



Ref CTS 04280/11

28 MAR 2011

Department of  
Environment and Resource  
Management

Mr Phil Clarke  
Queensland Ombudsman  
GPO Box 3314  
BRISBANE QLD 4001

Dear Mr <sup>Phil</sup> Clarke

I refer to the Queensland Ombudsman's Proposed Report in relation to the Brisbane Airport Link Report: An investigation into complaints about night-time surface work and my initial response dated 4 March 2011 advising further advice would be provided by 28 March 2011.

The Department of Environment and Resource Management (DERM) and the Department of Local Government and Planning's Coordinator-General (CG) were required to respond to Proposed Recommendation 19 and 20 by 14 March 2011. In light of this requirement, DERM and the CG sought advice from [REDACTED].

DERM has considered [REDACTED] advice and can advise that [REDACTED]

DERM is however, considering using enforcement tools such as those contained in ss323 (Environmental Evaluation) and 451 (Notice requiring information) of the *Environmental Protection Act 1994* in response to noise issues from the Airport Link Project. These tools can be used to ensure the highest possible standard of noise monitoring is undertaken by the project proponent. The objective of this is to improve noise management for the remainder of the project.

Notwithstanding this, DERM will continue to consider all available enforcement options for circumstances that may arise throughout the course of the project. Accordingly, DERM intends to more fully consider appropriate options in light of [REDACTED] advice and further acoustic evidence. DERM will continue to consult with the CG to ensure a coordinated and targeted response to noise issues from the Airport Link Project.

Should you have any further enquiries, please do not hesitate to contact [REDACTED], Regional Manager of the department on telephone [REDACTED].

Yours sincerely

John Bradley  
Director-General