

APPENDICES

APPENDICES

APPENDIX A: INQUIRY PERSONNEL

NAME	ROLE
BLACKMAN, Joel	Paralegal Support
HORSFIELD, Sam	Editor
JACKSON, Candice	Business and Paralegal Support
KELLY, Monica	Health Lead
MITTEN, Spencer	Communications Manager
NICHOLLS, Cassie	Senior Policy Officer
RADOJKOVIC, Andrew	Technical Officer – Mines
ROZEN, Peter	Counsel Assisting
RYAN, Genelle	Head of Secretariat
SHANN, Ruth	Counsel Assisting
STANSEN, Justine	Principal Legal Advisor
WELLINGTON, Bethany	Legal Advisor

APPENDIX B: PUBLIC SUBMISSIONS

ORGANISATIONS
AGL Loy Yang Pty Ltd
Australian Labour Party (Morwell and Traralgon Branch)
Construction, Forestry, Mining & Energy Union
EnergyAustralia Yallourn Pty Ltd
Environment Victoria
Federation University Australia
GDF Suez Australian Energy
GHD Australia
Gunaikurnai Land and Waters Aboriginal Corporation
Haztech Environmental
Indigenous Design
Latrobe City Council
Latrobe Valley Prefabricated Energy Efficient Buildings
Minerals Council of Australia Victorian Division
Victorian Government
West Gippsland Catchment Management Authority

INDIVIDUALS

BARBARA, Gilio

BULL, Lorraine

BURNS, Fred

BUSH, Kyle

CAFFREY, Daniel

CAFFREY, Jane

GAULTON, Margaret

LANGMORE, David

SAIT, Ron

WEDROWICZ, Elise

APPENDIX C: WITNESSES APPEARING AT THE PUBLIC HEARINGS

TITLE	NAME	ROLE
Dr	BOWDEN, Adrian	Director, FuturesPlanner Pty Ltd (consultant to AECOM)
Ms	BURTON, Jane	Director, Coal Resources Victoria
Mr	BYRNE, Geoffrey	Principal Consultant, Niboi Consulting (consultant to AECOM)
Dr	BYRNES, Joel	Associate Director, Marsden Jacob Associates (consultant to Accent Environmental)
Ms	CAMERON, Carolyn	Director, Cameron Strategies (consultant to Jacobs Group (Australia))
Mr	CHADWICK, Bryan	Technical Director, AECOM
Mr	CRAMER, Michael	Director, Accent Environmental
Dr	DAVIS, Sharon	Executive Director, Water Resources Division, Water and Catchments Group, Department of Environment, Land, Water and Planning
Mr	FAITHFUL, James	Technical Services Manager – Mine, GDF Suez
Emeritus Professor	GALVIN, Jim	Chair, Technical Review Board
Dr	GILLESPIE, Robert	Principal, Gillespie Economics
Dr	HABERFIELD, Christopher	Principal Geotechnical Engineer and Principal, Golder Associates
Mr	HOXLEY, Greg	Principal Hydrogeologist, Jacobs Group (Australia)
Mr	LANGMORE, David	Latrobe Valley resident
Mr	LAPSLEY, Craig	Emergency Management Commissioner
Professor	MACKAY, Rae	Director, Geotechnical and Hydrogeological Engineering Research Group, Federation University Australia
Mr	MAWER, David	Managing Director, Gippsland Water
Dr	McCULLOUGH, Clint	Associate and Principal Environmental Scientist, Golder Associates
Mr	McGOWAN, Ross	Executive Director, Earth Resources Regulation Branch, Department of Economic Development, Jobs, Transport and Resources
Mr	METHER, Ronald	Mine Manager, EnergyAustralia

TITLE	NAME	ROLE
Mr	PENDRIGH, Duncan	Director, Hazelwood Mine Inquiry Coordination Directorate, Department of Economic Development, Jobs, Transport and Resources
Ms	RHODES-WARD, Sara	General Manager, Community Services, Latrobe City Council
Mr	RIENIETS, Stephen	General Manager, AGL Loy Yang
Mr	RODDA, Clinton	Managing Director, Southern Rural Water
Mr	SPEIRS, Charlie	Consultant to Jacobs Group (Australia)
Adjunct Professor	SULLIVAN, Timothy	Director and Principal, Pells Sullivan Meynink
Ms	UNGER, Corinne	Board member, Technical Review Board
Dr	VON BISMARCK, Friedrich	Head of Agency, Joint-Governmental-Agency for Coal Mine Rehabilitation, Germany
Mr	WEBB, Christopher	Executive Director, Regulatory Practice and Strategy, Environment Protection Authority
Mr	WILSON, Luke	Lead Deputy Secretary, Agriculture, Energy and Resources, Department of Economic Development, Jobs, Transport and Resources

APPENDIX D: EXHIBITS TENDERED AT THE TRARALGON PUBLIC HEARINGS

EXHIBIT	TITLE
1	Submission of David Langmore, 11 November 2015
2	Statement of Sara Rhodes-Ward, 2 December 2015
3	Letter to editor, Latrobe Valley Express
4	Statement of Craig Lapsley, 1 December 2015
5A	Statement of Luke Wilson, 20 November 2015 <i>Department of Natural Resources and Environment – Discussion paper Rehabilitation bonds for the mining and extractive industries Inquiry into greenfields mineral exploration and projection development in Victoria Options for financial assurance for rehabilitation of mine and quarry sites in Victoria</i>
5B	Supplementary statement of Luke Wilson, 30 November 2015
5C	Further supplementary statement of Luke Wilson, 7 December 2015
6	Statement of Ross McGowan, 4 November 2015
7A	Statement of Sharon Davis, 2 November 2015
7B	Supplementary statement of Sharon Davis, 4 December 2015
8A	Statement of Clinton Rodda, 4 December 2015
8B	Letter from Southern Rural Water dated 24 August 2015
9	Outline of evidence from David Mawer, 7 December 2015
10	Emails from Department of Environment, Land, Water and Planning to Southern Rural Water dated 30 July 2015 and 21 August 2015
11	<i>Gippsland Region Sustainable Water Strategy</i> , November 2011
12A	Statement of Stephen Rieniets, 30 October 2015
12B	Supplementary statement of Stephen Rieniets, 3 December 2015

EXHIBIT	TITLE
12C	Second supplementary statement of Stephen Rieniets, 4 December 2015 Email from AGL Loy Yang to Department of Economic Development, Jobs, Transport and Resources dated 22 June 2015
12D	Written submission of AGL Loy Yang, 24 August 2015
13	Statement of James Faithful, 13 November 2015 Draft 2016 Hazelwood work plan variation
14	Statement of Ronald Mether, 16 November 2015
15	Plan of the Yallourn mine with Jacobs report options superimposed (together with indicative cross sections)
16	GDF Suez Australian Energy community briefings slides 24 October 2014, 17 February 2015 & October 2015
17	Statement of Jim Galvin, 24 November 2015
18	Joint expert report, 3 December 2015
19	Statement of Rae Mackay, 27 November 2015
20	Technical Review Board relationships diagram
21	Report of Christopher Haberfield, 27 November 2015
22A	Draft report of Clint McCullough, 28 November 2015, vB
22B	Report of Clint McCullough, 30 November 2015, vO
23	Report of Timothy Sullivan, November 2015
24A	Report of Jacobs Group (Australia), 16 November 2015
24B	Curriculum vitae of Greg Hoxley
24C	Curriculum vitae of Charlie Speirs
24D	Letter from Jacobs Group (Australia) to Hazelwood Mine Fire Inquiry dated 16 November 2015 Jacobs Group (Australia) note dated 16 November 2015
25	Statement of Friedrich von Bismarck, 1 December 2015
26	Project Approval Section 75J of the <i>Environmental Planning & Assessment Act 1979</i> re Maules Creek Coal Project 23 October 2012
27	Report of Jacobs Group (Australia), 26 October 2015 Curriculum vitae of Carolyn Cameron
28A	Statement of Corinne Unger, 26 November 2015
28B	Curriculum vitae of Corinne Unger
28C	The Winston Churchill Memorial Trust of Australia – Report by Corinne Unger
29	Western Australian Department of Mines and Petroleum and Environmental Protection Authority, <i>Guidelines for preparing mine closure plans, May 2015</i>
30	Report of Meredith Fletcher, 28 October 2015
31A	Schedule 19 Annual Activity and Expenditure Return 2013–14 – Hazelwood mine
31B	Schedule 19 Annual Activity and Expenditure Return 2013–14 – Loy Yang mine
31C	Schedule 19 Annual Activity and Expenditure Return 2013–14 – Loy Yang mine (revised version, dated 18 August 2014)
31D	Schedule 19 Annual Activity and Expenditure Return 2014–15 – Loy Yang mine
31E	Schedule 19 Annual Activity and Expenditure Return 2014–15 – Yallourn mine (redacted)

EXHIBIT	TITLE
31F	Schedule 19 Annual Activity and Expenditure Return 2014–15 – Yallourn mine (revised version – redacted)
31G	Letter from GDF Suez to Department of Economic Development, Jobs, Transport and Resources dated 9 April 2015
32	<i>Hazelwood Mine Fire Inquiry Implementation Monitor – Annual Report, October 2015</i>
33	Letter from GDF Suez Australian Energy to Department of Economic Development, Jobs, Transport and Resources dated 7 December 2015 attaching bundle of emails
34	Email chain between the Department of Economic Development, Jobs, Transport and Resources and AGL Loy Yang dated 14 October 2015
35	Department of Agriculture, Energy and Minerals Briefing Note, Annexure to statement of Kylie White, 6 June 2014
36	Curriculum vitae of Duncan Pendrigh
37	<i>Earth Resources Regulation 2015–16 Action Plan</i>
38	Letter from Victorian Government Solicitor's Office to Hazelwood Mire Fire Inquiry dated 14 December 2015
39	Statement of Christopher Webb, 17 November 2015
39B	Supplementary statement of Christopher Webb, 27 November 2015
40	Email from D Guy (EPA) to D Addis (GDF Suez Australian Energy) dated 14 August 2013; EPA Inspection Report dated 29 May 2015
41A	Statement of Bryan Chadwick, 7 December 2015
41B	AECOM Report – Yallourn mine, 13 November 2015
41C	AECOM Report – Hazelwood mine, 13 November 2015
41D	AECOM Report – Loy Yang mine, 13 November 2015
41E	AECOM Report – Loy Yang mine, 7 December 2015
42	<i>Risk assessment and management: Leading practice sustainable development program for the mining industry</i> , Department of Resources, Energy and Tourism
43	Email from Ashurst to Victorian Government Solicitor's Office dated 12 December 2015
44	Report of Accent Environmental, 6 November 2015 Curriculum vitae of Michael Cramer Curriculum vitae of Joel Byrnes
45	Statement of Robert Gillespie, 11 December 2015
46	Financial documents pertaining to GDF Suez Australian Energy
47	AGL Loy Yang Mining Licence Application 1996

**SHORTENED FORMS,
GLOSSARY AND
BIBLIOGRAPHY**

SHORTENED FORMS

SHORTENED FORM	CONTRACTIONS
Accent Environmental	Accent Environmental Pty Ltd
Accent Environmental report	Report prepared by Accent Environmental titled <i>High-level assessment of alternative rehabilitation financial mechanisms</i>
Action Plan	The <i>Earth Resources Regulation Branch 2015–16 Action Plan</i> , which is the Mining Regulator's proposed means to improve regulatory practice
AECOM	AECOM Services Pty Ltd
AGL Loy Yang	AGL Loy Yang Pty Ltd
Annual Return	Schedule 19 Annual Activity and Expenditure Return submitted in accordance with r. 35 of the Mineral Resources (Sustainable Development)(Mineral Industries) Regulations 2013 (Vic)
Batter Stability Project	The Mine Batter Stability Project at the Yallourn mine, conducted by the Mining Regulator in partnership with Geotechnical and Hydrogeological Engineering Research Group at Federation University Australia
Bond Calculator	The Mining Regulator's Rehabilitation Bond Calculator
Bond Policy	The Mining Regulator's 2010 policy titled <i>Establishment and management of rehabilitation bonds for the mining and extractive industries</i>
Bond Review Project	Department of Economic Development, Jobs, Transport and Resources' Rehabilitation Bond Review Project is the current review into rehabilitation bonds and the method by which they are calculated
Commonwealth Environment Act	<i>Environment Protection and Biodiversity Conservation Act 1999</i> (Cth)
Condition 7	Work plan condition imposed by the Mining Regulator in response to the EnergyAustralia Yallourn Pty Ltd 2011 work plan variation
Condition 7.1	Work plan condition imposed by the Mining Regulator in response to the AGL Loy Yang Pty Ltd 2015 work plan variation
CSIRO	Commonwealth Scientific and Industrial Research Organisation
DEDJTR	Department of Economic Development, Jobs, Transport and Resources
DELWP	Department of Environment, Land, Water and Planning
Department Head	Secretary of the Department of Economic Development, Jobs, Transport and Resources
DNRE	Department of Natural Resources and Environment
DPI	Department of Primary Industries
DSDBI	Department of State Development, Business and Innovation
EDIC	Economic Development and Infrastructure Committee
Electricity Act	<i>Electricity Industry Act 2000</i> (Vic)
Emergency Management Act	<i>Emergency Management Act 2013</i> (Vic)
EnergyAustralia	EnergyAustralia Yallourn Pty Ltd
Environment Protection Act	<i>Environment Protection Act 1970</i> (Vic)
Environmental Review Committee	A committee established by a mine operator constituted by representatives from the community and State, including DEDJTR, DELWP, EPA, water authorities and Latrobe City Council
EPA	Environment Protection Authority
GDF Suez	GDF Suez Australian Energy
GHERG	Geotechnical and Hydrogeological Engineering Research Group at Federation University Australia

SHORTENED FORM	CONTRACTIONS
GL	Gigalitre
Inquiries Act	<i>Inquiries Act 2014 (Vic)</i>
Inspector-General	Inspector-General for Emergency Management appointed under the <i>Emergency Management Act 2013 (Vic)</i>
Jacobs	Jacobs Group (Australia) Pty Ltd
Jacobs coordination report	Report prepared by Jacobs Group (Australia) Pty Ltd titled <i>Analysis of potential coordination and planning models for Latrobe Valley brown coal mines</i>
Jacobs options report	Report prepared by Jacobs Group (Australia) Pty Ltd titled <i>Review of future rehabilitation options for Loy Yang, Hazelwood and Yallourn coal mines in the Latrobe Valley</i>
Joint expert report	Report prepared by the experts on 3 December 2015 in response to questions from the Board on mine rehabilitation
Loy Yang Complex Agreement	A tripartite agreement between the operators of the Loy Yang A power station (AGL Loy Yang), Loy Yang B power station (Engie SA, the ultimate holding company of the Hazelwood mine and power station), and the State established in 1997. Includes the establishment of a rehabilitation trust fund
Liability Cost Model	Rehabilitation liability assessment model developed for EnergyAustralia Yallourn Pty Ltd by GEO-Eng in 2001, and modified by GHD in 2002
MIN5003	Mining Licence 5003
MIN5004	Mining Licence 5004
MIN5189	Mining Licence 5189
Mineral Industries Regulations	Mineral Resources (Sustainable Development)(Mineral Industries) Regulations 2013 (Vic)
Mine operator	Operators of Yallourn mine (EnergyAustralia Yallourn Pty Ltd), Hazelwood mine (GDF Suez Australian Energy) and Loy Yang mine (AGL Loy Yang Pty Ltd). The term 'mine operators' is also used to refer to licence holders of the Yallourn mine, the Hazelwood mine and the Loy Yang mine
Mineral Resources Act	<i>Mineral Resources (Sustainable Development) Act 1990 (Vic)</i>
Mining Regulator	The Earth Resources Regulation Branch of DEDJTR and its various predecessors
ML	Megalitre
Mt	Megatonne
MW	Megawatt
OHS Act	<i>Occupational Health and Safety Act 2004 (Vic)</i>
OHS Regulations	Occupational Health and Safety Regulations 2007 (Vic)
Regional Groundwater Management Committee	A committee comprising representatives from each of the Latrobe Valley mines, Southern Rural Water and DELWP. The committee reports on groundwater extraction rates and volumes, and actual and predicted settlement rates
RL	Relative level
SECV	State Electricity Commission of Victoria
Sustainable Water Strategy	<i>Gippsland Region Sustainable Water Strategy</i>
The State	The Victorian Government and the Victorian public service
Water Act	<i>Water Act 1989 (Vic)</i>

GLOSSARY

TERM	EXPLANATION
Aquifer	Naturally occurring underground layer of water-bearing permeable rock (such as sand or gravel) through which groundwater can flow
Aquitard	Naturally occurring underground layer of low permeability rock that restricts the flow of groundwater from one aquifer to another
Bank guarantee	A financial surety guaranteed by bank or other lending institution that if the borrower defaults on a loan, the bank will cover the loss
Batter	The overall mine wall from the floor (bottom of the mine pit) to the crest (top of the mine), also referred to as the face or slope. Includes benches and berms
Batter angle	The overall angle or steepness of the coal face. Can be measured as an angle (in degrees from the horizontal) or as a ratio between the vertical and horizontal length of that slope (see 'v:h')
Batter off	The process of flattening or reducing the angle of the batter
Batter stability	The potential of a batter to withstand movement
Benches	Individual working levels of the mine
Berms	The relatively flat surfaces created in batters between working levels of the mine to stabilise the batter
Block sliding	Mechanism by which a large block of coal slides horizontally across the mine floor due to the influence of water
Bond discount mechanism	A financial assurance mechanism that provides those mine operators that meet eligibility criteria with a performance-based discount on their rehabilitation bond
Bore	Long cylindrical hole drilled into the coal to assist in dewatering the mines
Brown coal or lignite	A combustible mineral that forms over millions of years when vegetable matter partially decomposes in conditions of restricted air and increased pressure and temperature. Widely used as a fuel to generate electricity
Bulk entitlement	A right to take, use and supply water. Issued by the Minister for Water to an authority, which can include water corporations and electricity generation companies
Closed system	Enclosed lakes where the primary discharge of water if left to nature will be evaporation, as the lakes are not connected to any natural surface drainage
Coal bunker	Large concrete storage structure for coal
Coal seams	Coal beds thick enough to be mined
Conveyor system	A system of belts and pulleys used to transport coal to the power station and waste material to the overburden dump
Cover/backfill	The process of filling the mine pit with available overburden and non-polluting mine waste
Crest	Top or edge of a mine
Critical loading event	Extreme rainfall or flood event that increases water pressure in the coal
Declared mine	A mine declared under s. 7C of the Mineral Resources Act because there are geotechnical or hydrogeological factors within the mine that pose a significant risk to public safety, the environment or infrastructure
Dewatering	The process of pumping groundwater out of aquifers both below and within the coal seams to reduce water pressure pushing up on the mine floor and batters
Deterministic cost estimates	An approach that assigns cost components to standard rates. This approach often uses a percentage contingency rate to cover unforeseen costs. The Mining Regulator's Rehabilitation Bond Calculator is an example of a deterministic approach

TERM	EXPLANATION
Domain	A cost area that includes similar land uses in a mine site. For example, infrastructure (e.g. administration buildings, processing plants or coal bunkers), overburden dumps, or mine pits. Used in the Mining Regulator's Rehabilitation Bond Calculator
Dozer push	A method of mine rehabilitation where coal from one bench is redistributed to the bench above or below to achieve the planned batter angle
Dredger/bucket wheel excavator	Very large and heavy machinery that continuously digs the coal, using a large wheel covered with buckets that scoop the coal as the wheel rotates
Established authority model	Coordination model where an independent entity is established to govern a network and its activities, which sits external to the network. It has an authorising legal framework and is established either under legislation, by governmental agreement or as a private legal entity
Final land use	Ultimate end use of the site after final rehabilitation
Final rehabilitation	Occurs after mining has ceased and results in the final landform (as distinct from progressive rehabilitation)
Financial assurance mechanism	The method by which the State manages risks associated with rehabilitation liability, including determining the amount and provision of a financial assurance
Financial instrument	The means by which the agreed amount of financial assurance is guaranteed to be available to the State in the event of operator default
Fire services	Firefighting infrastructure, including mains, pumps and pipes, located throughout each mine, including on the mine floor
Floor	Bottom of the mine pit
Floor heave	Where the mine floor moves upward due to the pressure of the water in the aquifers below the coal pushing against the floor and batters of the mine
Flow through	Flow through the effect of an external water body, such as a river, flowing through a pit lake
Free draining	The effect of water draining, or being diverted, from a mine pit to natural adjacent waterways
Geotechnical	The branch of engineering concerned with the behaviour of earth materials
Groundwater	Water located beneath the Earth's surface
Groundwater licence	The Latrobe Valley mine operators and their associated power stations have access to water through bulk entitlements and s. 51 licences to take and use groundwater
Hydrogeology	The branch of geology that deals with the distribution and movement of groundwater
Interseam	Thin layer of non-coal material between coal seams
Iron hydroxide	Chemical compound comprising ferrous iron and hydroxide
Jointed	Multiple continuous cracks through the coal
Landform	Shape of the land created through the mine rehabilitation process
Lead agency model	Coordination model where all major activities and decision making are coordinated through or by a single participating party. Coordination arrangements are 'brokered' between party members
Long-term	The period commencing 15 years after the end of mining operations
Medium-term	The period commencing at the end of mining operations to 15 years post mining
Minimal compliance	The minimum regulatory requirements to comply with the licence conditions and work plan
Mining licence	A licence that allocates Crown rights to resources, such as coal, to the licence holder
Mobile plant	Any mobile piece of mining equipment, such as trucks and excavators

TERM	EXPLANATION
Natural fill	Rainfall and natural groundwater seepage that fills the pit post-mining
Natural level	The groundwater level prior to the commencement of dewatering
Natural relief	The original ground level
Open cut mining	Surface mining method that involves removing overburden prior to the extraction of coal by digging a pit into the ground
Overburden	The clay, gravel and soil that covers coal that is removed in the mining process
Overburden dump	Where the overburden from mining is stockpiled
Pit	The void in the ground left from open cut mining
Pit lake option	A mine rehabilitation option that involves filling the pit primarily with water and some overburden to create an artificial lake
Post-closure	The point in time commencing after all closure criteria have been met
Potable water	Water that is safe for human consumption
Probabilistic cost estimates	An approach that takes into account the uncertainties associated with different cost components of rehabilitation, and the probability of particular costs being incurred
Progressive rehabilitation	The incremental process of mine rehabilitation undertaken during the life of the mine; can only occur on worked out areas of the mine
Rehabilitation	The process of returning land disturbed by mining to a safe, stable, productive and/or self-sustaining condition, consistent with how the land will be used post-mining
Rehabilitation bond	A financial security provided by a mine operator to ensure that rehabilitation can be undertaken by the State should the operator default on its obligations to complete rehabilitation
Rehabilitation liability	The cost of completing rehabilitation in accordance with an approved work plan
Rehabilitation liability assessment	The process and methodology used in calculating the cost of completing the rehabilitation works
Residual risk	Risk remaining after implementation of risk treatment
Rip rap	A collection of durable, loose rock or other material, such as concrete, deposited on the waterline of a water body to reduce wave erosion
Self-governing model	Coordination model where the responsibility for internal relationships and managing engagement with external parties is accepted by a significant number of members (if not all). There is no stand-alone entity accepting responsibility for overseeing the coordination program. Power is symmetrical and decision making is shared
Short-term	Now until the end of mining operations
Stackers	Large machine used to pile coal and waste rock onto a stockpile; typically connected to a conveyor
Strip ratio	The ratio of waste rock to coal
Surface water	Any water on the surface of the earth such as in a stream, river, lake, wetland, or ocean
Third party costing	An estimate of the amount it would cost the State to engage a third party to undertake rehabilitation works in the event of operator default. This is in contrast to 'first party costing', which is based on the costs for the mine operator, who would have the benefit of using their own infrastructure and personnel
Toe	Where the mine face and floor meet
Truck and shovel	A rehabilitation technique where a large quantity of material excavated, placed into a truck, transported and dumped elsewhere

TERM	EXPLANATION
v:h	The ratio between the vertical height and horizontal length of the mine face, which measures the overall angle or steepness of the face or 'batter angle'
Water supply agreement	Commercial agreement between Gippsland Water and the mine operators for the supply of raw and potable water to the power stations
Wave erosion	Erosion caused by wave action of a water body washing up against the land
Weight balance	Where the upward pressure of the aquifers is either decreased by dewatering, or counterbalanced by the downward pressure of the water and/or backfilled overburden
Work plan	A statutory enforceable document approved by the Department Head that details how mining and rehabilitation will take place under a mining licence
Worked out or permanent batter	The areas (or faces) within the mine where coal mining no longer takes place

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Mines (Amendment) Act 1983 (Vic)

Occupational Health and Safety Act 2004 (Vic)

Public Administration Act 2004 (Vic)

State Electricity Commission Act 1920 (Vic)

State Electricity Commission of Victoria Act 1958 (Vic)

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- 136 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, paras 2 & 3
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- 149 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 4; Exhibit 19 – Statement of Rae Mackay, 27 November 2015, para 1
- 150 Mackay T373:29–374:3
- 151 Exhibit 20 – Technical Review Board relationships diagram

PART 4

- 1 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, Annexure D, p. 58
- 2 Exhibit 6 – Statement of Ross McGowan, 4 November 2015, Annexure C
- 3 Exhibit 6 – Statement of Ross McGowan, 4 November 2015, Annexure C
- 4 Exhibit 6 – Statement of Ross McGowan, 4 November 2015, Annexure C
- 5 Exhibit 6 – Statement of Ross McGowan, 4 November 2015, Annexure C
- 6 Exhibit 6 – Statement of Ross McGowan, 4 November 2015, Annexure C
- 7 Exhibit 6 – Statement of Ross McGowan, 4 November 2015, Annexure C
- 8 Methers T257:21
- 9 Faithful T257:22
- 10 Rieniets T257:23
- 11 Exhibit 8A – Statement of Clinton Rodda, 4 December 2015, para 23.2
- 12 Exhibit 8A – Statement of Clinton Rodda, 4 December 2015, para 23.1
- 13 Exhibit 8A – Statement of Clinton Rodda, 4 December 2015, para 23.2
- 14 Exhibit 7A – Statement of Sharon Davis, 2 November 2015, para 40
- 15 Exhibit 7A – Statement of Sharon Davis, 2 November 2015, paras 38 & 40
- 16 Exhibit 9 – Outline of evidence of David Mawer, 7 December 2015, para 14
- 17 Exhibit 9 – Outline of evidence of David Mawer, 7 December 2015, para 14. GDF Suez also has a 20 gigalitre bulk entitlement for use at Loy Yang B power station
- 18 Exhibit 9 – Outline of evidence of David Mawer, 7 December 2015, para 14
- 19 Exhibit 14 – Statement of Ronald Methers, 16 November 2015, paras 28 & 29; Exhibit 30 – Report of Meredith Fletcher, 28 October, p. 2
- 20 Exhibit 14 – Statement of Ronald Methers, 16 November 2015, paras 19–23
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- 27 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 34
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- 33 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 58
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- 38 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 63
- 39 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 67
- 40 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 68
- 41 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, paras 153–155 & 216–218
- 42 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, paras 93, 94 & 100–103
- 43 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexures EAY.0001.001.0076 & EAY.0001.002.0079
- 44 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0079, p. 20
- 45 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0079, pp. 45–49
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- 47 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0079, p. 45
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- 49 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0079, p. 19
- 50 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0079, p. 21
- 51 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0079, p. 22
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- 99 Adapted from written submission of Victorian Government, August 2015, p. 11
- 100 Exhibit 13 – Statement of James Faithful, 13 November 2015, paras 60–63
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- 141 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 68
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- 154 Wilson T172:9–19
- 155 Adapted from Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 110
- 156 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 154
- 157 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 94
- 158 Exhibit 12B – Supplementary statement of Stephen Rieniets, 3 December 2015, Annexure B-1, pp. 0092 & 0093
- 159 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 155 & Annexure N, pp. 0202 & 0203
- 160 Exhibit 12B – Supplementary statement of Stephen Rieniets, 3 December 2015, Annexure B-1, p. 0091
- 161 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexure I
- 162 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexure J
- 163 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexure K
- 164 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexures L & M
- 165 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexure O
- 166 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexure O, p. 0235
- 167 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 111
- 168 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 115
- 169 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 125
- 170 Exhibit 8A – Statement of Clinton Rodda, 4 December 2015, para 23.2
- 171 Exhibit 7A – Statement of Sharon Davis, 2 November 2015, paras 38 & 40
- 172 Exhibit 9 – Outline of evidence of David Mawer, 7 December 2015, para 14
- 173 Exhibit 7A – Statement of Sharon Davis, 2 November 2015, para 40
- 174 Exhibit 8A – Statement of Clinton Rodda, 4 December 2015, para 23.2(d)
- 175 Exhibit 7A – Statement of Sharon Davis, 2 November 2015, Annexure 3.2
- 176 Exhibit 7A – Statement of Sharon Davis, 2 November 2015, Annexure 2
- 177 Written submission of AGL Loy Yang, 24 August 2015, para 149, Table 10
- 178 Exhibit 9 – Outline of evidence of David Mawer, 7 December 2015, paras 12–14

PART 5

- 1 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015
- 2 Exhibit 23 – Report of Timothy Sullivan, November 2015
- 3 Exhibit 21 – Report of Christopher Haberfield, 27 November 2015; Exhibit 22B – Report of Clint McCullough, 30 November 2015
- 4 See, for example, Exhibit 23 – Report of Timothy Sullivan, November 2015, para 34; Exhibit 19 – Statement of Rae Mackay, 27 November 2015, para 5
- 5 Exhibit 18 – Joint expert report, 3 December 2015, p. 5
- 6 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0079, p. 0088
- 7 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 9, p. 0257
- 8 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 9, p. 0257
- 9 Exhibit 12B – Supplementary statement of Stephen Rieniets, 3 December 2015, Annexure B-1, p. 0090
- 10 Exhibit 23 – Report of Timothy Sullivan, November 2015, para 127
- 11 Exhibit 18 – Joint expert report, 3 December 2015, pp. 2 & 3
- 12 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 9, 10 & 59–67
- 13 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 9
- 14 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 50 & 51
- 15 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 50

- 16 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 9
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- 18 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 9
- 19 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 51
- 20 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 51
- 21 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 9
- 22 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 52
- 23 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 9
- 24 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 53
- 25 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 9
- 26 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 53 & 54
- 27 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 10
- 28 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 54; The Odour Unit and Veolia Australia & New Zealand 2015, *Woodlawn Bioreactor Expansion Project, Independent Odour Audit #4, Final Report*, viewed 22 February 2016, <http://www.veolia.com.au/Content/documents/environmental-compliance/woodlawn-bioreactor-odour-audit-final-report-4--2015.pdf>, pp. 12–15
- 29 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 54 & 55
- 30 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 10
- 31 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 70 & 71
- 32 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 11; See also pp. 58–67 & Appendix C
- 33 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 11, 58 & Appendix C
- 34 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 12; See also pp. 11 & 58
- 35 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 13
- 36 Hoxley T396:14–15
- 37 Hoxley T395:25–396:6
- 38 Hoxley T448:15–20
- 39 Exhibit 18 – Joint expert report, 3 December 2015, p. 5
- 40 Sullivan T443:11–14
- 41 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 12
- 42 See, for example, Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, Appendix G1, p. 0261
- 43 Exhibit 18 – Joint expert report, 3 December 2015, p. 5

PART 6

- 1 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015
- 2 Exhibit 23 – Report of Timothy Sullivan, November 2015
- 3 Exhibit 21 – Report of Chris Haberfield, 27 November 2015
- 4 Exhibit 22B – Report of Clint McCullough, 30 November 2015
- 5 Exhibit 17 – Statement of Jim Galvin, 24 November 2015
- 6 Exhibit 19 – Statement of Rae Mackay, 27 November 2015
- 7 Exhibit 28 – Statement of Corinne Unger, 26 November 2015
- 8 Exhibit 18 – Joint expert report, 3 December 2015
- 9 Exhibit 23 – Report of Timothy Sullivan, November 2015, paras 34 & 35; Exhibit 19 – Statement of Rae Mackay, 27 November 2015, para 5
- 10 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 9
- 11 Hazelwood Mine Fire Inquiry Report 2014, pp. 201–204
- 12 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 7, 14–16
- 13 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 14–16
- 14 Exhibit 12A – Statement of Stephen Rienets, 30 October 2015, para 105; Exhibit 13 – Statement of James Faithful, 13 November 2015, para 102
- 15 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, Appendix A, p. 0136
- 16 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 14, p. 0391; Exhibit 12A – Statement of Stephen Rienets, 30 October 2015, Annexure N
- 17 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 14; Exhibit 12A – Statement of Stephen Rienets, 30 October 2015, Annexure N; Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237
- 18 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, p. 0318
- 19 Faithful T281:21–24; Mether T281:10–19; Rienets T282:13–18
- 20 Mether T281:10–19; Faithful T281:21–24; Rienets T282:27–283:3
- 21 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, p. 0248
- 22 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 14, p. 0407
- 23 Exhibit 12A – Statement of Stephen Rienets, 30 October 2015, Annexure N, p. 0207
- 24 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, p. 0271, Table 6; Exhibit 12A – Statement of Stephen Rienets, 30 October 2015, Annexure N, p. 0210, Table 2; Exhibit 13 – Statement of James Faithful, 13 November 2015, para 180
- 25 Final submissions of Environment Victoria, 18 January 2016, para 151
- 26 Faithful T281:21–31; Rienets T282:27–283:3; Mether T281:10–19
- 27 Exhibit 13 – Statement of James Faithful, 13 November 2015, paras 105, 154 & 155

- 28 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 59–65; Haberfield T498:24–28
- 29 Faithful T274:9–21
- 30 Haberfield T500:9–T501:4
- 31 Haberfield T499:23–28
- 32 Faithful T273:25–26
- 33 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 87; Speirs T502:31–503:8
- 34 Speirs T387:10–388:4
- 35 Speirs T502:6–28
- 36 Speirs T503:4–8
- 37 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 18
- 38 Exhibit 13 – Statement of James Faithful, 13 November 2015, paras 158–161 & 198; Exhibit 12B – Supplementary statement of Stephen Rieniets, 3 December 2015, Annexure B-1, p. 0135; Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0009.002.001
- 39 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, paras 81–83
- 40 Exhibit 13 – Statement of James Faithful, 13 November 2015, paras 98 & 203; Exhibit 12B – Supplementary statement of Stephen Rieniets, 3 December 2015, Annexure B-1, pp. 0047 & 0048; Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.001.0147, pp. 0179 & 0180
- 41 Exhibit 13 – Statement of James Faithful, 13 November 2015, para 203
- 42 McCullough T446:9–13 & T452:27–29
- 43 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0009.002.0001, p. 0030
- 44 Exhibit 13 – Statement of James Faithful, 13 November 2015, paras 203 & 204
- 45 Rieniets T254:7–10; Faithful T357:12–13; Mether T357:27–358:5
- 46 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 22
- 47 Sullivan T439:25
- 48 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 177; Exhibit 13 – Statement of James Faithful, 13 November 2015, paras 42, 73 & 74; Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, paras 171–175
- 49 Exhibit 23 – Report of Timothy Sullivan, November 2015, para 129
- 50 Exhibit 23 – Report of Timothy Sullivan, November 2015, para 4
- 51 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 22, pp. 0019 & 0020
- 52 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 36 & 37
- 53 Adapted from Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 22, p. 0099
- 54 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 22, pp. 0117 & 0118
- 55 Exhibit 16 – Statement of Ronald Mether, 16 November 2015, para 62
- 56 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 22, pp. 0019, 0111 & 0269
- 57 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 22, pp. 0117 & 0118
- 58 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 16
- 59 Sullivan T439:30–440:3
- 60 Mineral Resources (Sustainable Development)(Mineral Industries) Regulations 2013 (Vic), r. 45
- 61 Exhibit 23 – Report of Timothy Sullivan, November 2015, para 127
- 62 Exhibit 18 – Joint expert report, 3 December 2015, p. 7
- 63 Exhibit 23 – Report of Timothy Sullivan, November 2015, para 103
- 64 Exhibit 18 – Joint expert report, 3 December 2015, p. 7
- 65 Sullivan T434:9–15
- 66 Mackay T442:15–25; Galvin T406:24–31; Sullivan, T 2015, *Latrobe Planning Scheme Amendment C87: Traralgon Growth Area Review – Submission 22*, viewed 22 February 2016, http://www.latrobe.vic.gov.au/files/ed54786c-e07d-489f-afe0-a47b011c649e/Expert_Evidence_Report_-_AGL.pdf, p. 17
- 67 Mackay T442:16–23
- 68 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 57
- 69 von Bismarck T554:2–9
- 70 Rieniets T270:2–3
- 71 Exhibit 13 – Statement of James Faithful, 13 November 2015, para 242(g)
- 72 Final submissions of EnergyAustralia, 15 January 2016, para 5(a)
- 73 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Attachment EAY.0001.002.0237, p. 0284
- 74 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Attachment EAY.0001.002.0237, p. 0315
- 75 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Attachment EAY.0001.002.0237, p. 0317
- 76 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Attachment EAY.0001.002.0237, p. 0319
- 77 Galvin T437:20–31
- 78 Sullivan T444:19–28
- 79 Speirs T504:26
- 80 Galvin T437:20–31; Faithful T274:13–21
- 81 Galvin T457:27–T458:6
- 82 McCullough T459:15–17
- 83 McCullough T459:23–28
- 84 Sullivan T507:1–2

- 85 Sullivan T505:1–25
- 86 Exhibit 13 – Statement of James Faithful, 13 November 2015, paras 190–194
- 87 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 175
- 88 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, paras 175 & 176
- 89 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 177
- 90 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 18
- 91 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 19
- 92 Exhibit 23 – Report of Timothy Sullivan, November 2015, para 135
- 93 Exhibit 18 – Joint expert report, 3 December 2015, pp. 3 & 4
- 94 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 20
- 95 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 19
- 96 Hoxley T527:7–19; McCullough T527:27–T528:19; Haberfield T528:21–529:8
- 97 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, Annexure E, pp. 0205, 0215 & 0225
- 98 Sullivan T529:19–27; Hoxley T526:16–527:19; McCullough T527:28–528:13; Haberfield T528:27–30
- 99 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, p. 0126
- 100 Faithful T355:26–27 & T356:2–5
- 101 Exhibit 12B – Supplementary statement of Stephen Rieniets, 3 December 2015, Annexure B-1, p. 0091
- 102 Mackay T412:3–6
- 103 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 17
- 104 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 15 & 16
- 105 Rieniets T268:26–31
- 106 Exhibit 13 – Statement of James Faithful, 13 November 2015, paras 170, 172–173 & 195; Confidential Annexure 3
- 107 Mackay T456:16–22
- 108 McCullough T459:26–28
- 109 von Bismarck T547:6–7
- 110 Exhibit 5B – Supplementary statement of Luke Wilson, 30 November 2015, paras 53 & 54
- 111 Exhibit 5B – Supplementary statement of Luke Wilson, 30 November 2015, para 55
- 112 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, Annexure D, p. 0074; Galvin T408:7–9
- 113 Galvin T407:13; Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 26
- 114 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 28
- 115 Mackay T431:29–432:14
- 116 Exhibit 13 – Statement of James Faithful, 13 November 2016, paras 192–194
- 117 Mether T260:28–30; Faithful T687:9–10; Rieniets T687:1; Exhibit 12B – Supplementary statement of Stephen Rieniets, 3 December 2015, Annexure B-2, pp. 0609 & 0610
- 118 New South Wales Irrigators' Council (n.d.), 'Useful water comparisons', viewed 4 January 2016, http://www.nswic.org.au/pdf/fact_sheets/USEFUL%20WATER%20COMPARISONS.pdf
- 119 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, pp. 0264–0265
- 120 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 14, p. 0390
- 121 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 156
- 122 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, p. 0255
- 123 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, p. 0262
- 124 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, p. 0264
- 125 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, pp. 0264 & 0265
- 126 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, p. 0265
- 127 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, p. 0272
- 128 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, p. 0272, Table 8
- 129 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0237, pp. 0274–0282
- 130 Exhibit 13 – Statement of James Faithful, 13 November 2015, para 177
- 131 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 14, pp. 0406 & 0407
- 132 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 14, p. 0403
- 133 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 14, pp. 0406, 0407 & Figure 12
- 134 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexure N
- 135 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexure N, pp. 0202, 0203 & 0206
- 136 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexure N, p. 0206
- 137 Rieniets T687:1
- 138 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexure N, p. 0208, Table 2
- 139 Mackay T451:26–452:10
- 140 Exhibit 8B – Letter from Southern Rural Water to Department of Economic Development, Jobs, Transport and Resources dated 24 August 2015
- 141 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 83 & 84
- 142 GHD 2014, *Regional Groundwater Committee report: Latrobe Valley groundwater and land level monitoring annual report July 2013 to June 2014*, GHD, Melbourne, p. 7
- 143 Exhibit 7A – Statement of Sharon Davis, 2 November 2015, paras 38–42
- 144 Exhibit 7A – Statement of Sharon Davis, 2 November 2015, Annexure 3, Annexure 3.1 & Annexure 3.2

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- 146 Exhibit 9 – Outline of evidence of David Mawer, 7 December 2015, paras 12 & 14
- 147 Exhibit 7A – Statement of Sharon Davis, 2 November 2015, para 46
- 148 Exhibit 8A – Statement of Clinton Rodda, 4 December 2015, para 23, Annexure 3, Annexure 4 & Annexure 5
- 149 Exhibit 8A – Statement of Clinton Rodda, 4 December 2015, para 23, Annexure 3, Annexure 4 & Annexure 5
- 150 Exhibit 7A – Statement of Sharon Davis, 2 November 2015, para 45
- 151 Davis T197:23–25
- 152 Exhibit 9 – Outline of evidence of David Mawer, 7 December 2015, para 13
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- 155 Forsyth T1224:11–15
- 156 Exhibit 11 – *Gippsland Region Sustainable Water Strategy*, p. 132
- 157 Exhibit 11 – *Gippsland Region Sustainable Water Strategy*, p. 132
- 158 Wilson T799:29–800:9
- 159 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 10, p. 9
- 160 Exhibit 8B – Letter from Southern Rural Water to Department of Economic Development, Jobs, Transport and Resources dated 24 August 2015, p. 2
- 161 Exhibit 8B – Letter from Southern Rural Water to Department of Economic Development, Jobs, Transport and Resources dated 24 August 2015, p. 3
- 162 Davis T201:2–12
- 163 Davis T200:31–201:1
- 164 Davis T203:10–12
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- 166 Rodda T194:1–5; Davis T194:6–16 & T198:9–15
- 167 Rodda T197:7–14; Exhibit 7A – Statement of Sharon Davis, 2 November 2015, para 40
- 168 Doyle SC T1200:13–14; Final submissions of GDF Suez, 15 January 2016, para 113
- 169 Collins QC T1245:22–28
- 170 Final submissions of EnergyAustralia, 15 January 2016, paras 13(a) & 13(b)
- 171 Final submissions of EnergyAustralia, 15 January 2016, paras 13(c) & 13(d)
- 172 Final submissions of EnergyAustralia, 15 January 2016, para 15(b)
- 173 Collins QC T1245:10–12
- 174 Final submissions of Environment Victoria, 18 January 2016, para 65
- 175 See, for example, Written submission of GHD, 19 August 2015, p. 11; Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 15; Exhibit 19 – Statement of Rae Mackay, 27 November 2015, para 13
- 176 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 15 & 16
- 177 Mackay T451:29–452:2
- 178 Exhibit 8B – Letter from Southern Rural Water to Department of Economic Development, Jobs, Transport and Resources, 24 August 2015, pp. 2 & 3
- 179 Exhibit 8B – Letter from Southern Rural Water to Department of Economic Development, Jobs, Transport and Resources, 24 August 2015, p. 2
- 180 See, for example, Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 59; Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 145
- 181 Mackay T451:26–452:10
- 182 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 204
- 183 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 15
- 184 McCullough T452:23–25
- 185 Exhibit 22B – Report of Clint McCullough, 30 November 2015, Annexure C, p. 0061
- 186 Mawer T217:31–218:12
- 187 von Bismarck T546:19–31
- 188 von Bismarck T542:30–T543:1
- 189 von Bismarck T546:31–547:2
- 190 Exhibit 25 – Statement of Friedrich von Bismarck, 1 December 2015, para 24 & Attachment 1, p. 0024
- 191 Exhibit 25 – Statement of Friedrich von Bismarck, 1 December 2015, Attachment 1
- 192 See, for example, Rieniets T250:1–3. In relation to water quality management, Mr Faithful stated at T341:8–11: ‘I can’t help you in that regard. All we have committed to or we will commit to in our 2016 work plan variation is an area of work we have ahead of ourselves, so we will address it’. See also Exhibit 8B – Letter from Southern Rural Water to Department of Economic Development, Jobs, Transport and Resources, 24 August 2015
- 193 Rieniets T250:1–18
- 194 Faithful T341:8–14
- 195 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 203
- 196 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, paras 205 & 212
- 197 Exhibit 12B – Supplementary statement of Stephen Rieniets, 3 December 2015, Annexure A, para 7.1; McGowan T127:19–26
- 198 Byrne T935:9–18
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- 203 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 73 & Annexure 17
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- 205 Faithful T283:28–284:6
- 206 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 102
- 207 Methers T283:12–26
- 208 Rieniets T284:8–13
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- 211 Faithful T333:12–15
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- 213 Exhibit 28A – Statement of Corinne Unger, 26 November 2015, para 5
- 214 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 14
- 215 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 14
- 216 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, paras 121, 135–137, 139–144, 146–151 & 155–159; Exhibit 13 – Statement of James Faithful, 13 November 2015, paras 99–105; Exhibit 14 – Statement of Ronald Methers, 16 November 2015, paras 164, 173, 177 & 246–256
- 217 Exhibit 13 – Statement of James Faithful, 13 November 2015, paras 98–99 & 109; Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 111; Exhibit 14 – Statement of Ronald Methers, 16 November 2015, paras 219, 220 & 231; Methers T322:10–25
- 218 Exhibit 13 – Statement of James Faithful, 13 November 2015, para 98
- 219 Exhibit 13 – Statement of James Faithful, 13 November 2015, para 98
- 220 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 24
- 221 Methers T290:7–8; Faithful T290:10; Rieniets T290:12–13
- 222 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 14
- 223 Exhibit 18 – Joint expert report, 3 December 2015, p. 7
- 224 Unger T621:19–28
- 225 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 90
- 226 Exhibit 23 – Report of Timothy Sullivan, November 2015, paras 82–88
- 227 McCullough T452:27–453:2
- 228 Rodda T224:28
- 229 Methers T322:10–25
- 230 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 24
- 231 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 15, p. 0561
- 232 Unger T622:23–24
- 233 Final submissions of Counsel Assisting, 17 December 2015, para 93
- 234 Sullivan T401:1–2
- 235 Unger T613:7–11
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- 237 Sullivan T435:8–12
- 238 Exhibit 14 – Statement of Ronald Methers, 16 November 2015, para 62
- 239 Exhibit 14 – Statement of Ronald Methers, 16 November 2015, Annexure EAY.0001.002.0079, p. 0088; Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 9, p. 0257; Exhibit 12B – Supplementary statement of Stephen Rieniets, 3 December 2015, Annexure B-1, p. 0090
- 240 Exhibit 22B – Report of Clint McCullough, 30 November 2015, Annexure C, p. 3
- 241 Exhibit 29 – Western Australian Department of Mines and Petroleum and Environmental Protection Authority, *Guidelines for preparing mine closure plans, May 2015*, p. 12
- 242 Exhibit 29 – Western Australian Department of Mines and Petroleum and Environmental Protection Authority, *Guidelines for preparing mine closure plans, May 2015*, p. 92
- 243 McCullough T402:3–4
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- 249 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 59
- 250 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 62
- 251 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 65
- 252 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 60–61, 63–64 & 66–67
- 253 Hazelwood Mine Fire Inquiry mine rehabilitation community consultations, 4 & 5 August 2015 – Summary of discussions; See Appendix B for a list of written submissions
- 254 Hazelwood Mine Fire Inquiry mine rehabilitation community consultations, 4 & 5 August 2015 – Summary of discussions; See Appendix B for a list of written submissions
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- 256 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 69
- 257 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 68
- 258 Hoxley T448:15–T449:3

- 259 Hoxley T449:19–21
- 260 McCullough T446:9–10
- 261 McCullough T452:27–29
- 262 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0079, p. 13
- 263 Final submissions of EnergyAustralia, 15 January 2016, pp. 5 & 6
- 264 Exhibit 13 – Statement of James Faithful, 13 November 2015, para 114
- 265 Faithful T275:11–13
- 266 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 94
- 267 Exhibit 12B – Supplementary statement of Stephen Rieniets, 3 December 2015, Annexure B-1, p. 0091; Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 154
- 268 Sullivan T455:24–456:7
- 269 Sullivan T455:27–28
- 270 Sullivan T399:13–29; Exhibit 18 – Joint expert report, 3 December 2015, pp. 3 & 4; Wilson T155:19–21; Rieniets T229:6–10; Rieniets T249:23–26; Mether T249:2–4; Faithful T250:23–29
- 271 Rieniets T280:10–12
- 272 Unger T612:11–20
- 273 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 60–67
- 274 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, pp. 95, 110 & 122
- 275 Mineral Resources (Sustainable Development)(Mineral Industries) Regulations 2013 (Vic), r. 35 & Schedule 19; Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0009
- 276 Exhibit 31F – Schedule 19 Annual Activity and Expenditure Return 2014–15 – Yallourn Mine (revised version – redacted)
- 277 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 18, p. 1227
- 278 Exhibit 31D – Schedule 19 Annual Activity Expenditure Return 2014–15 – Loy Yang, p. 3
- 279 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, paras 223 & 244
- 280 Byrne T927:15–27
- 281 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, pp. 0101–0106
- 282 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, p. 0108
- 283 Exhibit 41C – AECOM Report – Hazelwood mine, 13 November 2015, p. 13
- 284 Exhibit 41E – AECOM Report – Loy Yang mine, 7 December 2015, p. 11
- 285 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 57
- 286 von Bismarck T547:6–16
- 287 von Bismarck T548:13–16
- 288 Mackay T524:20–T525:4; McCullough T452:29–453:2; Unger T615:14–24; Galvin T405:7–18
- 289 McCullough T453:1–2; Unger T615:15–24; Galvin T405:7
- 290 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 16; Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 19
- 291 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 19; Haberfield T501:3
- 292 Exhibit 19 – Statement of Rae Mackay, 27 November 2015, para 14
- 293 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 22
- 294 Written submission of GHD, 19 August 2015, p. 12
- 295 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 16
- 296 Exhibit 19 – Statement of Rae Mackay, 27 November 2015, para 7
- 297 Written submission of GHD, 19 August 2015, p. 12
- 298 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 21
- 299 Written submission of GHD, 19 August 2015, p. 12
- 300 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 15
- 301 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 15
- 302 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 84
- 303 Exhibit 19 – Statement of Rae Mackay, 27 November 2015, para 14
- 304 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 17
- 305 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 15
- 306 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 17
- 307 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 17
- 308 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 15
- 309 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 16
- 310 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 16
- 311 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 16
- 312 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 16
- 313 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 16
- 314 Lapsley T87:24–29
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- 316 Written submission of GHD, 19 August 2015, p. 12
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- 318 Exhibit 22B – Report of Clint McCullough, 30 November 2015, p. 17

- 319 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 24; Lapsley T95:28–96:8 & T87:29
 320 Mackay T456:16–22; Exhibit 19 – Statement of Rae Mackay, 27 November 2015, para 7; Rodda T229:23–31
 321 Mether T259:21–22
 322 Faithful T259:25–27
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 325 Galvin T407:20–408:12 & T408:25–409:3
 326 Galvin T408:9–11
 327 Mackay T409:24
 328 Exhibit 5B – Supplementary statement of Luke Wilson, 30 November 2015, para 58
 329 Hazelwood Mine Fire Inquiry Report 2015–2016, Volume 1, pp. 34, 42 & 43
 330 Exhibit 8B – Letter from Southern Rural Water to Department of Economic Development, Jobs, Transport and Resources dated 24 August 2015, p. 2. Although the letter was concerned with the AGL Loy Yang licence, the terms of the GDF Suez licence are relevantly identical

PART 7

- 1 Mineral Resources (Sustainable Development)(Mineral Industries) Regulations 2013 (Vic), r. 35 & Schedule 19
 2 Mineral Resources (Sustainable Development)(Mineral Industries) Regulations 2013 (Vic), r. 35
 3 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29
 4 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0006
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 6 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0008
 7 Exhibit 31F – Schedule 19 Annual Activity and Expenditure Return for 2014–15 – Yallourn mine (revised version – redacted), p. 3
 8 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Annexure EAY.0001.002.0070
 9 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 285 & Annexure EAY.0001.002.0070
 10 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, paras 279, 280 & 288
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 12 Mether T740:27–30
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 14 Mether T263:30–264:1
 15 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 18
 16 Exhibit 13 – Statement of James Faithful, 13 November 2015, para 226
 17 Exhibit 13 – Statement of James Faithful, 13 November 2015, paras 208 & 209
 18 Exhibit 13 – Statement of James Faithful, 13 November 2015, para 208 & Confidential Annexure 5
 19 Faithful T693:29 & T697:24
 20 Faithful T695:23–27
 21 Faithful T696:21–24
 22 Exhibit 22B – Report of Clint McCullough, 30 November 2015, pp. 15–17
 23 Faithful T695:1–22
 24 Faithful T701:10–12
 25 Exhibit 31D – Schedule 19 Annual Activity and Expenditure Return 2014–15 – Loy Yang mine, pp. 1 & 3
 26 Exhibit 31D – Schedule 19 Annual Activity and Expenditure Return 2014–15 – Loy Yang mine, p. 4
 27 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 202 & Annexure Q
 28 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 202 & Annexure Q, pp. 0248 & 0253
 29 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexure Q, p. 0248
 30 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, Annexure Q, pp. 0249–0255
 31 Rieniets T716:6–7
 32 Rieniets T716:17–18
 33 Exhibit 12C – Supplementary statement of Stephen Rieniets, 4 December 2015, para 27
 34 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, paras 243 & 244
 35 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 244
 36 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 223
 37 Rieniets T711:27–712:6
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 39 Rieniets T721:26–722:6
 40 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 130
 41 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 36, p. 0884
 42 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 36, p. 0885
 43 Final submissions of Counsel Assisting, 17 December 2015, para 16
 44 Exhibit 41A – Statement of Bryan Chadwick, 11 December 2015, para 5
 45 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, paras 175–177; Exhibit 5C – Statement of Luke Wilson, 5 December 2015, para 56
 46 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, paras 161–164
 47 Exhibit 41A – Statement of Bryan Chadwick, 11 December 2015, para 20; Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015; Exhibit 41C – AECOM Report – Hazelwood mine, 13 November 2015; Exhibit 41D – AECOM Report – AGL Loy Yang mine, 13 November 2015

- 48 Exhibit 41A – Statement of Bryan Chadwick, 11 December 2015, para 22; Exhibit 41E – AECOM Report – AGL Loy Yang mine, 7 December 2015
- 49 Exhibit 5A – Statement of Luke Wilson, 30 October 2015, Annexure 29, p. 0004
- 50 Byrne T935:9–13; Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, para 4.4; Exhibit 41C – AECOM Report – Hazelwood mine, 13 November 2015, para 4.4; Exhibit 41E – AECOM Report – Loy Yang mine, 7 December 2015, para 4.4
- 51 Chadwick T931:14; Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, para 4.2.6; Exhibit 41C – AECOM Report – Hazelwood mine, 13 November 2015, para 4.2.7; Exhibit 41E – AECOM Report – Loy Yang mine, 7 December 2015, para 4.2.7
- 52 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, para 5.1; Exhibit 41C – AECOM Report – Hazelwood mine, 13 November 2015, para 5.1; Exhibit 41D – AECOM Report – Loy Yang mine, para 5.1
- 53 Bowden T942:27–31 & T943:8–9
- 54 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, paras 1.2 & 2.1; Exhibit 41C – AECOM Report – Hazelwood mine, 13 November 2015, paras 1.2 & 2.1; Exhibit 41D – AECOM Report – Loy Yang mine, 7 December 2015, paras 1.2 & 2.1; Byrne T922:29–923:4
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- 56 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, p. 3; Exhibit 41C – AECOM Report – Hazelwood mine, 13 November 2015, pp. 2 & 3; Exhibit 41D – AECOM Report – Loy Yang mine, 13 November 2015, p. 3; Exhibit 41E – AECOM Report – Loy Yang mine, 7 December 2015, p. 3
- 57 Byrne T926:7–9
- 58 Byrne T926:16–19
- 59 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, para 4.6; Exhibit 41C – AECOM Report – Hazelwood mine, 13 November 2015, para 4.6; Exhibit 41D – AECOM Report – Loy Yang mine, 13 November 2015, para 4.6; Exhibit 41E – AECOM Report – Loy Yang mine, 7 December 2015, para 4.6
- 60 Bowden T940:2–3
- 61 Exhibit 41E – AECOM Report – Loy Yang mine, 7 December 2015, para 5.2.1
- 62 Bowden T943:10–944:10
- 63 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, p. 13
- 68 Final submissions of GDF Suez, 15 January 2016, paras 185–188
- 69 Final submissions of GDF Suez, 15 January 2016, para 188
- 70 Byrne T922:5–11
- 71 Bowden T963:10–19
- 72 Final submissions of GDF Suez, 15 January 2016, paras 191–195
- 73 Chadwick T941:24–27
- 74 Chadwick T974:18–976:3; Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 14; Final submissions of GDF Suez, 15 January 2016, para 196(b)
- 75 Final submissions of GDF Suez, 15 January 2016, para 196(c)
- 76 Byrne T981:14–16; Final submissions of GDF Suez, 15 January 2016, para 196(d)
- 77 Faithful T772:7–13
- 78 Byrne T977:31–978:12; T979:3–5; Final submissions of GDF Suez, 15 January 2016, para 196(e)
- 79 Faithful T771:7–28
- 80 Final submissions of GDF Suez, 15 January 2016, para 197
- 81 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 30
- 82 Final submissions of GDF Suez, 15 January 2016, para 199; Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 30
- 83 Byrne T930:11–28
- 84 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, Appendix B; Exhibit 41C – AECOM Report – Hazelwood mine, 13 November 2015, Appendix B; Exhibit 41D – AECOM Report – Loy Yang mine, 13 November 2015, Appendix B; Exhibit 41E – AECOM Report – Loy Yang mine, 7 December 2015, Appendix B
- 85 Byrne T983:19–984:22; Final submissions of GDF Suez, 15 January 2016, paras 200 & 201
- 86 Mether T779:30–780:8; Exhibit 14 – Statement of Ronald Mether, 16 November 2015, paras 169(a) & 169(b) & Annexure EAY.0001.002.0237, pp. 0254 & 0274
- 87 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 198 & Annexure EAY.0001.002.0237, p. 0258
- 88 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, p. 7
- 89 Mether T780:14–19
- 90 Mether T780:20–28
- 91 Mether T780:29–781:7
- 92 Mether T781:18–27
- 93 Forsyth T1236:16–19
- 94 Forsyth T1237:2–6
- 95 Forsyth T1237:6–10
- 96 Forsyth T1237:11–19
- 97 Forsyth T1237:30–1238:8
- 98 Wilson T824:19–22
- 99 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 36, p. 0938
- 100 Wilson T824:29–825:2
- 101 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 156
- 102 Wilson T826:4–5
- 103 Final submissions of Counsel Assisting, 17 December 2015, para 20

- 104 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, p. 0126; von Bismarck T548:15 & T547:6
 105 Faithful T274:21
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 107 Exhibit 17 – Statement of Jim Galvin, 24 November 2015, para 19
 108 Exhibit 41B – AECOM Report – Yallourn mine, 13 November 2015, Appendix B, p. 0126
 109 Final submissions of Counsel Assisting, 17 December 2015, para 93
 110 Exhibit 24A – Report of Jacobs Group (Australia), 16 November 2015, p. 57
 111 Final submissions of Counsel Assisting, 17 December 2015, para 244G
 112 Forsyth T1238:24–26
 113 Final submissions of GDF Suez, 15 January 2016, para 35
 114 Final submissions of GDF Suez, 15 January 2016, para 160
 115 Final submissions of EnergyAustralia, 15 January 2016, paras 18 & 19–23
 116 Final submissions of EnergyAustralia, 15 January 2016, para 22(c)
 117 Forsyth T1238:24–26
 118 Macquarie Dictionary 2015 (6th edn.)
 119 Mineral Resources (Sustainable Development)(Mineral Industries) Regulations 2013, Schedule 19, 11(e)
 120 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 14, pp. 0406–0407

PART 8

- 1 Exhibit 12A – Statement of Luke Wilson, 20 November 2015, Annexure 29
 2 Rehabilitation plans are approved by the Mining Regulator under s. 78(1) of the *Mineral Resources (Sustainable Development) Act 1990* (Vic) – see Part 3. The approved rehabilitation plans for the three Latrobe Valley coal mines are discussed in Part 4
 3 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0004
 4 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0004
 5 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0004
 6 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0004
 7 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0004
 8 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0004
 9 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0006
 10 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, pp. 0007 & 0008
 11 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0007
 12 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0007
 13 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0007
 14 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0007
 15 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0007
 16 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0007
 17 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, Appendix 1
 18 Exhibit 5C – Further supplementary statement of Luke Wilson, 7 December 2015, para 54 & Annexure 18
 19 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0003
 20 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0005
 21 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, Appendix 2
 22 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, Appendix 2
 23 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0003
 24 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0005
 25 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 109
 26 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, paras 112–114; Exhibit 14 – Statement of Ronald Mether, 16 November 2015, paras 277 & 278
 27 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 110
 28 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, paras 110 & 111
 29 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, paras 118 & 119; Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Attachment EAY.0001.001.0076, p. 0079
 30 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 280 & Attachment EAY.0011.002.0001
 31 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 280 & Attachment EAY.0011.002.0001
 32 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Attachment EAY.0011.002.0001, p. 0003
 33 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Attachment EAY.0011.002.0001, p. 0007
 34 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 28, p. 0818
 35 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 28, p. 0818
 36 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 28, p. 0819
 37 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, paras 118 & 119
 38 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 27, p. 0812
 39 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 27, p. 0812
 40 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 27, p. 0811; See also Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 281
 41 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 27, p. 0811

- 42 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 27, p. 0811
- 43 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 27, p. 0811
- 44 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, paras 124 & 125
- 45 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 125
- 46 Final submissions of Environment Victoria, 18 January 2016, para 160(d)
- 47 Final submissions of Environment Victoria, 18 January 2016, para 160(d)
- 48 Exhibit 31E – Schedule 19 Annual Activity and Expenditure Return 2014–15 – Yallourn mine (redacted), 28 August 2014, pp. 0177 & 0180
- 49 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Attachment EAY.0001.002.0071, pp. 0072 & 0075
- 50 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, Attachment EAY.0012.002.0001, pp. 0002 & 0005
- 51 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 25
- 52 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 26
- 53 Exhibit 35 – Department of Agriculture, Energy and Minerals Briefing Note, Annexure to statement of Kylie White, 6 June 2014, p. 0015
- 54 Exhibit 35 – Department of Agriculture, Energy and Minerals Briefing Note, Annexure to statement of Kylie White, 6 June 2014, p. 0015
- 55 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, paras 124 & 125
- 56 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 125
- 57 Schedule 19 Annual Activity and Expenditure Statement 2012–13 – Hazelwood mine, 26 July 2013 (unpublished)
- 58 Exhibit 31A – Schedule 19 Annual Activity and Expenditure Statement 2013–14 – Hazelwood mine, 4 September 2014, p. 0192
- 59 Exhibit 31A – Schedule 19 Annual Activity and Expenditure Statement 2013–14 – Hazelwood mine, 4 September 2014, p. 0189
- 60 Exhibit 31G – Letter from GDF Suez to Department of Economic Development, Jobs, Transport and Resources, 9 April 2015, p. 0187
- 61 Exhibit 13 – Statement of James Faithful, 13 November 2015, Annexure 18, pp. 1224 & 1227
- 62 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 114
- 63 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 122
- 64 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 30
- 65 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 30, p. 0884
- 66 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 30, pp. 0885 & 0888
- 67 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 30, pp. 0885 & 0888
- 68 Adapted from Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 30, pp. 0885 & 0888
- 69 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 30, p. 0880
- 70 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 30, p. 0880
- 71 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 30, p. 0881
- 72 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 30, p. 0881
- 73 See Exhibit 31D – Schedule 19 Annual Activity and Expenditure Return 2014–2015 – Loy Yang mine, pp. 0223 & 0225
- 74 Exhibit 31C – Schedule 19 Annual Activity and Expenditure Statement 2013–14 – Loy Yang mine (revised version, dated 18 August 2014), pp. 0212 & 0215
- 75 Exhibit 31B – Schedule 19 Annual Activity and Expenditure Statement 2014–15 – Loy Yang mine, pp. 0206 & 0208; Exhibit 31D – Schedule 19 Annual Activity and Expenditure Statement 2013–14 – Loy Yang mine, pp. 0223 & 0225
- 76 Exhibit 12A – Statement of Stephen Rieniets, 30 October 2015, para 244
- 77 Final submissions of Counsel Assisting, 17 December 2015, para 216; Final submissions of Environment Victoria, 18 January 2016, para 161
- 78 Final submissions of Environment Victoria, 18 January 2016, para 167
- 79 Final submissions of Counsel Assisting, 17 December 2015, para 216
- 80 Final submissions of Environment Victoria, 18 January 2016, para 159
- 81 Final submissions of Counsel Assisting, 17 December 2015, paras 218 & 219
- 82 Exhibit 5A – Statement of Luke Wilson, 30 October 2015, Annexure 36, p. 0933; McGowan T820:16
- 83 Exhibit 5A – Statement of Luke Wilson, 30 October 2015, Annexure 36, p. 0941
- 84 Attiwil QC T868:9–10; McGowan T868:13
- 85 Final submissions by Counsel Assisting 17 December 2015, para 219
- 86 Exhibit 12A – Statement of Luke Wilson, 20 November 2015, Annexure 29
- 87 Submissions in response to proposed findings and recommendations of EnergyAustralia Yallourn Pty Ltd, 15 February 2016, paras 7 & 8
- 88 Submissions of AGL Loy Yang Pty Ltd in response to proposed adverse findings, 15 February 2016, paras 3–10
- 89 *Mineral Resources Act (Sustainable Development) 1990* (Vic), s. 79A
- 90 *Mineral Resources Act (Sustainable Development) 1990* (Vic), s. 79A(2)
- 91 *Mineral Resources Act (Sustainable Development) 1990* (Vic), s. 79A(3)
- 92 Final submissions of Counsel Assisting, 17 December 2015, para 175
- 93 Final Submissions of GDF Suez, 15 January 2016, para 45; Final submissions of Environment Victoria, 18 January 2016, para 155
- 94 Environment Protection Authority 2015, ‘Environmental Auditors’, viewed 4 Feb 2016, <http://www.epa.vic.gov.au/our-work/environmental-auditing/environmental-auditors>
- 95 *Mineral Resources Act (Sustainable Development) 1990* (Vic), ss. 79A(1) & 79A(2)
- 96 Wilson T806:31–807:3
- 97 Pendrigh T807:12–14
- 98 Pendrigh T808:26–809:10
- 99 Final submissions of Counsel Assisting, 17 December 2015, para 174
- 100 Final submissions of Counsel Assisting, 17 December 2015, para 142
- 101 Final submissions of Counsel Assisting, 17 December 2015, paras 143

- 102 Final submissions of GDF Suez, 15 January 2016, para 237
- 103 Submissions of AGL Loy Yang Pty Ltd in response to proposed adverse findings, 15 February 2016, paras 46–48
- 104 Wilson T824:19–22 & T825:29–826:5
- 105 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 175
- 106 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, para 176
- 107 Exhibit 5C – Further (third) statement of Luke Wilson, 7 December 2015, para 56
- 108 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 38
- 109 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 39
- 110 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 38
- 111 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 26; See also Cramer T1022:8–31
- 112 Final submissions of Environment Victoria, 18 January 2016, paras 158 & 169; See also Final submissions of Counsel Assisting, 17 December 2015, para 231
- 113 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 29, p. 0003 (emphasis added)
- 114 Final submissions of Environment Victoria, 18 January 2016, para 169
- 115 Exhibit 28A – Statement of Corinne Unger, 26 November 2015, para 9
- 116 Unger T623:13–16
- 117 Final submissions of Counsel Assisting, 17 December 2015, para 222
- 118 Final submissions of Counsel Assisting, 17 December 2015, para 217
- 119 Rozen T6:5–9
- 120 Final submissions of Counsel Assisting, 17 December 2015, para 217
- 121 Final submissions of Environment Victoria, 18 January 2016, para 197(g)
- 122 Final submissions of Environment Victoria, 18 January 2016, para 157
- 123 Exhibit 45 – Statement of Robert Gillespie, 11 December 2015, para 16
- 124 Exhibit 45 – Statement of Robert Gillespie, 11 December 2015, para 55
- 125 Exhibit 45 – Statement of Robert Gillespie, 11 December 2015, paras 56 & 68
- 126 Exhibit 45 – Statement of Robert Gillespie, 11 December 2015, para 58
- 127 Exhibit 45 – Statement of Robert Gillespie, 11 December 2015, para 17
- 128 Final submissions of GDF Suez, 15 January 2016, para 1
- 129 Final submissions of GDF Suez, 15 January 2016, p. 69 & para 41
- 130 Final submissions of Environment Victoria, 18 January 2016, para 159
- 131 Final submissions of Environment Victoria, 18 January 2016, para 159
- 132 Final submissions of Environment Victoria, 18 January 2016, para 160
- 133 Letter from GDF Suez to the Hazelwood Mine Fire Inquiry, 15 February 2016, p. 2
- 134 Submissions in response to proposed findings and recommendations of EnergyAustralia Yallourn Pty Ltd, 15 February 2016, paras 9 & 10; Letter from GDF Suez to Hazelwood Mine Fire Inquiry, 15 February 2016, p. 3; Submissions of AGL Loy Yang Pty Ltd in response to proposed adverse findings, 15 February 2016, para 111
- 135 Letter from GDF Suez to Hazelwood Mine Fire Inquiry, 15 February 2016, p. 3
- 136 Submissions in response to proposed findings and recommendations of EnergyAustralia Yallourn Pty Ltd, 15 February 2016, para 9
- 137 Submissions in response to proposed findings and recommendations of EnergyAustralia Yallourn Pty Ltd, 15 February 2016, para 12
- 138 Submissions of AGL Loy Yang Pty Ltd in response to proposed adverse findings, 15 February 2016, para 33
- 139 Submissions of AGL Loy Yang Pty Ltd in response to proposed adverse findings, 15 February 2016, paras 39–41. The Loy Yang Complex Agreement is discussed in Part 9 of this report
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PART 9

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- 15 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 13
- 16 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, paras 175–177; Exhibit 5C – Further supplementary statement of Luke Wilson, 5 December 2015, para 56
- 17 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 38
- 18 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 9
- 19 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 4
- 20 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 38
- 21 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 38
- 22 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 38
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- 26 Exhibit 39A – Statement of Christopher Webb, 17 November 2015, para 16
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- 29 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 3
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- 33 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 30
- 34 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 31
- 35 Exhibit 45 – Statement of Robert Gillespie, 11 December 2015, paras 73 & 74
- 36 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 31
- 37 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 31
- 38 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 31
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- 56 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 33
- 57 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 35
- 58 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 35
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- 78 Exhibit 44 – Report of Accent Environmental, 6 November 2015, p. 27
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PART 10

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- 24 Exhibit 5A – Statement of Luke Wilson, 20 November 2015, Annexure 10, p. 0520
- 25 Exhibit 14 – Statement of Ronald Mether, 16 November 2015, para 164 & Annexure EAY.0001.001.0143
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- 36 Exhibit 8B – Letter from Southern Rural Water to Department of Economic Development, Jobs, Transport and Resources dated 24 August 2015, p. 3
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- 41 McGowan T124:27–125:3
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- 50 Rodda T196:10–197:14
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- 59 Faithful T265:10–12
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- 95 Submissions of AGL Loy Yang Pty Ltd in response to proposed adverse findings, 11 February 2016, paras 59 & 62
- 96 Submissions of AGL Loy Yang Pty Ltd in response to proposed adverse findings, 11 February 2016, para 61
- 97 Submissions of AGL Loy Yang Pty Ltd in response to proposed adverse findings, 11 February 2016, para 63
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- 100 Final submissions of Environment Victoria, 18 January 2016, paras 87 & 89; Lapsley T78:11–28
- 101 Exhibit 25 – Statement of Friedrich von Bismarck, 1 December 2015, paras 20 & 21
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- 108 Rhodes-Ward T63:20–24
- 109 Langmore T65:11–12
- 110 Langmore T60:9–12
- 111 Langmore T60:16–19
- 112 Rhodes-Ward T61:2–6
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- 139 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*
- 140 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*, p. 3
- 141 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*, p. 11
- 142 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*, p. 6
- 143 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*, p. 1
- 144 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*, p. 4
- 145 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*, p. 4
- 146 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*, p. 5
- 147 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*, p. 6
- 148 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*, p. 5
- 149 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*, p. 1
- 150 Exhibit 37 – *Earth Resources Regulation 2015–16 Action Plan*, p. 2
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PART 11

- 1 Exhibit 27 – Report of Jacobs Group (Australia), 26 October 2015, p. 1
- 2 Exhibit 27 – Report of Jacobs Group (Australia), 26 October 2015, p. 2
- 3 Mackay T412:11–16; Sullivan T416:7–17; Mether T285:13–15; Faithful T285:16; Rieniets T285:17–19
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- 6 Exhibit 18 – Joint expert report, 3 December 2015, pp. 8–10
- 7 Mackay T411:2–412:22
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- 19 Exhibit 19 – Statement of Rae Mackay, 27 November 2015, para 20
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- 23 Exhibit 27 – Report of Jacobs Group (Australia), 26 October 2015, p. 13; Cameron T569:4–11
- 24 Exhibit 27 – Report of Jacobs Group (Australia), 26 October 2015, p. 13
- 25 Exhibit 27 – Report of Jacobs Group (Australia), 26 October 2015, p. 2
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- 29 Exhibit 27 – Report of Jacobs Group (Australia), 26 October 2015, p. 3
- 30 Cameron T582:22–31
- 31 Exhibit 27 – Report of Jacobs Group (Australia), 26 October 2015, p. 24
- 32 Exhibit 27 – Report of Jacobs Group (Australia), 26 October 2015, p. 46
- 33 Cameron T588:21–31
- 34 Exhibit 27 – Report of Jacobs Group (Australia), 26 October 2015, p. 47
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- 36 Cameron T595:26–T596:8
- 37 Exhibit 25 – Statement of Friedrich von Bismarck, 1 December 2015, para 1
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- 70 Faithful T285:16
- 71 Final submissions of GDF Suez, 15 January 2016, paras 31, 130–135
- 72 Final submissions of Environment Victoria, 18 January 2016, para 130
- 73 Final submissions of Environment Victoria, 18 January 2016, para 134
- 74 Final submissions of Environment Victoria, 18 January 2016, paras 131–141
- 75 Final submissions of Environment Victoria, 18 January 2016, para 139
- 76 Final submissions of Environment Victoria, 18 January 2016, paras 142–145; The role of Coal Resources Victoria was examined in Part 3



Rehabilitated overburden dump at the Loy Yang mine
(source: AGL Loy Yang)

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