

Appendix G

**Environmental Protection Authority s.39A
decision (April 2011)**



Environmental Protection Authority

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Dr Sarah Rankin
Director
Moonies Hill Energy Pty Ltd
78 Pensioner Road
KOJONUP WA 6395

Our Ref A367505
Enquiries
Phone

Dear Dr Rankin

NOTICE UNDER SECTION 39A(3) *Environmental Protection Act 1986*

PROPOSAL: Flat Rocks Wind Farm
LOCATION: approximately 35 km south-east of Kojonup
PROPONENT: Moonies Hill Energy Pty Ltd
DECISION: Not Assessed – no advice given

Thank you for your letter referring the above matter to the Environmental Protection Authority (EPA).

This proposal raises a number of environmental issues. However, the overall environmental impact of the proposal is not so significant as to require assessment by the EPA, and the subsequent setting of formal conditions by the Minister for Environment under Part IV of the *Environmental Protection Act 1986* (EP Act).

Nevertheless, the EPA expects that the proposal will be implemented in an environmentally responsible way.

The EPA's decision to not assess the proposal is open to appeal. There is a 14-day period, closing 2 May 2011, during which, on payment of the \$10 appeal fee, an appellant may ask the Minister to consider directing the EPA to reconsider this decision or conduct a formal assessment. Information on the outcome of the appeals process is available through the Appeals Convenor's website, www.appealsconvenor.wa.gov.au, or by telephoning 6467 5190 after the closing date of appeals.

Yours sincerely

Mark Jefferies
A/Director
Assessment and Compliance Services

18 April 2011