



Environment Protection Authority

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FOI-21-15

Hon Geoff Brock MP
Member for Frome
PO BOX 519
PORT PIRIE SA 5540

frome@parliament.sa.gov.au

Dear Mr Brock

I refer to your applications under the Freedom of Information Act 1991 (the FOI Act), received by the Environment Protection Authority (EPA) on 4 June 2021, for access to:

- A copy of the Emissions Report for Nyrstar Operations in Port Pirie held by the EPA from 9th to the 14th September 2019
- A copy of the Emissions Report for Nyrstar Operations in Port Pirie held by the EPA from 16th to the 29th September 2019
- A copy of the Emissions Report for Nyrstar Operations in Port Pirie held by the EPA from 14th to the 22nd October 2019

On 1 July 2021 the EPA responded to your request via email by providing you with the following reports from the EPA's public register:

- EPA_ProcessChangeReport_201909
- EPA_ProcessChangeReport_201910
- LeadinAirLicenseeReport_201909
- LeadinAirLicenseeReport_201910
- Nyrstar Quarterly Report_Jul-Sep_2019
- Nyrstar Quarterly Report_Oct-Dec_2019

The EPA also provided you with EPA past monitoring data, available on Data SA website, uploaded monthly in excel spreadsheets for:

- PM10 data available
[Port Pirie, Oliver Street Air Quality monitoring station particle data - Dataset - data.sa.gov.au](https://data.sa.gov.au/dataset/port-pirie-oliver-street-air-quality-monitoring-station-particle-data)
- SO2 data available
[Port Pirie, Oliver Street Air Quality monitoring station gaseous data - Dataset - data.sa.gov.au](https://data.sa.gov.au/dataset/port-pirie-oliver-street-air-quality-monitoring-station-gaseous-data)
- Lead in Air data available
[Port Pirie High Volume Sampler Air Quality monitoring stations lead \(Pb\) data - Dataset - data.sa.gov.au](https://data.sa.gov.au/dataset/port-pirie-high-volume-sampler-air-quality-monitoring-stations-lead-pb-data)

Links to Nyrstar's more recent Port Pirie Environment Monitoring Portal, Nyrstar's EPA licence and air quality monitoring, and recent air quality monitoring at various locations around South Australia, including Port Pirie, were also provided.

In accordance with s20(1)(b) of the FOI Act, the EPA may refuse access to documents under the FOI Act if the documents are otherwise available.

Determination

The Environment Protection Authority determines to:

- Refuse access to six documents as these were previously provided to you via the EPA's public register

Right of appeal

If you are dissatisfied with this determination you are entitled to apply for an internal review in accordance with section 29 of the FOI Act. To make an internal review application, please either write a letter or send the attached form to the Chief Executive of the Environment Protection Authority, Mr Tony Circelli, within 30 (calendar) days after you receive this letter. Should you submit an application for an Internal Review, please include an application fee of \$38.25, or request a fee waiver.

In accordance with the requirements of Premier and Cabinet Circular PC045, details of your FOI application, and the documents to which you are given access, may be published in the EPA's disclosure log. A copy of PC045 can be found at <https://www.dpc.sa.gov.au/resources-and-publications/premier-and-cabinet-circulars>

Should you have any queries in relation to this determination please contact Ms Kathleen Dean Freedom of Information / Public Register Administrator on (08) 8204 2113 or email kathleen.dean@sa.gov.au.

Yours sincerely



Suzanne Behrendt
Accredited Freedom of Information Officer
GENERAL MANAGER PEOPLE & PERFORMANCE
ENVIRONMENT PROTECTION AUTHORITY

Date: 16 July 2021