

POLLUTION ABATEMENT NOTICE

No. 2026/1

(Issued pursuant to section 77 of the *Waste Management and Pollution Control Act 1998* ("the Act"))

ISSUED TO: **Chief Executive Officer**
Department of Logistics and Infrastructure
Northern Territory Government ("**You**")

OF: 18 Goyder Rd, Parap NT 0820

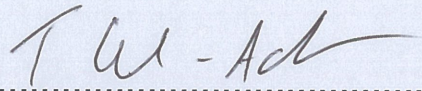
WHEREAS the delegate of the Northern Territory Environment Protection Authority ("NT EPA"), for the reasons stated in **Attachment A** to this notice:

(i) **is satisfied that You are the occupier of land that is polluted**

At the land situated at 1 Yington Street, Minjilang, NT (N.T. Portion 01647, East Arnhem), "the premises", as delineated in **RED** in **Attachment C**.

NOW TAKE NOTICE that You are required to comply with each of the requirements specified in **Attachment B** to this notice on and from the date of issue of this notice or such later date as may be specified in this notice.

ISSUE DATE: 14 August 2026


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TESS COLE-ADAMS
EXECUTIVE DIRECTOR
ENVIRONMENTAL REGULATION
DELEGATE OF THE NT EPA

Important Notice

Failure to comply with this notice is an offence under section 80 of the *Waste Management and Pollution Control Act 1998* and may incur significant penalties and/or other statutory action.

This notice takes effect on the date on which it is served upon you. Pursuant to section 108 of the *Waste Management and Pollution Control Act 1998*, **you have the right to apply for a review of the decision to issue you with this Pollution Abatement Notice. If you intend to apply for a review, YOU MUST MAKE AN APPLICATION NOT LATER THAN 7 DAYS after the date you were served with this notice.** For information on how to lodge an application for review, contact the Northern Territory Environment Protection Authority, telephone 8924 4218.

Pursuant to section 112 of the *Waste Management and Pollution Control Act 1998* the person issued with this notice must fulfil certain obligations before selling, leasing, sub-leasing, giving or exchanging land, premises, a vehicle or business which is the subject of this Notice.

ATTACHMENT A

REASONS FOR ISSUING THE POLLUTION ABATEMENT NOTICE

1. The Northern Territory Department of Logistics and Infrastructure (DLI) is the occupier of the property located at 1 Yington Street, Minjilang, NT (N.T. Portion 01647, East Arnhem), “the premises”, as delineated in **RED** in **Attachment C**.
2. The premises was formerly utilised for community housing, however the associated structures were demolished at an unspecified date.
3. DLI engaged WTD Constructions Pty Ltd (ACN: 151 412 789) (WTD) to redevelop the premises with the aim of creating new housing for the Minjilang community, as a part of the remote housing investment program.
4. During preliminary works by WTD, asbestos containing material (ACM) debris was detected in surface soils at the premises.
5. Asbestos is a naturally occurring mineral that was widely used in construction due to its superior strength and fire-resistant properties.
6. SLR Consulting Australia Pty Ltd (ACN: 123 783 157) (SLR) was engaged by WTD, on behalf of DLI, to determine the nature and extent of ACM contamination at the premises.
7. In April 2024, SLR conducted a site inspection to visually assess ACM contamination at the premises and found:
 - a. Two distinct soil layers at the premises, a surface level red gravelly clay and a lower layer of sandy soils, with ACM predominantly located within the lower sandy soils;
 - b. Subsurface ACM was primarily limited to the top of the sandy soil layer, with limited mixing in areas that had been disturbed by the preliminary works undertaken by WTD.
8. In November 2024, SLR was engaged to conduct a Detailed Site Investigation (DSI) at the premises to determine the full nature and extent of ACM contamination.
9. The DSI confirmed that subsurface ACM was predominantly found within the sandy soil layer along the western portion of the premises, as delineated in **BLUE** in **Attachment D**.
10. Asbestos is a listed waste under the *Waste Management and Pollution Control Act 1998* and known human carcinogen which may cause asbestosis, mesothelioma and lung cancers.
11. An assessment of remediation options was undertaken, and in accordance with the Cooperative Research Centre for Contamination Assessment and Remediation of the Environment (crcCARE) remediation hierarchy, the preferred remediation option was deemed to be onsite encapsulation.

12. DLI is the occupier of the premises and holds a section 19 lease from the landowner.
13. This Pollution Abatement Notice details the requirements for the remediation of the ACM impacts at the premises to enable development of the remote housing investment program.

ATTACHMENT B

POLLUTION ABATEMENT NOTICE REQUIREMENTS

General Requirements

1. By 30 June 2027, you must engage a suitably qualified and experienced environmental/contaminated land consultant (the consultant) to coordinate and oversee all remedial activity (the activity) conducted at the premises (as depicted in **RED** in **Attachment C**).
2. You must provide the details of the consultant commissioned to conduct the works to the NT EPA via email to environmentalregulation@nt.gov.au within 10 business days of engagement.
3. By 30 June 2027, you must engage a suitably qualified and experienced contaminated land auditor (the auditor), accredited under section 68 of the *Waste Management and Pollution Control Act 1998* (WMPC Act).
4. You must provide the details of the auditor commissioned to conduct the works to the NT EPA via email to environmentalregulation@nt.gov.au within 10 business days of engagement.

Remedial Requirements for the Asbestos Impacted Area

5. By 30 June 2027, you must provide a Remedial Action Plan (RAP) prepared by the consultant and endorsed by the auditor as suitable to achieve the desired remediation outcomes, to the NT EPA via email to environmentalregulation@nt.gov.au.
6. The RAP referred to in requirement 5 must detail all management, remediation and validation requirements for the ACM impacts identified at the premises.

Remedial Works

7. The RAP referred to in requirement 5 must be implemented to the satisfaction of the auditor.
8. All remediation works must ensure ACM contamination is contained and sufficiently capped, to the satisfaction of the auditor.
9. At the completion of remedial works referred to in requirement 8, you must notify the NT EPA via email to environmentalregulation@nt.gov.au.
10. A validation report must be provided to the NT EPA via email to environmentalregulation@nt.gov.au within 90 business days following completion of all remedial works undertaken at the premises;

11. The validation report, referred to in 10 above, must be prepared by the consultant and accompanied by a formal Statement of Environmental Audit prepared by the auditor.
12. The Statement of Environmental Audit must:
 - a. Summarise all remedial works undertaken;
 - b. Detail the suitability of the land for the intended land use; and
 - c. Detail and residual contamination and resultant restrictions for the intended land use.
13. For the purposes of this Pollution Abatement Notice, only the ACM and associated impacted soils, that is found in the area, as delineated **BLUE** in Attachment D, is to be encapsulated, if required by the RAP.

ATTACHMENT C
THE PREMISES



ATTACHMENT D

ACM IMPACTED AREA

