

Our Ref: BNE2300-2  
BNE2007/3358  
E/07/00763  
Your Ref: 788 07

Mr Neil Laurie  
The Clerk of the Parliament  
Parliament House  
George Street  
BRISBANE QLD 4000

Dear Mr Laurie

Thank you for your letter of 7 March 2007 forwarding notification of a petition received by the House on 6 March 2007 concerning dust nuisance allegedly caused by activities at 127 Eagle Farm Road, Pinkenba.

I am aware that this site has been the subject of much attention in the past. I believe that a number of activities are currently being undertaken at the site, with only some of these activities falling under the control of the Environmental Protection Agency (EPA).

As a result of previous complaints regarding the site, a number of investigations have been undertaken in an effort to determine the source of the dust nuisance. This has involved investigations into the activities conducted at the aforementioned site, and has included dust monitoring undertaken by an independent consultant.

All previous investigations by the EPA have indicated that the dust at the centre of the complaints is not being generated as a result of the EPA approved activities at the site. In the past, the main sources of dust have been identified as the on-site filling or the storage of earth on the site, a matter which is within the jurisdiction of the Brisbane City Council, or from the unsealed road verge.

Despite these previous investigations, officers of the EPA will continue to monitor the site to ensure compliance with the conditions of all EPA development approvals.

With respect to any expansion of the site, should an application be lodged in the future, it will be considered by both the Council and the EPA. While the EPA will be responsible for the assessment of the environmental aspects of the environmentally relevant activity, the decision to approve or refuse the use in terms of land use planning will ultimately be made by the Council in accordance with its town planning scheme.

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The Minister for Transport and Main Roads can advise regarding the acquisition of the land in question by Queensland Rail. I have forwarded a copy of your letter to the Honourable Paul Lucas MP, Minister for Transport and Main Roads, for his consideration and reply direct to you on this matter.

I hope this information is helpful to you.

Yours sincerely

**Lindy Nelson-Carr MP**  
**Minister for Environment and Multiculturalism**