

EPBC Referral Report No. 6

Boskalis Cambridge Gulf Marine Sand Proposal Western Australia

CONSULTATION



Prepared for Boskalis Australia Pty Ltd by EcoStrategic Consultants

In support of Project Referral under Part 7 of Commonwealth *Environment Protection & Biodiversity Conservation Act*

(a State-aligned version of this report was also submitted in referral under the WA EP Act)

OCTOBER 2024



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FURTHER INFORMATION

Peter Boere

Director

Boskalis Australia Pty Ltd

Suited 1.3 / 9 Havelock St, West Perth 6005

Mobile 041 9987 158

peter.boere@boskalis.com

Steve Raaymakers

Lead Report Author / Consultant to Boskalis

EcoStrategic Consultants

PO Box 968, Edge Hill, Cairns 4870

Mobile 040 9909 422

steve@eco-strategic.com

REFERRAL REPORTS

This report is part of a larger set of documents submitted as part of Boskalis Australia's referral under Part 7 of the Commonwealth *Environment Protection & Biodiversity Conservation Act* (EPNC Act), as listed in the table below.

A similar set of reports was also submitted as part of referral of the same proposal under section 38 of the Western Australia (WA) *Environmental Protection Act* (EP Act), with some differences to specifically address State requirements.

Doc No.	Electronic File Names (PDFs) (except Doc No.s 9 & 10 which are Excel files). As required, these file names are how the reports are referenced in the online referral submitted via the EPBC Act Business Portal https://epbcbusinessportal.environment.gov.au
0	List of EPBC Referral Reports - Boskalis Cambridge Gulf
1	EPBC <u>Referral Report No. 1</u> - Boskalis Cambridge Gulf - <i>Description of Proposed Action & Regulatory Framework</i>
2	EPBC <u>Referral Report No. 2</u> - Boskalis Cambridge Gulf - <i>Setting & Existing Environment</i> Includes in same document: • Annex 3 - <i>Drop Camera Video Extracts</i> • Annex 4 - <i>Dry Season Sample Point Specs</i> • Annex 5 - <i>Wet Season Sample Point Specs</i> • Annex 6 - <i>Benthic Taxa per Sample Point - Dry Season Maps</i> • Annex 7 - <i>Benthic Taxa per Sample Point - Wet Season Maps</i> • Annex 8 - <i>Benthic Taxa per Sample Point - Dry Season Graphs</i> • Annex 9 - <i>Benthic Taxa per Sample Point - Wet Season Graphs</i> • Annex 11 - <i>Sediment Contamination Assessment</i> • Annexes 1, 2, 10, 12, 13 and 14 are submitted as separate documents as listed below.
3	EPBC <u>Referral Report No. 2</u> - Boskalis Cambridge Gulf - <u>Annex 1</u> - <i>Sand Assessment</i>
4	EPBC <u>Referral Report No. 2</u> - Boskalis Cambridge Gulf - <u>Annex 2</u> - <i>MScience BCH Methods</i>
5	EPBC <u>Referral Report No. 2</u> - Boskalis Cambridge Gulf - <u>Annex 10</u> - <i>Aerial Drone Lidar Report</i>
6	EPBC <u>Referral Report No. 2</u> - Boskalis Cambridge Gulf - <u>Annex 12</u> - <i>Cape Domett Turtle Data Report</i>
7	EPBC <u>Referral Report No. 2</u> - Boskalis Cambridge Gulf - <u>Annex 13</u> - <i>Marine eDNA Report</i>
8	EPBC <u>Referral Report No. 2</u> - Boskalis Cambridge Gulf - <u>Annex 14</u> - <i>Marine Mega-fauna Surveys Report</i> Includes in same document: • Appendix 1 - <i>MMF Sightings Master Data Tables</i> • Appendix 2 - <i>MMF Images</i> • Appendix 3 - <i>MMF Sighting Locations</i> • Appendices 4 and 5 are submitted as separate Excel files as listed below.
9	EPBC <u>Referral Report No. 2</u> - Boskalis Cambridge Gulf - <u>Annex 14</u> - <i>Appendix 4 - Species Obs Data - Dry Season</i> (Excel)
10	EPBC <u>Referral Report No. 2</u> - Boskalis Cambridge Gulf - <u>Annex 14</u> - <i>Appendix 5 - Species Obs Data - Wet Season</i> (Excel)

Doc No.	Electronic File Names (PDFs) (except Doc No.s 9 & 10 which are Excel files). As required, these file names are how the reports are referenced in the online referral submitted via the EPBC Act Business Portal https://epbcbusinessportal.environment.gov.au
11	EPBC Referral Report No. 3 - Boskalis Cambridge Gulf - <i>Traditional Owner Matters</i> Includes in same document: • Annex 1 - <i>BAC Native Title Determination Map</i> • Annex 2 - <i>MG Native Title Determination Map</i> • Annex 3 - <i>Letter from BAC</i> • Annex 4 - <i>Letter from MG</i>
12	EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - <i>Impact Assessments</i> Includes in same document: • Annex 1 - <i>Main Datasets Used to Inform Impact Assessments</i> • Annex 2 - <i>Shipping & Oil Spill Risk Assessment</i> • Annex 3 - <i>Plume Mitigation Capability Statement</i> • Annex 4 - <i>Marine Mega-fauna Capability Statement</i>
13	EPBC Referral Report No. 5 - Boskalis Cambridge Gulf - <i>Metocean & Sed Dynamics Initial Report</i> • Includes in same document Annex 1 - <i>Supplementary Technical Note</i>. • Annex 2 is submitted as a separate document as listed below.
14	EPBC Referral Report No. 5 - Boskalis Cambridge Gulf - Annex 2 - <i>Factual Data Report</i> (NOTE: Superseded by <i>Updated Factual Data Report</i> - see Doc No. 19, Referral Report No. 8 - Annex B below).
15	[THIS REPORT] EPBC Referral Report No. 6 - Boskalis Cambridge Gulf - <i>Consultation</i> • Includes in same document Annex 1 - <i>List of Meeting Minutes</i>
16	EPBC Referral Report No. 7 - Boskalis Cambridge Gulf - <i>Commonwealth Matters</i> • Includes in same document Annex 1 - <i>PMST Report for POA & 10 Km Buffer</i>
17	EPBC Referral Report No. 8 - Boskalis Cambridge Gulf - <i>Metocean & Sed Dynamics Full Modelling Report</i> • Appendices and Annexes are submitted as a separate document each, as listed below.
18	EPBC Referral Report No. 8 - Boskalis Cambridge Gulf - <i>Appendices</i> Includes: • Appendix A - <i>Model Calibration and Validation Plots</i> • Appendix B - <i>Hydrodynamic and Wave Impact Plots</i> • Appendix C - <i>Sediment Transport Impact Plots</i> • Appendix D - <i>Sediment Plume Modelling Results</i>
19	EPBC Referral Report No. 8 - Boskalis Cambridge Gulf - <i>Annexes</i> Includes: • Annex A - <i>Independent Expert Review</i> • Annex B - <i>Updated Factual Data Report</i>

ACRONYMS

AMSA	Australian Maritime Safety Authority
AFMA	Australian Fisheries Management Authority
AHO	Australian Hydrographic Office (Royal Australian Navy).
BAC	Balanggarra Aboriginal Corporation
BKA	Boskalis Australia Pty Ltd
CCWA	Conservation Council of Western Australia
CG	Cambridge Gulf
CGL	Cambridge Gulf Limited
DAFF	Commonwealth Department of Agriculture, Fisheries & Forestry
DBCA	WA Department of Biodiversity, Conservation & Attractions
DCCEEW	Commonwealth Department of Climate Change, Energy, the Environment & Water
DMIRS	WA Department of Mines, Industry Regulation & Safety
DOT-M	WA Department of Transport - Maritime Division
DPIRD Fisheries	WA Department of Primary Industries & Regional Development - Fisheries
DWER	WA Department of Water & Environmental Regulation
EK	Environs Kimberley
EKCCI	East Kimberley Chamber of Commerce & Industry
EPA	WA Environmental Protection Authority
EP Act	WA Environmental Protection Act
EPBC Act	Commonwealth <i>Environment Protection & Biodiversity Conservation Act</i>
KCMF	Kimberley Crab Managed Fishery
KDC	Kimberley Development Commission
KGBMF	Kimberley Gillnet/Barramundi Managed Fishery
KPA	Kimberley Ports Authority
MG Corp	Yawoorroong Miriung Gajerrong Yirrgeb Noong Dawang MG Corporation
NPF	Northern Prawn Fishery
NPF Industry	Northern Prawn Fishery Industry Pty Ltd
RDD	Regional Development Division (of DPIRD)
SWEK	Shire of Wyndham & East Kimberley
Recfishwest	Western Australia Recreational & Sport-fishing Council
WA	Western Australia (State of)
WAFIC	Western Australia Fishing Industry Council Inc.
WVMR	Wyndham Volunteer Marine Rescue

PROJECT LOCATION

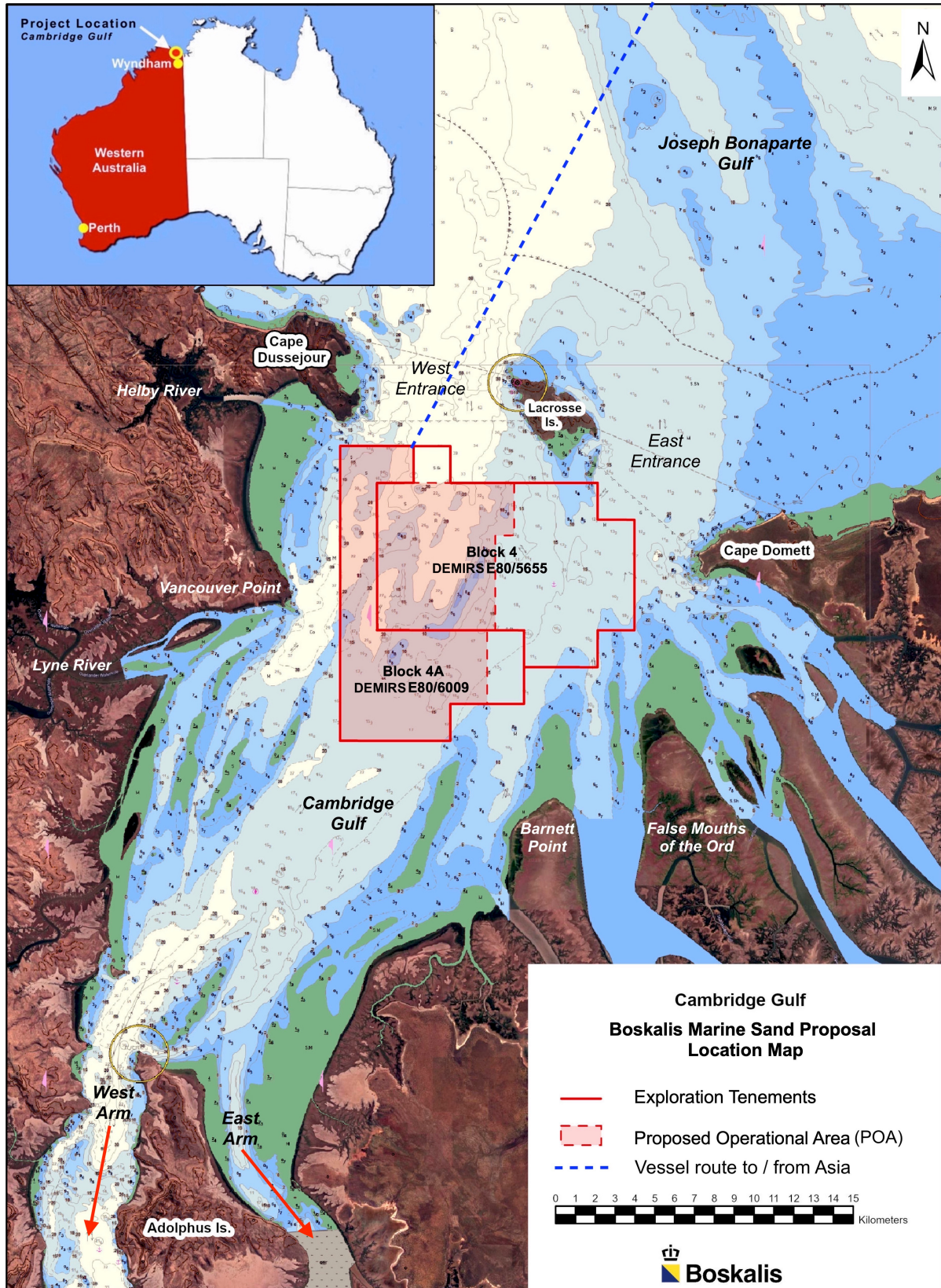


FIGURE 1: Location of the proposed action in Cambridge Gulf near Wyndham in the northeast of Western Australia.

EXECUTIVE SUMMARY

1. Boskalis Australia Pty Ltd (BAK) is currently assessing the feasibility of developing a marine sand-sourcing operation in Cambridge Gulf (CG) near the Port of Wyndham in the northeast of Western Australia (WA) (the proposed action) (Figure 1). Despite the low likelihood of significant environmental impacts, as a responsible company with stringent environmental and social policies, BAK has committed to self-referring the proposal to the WA Environmental Protection Authority (WA EPA) under section 38 of the EP Act, and to the Commonwealth Department of Climate Change, Energy, the Environment & Water (DCCEW) under Part 7 of the EPBC Act, for their determination of what further environmental assessments might be required, if any.
2. BAK recognises that social licence is as important as regulatory licence for development proposals, and in order to ensure that the views, perspectives and positions of relevant key stakeholders are identified and addressed, since mid-2022 BAK has undertaken direct, in-person consultations with a wide range of key stakeholders.
3. This report presents details and outcomes of BAK's consultation program and outcomes to August 2024 (noting that BAK sees consultation as an ongoing process, including should the proposed action go ahead).
4. The report includes a Stakeholder Analysis, which identified 26 key stakeholder organizations and eight key individuals (regional marine users).
5. Formal consultations with stakeholders were commenced in October 2022 and since then BAK implemented an ongoing program to consult with the key stakeholders as identified by the Stakeholder Analysis. In summary the major points to date include, *inter alia*:
 - a) Traditional Owners: The two Traditional Owner (TO) groups in the area (BAC and MG Corp) support the proposed action so long as they are fully and closely consulted and it does not impact negatively on their interests, including Native Title and Aboriginal cultural heritage. BAK's studies and reports address potential risks to indigenous values and interests thoroughly – and no negative impacts are predicted. Both groups are working with BAK to develop MoUs, which include benefits sharing packages, and both groups have issued letters of support for the proposal as contained in Annexes to EPBC Referral Report No. 3 - Boskalis Cambridge Gulf - Traditional Owner Matters.
 - b) Other support for the proposal: Several stakeholders consulted expressed support for the proposed action so long as due process is followed and it does not cause significant negative impacts, including SWEK, KDC, KPA and CGL.
 - c) No objections to the proposal: While not stating explicit support for the proposed action, several stakeholders stated that they have no objections in terms of their mandates or interests, including WA DoT-Maritime, Recfishwest and Wyndham-based commercial fisherman.
 - d) Marine biodiversity: Several stakeholders including WA DWER, DBCA, DPIRD Fisheries, the Commonwealth DCCEW and the Northern Prawn Fishery Industry identified potential impacts on inshore dolphin species, marine turtles, sawfish and river sharks as issues that need to be addressed. BAK's studies and reports address potential risks to these species thoroughly – and significant impacts are not predicted (see EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments). If the proposed action proceeds, BAK will look to support research and monitoring of relevant biodiversity issues in the CG area, in coordination with relevant biodiversity stakeholders.
 - e) Marine biosecurity: Both the WA DWER and Commonwealth DCCEW identified the potential introduction of marine pests via ballast water and hull fouling as a main issue that needs to be addressed. BAK's studies and reports address potential risks to these species thoroughly – and no significant risks are predicted. The SPV will be fitted with IMO-compliant ballast water treatment system, and will comply with the Biofouling Regulation under the Commonwealth Biosecurity Act, including having an approved Biofouling Management Plan with very stringent biofouling prevention, management, mitigation and monitoring measures (see EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments).
 - f) Turbidity: WA DWER stated that while natural turbidity levels might be high in CG, potential turbidity impacts of the operation will still need to be thoroughly addressed, as per the WA EPA EIA guidelines – this should include the cumulative impacts of any additional turbidity caused by the operation over and above natural background levels. BAK's studies and reports address the turbidity issue thoroughly – and significant impacts are not predicted (see EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments and EPBC Referral Report No. 8 - Boskalis Cambridge Gulf - Metocean & Sed Dynamics Full Modelling Report).

- g) Underwater noise: WA DWER stated that potential impacts of underwater noise from the SPV on marine fauna is a key issue that needs to be addressed. This is addressed in EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments.
- h) Commercial fisheries: Several stakeholder groups, including DPIRD Fisheries, AFMA, WAFIC and NPF Industry are interested to ensure that the proposed action does not cause negative impacts on fisheries resources, commercial fisheries and fish species, including the gillnet fishery (mainly barramundi and threadfin salmon), the mud-crab fishery and the Northern Prawn Fishery (NPF). While there is an extremely low level of commercial fishing activity in CG (one gillnet operator only – who also fishes elsewhere along the coast outside of CG), fisheries stakeholders highlighted the need to consider the potential role of CG as a nursery area. BKA's studies and reports address potential risks to fish and fisheries – and no significant impacts are predicted (see EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments). If the proposed action proceeds, BKA will look to support research and monitoring of relevant fisheries issues in the CG area, in close coordination with relevant fisheries stakeholders.
- i) Recreational fisheries Issues: No objections to the proposed action were raised by this sector as recreational fishing in the general area targets upstream and coastal areas and does not overlap with the proposed operational area (POA). The proposed action is unlikely to have negative impacts on recreational fishing (see EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments). Should the proposed action proceed, BKA will consider sponsoring WVMR, which will have safety benefits for the recreational fishing sector.
- j) Port, navigation & maritime issues: The WA DoT Maritime, KPA and CGL did not raise concerns about potential impacts on safety of navigation and port operations and KPA and CGL welcomed benefits for the Port of Wyndham.
- k) Broader socioeconomic & community development: The EKCCI, KDC and SWEK support the proposed action so long as there are no negative impacts and there are benefits for local socioeconomics, business and the community and for the shire and region overall. The proposed action will have positive socioeconomic, business and the community impacts (see EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments). BKA will continue to keep these bodies informed and seek to work with them to optimize benefits.
- l) Environmental NGOs: The CCWA made two major points, 1) does BKA intend to self-refer the proposal to the State under the WA EP Act and Commonwealth EPBC Act?, and 2) are there marine nursery areas in CG that need to be protected? BKA is self-referring the proposal under both the EP Act and EPBC Act. BKA recognizes that all of the mangrove and estuarine inlets around CG have nursery values, and has assessed this issue thoroughly. The proposal will not impact directly or indirectly on these areas (see EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments). Environs Kimberley, an NGO based in Broome, did not respond to consultation invitations via email and phone.

1. BACKGROUND & PURPOSE OF THIS REPORT

1. Boskalis Australia Pty Ltd (BKA) is currently assessing the feasibility of developing a marine sand-sourcing operation in Cambridge Gulf (CG) near the Port of Wyndham in the northeast of Western Australia (WA) (the proposed action) (Figure 1). The sand in CG is derived from natural terrestrial sources in the catchment, supplied via river inputs. The sand would be exported to Asian markets for use in construction projects. A more detailed description of the proposed action is presented in EPBC Referral Report No. 1 - Boskalis Cambridge Gulf - Description of Proposed Action & Regulatory Framework and more detailed descriptions of the location, context and the environment of the area are presented in EPBC Referral Report No. 2 - Boskalis Cambridge Gulf - Setting & Existing Environment.
2. To support its feasibility assessment BKA has undertaken a wide range of environmental, engineering, economic and other studies since early 2022. These studies find that the proposed action is feasible and viable and unlikely to cause significant environmental impacts, as defined under the WA *Environmental Protection Act* (EP Act), the Commonwealth *Environmental Protection & Biodiversity Conservation Act* (EPBC Act) and other relevant State and Commonwealth legislation. The findings of these studies are presented in EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments, supported by the other Referral Reports listed above.
3. Never-the-less, despite the low likelihood of significant environmental impacts, as a responsible company with stringent environmental, social, sustainability and governance policies, BKA has committed to self-referring the proposal to the WA Environmental Protection Authority (WA EPA) under section 38 of the EP Act, and to the Commonwealth Department of Climate Change, Energy, the Environment & Water (DCCEW) under Part 7 of the EPBC Act, for their determination of what further environmental assessments might be required, if any. If it is determined that assessment is required under both Acts, BKA will seek a joint process under the WA environmental assessment system, which is accredited by the Commonwealth.
4. As part of this process, recognising that social licence is as important as regulatory licence for such projects, in order to ensure that the views, perspectives and positions of relevant key stakeholders are identified and addressed, since mid-2022 BKA has undertaken direct, in-person consultations with a wide range of key stakeholders.
5. The purpose of this report is to present the outcomes of the pre-referral consultation process, in support of BKA's self-referral under the Commonwealth EPBC Act. A version of this report was also submitted in support of BKA's self-referral under the WA EP Act.
6. This report is not seen by BKA as the end of the consultation process. Stakeholder engagement is ongoing and planned into the future, as outlined in section 5.

2. STAKEHOLDER ANALYSIS

1. Stakeholder engagement and consultation cannot be carried out without first developing a stakeholder analysis, to identify the key stakeholders and what their respective mandates, roles and interests might be in relation to the proposed action. The stakeholder analysis identified 26 key stakeholder organizations as presented in Table 1 and listed below (in alphabetical order under each category):
 - a) Traditional owners (TOs):
 - 1. Balangarra Aboriginal Corporation (BAC).
 - 2. Yawoorroong Miriuwung Gajerrong Yirrgeb Noong Dawang MG Corporation (MG Corp).
 - b) WA State & local government bodies:
 - 3. Department of Biodiversity, Conservation & Attractions (DBCA).
 - 4. Department of Mines, Industry Regulation & Safety (DMIRS).
 - 5. Department of Transport - Maritime Division (DOT-M).
 - 6. Department of Primary Industries & Regional Development - Fisheries Division (DPIRD Fisheries)
 - 7. Department of Primary Industries & Regional Development - Regional Development Division (RDD).
 - 8. Department of Water & Environmental Regulation (DWER)
 - 9. Environmental Protection Authority (EPA).
 - 10. Kimberley Development Commission (KDC).
 - 11. Kimberley Ports Authority (KPA).
 - 12. Shire of Wyndham & East Kimberley (SWEK).
 - 13. Wyndham Volunteer Marine Rescue (WVMR).
 - c) Commonwealth government bodies:
 - 14. Australian Fisheries Management Authority (AFMA).
 - 15. Australian Hydrographic Office (AHO) (Royal Australian Navy).

- 16. Australian Maritime Safety Authority (AMSA).
 - 17. Department of Agriculture, Fisheries & Forestry (DAFF).
 - 18. Department of Climate Change, Energy, the Environment & Water (DCCEEW).
 - 19. Parks Australia (part of DCCEEW).
- d) Private sector industries:
- 20. Cambridge Gulf Limited (CGL) (operator of the Port of Wyndham).
 - 21. East Kimberley Chamber of Commerce & Industry (EKCCI).
 - 22. Northern Prawn Fishery Industry Pty Ltd (NPF Industry).
 - 23. Western Australia Fishing Industry Council Inc. (WAFIC).
- e) Environmental NGOs:
- 24. Conservation Council of Western Australia (CCWA).
 - 25. Environs Kimberley (EK).
- f) Recreational users of the area (recreational fishing), including:
- 26. Western Australia Recreational & Sport-fishing Council (Recfishwest).
 - (Note: No. 13 above – WVMR, also serves the recreational fishing sector in CG).
2. In addition to these 26 key organizations the analysis also identified eight key individuals as presented in Table 2 and listed below.
- a) Four individual commercial gillnet fishermen licenced under the Kimberley Gillnet/Barramundi Managed Fishery (KGBMF), which extends from Broome to the Northern Territory border and includes CG (noting that only one is active in CG):
- 1. Corey Macintosh (based in Broome).
 - 2. Craig Douglas (based in Broome).
 - 3. Mark Ainsworth (based in Broome).
 - 4. Mark Douglas (based in Wyndham and active in CG).
- b) Three individual commercial crab fishermen licenced under the Kimberley Crab Managed Fishery (KCMF), which extends from Broome to the Northern Territory border and includes CG (none active in CG and one for sale):
- 5. Alan Fraser (based in Broome).
 - 6. Cervan Marine P/L (based in Port Headland – licence is for sale).
 - (counted as No. 1 above) Corey Macintosh (based in Broome).
- c) Local tourism sector, comprising two recreational fishing tour operators based in Wyndham:
- 7. 'Dave' Snag-a-Barra.
 - 8. 'Macka' Barrafish.
3. Table 1 includes a summary of the role and interests in the proposed action of each of the key stakeholder organizations, and their consultation status at end May 2024. Table 2 includes a summary of the role and interests in the proposal of each of the key stakeholder individuals, and their consultation status at end May 2024.

TABLE 1: Stakeholder Analysis - Key Stakeholder Organizations & Consultation Status @ end May 2024

Organization (listed in alphabetical order under each category)	Role	Main Interests in the Proposed Action	Consultation Status @ end May 2024 (see also section 4, Table 4)
Traditional Owners			
1. Balanggarra Aboriginal Corporation (BAC) www.balanggarra.com.au Offices in Wyndham & Kununurra.	- BAC is the registered Native Title group for the areas from Cambridge Gulf to the <u>west</u>. - Native Title determination covers land areas around Wyndham and western coast of Cambridge Gulf, but not marine areas within the Gulf. - The Balanggarra Indigenous Rangers manage the Balanggarra Indigenous Protected Area west of Cambridge Gulf, and are active in co-managing the State Marine Park out to 3nm with DBCA.	- Interested to ensure that the proposed action does not impact negatively on their interests, including Native Title, cultural heritage, Balanggarra Indigenous Protected Area, marine species with indigenous cultural significance such as turtles, crocodiles and marine mammals. - Interested to receive benefits from the proposed action should it go ahead, including employment, business opportunities and community development. - Chairman of BAC has offered to arrange 'Welcome to Country' and cultural heritage induction for BKA for future site visits to CG. - BAC has issued a letter of support for the proposal – attached to Referral Report No. 3 - <i>TO Matters</i>.	20 Oct 2022: In person meeting between BKA GM and BAC CEO in Perth. 24 Jan 2023: Remote online meeting between BKA GM and consultant and BAC Chair and executive team. 19 May 2023: Attempted in-person meeting between BKA GM and consultant and BAC Chair and team in Kununurra. BAC reps did not attend due to other commitments. 28 Mar 2024: Phone comms between BKA GM and BAC setting in-person meeting for early April (exact date TBD). 2 May 2024: In person meeting between BKA GM and consultant and BAC Chairman and colleagues in Kununurra. On-going: Email comms from BKA keeping BAC informed of progress and working to develop Project MoU with BAC which includes benefits arrangements for MG Corp. Other: BAC reps including Indigenous Rangers invited to join BKA's environmental surveys in Cambridge Gulf – not taken up to date.
2. Yawoorroong Miriuwung Gajerrong Yirrgab Noong Dawang MG Corporation (MG Corp). www.mgcorp.com.au Office in Kununurra.	- MG Corp is the registered Native Title group for the areas from Cambridge Gulf to the <u>east</u>. - Native Title determination covers the coastline and lands to the east of Cambridge Gulf, and also Lacrosse Island within Cambridge Gulf, but not marine areas within the Gulf.	- Interested to ensure that the proposed action does not impact negatively on their interests, including Native Title, cultural heritage and marine species with indigenous cultural significance such as turtles, crocodiles and marine mammals. - Interested to receive benefits from the proposed action should it go ahead, including employment, business opportunities and community development. - BKA and MG Corp are developing a joint Negotiating Protocol for developing a Project MoU	24 Jan 2023: In-person meeting between BKA GM and consultant and MG Corp Chair and team in Kununurra. 19 May 2023: In-person meeting between BKA GM and consultant and MG Corp Chair and team in Kununurra. 1 May 2024: Attempted in-person meeting between BKA GM and consultant and MG Corp Chair and team in Kununurra. MG Corp reps did not attend due to other commitments – meeting postponed TBD. Ongoing: Draft MoU and benefits sharing agreement being progressed.

Organization (listed in alphabetical order under each category)	Role	Main Interests in the Proposed Action	Consultation Status @ end May 2024 (see also section 4, Table 4)
		which includes benefits arrangements for MG Corp. MG Corp has issued a letter of support for the proposal – attached to Referral Report No. 3 - <i>TO Matters</i>.	Ongoing: Email and phone comms from BKA to MG Corp seeking further consultations. On-going: Email comms from BKA keeping MG Corp informed of progress. Other: MG Corp reps including Indigenous Rangers invited on BKA's environmental surveys in Cambridge Gulf – not taken up to date.
WA Government			
3. Department of Biodiversity, Conservation & Attractions (DBCA) www.dbca.wa.gov.au Head office in Perth. District office in Kununurra.	- Administers the WA <i>Biodiversity Conservation Act</i> and <i>Conservation & Land Management Act</i>. - Manages protected areas in WA including State Marine Parks.	Interested in potential impacts on the North Kimberley State Marine Park, species of conservation significance and biodiversity values within State jurisdiction – including turtles, crocodiles, marine mammals and others.	20 April 2023: Phone meeting held between BKA consultant and Murray Baker, DBCA Perth head office. 22 May 2023: In-person meeting between BKA GM and consultant and DBCA East Kimberley District staff in Kununurra. 6 July 2023: DBCA permit issued to BKA to do bio-sampling in State Marine Park – valid to 5 July 2024. 5 Sept 2023: BKA and DBCA signed Data Sharing Agreement for BKA to use DBCA's 12-years of turtle nesting data from Cape Domett in BKA's environmental assessment – with analysis and report to be provided to DBCA for their use. 24 Oct 2023: DBCA permit issued to BKA to place oceanographic instruments in State Marine Park – valid to 24 Oct 2024. May 2024: BKA offered to meet and update DBCA District staff while in Kununurra first week of May – no response despite follow-up emails. On-going: Email comms from BKA consultant keeping DBCA informed of progress. Other: DBCA reps invited on BKA's environmental surveys in Cambridge Gulf (not taken up).

Organization (listed in alphabetical order under each category)	Role	Main Interests in the Proposed Action	Consultation Status @ end May 2024 (see also section 4, Table 4)
4. Department of Mines, Industry Regulation & Safety (DMIRS) www.dmirs.wa.gov.au Head office in Perth.	Administers the WA <i>Mining Act</i>.	Regulates the project approval process, and if approved, the operational phase, under the WA Mining Act.	21 April 2023: In-person meeting between BKA GM and 2 consultants and DMIRS staff at DMIRS Perth office. On-going: Comms between BKA and BKA's consultants AustWide and DMIRS.
5. Department of Primary Industries & Regional Development (DPIRD) (Fisheries Division) www.fish.wa.gov.au Marine labs at Hillarys.	Administers the WA <i>Fish Resources Management Act</i>.	Interested in potential impacts on fisheries (both recreational and commercial) and fish resources and habitat.	14 Dec 2022: In-person meeting between BKA GM and consultant (latter joining remotely) and DPIRD Fisheries staff at Fisheries Hillaries office. 21 April 2023: Fisheries rep attended joint State regulators meeting at BKA office in Perth. 6 July 2023: Fisheries Permit secured to do benthic grab sampling in Cambridge Gulf – valid to 5 July 2024). 13 July 2023: BKA consultant held remote meeting with Fisheries science staff to discuss Sawfish and River Sharks in Cambridge Gulf. 8 May 2024: BKA GM and consultant provided progress briefing to DPIRD Fisheries research staff at marine labs at Hillarys. On-going: Email and phone comms from BKA consultant keeping DPIRD Fisheries informed of progress. Other: Fisheries reps invited on BKA's environmental surveys in Cambridge Gulf (not taken up).
6. DPIRD Regional Development Division (RDD) www.drd.wa.gov.au Head office in Perth.	Manages the WA Government's regional development programs.	Interested in the regional economic development benefits of the project.	No consultation to date. However, KDC, which falls under RDD, has been consulted in Kununurra (see KDC below).
7. Department of Transport – Maritime Division (DOT-M) www.transport.wa.gov.au/amarin/e/marine-information.asp Head office in Fremantle.	- Administers State maritime matters out to 3 nm State waters. - Lead agency for vessel-sourced marine pollution response and other maritime environmental emergencies in WA.	Interested to ensure that operations comply with State maritime legislation (noting that the Sand Production Vessel (SPV) will be internationally registered and subject IMO and Commonwealth-AMSA regulation).	8 May 2024: BKA GM and consultant provided progress briefing to DoT Maritime staff at their head office in Fremantle. They raised no objections.

Organization (listed in alphabetical order under each category)	Role	Main Interests in the Proposed Action	Consultation Status @ end May 2024 (see also section 4, Table 4)
8. Department of Water & Environmental Regulation (DWER) www.dwer.wa.gov.au Head office in Perth.	- Administers the WA <i>Environmental Protection Act</i>. - Acts as secretariat to the WA EPA in progressing the environmental assessment process.	Interested in all potential impacts on the environment.	21 April 2023: Two reps attended joint State regulators meeting at BKA office in Perth. They provided very clear advice on EPA assessment process and issues to consider. 16 May 2024: BKA GM and consultant provided progress briefing to DWER EIA-North staff via Teams meeting. They provided advice and guidance on key issues that BKA should address thoroughly in its EP Act referral. On-going: Email comms from BKA consultant keeping DWER informed of progress.
9. Environmental Protection Authority (EPA) www.epa.wa.gov.au Head office in Perth (via DWER EPA Services)	Assesses proposals under the WA <i>Environmental Protection Act</i>.	- Interested in all potential impacts on the environment. - Once project is referred under the State process, will determine if further environmental assessment is required and if so, the type and level of assessment.	Handled through DWER as 'front end' of EPA.
10. Kimberley Development Commission (KDC) https://kdc.wa.gov.au Head office in Kununurra	Promotes economic development in the Kimberley region.	Interested in the regional economic development benefits of the proposed action.	22 May 2023: In-person meeting between BKA GM and consultant and KDC staff in Kununurra. 30 April 2023: In-person meeting between BKA GM and consultant and KDC Director in Kununurra. On-going: Email comms from BKA consultant keeping KDC informed of progress.
11. Kimberley Ports Authority (KPA) www.kimberleyports.wa.gov.au Head office in Broome	Administers ports in the Kimberley region including the Port of Wyndham.	While the proposed action location is outside Wyndham Port Limits, KPA is interested to ensure that: - Any operations that enter the port comply with all port regulations on marine safety, security, pilotage etc. - Activities do not impact negatively on port operations. - The port receives benefits from the proposed action.	6 Oct 2022: In-person meeting between BKA GM and KPA CEO in Perth. 3 Mar 2024: In-person meeting between BKA consultant and KPA Regional Harbour Master and staff in Broome. On-going: Email and phone comms between BKA and KPA on various issues.

Organization (listed in alphabetical order under each category)	Role	Main Interests in the Proposed Action	Consultation Status @ end May 2024 (see also section 4, Table 4)
12. Shire of Wyndham & East Kimberley (SWEK) www.swek.wa.gov.au Head office in Kununurra. Admin office in Wyndham.	Local government for the area that covers the proposal – including all of Cambridge Gulf, Wyndham and Kununurra.	Interested to ensure that: - The proposed action does not cause negative environmental, social or economic impacts within the Shire area. - The Shire receives benefits from the proposed action.	22 May 2023: In-person meeting between BKA GM and consultant and SWEK staff in Kununurra. 2 May 2024: In-person meeting between BKA GM and consultant and SWEK President and CEO in Kununurra, with follow up meeting with Councillor Jeff Gooding (also on management of Wyndham Volunteer Marine Rescue). On-going: Email and phone comms between BKA and SWEK on various issues.
13. Wyndham Volunteer Marine Rescue (WVMR) www.vmrwa.org.au Based in Port of Wyndham	Volunteer marine rescue group which is part of State-wide network under WA Department of Fire & Emergency Services.	Potential impacts on navigational safety of other marine users of the area – especially recreational fishermen.	2 May 2024: In-person meeting between BKA GM and consultant and Jeff Gooding, Vice Admiral of WVMR (also a SWEK Councillor).
Commonwealth Government			
14. Australian Fisheries Management Authority (AFMA) www.afma.gov.au Head office in Canberra.	- Administers the Commonwealth <i>Fisheries Management Act</i>. - Manages fisheries in Commonwealth waters, including the Northern Prawn Fishery.	While the proposed action location does not overlap with Commonwealth waters, likely to be interested in potential indirect impacts on Commonwealth fisheries – esp the northern prawn fishery.	- BKA consultant has had email comms with AFMA seeking advice and data on Commonwealth fisheries in the area. - AFMA provided some reports and advised BKA to consult with NPF Industry – which has been done (see below).
15. Australian Hydrographic Office (AHO) (Navy) www.hydro.gov.au Head office in Port Kembla.	National authority for navigation charts.	Should the proposed action proceed, will need to be informed to allow chart updates.	No need for consultations – will be informed of any implications for charting if proposal is approved.
16. Australian Maritime Safety Authority (AMSA) www.amsa.gov.au Head office in Canberra.	Administers a suite of maritime laws that implement the IMO regime in Australia.	Interested to ensure that the Sand Production Vessel (SPV) complies with IMO and Aus maritime laws and the operation of the SPV does not impact on safety of navigation in the area.	- BKA consultant has had email comms with AMSA seeking mount weather mast near their AtoN light on Lacrosse Island – assessed as not feasible. - If the proposed action proceeds, the SPV will be an internationally -registered vessel and subject IMO and AMSA regulation. - BKA will consult with AMSA re. vessel compliance if the proposed action progresses towards operational phase.

Organization (listed in alphabetical order under each category)	Role	Main Interests in the Proposed Action	Consultation Status @ end May 2024 (see also section 4, Table 4)
17. Department of Agriculture, Fisheries & Forestry (DAFF) www.agriculture.gov.au/biosecurity-trade/policy Head office in Canberra.	Amongst other Acts administers the Commonwealth <i>Biosecurity Act</i>.	Interested in potential impacts on biosecurity and will regulate ballast water and hull fouling issues under the Biosecurity Act.	- If the proposed action proceeds, the SPV will be fully compliant with the IMO Ballast Water Convention, the IMO Biofouling Guidelines and the Aus <i>Biosecurity Act</i> and regulations. - BKA will consult with DAFF re. vessel compliance if the proposed action progresses towards operational phase.
18. Department of Climate Change, Energy, the Environment & Water (DCCEEW) www.dcceew.gov.au Head office in Canberra.	Administers the Commonwealth <i>EPBC Act</i>.	- Interested in potential impacts on Matters of National Environmental Significance (MNES) as defined by the EPBC Act. - Once project is referred under the Commonwealth process, will determine if further environmental assessment is required and if so, the type and level of assessment.	20 Sept 2023: On-line pre-referral meeting between BKA GM and consultant and DCCEEW staff. 27 Jan 2024: On-line 2nd pre-referral meeting between BKA GM and consultant and DCCEEW staff. 1 Feb 2024: Phone comms between BKA consultant and Sam Lucas of DCCEEW.
19. Parks Australia https://parksaustralia.gov.au/ Part of DCCEEW. Head office in Hobart.	- Administers protected area aspects of the Commonwealth <i>EPBC Act</i>. - Manages Commonwealth National Parks & Marine Parks.	While the proposed action location does not overlap with Commonwealth Marine Parks, likely to be interested in potential indirect impacts on the Joseph Bonaparte Gulf Commonwealth Marine Park, located offshore from Cambridge Gulf.	No consultations to date as the proposed action will not cause any direct or indirect impacts on Commonwealth Parks.
Private Sector Industries			
20. Cambridge Gulf Limited (CGL) www.cgltd.com.au/cgl-wyndham-port/ Offices in Kununurra & Wyndham	Operators and stevedores at the Port of Wyndham, under agreement from Kimberley Ports Authority.	While the proposed action is outside Wyndham Port Limits, CGL is interested to ensure that: - Activities do not impact negatively on port operations. - The port receives benefits from the proposal.	30 April 2024: In-person meeting between BKA GM and consultant and CGL CEO and Wyndham Port Manager in Kununurra. - BKA has ongoing consultations with GCL via phone and email.
21. East Kimberley Chamber of Commerce & Industry (EKCCI) www.ekcci.com.au Office in Kununurra	Represents the interests of commerce, business and industry in the East Kimberley region.	Interested in business development opportunities.	30 April 2024: In-person meeting between BKA GM and consultant and EKCCI CEO and staff in Kununurra.
22. Northern Prawn Fishery Industry Pty Ltd (NPF Industry)	Industry umbrella and lobby group for the Northern Prawn Fishery (NPF).	Interested to ensure that the proposed action does not impact negatively on the NPF.	26 Sept 2023: On-line meeting between BKA consultant and NPF Industry CEO & Projects Manager.

Organization (listed in alphabetical order under each category)	Role	Main Interests in the Proposed Action	Consultation Status @ end May 2024 (see also section 4, Table 4)
http://npfindustry.com.au/ Head office in Caloundra, Qld	Works actively in cooperation with AFMA towards the sustainable management of the NPF.		6 & 8 Nov 2023: NPF Industry emailed additional comments on the proposal to BKA consultant. Nov 2023: BKA purchased NPF fishing effort maps from NPF Industry to inform its assessment.
23. Western Australia Fishing Industry Council Inc. (WAFIC) www.wafic.org.au Head Office in Fremantle See also individual commercial fishermen listed in Table 2.	Represents the interests of WA commercial fishing industry.	Interested to ensure that the proposed action does not impact negatively on the State-based commercial fisheries, including gillnet fishery and mud-crab fishery.	20 Sept 2023: In-person meeting between BKA GM and consultant and WAFIC staff in Fremantle. Ongoing: Email comms. - See also consultations with individual commercial fishermen listed in Table 2.
Environmental NGOs			
24. Conservation Council of Western Australia (CCWA). www.ccwa.org.au West Perth	- The main 'umbrella' environmental NGO in WA. - Undertakes a broad range of campaigns, environmental advocacy and hands-on work – with a focus on biodiversity and climate change issues.	Interested in all potential impacts on the environment.	19 Mar 2024: In-person meeting between BKA GM and consultant and CCWA staff in Perth.
25. Environs Kimberley (EK) www.environskimberley.org.au Broome	- The main environmental NGO in the Kimberley region. - Program includes a dedicated coastal and marine focus.	Interested in all potential impacts on the environment.	19 Mar 2024: BKA consultant extended meeting invitation by phone and email to M Pritchard & S Clark of EK. - No response to date.
Recreational users of area.			
Recreational Fisheries 26. Western Australia Recreational & Sport-fishing Council (Inc.), trading as Recfishwest. https://recfishwest.org.au/ Head office in Hillarys. (Note: No. 13 above – WVMR, also serves the recreational fishing sector in CG).	- Umbrella and lobby group for the WA recreational fishing sector. - Well-funded by grants from WA recreational fishing licence fees. - Works actively in cooperation with WA DPIRD Fisheries towards the sustainable management of recreational fisheries in the State.	Interested to ensure that the proposed action does not impact negatively on recreational fisheries.	20 Sept 2023: In-person meeting between BKA GM and consultant and Recfishwest staff at RecFishWest in Hillarys. Feb 2024: Discussions between BKA consultant and r Wyndham recreational fishing 'Barrafish'. 2 May 2024: In-person meeting between BKA GM and WVMR Vice Admiral.

TABLE 2: Stakeholder Analysis - Key Stakeholder Individuals & Consultation Status @ end May 2024

Individual (listed in alphabetical order under each category)	Role	Main Interests in the Proposed Action	Consultation Status @ end May 2024 (see also section 4, Table 4)
Commercial gillnet fishermen			
1. Corey Macintosh (based in Broome - not currently active in CG).	Licensed under the KGBMF which extends from Broome to the NT border.	To ensure that their commercial fishing livelihood is not negatively impacted.	<u>Oct 2023</u>: WAFIC notified him about the proposal. - BKA consultant reached out - no response.
2. Craig Douglas (based in Broome - not currently active in CG).	“	“	<u>Oct 2023</u>: WAFIC notified him about the proposal. - BKA consultant reached out in - no response.
3. Mark Ainsworth (based in Broome - not currently active in CG).	“	“	<u>Oct 2023</u>: WAFIC notified him about the proposal. <u>20 Nov 2023</u>: Phone meeting with BKA consultant.
4. Mark Douglas (based in Wyndham and active in CG).	“	“	<u>14 Sept 2023</u>: On-line meeting with BKA consultant. <u>30 April & 1 May 2024</u>: Two in-person meetings with BKA GM and consultant in Kununurra. - BKA has hired his vessel and services on several occasions for data collection.
Commercial crab fishermen			
5. Alan Fraser (based in Broome - not currently active in CG).	Licensed under the KCMF which extends from Broome to the NT border.	To ensure that their commercial fishing livelihood is not negatively impacted.	<u>Oct 2023</u>: WAFIC notified him about the proposal. - BKA consultant reached out in - no response.
6. Cervan Marine P/L (based in Port Headland – not currently active and licence is for sale).	“	“	<u>Oct 2023</u>: WAFIC notified him about the proposal. - Do not wish to be consulted as selling licence.
(counted above) Corey Macintosh	“	“	As for his entry above.
Local tourism sector			
7. 'Dave' Snag-a-Barra.	- Operates recreational fishing tours from Wyndham. - Vessel survey does not include CG – restricted to Partially Smooth Waters.	To ensure that their recreational fishing tourism livelihood is not negatively impacted by the proposal.	BKA consultant attempted to make contact in May 2024 – not successful.
8. Macka' Barrafish.	“	“	<u>Feb 2024</u>: BKA consultant met in person in Wyndham. - Hired his vessel to support environmental survey work.

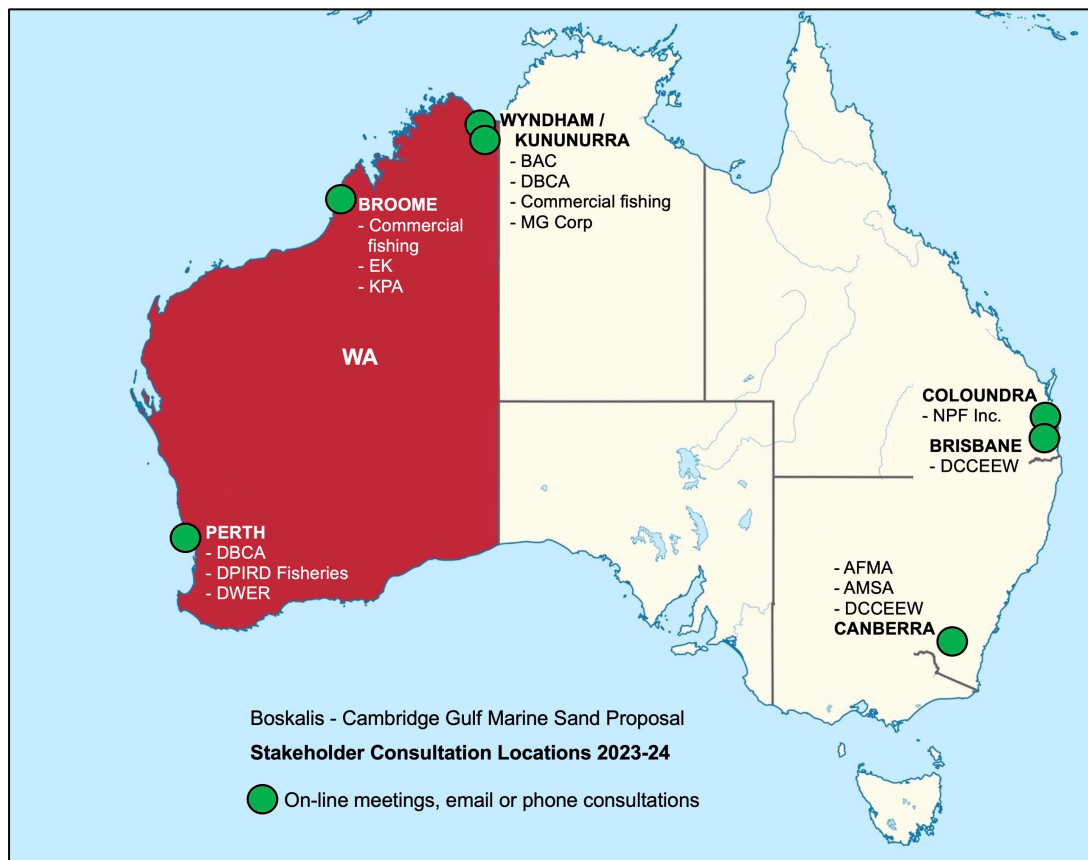
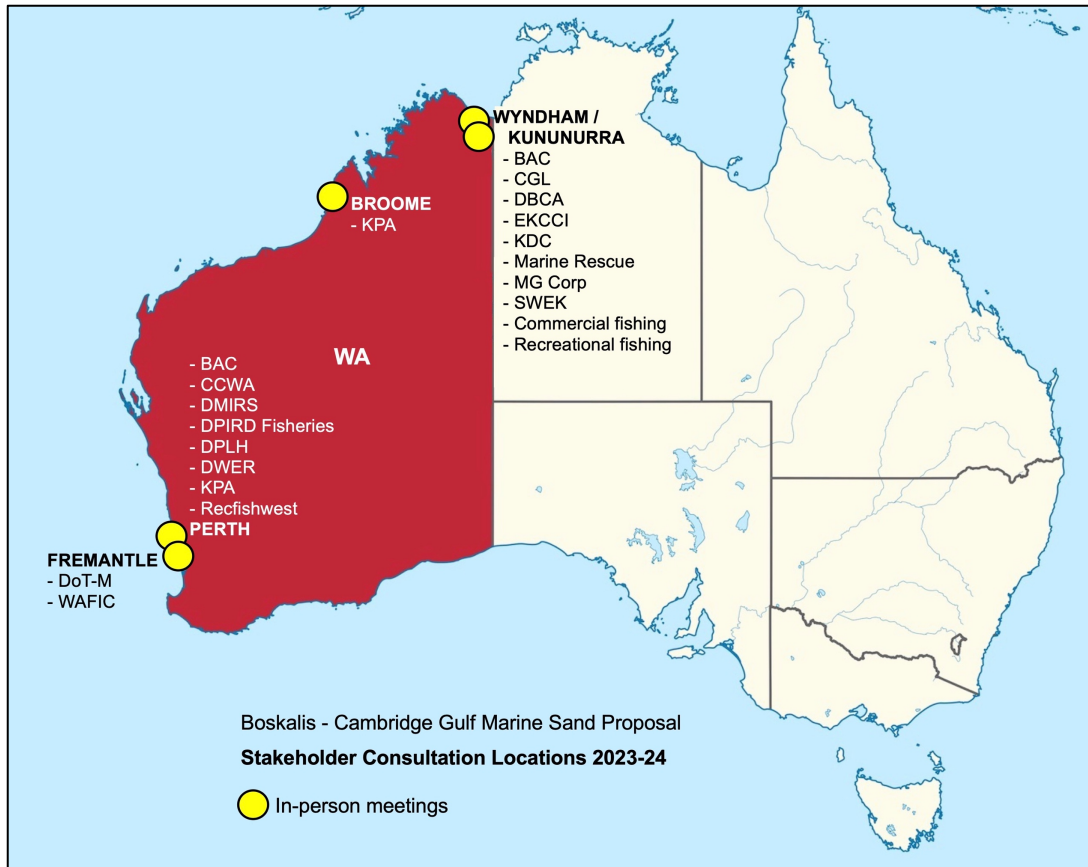
3. CONSULTATION ACTIVITIES TO DATE

1. Formal consultations with stakeholders were commenced in October 2022 and since then BKA has implemented an ongoing program to consult with most of the key stakeholders identified by the Stakeholder Analysis presented in section 2 above.
2. Consultations have been held via both in-person meetings and on-line meetings using Teams or Zoom. Table 3 lists the in-person and on-line meetings held between the beginning of October 2022 and the end of May 2024, on a month-by-month basis. There were also email and phone consultations with many of the stakeholders throughout this period, which are not shown.
3. Figure 2 shows that in-person meetings have been held with stakeholders in Perth, Fremantle, Broome, Wyndham and Kununurra. Figure 3 shows that on-line or phone meetings have been held with stakeholders located in Perth, Broome, Brisbane, Coloundra, Canberra, Wyndham and Kununurra.
4. Table 4 lists each in-person and on-line meeting that has been held between the beginning of October 2022 and the end of May 2024, in reverse chronological order (from the latest meeting), and lists the participants in each meeting. Table 4 show that during this period BKA has engaged in 34 separate meetings with 23 different key stakeholders, either in-person or on-line.
5. As shown in Tables 1, 3 and 4 some stakeholders have been met with more than once, these being BAC (four meetings - one postponed), MG Corp (three meetings - one postponed), DBCA (two meetings), DPIRD Fisheries (four meetings), DWER (two meetings), KDC (two meetings), KPA (two meetings), SWEK (two meetings), DCCEEW (two meetings) and local commercial fisherman Mark Douglas (three meetings).
6. In addition to the 34 separate meetings there have also been on-going phone calls and emails between BKA and some stakeholders, reporting progress or following-up on items discussed in meetings.
7. As shown in Tables 1 and 4 some stakeholders have not been directly consulted to date, these being DPIRD-RDD (consulted via KDC), WA EPA (as comms are via DWER), AHO (not relevant at this stage – will be advised of charting implications if proposal progresses), DAFF (regulatory requirements are clear), Parks Australia (proposal will not impact on Commonwealth Marine Park), EK (did not respond to phone and email meeting invitations), four commercial fishermen (one does not wish to be consulted as selling licence and three did not respond to meeting invitations) and one recreational fishing tour operator in Wyndham (could not be contacted).
8. As outlined in section 5, the consultation activities undertaken to the end of May 2024 are not seen by BKA as the end of the consultation process and stakeholder engagement is on-going and planned into the future.

TABLE 3: Consultation meetings held between October 2022 and end of May 2024.

Only in-person and online meetings are listed – there were also email and phone consultations with many of the stakeholders throughout this period.

2022			2023												2024				
O	N	D	J	F	M	A	M	J	J	A	S	O	N	D	J	F	M	A	M
BAC						DMIRS	BAC				Com Fishman				DCCEEW	KPA	CCWA	CGL	BAC
KPA	DPIRD-Fish		BAC			DPIRD-Fish	DBCA									Rec Fishman		EKCCI	DoT-M
		MGC					KDC				DCCEEW							KDC	DPIRD-Fish
						DPLH	MGC				NPF Industry								DWER
						DWER	SWEK				Recfishwest								Marine Rescue
											WAFIC								MGC
																			SWEK



FIGURES 2A & 2B: Stakeholder consultation locations 2023-24.
2A = in-person meetings and 2B = on-line meetings.

TABLE 4: List of Consultation Meetings Undertaken between beginning of October 2022 to end of May 2024

Only in-person and online meetings are listed – there were also email and phone consultations with many of the stakeholders throughout this period. In reverse chronological order from latest meeting date.

No.	Meeting With	Location	Participants	Date
1	WA DWER EPA Services	Remote online meeting	• Dr Capri Beck, DWER • Sara Jupp, DWER • Peter Boere, BKA • Steve Raaymakers, for BKA	16 May 2024 (also met April 23 – see below)
2	WA DPIRD Fisheries	DPIRD Fisheries Research Labs, Hillarys, WA	• Dr Mike Travers, DPIRD-F • Dr Alastair Harry, DPIRD-F • Peter Boere, BKA • Steve Raaymakers, for BKA	8 May 2024 (also met Jul 23, April 23 & Dec 22 – see below)
3	WA DoT Maritime	DoT Maritime office Fremantle WA	• Kathryn Davies • Fungjun Li • Mark Gooderham • Peter Boere, BKA • Steve Raaymakers, for BKA	8 May 2024
4	WVMR (also SWEK Councillor)	SWEK office, Kununurra	• Jeff Gooding, WVMR & SWEK • Peter Boere, BKA • Steve Raaymakers, for BKA	2 May 2024
5	SWEK	SWEK office, Kununurra	• David Menzies • Vernon Lawrence, SWEK • Peter Boere, BKA • Steve Raaymakers, for BKA	2 May 2024 (also met May 2023 – see below)
6	BAC	KAS Accounting office, Kununurra	• Josh Lewis, Chair, BAC • Toby Lewis, BAC • David, BAC • Peter Boere, BKA • Steve Raaymakers, for BKA	2 May 2024 (also met Jan 23 & Dec 22, and tried to meet May 23 – see below)
7	MG Corp	MG Corp office, Kununurra	• Meeting postponed • Peter Boere, BKA • Steve Raaymakers, for BKA	1 May 2024 (also met May 23 & Jan 23– see below)
8	Mark Douglas, Wyndham-based commercial fisherman	The Pump House restaurant, Kununurra	• Mark Douglas, Wyndham-based commercial fisherman • Peter Boere, BKA • Steve Raaymakers, for BKA	30 April 2024
9	EKCCI	EKCCI office, Kununurra	• Keda Bond, EKCCI • Officer, EKCCI • Peter Boere, BKA • Steve Raaymakers, for BKA	30 April 2024
10	CGL	CGL office, Kununurra	• Tony Chafer, CGL • Gill Taylor, CGL • Peter Boere, BKA • Steve Raaymakers, for BKA	30 April 2024
11	KDC	KDC office, Kununurra	• Michele Pucci, KDC	30 April 2024 (also met

No.	Meeting With	Location	Participants	Date
			- Peter Boere, BKA - Steve Raaymakers, for BKA	2022 – see below)
12	EK	By phone & email	- Steve Raaymakers for BKA extended invitation for meeting to Martin Pritchard & Shaun Clark of EK - No response to date	Comms on 19 March 2024. Meeting TBD.
13	CCWA	Boskalis office, Perth	- Dr Kelly Duckworth, CCWA - Eloise Hogg, CCWA - Peter Boere, BKA - Steve Raaymakers, for BKA	19 Mar 2024
14	KPA	KPA office, Broome	- Rohan Wadhwa, KPA - Veronica Mair, KPA - Steve Raaymakers, for BKA	3 Feb 2024 (also met 6 Oct 2022 – see below)
15	Commonwealth DCCEEW	Remote online meeting	- Miki Gourlis, DCCEEW - Ashleigh Proud, DCCEEW - Peter Boere, BKA - Steve Raaymakers, for BKA	27 Jan 2024 (also met 20 Sept 2023 – see below)
16	Mark Ainsworth, Broome-based commercial fisherman (gillnet licence includes Cambridge Gulf but not currently active there)	By phone	- Mark Ainsworth, commercial fisherman - Steve Raaymakers, for BKA	20 Nov 2024
17	NPF Industry	Remote online meeting	- Annie Jarrett, NPF - Brandon Meteyard, NPF - Steve Raaymakers, for BKA	26 Sept 2023
18	Commonwealth DCCEEW	Remote online meeting	- Michele Greenfield, DCCEEW - Stuart Panozzo, DCCEEW - Samantha Lucas, DCCEEW - Jack Hauser, DCCEEW - Sally Drapes, DCCEEW - Peter Boere, BKA - Steve Raaymakers, for BKA	20 Sept 2023
19	Recfishwest	Recfishwest office, Hillarys	- Matt Gillett, Recfishwest - Peter Boere, BKA - Steve Raaymakers, for BKA	20 Sept 2023
20	WAFIC	WAFIC office, Fremantle	- Tessa Ramshaw, WAFIC - Marshall Thompson, WAFIC - Peter Boere, BKA - Steve Raaymakers, for BKA	20 Sept 2023
21	Mark Douglas, Wyndham-based commercial fisherman. (gillnet licence includes Cambridge Gulf and currently active there)	Remote online meeting	- Mark Douglas, commercial fisherman - Steve Raaymakers, for BKA	14 Sept 2023

No.	Meeting With	Location	Participants	Date
22	WA DPIRD Fisheries	Remote online meeting	- Al Harry and Fabian Trinnie, DPIRD Fisheries - Steve Raaymakers, for BKA	13 July 2023 (also met 21 April 2022 and 14 Sept 2022 – see below)
23	SWEK	SWEK office, Kununurra	- Vernon Lawrence, SWEK - Nick Kearns, SWEK - Peter Boere, BKA - Steve Raaymakers, for BKA	23 May 2023
24	WA DBCA	DBCA office, Kununurra	- Sean McGee, DBCA - Kane Goodwin, DBCA - Peter Boere, BKA - Steve Raaymakers, for BKA	22 May 2023
25	KDC	KDC office, Kununurra	- Glen Chidlow, KDC - Jacqueline Twomey, KDC - Peter Boere, BKA - Steve Raaymakers, for BKA	22 May 2023
26	BAC	BAC office, Kununurra	- Peter Boere, BKA - Steve Raaymakers, for BKA - BKA reps waited at BAC office but BAC reps did not attend due to other commitments – meeting postponed TBD	19 May 2023 (met 24 Jan 2023 & 20 Oct 2022 – see below)
27	Yawoorroong Miriuwung Gajerrong Yirrgeb Noong Dawang MG Corporation (MG Corp)	MG Corp office, Kununurra	- Lawford Benning, MG Corp - Matthew Smith, MG Corp - Andre Maynard, for MG Corp 2 unnamed reps, MG Corp - Peter Boere, BKA - Steve Raaymakers, for BKA	19 May 2023 (also met 24 Jan 2023 – see below)
28	WA DMIRS	DMIRS office, Perth	- Lawson Brandis, DMIRS - Scott Montgomery, DMIRS - Dan Endocott, DMIRS - Peter Boere, BKA - Steve Raaymakers, for BKA - Paul Humbertson, Austwide, for BKA	21 April 2023
29	Multi-agency meeting: - WA DWER - WA DPLH - WA DPIRD Fisheries	Boskalis office, Perth	- Tania Liaghathi & Capri Beck, DWER - Melissa Davis & Sacorae Burgoyne, DPLH - Kim Walshe, DPIRD Fisheries - Peter Boere, BKA - Steve Raaymakers, for BKA	21 April 2023
30	BAC	Remote online meeting (BKA reps travelled to Kununurra for in-person meeting but BAC reps were caught out of town due to flooding etc so shifted to on-line)	- Cissy Gore-Birch, BAC - Trisha Birch, BAC - Kevin Forrest, BAC - Peter Boere, BKA - Steve Raaymakers, for BKA	24 Jan 2023

No.	Meeting With	Location	Participants	Date
31	MG Corp	MG Corp office, Kununurra	• Lawford Benning, MG Corp • Andre Maynard, for MG Corp (remote) • 4 unnamed reps, MG Corp • Peter Boere, BKA • Steve Raaymakers, for BKA.	24 Jan 2023
32	DPIRD Fisheries	DPIRD Fisheries office, Hillarys (with remote participation by S Raaymakers)	• Mark Pagano, DPIRD Fisheries • Mike Travers, DPIRD Fisheries • Peter Boere, BKA • Steve Raaymakers, for BKA	14 Dec 2022
33	BAC	Boskalis office, Perth	• Joe Hefferman, BAC • Peter Boere, BKA	20 Oct 2022
34	KPA	Coffee shop, Perth	• Luke Westlake, KPA • Peter Boere, BKA	6 Oct 2022

4. CONSULTATION OUTCOMES – MAIN ISSUES RAISED

1. Table 5 summarizes the issues and points raised by each stakeholder that has been consulted to date, along with BKA's response to each issue and point.
2. Records of each consultation meeting held up to end of May 2024 are kept on file and can be provided if required. All meeting minutes were provided in draft form to the meeting participants for review and comment before being finalized.
3. In addition to issues raised during meetings, as recorded, some stakeholders also emailed additional comments and inputs to BKA after the meetings – and these are reflected in the analysis.
4. An analysis of all consultation outcomes to date identifies the following major points. Please refer Table 5 for more details.
 - a) Traditional Owners: Traditional Owners: The two Traditional Owner (TO) groups in the area (BAC and MG Corp) support the proposed action so long as they are fully and closely consulted and it does not impact negatively on their interests, including Native Title and Aboriginal cultural heritage. BKA's studies and reports address potential risks to indigenous values and interests thoroughly – and no negative impacts are predicted. Both groups are working with BKA to develop MoUs, which include benefits sharing packages, and both groups have issued letters of support for the proposal as contained in Annexes to EPBC Referral Report No. 3 - Boskalis Cambridge Gulf - Traditional Owner Matters.
 - b) Other support for the proposed action: Several stakeholders consulted expressed support for the proposed action so long as due process is followed and it does not cause significant negative impacts, including SWEK, KDC, KPA and CGL.
 - c) No objections to the proposed action: While not stating explicit support for the proposed action, several stakeholders stated that they have no objections in terms of their mandates or interests, including WA DoT-Maritime, Recfishwest and Wyndham-based commercial fisherman.
 - d) Marine biodiversity: Several stakeholders including WA DWER, DBCA, DPIRD Fisheries, the Commonwealth DCCEEW and the Northern Prawn Fishery Industry identified potential impacts on inshore dolphin species, marine turtles, sawfish and river sharks as issues that need to be addressed. BKA's studies and reports address potential risks to these species thoroughly – and significant impacts are not predicted (see EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments). If the proposed action proceeds, BKA will look to support research and monitoring of relevant biodiversity issues in the CG area, in coordination with relevant biodiversity stakeholders.
 - e) Marine biosecurity: Both the WA DWER and Commonwealth DCCEEW identified the potential introduction of marine pests via ballast water and hull fouling as a main issue that needs to be addressed. BKA's studies and

reports address potential risks to these species thoroughly – and no significant risks are predicted. The SPV will be fitted with IMO-compliant ballast water treatment system, and will comply with the Biofouling Regulation under the Commonwealth Biosecurity Act, including having an approved Biofouling Management Plan with very stringent biofouling prevention, management, mitigation and monitoring measures (see [EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments](#)).

- f) Turbidity: WA DWER stated that while natural turbidity levels might be high in CG, potential turbidity impacts of the operation will still need to be thoroughly addressed, as per the WA EPA EIA guidelines – this should include the cumulative impacts of any additional turbidity caused by the operation over and above natural background levels. BKA's studies and reports address the turbidity issue thoroughly – and significant impacts are not predicted (see [EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments](#) and [EPBC Referral Report No. 8 - Boskalis Cambridge Gulf - Metocean & Sed Dynamics Full Modelling Report](#)).
- g) Underwater noise: WA DWER stated that potential impacts of underwater noise from the SPV on marine fauna is a key issue that needs to be addressed. This is addressed in [EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments](#).
- h) Commercial fisheries: Several stakeholder groups, including DPIRD Fisheries, AFMA, WAFIC and NPF Industry are interested to ensure that the proposed action does not cause negative impacts on fisheries resources, commercial fisheries and fish species, including the gillnet fishery (mainly barramundi and threadfin salmon), the mud-crab fishery and the Northern Prawn Fishery (NPF). While there is an extremely low level of commercial fishing activity in CG (one gillnet operator only – who also fishes elsewhere along the coast outside of CG), fisheries stakeholders highlighted the need to consider the potential role of CG as a nursery area. BKA's studies and reports address potential risks to fish and fisheries – and no significant impacts are predicted (see [EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments](#)). If the proposed action proceeds, BKA will look to support research and monitoring of relevant fisheries issues in the CG area, in close coordination with relevant fisheries stakeholders.
- i) Recreational fisheries Issues: No objections to the proposed action were raised by this sector as recreational fishing in the general area targets upstream and coastal areas and does not overlap with the proposed operational area (POA). The proposed action is unlikely to have negative impacts on recreational fishing (see [EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments](#)). Should the proposed action proceed, BKA will consider sponsoring WVMR, which will have safety benefits for the recreational fishing sector.
- j) Port, navigation & maritime issues: The WA DoT Maritime, KPA and CGL did not raise concerns about potential impacts on safety of navigation and port operations and KPA and CGL welcomed benefits for the Port of Wyndham.
- k) Broader socioeconomic & community development: The EKCCI, KDC and SWEK support the proposed action so long as there are no negative impacts and there are benefits for local socioeconomics, business and the community and for the shire and region overall. The proposed action will have positive socioeconomic, business and the community impacts (see [EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments](#)). BKA will continue to keep these bodies informed and seek to work with them to optimize benefits.
- l) Environmental NGOs: The CCWA made two major points, 1) does BKA intend to self-refer the proposal to the State under the WA EP Act and Commonwealth EPBC Act?, and 2) are there marine nursery areas in CG that need to be protected? BKA is self-referring the proposal under both the EP Act and EPBC Act. BKA recognizes that all of the mangrove and estuarine inlets around CG have nursery values, and has assessed this issue thoroughly. The proposal will not impact directly or indirectly on these areas (see [EPBC Referral Report No. 4 - Boskalis Cambridge Gulf - Impact Assessments](#)). Environs Kimberley, an NGO based in Broome, did not respond to consultation invitations via email and phone.

TABLE 5: Summary of the issues raised and points made by each stakeholder consulted to date, along with BKA's responses

These are summary points only - for details refer minutes of each meeting presented in Annex 1.

Stakeholder	Summary of Main Issues Raised / Points Made	BKA Response
Traditional Owners		
Balanggarra Aboriginal Corporation (BAC)	- BAC supports the proposed action so long as they are fully and closely consulted and it does not impact negatively on their interests, including Native Title, Aboriginal cultural heritage and the Balanggarra Indigenous Protected Area. - BAC is interested to receive benefits from the proposed action should it go ahead, including employment, business opportunities and community development. - BAC can partner with BKA to assist with recruitment and employment of indigenous personnel. - The Chair of BAC has offered to arrange 'Welcome to Country' and cultural heritage induction for BKA for future site visits to CG. - BSAC has issued a letter of support for the proposal – attached to Referral Report No. 3 - <i>TO Matters</i>.	- BKA's studies and reports address potential risks to indigenous values and interests extremely thoroughly – No negative impacts are predicted – See Referral Report No. 3 - <i>TO Matters</i>. - BKA seeks an on-going, open consultation process and partnership with BAC. - BKA has maintained an open invitation for BAC, including Indigenous Rangers, to participate in the environmental assessment process, at BKA's cost. - BKA has offered BAC a benefits package for consideration and discussion, should the proposal be approved and goes ahead, including: - Payment of royalty per m³ of sand / support for community development. - Support for local business to service the operation. - Cadetships on BKA global fleet. - Contracts and support to undertake environmental monitoring of the operation, including by Indigenous Rangers. - BKA is seeking to progress a Draft MoU with BAC which includes such a benefits package.
Yawoorroong Miriuwung Gajerrong Yirrgeb Noong Dawang MG Corporation (MG Corp).	- MG Corp supports the proposed action so long as they are fully and closely consulted and it does not impact negatively on their interests, including Native Title and Aboriginal cultural heritage. - MG Corp is interested to receive benefits from the proposed action should it go ahead, including employment, business opportunities and community development. - MG Corp is interested to progress with negotiating the Draft MoU proposed by BKA, which includes a benefits package for consideration and discussion. - MG Corp and BKA have signed Negotiating Protocol for developing the MoU. - MG Corp has issued a letter of support for the proposal – attached to Referral Report No. 3 - <i>TO Matters</i>.	- BKA's studies and reports address potential risks to indigenous values and interests extremely thoroughly – No negative impacts are predicted - see Referral Report No. 3 - <i>TO Matters</i>. - BKA seeks an on-going, open consultation process and partnership with MG Corp. - BKA has maintained an open invitation for MG Corp, including Indigenous Rangers, to participate in the environmental assessment process, at BKA's cost. - BKA has submitted a Draft MoU to MG Corp with a benefits package for consideration and discussion, should the proposal be approved and goes ahead, including: - Payment of royalty per m³ of sand / support for community development. - Support for local business to service the operation. - Cadetships on BKA global fleet. - Contracts and support to undertake environmental monitoring of the operation, including by Indigenous Rangers. - BKA has signed a Negotiating Protocol with MG Corp and is seeking to progress the Draft MoU with MG Corp.

Stakeholder	Summary of Main Issues Raised / Points Made	BAK Response
WA Government		
Department of Biodiversity, Conservation & Attractions (DBCA)	- DBCA seeks to ensure that the proposed action does not cause significant impacts on protected areas under the WA Conservation & Land Management Act (CALM Act) and protected species under the WA Biodiversity Conservation Act (BD Act), including but not limited to: - The North Kimberley State Marine Park. Marine turtle species and especially the Flatback Turtle nesting beach at Cape Domett. - Snubfin, humpback and other dolphin species. - Sawfish and river sharks. - DBCA has entered into a data-sharing agreement with BAK to provide 12 years of turtle nesting monitoring data that it has collected at Cape Domett, for use in BAK's assessment, in return for BAK providing the resulting analysis and report to DBCA for its use.	- BAK's studies and reports address potential risks to marine biodiversity thoroughly – No significant impacts are predicted - see Referral Report No. 4 - <i>Impact Assessments</i>. - If the proposed action proceeds, BAK will look to support research and monitoring of relevant marine biodiversity issues in the CG area, in close coordination with DBCA and Commonwealth DCCEEW.
Department of Mines & Industry Regulation & Safety (DMIRS)	- DMIRS seeks to ensure that the proposed action complies in full with the WA <i>Mining Act</i>, including but not limited to the comprehensive environmental assessment and management provisions of that Act. - DMIRS advised BAK that if the proposed action is referred under the WA <i>EP Act</i>, its own assessment of the proposal under the Mining Act cannot proceed until a decision has been made on the referral by the WA EPA, and if the EPA decides that assessment under the EP Act is required, until that assessment is completed.	- BAK will address all requirements of the WA Mining Act thoroughly, including the environmental assessment and management provisions, including but not limited to: <i>Statutory Guidelines for Mining Proposals</i>. <i>Environmental Regulatory Strategy</i> (Version 1.1 DMIRS August 2021). <i>Environmental Objectives Policy for Mining</i> (Version 3 DMIRS March 2020). <i>Environmental Applications Administrative Procedures</i> (Version 2.1 DMIRS August 2021). <i>Environmental Group Site (EGS) Details Form</i> (DMIRS REC-EC-130D). <i>Mining Proposal Checklist</i> (DMIRS REC-EC-0134D). - DMIRS Part 1 Form (description of the proposed operation). - Environmental Legislative Framework (including maritime laws in this case). - Stakeholder Engagement activities and outcomes. - Baseline Environmental Data. - Environmental Risk Assessment (ERA). - Environmental Outcomes, Performance Criteria & Monitoring (addressing relevant DMIRS Environmental Factors). - Environmental Management System (EMS). - Mine Closure Plan (MCP).
Department of Primary Industries & Regional Development - Fisheries (DPIRD Fisheries)	- DPIRD Fisheries seeks to ensure that the proposed action does not cause significant impacts on fish and fisheries that are managed under the WA Fish Resources Management Act (FRM Act) including but not limited to: - The Kimberley gillnet fishery (barramundi, threadfin salmon and other species). - The Kimberley crab fishery. - Sawfish and river sharks.	- BAK's studies and reports address potential risks to fish and fisheries thoroughly – No significant impacts are predicted - see Referral Report No. 4 - <i>Impact Assessments</i>. - If the proposal proceeds, BAK will look to support research and monitoring of relevant fisheries issues in the CG area, in close coordination with DPIRD Fisheries.

Stakeholder	Summary of Main Issues Raised / Points Made	BAK Response
DPIRD Regional Development Division (RDD)	No position established – not consulted directly to date – BAK has consulted with KDC which falls under RDD – see below.	BAK will consult with RDD if recommended.
Department of Transport – Maritime (DoT Maritime)	No objections to the proposal.	BAK will keep DoT Maritime informed.
Department of Water & Environmental Regulation (DWER)	- In the 1st pre-referral meeting held in April 2023 DWER provided clear advice to BAK on the process that needs to be followed in referring the proposed action under section 38 of the EP Act, the various EIA guidelines that should be followed and the key issues that should be addressed. - DWER recommended that BAK engage independent expert review of its hydrodynamics and coastal process studies and submit the reviews with the referral. - In the 2nd pre-referral meeting held in May 2024 DWER emphasised that BAK should give particular attention to addressing the following issues in its referral reports: - Present the maximum case operational scenario. - Consider temporal restrictions on operations during critical periods of marine turtle seasons. - Potential lighting impacts of the SPV including on marine turtles will need to be addressed. - Potential impact of underwater noise from the SPV is a key issue that needs to be addressed. - While natural turbidity levels might be high in CG, potential turbidity impacts of the operation will still need to be thoroughly addressed, as per the WA EPA EIA guidelines. - Marine biosecurity (potential introduction of marine pests via ballast water and hull fouling) will be a key issue. - Some sampling techniques such as eDNA can be subject to sampling efficiency constraints, especially in a highly dynamic environment such as CG.	BAK's studies and reports address all relevant DWER and EPA EIA requirements and guidelines extremely thoroughly – No significant impacts are predicted – see Referral Report No. 4 - <i>Impact Assessments</i>.
Environmental Protection Authority (EPA)	No position at this stage – EPA will assess the proposal after referral.	N/a at this stage.
Kimberley Development Commission (KDC)	KDC supports the proposed action so long as there are no negative impacts on the Kimberley region and there are benefits for the region.	- The proposed action will not have negative impacts on the region and there will be benefits for the region – see Referral Report No. 4. - BAK will continue to keep KDC informed and seek to work with KDC to optimize benefits.
Kimberley Ports Authority (KPA)	KPA supports the proposed action so long as there are no negative impacts on port operations and there are benefits for the Port of Wyndham.	- The proposed action will not have negative impacts on port operations and there will be benefits for the port – see Referral Report No. 4. - BAK will continue to keep KPA informed and seek to work with KPA to optimize benefits.

Stakeholder	Summary of Main Issues Raised / Points Made	BAK Response
Shire of Wyndham - East Kimberley (SWEK)	SWEK supports the proposed action so long as there are no negative impacts on the shire there are benefits for the shire.	- The proposed action will not have negative impacts on the shire and there will be benefits for the shire – see Referral Report No. 4. - BAK will continue to keep SWEK informed and seek to work with SWEK to optimize benefits.
Wyndham Volunteer Marine Rescue (WVMR)	No formal position has been stated but the WVMR rep provided advice on the main areas of CG that are targeted by recreational fishermen (all along the coast / up inlets and not in the proposed operational area).	- The main areas of CG that are targeted by recreational fishermen as advised by the WVMR rep are reflected in BAK's assessment – see Referral Report No. 4. - Should the proposed action proceed to operational phase BAK will consider sponsoring WVMR (the service may be required by BAK itself in the event of a medical or other emergency on the SPV while in CG).
Commonwealth Government		
Australian Fisheries Management Authority (AFMA)	- AFMA seeks to ensure that the proposed action does not cause significant impacts on Commonwealth-managed fisheries offshore from CG and in particular the Northern Prawn Fishery (NPF) – with red-legged banana prawns being the main species caught offshore from CG. - While prawn fishing effort is located well offshore (~50nm to NW) – CG is an important nursery area for banana prawns. - AFMA recommended that BAK also consult with NPF Industry Pty Ltd (see below).	- BAK's studies and reports address potential risks to the NPF thoroughly – No significant impacts are predicted - see Referral Report No. 4. - If the proposed action proceeds, BAK will look to support research and monitoring of banana prawn population dynamics in the CG area, in close coordination with AFMA, NPF Industry and WA DPIRD Fisheries.
Australian Hydrographic Office (AHO) (Royal Australian Navy)	No consultation to date – not necessary at this stage.	Should the proposal be approved, AHO will be informed to allow chart updates.
Australian Maritime Safety Authority (AMSA)	If the proposed action proceeds, the Sand Production Vessel (SPV) will be an internationally-registered vessel and subject IMO and AMSA regulation.	BAK will consult with AMSA re. vessel compliance if the proposal progresses towards operational phase.
Department of Agriculture, Fisheries & Forestry (DAFF) – Biosecurity	No consultation to date – regulatory requirements under the Commonwealth <i>Biosecurity Act</i> are clear.	- BAK's studies and reports address biosecurity risks thoroughly – No significant impacts are predicted – see Referral Report No. 4. - If the proposed action proceeds, the SPV will be fully compliant with the IMO Ballast Water Convention, the IMO Biofouling Guidelines and the Aus <i>Biosecurity Act</i> and regulations. - BAK will consult with DAFF re. vessel compliance if the proposal progresses towards operational phase.
Department of Climate Change, Energy, the Environment & Water (DCCEEW)	DCCEEW seeks to ensure that the proposal does not cause significant impacts on Matters of National Environmental Significance (MNES) as listed under the Commonwealth Environment	- BAK is self-referring the proposal under Part 7 of the EPBC Act. - BAK's studies and reports address all relevant EPBC Act requirements and guidelines thoroughly – No significant impacts on MNES or

Stakeholder	Summary of Main Issues Raised / Points Made	BAK Response
	Protection & Biodiversity Conservation Act (EPBC Act), including but not limited to: - Commonwealth waters offshore from CG. - The Ord River Floodplain Ramsar wetland. - Marine turtle species in the area. - Snubfin, humpback and other dolphin species. - Sawfish and river sharks. - Other protected marine species. - DCCEEW advised BAK that it would be prudent to refer the proposal under Part 7 of the EPBC Act. - DCCEEW advised BAK that, if triggered, the Commonwealth assessment could be done as part of any State assessment process (assuming that is triggered), as the WA framework is accredited by the Commonwealth.	other Commonwealth matters are predicted - see Referral Report No.s 4 & 7.
Parks Australia	No consultations to date as the proposed action will not cause any direct or indirect impacts on Commonwealth Parks.	The proposed action is unlikely to have negative impacts on Commonwealth Parks – see Referral Report No. 4 and 7.
Private Sector Industries		
Cambridge Gulf Limited (CGL)	CGL supports the proposed action so long as there are no negative impacts on port operations and there are benefits for the port.	- The proposed action will not have negative impacts on port operations and there will be benefits for the port – see Referral Report No. 4. - BAK will continue to keep CGL informed and seek to work with CGL to optimize benefits.
East Kimberley Chamber of Commerce & Industry (EKCCI)	EKCCI supports the proposed action so long as there are no negative impacts on local commerce, industry and community and there are benefits for local commerce, industry and community.	- The proposed action will not have negative impacts on local commerce, industry and community and there will be benefits for local commerce, industry and community –see Referral Report No. 4. - BAK will continue to keep EKCCI informed and seek to work with EKCCI to optimize benefits.
Local tourism – Recreational fishing tour operators.	No objections to the proposed action were raised.	- The proposed action is unlikely to have negative impacts on recreational fishing tour operations – see Referral Report No. 4. - BAK will continue to keep recreational fishing tour operators informed and seek to work with them to optimize benefits. - Should the proposed action proceed BAK will consider sponsoring WVMR, which will have safety benefits for the sector.
Northern Prawn Fishery Industry (NPF)	- NPF seeks to ensure that the proposed action does not cause significant impacts on the NPF – with red-legged banana prawns being the main species caught offshore from CG. - While prawn fishing effort is located well offshore (~50nm to NW) – CG is an important nursery area for banana prawns. - The NPF CEO also stated that she is concerned about potential impacts of the proposed action on marine turtles and sawfish –	- BAK purchased NPF fishing effort maps from NPF Industry to inform its assessment. - BAK's studies and reports address potential risks to marine biodiversity thoroughly – No significant impacts are predicted – see Referral Report No. 4. - BAK's studies and reports address potential risks to the NPF thoroughly – No significant impacts are predicted – see Referral Report No. 4.

Stakeholder	Summary of Main Issues Raised / Points Made	BAK Response
	which seemed odd to BAK as prawn trawling has been clearly established as perhaps the most significant threat to these species across the whole of northern Australia and elsewhere.	If the proposed action proceeds, BAK will look to support research and monitoring of banana prawn population dynamics in the CG area, in close coordination with AFMA, NFP Industry and WA DPIRD Fisheries.
Western Australia Fishing Industry Council Inc. (WAFIC)	- WAFIC seeks to ensure that the proposed action does not cause negative impacts on fisheries in the CG area, including but not limited to: - The Kimberley gillnet fishery (barramundi, threadfin salmon and other species). - The Kimberley crab fishery. - WAFIC provided advice to BAK on WA licenced fishermen in the area to assist BAK with reaching out to them for consultations. - WAFIC provided advice to BAK on studies that could be included in its filed surveys to help address fisheries issues.	- BAK reached out to all WA licenced fishermen in the area as advised by WAFIC to set up consultation meetings. - BAK's studies and reports address potential risks to commercial fisheries thoroughly – No significant impacts are predicted - see Referral Report No. 4. - If the proposed action proceeds, BAK will look to support research and monitoring of relevant fisheries issues in the CG area, in close coordination with WAFIC and DPIRD Fisheries.
Individual commercial fishermen:		
Mark Douglas	No objections to the proposed action were raised.	- The proposed action is unlikely to have negative impacts on commercial fishing operations – see Referral Report No. 4. - BAK will continue to keep commercial fishers informed and seek to work with them to optimize benefits. - If the proposed action proceeds, BAK will look to support research and monitoring of relevant fisheries issues in the CG area, in close coordination with commercial fishers.
Mark Ainsworth	- Mark made three major points: - He is licenced to fish the entire Kimberley coast to the NT border, and while he is not currently active in CG, he has fished there in the past, and may do so in the future. An earlier accord with Mark Douglas and other gillnet licence holders separating areas has not been renewed. - The WA gillnet fishery has lost up to 40% of its traditional fishing grounds due to expansion of the Marine Park system. They are being squeezed into ever smaller areas, so CG may become more important for fishing in the future. - Barramundi (a main target species of the gillnet fishery) and other important fish species are not sedentary - they are migratory / transitory and particularly sensitive to any form of disturbance. The marine ecosystem is inter-connected and any impacts in CG could have implications in other areas, including areas where he fishes.	- The proposed action is unlikely to have negative impacts on commercial fishing operations – Refer Referral Report No. 4. - BAK will continue to keep commercial fishers informed and seek to work with them to optimize benefits. - If the proposed action proceeds, BAK will look to support research and monitoring of relevant fisheries issues in the CG area, in close coordination with commercial fishers.

Stakeholder	Summary of Main Issues Raised / Points Made	BKA Response
Environmental NGOs		
Conservation Council of Western Australia (CCWA)	- CCWA made four major points: - Does BKA intend to self-refer the proposed action to the State under the WA EP Act and Cmwth EPBC Act)?. - Are there marine nursery areas in CG that need to be protected? - In consulting with TOs it is important to account for seasonal factors – e.g. restricted mobility in wet season. - BKA should also consult with Broome-based NGO Environs Kimberly.	- BKA will self-refer the proposed action under the WA EP Act and Cmwth EPBC Act – this Stakeholder Consultation Report is part of the referral documentation. - BKA recognizes that all of the mangrove and estuarine inlets around CG have nursery values for prawns, crabs, various fish species etc, and has assessed this issue thoroughly. The proposed action will not impact directly or indirectly on these areas – see Referral Report No. 4. - BKA is consulting with TOs in accordance with their preferences. - BKA has reached out to EK (see below).
Environs Kimberley (EK)	EK has not responded to BKA invitation for consultations to date.	BKA will consult with EK if/when they respond.
Recreational users of the area - Recreational Fisheries		
Western Australia Recreational & Sport-fishing Council (Inc.), trading as Recfishwest.	- Recfishwest made two major points: - The proposed action appears to be low risk in terms of potential impacts on recreational fishing. - Potential safety of navigation impacts on recreational fishing boats will need to be considered.	BKA advised that normal safety of navigation rules would apply. A Public Notice could be mounted at the public jetty / boat ramp signs in Wyndham, plus operations could be publicised through Kimberly Ports Harbour Master (Notices to Mariners) and Wyndham Volunteer Marine Rescue group.
Wyndham Volunteer Marine Rescue (WVMR)	- Clients include the recreational fishers who use the CG area and WVMR is familiar with their activities. - Issues as listed under WVMR above.	As listed under WVMR above.

5. ONGOING & FUTURE CONSULTATION ACTIVITIES

- As outlined in section 1, this report is not seen by BKA as the end of the consultation process. Stakeholder engagement is on-going and planned into the future, including any meetings that might be requested by stakeholders, and an on-going consultation process with the two TO groups in the Cambridge Gulf area (BAC and MG Corp).
- Should the proposed action proceed, a Stakeholder Reference Group (SRF) or similar could be established and operated throughout the life of the project.

ANNEX 1: LIST OF MEETING MINUTES

Minutes of the following consultation meetings are kept on file and can be provided if required (listed in reverse chronological order).

1.	WA DWER EPA Services	16 May 2024
2.	WA DPIRD Fisheries	8 May 2024
3.	WA DoT Maritime	8 May 2024
4.	SWEK	2 May 2024
5.	BAC	2 May 2024
6.	EKCCI	30 April 2024
7.	CGL	30 April 2024
8.	KDC	30 April 2024
9.	CCWA	19 Mar 2024
10.	KPA	3 Feb 2024
11.	Commonwealth DCCEEW	27 Jan 2024
12.	Mark Ainsworth, Broome-based commercial fisherman	20 Nov 2023
13.	NPF Industry Pty Ltd	26 Sep 2023
14.	Commonwealth DCCEEW	20 Sep 2023
15.	Recfishwest	20 Sep 2023
16.	WAFIC	20 Sep 2023
17.	Mark Douglas, Wyndham-based commercial fisherman	14 Sep 2023
18.	WA DPIRD Fisheries	13 July 2023
19.	SWEK	23 May 2023
20.	WA DBCA	22 May 2023
21.	KDC	22 May 2023
22.	BAC	19 May 2023
23.	MG Corp	19 May 2023
24.	WA DMIRS	21 April 2023
25.	WA DWER, DPLH & DPIRD Fisheries	21 May 2023
26.	BAC	24 Jan 2023
27.	MG Corp	24 Jan 2023