares (ha).</li> <li>Berth pocket to design depth of -13.2 m Chart Datum (CD).</li> <li>Vessel manoeuvring area to design depth of -11 m CD (<i>Note that up to 1m of over-dredge may be required to achieve these design depths</i>)</li> </ul>
<b>Construction Elements</b>	
Construction of the DCW Extension and Landside Redevelopment Project	<ul style="list-style-type: none"> <li>Pile driving works: up to 470 steel piles of up to 1800 mm diameter and installation of concrete wharf deck.</li> <li>Construction of rock revetment and installation to form the wharf deck and associated mooring dolphin.</li> </ul>
Capital dredging	<ul style="list-style-type: none"> <li>Up to 380,000 m<sup>3</sup> of capital dredging within the Dredging Footprint will be undertaken using a backactor dredge.</li> </ul>
Drilling and blasting	<ul style="list-style-type: none"> <li>Approximately 100,000 m<sup>3</sup> of granophyre rock material to the south and east of the Dredging Footprint will be broken up using drilling and blasting techniques.</li> </ul>
Disposal of material	<ul style="list-style-type: none"> <li>Dredge spoil, including blasted rock material to be placed at established spoil grounds located in Port waters including Spoil Ground 2B, Spoil Ground A/B and East Lewis Island (ELI) Spoil Ground. Suitable rock material may be beneficially reused for other approved Port projects and / or be placed within established Spoil Grounds within the Port. Where possible, Pilbara Ports will seek to place rock material in such a way within ELI Spoil Ground that it can be colonised by corals.</li> </ul>
<b>Operational Elements</b>	

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<b>PROPOSAL ELEMENT</b>	<b>MAXIMUM EXTENT, CAPACITY OR RANGE</b>
Vessel and wharfs	<ul style="list-style-type: none"><li>• Enable larger vessels (Panamax class) to access the terminal and facilitate new trades and products being handled at the Port.</li></ul>
Ongoing maintenance dredging	<ul style="list-style-type: none"><li>• In accordance with Pilbara Ports 5-year SDP for maintenance dredging (SD2019/3962) and approved Long-Term Dredge Management Plan.</li></ul>

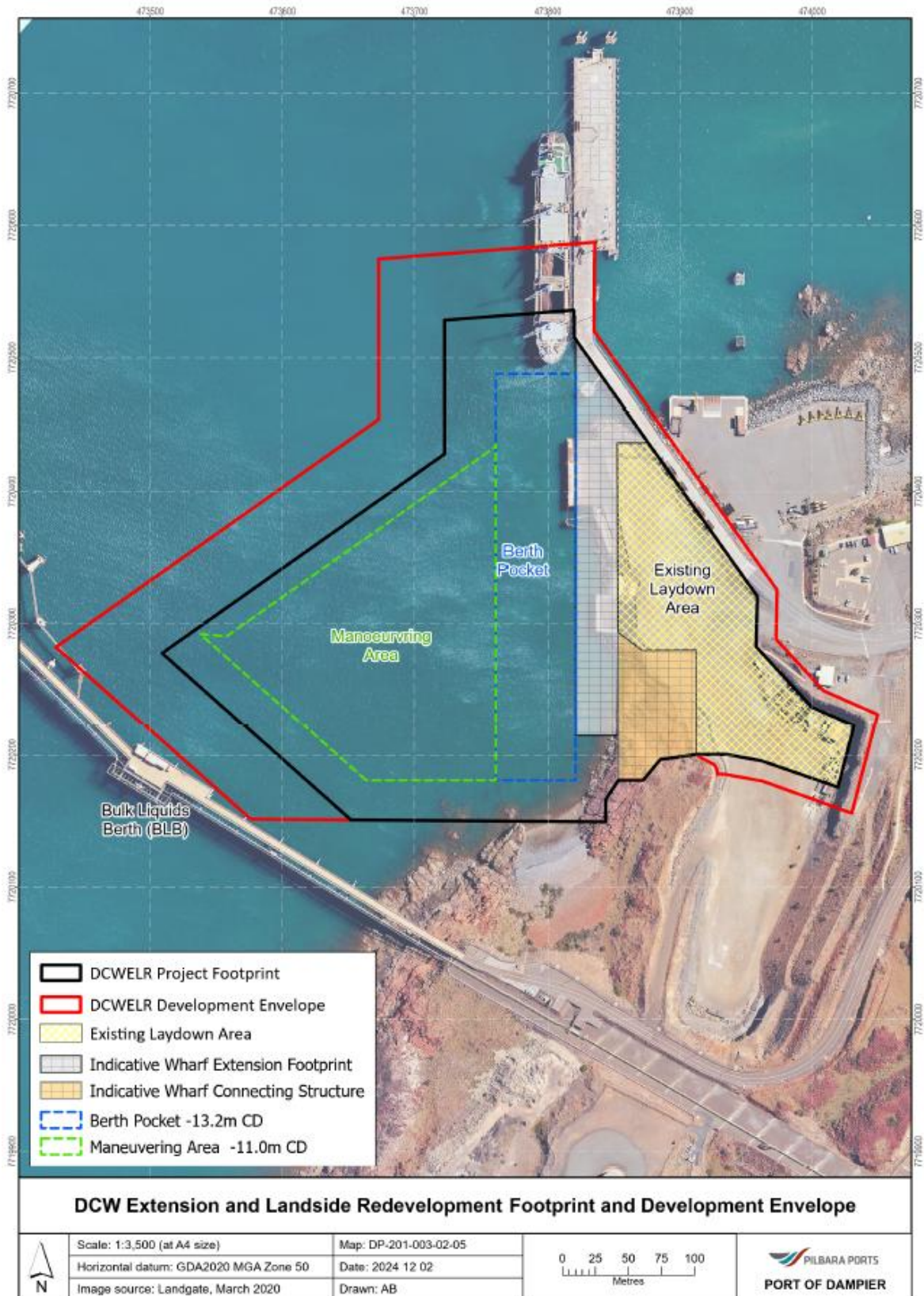


Figure 1: Project Development Envelope and Footprint

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**2. COMPLIANCE AUDIT TABLE AND CURRENT COMPLIANCE STATUS**

During the Reporting Period, Pilbara Ports was responsible for ensuring compliance with the implementation conditions of EPBC 2022/09237. Table 1 presents a summary of Pilbara Ports compliance to each of those implementation conditions for the Reporting Period.

**Table 3: EPBC 2022/09237 DCWELR – Annual Compliance Audit Table**

ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
<i>Environment Protection and Biodiversity Conservation Act 1999 (Cth) Approval Decision Notice (2022/09237) – Conditions</i>			
	<b>Location of the Action and Disturbance Limits</b>		
<b>C1</b>	<b>Condition 1</b> To avoid and mitigate harm to protected matters as a result of the Action, the approval holder must not take the Action outside of the development envelope.	Compliant	This was the first Reporting Period and the only activity that occurred was the commencement of mobilisation of equipment to the construction site on 2 October 2024 with no other Construction or Construction works occurring during the Reporting Period. There was no Construction or Construction works outside of the development envelope.
<b>C2</b>	<b>Condition 2</b> To mitigate harm to the marine environment, the approval holder must not clear: a) outside the development envelope b) more than 0.8 hectares (ha) of coral habitat.	Compliant	There was no Construction or Construction works outside of the development envelope and no activities that impacted coral habitat during the Reporting Period.
<b>C3</b>	<b>Condition 3</b> To avoid and mitigate harm to protected matters as a result of the Action, the approval holder must ensure no EPBC Act listed fauna are: a) injured b) killed.	Compliant	This was the first Reporting Period and the only activity that occurred was the commencement of mobilisation of equipment to the construction site. No EPBC Act listed fauna was injured or killed as a result of these works during the Reporting Period.
	<b>Construction Environmental Management Plan (CEMP)</b>		
<b>C4</b>	<b>Condition 4</b> To avoid and mitigate harm to protected matters, the approval holder must: a) Provide the Underwater Noise Modelling Assessment, inclusive of assessment for the air bubble curtain technology, to a suitably qualified expert for peer review and endorsement and include any	Compliant	a). The Underwater Noise Modelling was peer reviewed in November 2023 by Oceans Blueprint. Pilbara Ports provided a summary of findings to DCCEEW on 22 December 2023.  b). Pilbara Ports submitted a CEMP for approval on 22 April 2022. Additional versions were updated and submitted as per DCCEEW feedback and outcomes of the Underwater Noise

ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
	<p>recommendations into the Construction Environmental Management Plan (CEMP).</p> <p>b) Within 6 months of the date of this approval, submit a CEMP to the Minister for approval.</p> <p>c) Not commence construction until the CEMP has been approved by the Minister in writing. The approval holder must implement the approved Construction Environmental Management Plan (approved CEMP) for the life of the approval.</p>		<p>Modelling review. The final (subsequently approved) version of the CEMP was submitted 13 February 2024.</p> <p>c). On 29 February 2024 DCCEEW formally advised in writing that the CEMP had been approved in accordance with Condition 4 of the approval.</p> <p>A copy is saved in Objective, reference: A1416772.</p>
	<b>Dredge Environmental Management Plan (DEMP)</b>		
<b>C5</b>	<p><b>Condition 5</b> To avoid and mitigate harm to protected matters, the approval holder must commence implementing the Dredge Environmental Management Plan (DEMP) within 30 days of the date of this approval decision. The approval holder must not commence the Action unless it has commenced implementing the DEMP. The approval holder must continue to implement the DEMP until the expiry date of this approval.</p>	Compliant	<p>The DEMP is publicly available on the Pilbara Ports website. See evidence <a href="#">here</a>. No dredging occurred during the Reporting Period.</p>
	<b>Sea Dumping Permit</b>		
<b>C6</b>	<p><b>Condition 6</b> To avoid and mitigate harm to protected matters, the approval holder must comply with the Sea Dumping Permit and all conditions attached to the Sea Dumping Permit.</p>	Compliant	<p>Sea Dumping Permit SD2022/4009 was approved for capital dredging to support the Project on 27 July 2022 and is valid until 31 December 2025. A copy is saved in Objective, reference: A1078035.</p>
	<b>Marine Mitigation Measures</b>		
<b>C7</b>	<p><b>Condition 7</b> To mitigate the risk of vessel strike to protected matters the approval holder must ensure that no vessel associated with</p>	Compliant	<p>No marine construction activities (dredging, blasting or piling) occurred during the Reporting Period.</p>

ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
	the Action moves faster than 10 knots while within the development envelope.		
<b>C8</b>	<b>Condition 8</b> To mitigate harm to foraging habitat of protected matters within the port waters, the approval holder must utilise a back actor dredge for all dredging activities pertaining to the Action.	Compliant	No marine construction activities occurred during the Reporting Period.
	<b>Light Pollution Mitigation</b>		
<b>C9</b>	<b>Condition 9</b> To minimise light pollution impacts to EPBC Act listed turtles, the approval holder must ensure that all light from artificial sources installed as part of the Action are not visible from or orientated towards sensitive shore-based habitats or seaward.	Compliant	No artificial light sources installed during the Reporting Period.
<b>C10</b>	<b>Condition 10</b> To minimise light pollution impacts to protected matters, prior to commencement of and for the life of the approval, the approval holder must ensure all artificial outdoor lighting within the development envelope, installed as part of the action, applies best practice lighting design and is not inconsistent with the National Light Pollution Guidelines for Wildlife, Commonwealth of Australia 2023. The approval holder must ensure: <ul style="list-style-type: none"> <li>a) all artificial outdoor lighting is directed downwards with an upward waste of 0%.</li> <li>b) Non-reflective, dark-coloured surfaces are used for construction, excluding the concrete deck, within the development envelope.</li> <li>c) all artificial outdoor lighting uses the light types as specified in Appendix B and F of the National Light</li> </ul>	Compliant	No artificial light sources installed during the Reporting Period.

ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
	Pollution Guidelines for Wildlife, Commonwealth of Australia 2023.		
	<b>Rock Art Monitoring</b>		
<b>C11</b>	<p><b>Condition 11</b> The approval holder must comply with any air quality standards applicable to the development envelope that are specified by an agency of the Western Australian Government or the department and directly informed by the results of the Murujuga Rock Art Monitoring Program.</p>	Compliant	Pilbara Ports will comply with air quality standards applicable to the development envelope, as specified by the Department of Water and Environmental Regulation ( <b>DWER</b> ), which is directly informed by the results of the Murujuga Rock Art Monitoring Program. Air quality standards have not yet been released by DWER.
<b>Part B – Administrative conditions</b>			
	<b>Location of the Action and Disturbance Limits</b>		
<b>C12</b>	<p><b>Condition 12</b> The approval holder must submit all plans required by these conditions electronically to the department.</p>	Compliant	The CEMP was submitted electronically to the department on 22 April 2022. The DEMP was submitted electronically to the department on 22 April 2022. Objective reference: A1588852.
<b>C13</b>	<p><b>Condition 13</b> 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:</p> <ol style="list-style-type: none"> <li>of this approval, if the version of the plan to be implemented is specified in these conditions, or</li> <li>the plan is approved by the Minister in writing, if the plan requires the approval of the Minister, or</li> <li>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, or</li> </ol>	Compliant	The CEMP is publicly available on the Pilbara Ports website. See evidence <a href="#">Dampier Cargo Wharf Extension and Landside Redevelopment Project</a> CEMP. The DEMP is publicly available on the Pilbara Ports website. See evidence <a href="#">Dampier Cargo Wharf Extension and Landside Redevelopment Project</a> DEMP.

ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
	d) the plan is approved by a state or territory government official as required under a state or territory government condition which must be complied with in accordance with these EPBC Act conditions.		
<b>C14</b>	<b>Condition 14</b> The approval holder must keep all published plans required by these conditions on the website until the expiry date of this approval.	Compliant	The CEMP is publicly available on the Pilbara Ports website. See evidence <a href="#">Dampier Cargo Wharf Extension and Landside Redevelopment Project</a> CEMP. The DEMP is publicly available on the Pilbara Ports website. See evidence <a href="#">Dampier Cargo Wharf Extension and Landside Redevelopment Project</a> DEMP.
<b>C15</b>	<b>Condition 15</b> The approval holder is required to exclude or redact sensitive ecological data from plans published on the website or otherwise provided to a member of the public. If sensitive ecological 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.	Compliant	There is no excluded or redacted sensitive ecological data from plans (CEMP and DEMP) published on Pilbara Ports website.
	<b>Review of Action Management Plans</b>		
<b>C16</b>	<b>Condition 16</b> The approval holder may, at any time, apply to the Minister for a variation to a plan by submitting an application in accordance with the requirements of section 143A of the EPBC Act. If the Minister approves a revised version of a plan then, from the date specified by the Minister, the approval holder must implement the revised version of a plan in place of the previous version.	Compliant	No variations have been submitted during the Reporting Period.

ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
	<b>Notification of Date of Commencement of the Action</b>		
<b>C17</b>	<b>Condition 17</b> 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.	Compliant	Pilbara Ports formally notified (electronically) the Department of the commencement of the Action on the 4 October 2024. The Action commenced on 2 October 2024. Evidence is in Objective, reference: A1472266.
<b>C18</b>	<b>Condition 18</b> If the commencement of the Action does not occur within 5 years from the date of this approval, then the approval holder must not commence the Action without the prior written agreement of the Minister.	Compliant	The Action commenced on 2 October 2024.
	<b>Compliance Records</b>		
<b>C19</b>	<b>Condition 19</b> The approval holder must maintain accurate and complete compliance records.	Compliant	Pilbara Ports saves all compliance documents in their electronic document management system (Objective). Compliance folder reference: fA128259.
<b>C20</b>	<b>Condition 20</b> 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.	Compliant	No requests for compliance records were made by the Department during the Reporting Period.
<b>C21</b>	<b>Condition 21</b> The approval holder must ensure that any monitoring data (including sensitive ecological data), surveys, maps, and	Compliant	No monitoring data, or surveys (under the CEMP and DEMP) were undertaken during the Reporting Period.

ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
	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.		
<b>C22</b>	<b>Condition 22</b> The approval holder must ensure that any monitoring data (including sensitive ecological 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.	Compliant	No monitoring data, or surveys (under the CEMP and DEMP) were undertaken during the Reporting Period.
<b>C23</b>	<b>Condition 23</b> The approval holder must submit all monitoring data (including sensitive ecological 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 each anniversary of the date of this approval decision or in accordance with the requirements of the approved CEMP, DEMP and ALMP to the extent that these plans specify how and when monitoring data must be submitted to the department.	Compliant	No requirements for monitoring or surveys under the CEMP or DEMP during the Reporting Period. No dredging, blasting or piling occurred during the Reporting Period.
	<b>Annual Compliance Reporting</b>		
<b>C24</b>	<b>Condition 24</b> The approval holder must prepare a compliance report for each 12-month period following the date of this approval decision, or as otherwise agreed to in writing by the Minister.	Compliant	This report covers the first 12-month period of the approval and will be made available on Pilbara Ports internet page by 27 December 2024.

ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
C25	<p><b>Condition 25</b> Each compliance report must be consistent with the <i>Annual Compliance Report Guidelines, Commonwealth of Australia 2014</i>.</p>	Compliant	This report has been prepared to meet the requirements of <i>Annual Compliance Report Guidelines, Commonwealth of Australia 2014</i> .
C26	<p><b>Condition 26</b> Each compliance report must include:</p> <ul style="list-style-type: none"> <li>a) Accurate and complete details of compliance and any non-compliance with the conditions and the plans, and any incidents.</li> <li>b) One or more shapefile showing all clearing of protected matters, and/or their habitat, undertaken within the 12-month period at the end of which that compliance report is prepared.</li> <li>c) A schedule of all plans in existence in relation to these conditions and accurate and complete details of how each plan is being implemented.</li> </ul>	Compliant	<p>This Report.</p> <p>There was no clearing of protected matters, and/or their habitat during the Reporting Period.</p> <p>There are currently two plans related to this approval:</p> <ul style="list-style-type: none"> <li>- CEMP</li> <li>- DEMP.</li> </ul>
C27	<p><b>Condition 27</b> The approval holder must:</p> <ul style="list-style-type: none"> <li>a) Publish each compliance report on the website within 60 business days following the end of the 12-month period for which that compliance report is required.</li> <li>b) Notify the department electronically, within 5 business days of the date of publication that a compliance report has been published on the website.</li> <li>c) Provide the weblink for the compliance report in the notification to the department.</li> <li>d) Keep all published compliance reports required by these conditions on the website until the expiry date of this approval.</li> <li>e) Exclude or redact sensitive ecological data from compliance reports published on the website or otherwise provided to a member of the public.</li> </ul>	Compliant	<p>Pilbara Ports will publish this compliance report of the Pilbara Ports website by 27 December 2024.</p> <p>Pilbara Ports will notify the Department within five business days that the compliance report has been published on the website.</p> <p>Pilbara Ports will provide a web link to the compliance report in the notification to the Department.</p> <p>All compliance reports will remain on the website until the expiry of this approval.</p>

ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
	<p>f) If sensitive ecological data is excluded or redacted from the published version, 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.</p> <p>Note: Compliance reports may be published on the department's website.</p>		
	<p><b>Reporting Non-compliance</b></p>		
<p><b>C28</b></p>	<p><b>Condition 28</b> The approval holder must notify the department electronically, within 2 business days of becoming aware of any incident and/or potential non-compliance and/or actual non-compliance with the conditions or commitments made in a plan. The death or injury of any EPBC Act listed fauna individual is an incident for the purposes of this condition.</p>	<p>Compliant</p>	<p>There were no incidents and/or potential non-compliances and/or actual non-compliances with the Conditions or commitments during the Reporting Period.</p>
<p><b>C29</b></p>	<p><b>Condition 29</b> The approval holder must specify in the notification:</p> <ul style="list-style-type: none"> <li>a) Any condition or commitment made in a plan which has been or may have been breached.</li> <li>b) A short description of the incident and/or potential non-compliance and/or actual non-compliance.</li> <li>c) The location (including co-ordinates), date and time of the incident and/or potential non-compliance and/or actual non-compliance.</li> </ul> <p>Note: If the exact information cannot be provided, the approval holder must provide the best information available</p>	<p>Compliant</p>	<p>There were no incidents and/or potential non-compliances and/or actual non-compliances with the Conditions or commitments in the plans (CEMP and DEMP) during the Reporting Period.</p>

ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
<b>C30</b>	<p><b>Condition 30</b> The approval holder must provide to the department in writing, within 12 business days of becoming aware of any incident and/or potential non-compliance and/or actual non-compliance, the details of that incident and/or potential non-compliance and/or actual non-compliance with the conditions or commitments made in a plan. The approval holder must specify:</p> <ul style="list-style-type: none"> <li>a) Any corrective action or investigation which the approval holder has already taken.</li> <li>b) The potential impacts of the incident and/or non-compliance.</li> <li>c) The method and timing of any corrective action that will be undertaken by the approval holder.</li> </ul>	Compliant	There were no incidents and/or potential non-compliances and/or actual non-compliances with the Conditions or commitments during the Reporting Period.
	<b>Independent Audit</b>		
<b>C31</b>	<p><b>Condition 31</b> The approval holder must ensure that an independent audit of compliance with the conditions is conducted following the completion of the construction phase and for every five-year period following the commencement of the Action until this approval expires, unless otherwise specified in writing by the Minister.</p>	Compliant	The construction phase is yet to be completed and therefore no independent audit has been completed to achieve this Condition. The Action commenced in 2024, therefore the first five-year audit report is due after 6 October 2028.
<b>C32</b>	<p><b>Condition 32</b> For each independent audit, the approval holder must:</p> <ul style="list-style-type: none"> <li>a) Provide the name and qualifications of the nominated independent auditor, the draft audit criteria, and proposed timeframe for submitting the audit report to the department prior to commencing the independent audit.</li> <li>b) Only commence the independent audit once the nominated independent auditor, audit criteria and</li> </ul>	Compliant	No independent audits have been required or completed.

ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
	<p>timeframe for submitting the audit report have been approved in writing by the department.</p> <p>c) Submit the audit report to the department for approval within the timeframe specified and approved in writing by the department.</p> <p>d) Publish each audit report on the website within 15 business days of the date of the department's approval of the audit report.</p> <p>e) Keep every audit report published on the website until this approval expires.</p>		
<b>C33</b>	<p><b>Condition 33</b> Each audit report must report for the year period preceding that audit report.</p>	Compliant	No independent audits have been required or completed.
<b>C34</b>	<p><b>Condition 34</b> Each audit report must be completed to the satisfaction of the Minister and be consistent with the <i>Environment Protection and Biodiversity Conservation Act 1999 Independent Audit and Audit Report Guidelines, Commonwealth of Australia 2019</i>.</p>	Compliant	No independent audits have been required or completed.
	<b>Completion of the Action</b>		
<b>C35</b>	<p><b>Condition 35</b> The approval holder must notify the department electronically 60 business days prior to the expiry date of this approval, that the approval is due to expire.</p>	Compliant	Expiry date of approval is 7 August 2065.
<b>C36</b>	<p><b>Condition 36</b> Within 20 business days after the completion of the Action, and, in any event, before this approval expires, the approval holder must notify the department electronically of the date of completion of the Action and provide completion data. The</p>	Compliant	The Action is not yet complete.

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ITEM	COMMITMENT	COMPLIANCE	EVIDENCE
	approval holder must submit any spatial data that comprises completion data as a shapefile.		

**3. NON COMPLIANCES AND CORRECTIVE ACTIONS**

Pilbara Ports was compliant with all conditions of EPBC2022/09237 during the Reporting Period.

**4. PUBLIC AVAILABILITY AND FUTURE ANNUAL COMPLIANCE REPORTS**

Pilbara Ports will make a copy of this report publicly available on Pilbara Ports website ([www.pilbaraports.com.au](http://www.pilbaraports.com.au)).

The next ACR for the Project will be made available on Pilbara Ports website on or before 27 December 2025 in accordance with Condition 27 of EPBC 2022/09237

**5. DOCUMENT OWNER**

The Environment and Heritage Superintendent is responsible for this Annual Compliance Report.

Date approved: 4 December 2024

Review date: 4 December 2025

Version: 1

Approved by: David Pozzari