

**Meeting No. 140**  
**Wednesday, 4 December 2019**  
**9.00 a.m. – 10.30 a.m.**

**NSW Ports' Board Room, Level 3 Maritime Centre**  
**91 Foreshore Road, Port Kembla**

## Minutes

Attendees	
<p><b>Community members</b>            Ron Hales</p> <p><b>Business Representatives</b>            Brian Kiely – Port Kembla Gateway            Brendan Moss – GrainCorp            Lorrie Zammit – BlueScope Steel            Samantha Cole – BlueScope Steel            Andy Brownjohn – BOC            Luke Pascot – Port Kembla Coal Terminal</p> <p><b>Wollongong Council</b></p> <p><b>EPA</b>            Greg Newman - EPA</p> <p><b>University of Wollongong</b>            Andy Davis - UOW</p>	<p><b>NSW Ports representatives</b>            Trevor Brown            Natalia McGregor</p> <p>Chris Haley – Chairperson            Natalia McGregor – Minute Taker</p> <p><b>Apologies:</b>            Allison Broad - UOW            John Macpherson - Pacific National            Renee Winsor – Wollongong Council            Evan Wissell – AAT            Dene Ladmore – Qube            Sharad Bhasin – Port Authority of NSW            Sarah Downey – NSW Ports</p>

1. **Presentation – Stormwater Management Initiatives** – Lorrie Zammit, Bluescope.

2. **Confirmation of Minutes of Meeting No. 139 held on Wednesday, 02 October 2019**

The minutes of Meeting No. 139 were confirmed.

### 3. **Key Initiatives and Actions**

TB –

NSW Ports has completed works on the Gurungaty causeway lowering causeway project. This has been a partnership with council. The causeway has been lowered 600 mm which means that in heavy rain events, water will flow over the structure, reducing upstream flood risk.

LNG Project at PK – Australian Industrial Energy have submitted a modification (MOD) request which is on exhibition on the major projects website Department of Planning Industry and Environment. AIE have secured contracts with retail gas suppliers so the MOD relates to the anticipated seasonal fluctuations in demand.

*Action – Trevor to forward the email regarding the LNG project MOD submission to the committee*

### 4. **Climate Change**

TB – The IPCC oceans and the cryosphere report summary is 45 pages. Trevor to send the link around to the group.

*Action – Trevor to send the link around of the IPCC Report – COMPLETED 04.2.19*

TB – The sea level monitoring data at Port Kembla is available on the Bureau of Meteorology website (BOM) and is called the *Australian Baseline Sea Level Monitoring Project*. The monitoring station is at Jetty No 4 at Port Kembla and is geo-referenced against an indicator monument located in the Heritage Park.

Monitoring shows that ocean levels at Port Kembla are trending at an increase of 3.5 mm per year. The average is higher in the north of Australia across the tropics (typically 5-6 mm) and lower in the southern parts of Australia including Victoria (down to 2.5 mm)

BK – There was an interesting BBC article about how the speed of vessels correlates with the emissions and how slowing down of ships can reduce emissions.

### 5. **Road and Rail Infrastructure**

Letter from Paul Scully MP with enclosed letter from the Parliamentary Secretary for Transport and Roads, Ms Eleni Petinos MP was received by NSW Ports and CH read it to the group. The NSW Government has no plans to progress the Maldon Dombarton Rail Link in the near future. Paul Scully promises to continue emphasise the importance of this development to government.

BK – PK Gateway has a new mine that will be sending mineral concentrate to Port Kembla for export and they are going to use rail which means that there will be potentially 100 trucks off the road in Port Kembla area which is good news.

### 6. **PKHEG Website**

No progress to report.

### 7. **Legislation and Policy**

No update

LZ – just a comment that the illegal waste dumping is continuing and there was recently a local fine issued for \$23,000.

## 8. Round Table Reports (update on Harbour related information)

### **UOW**

AD - The anchoring project will be receiving some funding and is likely to continue. Allison Broad won 2 prestigious awards. Will share more information about these when it is available.

### **NSW Ports**

TB- A qualitative risk assessment has been completed at PK for incidents. This was completed through a workshop with tenants and shared with local regulators. In preparing the RA we considered scenarios where a cruise ship was present.

TB – NSW Ports has renewed sponsorship with the Port Kembla Surf Life Saving Club. We are working on our Sustainability Scorecard, which will report on all sustainability actions and metrics for FY19. This will be published and available early 2020

*[Previous] Action – Sarah to share a link to the Sustainability Portal and our NSW Ports LinkedIn profile, to all PKHEG Members:*

Sustainability Online Portal: <https://sustainability.nswports.com.au/>

NSW Ports LinkedIn Page: <https://www.linkedin.com/company/3172145>

NM – The Wollongong Heritage Collections (WHC) group that has taken over the management of the Breakwater Battery Museum have received charitable status. This means they can now accept donations from organisations and individuals and they have started applying for grants to repaint the interior of the building.

### **Graincorp**

BM – Fertiliser is moved along conveyor belts and chutes are being installed to prevent drop out from 20m fall distance at the start of a load out. Also Graincorp will be retaining ownership of its bulk liquids facility at Port Kembla – the remainder of its bulk liquids business will be sold to ANZ Terminals. Stephanie Jurd has resigned from her role as Port Operations Manager.

*[Previous] Action – Brendan to send Natalia the press release to include with distribution of the minutes COMPLETE. Attached*

### **Coal Terminal**

LP – We are undertaking a strategic review of stormwater systems and will be looking to upgrade and make improvements over the next 12 months.

## 9. New Business

NIL

## 10. Open Actions

Action – Ask council to update the PKHEG for the next meeting on the GPT install

Action – Jason to provide an RMS contact for the group to reach out to

## 11. Next Meeting:

**DATE:** Wednesday, 5 February 2020

**VENUE:** NSW Ports Board Room  
Level 3, Maritime Centre  
91 Foreshore Road  
PORT KEMBLA

**TIME:** 9.00 a.m. to 10.30 a.m.

RSVP: Trevor Brown on Telephone: 4275 0714  
or E-mail [trevor.brown@nswports.com.au](mailto:trevor.brown@nswports.com.au)



# Paul Scully MP

MEMBER FOR WOLLONGONG



2 October 2019

Mr Chris Haley  
Chairperson  
Port Kembla Harbour Environment Group  
C/- NSW Ports  
Level 3, Maritime Centre  
91 Foreshore Road  
PORT KEMBLA NSW 2505

Dear Mr Haley

Thank you for your correspondence of 28 September 2019, which I received yesterday, in relation to the Mt Ousley Interchange project and Maldon-Dombarton rail link.

I understand that the Mt Ousley Interchange project is currently at the concept design and environmental impact assessment stage. RMS has published a Submissions Report following community and stakeholder feedback following the publication of the environmental assessment for the Mount Ousley Interchange. The report is available at <https://www.rms.nsw.gov.au/documents/projects/illawarra/m1-princes-motorway/mount-ousley-interchange-ref-submissions-report-2018-04.pdf> The next stages of the project include the detailed design, preconstruction activities, award of contracts and construction.

In relation to the Maldon-Dombarton rail link, I asked the Minister for Transport and Roads, Hon Andrew Constance MP, a question placed on the Legislative Assembly Business Paper for an update on what activity the Berejiklian Government has taken since the failure of its Register of Interest (RoI) process in 2015 to progress the construction of the project. I enclose for your information the Minister's response, which is disappointing.

I asked the former Minister for Roads, Maritime and Freight a similar question late last year. I also enclose a copy of that response for your information. The Government has refused to publish the report into the failure of its ROI process in 2015.

Both my Parliamentary colleague, Federal Member for Cunningham, Hon Sharon Bird MP and I remain strongly committed to progressing the construction of the Maldon-Dombarton rail link. We were both respectively the only political party candidates at the last Federal and NSW elections to have secured funding commitments from the Federal and NSW Labor Party as part of our election policy platforms. No other political candidates standing for election in either Cunningham or Wollongong bothered to secure similar funding to match our commitments on this crucial rail infrastructure project for the Illawarra region.

I mentioned all of this to you previously in my letter dated 30 October 2018.

Nonetheless, I have made a representation on your behalf to the Minister for Transport and Roads, Hon Andrew Constance MP, asking him to consider your request for the allocation of funding to both the Mt Ousley Interchange and Maldon-Dombarton rail project.

I once again also extend an invitation to you and members of the Port Kembla Harbour Environment Group to meet with me and Ms Bird at a time of mutual convenience to discuss these infrastructure issues.

Yours sincerely



PAUL SCULLY MP

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## 1162 - MALDON-DOMBARTON RAIL LINK

Scully, Paul to the Minister for Transport and Roads

What activity, if any, have the Government and Transport for NSW undertaken in relation to progressing the construction of the Maldon-Dombarton rail link project since the collapse of the Register of Interest process?

Answer -

I am advised:

This information is publicly available.

Question asked on 22 August 2019 (session 57-1) and printed in Questions & Answers Paper No. 22

Answer received on 26 September 2019 and printed in Questions & Answers Paper No. 29

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## 10071 - MALDON-DOMBARTON RAIL LINE

Scully, Paul to the Minister for Roads, Maritime and Freight

1. Is the Minister aware that the Member for Wollondilly supports the construction of the Maldon-Dombarton rail line?
2. Will the Government match NSW Labor's \$50 million commitment to progress construction of the Maldon-Dombarton line in partnership with the private sector?
  - a. If not, why not?
3. Why has the Government not established a new Register of Interest (RoI) process since the last one failed in 2015?
4. Why has the Government not made public the outcomes of the failed RoI process in 2015?
5. How will you seek to ensure that there is confidence that the next RoI process is improved, given that the outcomes of the last RoI process have not been made public?

Answer -

I am advised:

(1) and (2) The Government is supportive of constructing the Maldon-Dombarton rail line at the appropriate time as stated in Future Transport 2056. The Maldon to Dombarton rail line is recognised in the NSW Freight and Ports Plan 2018-2023 as an initiative for investigation in 10+ years.

The Transport for NSW assessment of the existing network considers that the existing Illawarra rail network is adequate in the short to medium term.

(3) Two proposals from the private sector as part of the Register of Interest process were evaluated in detail, however, neither proposal met the Register of Interest evaluation criteria. The Government has an Unsolicited Proposals process that is designed to encourage participants to approach government with innovative infrastructure or service delivery solutions, where the government has not requested a proposal and the proponent is uniquely placed to provide a value-for-money solution. Unsolicited Proposals can be submitted to the NSW Department of Premier and Cabinet.

(4) This report contains commercial-in-confidence information and cannot be released.

(5) The Government, going forward, will use information obtained from the Register of Interest to inform it on the future procurement process and the funding options available.

Question asked on 22 November 2018 (session 56-1) and printed in Questions & Answers Paper No. 217

Answer received on 19 December 2018 and printed in Questions & Answers Paper No. 218



# Paul Scully MP

MEMBER FOR WOLLONGONG



19 November 2019

Mr Chris Haley  
Chairperson  
Port Kembla Harbour Environment Group  
C/- NSW Ports  
Level 3, Maritime Centre  
91 Foreshore Road  
PORT KEMBLA NSW 2505

Dear Mr Haley *Chris*

Please find enclosed correspondence I have received from the Parliamentary Secretary for Transport and Roads, Ms Eleni Petinos MP, following my representation on your behalf to the Minister for Transport and Roads, The Hon Andrew Constance MP, regarding the future of the Maldon to Dombarton rail link.

You will note, with disappointment I am sure, that the NSW Liberal and Nationals Government offers no current plan for progressing construction of the Maldon-Dombarton rail link project.

This is despite warnings from Transport for NSW in its final business case that without this link congestion on the South Coast Line from both passenger and freight services would threaten the continued viability of the Port of Port Kembla within a decade.

I will continue to work to make sure the Government recognises the importance of the Maldon-Dombarton rail link to the future of Wollongong and the Illawarra region and implements a plan to progress its construction.

I hope you may find the enclosed letter of some interest.

Yours sincerely

*Paul Scully*  
PAUL SCULLY MP





**Ms Eleni Petinos MP**  
Parliamentary Secretary for Transport and Roads

Our Ref: 00920371

Mr Paul Scully MP  
Member for Wollongong  
Shop G2, Ground Floor  
51 Crown Street  
WOLLONGONG NSW 2500

Dear Mr Scully

Thank you for your correspondence to the Minister for Transport and Roads on behalf of Mr Chris Haley, Chairperson, Port Kembla Harbour Environment Group, about the Maldon to Dombarton Line. The Minister has asked me to respond on his behalf.

I note Mr Haley's comments and appreciate the reasons which prompted him to write.

In February 2017, Infrastructure Australia reviewed the business case for the Maldon-Dombarton Line and found the project costs outweigh the economic benefits, noting there are a number of difficulties associated with constructing the line. These included the need for extensive tunnelling, as well as the steep gradients present in the area.

Mr Haley may be interested to know, *Future Transport 2056* is the NSW Government's strategic vision for transport over the next 40 years to meet the demands of predicted population growth. Part of this vision is the *Regional NSW Services and Infrastructure Plan*, which focuses on connecting our regional cities and centres to ensure regional communities play their role in the larger NSW, Australian and global context. I am pleased to advise that investigations into the completion of the Maldon-Dombarton line are included in these plans.

For more information, Mr Haley may wish to visit [future.transport.nsw.gov.au](http://future.transport.nsw.gov.au).

I trust this information is of assistance.

Yours sincerely

14/11/2019

**Eleni Petinos MP**  
Parliamentary Secretary for Transport and Roads

## Media statement



1 October 2019

### GrainCorp responds to licence breaches at Port Kembla

In February 2018, GrainCorp self-reported exceedances of a condition of its environmental protection licence at its Port Kembla grain terminal to the NSW Environmental Protection Authority (EPA) and other relevant authorities.

The exceedances took place between 2016 and January 2018 and related to an error in the calculation of the emission rate of certain fumigants during the venting of silos following the fumigation of export grain stored at the terminals.

There was no evidence of actual harm to human health or the environment arising from the calculation error.

Over the past year GrainCorp has worked with the NSW EPA to implement a detailed response program, including implementation of actions recommended by an independent auditor relating to the fumigation operations at Port Kembla. The company pleaded guilty in the associated proceedings in the Land and Environment Court and has been ordered to pay the amount of \$40,200 to the Environmental Trust in lieu of a fine.

General Manager of Operations GrainCorp's Grains business unit Nigel Lotz said:

"Port Kembla provides a vital link between Australian grain growers and international markets and fumigation is an essential part of protecting the high-quality reputation of Australian produce in those markets.

"We take our licence obligations very seriously and we are disappointed these exceedances occurred. We apologise to our team members and the broader community that this has happened. GrainCorp has made a series of important changes to its operations at Port Kembla following the breach.

"Our performance was not up to our high standards, nor was it up to the community's standards – we are committed to doing better. Our priority is and will always be, the welfare of our people, the community and the environment," Mr Lotz said.

### Media contact:

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