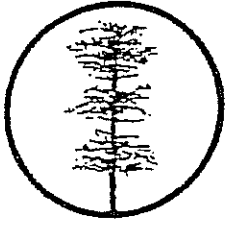


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ENVIRONMENTAL DEFENDERS OFFICE (QLD) INC.

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9 October 2002

The Honourable Dr David Kemp, MP
Minister for the Environment and Heritage
Parliament House
CANBERRA ACT 2600

Dear Dr Kemp,

Request for Statement of Reasons

We act for the World Wide Fund for Nature Australia ("WWF") of Level 2, Upper Edward Street, Spring Hill, Brisbane. On their behalf we request a written statement of material facts, evidence and reasons under Section 13(1) of the *Administrative Decisions (Judicial Review) Act 1977* ("ADJR Act") of your decision, described below, made on 16 September 2002 and furnished to our client under a covering letter dated 25 September 2002.

Decision

The decision by the Minister for Environment and Heritage, in declaring the proposed action to construct and operate the Nathan Dam on the Dawson River, central Queensland (EPBC 2002/770) under Section 75 of the *Environment and Biodiversity Conservation Act 1999* ("EPBC Act") to be a controlled action, that the controlling provisions are Sections 18 and 18A (Listed threatened species and communities), and are not additionally:

- Sections 20 and 20A (Listed migratory species), and
- Sections 12 and 15A (World Heritage), in relation to the Great Barrier Reef, a declared World Heritage Property for the purposes of Section 13 of the EPBC Act.

WWF is a "person aggrieved" for the purposes the ADJR Act pursuant to Section 487 of the EPBC Act, in relation to the above mentioned decision, for the following reasons:

- WWF is a long active established environmental organisation, incorporated in New South Wales in 1978.
- In the requisite two years prior to the decision, WWF has been involved in a series of environmental activities in Australia, which include campaigning for the protection of the environment.
- WWF's objects and memorandum include protection and conservation of the environment.

If you do not comply with this request within the time period set by the ADJR Act and EPBC Act, we may apply to the Court on behalf of WWF for an order to compel supply of the reasons.

Yours faithfully

Jo Bragg

Jo Bragg (on behalf of World Wide Fund for Nature Australia)
Principal Solicitor
Environmental Defenders Office (QLD) Inc.