



## **Technical Meeting 24 March 2009**

The Templeton Room, Tattersall's Club, Queen Street, Brisbane

### **Environmental Noise Legislation in Queensland**

**A workshop to discuss revisions to the Environmental Protection Act 1994, the new EPP[Noise] and the Environmental Protection Regulation 2008**

Moderator: Professor Lex Brown, Environmental Planning, Griffith University

Speakers: Mr Frits Kamst, Director, ASK Consultant Engineers

Mr Michael Labone, Barrister

Mr Frank Henry, Principal Policy Officer Pollution Prevention, Brisbane City Council

On 1 January 2009, a major revision of the Environmental Protection Act 1994 came into effect. At the same time, the Environmental Protection (Noise) Policy 1997 and the Environmental Protection Regulation 1998 were repealed, to be replaced by the Environmental Protection (Noise) Policy 2008 and the Environmental Protection Regulation 2008.

The revisions to the Act and the remaking of the EPP(Noise) and the EPR have significant implications for the ongoing assessment and management of noise and vibration in Queensland. The Queensland Division has organised this workshop to provide an opportunity for members and other interested parties to discuss the revised and remade legislation.

It is intended that as an outcome of the meeting a report will be prepared summarising the views of those present, for submission to the EPA and publication in Acoustics Australia and other AAS fora.

#### **PROGRAMME**

- 6:00 pm Opening: Steve Pugh, Chairman, Queensland Division
- 6:05 pm Introductory Remarks: Lex Brown
- 6:15 pm The New Environmental Noise Legislation: A Practitioner's View  
Frits Kamst
- 6:40 pm Clause 10(2)(a) of the *Environmental Protection (Noise) Policy 2008*  
Michael Labone
- 7:05 pm The New Environmental Protection (Noise) Policy – A Local Government Perspective  
Frank Henry
- 7:25 pm Award presentation: Category II Bursary - AUDL7800 *Acoustics and Psychoacoustics*, UQ
- 7:35 pm Refreshments
- 7:55 pm Workshop/General Discussion
- 8:45 pm Concluding Remarks
- 9:00 pm Close

#### **TECHNICAL MEETING:**

*The Templeton Room, Tattersall's Club, 6:00 pm Tuesday 24 March 2008*





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### **ABSTRACTS AND BIOGRAPHICAL DETAILS**

#### **The New Environmental Noise Legislation: A Practitioner's View**

Frits Kamst, ASK Consulting Engineers

The new Environmental Noise legislation will be discussed with particular emphasis on the EPP(Noise) 2008 and its implications. Reference will be made to the superseded EPP(Noise) and comparisons/contrasts made. The practical implications of the new legislative arrangements will be focused on.

Frits Kamst is a Director of ASK Consulting Engineers and has an interest in environmental legislation and its implications in day to day use. He is passionate about achieving equitable environmental noise outcomes, both for the operator as well as for the occupier of a noise sensitive location. Achieving good environmental legislation is therefore important.

#### **Clause 10(2)(a) of the Environmental Protection (Noise) Policy 2008**

Michael Labone, Barrister

This presentation will provide a legal perspective on Clause 10(2)(a) of the *Environmental Protection (Noise) Policy 2008*.

Michael Labone is a barrister practising mainly in environmental law, planning law and criminal law. A significant amount of Michael's work is in the area of environmental offences.

#### **The New Environmental Protection (Noise) Policy – A Local Government Perspective**

Frank Henry, Brisbane City Council

The previous Noise EPP, the *Environmental Protection (Noise) Policy 1997* may be described as a mix of regulation, policy and educational material. This perhaps led to it being under-utilised, misrepresented or ignored to some degree in Local Government matters. Unfortunately the new Noise EPP is not much of an improvement. In particular, the new Noise EPP fails to provide effective guidance as to:

- (i) assessment of ERA development in regard to the protection of environmental values;
- (ii) determination of development approval conditions for noise emissions;
- (iii) management of the encroachment of sensitive uses upon existing industry.

The acoustic quality objectives, their purpose and use are perhaps the most controversial part of the Noise EPP 2008. Many of the objectives do not appear to be based on current national or international criteria. The choice of noise descriptors is also perplexing.

This presentation will focus on problems faced by Local Government in the practical implementation of the new Noise EPP.

Frank Henry has 20 years experience in noise management within local government in Queensland. For the past 7 years he has been Principal Policy Officer Pollution Prevention, in Brisbane City Council's Natural Environment and Sustainability Branch. His primary role is to lead a team of specialists responsible for pollution policy and strategy issues. Between 2004 and 2006 Frank conceptualised, developed and implemented Council's "Valley Music Harmony Plan" and the "Fortitude Valley Special Entertainment Precinct" – Australia's first formally designated entertainment precinct.

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Australian Acoustical Society  
Queensland Division

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**Date:** Tuesday 24 March 2009

**Time:** 6:00pm to 9:00 pm

***N.B. Meeting will start at 6.00 pm sharp, please arrive at 5.45 pm to ensure your place.***

**Venue:** The Templeton Room,  
Tattersall's Club,  
Queen Street, Brisbane

*Tattersall's Club is located at the corner of Queen Street and Edwards Street.  
Entrance via Tattersall's Arcade.*

**Dress regulations:** A high standard of smart casual attire is required.

**Tattersall's Dress Code:** "Long sleeve button up shirt, trousers and shoes are required for gentlemen. A similar standard of attire is required for ladies.

*Please note that guests wearing denim, sneakers or shorts, will not be permitted access to Tattersall's Club and Management reserves the right to refuse entry".*

***Refreshments will be provided***

**COST:** Free to Members

\$20.00 Guests

**RSVP:** Wednesday 18 March 2008

Richard Devereux: AAS QLD Secretary

[rdevereux@acran.com.au](mailto:rdevereux@acran.com.au)

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