

Commonwealth Funding Application 2022/23

Environmental Defenders Office - Responses to selection criteria

Assessment Criterion 1 – Project alignment with policy intent

You must demonstrate this by identifying:

- a) your proposed approach to delivering the program, including how it will be implemented.*
- b) your key priorities to deliver specialised legal assistance and information services pertaining to environmental law.*
- c) the stakeholders and how your proposed approach intends to target, support and benefit them.*
- d) the expected outcomes of your proposed approach to service delivery.*
- e) your proposed approach to evaluating the program including engagement with stakeholders.*

Response to Assessment Criterion 1 – Project Alignment with policy intent.

EDO's approach and priorities (criteria a & b)

The proposed three-part Project strongly aligns with the Government's policy intent. EDO will deliver the three parts of the Project consistently with our general approach to the delivery of legal services. That is, EDO will maintain our high professional standards and good standing within the legal professions, EDO will continue to be accredited as a tier 1 community legal centre with Community Legal Centres Australia and will continue to ground our work in the communities we represent.

The Projects, while specific in nature, will be situated within the context of EDO's multi-disciplinary approach to the provision of public interest law services. Clients and communities can therefore expect the benefit of EDO's suite of legal tools which include community legal education as well as targeted policy and law reform work EDO delivers independently of clients.

EDO records the work we do on behalf of overburdened communities – which include rural and remote communities, communities affected by pollution, First Nations communities and other communities otherwise disproportionately affected by environmental harms. In recording this work, EDO can demonstrate the exceptional value for government funding we provide in respect of both public interest environmental law outcomes, as well as access to justice.

EDO seeks to:

- Provide clear, timely and affordable (usually free) legal advice on environmental law matters.
- Assist clients to engage in policy and law reform processes.
- Provide accurate and accessible information about environmental law to the community and legal profession.
- Build and maintain relationships with experts and the legal profession.

The key priorities of the Project are articulated in the body of the application but focus around (a) access to justice, (b) improved outcomes for threatened species, and (c) the empowerment of First Nations peoples to protect Country and Culture.

Relevantly for the Threatened Species Project, EDO recognises that improved outcomes for threatened species will not come about solely through the provision of legal services at a project-by-project level, as a result EDO will seek to represent clients in matters where there is potential to

bring about positive results for threatened species more broadly than those solely concerned in a particular case. Our Threatened Species Project will establish and apply guidelines for prioritisation within the Project, to help EDO select which matters we will prioritise, noting that demand will outstrip the Project's resources.

Stakeholders (Criterion c)

EDO's Project targets three distinct groups and consequently has a range of stakeholders.

Part 1 - For our National Intake Project, EDO seeks to support all Australians to access quality legal services. Despite being a service for all Australians, we recognise the particular difficulties some groups face in our areas of work either through barriers to accessing legal services or because their circumstances mean they experience greater impacts of environmental degradation. Consequently, we work to make our online resources tailored to these groups and we ensure that lawyers working in our National Intake Project are trained in addressing complex and layered questions, have excellent community relations skills – including effective communication of complex legal concepts in simple terms as well as being trauma informed practitioners.

EDO applies a public interest test to all work going beyond an initial consultation. That is, cases must have significance beyond the material or financial interests of a particular individual or group. We must also be satisfied that a case has real prospects of success and there is utility in bringing the proceeding.

The nature of the work we undertake means that our services are frequently provided to people falling within the National Partnership Agreement on Legal Assistance Services 'priority client' groups. That is, people with indicators of disadvantage are more likely to be disadvantaged by environmental problems than others. We note our extensive advice and outreach work with people residing in rural and remote areas, and Indigenous Australia who, by virtue of their location and special connection to land, are more likely to experience legal need in the public interest areas of service we provide.

Part 2 – Our Threatened Species Project is designed to improve outcomes for Threatened Species and consequently EDO seeks to have strong stakeholder relationships with other eNGOs, community groups, industry, and government, because all have a significant influence on outcomes for Threatened Species. EDO promotes an approach of early engagement and sees litigation as a last resort, albeit an important one for community groups to be able to use when fighting to defend threatened species against powerful interests.

The Project will see our team work with government agencies, landowners, and other stakeholders to improve outcomes for threatened species by providing legal advice on best management practices, conditions of approvals and impact avoidance as well as advocating for policies and laws that better promote protection of Threatened Species.

Part 3 – Our Country and Culture Program seeks to empower First Nations peoples and groups to defend their land and sacred sites. EDO is acutely aware of the broad range of First Nations organisations that exist across Australia and seeks to deepen partnerships with those well-established community organisations (e.g., Land Councils, the Aboriginal Areas Protection Authority, the First Nations Clean Energy Network. Original Power). In doing so, EDO seeks to engage respectfully with communities, ensure that work is not duplicated and offer services in areas where access to those services is lacking or unavailable.

Outcomes and evaluation (Criterion d & e)

In addition to the outcome and evaluation measures included in the Project application, EDO undertakes a range of quality assurance measures to ensure our practices are delivered in line with the expectations of Community Legal Centres Australia (CLCA), the legal profession and EDO's internal values and expectations. These measures include:

- Yearly cross-checks undertaken in accordance with arrangements set by CLCA.
- An internal CPD training program.
- Published policies and pathways for clients to make complaints about EDO services.
- Survey work to evaluate EDO's services and the trust in EDO as an organisation.

Assessment criterion 2 – Capacity, capability, and resources to deliver the Project

You must demonstrate this through identifying your organisation's prior skills and experience in:

- a) managing and delivering similar programs on time and within budget*
- b) culturally appropriate engagement with Aboriginal and/or Torres Strait Islander peoples and their representative organisations in the justice and legal assistance services sectors*
- c) prioritising the needs of clients and stakeholders (including those outlined in section 5.3)*
- d) meeting reporting, performance and evaluation requirements.*

EDO's capacity to manage and deliver similar programs on time and within budget.

EDO is proud to be an accredited CLC by Community Legal Centres Australia (CLCA). Accreditation by CLCA (of which EDO has Tier 1 accreditation) is an onerous process and is evidence of our professional approach to running a legal practice. While the Project has specific components and will allow our existing services to be enhanced and new work to be delivered, there need be no doubt about EDO's ability to deliver the Project proposed, we have been doing work of this kind for over 3 decades.

EDO was the recipient of Commonwealth Government Funding for nearly 20 years and at no times was there any concerns raised by the Attorney-General's Department (our previous funding provider) about the quality or value for money of the EDO services provided. Indeed, the Productivity Commission, as well as the Cameron Report into Community Legal Services in NSW found that EDO services provided a strong community benefit and excellent value for money.

Culturally appropriate engagement with Aboriginal and/or Torres Strait Islander peoples and their representative organisations in the justice and legal assistance services sectors.

EDO seeks to engage with First Nations communities in a culturally appropriate manner. This includes EDO recognising and respecting the unique traditions, values, and beliefs of each First Nations community we engage with.

EDO is very proud of the work we have done with and for First Nations communities to assist them in protecting Country and cultural heritage. However, we understand that as a predominately white legal organisation, there is a big obligation on our organisation to continually improve our practices, policies, and ways of working with First Nations. We also believe we have an obligation to develop our workforce to provide a safe and inclusive workplace where First Nations staff thrive.

To these ends, EDO (in 2021) engaged two Indigenous consultancies to help guide the development of our practice of work with First Nations Communities. After receiving those reports, EDO has appointed a First Nations Director (an identified role sitting in the EDO executive team) and a First Nations Strategic Advisory Committee.

Alongside these appointments, EDO has:

- a requirement that all staff to undergo compulsory cultural competence training,
- established a timeline and committee to develop a reconciliation action plan.
- EDO has undergone a review of our policies and procedures to ensure they provide an inclusive setting for First Nations staff.

In community, EDO's approach is based on building trust, and we believe there is no substitute for time spent on Country with clients. We engage in a manner which acknowledges the ongoing impacts of colonialism and systemic discrimination that continue to affect First Nations peoples.

Meeting reporting, performance, and evaluation requirements.

In addition to the evidence provided above about EDO's track-record of effectively delivering these types of services, we have likewise reported and evaluated our Program effectively over a long period. To assist in tracking performance and evaluating our services, EDO employs a Legal Systems Lead Role – and will complement this with a Project Grant Manager for this Project – as well as utilising several online software programs including bespoke measurement tools as well as Project Management Software Monday.com. This combination of tools as well as dedicated resources to performance tracking and evaluation puts EDO in a strong position to assess the impact of our work broadly and will apply to this Project.

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Monday, 8 May 2023 2:17 PM
To: s 22(1)
Cc: s 22(1)(a)(ii)
Subject: RE: Meeting to discuss EDO grant [SEC=OFFICIAL]
Attachments: Budget Detail.pdf

OFFICIAL

Dear s 22(1)(a)(ii)
Nice to speak with you last Friday.
Please find attached budget detail for EDO's grant application.

Kind regards,
s 22(1)(a)(ii)

s 22(1)(a)(ii) | Director, Finance & Operations | EDO

From: s 22(1)(a)(ii)
Sent: Thursday, May 4, 2023 5:11 PM
To: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Meeting to discuss EDO grant [SEC=OFFICIAL]

You don't often get email from s 22(1) industry.gov.au. [Learn why this is important](#)
() (ii)

OFFICIAL

Hello s 22(1)(a)(ii)

Thank you for getting back to me.

Let's do 2.00pm to 2.30pm AEST please.

Would you like me to set up as a Teams meeting or would you just prefer that I call your office at that time?

Regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) M s 22(1)(a)(ii) @industry.gov.au

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Our department recognises the First Peoples of this nation and their ongoing connection to culture and country. We acknowledge First Nations Peoples as the Traditional Owners, Custodians and Lore Keepers of the world's oldest living culture and pay respects to their Elders past, present and emerging.



From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Thursday, 4 May 2023 4:22 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Cc: s 22(1)(a)(ii) @industry.gov.au; s 22(1)(a)(ii) @edo.org.au

Subject: RE: Meeting to discuss EDO grant [SEC=OFFICIAL]

OFFICIAL

Hi ^{s 22(1)(a)(ii)}

Thanks for reaching out for more information, I'd love to set up a time for yourself, ^{s 22(1)(a)(ii)} and our DFO ^{s 22(1)(a)(ii)}

Would any of the following times suit your availability?

FRI 05 MAY > between 1pm-2.30pm AEST / between 12.30pm-2pm ACST

MON 08 MAY > 10.30am or 11am AEST / 10am or 10.30am ACST

Warmly,

^{s 22(1)(a)(ii)}

**s 22(1)(a)(ii) — EA to CEO and Board
Secretariat**

3/28 Donkin St West End,
Meanjin/Brisbane QLD 4101

P: +^{s 22(1)(a)(ii)}

E: ^{s 22(1)(a)(ii)} edo.org.au

I use she/her pronouns.

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EDO recognises the traditional owners and custodians of the land, seas and rivers of Australia. We pay our respects to Aboriginal and Torres Strait Islander elders past and present, and aspire to learn from traditional knowledge and customs so that, together, we can protect our environment and cultural heritage through law.

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Thursday, May 4, 2023 1:35 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Cc: s 22(1)(a)(ii) @industry.gov.au; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: Meeting to discuss EDO grant [SEC=OFFICIAL]

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OFFICIAL

Good afternoon s 22(1)(a)(ii)

I am the Program Manager for the Environmental Defenders Office grant application you lodged recently.

Please could you let me know of suitable times in the coming days for us to have a brief (15-30 minute) chat about your application? No major issues with the application, just a couple of things relating to the milestones and the budget I need to clarify before we move to the next step in the process. I would be happy to meet with one of your team if you would prefer.

I look forward to hearing from you.

Kind regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office
 Kaurna Country, GPO Box 2013 Canberra ACT 2601
 Department of Industry, Science and Resources
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OFFICIAL

s 45, s 47G

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Tuesday, 9 May 2023 6:29 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii)
Subject: RE: EDO Grant Assessment- Request for Information- EDOEJA000002 [SEC=OFFICIAL]

Hi s 22(1)(a)(ii)

Thank you for your email. Would you be available to have a quick call tomorrow or Thursday? I'd just like to clarify a few things before I respond. My Wednesday is open. Thursday I am available 11:30-1 and after 4pm.

I look forward to speaking.

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii) | Director, Finance & Operations | EDO

From: s 22(1)(a)(ii)
Sent: Tuesday, May 9, 2023 12:22 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii)
Subject: EDO Grant Assessment- Request for Information- EDOEJA000002 [SEC=OFFICIAL]

You don't often get email from s 22(1)(a)(ii) industry.gov.au. [Learn why this is important](#)

Dear s 22(1)(a)(ii)

I have been assisting with the assessment of the Environmental Defenders Office grant application.

Thank you for providing the budget detail for the application. I have commenced assessment of the budget and have the following queries;

s 45, s 47G

I look forward to hearing from you.

Many Thanks

s 22(1)(a)

s 22(1)(a)(ii)

Grants Manager

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office
Karna Country, GPO Box 2013 Canberra ACT 2601
Department of Industry, Science and Resources

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Wednesday, 10 May 2023 4:17 PM
To: s 22(1)(a)(ii)
Subject: RE: EDO Grant Assessment- Request for Information- EDOEJA000002 [SEC=OFFICIAL]
Attachments: Budget Detail - Team Splits.pdf

Hi ^{s 22(1)(a)(ii)}

Please find attached a new version of the budget detail with Team Splits.

The Solicitor scale is:

Graduate

Junior

Solicitor*

Sr Solicitor

Special Counsel

s 45, s 47G

I hope I have covered everything off. If not, please let me know.

Kind regards,

^{s 22(1)(a)(ii)}

From: s 22(1)(a)(ii)
Sent: Tuesday, May 9, 2023 12:22 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii)
Subject: EDO Grant Assessment- Request for Information- EDOEJA000002 [SEC=OFFICIAL]

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s 45, s 47G

I look forward to hearing from you.

Many Thanks

s 22(1)(a)

s 22(1)(a)(ii)

Grants Manager

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

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s 45, s 47G

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Monday, 22 May 2023 2:01 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii)
Subject: RE: Update - grant approval [SEC=OFFICIAL]

OFFICIAL

s 22(1)(a)(ii) I appreciate you sending this confirmation over a weekend, and while you're sick, thank you.

I've seen today's Approval email and we will liaise with yourself and s 22(1) on completing the next steps once we receive the grant agreement.

Get well soon.

Best,
 s 22(1)(a)(ii)



s 22(1)(a)(ii) — CEO/Solicitor
 Level 8, 6 O'Connell Street, Gadi/Sydney
 NSW 2000
 M: s 22(1)(a)(ii)
 E: s 22(1)(a)(ii) edo.org.au
 EA: s 22(1)(a)(ii) edo.org.au
 EA: +s 22(1)(a)(ii)

I use he/his pronouns.

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Please note that I am sending this email at a time convenient to me. I may have emailed you at an odd hour, I certainly do not expect a response outside of business hours. I understand that an aspect of flexible working is that responses will be dictated by personal circumstances.

From: s 22(1)(a)(ii)
Sent: Saturday, May 20, 2023 11:15 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii); s 22(1)(a)(ii)
Subject: Update - grant approval [SEC=OFFICIAL]

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OFFICIAL

Hello s 22(1)(a)(ii)

I am pleased to advise that I have received the required delegations instrument and can proceed with developing the grant agreement.

There is one slight fly in the ointment, and that is I tested positive to Covid on Thursday night.

Currently I am feeling pretty good and should be fine to work from home next week.

I will have one of my team start work on the agreement on Monday and we will be in touch.

s 22(1)(a)(ii) – please discuss with me Monday.

Regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office
 Kaurna Country, GPO Box 2013 Canberra ACT 2601
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Final payment	\$2,124,000	28/02/2026
Total	\$8,247,000	

Can you please advise if this proposed payment schedule is suitable?

Happy to discuss further if required.

Your prompt attention would be appreciated so that we can finalise the draft agreement and send it to you for review.

Kind regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Thursday, 8 June 2023 8:44 AM
To: s 22(1)(a)(ii) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii)
Subject: RE: Draft grant agreement [SEC=OFFICIAL]

Good morning s 22(1)(a)(ii)

Hope this finds you well. I just thought I'd check in and make sure I haven't missed an update on the Grant Agreement? No problem if not – just wanted to check-in.

I will be in the U.S. from Monday for a fortnight, but will have access to emails/internet so that won't be a problem from agreement review/execution perspective.

Cheers

s 22(1)(a)(ii)

From: s 22(1)(a)(ii)
Sent: Friday, June 2, 2023 9:14 AM
To: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Draft grant agreement [SEC=OFFICIAL]

Hi s 22(1)(a)(ii)

Looks fine to me – no changes required from my end and we will make the additional change requested.

As discussed with s 22(1)(a)(ii) earlier this week, we will go ahead with an initial payment of \$2m on execution of the grant agreement and then s 22(1)(a)(ii) 6 monthly payments moving forward (tied to the submission of satisfactory progress reports).

Hoping to have the agreement with you by Monday for review (and hopefully signature).

Regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Thursday, 1 June 2023 5:12 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) @edo.org.au>

Subject: RE: Draft grant agreement [SEC=OFFICIAL]

Hi s 22(1)(a)(ii)

Sorry it's taken me a few days to get back to you.

What I'd propose is as follow:

007	<p>Program delivery and review</p> <p>EDO will apply an adaptive approach to monitor progress, that it is serving its purpose and respond to changing circumstances. EDO will conduct a client survey and review each project part against the Expected Outcomes. We will then adjust service delivery as needed to work towards the outcomes.</p>	31/05/2025
008	<p>Evaluate program</p> <p>EDO will evaluate the program and report on outcomes in a Final Report. This will include reporting against the key outcomes through data and narrative, and client surveys as to the program's operation and success.</p> <p>**The Final Report must contain information evaluating the program including engagement with stakeholders.**</p>	30/04/2026

Finally, I'm hoping we might be able to request a change to milestone 005.

005	<p>Development of a Program Outreach Schedule and Plan</p> <p>For the First Nations Country and Cultural Heritage Program, EDO will need to develop and design an outreach schedule aimed at targeting specific communities where EDO's services are wanted and align with internal priorities. These priorities will be set by EDO's First Nations Director, Strategic Advisory Committee and program staff.</p> <p>Following conversations with our Director, First Nations, we would seek this milestone to be pushed back until 30 June 2024 – this avoids difficulties with planning and scheduling over the Christmas/Summer break as well as 'law season'.</p>	<p>29/02/2024</p> <p>30/06/2024</p>
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Feel free to give me a call tomorrow morning if you'd like to discuss, otherwise, if you've got any feedback on the above, please send it through and I'll consider tweaks.

Thanks again s 22(1)(a)(ii)
Sincerely.

s 22(1)(a)(ii)

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Monday, May 29, 2023 4:37 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: Draft grant agreement [SEC=OFFICIAL]
Importance: High

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OFFICIAL

Hi s 22(1)(a)(ii)

Hope all is well with you.

s 22(1)(a)(ii) and I are in the process of drafting the grant agreement and we agree that further milestones will need to be added as the current milestones finish on 31/5/2024 and the project ends in April 2026. We need to account for activities to be undertaken during this period.

I would suggest we include 2 additional milestones which could be related to the delivery of services or other work you intend to carry out during this period. This will give us something measurable to assess progress against when you report. As you will see in the table below, I have included and highlighted a potential Milestone 8 for the program which would cover the entire length of the program. Are you able to supply some commentary surrounding a potential Milestone 7 please to cover the period from 1/6/24 to 31/05/2025 please? This may be something along the lines of delivering programs to clients, etc.

The current milestones are as follows:

Milestone number	Milestone name and description	Due date
001	Establishment of onboarding for project staff + recruitment. Various key activities associated with developing a recruitment plan, project plan and onboarding plan for staff in the Threatened Species Project.	30/11/2023
002	Recruitment of Program Staff - First Nations Country and Cultural Heritage Program Establishment work associated with the recruitment of an identified role to undertake community outreach and lead the EDO's cultural heritage work.	30/11/2023
003	Transparent guidelines for the Threatened Species Project Despite the significant funding EDO proposes to dedicate to the Project, there is almost certainly going to be insufficient resources to meet community demand. Having clearly set out guidelines which we use to prioritise between competing work is crucial to be transparent with the community and consistent in our decision making.	30/11/2023
004	Online gateway assessment and overhaul EDO will undertake a thorough assessment and overhaul of our existing online gateway assessment tool to fix current issues and improve user experience.	31/12/2023

Milestone number	Milestone name and description	Due date
005	Development of a Program Outreach Schedule and Plan For the First Nations Country and Cultural Heritage Program, EDO will need to develop and design an outreach schedule aimed at targeting specific communities where EDO's services are wanted and align with internal priorities. These priorities will be set by EDO's First Nations Director, Strategic Advisory Committee and program staff.	29/02/2024
006	Linkage of online gateway with Consensus + CLASS To ensure EDO's services are delivered in the most efficient and effective way possible, EDO is going to upgrade our existing document management platform and upgrade the website's existing gateway linkages between the new DMS and CLASS reporting system.	31/05/2024
007		
008	Evaluate program Report on outcomes **The Final Report must contain information evaluating the program including engagement with stakeholders.**	30/04/2026

I would also like your thoughts regarding payments to be made to EDO under this agreement. DCCEEW has informed me of the amounts to be paid in each financial year. Payments are linked to the provision of satisfactory progress reports and we have a draft payment schedule as follows:

Payment event	Payment amount (GST excl)	Anticipated payment date
Initial payment upon execution of this Agreement	\$2,000,000	30/06/2023
Progress payment	\$2,000,000	28/02/2024
Progress payment	\$2,123,000	28/02/2025
Final payment	\$2,124,000	28/02/2026
Total	\$8,247,000	

Can you please advise if this proposed payment schedule is suitable?

Happy to discuss further if required.

Your prompt attention would be appreciated so that we can finalise the draft agreement and send it to you for review.

Kind regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) M s 22(1)(a)(ii) @industry.gov.au

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Wednesday, 14 June 2023 4:09 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii); s 22(1)(a)(ii)
Subject: RE: EDO Ltd grant - request for clarification of agreement terms [SEC=OFFICIAL]

Thank you, s 22(1)(a)(ii) I think we can proceed to sign the grant based on your responses below, and noting that a variation will be required post-signing for the reporting schedule. I will follow up on my end re Clause 19.3(a) as well but it is not necessary to wait to sign the agreement.

Thank you,

s 22(1)(a)(ii)

From: s 22(1)(a)(ii)
Sent: Wednesday, June 14, 2023 2:45 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: EDO Ltd grant - request for clarification of agreement terms [SEC=OFFICIAL]

Hi s 22(1)(a)(ii)

Thank you for your email. I have had to move s 22(1)(a) on to some other programs (I love EOFY), so I will be your ongoing contact for this grant opportunity.

Please see responses below in relation to your enquiries:

1. Clause 2 of Schedule 1, could you clarify what kinds of materials require acknowledgement? **Basically this applies to areas such as media releases, publications, promotional and advertising materials. The expectation is that EDO would acknowledge the Government's contribution to the project in these circumstances, usually in the form of a simple statement acknowledging that funds were provided by the Australian Government.**
2. Clause 12.3 of Schedule 1, what uses are you expecting to put the Reporting Material to? When you say "adapt", could you clarify what that might mean? **The use of any material would be by DCCEEW, not DISR. I would need to seek clarification from them, but based on prior experience with similar grants it is the use of things such as statistical data to show the effectiveness of the program. E.g. 10,000 clients used the service, etc. Let me know please if you want me to seek the additional clarification.**
3. Clause 19.3(a) of Schedule 1, could it be amended to say "pay any part of the Grant due and owing to the Grantee under this Agreement as at 4 weeks from the date of the notice"? **This is a standard clause and I would need further information from you regarding your reasons for requesting the change before seeking advice from our legal team about making changes to the clause. This may delay payment of the grant as their usual turnaround time for legal advice is about 10 working days. If you are able to go ahead without this matter being finalised before signing it will improve our chances of getting the agreement and payment finalised before 30 June. I would be more than happy to submit a request for them to review your concerns on receipt of the additional information, but can't guarantee that the response will be received in time. We do have the option of varying the agreement at any time post-execution.**
4. Could you confirm whether the Reporting table (Section E) is correct?
Sorry, no, the reporting table is incorrect. It appears that one report didn't populate in the table.

The correct reporting timeline should be:

Report type	Period start date	Period end date	Agreed evidence	Due date
Progress report	30/6/2023	30/9/2023		31/10/2023
Progress report	1/10/2023	31/03/2024		30/04/2024
Independent audit report	30/06/2023	31/03/2024	Independent audit report	30/04/2024
Progress report	1/4/2024	30/09/2024		31/10/2024
Progress report	1/10/2024	31/3/2025		30/04/2025
Independent audit report	1/4/2024	31/03/2025	Independent audit report	30/04/2025
Progress report	1/04/2025	30/09/2025		31/10/2025
End of project report	30/06/2023	30/04/2026	Independent audit report	30/05/2026

If you are happy to sign the agreement as it is, we can do a variation post 1 July to show the additional report.

5. Could you confirm that it will be allowable for EDO to carry over a surplus of grant funds at the end of FY24 and FY25 since the grant funds are being paid in advance over four years for three years of activity expense (Section G2)?

There is no issue with carrying over a surplus of funds from one financial year to the next. When you report you will be showing actual expenditure for the reporting period and planned expenditure for the following reporting period. As per our earlier discussions, I purposely structured the payments to allow for a regular payment to EDO, with the final payment made as a lump sum (rather than split into 2 payments in the final financial year). When the final report and independent audit report are received we will do a full reconciliation. If there are any unspent monies we would commence discuss regarding reimbursement at this point.

Happy to discuss further as required.

Regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) M s 22(1)(a)(ii) @industry.gov.au

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OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Wednesday, 14 June 2023 1:18 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) @industry.gov.au; s 22(1)(a)(ii) @edo.org.au>
Subject: EDO Ltd grant - request for clarification of agreement terms

Hi ^{s 22(1)(a)(ii)}

We're looking over the grant agreement now. Five quick things to raise:

1. Clause 2 of Schedule 1, could you clarify what kinds of materials require acknowledgement?
2. Clause 12.3 of Schedule 1, what uses are you expecting to put the Reporting Material to? When you say "adapt", could you clarify what that might mean?
3. Clause 19.3(a) of Schedule 1, could it be amended to say "pay any part of the Grant due and owing to the Grantee under this Agreement as at 4 weeks from the date of the notice"?
4. Could you confirm whether the Reporting table (Section E) is correct?
5. Could you confirm that it will be allowable for EDO to carry over a surplus of grant funds at the end of FY24 and FY25 since the grant funds are being paid in advance over four years for three years of activity expense (Section G2)?

Thank you,

^{s 22(1)(a)(ii)}

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Monday, 19 June 2023 10:58 AM
To: s 22(1)(a)(ii) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii)
Subject: RE: Initial payment of grant - EDOEJA000002 [SEC=OFFICIAL]

Great news, s 22(1)(a)(ii) Thank you for the update. We will confirm next week one way or the other.

Best,
 s 22(1)(a)(ii)

From: s 22(1)(a)(ii)
Sent: Monday, June 19, 2023 10:56 AM
To: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii)
Subject: Initial payment of grant - EDOEJA000002 [SEC=OFFICIAL]

OFFICIAL

Good morning team,

I am pleased to advise that I approved the initial payment of \$2m to EDO for the above grant this morning.

Payments usually take up to 7 working days to process, so please contact me if you haven't received the payment by next Wednesday.

Thank you for all your help getting this across the line before the end of the financial year.

I look forward to continuing to work with you throughout the life of this grant program.

Regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office
 Kairua Country, GPO Box 2013 Canberra ACT 2601
 Department of Industry, Science and Resources
T s 22(1)(a)(ii) **M** s 22(1)(a)(ii) @industry.gov.au

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Friday, 23 June 2023 8:18 AM
To: s 22(1)(a)(ii), s 22(1)(a)(ii)
Subject: RE: EDO payment made [SEC=OFFICIAL]

Thank you too, s 22(1)(a)(ii) Much appreciated.

From: s 22(1)(a)(ii)
Sent: Friday, June 23, 2023 8:16 AM
To: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: EDO payment made [SEC=OFFICIAL]

OFFICIAL

Good morning,

Just a quick email to confirm that the payment to EDO was made overnight.

Thanks for all your help in getting this across the line ahead of the EOFY.

Regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office
Kairua Country, GPO Box 2013 Canberra ACT 2601

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OFFICIAL

Accounts Payable – Supplier Details

Sensitive – When Complete

Authority of Payment Details, Payment by Direct Credit into Nominated Bank Account

This form must be completed by the supplier or an individual requiring payment

General Details: (details are mandatory)			
Registered Business Name*			
Legal Entity Name			
ABN			
Individual First Name (if payment to an individual)		Individual Surname (if payment to an individual)	
Contact and Postal Address: (details are mandatory)			
Contact First Name	s 22(1)(a)(ii)	Contact Surname	s 22(1)(a)(ii)
Address Line 1			
Address Line 2			
Address Line 3			
City		State	
Post Code			
Phone Number	s 22(1)(a)(ii)	Fax Number	
Email Address For remittance advice	s 22(1)(a)(ii) edo.org.au		
Additional Details: (details are mandatory)			
Is this supplier a Small to Medium Business? (less than 200 full time employees)	Click here for options.	Is this supplier a Small to Medium Business with at least 50% Indigenous ownership? (less than 200 full time employees)	Click here for options.
Is this supplier a Commonwealth Department or Agency	Click here for options.		
Grant / Programme / Procurement Details: (if required, to be completed by Dept. Grant / Programme Officer)			
Does this supplier relate to a unique Grant or Programme?	Click here for options.	** If 'Yes' - this supplier will always retain the provided details to assure its link to a specific Grant or Programme. ** If 'No' - this supplier may have contact details updated for future payments.	
Grant / Programme Reference (if known)	Click or tap here to enter text.		
Bank Details: (details are mandatory)			
BSB (must be six digits)		Account Number	
Account Name			
Confirmation/Authorisation			
Signature of Company Representative or individual requiring payment	Date		
** A Signature is not required if this form is emailed as an attachment, and the email address displays the company/individual's full name (eg. Persons.Name@BusinessName.com)			
Submit completed form to the Department of Industry, Science and Resources contact All details are strictly confidential and will only be used for the purpose stated on this form or as required by law			

s 45, s 47G

From: s 22(1)(a)(ii)
Sent: Tuesday, 4 June 2024 1:48 PM
To: s 22(1)(a)(ii) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii)
Subject: RE: technical question re submission [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

Thank you for bringing this to our attention.

Responses to your queries are below.

1. The recent variation was open within the system which prevents any other submissions to be completed. I have withdrawn this temporarily to open the portal for your resubmission of the Progress Report.
2. We are unable to increase character lengths within the portal. To assist with providing the additionally requested information please feel free to prepare the responses in an attachment that can be uploaded as an accompanying document within the portal.
3. I have confirmed that this is a system issue, therefore; please disregard these updates.

Please feel free to reach out if you have any other queries regarding the submission of the Progress Report.

Many Thanks

s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

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OFFICIAL

From: s 22(1)(a)(ii)
Sent: Tuesday, June 4, 2024 10:11 AM
To: s 22(1)(a)(ii)

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Hi s 22(1)(a)(ii)

Just a quick technical question which might create a challenge for us to submit the clarifications/additional information.


1. Your request for clarification states that "To enable any edits to be made to the reports (and any of its attachments), the reports have been set back to Draft within the portal for resubmission." However, we currently don't have ability to edit (please see screenshot below)
2. Would it be possible to increase the character limit in the portal? Currently it does not provide enough space to answer these questions.
3. There where quite a few requests for clarification on the agreed end dates – I am not 100% sure but might it be a software error in the portal which has changed all end dates to the end dates of the grant itself? (second screenshot below)

Are you able to rectify this, or should we provide our input via a consolidated document? (which includes the initial report)

Best Regards

s 22(1)(a)(ii)


[My applications](#)
[New application](#)
[Application summary: EDOEJA000002](#)


Brief

Your application (EDOEJA000002) for:

Environmental Defenders Office and Environmental Justice Australia Program

[Home](#) > [Application summary](#)



A Variation to the Grant Agreement is currently being processed. Reports cannot be edited or submitted until the Variation is complete.

Application summary

[View submitted app](#)

Application title	Applicant	Submitted date
EDOEA - ENVIRONMENTAL DEFENDERS OFFICE LTD	ENVIRONMENTAL DEFENDERS OFFICE LTD	18/04/2023
Status	Funding to	Approved date
In Progress	ENVIRONMENTAL DEFENDERS OFFICE LTD	25/05/2023

Agreed end date

30/04/2026

Estimated end date (optional)

18/03/2024

Actual end date (optional)

18/03/2024

s 22(1)(a)(ii)

Grant Administration Lead

Suite 8.02, 6 O'Connell Street,
Gadi/Sydney NSW 2000

P: s 22(1)(a)(ii)

E: s 22(1)(a)(ii)

edo.org.au

I work in Gadi/Sydney.

I use he/his pronouns.

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From: <edo.org.au>
Sent: Wednesday, 5 June 2024 6:40 PM
To: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: Environmental Defenders Office Grant - EDO EJA 000002 [SEC=OFFICIAL]

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Dear s 22(1)(a)(ii)

Thank you for scheduling a meeting tomorrow.

Could you please include s 22(1)(a)(ii) CEO, and s 22(1)(a)(ii), General Counsel in the meeting invitation? Their email addressees are as follows: s 22(1)(a)(ii) edo.org.au and s 22(1)(a)(ii) @edo.org.au

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy
Environment & Justice

Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

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From: s 22(1)(a)(ii)

Sent: Wednesday, June 5, 2024 1:12 PM

To: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)

Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)

Subject: Re: Environmental Defenders Office Grant - EDO EJA 000002 [SEC=OFFICIAL]

Hi s 22(1)(a)(ii)

would you be able to send us a meeting invite for tomorrow?

Best regards

s 22(1)(a)(ii) | Grant Administration Lead | EDO

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Sent: Wednesday, June 5, 2024 11:01 AM

To: s 22(1)(a)(ii) @edo.org.au; s 22(1)(a)(ii) s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) @industry.gov.au; s 22(1)(a)(ii) @edo.org.au; s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) @edo.org.au>; s 22(1)(a)(ii) @edo.org.au>

Subject: RE: Environmental Defenders Office Grant - EDO EJA 000002 [SEC=OFFICIAL]

OFFICIAL

Good morning s 22(1)(a)(ii)

We can meet either after 3:30pm (SA time) today or tomorrow morning.

Many Thanks

s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Wednesday, June 5, 2024 8:43 AM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) industry.gov.au; s 22(1)(a)(ii) [@edo.org.au](mailto:edo.org.au); s 22(1)(a)(ii) [@edo.org.au](mailto:edo.org.au); s 22(1)(a)(ii) [@edo.org.au](mailto:edo.org.au)

<s 22(1)(a)(ii) industry.gov.au>

Subject: RE: Environmental Defenders Office Grant - EDO EJA 000002 [SEC=OFFICIAL]

OFFICIAL

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Dear s 22(1)(a)(ii)

We would appreciate a meeting today to discuss this. Please let me know what time is suitable.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy
Environment & Justice

Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Tuesday, June 4, 2024 5:39 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;
s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>;
s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: RE: Environmental Defenders Office Grant - EDO EJA 000002 [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

s 45, s 47G

Kind regards,
s 22(1)(a)(ii)

s 22(1)(a)(ii)
Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office
Department of Industry, Science and Resources
M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Monday, June 3, 2024 11:08 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;
s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Subject: Re: Environmental Defenders Office Grant - EDO EJA 000002 [SEC=OFFICIAL]

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Dear s 22(1)(a)(ii)

Thank you for your email below.

As a not for profit and community legal centre, this government funding is a core part of the legal services we provide to the community. We have and will continue to provide information as requested to assist assure the Government that we have complied with the milestone reporting and our obligations under the agreement.

We are in the process of responding to your request of 22 May for further information and expect that the bulk of that information will be provided to you shortly.

s 45, s 47G

We have engaged thoughtfully with your information request and made this proposal in good faith. We would be happy to discuss this proposal should that assist. We look forward to your early response.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy
Environment & Justice

Highfield House, Suite 1-6

1/114 Bathurst Street

nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

E: s 22(1)(a)(ii) [edo.org.au](mailto:info@edo.org.au)

I use she/her pronouns.

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>
Sent: Monday, June 3, 2024 12:27 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>
Subject: RE: Environmental Defenders Office Grant - EDO EJA 000002 [SEC=OFFICIAL]

OFFICIAL

Good Morning s 22(1)(a)(ii)

I hope you are well. We have just received the following advice from our Grants Assurance team.

s 45, s 47G

Question 2: Is the information provided by the Grantee FOI'able?

We do not publicly publish progress reports or associated evidence. The Grantee can go to Grant Connect to view what information on a grant is made publicly available. If a Freedom of Information request were to be submitted, the applicant making the request would need to specify what information they are requesting, what the reasons are for making the request are and how the information will be used. There would need to be a valid reason for us to disclose any information which isn't already published on Grant Connect and we can redact any identifying details that aren't part of the applicant's request.

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Monday, June 3, 2024 11:42 AM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Subject: Re: Environmental Defenders Office Grant - EDO EJA 000002 [SEC=OFFICIAL]

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Hi s 22(1)(a)(ii)

Thank you for your email on Friday.

Have you any further information you can share today?

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy
Environment & Justice

Highfield House, Suite 1-6

1/114 Bathurst Street

nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

E: s 22(1)(a)(ii) [edo.org.au](mailto:info@edo.org.au)

I use she/her pronouns.

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EDO recognises the traditional owners and custodians of the land, seas and rivers of Australia. We pay our respects to Aboriginal and Torres Strait Islander elders past and present, and aspire to learn from traditional knowledge and customs so that, together, we can protect our environment and cultural heritage through law.

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>
Sent: Friday, May 31, 2024 6:23 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) info@edo.org.au>
Subject: RE: Environmental Defenders Office Grant - EDO EJA 000002 [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

Hope you're well. Just following up on this one – we contacted our Assurance Team yesterday with the queries you raised in yesterday's meeting. We have contacted them again today and they reached out for some further information to assist them.

We will be in touch once we hear back from them.

Enjoy the weekend!

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Thursday, May 30, 2024 12:32 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Subject: Environmental Defenders Office Grant - EDO EJA 000002

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear s 22(1)(a)(ii)

We refer to your letter of 22 May 2024.

You have asked us for a range of information with respect to the Progress Report under the Grant, which you have requested by 5 June 2024.

We are in the process of compiling that information and working towards the date requested.

We have some questions to clarify the requests, which we would like to discuss with you. Given the timeframes, we request a meeting today if possible. We can be available any time before 4pm.

Regards

s 22(1)(a)(ii)



Environmental
Defenders Office

**s 22(1)(a)(ii) — Director, Healthy
Environment & Justice**

Highfield House, Suite 1-6

1/114 Bathurst Street

nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

E: s 22(1)(a)(ii) [edo.org.au](mailto:info@edo.org.au)

I use she/her pronouns.

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s 45, s 47G

Country and Culture Project – Recruitment Plan				
Position	Recruitment commenced	Recruitment completed	Outcome	Date staff commenced with EDO
Director, First Nations	Advertised and worked with recruitment agency AES advert	Applications closed April 2022	s 45, s 47G	s 45, s 47G
First Nations Outreach Solicitor	Advertised 27 September 2023 advert	Applications closed 18 October 2023	s 45, s 47G	s 45, s 47G
Special Counsel, First Nations Justice	First advertised 27 September 2023 advert	Applications closed 18 October 2023	s 45, s 47G	s 45, s 47G
	Re-advertised 14 November 2023 advert	Applications closed 13 Dec 2023		
Administrator, First Nations Justice	First advertised 27 September 2023 advert Re-advertised 14 December 2023 advert	Applications closed 6 November 2023 Applications closed 17 January 2024	s 45, s 47G	s 45, s 47G

s 45, s 47G

DOCUMENT 19

s 45, s 47G

TAX INVOICE

Environmental Defenders Office
Attention: s 22(1)(a)(ii) Director, Finance and Operations
Level 5,
263 Clarence Street
SYDNEY NSW 2000

Invoice Date
7 Dec 2023

Invoice Number
INV - 2024 - 040

Reference
EDO - 040

ABN
s 45, s 47G

s 45, s 47G

Description	Quantity	Unit Price	Discount	GST	Amount AUD
Shared cost of the completion of the Analysis and Design phase of the Consensus customisation program from August to November 2023. s 45, s 47G	s 45, s 47G				
Subtotal					s 45, s 47G
TOTAL GST 10%					
TOTAL AUD					s 45, s 47G

Due Date: 21 Dec 2023

Please forward payment directly to our account:

Bank - Commonwealth Bank of Australia
BSB number - s 45, s 47G
Account number - s 45, s 47G

PAYMENT ADVICE

To: s 45, s 47G

Customer Environmental Defenders Office
Invoice Number INV - 2024 - 040
Amount Due s 45, s 47G
Due Date 21 Dec 2023
Amount Enclosed

Enter the amount you are paying above

barhead**TAX INVOICE**

s 45, s 47G

Invoice Date
18 Sep 2023**Invoice Number**
INV-4936**Reference**
s 45, s 47G Consensus
customisation A&D**ABN**
75 609 675 854Barhead Solutions Australia
Pty Ltd
Level 6
222 Pitt St
SYDNEY NSW 2000
AUSTRALIA

Description	Quantity	Unit Price	GST	Amount AUD
s 45, s 47G Consensus Customisation A&D (Completion of Analysis & Design)	s 45, s 47G			s 45, s 47G
			Subtotal	s 45, s 47G
			TOTAL GST 10%	
			TOTAL AUD	s 45, s 47G

Due Date: 18 Oct 2023

BARHEAD SOLUTIONS AUSTRALIA PTY LTD

BSB: s 45, s 47G

Account number s 45, s 47G

Bank: Commonwealth Bank of Australia

Branch Address: 651 Darling St, Rozelle NSW 2039

SWIFT: s 45, s 47G

[View and pay online now](#)

TAX INVOICE

Environmental Defenders Office
Attention: s 22(1)(a)(ii) Director, Finance and Operations
Level 5,
263 Clarence Street
SYDNEY NSW 2000

Invoice Date s 45, s 47G
14 Nov 2023

Invoice Number
INV - 2024 - 032

Reference
EDO - 032

ABN
s 45, s 47G

Description	Quantity	Unit Price	Discount	GST	Amount AUD
Cost of secondment fees for Marrickville's Legal Centre Operations at Manager	s 45, s 47G				
					Subtotal s 45, s 47G
					TOTAL GST 10%
					TOTAL AUD s 45, s 47G

Due Date: 28 Nov 2023
Please forward payment directly to our account:

Bank - Commonwealth Bank of Australia
BSB number s 45, s 47G
Account numb s 45, s 47G

PAYMENT ADVICE		Customer	Environmental Defenders Office
		Invoice Number	INV - 2024 - 032
		Amount Due	s 45, s 47G
		Due Date	28 Nov 2023
		Amount Enclosed	
To: s 45, s 47G		Enter the amount you are paying above	



TAX INVOICE

Environmental Defenders Office Ltd
Suite 8.02, Level 8
SYDNEY NSW 2000
AUSTRALIA

Invoice Date
14 Nov 2023

Invoice Number
INV-0413

Reference
Deposit

ABN
95 636 282 301

Creative Freedom Pty Ltd
100 Harris St
PYRMONT NSW 2009
AUSTRALIA

Description	Quantity	Unit Price	GST	Amount AUD
50% Deposit for Gateway Tool Rebuild	s 45, s 47G			
			Subtotal	s 45, s 47G
			TOTAL GST 10%	
			TOTAL AUD	s 45, s 47G

Due Date: 28 Nov 2023

Preferred payment method is direct debit, paid within 14 days of invoice delivery. Please reference your invoice number when paying this invoice into the following account:

Account Name: Creative Freedom Pty Ltd
BSB: s 45, s 47G
Account Number: s 45, s 47G

For alternative payment methods please contact us directly.

s 45, s 47G

s 45, s 47G

s 45, s 47G

s 45, s 47G




From: s 22(1)(a)(ii) <s 22(1)(a)(ii)@edo.org.au>
Sent: Friday, 14 June 2024 11:14 AM
To: s 22(1)(a)(ii) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: enable editing in portal RE: Environmental Defenders Office Grant – EDOEJA0000002 – Progress Report and Independent Audit Report [SEC=OFFICIAL]

OFFICIAL

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Hi s 22(1)(a)(ii)
Hi s 22(1)(a)(ii)

I have a quick technical request; could you enable the editing function for us in the portal, please. Currently it only enables us to view, and it is not set back to draft as indicated in the letter.

Progress report	EDOEJA0000002	Approved	31/10/2023	31/10/2023	20/11/2023	EDOEJA0000002	View
Ad hoc report	EDOEJA00000214	Submitted	30/04/2024	30/04/2024			 View
Progress report	EDOEJA00000022	Submitted	30/04/2024	5/06/2024			 View
Progress report	EDOEJA00000024	Draft	31/10/2024				 Edit

Best regards

s 22(1)(a)(ii)

s 22(1)(a)(ii) | Grant Administration Lead | EDO

From: s 22(1)(a)(ii)
Sent: Friday, June 14, 2024 7:50 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Environmental Defenders Office Grant – EDOEJA0000002 – Progress Report and Independent Audit Report [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

I hope you are well. Thank you for your letter dated 6 June 2024 and for the resubmission of the EDO Progress Report. We have reviewed the Progress Report and supporting documentation and have several remaining

queries and actions to be addressed. Please find attached a letter (and accompanying attachment) which outlines the information we require to complete our assessment. For us to release a progress payment to a Grantee, we must be satisfied that the Progress Report submitted is satisfactory.

I am out of the office today, returning Monday. If you have any concerns in relation to the attached, please feel free to reach out to s 22(1)(a)(ii) (SA State Manager) via email. Alternatively, please email s 22(1)(a)(ii) industry.gov.au and a member of our team will be in contact with you.

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Thursday, June 6, 2024 5:53 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Subject: Environmental Defenders Office Grant – EDOEJA0000002 – Progress Report and Independent Audit Report

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Dear s 22(1)(a)(ii)

We refer to your letter of 22 May 2024. Please see attached a letter of today's date with attachments in response.

If it would assist to clarify any aspect of this letter or the progress report, please do not hesitate to contact us. Should you wish to discuss, my best number is s 22(1)(a)(ii) .

We look forward to your early response.

Kind regards

s 22(1)(a)(ii)

**s 22(1)(a)(ii) — Director, Healthy
Environment & Justice**

Highfield House, Suite 1-6

1/114 Bathurst Street

nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

E: s 22(1)(a)(ii) edo.org.au

I use she/her pronouns.

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Friday, 14 June 2024 12:12 PM
To: s 22(1)(a)(ii) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: Environmental Defenders Office Grant – EDOEJA0000002 – Progress Report and Independent Audit Report [SEC=OFFICIAL]

OFFICIAL

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Thank you s 22(1)(a)(ii)

s 22(1)(a)(ii) is in training today so I am responding.

s 22(1)(a)(ii) are you able to make time for a brief conversation with me this afternoon?

Kind regards

s 22(1)(a)(ii)



s 22(1)(a)(ii) — CEO/Solicitor

Level 8, 6 O'Connell Street, Gadi/Sydney

NSW 2000

M: s 22(1)(a)(ii)

E: s 22(1)(a)(ii) edo.org.au

EA: s 22(1)(a)(ii) edo.org.au

EA: +s 22(1)(a)(ii)

I use he/his pronouns.

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Please note that I am sending this email at a time convenient to me. I may have emailed you at an odd hour, I certainly do not expect a response outside of business hours. I understand that an aspect of flexible working is that responses will be dictated by personal circumstances.

From: s 22(1)(a)(ii)
Sent: Friday, June 14, 2024 7:50 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Environmental Defenders Office Grant – EDOEJA0000002 – Progress Report and Independent Audit Report [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

I hope you are well. Thank you for your letter dated 6 June 2024 and for the resubmission of the EDO Progress Report. We have reviewed the Progress Report and supporting documentation and have several remaining queries and actions to be addressed. Please find attached a letter (and accompanying attachment) which outlines the information we require to complete our assessment. For us to release a progress payment to a Grantee, we must be satisfied that the Progress Report submitted is satisfactory.

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Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office
 Department of Industry, Science and Resources

M s 22(1)(a)(ii) | **E** s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Thursday, June 6, 2024 5:53 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Subject: Environmental Defenders Office Grant – EDOEJA0000002 – Progress Report and Independent Audit Report

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Dear s 22(1)(a)(ii)

We refer to your letter of 22 May 2024. Please see attached a letter of today's date with attachments in response.

If it would assist to clarify any aspect of this letter or the progress report, please do not hesitate to contact us. Should you wish to discuss, my best number is 0437 284 909.

We look forward to your early response.

Kind regards

s 22(1)(a)(ii)

s 22(1)(a)(ii) — Director, Healthy
Environment & Justice

Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

E: s 22(1)(a)(ii) edo.org.au

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s 45, s 47G

DOCUMENT 29

s 45, s 47G

TAX INVOICE

Environmental Defenders Office
Attention: s 22(1)(a)(ii) Director, Finance and Operations
Level 5,
263 Clarence Street
SYDNEY NSW 2000

Invoice Date
7 Dec 2023

Invoice Number
INV - 2024 - 040

Reference
EDO - 040

ABN
s 45, s 47G

s 45, s 47G

Description	Quantity	Unit Price	Discount	GST	Amount AUD
Shared cost of the completion of the Analysis and Design phase of the Consensus customisation program from August to November 2023. s 45, s 47G	s 45, s 47G				
				Subtotal	s 45, s 47G
				TOTAL GST 10%	
				TOTAL AUD	s 45, s 47G

Due Date: 21 Dec 2023

Please forward payment directly to our account:

Bank - Commonwealth Bank of Australia
BSB number s 45, s 47G
Account number s 45, s 47G

PAYMENT ADVICE

To: s 45, s 47G

Customer	Environmental Defenders Office
Invoice Number	INV - 2024 - 040
Amount Due	s 45, s 47G
Due Date	21 Dec 2023
Amount Enclosed	
Enter the amount you are paying above	

barhead**TAX INVOICE**

s 45, s 47G

Invoice Date
18 Sep 2023**Invoice Number**
INV-4936**Reference**
s 45, s 47G | Consensus
customisation A&D**ABN**
75 609 675 854Barhead Solutions Australia
Pty Ltd
Level 6
222 Pitt St
SYDNEY NSW 2000
AUSTRALIA

Description	Quantity	Unit Price	GST	Amount AUD
s 45, s 47G Consensus Customisation A&D (Completion of Analysis & Design)	s 45, s 47G			
			Subtotal	s 45, s 47G
			TOTAL GST 10%	
			TOTAL AUD	s 45, s 47G

Due Date: 18 Oct 2023

BARHEAD SOLUTIONS AUSTRALIA PTY LTD

BSB: s 45, s 47G

Account number: s 45, s 47G

Bank: Commonwealth Bank of Australia

Branch Address: 651 Darling St, Rozelle NSW 2039

SWIFT: s 45, s 47G

[View and pay online now](#)

s 45, s 47G

s 45, s 47G

s 45, s 47G



Scientific Officer – Australia-wide

- **Location:** Australia wide – You will be based out of one of our EDO offices under our flexible working arrangements. Our list of [office locations](#).
- **Term:** This position is a 12-month fixed term contract (possible extension based on funding).
- **Part-time:** Three days per week (i.e 0.6FTE which 22.5 hours)

Remuneration: SCHADS Level 5: FTE \$84-92k + 10% super + 17.5% Annual Leave Loading

Aboriginal and Torres Strait Islander peoples are particularly encouraged to apply

Environmental Defenders Office (EDO) is the largest environmental legal centre in the Australia-Pacific, dedicated to protecting our climate, communities and shared environment by providing access to justice, running ground breaking litigation and leading law reform advocacy.

We are an accredited community legal service and a non-government, not-for-profit organisation that uses the law to protect and defend Australia's wildlife, people and places. See <https://www.edo.org.au/our-work/> for more information on our work.

The opportunity:

We are seeking to employ an in-house Scientific Officer to expand the range of advice we can provide to our team of solicitors and clients. You will work closely with the Director – Science and Expert Advisory and a small team to provide advice on a wide range of scientific issues, and the environmental impact assessment process, in relation to projects around Australia.

Applications close: 9:00 AM AEST, 11th Aug 2021

[Scientific Officer – Position Description](#) Download

Selection Criteria:

- A degree in science, natural resource management, or a related discipline.
- At least 3 years professional experience in science, natural resource management, or a related discipline.
- Excellent research, analytical and problem solving skills.
- Demonstrated science communication skills with an ability to distil complex scientific and technical information into plain English for a range of audiences including lawyers, community members and scientists.
- Ability to work as part of a team, including team members in remote areas.
- Demonstrated time management skills with the ability to manage and meet competing deadlines.
- An interest in a wide range of scientific and technical issues, and in working on issues to support public interest environmental outcomes.
- Commitment to EDO values.

- Qualifications or experience in hydrology, hydrogeology, geology, geochemistry or economics.
- A well established network of scientific and technical contacts.
- Experience in engaging with community organisations.

Our Culture and Benefits:

- We care deeply about creating a workplace where our team members feel valued, respected and empowered. We are committed to providing equal opportunity regardless of gender identity, ethnicity, disability, sexual orientation or life stage.
- The chance to be part of the largest environmental legal practice in the Australia-Pacific.
- A very flexible and family-friendly workplace.
- Option to work from home and the office.
- Paid Parental Leave.
- 15 Days Personal/carer's leave.
- Extra leave over the Christmas period.
- Access to EAP.
- Ongoing professional development opportunities.
- EDO proudly has a JEDI (Justice, Equality, Diversity, Inclusion), and a Mental Health Ambassador Committee, and is developing a First Nations Indigenous Peoples Program with the aid of indigenous-led consultancies.

Our Values:

Commitment – We are committed to; a united organisation, to each other, to collaboration, to justice, to our communities and to creating a world where nature thrives.

Diversity – We are respectful of and welcome diversity of staff, volunteers, offices, environmental regions, communities, stakeholders.

Integrity – We work effectively, efficiently, strategically, professionally, and ethically; “justice is in our nature”.

Visionary – We lead change and environmental empowerment using innovation, creativity, and courage.

Applications must include a CV and a letter that clearly addresses each of the selection criteria. Applications which do not address the selection criteria will not be considered.

For further information or sending your application, please contact Megan Kessler, Director – Science and Expert Advisory on 02 9262 6989 or via email at recruitment@edo.org.au. using the subject line: **Scientific Officer – Australia Wide enquiry via EDO's website.**

All offers of employment are subject to satisfactory background checks including a National Police Check, disclosure of previous or current disciplinary action, referee checks, proof of eligibility to work in Australia and qualification checks.

EDO welcome applications from Aboriginal and Torres Strait Islander people, those from culturally and linguistically diverse backgrounds, workers of all ages, people with disabilities and people who identify as LGBTQIA+.

Applications close: 9:00 AM AEST, 11th Aug 2021

Country and Culture Project – Recruitment Plan				
Position	Recruitment commenced	Recruitment completed	Outcome	Date staff commenced with EDO
Director, First Nations	Advertised and worked with recruitment agency AES advert	Applications closed April 2022	s 45, s 47G	s 45, s 47G
First Nations Outreach Solicitor	Advertised 27 September 2023 advert	Applications closed 18 October 2023	s 45, s 47G	s 45, s 47G
Special Counsel, First Nations Justice	First advertised 27 September 2023 advert Re-advertised 14 November 2023 advert	Applications closed 18 October 2023 Applications closed 13 Dec 2023	s 45, s 47G	s 45, s 47G
Administrator, First Nations Justice	First advertised 27 September 2023 advert Re-advertised 14 December 2023 advert	Applications closed 6 November 2023 Applications closed 17 January 2024	s 45, s 47G	s 45, s 47G

Director, First Nations Program

Job title: Director, First Nations Program

Reporting to: Chief Executive Officer

Mandatory Requirements: This is an **Identified Position** – It is an occupational requirement that this position be filled by an Aboriginal and/or Torres Strait Islander person.

Location: Can work from anywhere, with expectation of some travel and time-to-time attendance at your *designated office*.

Salary range: \$124,485 - \$145,653 + 10% superannuation (Pro rata if offered part time)

We are:

An environmental law practice protecting the Australia Pacific region by delivering legal solutions for peoples, nature and our climate.

We empower communities by making the tool of law both accessible and understandable. From community workshops and public submissions, to representing groups and individuals in forums from local tribunals to the highest courts in the region and international bodies.

Through legal investigation, litigation, legal advocacy and engagement with communities and the media, we are the legal watchdog that sees laws enforced, government held to account, democracy defended, and environmentally damaging actions propelled into the spotlight. We work alongside our clients and other important actors who share our vision of a world where nature thrives.

We recognise the urgency of this decade of consequence. In response we work with clients and communities to design and deliver transformative legal interventions which push the boundaries of existing legal frameworks. Our work has the power to influence rapid systemic changes which have the potential to address the underlying structures which lead to environmental degradation and prevent environmental enhancement.

The burdens of environmentally destructive practices are unequally shared between communities and across generations. We fight for environmental justice and invest in long-term community partnerships, enabling us to focus on the needs and desires of those communities. Through our work we address the distributive injustice and inequity associated with environmental degradation.

We acknowledge, value and respect the different legal systems that exist and apply in the region, First Law, International Law and western law. We also acknowledge the ongoing harm and racism which is perpetuated by the colonial legal framework. We are working to understand and define our role within that framework of legal pluralism. This Program will play a big part in helping us answer those big questions.

Our vision cannot be achieved alone. Consequently, we play a leadership and partnership role alongside the many organisations seeking a world where nature thrives, collaborating with partners, both traditional and unexpected – because many strategies, tactics and tools are necessary to achieve our vision.

Outreach Solicitor (Identified) - First Nations Justice - Flexible Location

Environmental Defenders Office Ltd

- Location: Anywhere within Australia or the Torres Strait Islands
- Term: until 30 April 2026
- Part-time: 30 hours (0.8 FTE)
- Remuneration: SCHADS Level 5: 1 FTE: \$94,550 - \$101,900 + 11% super + 17.5% Annual Leave Loading
- Mandatory Requirements: This is an Identified Position - It is an occupational requirement that this position be filled by an Aboriginal and/or Torres Strait Islander person
- Travel will be required at times to fulfil this role
- Reporting to: Special Counsel, First Nations Justice

Since time immemorial, First Nations and Indigenous peoples have been taking care of their Countries in Australia and the Pasifik. These deep understandings, knowledges and experiences are critical to maintaining the health and vitality of Australia and the Pasifik's unique wildlife and ecosystems. EDO respects these great knowledges, and strongly believes that EDO cannot achieve a world where nature thrives without working alongside First Nations and Indigenous peoples.

EDO has been doing a lot of internal work in ensuring that EDO is constantly building itself to be as safe as it can for First Nations peoples and aims to become an employer of choice for First Nations peoples. EDO has done this through beginning the establishment of Indigenous leadership at the Executive level, which is guiding EDO to better work alongside First Nations peoples to protect their Countries and waters in Australia and the Torres Strait Islands, and centre understanding of - and respect for - First Nations perspectives in our work. EDO has also built the governance and policy infrastructure within EDO to sustain, whilst continuously improving, culturally safe work practices for all team members, but specifically First Nations team members. This structure includes a First Nations Strategic Advisory Committee, made up of six First Nations community members from across Australia and the Torres Strait Islands who provide strategic guidance to EDO.

EDO understands that First Nations professionals can bring both their professional skills, as well as their lived experiences as First Nations peoples to their work, which can provide better services to First Nations clients. EDO is very excited to reach the maturity to now safely be able to offer identified positions within EDO, to better serve a large portion of EDO's client base.



Environmental
Defenders Office

SHARE JOB



Environmental Defenders Office Ltd

\$ \$94,550 - \$101,900 FTE + 11% super + 17.5% Annual Leave Loading

📅 Applications close: 6:47 AM CEST, 18th Oct 2023 (expired)

📅 Job posted on: 27th Sep 2023

📍 Sydney

⌚ Part Time, Contract

🌱 Indigenous, Legal and Human Rights, Environment and Sustainability

🏠 Not For Profit (NFP)

More from this Employer

FOI 300092

Special Counsel (Identified) - First Nations Justice - Flexible Location

Views	Clicks	Expired on
39	0	18/10/2023

Job Listing

Applicants

Special Counsel (Identified) - First Nations Justice - Flexible Location

Environmental Defenders Office Ltd

- Location: Anywhere within Australia or the Torres Strait Islands
- Term: until 30 April 2026
- Full-time: 37.5 hours (Part time at 0.8 FTE will be considered)
- Remuneration: SCHADS Level 8: \$127,725 - \$141,668 + 11% super + 17.5% Annual Leave Loading
- Mandatory Requirements: This is an Identified Position – It is an occupational requirement that this position be filled by an Aboriginal and/or Torres Strait Islander person
- Travel will be required at times to fulfill this role
- Reporting to: Director, First Nations Program

Since time immemorial, First Nations and Indigenous peoples have been taking care of their Countries in Australia and the Pasifik. These deep understandings, knowledges and experiences are critical to maintaining the health and vitality of Australia and the Pasifik's unique wildlife and ecosystems. EDO respects these great knowledges, and strongly believes that EDO cannot achieve a world where nature thrives without working alongside First Nations and Indigenous peoples.

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THE OPPORTUNITY



Environmental Defenders Office

Apply Now

Applications for this role will take you to the employer's site.

SHARE JOB



Environmental Defenders Office Ltd

\$ \$127,725 - \$141,668 + 11% super + 17.5% Annual Leave Loading

📅 Applications close: 6:47 AM CEST, 18th Oct 2023 (expired)

📅 Job posted on: 27th Sep 2023

📍 Sydney

🕒 Full Time, Contract

🌱 Indigenous, Legal and Human Rights, Environment and Sustainability

🏠 Not For Profit (NFP)

More from this Employer

Special Counsel (Identified) - First Nations Justice - Flexible Location

Environmental Defenders Office Ltd

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- Remuneration: SCHADS Level 8: \$127,725 - \$141,668 + 11% super + 17.5% Annual Leave Loading
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Environmental
Defenders Office

SHARE JOB



Environmental Defenders Office Ltd

\$ \$127,725 - \$141,668 + 11% super + 17.5% Annual Leave Loading

📅 Applications close: 1:59 PM CET, 13th Dec 2023 (expired)

📅 Job posted on: 14th Nov 2023

📍 Sydney

🕒 Full Time, Contract

🌱 Indigenous, Legal and Human Rights, Environment and Sustainability

🏠 Not For Profit (NFP)

More from this Employer

First Nations Justice Administrator (Identified) - Flexible Location

Views	Clicks	Expired on
121	6	06/11/2023

Job Listing

Applicants

First Nations Justice Administrator (Identified) - Flexible Location

Environmental Defenders Office Ltd

- Location: Anywhere within Australia or the Torres Strait Islands.
- Term: Until 30 April 2026.
- Full-time: 37.5 hours.
- Remuneration: SCHADS Level 4: \$83,000 + 11% super + 17.5% Annual Leave Loading.
- Mandatory Requirements: This is an Identified Position – It is an occupational requirement that this position be filled by an Aboriginal and/or Torres Strait Islander person.
- Travel may be required to support the First Nations Director and the First Nations Strategic Advisory Committee.
- Reporting to: Director, First Nations Program.

Since time immemorial, First Nations and Indigenous peoples have been taking care of their Countries in Australia and the Pasifik. These deep understandings, knowledges and experiences are critical to maintaining the health and vitality of Australia and the Pasifik's unique wildlife and ecosystems. EDO respects these great knowledges, and strongly believes that EDO cannot achieve a world where nature thrives without working alongside First Nations and Indigenous peoples.

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Environmental
Defenders Office

Apply Now

Applications for this role will take you to the employer's site.

SHARE JOB

Environmental Defenders Office
Ltd

\$ \$83,000 per annum + 11% super
+ 17.5% Annual Leave Loading

📅 Applications close: 1:59 PM CET,
6th Nov 2023 (expired)

📅 Job posted on: 27th Sep 2023

📍 Sydney

🕒 Contract, Full Time, Part Time

📌 Administration, Indigenous,
Legal and Human Rights

🏠 Not For Profit (NFP)

More from this Employer

First Nations Justice Administrator - Flexible Location

Environmental Defenders Office Ltd

- Location: Anywhere within Australia or the Torres Strait Islands.
- Term: Until 30 April 2026.
- Full-time: 37.5 hours.
- Remuneration: SCHADS Level 4: \$83,000 + 11% super + 17.5% Annual Leave Loading.
- Aboriginal and Torres Strait Islander peoples, and members of the Global Majority* are particularly encouraged to apply.
- Travel may be required to support the First Nations Director and the First Nations Strategic Advisory Committee.
- Reporting to: Director, First Nations Program.

Since time immemorial, First Nations and Indigenous peoples have been taking care of their Countries in Australia and the Pasifik. These deep understandings, knowledges and experiences are critical to maintaining the health and vitality of Australia and the Pasifik's unique wildlife and ecosystems. EDO respects these great knowledges, and strongly believes that EDO cannot achieve a world where nature thrives without working alongside First Nations and Indigenous peoples.

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Environmental
Defenders Office

SHARE JOB



Environmental Defenders Office Ltd

\$ \$83,000 per annum + 11% super + 17.5% Annual Leave Loading

📅 **Applications close:** 7:00 AM CET, 17th Jan 2024 (expired)

📅 **Job posted on:** 13th Dec 2023

📍 Sydney

🕒 Contract, Full Time, Part Time

🔍 Administration, Indigenous, Legal and Human Rights

🏠 Not For Profit (NFP)

More from this Employer

s 45, s 47G



NAB Connect

Beneficiary Advice

Transaction Details

Date	21-Dec-2023
Beneficiary Account Name	s 45, s 47G
Beneficiary Account Number	
Amount	
Description	INV.2024.040

This transaction has been processed by NAB Connect and sent to the above beneficiary account.

End of report



NAB Connect

Beneficiary Advice

Transaction Details

Date	30-Nov-2023
Beneficiary Account Name	s 45, s 47G
Beneficiary Account Number	
Amount	
Description	INV.2024.032

This transaction has been processed by NAB Connect and sent to the above beneficiary account.

End of report



NAB Connect

Beneficiary Advice

Transaction Details

Date	16-Nov-2023
Beneficiary Account Name	CREATIVE FREEDOM PTY LTD
Beneficiary Account Number	s 45, s 47G
Amount	
Description	INV NO.0413

This transaction has been processed by NAB Connect and sent to the above beneficiary account.

End of report



Environmental Defenders Office

17 June 2024

Ms **s 22(1)(a)(ii)**
Program Manager
Business Grants Hub and Integrity
Department of Industry, Science and Resources

By email: **s 22(1)(a)(ii)** industry.gov.au

CONFIDENTIAL

Dear **s 22(1)(a)(ii)** ,

Environment Defenders Office Grant- EDOEJA000002- Progress and Independent Audit Reports

We refer to your letter of 14 June 2024.

You have asked us to address a number of queries regarding our previously submitted Updated Progress Report (EDOEJA0000022) for the period of 1 October 2023 to 31 March 2024.

You have requested that we provide the additional information via the portal by close of business 19 June 2024.

We can **confirm** that we have now updated and submitted the Progress Report to the Portal. For the avoidance of doubt, the progress report now submitted supercedes any previous version.

Please also find **attached** a response to each question from your letter, reflected in the now submitted report, along with Annexures as follows:

1. Annexure 1 – **s 45, s 47G**
2. Annexure 2 – Threatened Species Advertisement
3. Annexure 3 – **s 45, s 47G**
4. Annexure 4 –
5. Annexure A2 – **s 45, s 47G** Payment Advice
6. Annexure B2 – **s 45, s 47G** Payment Advice
7. Annexure C2 – Creative Freedom Payment Advice

Please do not hesitate to contact me directly on **s 22(1)(a)(ii)** if there is any further clarification required.

Yours faithfully

s 22(1)(a)(ii)
E sydney@edo.org.au

s 22(1)(a)(ii)
W edo.org.au

Suite 8.02, Level 8, 6 O'Connell Street Sydney, NSW 2000

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Director, Healthy Environment and Justice

Application EDOEJA000002

Report summary

Report

Ad hoc report

Due date

30/04/2024

Status

Submitted

Submitted date

17/06/2024

Submitted by

s 22(1)(a)(ii)

Information requested

Provide information requested by your customer service manager.

You should reference any documents attached below.

Please find enclosed the following documents:

Letter to Business Grants Hub of 17 June 2024

Annexure 1 s 45, s 47G

Annexure 2 - Threatened Species Advertisement

Annexure 3A - Country and Culture Recruitment Plan

Annexure 3B - Country and Culture Advertisements

Annexure 4 - s 45, s 47G

Annexure 5 -

Annexure A2 - s 45, s 47G Payment advice

Annexure B2 - Payment advice

Annexure C2 - Creative Freedom payment advice

Additional documents

If you need to provide additional documents you should attach them here.

Additional documents

Include any documents requested by your customer service manager.

Letter to Business Grants Hub 17 June 2024.pdf	
Annexure 1 - s 45, s 47G	
Annexure 2 - Threatened Species Advertisement.pdf	
Annexure 3A - Recruitment Plan - Country and Culture.pdf	
Annexure 3B - Recruitment Advertisements - Country and Culture.pdf	
Annexure 4 - s 45, s 47G	
Annexure 5 - s 45, s 47G	
Annexure A2 s 45, s 47G	payment advice.pdf
Annexure B2 - s 45, s 47G	payment advice.pdf
Annexure C2 - Creative Freedom payment advice.pdf	

Declaration

I am authorised by the grantee to submit this report and declare that:

- the information in this report is accurate, complete and not misleading and that I understand the giving of false or misleading information is a serious offence under the *Criminal Code 1995* (Cth)
- the activities identified in this report are for the purposes stated in the grant agreement
- I am aware of the grantee's obligations under their grant agreement, including the need to keep the Commonwealth informed of any circumstances that may impact on the objectives, completion and/or outcomes of the agreed project
- I am aware that the grant agreement empowers the Commonwealth to terminate the grant agreement and to request repayment of funds paid to the grantee where the grantee is in breach of the grant agreement.

By checking this box, I agree to all of the above declarations and confirm all of the above statements to be true.

Yes

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Monday, 17 June 2024 11:31 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: Actual Wage Breakdown - draft for feedback [SEC=OFFICIAL:Sensitive]

OFFICIAL: Sensitive

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear s 22(1)(a)(ii)

Thank you for your quick response. I have noted the suggested amendment and actioned it.

We will formally submit these documents along with the other outstanding responses later today.

Kind regards,

s 22(1)(a)(ii)

From: s 22(1)(a)(ii)
Sent: Monday, June 17, 2024 9:35 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Actual Wage Breakdown - draft for feedback [SEC=OFFICIAL:Sensitive]

OFFICIAL: Sensitive

Good morning s 22(1)(a)(ii)

Thanks for the email.
s 45, s 47G

Thanks for your efforts on pulling this together.

Many Thanks

s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

industry.gov.au ABN 74 599 608 295

Supporting economic growth and job creation for all Australians | We are collaborative, innovative, respectful and strive for excellence

Acknowledgement of Country



Our department recognises the First Peoples of this nation and their ongoing connection to culture and country. We acknowledge First Nations Peoples as the Traditional Owners, Custodians and Lore Keepers of the world's oldest living culture and pay respects to their Elders past, present and emerging.



OFFICIAL: Sensitive

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Sunday, June 16, 2024 3:16 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Subject: EDO: Actual Wage Breakdown - draft for feedback

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear ^{s 22(1)(a)(ii)}

Good morning.

Thank you for your time on Friday afternoon. Apologies for the weekend email but I hope to have this to you as early as possible.

s 45, s 47G

I look forward to your feedback. Please contact me with any questions or comments prior to submission – ^{s 22(1)(a)(ii)}, if easier.

Kind regards,

^{s 22(1)(a)(ii)}



Scientific Officer – Biodiversity or Species Extinction Specialist

- **Location:** Australia wide – Flexible
- **Term:** This position is a 3-year contract (possible extension based on funding).
- **Full-time:** 37.5 hours
- **Remuneration:** SCHADS Level 5: FTE \$88,400 – 96,250 + 11% super + 17.5% Annual Leave Loading
- **Aboriginal and Torres Strait Islander peoples are particularly encouraged to apply**

[Read position description here.](#)

Environmental Defenders Office (EDO) is the largest environmental legal centre in the Australia-Pacific, dedicated to protecting our climate, communities and shared environment by providing access to justice, running ground breaking litigation and leading law reform advocacy.

As the region's legal experts in our field, we aim to be a brave, unified, and focused team, committed to inclusion and excellence in all that we do. We strive to be a diverse and inclusive workplace supporting a highly skilled, engaged, and effective team, where everyone can feel that they belong.

The Opportunity

We are seeking to employ an in-house Scientific Officer to expand the range of advice we can provide to our team of solicitors and clients. You will work closely with the Director – Science and Expert Advisory and a small team that ensures EDO remains a credible source of information for both clients and decision makers. Our science program compliments and supports our deep expertise in law.

An exciting opportunity to work across Australia with a particular focus on WA and NT that ensures EDO is at the forefront of integrating science into Australia's legal frameworks and decision making. In this role you will be integrating science and legal issues surrounding healthy environments supporting species recoveries by reducing species extinctions.

The Candidate

The ideal candidate will have a broad knowledge base and enjoy applying their knowledge to complex issues, as well as assimilating and applying new knowledge.

They will be skilled at interpreting and translating technical documents to identify issues and formulate guiding advice, from which legal theory and strategy can be developed.

Working from a regional office, and remotely, with science colleagues spread across the country, the candidate will be self-motivated and work well in a multi-disciplinary team environment, where they will often be the only member of the science team amongst an office of lawyers.

Selection Criteria

Core

- A degree in biological science, applied science, or a related discipline.
- At least 3 years professional experience in science, natural resource management, or a related discipline.
- Excellent research, analytical and problem-solving skills.
- Demonstrated science communication skills with an ability to distil complex scientific and technical information into plain English for a range of audiences including lawyers, community members and scientists.
- Ability to work as part of a team, including team members in remote areas.
- Demonstrated time management skills with the ability to manage and meet competing deadlines.
- An interest in a wide range of scientific and technical issues, and in working on issues to support public interest environmental outcomes.
- Commitment to EDO values.

Desirable

- Qualifications or experience in biodiversity or species extinctions and management, terrestrial and aquatic experience. A working knowledge of biodiversity offsets and monitoring protocols, or forestry management.
- A well-established network of scientific and technical contacts.
- Experience in engaging with community organisations.

Our Culture and Benefits

- We care deeply about creating a workplace where our team members feel valued, respected and empowered. We are committed to providing equal opportunity regardless of gender identity, ethnicity, disability, sexual orientation or life stage.
- The chance to be part of the largest environmental legal practice in the Australia-Pacific.
- A very flexible and family-friendly workplace.
- Option to work from home.
- Paid Parental Leave.
- 15 Days Personal/carer's leave.
- Extra leave over the Christmas period.
- Access to EAP.
- Ongoing professional development opportunities.
- EDO proudly has a JEDI (Justice, Equality, Diversity, Inclusion), and a Mental Health Ambassador Committee, and is developing a First Nations Indigenous Peoples Program with the aid of indigenous-led consultancies.

Our Values:

Commitment – We are committed to; a united organisation, to each other, to collaboration, to justice, to our communities and to creating a world where nature thrives.

Diversity – We are respectful of and welcome diversity of staff, volunteers, offices, environmental regions, communities, stakeholders.

Integrity – We work effectively, efficiently, strategically, professionally, and ethically; “justice is in our nature”.

Visionary – We lead change and environmental empowerment using innovation, creativity, and courage.

EDO recognises that vaccination is a personal choice, and we must find a balance between the safety of employees and volunteers, and individual rights. Accordingly, to protect the health and safety of our employees, volunteers, clients and visitors in our workplace, as detailed in our Covid-19 Safety Policy we have a condition for EDO employees, volunteers, clients and visitors who enter our offices or attend EDO meetings or EDO events to be fully vaccinated against COVID-19.

All offers of employment may be subject to satisfactory background checks including a National Police Check, disclosure of previous or current disciplinary action, referee checks, proof of eligibility to work in Australia and qualification checks.

EDO welcome applications from Aboriginal and Torres Strait Islander people, those from culturally and linguistically diverse backgrounds, workers of all ages, people with disability and people who identify as LGBTQIA+.

Applications must include a CV and a letter that clearly addresses each of the selection criteria.

Applications which do not address the selection criteria will not be considered.

Applications close on Monday 17th July 2023. Applications should be emailed to recruitment@edo.org.au with “Application for position of Scientific Officer” in the subject line.

Interviews will take place on the week commencing 24th July 2023.

If you have any accessibility needs for the recruitment or interviewing process, please let us know.

Join the legal battle to protect our unique and precious environment

With support from people like you, we can run more groundbreaking cases and deliver expert legal advice to people all over the Australia-Pacific region.

[Donate Today](#)



Environmental Defenders Office

17 June 2024

Ms **s 22(1)(a)(ii)**
Program Manager
Business Grants Hub and Integrity
Department of Industry, Science and Resources

By email: **s 22(1)(a)(ii)** industry.gov.au

CONFIDENTIAL

Dear Ms **s 22(1)(a)(ii)**

Environment Defenders Office Grant- EDOEJA000002- Progress and Independent Audit Reports

We refer to your letter of 14 June 2024.

You have asked us to address a number of queries regarding our previously submitted Updated Progress Report (EDOEJA0000022) for the period of 1 October 2023 to 31 March 2024.

You have requested that we provide the additional information via the portal by close of business 19 June 2024.

We can **confirm** that we have now updated and submitted the Progress Report to the Portal. For the avoidance of doubt, the progress report now submitted supercedes any previous version.

Please also find **attached** a response to each question from your letter, reflected in the now submitted report, along with Annexures as follows:

1. Annexure 1 – **s 45, s 47G**
2. Annexure 2 – Threatened Species Advertisement
3. Annexure 3 – **s 45, s 47G**
4. Annexure 4 –
5. Annexure A2 – **s 45, s 47G** Payment Advice
6. Annexure B2 – Payment Advice
7. Annexure C2 – Creative Freedom Payment Advice

Please do not hesitate to contact me directly on **s 22(1)(a)(ii)** if there is any further clarification required.

Yours faithfully

s 22(1)(a)(ii)
E sydney@edo.org.au

s 22(1)(a)(ii)
W edo.org.au

Suite 8.02, Level 8, 6 O'Connell Street Sydney, NSW 2000

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Director, Healthy Environment and Justice

From: <edo.org.au>
Sent: Wednesday, 19 June 2024 3:33 PM
To: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: Environmental Defenders Office Grant - EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear all

I confirm this is now submitted. Please do not hesitate to contact me if there's anything further required.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — **Director, Healthy
Environment & Justice**

Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000

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M: +s 22(1)(a)(ii)

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From: s 22(1)(a)(ii)
Sent: Wednesday, June 19, 2024 2:44 PM
To: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Environmental Defenders Office Grant - EDOEJA00002 [SEC=OFFICIAL]
 s 45, s 47G

We will now proceed to transfer the documents and submit the updated progress report.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy
Environment & Justice

Highfield House, Suite 1-6
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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Sent: Wednesday, June 19, 2024 2:41 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;
s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>;
s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Subject: RE: Environmental Defenders Office Grant - EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

Good afternoon s 22(1)(a)(ii)

s 45, s 47G

Please reach out if you have any issues or queries.

Many Thanks

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Wednesday, June 19, 2024 1:38 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;
s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>;
s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Subject: RE: Environmental Defenders Office Grant - EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

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Dear ^{s 22(1)(a)(ii)}

We refer to your email and letter from this morning . Our responses to the table are below.

Responses to Table:

s 45, s 47G

We hope that clarifies all matters, and look forward to hearing from you.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy
Environment & Justice

Highfield House, Suite 1-6
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nipaluna / Hobart TAS 7000

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Wednesday, June 19, 2024 9:11 AM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: RE: Environmental Defenders Office Grant - EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii) and EDO Team,

Hope you are well. Thank you for sending through the letter dated 14th June 2024 and for uploading the documents into the portal.

Please see attached a letter with the remaining items to address by today **19 June 2024**. If you require clarification on any of these points, please email s 22(1)(a)(ii) industry.gov.au and a member of the team will be able to assist you.

Kind regards,

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office
Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Monday, June 17, 2024 8:34 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;
s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Subject: Environmental Defenders Office Grant - EDOEJA00002

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Dear s 22(1)(a)(ii)

We advise that we have now submitted through the Grants Portal:
s 45, s 47G

We have submitted these through the Progress Report section and the “Ad Hoc report” section respectively.

We trust this is now satisfactory. Please do contact me if there is any further clarification is required, to enable us to answer questions promptly and directly if we can. My best number is s 22(1)(a)(ii) .

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy
Environment & Justice

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From: s 22(1)(a)(ii)
To: s 22(1)(a) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii)
Subject: RE: Environmental Defenders Office Grant - EDOEJA00002 [SEC=OFFICIAL]
Date: Wednesday, 19 June 2024 5:11:33 PM
Attachments: [image001.png](#)
[Annexure 6 Threatened Species position ad \(1\).pdf](#)

OFFICIAL

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Dear ^{s 22(1)(a)(}

I attach the correct advertisement for the scientific position. This should replace the uploaded annexure.

Please accept my apologies, I had some issues with annexures in the portal.

I hope this is now sufficient.

Kind regards

^{s 22(1)(a)(ii)}



**s 22(1)(a)(ii) — Director, Healthy
 Environment & Justice**
 Highfield House, Suite 1-6
 1/114 Bathurst Street
 nipaluna / Hobart TAS 7000
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<s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: RE: Environmental Defenders Office Grant - EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

Good afternoon s 22(1)(a)(ii)

Thank you for the information you have provided regarding the **EDOEJA00002** Progress Report.

s 45, s 47G

Please reach out if you have any issues or queries.

Many Thanks

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Wednesday, June 19, 2024 1:38 PM
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Dear s 22(1)(a)(ii)

We refer to your email and letter from this morning . Our responses to the table are below.

Responses to Table:

We hope that clarifies all matters, and look forward to hearing from you.

Kind regards

s 22(1)(a)(ii)



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Highfield House, Suite 1-6
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Subject: RE: Environmental Defenders Office Grant - EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii) and EDO Team,

Hope you are well. Thank you for sending through the letter dated 14th June 2024 and for uploading the documents into the portal.

Please see attached a letter with the remaining items to address by today **19 June 2024**. If you require clarification on any of these points, please email s 22(1)(a)(ii) industry.gov.au and a member of the team will be able to assist you.

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office
 Department of Industry, Science and Resources

M s 22(1)(a)(ii) | **E** s 22(1)(a)(ii) industry.gov.au

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Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii)

<s 22(1)(a)(ii) edo.org.au>

Subject: Environmental Defenders Office Grant - EDOEJA00002

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Dear s 22(1)(a)(ii)

We advise that we have now submitted through the Grants Portal:

1. An updated Progress Report for the period 1 October 2023 to 31 March 2024; and
2. Documents in response to your letter of 14 June 2024, including a letter with annexed table responding to each request (**attached** for convenience).

We have submitted these through the Progress Report section and the “Ad Hoc report” section respectively.

We trust this is now satisfactory. Please do contact me if there is any further clarification is required, to enable us to answer questions promptly and directly if we can. My best number is

s 22(1)(a)(ii)

Kind regards

s 22(1)(a)(ii)



— Director, Healthy

Environment & Justice

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nipaluna / Hobart TAS 7000

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Scientific Officer – Biodiversity or Species Extinction Specialist

- **Location:** Australia wide – Flexible
- **Term:** This position is a 3-year contract (possible extension based on funding).
- **Full-time:** 37.5 hours
- **Remuneration:** SCHADS Level 5: FTE \$88,400 – 96,250 + 11% super + 17.5% Annual Leave Loading
- **Aboriginal and Torres Strait Islander peoples are particularly encouraged to apply**

[Read position description here.](#)

Environmental Defenders Office (EDO) is the largest environmental legal centre in the Australia-Pacific, dedicated to protecting our climate, communities and shared environment by providing access to justice, running ground breaking litigation and leading law reform advocacy.

As the region's legal experts in our field, we aim to be a brave, unified, and focused team, committed to inclusion and excellence in all that we do. We strive to be a diverse and inclusive workplace supporting a highly skilled, engaged, and effective team, where everyone can feel that they belong.

The Opportunity

We are seeking to employ an in-house Scientific Officer to expand the range of advice we can provide to our team of solicitors and clients. You will work closely with the Director – Science and Expert Advisory and a small team that ensures EDO remains a credible source of information for both clients and decision makers. Our science program compliments and supports our deep expertise in law.

An exciting opportunity to work across Australia with a particular focus on WA and NT that ensures EDO is at the forefront of integrating science into Australia's legal frameworks and decision making. In this role you will be integrating science and legal issues surrounding healthy environments supporting species recoveries by reducing species extinctions.

The Candidate

The ideal candidate will have a broad knowledge base and enjoy applying their knowledge to complex issues, as well as assimilating and applying new knowledge.

They will be skilled at interpreting and translating technical documents to identify issues and formulate guiding advice, from which legal theory and strategy can be developed.

Working from a regional office, and remotely, with science colleagues spread across the country, the candidate will be self-motivated and work well in a multi-disciplinary team environment, where they will often be the only member of the science team amongst an office of lawyers.

Selection Criteria

Core

- A degree in biological science, applied science, or a related discipline.
- At least 3 years professional experience in science, natural resource management, or a related discipline.
- Excellent research, analytical and problem-solving skills.
- Demonstrated science communication skills with an ability to distil complex scientific and technical information into plain English for a range of audiences including lawyers, community members and scientists.
- Ability to work as part of a team, including team members in remote areas.
- Demonstrated time management skills with the ability to manage and meet competing deadlines.
- An interest in a wide range of scientific and technical issues, and in working on issues to support public interest environmental outcomes.
- Commitment to EDO values.

Desirable

- Qualifications or experience in biodiversity or species extinctions and management, terrestrial and aquatic experience. A working knowledge of biodiversity offsets and monitoring protocols, or forestry management.
- A well-established network of scientific and technical contacts.
- Experience in engaging with community organisations.

Our Culture and Benefits

- We care deeply about creating a workplace where our team members feel valued, respected and empowered. We are committed to providing equal opportunity regardless of gender identity, ethnicity, disability, sexual orientation or life stage.
- The chance to be part of the largest environmental legal practice in the Australia-Pacific.
- A very flexible and family-friendly workplace.
- Option to work from home.
- Paid Parental Leave.
- 15 Days Personal/carer's leave.
- Extra leave over the Christmas period.
- Access to EAP.
- Ongoing professional development opportunities.
- EDO proudly has a JEDI (Justice, Equality, Diversity, Inclusion), and a Mental Health Ambassador Committee, and is developing a First Nations Indigenous Peoples Program with the aid of indigenous-led consultancies.

Our Values:

Commitment – We are committed to; a united organisation, to each other, to collaboration, to justice, to our communities and to creating a world where nature thrives.

Diversity – We are respectful of and welcome diversity of staff, volunteers, offices, environmental regions, communities, stakeholders.

Integrity – We work effectively, efficiently, strategically, professionally, and ethically; “justice is in our nature”.

Visionary – We lead change and environmental empowerment using innovation, creativity, and courage.

EDO recognises that vaccination is a personal choice, and we must find a balance between the safety of employees and volunteers, and individual rights. Accordingly, to protect the health and safety of our employees, volunteers, clients and visitors in our workplace, as detailed in our Covid-19 Safety Policy we have a condition for EDO employees, volunteers, clients and visitors who enter our offices or attend EDO meetings or EDO events to be fully vaccinated against COVID-19.

All offers of employment may be subject to satisfactory background checks including a National Police Check, disclosure of previous or current disciplinary action, referee checks, proof of eligibility to work in Australia and qualification checks.

EDO welcome applications from Aboriginal and Torres Strait Islander people, those from culturally and linguistically diverse backgrounds, workers of all ages, people with disability and people who identify as LGBTQIA+.

Applications must include a CV and a letter that clearly addresses each of the selection criteria.

Applications which do not address the selection criteria will not be considered.

Applications close on Monday 17th July 2023. Applications should be emailed to recruitment@edo.org.au with “Application for position of Scientific Officer” in the subject line.

Interviews will take place on the week commencing 24th July 2023.

If you have any accessibility needs for the recruitment or interviewing process, please let us know.

Join the legal battle to protect our unique and precious environment

With support from people like you, we can run more groundbreaking cases and deliver expert legal advice to people all over the Australia-Pacific region.

[Donate Today](#)

From: <edo.org.au>
Sent: Thursday, 15 August 2024 7:29 PM
To: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

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Hi s
 22(1)
 Thank you for this confirmation. s 45, s 47G
 s 45, s 47G

I will be in touch at the earliest opportunity.

Kind regards

s
 22(1)
 (a)(ii)



Environmental
Defenders Office

(a)(ii) — Director, Healthy
 Environment & Justice
 Highfield House, Suite 1-6
 1/114 Bathurst Street
 nipaluna / Hobart TAS 7000
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From: s 22(1)(a)(ii)
Sent: Thursday, August 15, 2024 4:33 PM
To: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

Hi s
 22(1)
 Thanks for your email. I have written responses to your questions in the email below (refer highlights).

Kind regards,

s

22(1))(a)(ii)

(a)(iii)

Program Manager

Business Grants Hub | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Tuesday, August 13, 2024 6:20 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;

s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

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Dear s

22(1)

Thank you for your time today.

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Tuesday, August 13, 2024 9:35 AM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;
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Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: RE: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

My apologies^s I have just gone to my voicemail and listened to your message. I didn't see a notification come
through last week.²²⁽¹⁾

Yes I can call you today at 1pm AEST if that suits?

Kind regards,

s

22(1))(a)(ii)

(a)(ii)
Program Manager

Business Grants Hub | External Programs Branch | SA/NT Office
Department of Industry, Science and Resources

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Monday, August 12, 2024 8:25 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;
s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Subject: RE: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.Hi s
22(1)

Thank you for your email. I did return your call last week and left a message. I'm sorry if that wasn't received.

Is there a time that would suit you tomorrow? I am currently free before 11am or after 1pm AEST, but I can make myself available at any time.

Kind regards

s
22(1)
(a)(ii)Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy

Environment & Justice

Highfield House, Suite 1-6

1/114 Bathurst Street

nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

E: s 22(1)(a)(ii) edo.org.au

I use she/her pronouns.

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Sent: Monday, August 12, 2024 12:45 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;
s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Subject: RE: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

Hi s
22(1)

I hope you're well. I left a message on your phone last week in relation to your email below. s 45, s 47G

Kind regards,

s
22(1))(a)(ii)

(a)(ii)
Program Manager

Business Grants Hub | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Monday, July 29, 2024 10:56 AM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Subject: RE: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

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Dear s
22(

I returned from leave last week and have followed up your email below.

s 45, s 47G

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

— Director, Healthy

Environment & Justice

Highfield House, Suite 1-6

1/114 Bathurst Street

nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

E: s 22(1)(a)(ii) edo.org.au

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Sent: Thursday, July 18, 2024 3:52 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
 Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>;
 s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
 Subject: RE: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

Good afternoon s
 Given s 22(1) absence can you please follow up and advise on the below email?

Many Thanks
 s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Business Grants Hub and Integrity | External Programs Branch | South Australia State Office

Department of Industry, Science and Resources

Phone s 22(1)(a)(ii) | Email s 22(1)(a)(ii) industry.gov.auindustry.gov.au ABN 74 599 608 295

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**Acknowledgement of Country**

Our department recognises the First Peoples of this nation and their ongoing connection to culture and country. We acknowledge First Nations Peoples as the Traditional Owners, Custodians and Lore Keepers of the world's oldest living culture and pay respects to their Elders past, present and emerging.



OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
 Sent: Monday, July 15, 2024 1:49 PM
 To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
 Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
 Subject: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

Good afternoon s 22(1)
 s 45, s 47G

If you have any issues, please let us know.

Many Thanks
 s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Business Grants Hub and Integrity | External Programs Branch | South Australia State Office

Department of Industry, Science and Resources

Phone s 22(1)(a)(ii) | Email s 22(1)(a)(ii) industry.gov.auindustry.gov.au ABN 74 599 608 295

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From: s 22(1)(a)(ii) @edo.org.au>
Sent: Monday, 9 September 2024 5:03 PM
To: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: Re: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]

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Hi s 22(1)(a)(ii)

confirming that we have uploaded the Audit Report and Certification in the portal Ad Hoc Report. Please note this was the only open report that I was able to upload documents to, I am aware this was originally submitted for the April Progress Report, however this was locked and I couldn't upload the document, please let me know if I need to take any other action.

Kind regards,

s 22(1)(a)(ii)

Submission complete



Your report for **Environmental Defenders Office and Environmental Justice** submitted for processing.

Report	Reference number
Ad hoc report	EDOEJA00000214

Return to reports

From: s 22(1)(a)(ii)
Sent: Monday, 9 September 2024 16:59
To: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]
Hi s 22(1)(a)(ii)

Thank you. Can you please remove s 22(1)(a)(ii) as our contact and replace the primary contact with myself

We will upload this today.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

^{s 22(1)(a)(ii)} — Director, Healthy
Environment & Justice

Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000

P: +^{s 22(1)(a)(ii)}

M: +^{s 22(1)(a)(ii)}

E: ^{s 22(1)(a)(ii)} edo.org.au

I use she/her pronouns.

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From: ^{s 22(1)(a)(ii)}

Sent: Monday, 9 September 2024 4:53 PM

To: ^{s 22(1)(a)(ii)} ; ^{s 22(1)(a)(ii)}

Cc: ^{s 22(1)(a)(ii)} ; ^{s 22(1)(a)(ii)} ; ^{s 22(1)(a)(ii)}

Subject: RE: Independent Audit Report- EDOEJA000002 [SEC=OFFICIAL]

OFFICIAL

Hi ^{s 22(1)(a)(ii)}

Thank you for your email regarding portal access. We have added ^{s 22(1)} to the grant as an Application Participant. ^{s 22(1)(a)(ii)} should receive an email shortly to invite her to the portal. Once she has set herself up in the portal, the report can be uploaded by selecting Reports, then Edit on the EDOEJA00000214 Report as per the below screenshot. Note: ^{s 22(1)(a)(ii)} portal access remains active and he is also listed as the primary contact for this grant. If this information needs to be updated, I believe it can be handled by any other EDO employee with portal access via the "Participants" tab. Please let us know if you need any further assistance.

Application summary

[View submitted app](#)

Application title	Applicant	Submitted date
EDOEA - ENVIRONMENTAL DEFENDERS OFFICE LTD	ENVIRONMENTAL DEFENDERS OFFICE LTD	18/04/2023
Status	Funding to	Approved date
In Progress	ENVIRONMENTAL DEFENDERS OFFICE LTD	25/05/2023




Participants

Agreement and variations

Reports

Payments

Reports

Report	Report ID	Status	Due date	Submitted date	Accepted date	Related payment	Action
Progress report	EDOEJA0000021	Approved	31/10/2023	31/10/2023	20/11/2023	EDOEJA0000021	 View
Ad hoc report	EDOEJA00000214	Draft	30/04/2024	17/06/2024			 Edit
Progress report	EDOEJA0000022	Approved	30/04/2024	19/06/2024	21/06/2024	EDOEJA0000028	 View

Kind regards,

s 22(1)(a)(ii)

Program Manager

Business Grants Hub | External Programs and Design Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Monday, September 9, 2024 1:29 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;
s 22(1)(a)(iii) @edo.org.au>

Subject: RE: Independent Audit Report- EDOEA000002 [SEC=OFFICIAL]

OFFICIAL

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Hi s 22(1)(a)(ii)

Yes, we will upload it today. Can you please confirm which section it should be submitted through?

Our Grants Manager has recently departed and s 22(1)(a)(ii) will be assisting (copied). I'd be grateful if you could provide s 22(1)(a)(ii) with access and send her a link to the portal.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy
Environment & Justice
Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000
P: +s 22(1)(a)(ii)
M: +s 22(1)(a)(ii)
E: s 22(1)(a)(ii) edo.org.au

I use she/her pronouns.

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Monday, 9 September 2024 11:19 AM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: RE: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

Thank you for your email, ^{s 22(1)(a)(ii)} and for sending the Independent Audit Report through. Would you mind submitting the report via the Portal please to ensure it is in the system with all of EDOs submitted documents? Thank you.
Kind regards,
^{s 22(1)(a)(ii)}

Program Manager

Business Grants Hub | External Programs and Design Branch | SA/NT Office
Department of Industry, Science and Resources
M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Thursday, September 5, 2024 3:36 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Subject: Re: Independent Audit Report- EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

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Dear ^{s 22(1)(a)(ii)}
s 45, s 47 G

Kind regards,

s 22(1)(a)(ii)

| Director, Finance & Operations | EDO

s 45, s 47G

s 45, s 47G

s 45, s 47G

s 45, s 47G

s 45, s 47G

s 45, s 47G

s 45, s 47G

s 45, s 47G

s 45, s 47G

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Wednesday, 8 May 2024 4:19 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: EDO Grant Agreement Proposal [SEC=OFFICIAL]
Categories: Variation

OFFICIAL

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Hi s 22(1)(a)(ii)

Thank you for sending this through. I have passed the request on and will get back to you as soon as possible.

Best Regards
s 22(1)(a)(ii)

s 22(1)(a)(ii) | Grant Administration Lead | EDO

From: s 22(1)(a)(ii)
Sent: Tuesday, May 7, 2024 9:47 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: EDO Grant Agreement Proposal [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

Thanks for your time this morning on the phone. As discussed, and so you can share with your colleagues this morning, I am sending through the proposed addition to the existing grant agreement for EDO's consideration. We are proposing the following clauses are added to the grant agreement so the Government can effectively manage any risk that may arise from future behaviour of legal practitioners employed by EDO.

Proposed amendments

At clause G8, delete 'Not applicable' and insert:

G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession.

G8.2 Grantee must notify the Commonwealth immediately on becoming aware of:

- any disciplinary proceedings or orders made by a law society or other professional body against the Grantee or its personnel engaging in legal practice in Australia; or
- any adverse comments or findings made by a court, commission, tribunal, law society or other statutory or professional body regarding the conduct and performance of the Grantee.

Could you please let us know asap whether EDO are willing to incorporate the clauses above into the current grant agreement. If so, we will process a variation to reflect the change.

Thank you,

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT State Office
Nukunu Country
Department of Industry, Science and Resources
P s 22(1)(a)(ii) | **E s 22(1)(a)(ii)** industry.gov.au
Work days – Mon, Tue, Thu and alternate Fridays

industry.gov.au ABN 74 599 608 295

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OFFICIAL

From: <edo.org.au>
Sent: Tuesday, 14 May 2024 5:00 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL]
Categories: Variation

OFFICIAL

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Dear s 22(1)(a)(ii)

Thank you for your email and setting out the reason for the proposed change.
 We will consider and come back to you promptly.

Kind regards

s 22(1)(a)(ii)

**s 22(1)(a)(ii) — Director, Healthy
 Environment & Justice**
 Highfield House, Suite 1-6
 1/114 Bathurst Street
 nipaluna / Hobart TAS 7000
 P: +s 22(1)(a)(ii)
 M: +s 22(1)(a)(ii)
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From: s 22(1)(a)(ii)
Sent: Tuesday, May 14, 2024 3:52 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL]

OFFICIAL

Hi ^{s 22(1)(a)(ii)}

Thank you for your email below. As mentioned on the phone earlier this afternoon, we have liaised with DCCEEW who have suggested the following word inclusion for your review (see highlight below). DCCEEW's intention for adding the word "including" is to clarify that holding a certification or practising certificate alone is not enough to comply with laws governing lawyers. For example, a lawyer should also comply with the terms of that practising certificate. DCCEEW feels this would not be captured by the clause unless the suggested addition is made.

*G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession, **including by:***

- Maintaining certification under the Community Legal Centres Australia National Accreditation Scheme; and
- Ensuring that all its Australian lawyers hold a current practicing certificate.

G8.2 The Grantee must notify the Commonwealth immediately on becoming aware of:

1. *any disciplinary proceedings or orders made by a law society or other professional body against the Grantee or its personnel engaging in legal practice in Australia; or*
2. *any adverse comments or findings in a decision made by a court, commission, tribunal, law society or like legal professional body ~~other statutory or professional body~~ regarding the conduct and performance of the Grantee.*

Should you require a meeting to discuss, please let us know. Once the wording is confirmed, we will commence the Variation to the Grant Agreement.

Kind regards,

^{s 22(1)(a)(ii)}

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M ^{s 22(1)(a)(ii)} | E ^{s 22(1)(a)(ii)} industry.gov.au

OFFICIAL

From: ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} edo.org.au>

Sent: Tuesday, May 14, 2024 8:54 AM

To: ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>

Cc: ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} edo.org.au>; ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>; ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>; ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>; ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>

Subject: RE: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL]

OFFICIAL

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Dear ^{s 22(1)(a)(ii)}

Thank you for your email of Tuesday 7 May 2024 below.

I am responding on behalf of EDO.

We welcome the inclusion of amendments regarding notification and professional obligations to satisfy the Commonwealth of our performance under the Grant. Our understanding is that these clauses are intended to ensure that the Department is satisfied that the organisation operates in accordance with the ethical standards expected by the legal profession, and that we notify the Commonwealth of any conduct issues raised in decisions of Courts and Tribunals, and including legal professional regulatory bodies.

We will commit to keeping the Commonwealth informed of any matters of concern and affirm our commitment to maintaining our ethical legal professional obligations in our legal service delivery.

Clarification sought

There are two areas of clarification we raise which are aimed at ensuring (a) the Commonwealth can be satisfied that we can comply with our funding commitments and (b) we are clear as to what is required.

In terms of proposed G8.1, we wish to clarify the Department's understanding of how we operate to ensure compliance with ethical legal professional obligations.

In short, there are two key checks and balances – the first is that all lawyers practising in Australian jurisdictions hold current practising certificates; the second is that we maintain legal service delivery policies and procedures which apply to all service delivery, and form part of our accreditation under the Community Legal Centres Australia National Accreditation Scheme. We are committed to maintaining the ethical and professional standards of the legal profession in delivery of our legal services, reflected in our policies and procedures.

We propose that the clause be amended to reflect this, by requiring EDO to remain certified under the National Accreditation Scheme and to ensure that all our lawyers hold current practising certificates. This reflects that legal professional regulation applies to the individual practitioner, and organisational controls are applied through policy and procedure.

In terms of proposed sub-clause G8.2.2, we commit to notifying the Commonwealth of any adverse findings or comments, and seek the minor amendments below to clarify two vague aspects of the clause as drafted.

We propose clarifying amendments reflecting the above as follows:

G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession by:

- Maintaining certification under the Community Legal Centres Australia National Accreditation Scheme; and
- Ensuring that all its Australian lawyers hold a current practicing certificate.

G8.2 The Grantee must notify the Commonwealth immediately on becoming aware of:

1. *any disciplinary proceedings or orders made by a law society or other professional body against the Grantee or its personnel engaging in legal practice in Australia; or*
2. *any adverse comments or findings in a decision made by a court, commission, tribunal, law society or like legal professional body ~~other statutory or professional body~~ regarding the conduct and performance of the Grantee.*

These amendments are proposed so that our staff can be clear on what actions and reporting is required. We would be happy to meet to discuss should this assist. Please do not hesitate to contact me on ^{s 22(1)(a)(ii)} any time.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

— Director, Healthy

Environment & Justice

Highfield House, Suite 1-6

1/114 Bathurst Street

nipaluna / Hobart TAS 7000

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Tuesday, May 7, 2024 9:47 AM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: EDO Grant Agreement Proposal [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

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- a. any disciplinary proceedings or orders made by a law society or other professional body against the Grantee or its personnel engaging in legal practice in Australia; or
- b. any adverse comments or findings made by a court, commission, tribunal, law society or other statutory or professional body regarding the conduct and performance of the Grantee.

Could you please let us know asap whether EDO are willing to incorporate the clauses above into the current grant agreement. If so, we will process a variation to reflect the change.

Thank you,

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT State Office

Nukunu Country

Department of Industry, Science and Resources

P s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

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Acknowledgement of Country

Regards

s 22(1)(a)(ii)

State Manager SA

Business Grants Hub and Integrity | External Programs Branch | South Australia State Office

Department of Industry, Science and Resources

Phone 08 8406 4706 | Extension 84706 | Email s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Friday, May 17, 2024 2:41 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Subject: RE: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL]

OFFICIAL

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Dear s 22(1)(a)(ii)

Thankyou for considering our email and proposed amendments.

We are happy to agree to your proposed amendment to clause G8.1 (shown in yellow highlight) in the form below.

We propose three additions (in red below), to provide additional clarity with respect to the process on termination and our ethical obligations. Proposed clause G8.3 clarifies the process of notice to be followed on breach prior to termination. Proposed clause G8.4 and the addition to clause G6.1 are intended to provide clarity to and ensure that we can comply with our ethical obligations to our clients in meeting the terms of the Grant.

*G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession, **including** by:*

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G6.1 The Grantee agrees to give the Commonwealth, or any persons authorised in writing by the Commonwealth, access to premises where the Activity is being performed and to permit those persons to inspect and take copies of any Material relevant to the Activity. However the Commonwealth may not inspect or take copies of or remove any material covered by legal professional privilege that belongs to clients of the Grantee.

If you are satisfied with these terms, we would be happy to promptly execute a variation. Should it be of assistance to discuss, please do not hesitate to contact me on 0437 284 909.

Kind regards

s 22(1)(a)(ii)

— Director, Healthy

Environment & Justice

Highfield House, Suite 1-6

1/114 Bathurst Street

nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

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Should you require a meeting to discuss, please let us know. Once the wording is confirmed, we will commence the Variation to the Grant Agreement.

Kind regards,

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

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Subject: RE: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL]

OFFICIAL

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Dear s 22(1)(a)(ii)

Thank you for your email of Tuesday 7 May 2024 below.

I am responding on behalf of EDO.

We welcome the inclusion of amendments regarding notification and professional obligations to satisfy the Commonwealth of our performance under the Grant. Our understanding is that these clauses are intended to ensure that the Department is satisfied that the organisation operates in accordance with the ethical standards expected by the legal profession, and that we notify the Commonwealth of any conduct issues raised in decisions of Courts and Tribunals, and including legal professional regulatory bodies.

We will commit to keeping the Commonwealth informed of any matters of concern and affirm our commitment to maintaining our ethical legal professional obligations in our legal service delivery.

Clarification sought

There are two areas of clarification we raise which are aimed at ensuring (a) the Commonwealth can be satisfied that we can comply with our funding commitments and (b) we are clear as to what is required.

In terms of proposed G8.1, we wish to clarify the Department's understanding of how we operate to ensure compliance with ethical legal professional obligations.

In short, there are two key checks and balances – the first is that all lawyers practising in Australian jurisdictions hold current practising certificates; the second is that we maintain legal service delivery policies and procedures which apply to all service delivery, and form part of our accreditation under the Community Legal Centres Australia National Accreditation Scheme. We are committed to maintaining the ethical and professional standards of the legal profession in delivery of our legal services, reflected in our policies and procedures.

We propose that the clause be amended to reflect this, by requiring EDO to remain certified under the National Accreditation Scheme and to ensure that all our lawyers hold current practising certificates. This reflects that legal professional regulation applies to the individual practitioner, and organisational controls are applied through policy and procedure.

In terms of proposed sub-clause G8.2.2, we commit to notifying the Commonwealth of any adverse findings or comments, and seek the minor amendments below to clarify two vague aspects of the clause as drafted.

We propose clarifying amendments reflecting the above as follows:

G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession by:

- Maintaining certification under the Community Legal Centres Australia National Accreditation Scheme; and
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2. *any adverse comments or findings in a decision made by a court, commission, tribunal, law society or like legal professional body ~~other statutory or professional body~~ regarding the conduct and performance of the Grantee.*

These amendments are proposed so that our staff can be clear on what actions and reporting is required.

We would be happy to meet to discuss should this assist. Please do not hesitate to contact me on ^{s 22(1)(a)(ii)} at any time.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

— Director, Healthy

Environment & Justice

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Sent: Tuesday, May 7, 2024 9:47 AM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
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Subject: EDO Grant Agreement Proposal [SEC=OFFICIAL]

OFFICIAL

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Proposed amendments

At clause G8, delete 'Not applicable' and insert:

G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession.

G8.2 Grantee must notify the Commonwealth immediately on becoming aware of:

- a. any disciplinary proceedings or orders made by a law society or other professional body against the Grantee or its personnel engaging in legal practice in Australia; or
- b. any adverse comments or findings made by a court, commission, tribunal, law society or other statutory or professional body regarding the conduct and performance of the Grantee.

Could you please let us know asap whether EDO are willing to incorporate the clauses above into the current grant agreement. If so, we will process a variation to reflect the change.

Thank you,

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT State Office

Nukunu Country

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Acknowledgement of Country

Our department recognises the First Peoples of this nation and their ongoing connection to culture and country. We acknowledge First Nations Peoples as the Traditional Owners, Custodians and Lore Keepers of the world's oldest living culture and pay respects to their Elders past, present and emerging.



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Subject: FW: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL]

OFFICIAL

Hi Rob/s 22(1)(a)(ii)

EDO have come back on the clause variations. The good news is that are willing to accept the final change to clauses 8.1, as well as the previously advised acceptance of 8.2.

s 47C

Regards

s 22(1)(a)(ii)

s 22(1)(a)(ii)

State Manager SA

Business Grants Hub and Integrity | External Programs Branch | South Australia State Office
Department of Industry, Science and Resources

Phone s 22(1)(a)(ii) | **Email** s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@industry.gov.au](mailto:s 22(1)(a)(ii)@industry.gov.au)>

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Environmental
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Environment & Justice
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Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

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Sent: Tuesday, May 14, 2024 8:54 AM

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Program Manager

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Cc: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL]
Categories: Variation

OFFICIAL

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Kind regards,
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s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office
Department of Industry, Science and Resources
M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii)
Sent: Tuesday, May 21, 2024 2:08 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL]

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Hi s 22(1)(a)(ii)

Thank you for your email below.

We are willing to enter into a variation in these terms, however it would assist us to better understand the processes of the Department before making that agreement. Would yourselves and relevant members of the DCCEEW be available to meet this week?

Please let me know what is suitable to yourselves. We are readily available on Thursday, however can work to suit your availability.

Kind regards
s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy
Environment & Justice
Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000
P: +s 22(1)(a)(ii)
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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Monday, May 20, 2024 5:19 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;
s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii)
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I wanted to speak with you to let you know we have sent your proposed additions to DCCEEW, our policy partner, and they have advised that in light of the recommendations in the recently published [Review of the Environmental Defenders Office's conduct under the Commonwealth Simple Grant Agreement \(EDOEA000002\)](#), they are not willing to deviate from these.

If the EDO is willing to accept the version of the clause as follows, please let us know. We would like to have the Variation to the Grant Agreement processed prior to Senate Estimates.

G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession, including by:

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Please let me know if you have any further queries.

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Sent: Friday, May 17, 2024 2:41 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

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Dear s 22(1)(a)(ii)

Thankyou for considering our email and proposed amendments.

We are happy to agree to your proposed amendment to clause G8.1 (shown in yellow highlight) in the form below.

We propose three additions (in red below), to provide additional clarity with respect to the process on termination and our ethical obligations. Proposed clause G8.3 clarifies the process of notice to be followed on breach prior to termination. Proposed clause G8.4 and the addition to clause G6.1 are intended to provide clarity to and ensure that we can comply with our ethical obligations to our clients in meeting the terms of the Grant.

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G8.3 The Commonwealth may not terminate this Agreement for breach of any clause, except G9A Fraud, unless they have first notified the Grantee of the alleged breach in writing, giving the Grantee at least 14 days to remedy any breach and then the Commonwealth considers any reply.

G8.4 The Grantee and its Personnel have professional duties to their clients and the Commonwealth may not direct the conduct of any client matters.

G6.1 The Grantee agrees to give the Commonwealth, or any persons authorised in writing by the Commonwealth, access to premises where the Activity is being performed and to permit those persons to inspect and take copies of any Material relevant to the Activity. *However the Commonwealth may not inspect or take copies of or remove any material covered by legal professional privilege that belongs to clients of the Grantee.*

If you are satisfied with these terms, we would be happy to promptly execute a variation. Should it be of assistance to discuss, please do not hesitate to contact me on ^{s 22(1)(a)(ii)}.

Kind regards

^{s 22(1)(a)(ii)}



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— Director, Healthy

Environment & Justice

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Subject: RE: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL]

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DCCEEW's intention for adding the word "including" is to clarify that holding a certification or practising certificate alone is not enough to comply with laws governing lawyers. For example, a lawyer should also comply with the terms of that practising certificate. DCCEEW feels this would not be captured by the clause unless the suggested addition is made.

*G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession, **including** by:*

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2. *any adverse comments or findings in a decision made by a court, commission, tribunal, law society or like legal professional body ~~other statutory or professional body~~ regarding the conduct and performance of the Grantee.*

Should you require a meeting to discuss, please let us know. Once the wording is confirmed, we will commence the Variation to the Grant Agreement.

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office
 Department of Industry, Science and Resources
M s 22(1)(a)(ii) | **E** s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Tuesday, May 14, 2024 8:54 AM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii)

Subject: RE: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL]**OFFICIAL**

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Dear s 22(1)(a)(ii)

Thank you for your email of Tuesday 7 May 2024 below.

I am responding on behalf of EDO.

We welcome the inclusion of amendments regarding notification and professional obligations to satisfy the Commonwealth of our performance under the Grant. Our understanding is that these clauses are intended to ensure that the Department is satisfied that the organisation operates in accordance with the ethical standards expected by the legal profession, and that we notify the Commonwealth of any conduct issues raised in decisions of Courts and Tribunals, and including legal professional regulatory bodies.

We will commit to keeping the Commonwealth informed of any matters of concern and affirm our commitment to maintaining our ethical legal professional obligations in our legal service delivery.

Clarification sought

There are two areas of clarification we raise which are aimed at ensuring (a) the Commonwealth can be satisfied that we can comply with our funding commitments and (b) we are clear as to what is required.

In terms of proposed G8.1, we wish to clarify the Department's understanding of how we operate to ensure compliance with ethical legal professional obligations.

In short, there are two key checks and balances – the first is that all lawyers practising in Australian jurisdictions hold current practising certificates; the second is that we maintain legal service delivery policies and procedures which apply to all service delivery, and form part of our accreditation under the Community Legal Centres Australia National Accreditation Scheme. We are committed to maintaining the ethical and professional standards of the legal profession in delivery of our legal services, reflected in our policies and procedures.

We propose that the clause be amended to reflect this, by requiring EDO to remain certified under the National Accreditation Scheme and to ensure that all our lawyers hold current practising certificates. This reflects that legal professional regulation applies to the individual practitioner, and organisational controls are applied through policy and procedure.

In terms of proposed sub-clause G8.2.2, we commit to notifying the Commonwealth of any adverse findings or comments, and seek the minor amendments below to clarify two vague aspects of the clause as drafted.

We propose clarifying amendments reflecting the above as follows:

G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession by:

- Maintaining certification under the Community Legal Centres Australia National Accreditation Scheme; and
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These amendments are proposed so that our staff can be clear on what actions and reporting is required.

We would be happy to meet to discuss should this assist. Please do not hesitate to contact me on ^{s 22(1)(a)(ii)} at any time.

Kind regards
^{s 22(1)(a)(ii)}



— Director, Healthy

Environment & Justice

Highfield House, Suite 1-6
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nipaluna / Hobart TAS 7000

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From: ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>
Sent: Tuesday, May 7, 2024 9:47 AM
To: ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} edo.org.au>
Cc: ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} edo.org.au>; ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>;
^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>; ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>
Subject: EDO Grant Agreement Proposal [SEC=OFFICIAL]

OFFICIAL

Hi ^{s 22(1)(a)(ii)}

Thanks for your time this morning on the phone. As discussed, and so you can share with your colleagues this morning, I am sending through the proposed addition to the existing grant agreement for EDO's consideration. We

are proposing the following clauses are added to the grant agreement so the Government can effectively manage any risk that may arise from future behaviour of legal practitioners employed by EDO.

Proposed amendments

At clause G8, delete 'Not applicable' and insert:

G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession.

G8.2 Grantee must notify the Commonwealth immediately on becoming aware of:

- a. any disciplinary proceedings or orders made by a law society or other professional body against the Grantee or its personnel engaging in legal practice in Australia; or
- b. any adverse comments or findings made by a court, commission, tribunal, law society or other statutory or professional body regarding the conduct and performance of the Grantee.

Could you please let us know asap whether EDO are willing to incorporate the clauses above into the current grant agreement. If so, we will process a variation to reflect the change.

Thank you,

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT State Office

Nukunu Country

Department of Industry, Science and Resources

P s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

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Acknowledgement of Country

Our department recognises the First Peoples of this nation and their ongoing connection to culture and country. We acknowledge First Nations Peoples as the Traditional Owners, Custodians and Lore Keepers of the world's oldest living culture and pay respects to their Elders past, present and emerging.



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203 of 314

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Monday, May 20, 2024 5:19 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;
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s 22(1)(a)(ii)

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Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

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Sent: Friday, May 17, 2024 2:41 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

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Department of Industry, Science and Resources

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E: s 22(1)(a)(ii) edo.org.au

I use she/her pronouns.

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Sent: Tuesday, May 7, 2024 9:47 AM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Subject: EDO Grant Agreement Proposal [SEC=OFFICIAL]

OFFICIAL

Hi ^{s 22(1)(a)(ii)}

Thanks for your time this morning on the phone. As discussed, and so you can share with your colleagues this morning, I am sending through the proposed addition to the existing grant agreement for EDO's consideration. We are proposing the following clauses are added to the grant agreement so the Government can effectively manage any risk that may arise from future behaviour of legal practitioners employed by EDO.

Proposed amendments

At clause G8, delete 'Not applicable' and insert:

G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession.

G8.2 Grantee must notify the Commonwealth immediately on becoming aware of:

- a. any disciplinary proceedings or orders made by a law society or other professional body against the Grantee or its personnel engaging in legal practice in Australia; or

- b. any adverse comments or findings made by a court, commission, tribunal, law society or other statutory or professional body regarding the conduct and performance of the Grantee.

Could you please let us know asap whether EDO are willing to incorporate the clauses above into the current grant agreement. If so, we will process a variation to reflect the change.

Thank you,

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT State Office

Nukunu Country

Department of Industry, Science and Resources

P s 22(1)(a)(ii) | **E** s 22(1)(a)(ii) industry.gov.au

Work days – Mon, Tue, Thu and alternate Fridays

industry.gov.au ABN 74 599 608 295

Supporting economic growth and job creation for all Australians | We are collaborative, innovative, respectful and strive for excellence



Acknowledgement of Country

Our department recognises the First Peoples of this nation and their ongoing connection to culture and country. We acknowledge First Nations Peoples as the Traditional Owners, Custodians and Lore Keepers of the world's oldest living culture and pay respects to their Elders past, present and emerging.



OFFICIAL
OFFICIAL

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Australian Government
Department of Industry,
Science and Resources

Deed of Variation

Environmental Defenders Office and Environmental Justice
Australia Program
EDOEJA000002

Details

Parties

The parties to this deed of variation including any schedules and annexures ("Deed") are the parties to the grant agreement with number EDOEJA000002 executed on 15 June 2023 under the Environmental Defenders Office and Environmental Justice Australia Program as varied from time to time ("Grant Agreement").

Definition

Unless otherwise specified or the context otherwise requires, terms that are defined in the Grant Agreement have the same meaning in this Deed.

Background

The Commonwealth and the Grantee have agreed to vary the terms of the Grant Agreement in accordance with this Deed.

Operative clauses

1. On and with effect from the date the last party signs this Deed, the Grant Agreement is varied as set out in Schedule 1 to this Deed.
2. The parties confirm all other provisions of the Grant Agreement as previously varied as indicated at Schedule 2 and, subject only to the amendments contained in this Deed, the Grant Agreement remains in full force and effect.
3. This Deed and the Grant Agreement as previously varied as indicated at Schedule 2, when read together, contain the entire agreement of the parties with respect to the parties' rights and obligations under the Grant Agreement.
4. This Deed may be executed in any number of counterparts. All counterparts, taken together, constitute one instrument. A party may execute this Deed by signing any counterpart.
5. This Deed is governed by the laws of the Australian Capital Territory.
6. Each party will pay their own costs associated with this Deed.

For Official Use Only

Signatures

Executed as a deed:

Commonwealth

Executed as a deed for and on behalf of the Commonwealth of Australia as represented by the Department of Industry, Science and Resources by:

Name (print)	s 22(1)(a)(ii)
Position (print)	State Manager SA/NT s 22(1)(a)(ii)
Signature and date	<u>24/05/2024</u>
Witness name (print)	s 22(1)(a)(ii)
Signature and date	<u>24.05.2024</u> s 22(1)(a)(ii)

Grantee

Executed as a deed for and on behalf of Environmental Defenders Office Ltd in accordance with section 127 of the *Corporations Act 2001* by:

Name of company	Environmental Defenders Office Ltd ABN 72002880864
Director name (print)	Authorised by EDO Directors Bronwyn Darlington & Kate Galloway: s 22(1)(a)(ii) EDO CEO
Signature and date	<u>24/05/2024</u> s 22(1)(a)(ii)
Director/ Company Secretary name (print)	Authorised by EDO Directors Bronwyn Darlington & Kate Galloway: s 22(1)(a)(ii) EDO Program Director, Healthy Environment & Justice
Signature and date	<u>24/05/2024</u> s 22(1)(a)(ii)

From: s 22(1)(a)(ii)
Sent: Thursday, 4 July 2024 1:57 PM
To: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: EDO Board - important changes [SEC=OFFICIAL]

OFFICIAL

Thank you for letting us know s 22(1)(a) .

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub | External Programs Branch | SA/NT Office
 Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii)
Sent: Thursday, July 4, 2024 12:28 PM
To: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: EDO Board - important changes

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Dear s 22(1)(a)(ii)

I just wanted to get in touch to let you know that we have some important changes at the Board level at EDO.

This month our long-term Chair s 22(1)(a)(ii) has stepped down after 10 years on the Board, including seven as Chair, to focus on family and business interests.

s 22(1)(a)(ii) , who has been on the Board for some time, has been appointed as s 22(1)(a)(ii) 's replacement. s 22(1)(a)(ii) brings with him considerable experience and we are looking forward to his tenure as Chair of the Board.

We're also happy to share with you that the distinguished former judge s 22(1)(a)(ii) has joined the Board. His expertise, experience and insight add significantly to the exceptional range of skills that we are lucky to have represented on the Board.

We have updated the ACNC and any other regulatory requirements.

Operationally the changes mentioned above will not impact on our commitment to deliver the work we are currently doing, and we commit to continue to deliver against our current funding agreements.

Please note also that key contacts remain the same, however if you could update your records as required to reflect the change it would be much appreciated.

Any questions or concerns, please don't hesitate to let us know.

Kind regards,

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii)

— National

Operations Coordinator

P: s 22(1)(a)(ii)

E: s 22(1)(a)(ii)

@edo.org.au

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From: s 22(1)(a)(ii)
Sent: Friday, 5 July 2024 11:40 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: Grant EDOEJA00002 [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

Thank you for sending this through and for informing us.

Kind regards,
s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub | External Programs Branch | SA/NT Office
Department of Industry, Science and Resources
M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii)
Sent: Friday, July 5, 2024 10:53 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: Grant EDOEJA00002

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Dear s 22(1)(a)(ii)

I am writing as a matter of courtesy to draw your attention to an interlocutory decision of the Federal Court yesterday in the *Munkara v Santos NA Barossa PL* proceeding. It can be found on the Federal Court's website here: [Munkara v Santos NA Barossa Pty Ltd \(No 5\) \[2024\] FCA 717 \(fedcourt.gov.au\)](https://www.fedcourt.gov.au/judgments/munkara-v-santos-na-barossa-pty-ltd-no-5-2024-fca-717)

Please do not hesitate to contact me if I can be of any further assistance.

Kind regards
s 22(1)(a)(ii)



Environmental
Defenders Office

— Director, Healthy

Environment & Justice

Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

E: s 22(1)(a)(ii) edo.org.au

From: <edo.org.au>
Sent: Thursday, 5 September 2024 8:26 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: Update in relation to Federal Court proceeding [SEC=OFFICIAL]

OFFICIAL

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Hi s 22(1)(a)(ii)

Thank you for your response.

In respect of the Independent Audit Report, we have today provided this under cover of a separate email from s 22(1)(a)(ii)

Kind regards
s 22(1)(a)(ii)



— Director, Healthy
Environment & Justice
Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000
P: +s 22(1)(a)(ii)
M: +s 22(1)(a)(ii)
E: s 22(1)(a)(ii) edo.org.au

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From: s 22(1)(a)(ii)
Sent: Thursday, 5 September 2024 12:34 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Update in relation to Federal Court proceeding [SEC=OFFICIAL]

OFFICIAL

Thank you, s 22(1)(a)(ii) for the email. We will let you know if we have any queries in relation to this.

Also, just to follow up, will the EDO be in a position to submit the outstanding Independent Audit Report by cob tomorrow as per our conversation Monday 2/9?

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub | External Programs and Design Branch | SA/NT Office
Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Sent: Thursday, September 5, 2024 6:34 AM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Subject: Update in relation to Federal Court proceeding

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear s 22(1)(a)(ii)

We wanted to provide information to you about the status of the Federal Court proceeding *Munkara & Ors v Santos Ltd*, in which Santos has made an application for costs against the EDO.

The proceeding was listed for case management hearing before Her Honour Justice Charlesworth on 3 September at 4.30pm AEST. EDO was represented by Counsel and our insurer appointed solicitors, Gilchrist Connell. Santos and the Applicants in the proceeding were represented by Counsel.

There are two issues that we draw to your attention for your information only.

The first is that, in the lead up to the case management hearing, EDO through its solicitors indicated to the Respondent that it would consent to the relief sought in the application, that is, that it would consent to pay the Respondent's costs of the proceeding. It was communicated that this was without admission as to liability, and in order to bring the proceeding to an end and enable us to get back to our core work of delivering public interest legal services to the Australian community, or words to that effect. This was opposed by the Respondent, which indicated that it intended to seek costs on an indemnity or solicitor client basis. At the case management hearing, EDO's Counsel asked the Court to enter the orders consenting to the relief sought and put submissions to the Court in this respect. Senior Counsel for Santos opposed those orders and indicated that Santos intended to amend its application to seek indemnity costs.

Her Honour made a decision *ex tempore*, that entitles the Respondent to amend its interlocutory application against EDO without leave, to seek costs on an indemnity basis. The Court made orders that entitles that amended application to be filed by 5 September 2024.

We put you on notice of this as a courtesy.

The second issue addressed at case management hearing is EDO's request to extend time for compliance with the subpoena issued by the Court at the Respondent's application. It was due to be complied with by 30 August 2024. We filed a tranche of documents with the Court on that date in accordance with the orders. We sought more time to comply on the basis of complexity and our available resourcing, and filed evidence to explain this. At the case management hearing, EDO's Counsel sought an extension for the time to comply with the Court's orders. We note that in the course of the case management hearing, Her Honour made comments that EDO is non-compliant with the Court's order and expressed displeasure that we ought to have applied for an extension earlier, which goes to EDO's conduct. We understood that we were compliant and were instructing our lawyers in this respect. Her Honour ultimately granted the extension sought and ordered that EDO has an extension of time to comply with the Subpoena, in 2 tranches to 20 September 2024 and then to 11 October 2024.

As above, this was all in the context of the EDO having otherwise indicated that it would consent to the relief sought in the costs application, and that such action would cause the proceeding to come to an end.

The comments we identify are not in a decision of the Court, and we therefore do not understand that this falls within the terms of clause G8.2 of the Grant Agreement. However, we wanted to put you on notice of this fact for the avoidance of any doubt.

As this matter is before the Court, it is not appropriate that we comment on the matter. This is intended to be a report of what occurred, in the absence of a published decision.

Please do not hesitate to contact me should you wish to discuss this further.

Regards
s 22(1)(a)(ii)



Environmental
Defenders Office

— Director, Healthy

Environment & Justice

Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

E: s 22(1)(a)(ii)

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From: s 22(1)(a)(ii)
Sent: Monday, 2 December 2024 6:43 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: EDO Grant - an update on Federal Court proceeding [SEC=OFFICIAL]

OFFICIAL

Thank you, s 22(1)(a)(ii) for sending this through and letting us know.

Kind regards,
s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub | External Programs and Design Branch | SA/NT Office
Department of Industry, Science and Resources
Ms s 22(1)(a)(ii) | Es s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii)
Sent: Thursday, November 28, 2024 6:33 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: EDO Grant - an update on Federal Court proceeding

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Dear s 22(1)(a)(ii)

I am writing to provide an update in relation to the Federal Court proceeding *Munkara & Ors v Santos NA Barossa Pty Ltd*.

As previously advised, the Respondent had made an application for costs against the EDO for its full costs.

The Court today made orders by consent of the parties to resolve the proceeding. The Orders require EDO to pay the Respondent's costs, to dismiss the Respondent's application against the EDO and an order relieving the Applicants of the costs order against them.

This brings the proceeding to a close. We note that these orders were made by consent of the parties in chambers without any hearing.

We are aware that our grant funding is required to be spent only on delivering the funded projects. We can confirm that no grant money will be applied to meeting the costs order.

We wanted to provide you with this update as a courtesy. Please do not hesitate to contact me should you wish to discuss.

Kind regards



Environmental
Defenders Office

**s 22(1)(a)(ii) — Legal Practice
Director (Principal Lawyer)**

Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

E: s 22(1)(a)(ii) edo.org.au

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From:
Sent: Wednesday, 17 April 2024 11:38 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: EDO review update [SEC=OFFICIAL]

Hi s 22(1)(a)(ii)
s 47C

Happy to set up a time when appropriate to go through what is proposed and the process for finalising any amendment from our end.

Regards

s 22(1)(a)(ii)

State Manager SA

Business Grants Hub and Integrity | External Programs Branch | South Australia State Office
Department of Industry, Science and Resources
Phone s 22(1)(a)(ii) | **Extension** s 22(1)(a)(ii) | **Email** s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) @dcceew.gov.au>
Sent: Wednesday, April 17, 2024 10:47 AM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) @dcceew.gov.au>, s 22(1)(a)(ii) @industry.gov.au>
Subject: RE: EDO review update [SEC=OFFICIAL]

OFFICIAL

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Thanks – it's around compliance with professional standards and a funding recipient found to have breached by the relevant professional standards body.

s 22(1)(a)(ii)

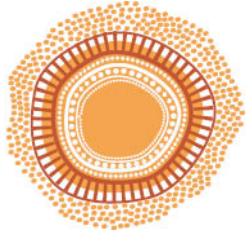
s 22(1)(a)(ii)

Director – EL2

CFO Division | Financial Services Branch | Grants Section
Turrbal and Yuggera Country, 145 Ann Street Brisbane, GPO Box 3090 ACT 2601



DCCEEW.gov.au ABN 63 573 932 849



We acknowledge the Traditional Owners of Country throughout Australia and recognise their continuing connection to land, waters and culture. We pay our respects to their Elders past and present.

From: ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>
Sent: Wednesday, April 17, 2024 11:12 AM
To: ^{s 22(1)(a)(ii)} @dcceew.gov.au>
Cc: ^{s 22(1)(a)(ii)} @dcceew.gov.au>, ^{s 22(1)(a)(ii)} @industry.gov.au>
Subject: RE: EDO review update [SEC=OFFICIAL]

OFFICIAL

Hi ^{s 22(1)(a)(ii)}

Let me get in contact with the Design team quickly to get some nuanced advice.

My initial response would be the same as DoF but our Design team may have seen examples.

^{s 22(1)(a)(ii)}^{s 22(1)(a)(ii)}

State Manager SA

Business Grants Hub and Integrity | External Programs Branch | South Australia State Office
 Department of Industry, Science and Resources

Phone ^{s 22(1)(a)(ii)} | **Extension** ^{s 22(1)(a)(ii)} | **Email** ^{s 22(1)(a)(ii)} industry.gov.au

OFFICIAL

From: ^{s 22(1)(a)(ii)} @dcceew.gov.au>
Sent: Wednesday, April 17, 2024 10:39 AM
To: ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>
Cc: ^{s 22(1)(a)(ii)} @dcceew.gov.au>
Subject: RE: EDO review update [SEC=OFFICIAL]
Importance: High

OFFICIAL

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Hi ^{s 22(1)(a)(ii)}

Apologies for the urgencies but this is to go up to the Secretary relating to possible recommendations.

Kind regards

s 22(1)(a)(ii)

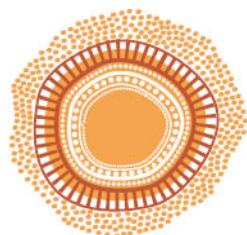
s 22(1)(a)(ii)

Director – EL2

CFO Division | Financial Services Branch | Grants Section
Turrbal and Yuggera Country, 145 Ann Street Brisbane, GPO Box 3090 ACT 2601
Department of Climate Change, Energy, the Environment and Water
M ^{s 22(1)(a)(ii)} | E ^{s 22(1)(a)(ii)} @dcceew.gov.au



DCCEEW.gov.au ABN 63 573 932 849



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From: ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>
Sent: Monday, April 15, 2024 1:05 PM
To: ^{s 22(1)(a)(ii)} @dcceew.gov.au>
Cc: ^{s 22(1)(a)(ii)} @dcceew.gov.au>
Subject: RE: EDO review update [SEC=OFFICIAL]

Some people who received this message don't often get email from ^{s 22(1)(a)(ii)} industry.gov.au. [Learn why this is important](#)

OFFICIAL

Hi ^{s 22(1)(a)}

Happy Monday! I have a number of areas, including our legal area, over here interested in the findings of the EDO review.

I was wondering if there has been any further progress, and/or if there was any opportunity for me to get a copy of the report (even if it is draft).

Thanks

^{s 22(1)(a)(ii)}

State Manager SA

Business Grants Hub and Integrity | External Programs Branch | South Australia State Office

Department of Industry, Science and Resources

Phone ^{s 22(1)(a)(ii)} | Extension ^{s 22(1)(a)(ii)} | Email ^{s 22(1)(a)(ii)} industry.gov.au

OFFICIAL

From: ^{s 22(1)(a)(ii)} @dcceew.gov.au

Sent: Monday, April 8, 2024 11:20 AM

To: ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>

Cc: ^{s 22(1)(a)(ii)} @dcceew.gov.au

Subject: RE: EDO review update [SEC=OFFICIAL]

OFFICIAL

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Hi ^{s 22(1)(a)(ii)}

^{s 22(1)(a)(ii)} passed on your query.

The review is still underway.

Draft advice has just come through but is still needs to be reviewed and sent up our line.

Cheers

^{s 22(1)(a)(ii)}

^{s 22(1)(a)(ii)}

Director – EL2

CFO Division | Financial Services Branch | Grants Section

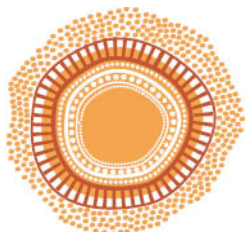
Turrbal and Yuggera Country, 145 Ann Street Brisbane, GPO Box 3090 ACT 2601

Department of Climate Change, Energy, the Environment and Water

M ^{s 22(1)(a)(ii)} | E ^{s 22(1)(a)(ii)} @dcceew.gov.au



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From: ^{s 22(1)(a)(ii)} @dcceew.gov.au

Sent: Monday, April 8, 2024 11:46 AM

To: ^{s 22(1)(a)(ii)} @dcceew.gov.au

Subject: FW: EDO review update [SEC=OFFICIAL]

Assistant Director – Grants

Finance Division | Financial Services Branch | Grants Section
 Whadjuk Noongar Country, Exchange Tower, 2 The Esplanade, Perth WA 6000 Australia
 Department of Climate Change, Energy, the Environment and Water

E: ^s₂ @dcceew.gov.au | PE: ^s₂ @protected.dcceew.gov.au
 M: ^s₂ s 22(1)(a)(ii)



DCCEEW.gov.au ABN 63 573 932 849

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Monday, April 8, 2024 9:05 AM
To: ^s₂ s 22(1)(a)(ii) @dcceew.gov.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: EDO review update [SEC=OFFICIAL]

You don't often get email from s 22(1)(a)(ii) industry.gov.au. [Learn why this is important](#)

OFFICIAL

Hi ^s₂ s 22(1)(a)(ii)

How are you?

I was wondering if was possible to get an update where the EDO grant review is up to? I have had a query from up my chain.

Thanks

s 22(1)(a)(ii)

State Manager SA

Business Grants Hub and Integrity | External Programs Branch | South Australia State Office
 Kaurna Country, L8 50 Flinders Street Adelaide SA 5000
 GPO Box 2013 Canberra ACT 2601 Australia
 Department of Industry, Science and Resources

Phone ^s₂ s 22(1)(a)(ii) | Extension ^s₂ s 22(1)(a)(ii) | Email s 22(1)(a)(ii) industry.gov.au

| industry.gov.au ABN 74 599 608 295

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Official



Australian Government
Department of Industry,
Science and Resources

Mr Rob Hanlon
Chief Financial Officer and Chief Security Officer
Department of Climate Change, Energy, the Environment and Water
GPO Box 3090
Parkes ACT 2600

Dear Mr Hanlon

Environment Defenders Office Grant - Outcome of Initial Assessment of Potential Fraud

This letter confirms the outcome of the department's initial assessment of possible fraud regarding the Environmental Defenders Office (EDO) grant.

The department's Fraud and Corruption Control team has concluded that there is no evidence indicating potential fraud.

For a matter to be assessed as indicating potential fraud there needs to be information which shows an intent to be dishonest or to deceive. Fraud is more than carelessness, accident, or error. When intent cannot be shown, the matter may reveal non-compliance rather than fraud. However, on this occasion, it would appear that EDO has been compliant with the grant conditions to date.

On 23 March 2024, the department met with EDO to detail our expectations on the standard of documentary evidence we would be expecting to receive in future progress reports.

I can confirm that the EDO submitted both its next milestone progress report and independent audit report on 30 April 2024, as per the requirements of the grant agreement. The department is currently assessing the contents of each of these reports to ensure all appropriate due diligence is taken and to confirm that grant funds have been spent on the specific activities listed in the grant agreement. There are provisions in the grant agreement that permit the department to inspect and take copies of any material relevant to the grant.

There is a \$1 million milestone payment due to EDO by 31 May 2024 subject to the departmental delegate being convinced that satisfactory progress has been made against the project milestones as outlined in the grant agreement.

Please contact me if you wish to discuss this information further.

Yours sincerely

Derek Stiller
Acting Head of Division
Business Grants Hub and Integrity
Department of Industry, Science and Resources

6 May 2024

From: s 22(1)(a)(ii)
Sent: Wednesday, 15 May 2024 3:06 PM
To: s 22(1)(a)(ii) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii)
Subject: RE: EDO Fraud Review [SEC=OFFICIAL]
Categories: FOI

OFFICIAL

Thanks for sending this through s 22(1)(a)(ii)

s 45, s 47G

If the above does not cover what is required, I would appreciate some direction of what is expected with this next level of review, including how I should go about documenting this additional level of due diligence please? Any guidance is appreciated to ensure that I complete it adequately.

Cheers

s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

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OFFICIAL

From: s 22(1)(a)(ii)
Sent: Friday, May 10, 2024 4:01 PM
To: s 22(1)(a)(ii)

Cc: s 22(1)(a)(ii)

Subject: FW: EDO Fraud Review [SEC=OFFICIAL]

OFFICIAL

FY s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office
Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Sent: Friday, May 10, 2024 3:22 PM

To: s 22(1)(a)(ii) @dcceew.gov.au; Rob Hanlon <rob.hanlon@dcceew.gov.au>

Cc: s 22(1)(a)(ii) @dcceew.gov.au; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Subject: RE: EDO Fraud Review [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)

The team is currently reviewing the most recent reports and already have collated a significant number of requests for further information. We are expecting to go back to EDO next week with a formal request for further information. Where relevant we will also ask for the additional documentary evidence (if not already provided) as set out in the action below.

Regards

s 22(1)(a)(ii)

State Manager SA

Business Grants Hub and Integrity | External Programs Branch | South Australia State Office
Department of Industry, Science and Resources

Phone s 22(1)(a)(ii) | Extension s 22(1)(a)(ii) | Email s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) @dcceew.gov.au

Sent: Friday, May 10, 2024 3:06 PM

To: Rob Hanlon <rob.hanlon@dcceew.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) @dcceew.gov.au

Subject: RE: EDO Fraud Review [SEC=OFFICIAL]

OFFICIAL

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Hi s 22(1)(a)(ii)

My apologies, the Secretary has advised he would prefer this additional step to be undertaken.

- a) Undertake an assurance review of the grant activity by utilising section G6.1 of the agreement to inspect and take copies of any material relevant to the grant, and review that against information supplied by EDO in their 16 November 2023 milestone report.

Can you do this for the current report, noting the additional assurance measures may now take longer.

Thanks

s 22(1)(a)

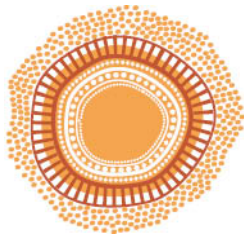
s 22(1)(a)(ii)

Director – EL2

CFO Division | Financial Services Branch | Grants Section
Turrbal and Yuggera Country, 145 Ann Street Brisbane, GPO Box 3090 ACT 2601
Department of Climate Change, Energy, the Environment and Water
M s 22(1)(a)(ii) | s 22(1)(a)(ii) @dcceew.gov.au



DCCEEW.gov.au ABN 63 573 932 849



We acknowledge the Traditional Owners of Country throughout Australia and recognise their continuing connection to land, waters and culture. We pay our respects to their Elders past and present.

From: Hanlon, Rob <Rob.Hanlon@dcceew.gov.au>
Sent: Friday, May 10, 2024 1:00 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) @dcceew.gov.au>
Subject: RE: EDO Fraud Review [SEC=OFFICIAL]

s 22(1)(a)(ii)

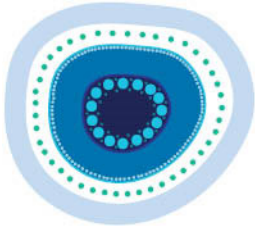
We are ok with not doing that.

Regards

Robert Hanlon
Chief Finance Officer and Chief Security Officer
Department of Climate Change, Energy, the Environment and Water
Ngunnawal Country, John Gorton Building, King Edward Terrace
(GPO Box 3090) Parkes ACT 2600 Australia
P s 22(1)(a)(ii) | M s 22(1)(a)(ii) | E rob.hanlon@dcceew.gov.au

Executive Assistant | s 22(1)(a)(ii)
P s 22(1)(a)(ii) | E s 22(1)(a)(ii) @dcceew.gov.au

DCCEEW.gov.au ABN 63 573 932 849



Acknowledgement of Country

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From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Friday, May 10, 2024 12:28 PM
To: s 22(1)(a)(ii) <@dcceew.gov.au>
Cc: Hanlon, Rob <Rob.Hanlon@dcceew.gov.au>
Subject: RE: EDO Fraud Review [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

We weren't going to but if you want us to we can.

s 22(1)(a)(ii)

s 22(1)(a)(ii)

State Manager SA

Business Grants Hub and Integrity | External Programs Branch | South Australia State Office
 Department of Industry, Science and Resources

Phone s 22(1)(a)(ii) | **Extension** s 22(1)(a)(ii) | **Email** s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) <@dcceew.gov.au>
Sent: Friday, May 10, 2024 11:53 AM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: Rob Hanlon <rob.hanlon@dcceew.gov.au>
Subject: RE: EDO Fraud Review [SEC=OFFICIAL]
Importance: High

OFFICIAL

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Hi s 22(1)(a)(ii)

While it looks like Rob only highlighted 2 areas to review, will you still also be doing the first point:

- a) Undertake an assurance review of the grant activity by utilising section G6.1 of the agreement to inspect and take copies of any material relevant to the grant, and review that against information supplied by EDO in their 16 November 2023 milestone report.

If you could let me know asap that would be great.

Cheers

s 22(1)(a)(ii)

s 22(1)(a)(ii)

s 22(1)(a)(ii)

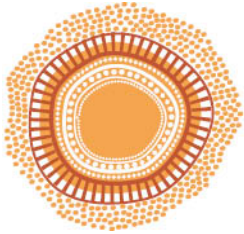
Director – EL2

CFO Division | Financial Services Branch | Grants Section
Turrbal and Yuggera Country, 145 Ann Street Brisbane, GPO Box 3090 ACT 2601
Department of Climate Change, Energy, the Environment and Water

M ^{s 22(1)(a)(ii)} | E ^{s 22(1)(a)(ii)} @dcceew.gov.au



DCCEEW.gov.au ABN 63 573 932 849



We acknowledge the Traditional Owners of Country throughout Australia and recognise their continuing connection to land, waters and culture. We pay our respects to their Elders past and present.

From: Hanlon, Rob <Rob.Hanlon@dcceew.gov.au>
Sent: Friday, March 8, 2024 3:23 PM
To: Noel.Taloni <Noel.Taloni@industry.gov.au>
Cc: ^{s 22(1)(a)(ii)} @dcceew.gov.au; CFO Exec <CFO.Exec@dcceew.gov.au>; Sam.Chard <Sam.Chard@industry.gov.au>; Stiller, Derek <Derek.Stiller@industry.gov.au>; ^{s 22(1)(a)(ii)} <industry.gov.au>; Noel.Taloni <Noel.Taloni@industry.gov.au>
Subject: RE: EDO Fraud Review [SEC=OFFICIAL]

Noel

Thanks for this and really appreciate the quick turnaround.

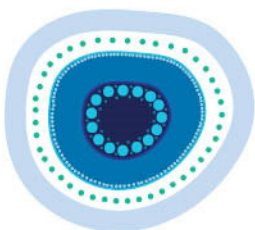
It would be great if you can undertake the additional independent assurance steps as you have outlined which I have highlighted in yellow.

Regards

Robert Hanlon
Chief Finance Officer and Chief Security Officer
Department of Climate Change, Energy, the Environment and Water
Ngunnawal Country, John Gorton Building, King Edward Terrace
(GPO Box 3090) Parkes ACT 2600 Australia
P ^{s 22(1)(a)(ii)} | M ^{s 22(1)(a)(ii)} | E rob.hanlon@dcceew.gov.au

Executive Assistant | ^{s 22(1)(a)(ii)}
P ^{s 22(1)(a)(ii)} | E ^{s 22(1)(a)(ii)} @dcceew.gov.au

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From: Taloni, Noel <Noel.Taloni@industry.gov.au>
Sent: Friday, March 8, 2024 9:08 AM

To: Hanlon, Rob <Rob.Hanlon@dcceew.gov.au>

Cc: McNally, Viv <Viv.MCNALLY@dcceew.gov.au>; CFO Exec <CFO.Exec@dcceew.gov.au>; Sam.Chard <Sam.Chard@industry.gov.au>; Stiller, Derek <Derek.Stiller@industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; Noel.Taloni <Noel.Taloni@industry.gov.au>

Subject: RE: EDO Fraud Review [SEC=OFFICIAL]

You don't often get email from noel.taloni@industry.gov.au. [Learn why this is important](#)

OFFICIAL

Hi Rob

The department's Fraud and Corruption Control team has assessed the information for any indicators of possible fraud regarding the Environmental Defenders Office (EDO) grant.

The outcome of this is there is no evidence indicating potential fraud. In fact it would appear that EDO has been compliant with the grant conditions to date. For a matter to be assessed as indicating potential fraud there needs to be information which shows an intent to be dishonest or to deceive. Fraud is more than carelessness, accident, or error. When intent cannot be shown, the matter may reveal non-compliance rather than fraud.

Departmental records show to date EDO has been compliant with the grant conditions and requirements. However, there are other actions which should be considered by BGH and DCCEEW which will provide additional assurance that EDO has spent grant funding in accordance with the grant guidelines:

- Undertake an assurance review of the grant activity by utilising section G6.1 of the agreement to inspect and take copies of any material relevant to the grant, and review that against information supplied by EDO in their 16 November 2023 milestone report.
- Ensure extra due diligence is undertaken when the next milestone report is due on 30 April 2024, by requesting proof of expenditure with the milestone report.
- The independent audit report for the period 30 June 2023 to 31 March 2024 is also due on 30 April 2024. This independently audited financial acquittal report is organised by EDO, to ensure it is independent of EDO it is recommended extra due diligence is undertaken to ensure the audited financial report is completed by:
 - a Registered Company Auditor under the Corporations Act 2001 (Cth); or
 - a Certified Practising Accountant; or
 - a member of the Institute of Public Accountants; or
 - a member of Chartered Accountants Australia and New Zealand; and
 - who is not a principal member, shareholder, officer or employee of the EDO or a related body corporate.
- DCCEEW could also consider making a complaint about EDO lawyers to the relevant Law Society/Institute.

Please let me know if you have any questions.

Thanks

**Noel Taloni**

General Manager

Business Grants Hub - External Programs Branch

Business Grants Hub and Integrity Division

Department of Industry, Science and Resources

Gadigal Country

Level 18, Darling Park Tower 3 | 201 Sussex Street Sydney NSW 2000

s 22(1)(a)(ii)

s 22(1)(a)(ii)

noel.taloni@industry.gov.au

The department acknowledges the traditional owners of the country throughout Australia and their continuing connection to land, sea and community. We pay our respect to them and their cultures and to the elders past and present.

OFFICIAL

From: Hanlon, Rob <Rob.Hanlon@dcceew.gov.au>**Sent:** Friday, February 23, 2024 12:57 PM**To:** Taloni, Noel <Noel.Taloni@industry.gov.au>; Chard, Sam <Sam.Chard@industry.gov.au>**Cc:** s 22(1)(a)(ii) <@dcceew.gov.au>; s 22(1)(a)(ii) <@dcceew.gov.au>**Subject:** RE: EDO Fraud Review [SEC=OFFICIAL]

OFFICIAL

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Noel

Thank you

Below is what I have sent to the team for s 22(1) and Megan's meeting on Monday

Environmental Defenders Office grant

I would just like to acknowledge the good working relationship between BGH and our team.

In light of the Santos case we understand that BGH has requested that the DISR internal fraud team undertake an initial assessment for any indicators of potential fraud.

We have been advised that this will take approximately two weeks to complete.

Our department will be undertaking a probity review of its own in light of the issues raised at senate estimates.

Our review will take into consideration the outcomes of the BGH review and we have agreed to share the outcomes of our review with the BGH team.

Regards

Robert Hanlon**Chief Finance Officer and Chief Security Officer****Department of Climate Change, Energy, the Environment and Water**

Ngunnawal Country, John Gorton Building, King Edward Terrace

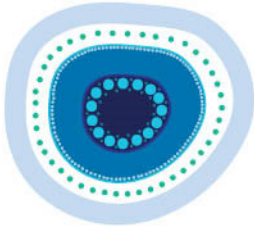
(GPO Box 3090) Parkes ACT 2600 Australia

P s 22(1)(a)(ii)

M s 22(1)(a)(ii)

E rob.hanlon@dcceew.gov.au

DCCEEW.gov.au ABN 63 573 932 849

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From: Taloni, Noel <Noel.Taloni@industry.gov.au>

Sent: Friday, February 23, 2024 12:53 PM

To: Hanlon, Rob <Rob.Hanlon@dcceew.gov.au>; Sam.Chard <Sam.Chard@industry.gov.au>

Subject: EDO Fraud Review [SEC=OFFICIAL]

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OFFICIAL

Hi Rob

I have confirmed with our fraud team that the preliminary fraud EDI review will be completed within 2 weeks.

Thanks

Noel

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From: s 22(1)(a)(ii)
Sent: Monday, 20 May 2024 3:30 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Independent Audit Report Requirements- EDOEJA000002 [SEC=OFFICIAL]

OFFICIAL

Thank you for the useful information and confirmation s 22(1)(a)(ii). It is certainly helpful for us.

s 22(1)(a)(ii)

I have done a google search for the any links between the two and additionally have searched each of their respective websites for links between the two organisations.
 The only links raised on the EDO site are around outcomes of financial audits, which indicates it is an independent professional services relationship.

Have a great day.

Many Thanks

s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | **E** s 22(1)(a)(ii) industry.gov.au

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OFFICIAL

From: s 22(1)(a)(ii)
Sent: Thursday, May 9, 2024 12:21 PM
To: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Independent Audit Report Requirements- EDOEJA000002 [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

Thank you for your request. You have done the right thing and in fact the verification of whether an independent auditor has the relevant credentials regarding who they say they are should not only be limited to EDO, but should be applied more broadly.

Confirming that the auditor is both a Registered Company Auditor and a member of CA Australia and New Zealand and supported by attachment C is sufficient. However, for the purpose of EDO, you could undertake a quick google search to confirm that the auditor doesn't have any association with EDO as claimed in the attachment C.

In terms of signature, the auditor undertaking the audit with the relevant CA Australia and New Zealand membership number should be sufficient.

Happy to chat further if that helps

s 22(1)(a)(ii)

PhD

A/g Manager | Assurance and Compliance

Business Grants Hub & Integrity Division | External Programs Branch

Department of Industry, Science and Resources

T | M s 22(1)(a)(ii)

| E₂
2

@industry.gov.au

| industry.gov.au ABN 74 599 608 295

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We are collaborative, innovative, respectful and we strive for excellence.



Acknowledgement of Country

Our department recognises the First Peoples of this Nation and their ongoing cultural and spiritual connections to the lands, waters, seas, skies, and communities.

We Acknowledge First Nations Peoples as the Traditional Custodians and Lore Keepers of the oldest living culture and pay respects to their Elders past and present. We extend that respect to all First Nations Peoples.



I declare that I have no personal, financial or other interests that could, or could be seen to, influence the advice that I have provided in this email.

OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) [industry.gov.au](mailto:s 22(1)(a)(ii)@industry.gov.au)>

Sent: Wednesday, May 8, 2024 11:29 AM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) [industry.gov.au](mailto:s 22(1)(a)(ii)@industry.gov.au)>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) [industry.gov.au](mailto:s 22(1)(a)(ii)@industry.gov.au)>; s 22(1)(a)(ii) <s 22(1)(a)(ii) [industry.gov.au](mailto:s 22(1)(a)(ii)@industry.gov.au)>

Subject: Independent Audit Report Requirements- EDOEJA000002 [SEC=OFFICIAL]

OFFICIAL

Good morning Team,

I am contacting you regarding the Environmental Defenders Office (EDO) grant, EDOEJA000002.

This grant recently came under scrutiny in Senate Estimates and was subsequently referred to the Departments Fraud and Corruption Control team for review.

Out of their assessment, we have been requested to provide additional levels of due diligence when undertaking report assessments by Noel Taloni.

I would like your advice on the below requirement relating to their Independent Audit Report requirements.

- The independent audit report for the period 30 June 2023 to 31 March 2024 is also due on 30 April 2024. This independently audited financial acquittal report is organised by EDO, to ensure it is independent of EDO it is recommended extra due diligence is undertaken to ensure the audited financial report is completed by:
 - a Registered Company Auditor under the Corporations Act 2001 (Cth); or
 - a Certified Practising Accountant; or
 - a member of the Institute of Public Accountants; or
 - a member of Chartered Accountants Australia and New Zealand; and
 - who is not a principal member, shareholder, officer or employee of the EDO or a related body corporate.

I have been able to confirm that the Auditor is both a Registered Company Auditor and a member of Chartered Accountants Australia and New Zealand, however, I would like to confirm that the last item in the list is covered by Attachment C- Certification of certain matters by the auditor in the Grant Agreement (extract below). Can you please advise if this meets the requested requirements above?

- e. → I have complied with the professional independence requirements of Chartered Accountants Australia and New Zealand/ CPA Australia/the Institute of Public Accountants. I specifically certify that I:
- i → am not, and have not been, a director, office holder, or employee of [Grantee name] or related body corporate of [Grantee name]
 - ii → have not been previously engaged by [Grantee name] for the purpose of preparing their [grant opportunity name] application or any report required under the grant agreement
 - iii → have no financial interest in [Grantee name].

If this does cover the above-mentioned requirement, can you please advise what level of signatory should be required for this letter? Should it be a CEO/Managing Director level or is the Auditor undertaking the Audit acceptable?

Have a great day.

Many Thanks

s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

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Acknowledgement of Country

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From: s 22(1)(a)(ii)
Sent: Monday, 3 June 2024 12:25 PM
To: s 22(1)(a)(ii) s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: Urgent- EDOEJA000002 Progress Report Evidence Query [SEC=OFFICIAL:Sensitive]

OFFICIAL: Sensitive

Thanks very much for your help with this s 22(1)(a)(ii). You have helped confirm our understanding of the Grant Agreement. We will go back to the Grantee with the responses provided for Questions 1 and 2.

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL: Sensitive

From: s 22(1)(a)(ii)
Sent: Monday, June 3, 2024 11:03 AM
To: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: Urgent- EDOEJA000002 Progress Report Evidence Query [SEC=OFFICIAL:Sensitive]

OFFICIAL: Sensitive

Hi s 22(1)(a)(ii)

Thank you for providing this information. There are a couple of things we can point this grantee to that will support our request.

Question 1:

s 45, s 47G

Question 2:

We do not publicly publish progress reports or associated evidence. The Grantee can go to Grant Connect to view what information on a grant is made publicly available. If a Freedom of Information request were to be submitted, the applicant making the request would need to specify what information they are requesting, what the reasons are for making the request are and how the information will be used. There would need to be a valid reason for us to

disclose any information which isn't already published on Grant Connect and we can redact any identifying details that aren't part of the applicant's request.

For future reference, to help set the expectations for grantees, it can be beneficial to specify in the **Section E Reporting** table of the grant agreement, the **Agreed evidence** that we require the grantee to provide (eg. Eligible expenditure spreadsheet, invoices, proof of payments to the Department's satisfaction).

Happy to discuss,
Thanks

s 22(1)(a)(ii)

Senior Assurance Officer | s 22(1)(a)(ii)

Business Grants Division | External Programs Branch

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | E s 22(1)(a)(ii) [@industry.gov.au](mailto:industry.gov.au)

OFFICIAL: Sensitive

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Sent: Friday, May 31, 2024 2:18 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Subject: RE: Urgent- EDOEJA000002 Progress Report Evidence Query [SEC=OFFICIAL:Sensitive]

OFFICIAL: Sensitive

Thank you s 22(1)(a)(ii)

Please find attached, GoGs and the executed Grant Agreement.

For clarity, I have also included the first variation which was to alter reporting requirements.

Please feel free to reach out if you require any further information on this matter.

Many Thanks

s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

industry.gov.au ABN 74 599 608 295

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Acknowledgement of Country

Our department recognises the First Peoples of this nation and their ongoing connection to culture and country. We acknowledge First Nations Peoples as the Traditional Owners, Custodians and Lore Keepers of the world's oldest living culture and pay respects to their Elders past, present and emerging.



OFFICIAL: Sensitive

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Friday, May 31, 2024 2:03 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: RE: Urgent- EDOEJA000002 Progress Report Evidence Query [SEC=OFFICIAL:Sensitive]

OFFICIAL: Sensitive

Hi ^{s 22(1)(a)(ii)}

Thank you for your email. To assist in looking into this, are you able to email us a copy of the guidelines and grant agreement?

Kind regards,

^{s 22(1)(a)(ii)}

Senior Assurance Officer | ^{s 22(1)(a)(ii)}
 Business Grants Division | External Programs Branch
 Department of Industry, Science and Resources
^{T s 22(1)(a)(ii)} | ^{E s 22(1)(a)(ii)} @industry.gov.au

OFFICIAL: Sensitive

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Thursday, May 30, 2024 3:46 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: Urgent- EDOEJA000002 Progress Report Evidence Query [SEC=OFFICIAL:Sensitive]
Importance: High

OFFICIAL: Sensitive

Good afternoon Assurance Team,

The Environmental Defenders Office (EDO) have submitted their Progress Report for **EDOEJA000002** and we have the below urgent queries regarding this Progress Report.

Grant Background:

This grant has come under scrutiny in Senate Estimates and was subsequently referred to the Departments Fraud and Corruption Control team for review. Out of their assessment, we have been requested to provide additional levels of due diligence when undertaking report assessments by Noel Taloni.

It is highlighted that of the \$8.2M grant \$7.9M is allocated for salaries (approx. 95% of the total Grant Funds).

^{s 45, s 47G}

Question 2:

Additionally, can you please advise if information provided to the Department via Progress Report, or associated evidence, is available for Freedom of Information release (specifically, if they provide this information can it become public)?

Thank you in advance for your assistance with these queries.

Please reach out if you require any further clarification on these matters.

s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

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OFFICIAL: Sensitive



Environmental Defenders Office

7 June 2024

s 22(1)(a)(ii)

Program Manager
Business Grants Hub and Integrity
Department of Industry, Science and Resources

By email: s 22(1)(a)(ii) [industry.gov.au](mailto:s 22(1)(a)(ii)@industry.gov.au)

Dear s 22(1)(a)(ii)

Environmental Defenders Office Grant - EDOEJA000002 – Cultural Competency Request

We refer to your email of 3 June requesting additional information with respect to cultural competency.

Your request

You say you “would like the EDO to further demonstrate how they consider themselves a culturally competent organisation”.

You refer to clause 6.2 of the Grant Opportunity Guidelines, which is the assessment criteria for the grant offer. The criterion is “capacity, capability and resources to deliver the project”. Relevantly this required at the time of the grant to “*demonstrate this through identifying your organisation’s prior skills and experience in...Culturally appropriate engagement with Aboriginal and/or Torres Strait Islander peoples and their representative organisation in the justice and legal assistance services sectors*”.

You quote the following statement from our application:

“EDO (in 2021) engaged two Indigenous consultancies to help guide the development of our practice of work with First Nations Communities. After receiving those reports, EDO has appointed a First Nations Director (an identified role sitting in the EDO executive team) and a First Nations Strategic Advisory Committee. Alongside these appointments, EDO has: - a requirement that all staff to undergo compulsory cultural competence training, - established a timeline and committee to develop a reconciliation action plan. - EDO has undergone a review of our policies and procedures to ensure they provide an inclusive setting for First Nations staff”.

You have requested more specifics and/or evidence of:

T 1800 626 239 W edo.org.au

E hobart@edo.org.au

Level 1/114 Bathurst St

Hobart TAS 7000

ABN: 72002 880 864

- Reports provided by the two Indigenous consultancies
- Details of the compulsory cultural competence training – participation rate, training facilitator, dates of training provided
- Status of Reconciliation Action Plan and a copy of the Plan (if complete)
- Updated policies and procedures to provide an inclusive setting for First Nations staff
- Any other activities/evidence that might further illuminate the statements made in the application (above) and provide an update on more recent developments in terms of the organisation's cultural competency.

We provide evidence **attached** in response to your request.

Commitment to cultural competency

EDO has a proud 40-year collective history of excellence and service to the Australian community, including First Nations peoples and communities.

EDO is committed to cultural competency, which we acknowledge is through a process of continuous learning and strengthening. We trust that this is demonstrated through our response attached.

As a non-Indigenous legal service, we have invested in the continuous improvement of the cultural competency of our organisation.

In 2020, EDO formed a First Nations and Indigenous Peoples Working Group. Its purpose was to determine best practice approaches, recognising that our clients include First Nations and Indigenous Peoples. This led to the engagement of two consultancies to review EDO's Practice and provide recommendations to guide our work. First Nations consultants Jumbunna Research Institute and Madjulla Consulting Inc were engaged in 2021.

We have undertaken significant internal work in response to the recommendations of those reports. A summary of actions is set out in the attachment.

We trust that this satisfies your request. Please do not hesitate to contact us should you require any further clarification.

Yours sincerely,

Environmental Defenders Office

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Director, Healthy Environment and Justice

Annexure 1 – Response to Request for Information Regarding Cultural Competency.**1. Reports provided by the two Indigenous consultancies**

EDO recognises that a key part of achieving environmental justice in Australia is the central place of First Nations across all facets of the organisation's work. EDO aims to support First Nations to protect their Countries, and centre understanding of – and respect for – their perspectives in our work.

To achieve this goal, EDO engaged the Jumbunna Institute for Indigenous Education and Research and Madjulla Inc. to undertake consultancies on the design of a **First Nations Program** that will work with and advocate for the rights of First Nations in our work.

These consultancies provided reports in 2021 with recommendations for the design and operation of the First Nations Program. The reports are confidential as they contain Indigenous Cultural Intellectual Property and may contain legally privileged information.

In response to the recommendations of the report, we have taken a range of actions including:

- Recruited an identified executive position of Director, First Nations, to establish an Indigenous-led First Nations Program.
- Established a First Nations Strategic Advisory Committee, established in 2022 from six different First Nations Countries, who bring their lived experiences and knowledges to guide EDO in its areas of work which involve First Nations people and communities.
- Started to develop the First Nations Program under the leadership of the First Nations Director.
- Reviewed policies and procedures (summary below).
- Increased First Nations representation on EDO's Board.
- Commenced the process of developing a Reconciliation Action Plan through Reconciliation Australia (see below), including through an internal RAP Working Group with representatives across the organisation to implement the plan.
- Changed recruiting practices to identify First Nations positions and increase First Nations employment pathways within the EDO.
- Mandated Cultural Competency Training for all staff.
- Changed to dual-naming conventions for all EDO offices.

Please note this list is not exhaustive.

2. Details of the compulsory cultural competence training – participation rate, training facilitator, dates of training provided

As requested, please find below details of cultural competence training:

- In 2021 EDO mandated that all staff complete cultural competency training through the Centre for Cultural Competence Australia ccca.com.au (online).

- This is a continuing obligation, with all EDO staff are required to complete this training. First Nations employees are given a choice as to whether they'd like to participate in the training.
- In 2021, all existing EDO staff were required to do the course starting in July 2021 and had 6 months to complete.
- Access to the course is provided to all new staff as they join, and they have 6 months to complete.
- Completion is tracked and monitored by People and Culture and through our employment management system.
- We have a 100% participation rate, with a current 95% completion rate being that some new employees are still completing the training.

3. Status of Reconciliation Action Plan and a copy of the Plan (if complete)

Below is a summary of the status of EDO's Reconciliation Action Plan:

- On 6 October 2023 EDO resolved to undertake a Reconciliation Action Plan.
- A RAP Working Group was formed to guide the development of the RAP, including through an all-staff consultation and co-design process.
- EDO made a decision to proceed straight to the Innovate Reconciliation Action Plan stage.
- Our first Innovate Reconciliation RAP is currently conditionally endorsed by Reconciliation Australia and is undergoing design.
- The final draft-designed Reconciliation Action Plan is currently before EDO's Board for consideration.

4. Updated policies and procedures to provide an inclusive setting for First Nations staff

Since making the application for the grant, we have reviewed the following new policies or procedures which specifically benefit First Nations employees:

- Leave Policy – reviewed the policy and placed new provisions within the existing policy, included cultural leave.
- First Nations employment conditions improved – First Nations employees' Indigenous Cultural Intellectual Property secured and cultural loading restricted.

Additionally, we have prepared the following new policies which apply to creating an inclusive setting for all EDO staff, and two policies in development:

- Justice, Equity, Diversity and Inclusion (JEDI) Policy;
- Cultural Safety Policy;
- Building Cultural Safety Training Document – First Nations Focus;
- Indigenous Cultural Intellectual Property Policy (in development);
- First Nations Witness Policy (in development).

5. Any other activities/evidence that might further illuminate the statements made in the application (above) and provide an update on more recent developments in terms of the organisation's cultural competency.

In addition to the above, there are a range of actions we have taken including:

- As an initiative of our Justice, Equity, Diversity and Inclusion Committee (JEDI Committee), in 2023 all staff participated in Anti Racism-Training conducted by a lead organisation, which specialises in social change strategy and education. Their expertise is to work with employers around the world to design and implement processes of positive social change through professional development training, workshops, leadership advisory, and strategic consulting services. This training was delivered in three two-hour online training sessions from July to September 2023, with additional facilitated discussion sessions, to facilitate support and discussion with cultural safety. 93% of EDO employees participated in this training.
- On 13 March 2024, the EDO Board accounted the appointment of a team of external experts to recommend process reforms to enhance provision of EDO's legal services. The review is led by eminent Senior Counsel, Barrister Tony McAvoy SC with law firms Gilbert + Tobin and Chalk & Behrendt. The review will examine and make recommendations on best practice when working with First Nations clients and communities including in Court processes involving cultural heritage. The review is a proactive step by the EDO Board to ensure continuous improvement and strengthening of EDO's practice and service delivery. EDO's CEO advised the Secretary to the DCCEEW by letter dated 13 March 2024. The Secretary has responded by letter welcoming this decision. We note that this is acknowledged in the Secretary's External Review.

From: <edo.org.au>
Sent: Wednesday, 12 June 2024 9:44 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: Re: EDO - Cultural Competency [SEC=OFFICIAL]

OFFICIAL

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Thank you s 22(1)(a)(ii) Please let us know if you require any clarification.

If you are able to provide any advice on your timing, we would be grateful.

Kind regards
s 22(1)(a)(ii)

From: s 22(1)(a)(ii)
Sent: Wednesday, June 12, 2024 7:15:51 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: EDO - Cultural Competency [SEC=OFFICIAL]

OFFICIAL

Good morning s 22(1)(a)(ii)
Thank you very much for sending this through. I will let you know if there is anything else we require in terms of this request.
Kind regards,
s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office
Department of Industry, Science and Resources
M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii)
Sent: Friday, June 7, 2024 4:50 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: EDO - Cultural Competency [SEC=OFFICIAL]

OFFICIAL

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear s 22(1)(a)(ii)

In response to your request below, please find attached our response by letter.

Please do not hesitate to contact me should you need any further information.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy

Environment & Justice

Highfield House, Suite 1-6

1/114 Bathurst Street

nipaluna / Hobart TAS 7000

P: +s 22(1)(a)(ii)

M: +s 22(1)(a)(ii)

E: s 22(1)(a)(ii) edo.org.au

I use she/her pronouns.

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EDO recognises the traditional owners and custodians of the land, seas and rivers of Australia. We pay our respects to Aboriginal and Torres Strait Islander elders past and present, and aspire to learn from traditional knowledge and customs so that, together, we can protect our environment and cultural heritage through law.

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Sent: Monday, June 3, 2024 6:11 PM

To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>;

s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>

Subject: EDO - Cultural Competency [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

I hope you are well. In light of the questions raised in the recent court case involving the EDO, we would like the EDO to further demonstrate how they consider themselves a culturally competent organisation.

In the grant application provided through the Business Grants Hub portal, a response was provided to **Assessment Criterion 6.2(b)** of the Grant Opportunity Guidelines. The EDO detailed their prior skills and experience, noting there was a big obligation on their organisation to continually improve their practices, policies, and ways of working with First Nations. It was also stated that “EDO (in 2021) engaged two Indigenous consultancies to help guide the development of our practice of work with First Nations Communities. After receiving those reports, EDO has appointed a First Nations Director (an identified role sitting in the EDO executive team) and a First Nations Strategic Advisory Committee. Alongside these appointments, EDO has: - a requirement that all staff to undergo compulsory cultural competence training, - established a timeline and committee to develop a reconciliation action plan. - EDO has undergone a review of our policies and procedures to ensure they provide an inclusive setting for First Nations staff”.

We would like to better understand the specifics around and/or request evidence of:

- Reports provided by the two Indigenous consultancies

- Details of the compulsory cultural competence training – participation rate, training facilitator, dates of training provided
- Status of Reconciliation Action Plan and a copy of the Plan (if complete)
- Updated policies and procedures to provide an inclusive setting for First Nations staff
- Any other activities/evidence that might further illuminate the statements made in the application (above) and provide an update on more recent developments in terms of the organisation's cultural competency.

We would appreciate a response to these questions by **cob Friday 7th June 2024**.

Kind regards,

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT State Office

Nukunu Country

Department of Industry, Science and Resources

P s 22(1)(a)(ii) | **E** s 22(1)(a)(ii) industry.gov.au

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OFFICIAL

From: <edo.org.au>
Sent: Friday, 1 November 2024 3:18 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: RE: EDO Internal Review - Update [SEC=OFFICIAL]

OFFICIAL

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear s 22(1)(a)(ii)

My apologies for the delay in responding to you.

EDO has not yet received the final report of the external review. I understand that EDO received a note from the review team on 3 October indicating that it would be at least two more weeks until a final report would be provided.

This week, we have been updated by the review team that a final draft is to be provided to the reviewer, Dr Tony McAvoy SC, this week or next. We understand that the delay has been caused by the complexity of issues covered, personal matters and professional availability.

We will keep you appraised as soon as we know more.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy
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1/114 Bathurst Street
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From: s 22(1)(a)(ii)
Sent: Friday, 1 November 2024 10:58 AM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) ; s 22(1)(a)(ii)
Subject: RE: EDO Internal Review - Update [SEC=OFFICIAL]

OFFICIAL

Hi s 22(1)(a)(ii)

Hope you are well. Sorry to hassle you. I just tried calling to reach out regarding my email below.

Are you able to provide us with an update re: the Internal Review by cob today please?

Many thanks,
s 22(1)(a)(ii)

s 22(1)(a)(ii)
Program Manager

Business Grants Hub | External Programs and Design Branch | SA/NT Office
Department of Industry, Science and Resources
M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii)
Sent: Tuesday, October 29, 2024 1:31 PM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) edo.org.au>
Cc: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: EDO Internal Review - Update [SEC=OFFICIAL]

Hi s 22(1)(a)(ii)

I hope you are well. I left a voice message on your mobile this morning asking if you could provide us with an update on the status of the EDO Internal Review.

Could you please get back to us as soon as practicable to ensure we can make any necessary updates to our Estimates material?

Thank you,
s 22(1)(a)(ii)

s 22(1)(a)(ii)
Program Manager

Business Grants Hub | External Programs and Design Branch | SA/NT State Office
Nukunu Country
Department of Industry, Science and Resources
P s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

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From: s 22(1)(a)(ii)
To: [Stiller, Derek](#)
Cc: s 22(1)(a)(ii)
Subject: FW: Review of the grant to the Environmental Defenders Office Ltd [SEC=OFFICIAL:Sensitive]
Date: Thursday, 7 March 2024 5:22:00 PM
Attachments: [EDOEA000002 - Progress report 30062023 to 30092023.pdf](#)
[EDOEA000002 - Progress report assessment 30062023 to 30092023 - signed.pdf](#)
[EDOEA000002- Application- Budget Updated.pdf](#)
[EDOEA000002- Application- Budget.pdf](#)
[EDOEA000002- Application- Selection Criteria.pdf](#)
[EDOEA000002- Application.pdf](#)
[EDOEA000002- Executed Grant Agreement.docx](#)
[EDOEA000002- Merit assessment and approval of grant.pdf](#)
[EDOEA000002- Variation 1- Reporting Updates- templates and dates.pdf](#)
[EDOEA000002- Variation 2- Request- DCCEEW- Declined.pdf](#)
[EDOEA000002- Variation 2- Request- Wording change.pdf](#)
[Environmental Defenders Office and Environmental Justice Australia Program GoGs - MF signed letter.pdf](#)
[Environmental Defenders Office and Environmental Justice Australia Program guidelines self assessment risk analysis.docx](#)
s 47C
[Environmental Defenders Office and Environmental Justice Australian Grant Opportunity.docx](#)
[Executed Environmental Defenders Office and Environmental Justice Australia Program Services Schedule.pdf](#)
[Chronology of events EDO.docx](#)
[image001.png](#)
[EDOEA000002- Executed Grant Agreement.docx](#)

Hi Derek

I have assessed the information provided by BGH for any indicators of possible fraud regarding the Environmental Defenders Office (EDO) grant.

The outcome of this is, there is no evidence indicating EDO has been non-compliant with the grant conditions. For a matter to be assessed for fraud there needs to be an allegation of fraud or suspected fraud, **and** there needs to be information which shows an intent to be dishonest, fraud is more than carelessness, accident, or error. When intent cannot be shown, the matter may be non-compliance rather than fraud.

Departmental records show to date EDO has been compliant with the grant conditions and requirements. However, there are other actions which should be considered by BGH and DCCEEW which will provide additional assurance that EDO has spent grant funding in accordance with the grant guidelines.

- Undertake an assurance review of the grant activity by utilising section G6.1 of the agreement to inspect and take copies of any material relevant to the grant, and review that against information supplied by EDO in their 16 November 2023 milestone report.
- Ensure extra due diligence is undertaken when the next milestone report is due on 30 April 2024, consider requesting proof of expenditure with the milestone report.
- The independent audit report for the period 30 June 2023 to 31 March 2024 is also due on 30 April 2024. This independently audited financial acquittal report is organised by EDO, to ensure it is independent of EDO it is recommended extra due diligence is undertaken to ensure the audited financial report is completed by:
 - a Registered Company Auditor under the Corporations Act 2001 (Cth); or
 - a Certified Practising Accountant; or
 - a member of the Institute of Public Accountants; or
 - a member of Chartered Accountants Australia and New Zealand; and
 - who is not a principal member, shareholder, officer or employee of the EDO or a related body corporate.
- DCCEEW could also consider making a complaint about EDO lawyers to the relevant Law Society/Institute.

Thanks

s 22(1)(a)(ii)

Fraud & Corruption Control Officer

Business Grants Hub and Integrity Division | Integrity Branch | Fraud & Corruption Control
Section

Ngunnawal Country, Industry House, 10 Binara Street (GPO Box 2013) Canberra ACT 2601

Department of Industry, Science and Resources

P s 22(1)(a)(ii)

| s 22(1)(a)(ii) s 22(1)(a)(ii)

| E s 22(1)(a)(ii)

@industry.gov.au

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From: s 22(1)(a)(ii) s 22(1)(a)(ii) industry.gov.au>
Sent: Friday, March 1, 2024 4:54 PM
To: s 22(1)(a)(ii) @industry.gov.au>; s 22(1)(a)(ii)
s 22(1)(a)(ii) @industry.gov.au>
Cc: Stiller, Derek <Derek.Stiller@industry.gov.au>; s 22(1)(a)(ii)
s 22(1)(a)(ii) @industry.gov.au>; Taloni, Noel <Noel.Taloni@industry.gov.au>
Subject: RE: Review of the grant to the Environmental Defenders Office Ltd
[SEC=OFFICIAL:Sensitive]

OFFICIAL: Sensitive

Hi s 22(1)(a)(ii) and s 22(1)(a)(ii),

I hope you're well. Thanks for sending this through. As requested, I am sending through a Chronology of Events for EDO and the relevant attachments.

Please let us know if you require anything further.

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office

Department of Industry, Science and Resources

M s 22(1)(a)(ii)

| E s 22(1)(a)(ii)

@industry.gov.au

OFFICIAL: Sensitive

From: s 22(1)(a)(ii) @industry.gov.au>
Sent: Tuesday, 27 February 2024 1:43 PM
To: s 22(1)(a)(ii) @industry.gov.au>; s 22(1)(a)(ii)

s s 22(1)(a)(ii) industry.gov.au>

Cc: Stiller, Derek <Derek.Stiller@industry.gov.au>

Subject: FW: Review of the grant to the Environmental Defenders Office Ltd
[SEC=OFFICIAL:Sensitive]

OFFICIAL: Sensitive

Hi s s 22(1)(a)(ii)

@ s s 22(1)(a)(ii) will be sending through a chronological order of events regarding this grant and all documents held by the department, which supports the actions to date, along with the service agreement.

An assessment of this information needs to be undertaken to see if there are indicators that EDO have been intentionally dishonest and non-compliant with the grant.

Noting I will be on leave along with s s 22(1)(a)(ii) for the rest of the week, can you please liaise with s s 22(1)(a)(ii) to get this information by COB Friday, this will allow as assessment to be undertaken next week.

Thanks

s s 22(1)(a)(ii)

Fraud & Corruption Control Officer

Business Grants Hub and Integrity Division | Integrity Branch | Fraud & Corruption Control Section

Ngunnawal Country, Industry House, 10 Binara Street (GPO Box 2013) Canberra ACT 2601
Department of Industry, Science and Resources

P s s 22(1)(a)(ii) | s s 22(1)(a)(ii) | s s 22(1)(a)(ii) | E s s 22(1)(a)(ii) @industry.gov.au

industry.gov.au ABN 74 599 608 295

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OFFICIAL: Sensitive

OFFICIAL: Sensitive

From: Taloni, Noel <Noel.Taloni@industry.gov.au>

Sent: Thursday, 15 February 2024 10:10 AM

To: Stiller, Derek <Derek.Stiller@industry.gov.au>; s s 22(1)(a)(ii)

s s 22(1)(a)(ii) @industry.gov.au>

Cc: s s 22(1)(a)(ii) s s 22(1)(a)(ii) industry.gov.au>; s s 22(1)(a)(ii)

s s 22(1)(a)(ii) @industry.gov.au>; Taloni, Noel <Noel.Taloni@industry.gov.au>; Chard, Sam

<Sam.Chard@industry.gov.au>; ^{s 22(1)(a)(ii)}

@industry.gov.au>

Subject: Review of the grant to the Environmental Defenders Office Ltd [SEC=OFFICIAL:Sensitive]

OFFICIAL: Sensitive

Derek

The Business Grants Hub is administering a \$8.247 million (GST exclusive) grant to the Environmental Defenders Office Ltd (EDO) for DCCEEW.

Attached is a copy of the grant opportunity guidelines and executed grant agreement.

A judge has accused the EDO lawyers of coaching witnesses from the Tiwi Islands in the Northern Territory - and confecting evidence - in an unsuccessful legal battle against the Santos's Barossa gas project.

This matter has been widely reported, including:

- Federal Court of Australia finding - Munkara v Santos NA Barossa Pty Ltd (No 3) [2024] FCA 9 ([link to Judgement](#)) - two references when search 'coaching'.
- [Financial Review article](#) - EDO lawyers slammed by judge in Santos case moves on.
- [ABC report](#) – Legal advocates warn against defunding Environmental Defenders office.
- Attached related joint media release.

Can you please initiate a review of this matter?

The claim is that EDO have potentially deliberately sought to cause financial harm to Santos by undertaking illegal activity of coaching witnesses. It is not actually fraud against DISR but fraud against Santos.

^{s 47C}

Please note that DCCEEW, as the policy owning agency, is undertaking a review into the EDO program which we are cooperating in.

Further background can be found in the SE brief - [Estimates brief - Feb 2024 - Environmental Defenders Office](#).

We can set up a meeting next week to discuss.

Thanks

Noel Taloni

General Manager

Business Grants Hub and Integrity Division

Business Grants Hub - External Programs Branch

Phone ^{s 22(1)(a)(ii)} | Extension ^{s 22(1)(a)(ii)} Mobile ^{s 22(1)(a)(ii)}



Environmental Defenders Office and Environmental Justice Australia Program Progress report 1 assessment

Grantee	Environmental Defenders Office Ltd
Project title	Providing legal services to protect threatened species, country, & culture.
Project number	EDOEJA000002
Project start and end dates	30/06/2023 to 30/03/2026
Reporting period	30/06/2023 to 30/09/2023
Maximum grant	\$8,247,000
Payments to date	\$2,000,000 (initial Payment)
Recommended Payment	Progress Payment 1 \$1,000,000

1. Project progress

Have all due reports identified in the agreement been provided? ☒ yes ☐ no

To date one report was required for submission for this project. The report was submitted on the due date of 31/10/2023. Overall, the report is complete and progress is satisfactory.

Is the project progressing in accordance with the milestones, activities and timeframes outlined in the agreement? ☒ yes ☐ no

To date, the results are satisfactory and align with the grant agreement and guidelines.

During this reporting period, milestones have progressed as per below:

s 45, s 47G

s 45, s 47G

Was any agreed evidence of project progress due with this report? ☐ yes ☒ no
 If yes, what evidence was required, what was submitted and is it adequate?

Not applicable

Overall does the project appear to be proceeding in line with the project plan ☒ yes ☐ no
 and grant agreement?

Yes, as outlined above.

The Department of Industry Science and Resources (DISR) will continue to monitor project progress post initial stages to ensure expenditure continues to align appropriately with the Activity Budget as outlined in the Grant Agreement.

2. Other requirements/program specific questions

Has the grantee identified any upcoming events related to the project? ☐ yes ☒ no
 If yes, provide a copy of the report to the program manager/ program's event coordinator.

Are there any other specific requirements in the grant agreement that were ☐ yes ☒ no
 required to be met during the reporting period?
 If yes, what were the requirements, what information did the grantee provide and was this adequate?

Not applicable

Was a visit undertaken as part of this review? ☐ yes ☒ no
 If yes, what evidence of project activity or expenditure did you see?

Not applicable

3. Eligible expenditure

Is the activity budget in line with the details provided in the previous budget? ☒ yes ☐ no
 Is the expenditure in line with the details in the Activity budget and Annual Capped Amounts in the grant agreement? ☒ yes ☐ no
 Is the project expenditure consistent with milestone and project progress? ☒ yes ☐ no
 Does the evidence of expenditure submitted align with the total eligible expenditure incurred for this reporting period? ☒ yes ☐ no

The supplied evidence is satisfactory.

s 45, s 47G

4. Risk rating

What is the project risk rating as a result of this progress review?

☒ low

☐ med

☐ high

Has the rating changed since the last progress review?

☐ yes

☒ no

If the rating is medium or high, or has changed, provide comments.

It is recommended the risk rating remains unchanged at this stage of the project.

5. Bank account details

Did the grantee's bank account details change?

☐ yes

☒ no

If yes, have they now been updated?

☐ yes

☐ no

If no, provide comment

Not applicable

6. Recommended payment

Is the recommended payment for this reporting period the same as the anticipated payment in the grant management system?

☒ yes

☐ no

If no, comment on the magnitude and reasons why.

It is recommended the first progress payment of \$1,000,000 be approved, in line with the payment schedule on the Grant Agreement.

Payment ID ▾	Payment Title ▾	Status Reason ▾	Due Date ↑ ▾	Payment Amount ▾
EDOEJA0000027	Initial payment upon execution of this Agreement	Paid	30/06/2023	\$2,000,000
EDOEJA0000021	Progress payment	Pending	30/11/2023	\$1,000,000
EDOEJA0000028	Progress payment	Pending	31/05/2024	\$1,000,000
EDOEJA0000022	Progress payment	Pending	30/11/2024	\$1,062,000
EDOEJA0000029	Progress payment	Pending	31/05/2025	\$1,061,000
EDOEJA0000026	Final payment	Pending	30/11/2025	\$2,124,000

Attach a copy of the payment calculation in the grants management system supporting the recommended payment.

7. Progress report assessment completed

Assessed by: s 22(1)(a)(ii)	Signature s 22(1)(a)(ii)	Date 15/11/2023
QA checked by: s 22(1)(a)(ii)	Signature s 22(1)(a)(ii)	Date 16/11/2023
Approved by: Program Delegate s 22(1)(a)(ii)	Signature s 22(1)(a)(ii)	Date 16/11/23



1. EJO/EDO Grant opportunity

Application details

Application number	EDOEJA000002
Applicant organisation name	Environmental Defenders Office Ltd
Applicant ABN	72002880864
Project title (from application)	Providing legal services to protect threatened species, country, & culture.
Total project cost	\$8,247,001
Grant amount sought	\$8,247,000
Eligible project costs	\$8,247,001
Eligible grant amount	\$8,247,000
Notes on grant amount sought changes	N/A
Project period	01/07/2023 – 30/04/2026 (34 months)



Application Assessment

Criterion 1 - Project alignment with policy intent

Merit Assessment Comments

Overall, the level of detail provided in the application and supplied supporting documentation was of a satisfactory level.

Merit assessment has been undertaken in relation to selection criterion with a summary of findings provided below.

- Criterion a. - Key Activities and Milestones providing adequate implementation detail and reinforced by the supporting document, however, it was noted that the key activities were broad in detail.
- Criterion b. - The three key priorities identified as-
 - National Intake Service for environmental law enquiries,
 - Threatened Species Project for the protection of threatened species and ecosystems, and
 - Country and Cultural Heritage Program to support First Nations peoples to protect their cultural heritage and country.

Additional information and clarification on how priorities were identified has been provided in the supporting document.

- Criterion c.- A good level of detail has been supplied, including the identification of key stakeholders for each project part area. Detail has been provided on the implementation of specific approaches to ensure the projects reach, support and benefit the targeted stakeholders.
- Criterion d. - Information provided is detailed and includes measurable identifiers for success.
- Criterion e. - Although there is satisfactory detail for measuring the expected outcomes (criterion d.), the information regarding program evaluation and stakeholder engagement was relatively broad as provided in the supporting document. There is concern that insufficient detail has been provided and lacks the ability to monitor, capture and report on this evaluation and engagement information.
It is recommended to address and capture this information that as part of negotiations with the applicant that an additional milestone be included for a closure report which includes evaluating the program including engagement with stakeholders.

A meeting was held with the applicant on 5 May 2023, and it was agreed an additional milestone would be added to the grant agreement to address the above issue.



Application Assessment

Criterion 2 - Capacity, capability and resources to deliver the project

Merit assessment comments

Overall, the level of detail provided in the application and supplied supporting documentation was of a satisfactory level.

Merit assessment has been undertaken in relation to selection criterion with a summary of findings provided below.

- Criterion a. - Applicant has been the recipient of Commonwealth Grant funding for nearly 20 years and is a credited Community Legal Centre.
- Criterion b. - Strong demonstrated commitment to inclusiveness of Aboriginal and/or Torres Strait Islander peoples both as staff and clients
- Criterion c. - Broadly covered through the application of the National Partnership Agreement on Legal Assistance Services 'priority client' groups, along with the indication of guidelines being developed to clearly define priorities for clarity and transparency, collaboratively providing sufficient information to show that clients are prioritised.
- Criterion d. - The employment of a dedicated Project Grant Manager for this Project as well as the utilisation of the Legal Systems Lead Role and multiple performance measurement tools allow the tracking and evaluation of the applicant's performance

Budget

Merit assessment comments

Upon request, a separate detailed budget was provided to support the application.

This budget was assessed with specific focus taken on Salaries, Domestic Travel, Web Design that were identified from reviewing the included application budget. Utilising the breakdown provided, it was determined that appropriate provisions for the specialised positions have been allocated.

Domestic Travel was quantified and satisfactorily budgeted. Additionally, it was confirmed that website design costs consisted of contracted (outsourcing) costs and the IT and website teams budgeted was for staffing costs required to support the contractors undertaking these works, justifying the additional expenditure.

Has the applicant passed all criteria; Yes ☒ or No ☐

**Recommendations**

- Approve funding \$8,247,000 to Environmental Defenders Office Ltd, subject to the following conditions:

Inclusion of an additional milestone requiring that the final project report contains information **evaluating the program including engagement with stakeholders.**

APPROVED/~~NOT APPROVED~~

- **NOTE** that the proposed activities are grants, for the purposes of the *Commonwealth Grants Rules and Guidelines* (CGRGs) and in accordance with Department of Finance guidance

NOTED/~~NOT NOTED~~

Recommended By: ^{s 22(1)(a)(ii)} , Grants Manager

^{s 22(1)(a)(ii)}

Date: 11/05/2023



Approval

The application was assessed in relation to the published guidelines, policy objectives and a risk assessment of the program that was undertaken and approved by the Department of Finance and the Department of Prime Minister and Cabinet with a medium risk rating.

I have reviewed the full application, including the additional budget information requested from the grantee and am satisfied that it meets the requirements for approval.

In approving this spending proposal, I agree that it represents a proper use of public resources and is consistent with the objectives of the Environmental Defenders Office grant opportunity, the policies of the Commonwealth and the priorities of Government, noting that the applications have been subject to a merit-based assessment by the Business Grants Hub. In approving the grant, I am also approving any additional amounts associated with the GST component for those grants.

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Senior Responsible Officer, Business Grants Hub

Date: 12/05/2023

s 22(1)(a)(ii)

From: s 22(1)(a)(ii)
Sent: Monday, 12 February 2024 10:14 AM
To: s 22(1)(a)(ii)
Subject: FW: FYI - EDOEJA000002 - Request to change project outcome wording
[SEC=OFFICIAL]

OFFICIAL

s 22(1)(a)(ii)

Program Manager

SA/NT State Office | Business Grants Hub Branch | Corporate and Digital Division
Kaurua Country, GPO Box 2013 Canberra ACT 2601
Department of Industry, Science and Resources

T s 22(1)(a)(ii) | M s 22(1)(a)(ii) | E s 22(1)(a)(ii) [@industry.gov.au](mailto:industry.gov.au)

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s 22(1)(a)(ii)

s 22(1)(a)(ii)

From: s 22(1)(a)(ii)
Sent: Monday, 12 February 2024 10:14 AM
To: s 22(1)(a)(ii)
Subject: FW: EDOEJA000002 - Variation to wording of outcome part 3
[SEC=OFFICIAL:Sensitive]

OFFICIAL: Sensitive

s 22(1)(a)(ii)

Program Manager

SA/NT State Office | Business Grants Hub Branch | Corporate and Digital Division
Karna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | M s 22(1)(a)(ii) | E s 22(1)(a)(ii) [@industry.gov.au](mailto:s 22(1)(a)(ii)@industry.gov.au)

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s 22(1)(a)(ii)

Environmental Defenders Office and Environmental Justice Australia Program Grant Opportunity Guidelines self- assessment risk analysis

Name of policy entity

Department of Climate Change, Energy, the Environment and Water (DCCEEW)

Name of program

Environmental Defenders Office and Environmental Justice Australia Program Grant Opportunity

Summary of program

The Environmental Defenders Office and Environmental Justice Australia Program (the program) will run over 4 years from 2022-23 to 2025-26.

The eligible grantees are the Environmental Defenders Office (ABN: 72 002 880 864) and Environmental Justice Australia (ABN: 74 052 124 375)

The Environmental Defenders Office and Environmental Justice Australia play a vital role in providing legal information and legal assistance services to members of the community or those with special needs and/or whose interest should be protected as a matter of public interest, in upholding the law and protecting Australia's natural assets and environmental outcomes.

Legal information and legal assistance services (including legal advice and legal representation) will be provided (including online through web and/or telephone-based means), in relation to matters that have broad environmental significance or involve significant environmental issues in law, and to maximise equity of access to individuals, communities and groups in regional areas.

The objectives of the program are:

- improve access to and delivery of quality justice and legal assistance services to members of the community to uphold the law and protect Australia's natural assets and environmental outcomes

- effectively advocate for public interest environmental law
- provide core legal services and encourage early intervention in legal issues relating to the environment.

The intended outcomes of the program are:

- equitable access to legal assistance services for members of the Australian community and those with special needs
- the provision of legal information and legal assistance services (including legal advice and representation):
 - for matters that have broad environmental significance or involve significant environmental issues in law
 - to maximise equity of access to individuals, communities and groups and in regional areas
- the promotion of best practice, the efficient and effective allocation of resources and the minimisation of duplication in relation to delivering justice and legal services including through:
 - the identification of priority issues, groups and individuals including farmers, Aboriginal and/or Torres Strait Islander people, communities and their representatives, and community and environmental groups, both within and across the States and Territories
 - the allocation of funding and resources in accordance with identified priorities
 - cooperation, collaboration and exchange of information both within and between the Environmental Defenders Office and Environmental Justice Australia.

Total cost of program and cost over the Budget and forward estimates

A total of \$9.2 million over 4 years from 2022-23 to 2026-27.

The maximum grant amount for Environmental Defenders Office is \$8.287 million

The maximum grant amount for Environmental Justice Australia is \$1.244 million.

Policy authority for program

s 42, s 47C

s 42

s 42

1. Discussion of key issues and implementation risks

s 47C

2. Risk assessment

s 42

3. Risk management

s 47C

s 47C

s 47C

s 47C

s 47C

s 47C

RISK REFERENCE CARD

General Risk Categories			CONSEQUENCE				
			OPERATIONAL	BRANCH	DIVISIONAL	STRATEGIC IMPACTS	
Capability and Capacity			Discrete skills deficiency within work teams	Loss of key personnel Poor allocation/ management of resources within branches/sections.	Gaps in skills, knowledge and experience to deliver objectives. Poor allocation/ management of resources within divisions	Skills, knowledge and experience are not developed or maintained to deliver key objectives. Deficient prioritisation of resources across the department	Skills, knowledge and experience are unavailable to deliver key objectives. The department is not agile to adapt to changing government priorities
Service Delivery (inc Technology)			Temporary reduction in performance with no impact to business.	Interruptions causing temporary reduction in performance and inconvenience to business.	Interruptions to key functions leading to reduced performance and moderate impact on business accessing government assistance/information	Breakdown of key functions leading to substantial impact on business accessing government assistance/information	Critical business failure leading to severe impact on business accessing government assistance/information.
Business Outcomes			Policy advice and/or programme delivery met intended Government priorities with some slight variations No impact on target market to benefit from department's policy and programme initiatives	Policy advice and/or programme delivery varied from intended Government priorities Majority of target market benefit from department's policy and programme initiatives	Policy advice and/or programme delivery partially meet Government priorities Target market partially benefit from department's policy and programme initiatives with limited unintended negative impacts	Policy advice and/or programme delivery off track to meet Government priorities Minority of target market benefit from department's policy and programme initiatives with some unintended negative impacts	Policy advice and/or programme delivery fail to meet Government priorities Target market fail to benefit from department's policy and programme initiatives with unintended negative impacts
Reputation ¹			Customer complaint/ unsubstantiated rumours No change in stakeholder confidence No media coverage Few audit recommendations which focus on improvement opportunities	Key stakeholders are concerned Scrutiny in local /specialist/social media Audit recommendations that can be addressed by management actions Temporary impact on public confidence	Minister is concerned Key stakeholders lose confidence in the department Criticism in local/specialist/social media Challenging audit recommendations that can be addressed with appropriate action plans Short term (less than 1 months) impact on public confidence	Minister loses confidence in the department Specific and sustained criticism at Senate Estimates hearings Key stakeholders outspoken against the department Criticism in national media Sustained criticism in social media or expansion into other media streams Adverse audit findings Medium term (less than 6 months) impact on public confidence	Prime Minister loses confidence in the department Key stakeholders actively coordinate criticism of the department Criticism in international media Parliamentary or judicial inquiry Detrimental audit report Lasting impact on public confidence
Administered Finance			Variation of administered funds <2% or \$2.5 million without sound justification	Variation of administered funds >2% or \$2.5 million without sound justification	Variation of administered funds >3% or \$5 million without sound justification	Variation of administered funds >4% or \$7.5 million without sound justification	Variation of administered funds >5% or \$10 million without sound justification
Compliance (ex-Security)			Technical breach of an internal policy or guideline	Failure to comply with internal policy or AAI	A single breach of Commonwealth Acts or Regulations or failure to comply with Government Policy	Multiple breaches of Commonwealth Acts or Regulations	Significant and protracted breach of major elements of law
Specialist Risk Categories ²			CONSEQUENCE				
Security			A security breach that could be expected to cause limited damage to National interest, organisations or individuals	A security breach that could be expected to cause damage to the National interest, organisations or individuals	A security breach that could be expected to cause significant damage to the National interest, organisations or individuals	A security breach that could be expected to cause serious damage to the National interest, organisations or individuals	A security breach that could be expected to cause grave damage to the National interest
Fraud and Corruption			A suspected fraud with negligible impact on individuals, systems and programmes. Insignificant or no financial cost. Loss of confidence contained to one minor stakeholder group.	A suspected fraud with minor impact on individuals, systems and programmes. Minimal or no financial cost. Loss of confidence by multiple minor stakeholder groups.	A suspected fraud or corrupt conduct with moderate impact to individuals, systems and programmes. May include moderate financial cost. Deteriorating confidence of one or more key stakeholder groups.	A suspected fraud or corrupt conduct that may have a major impact on individuals, systems and programmes. May include substantial financial cost. Significant loss in confidence by one or more key stakeholders.	A suspected fraud or corrupt conduct that could gravely threaten individuals, continued operation of systems and effectiveness of programmes. May include severe financial cost. Total loss of confidence by multiple stakeholders.
Work Health & Safety ³			Work environment causes injuries or incidents that do not require medical attention	One-off or near miss Work Health and Safety incident occurs Work environment causes minor injury, first aid treatment required	Multiple Work Health and Safety near miss incidents Serious injury causing hospitalisation or multiple medical treatments cases	Preventable injury to staff Life threatening or multiple serious injuries causing hospitalisation	Preventable death of a staff member or persons Death or multiple life threatening injuries
Recurrence	Historical Probability	Likelihood Ratings	Consequence Ratings				
			Insignificant	Minimal	Moderate	Substantial	Severe
Once a year or more frequently	The event is likely to occur on an annual basis	Almost Certain	Minor	Medium	High	Very High	Very High
Once every three years	The event is likely to occur several times or more in your working life	Likely	Minor	Medium	Medium	High	Very High
Once every ten years	The event might occur a few times in your working life	Possible	Low	Minor	Medium	High	Very High
Once every 30 years	The event might occur once in your working life	Unlikely	Low	Minor	Minor	Medium	High
Once every 100 years	The event is unlikely to occur in your working life (Lower than 5%)	Rare	Low	Low	Minor	Medium	High

¹ Reputation risk is a strategic risk that cannot be considered in isolation. This is a risk that is driven by a wide range of other risks that should be actively managed to reduce reputational consequence.

² For risks relating to Security, Fraud and WH&S, specialist risk frameworks exist and should be referred to where appropriate.

³ ‘Injury’ refers to both physical and psychological injuries.

RISK APPETITE

s 47C

RISK TOLERANCE

MODERATE RISK APPETITE

TOLERANCES: Accept all low, minor and medium risks.

	Insignificant	Minimal	Moderate	Substantial	Severe
Almost Certain	Minor	Medium	High	Very High	Very High
Likely	Minor	Medium	Medium	High	Very High
Possible	Low	Minor	Medium	High	Very High
Unlikely	Low	Minor	Minor	Medium	High
Rare	Low	Low	Minor	Medium	High

Reference

Grey	Accept risk, no further mitigation strategies required.
Coloured	Further mitigation strategies should be considered, however can be accepted based on sound rationale.

LOW RISK APPETITE

TOLERANCES: Accept all low and minor risks irrespective of likelihood.
Accept medium risks where consequences are minimal.

	Insignificant	Minimal	Moderate	Substantial	Severe
Almost Certain	Minor	Medium	High	Very High	Very High
Likely	Minor	Medium	Medium	High	Very High
Possible	Low	Minor	Medium	High	Very High
Unlikely	Low	Minor	Minor	Medium	High
Rare	Low	Low	Minor	Medium	High

VERY LOW RISK APPETITE

TOLERANCES: Accept all low risks and minor risks where consequences are insignificant or minimal irrespective of likelihood.

	Insignificant	Minimal	Moderate	Substantial	Severe
Almost Certain	Minor	Medium	High	Very High	Very High
Likely	Minor	Medium	Medium	High	Very High
Possible	Low	Minor	Medium	High	Very High
Unlikely	Low	Minor	Minor	Medium	High
Rare	Low	Low	Minor	Medium	High

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EDO Grant Opportunity attachments

- Environmental Defenders Office and Environmental Justice Australian Grant Opportunity
- Environmental Defenders Office and Environmental Justice Australia Program GoGs - MF signed letter
- EDOEJA000002- Application
- EDOEJA000002- Application- Selection Criteria
- EDOEJA000002- Application- Budget
- EDOEJA000002- Application- Budget Updated *[Note: Further staffing breakdown costs were requested during assessment]*
- EDOEJA000002- Merit assessment and approval of grant
- EDOEJA000002- Executed Grant Agreement
- EDOEJA000002 - Progress report 30062023 to 30092023
- EDOEJA000002 - Progress report assessment 30062023 to 30092023 – signed *[Note: This has the risk listed as low - this was an operator error in originally inputting the risk as LOW within BGM and has now been updated and rectified.]*
- EDOEJA000002- Variation 1- Reporting Updates – templates and dates *[fully processed]*
- EDOEJA000002- Variation 2- Request – Wording change *[Declined]*
- EDOEJA000002- Variation 2- Request – DCCEEW – *[Declined]*
- Environmental Defenders Office and Environmental Justice Australia Program guidelines self-assessment risk analysis
- s 47C
- Environmental Defenders Office and Environmental Justice Australia Program Services Schedule

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EDO Chronology of Events^{s 47C}**Background**

- This grant opportunity was part of the Government's *Plan for a Better Future: Better Budget, Better Economy*.
- The Program intent was to restore funding to Environmental Defenders Office Ltd (EDO) and Environmental Justice Australia (EJA) to support their continued representation providing legal information and legal assistance services to members of the community for matters that have broad environmental significance or involve significant environmental issues in law.
- The program opened on 28 March 2023 with an original close date for application submissions was 129 April 2023. Due to undersubscription, the submission date was extended to 1926 April 2023.
- The total funding amount, and split between EDO and EJA, was set out in the Parliamentary Budget Office costing for the election commitment.
- The total funding and split between EDO and EJA was adjusted by DCCEEW, following the election, to take into account indexation.
- Grant Opportunity Guidelines were developed by the DCCEEW, in consultation with the BGH, and comply with the Commonwealth Grants Rules and Guidelines (2017).
- The Program funding appropriation is up to \$9,531,000 (GST exclusive) over 4 years from 2022-23 to 2025-26.
- The Minister for the Environment and Water, The Hon Tanya Plibersek MP, approved the program guidelines as a closed, non-competitive grant process, inviting two organisations: the Environmental Defenders Office (EDO) and Environmental Justice Australia (EJA) to apply.
- ^{s 47C}
-
- Of the two invited organisations, EDO was the only applicant to apply and recommended for \$8.247 million in funding (GST exclusive).

Commented [AA1]: Our records from Design say original closure date was 12 Apr 2023 and submission date was extended to 19 Apr 2023.

OFFICIAL: Sensitive

OFFICIAL: Sensitive

- The Grant Opportunity Guidelines were amended on 6 April 2023 to extend the application period from 12 April to 19 April.

s 47C

-

- On 18 April 2023, the EDO submitted an application.
- The Business Grants Hub assessed the application against the assessment criteria as meritorious.
- On 15 June 2023, a grant agreement was executed with the Environmental Defenders Office Ltd by a Senior Responsible Officer within the Business Grants Hub, as the decision maker. Payments are linked to the submission and assessment of a report detailing achievement of the milestones.
- On 23 June 2023, EDO received an initial \$2 million payment. This payment made on grant agreement execution was made in accordance with the agreed schedule set out in the grant agreement. The remaining funding will be paid based on a schedule of progress reports based on the achievement of following milestones over the life of the agreement:
 - Establishment of onboarding for project staff and recruitment
 - Recruitment of Program Staff - First Nations Country and Cultural Heritage Program
 - Transparent guidelines for the Threatened Species Project
 - Online gateway assessment and overhaul
 - Linkage of online gateway with Consensus + CLASS reporting system
 - Development of a Program Outreach Schedule and Plan For the First Nations Country and Cultural Heritage Program,
 - Program delivery and review
 - Evaluate the program including engagement with stakeholders

OFFICIAL: Sensitive

OFFICIAL: Sensitive

- BGH received the first milestone report on the due date of 31 October 2023 for the period 30 June 2023 to 30 September 2023. BGH conducted a thorough assessment of the progress against the milestone activities and expenditure.
- On 16 November 2023, the first milestone report was considered satisfactory by BGH, and it was recommended that the first progress payment of \$1 million be approved in line with the payment schedule on the grant agreement.
- The first progress payment of \$1 million was made on 23 November 2023. Up to 31 December 2023, \$3 million has been paid to EDO (\$2 million initial payment plus \$1 million first progress payment).
- BGH will continue to monitor project progress post initial stages to ensure expenditure continues to align appropriately with the activity budget as outlined in the Grant Agreement.
- The next milestone report is due 30 April 2024 for the period 1 October 2023 to 31 March 2024.
- Additionally, an annual independent audit report will be requested annually to provide assurance that the grant funds are being expended in line with the grant agreement.

OFFICIAL: Sensitive

From: s 22(1)
To: s 22(1)(a)(ii) edo.org.au
Cc: s 22(1)(a)(ii) s 22(1)
Subject: Approval of grant application - EDOEJA000002 [SEC=OFFICIAL]
Date: Monday, 22 May 2023 11:15:00 AM
Attachments: [image001.png](#)

Good morning s 22(1)(a)(ii)

I am pleased to advise that your grant application EDOEJA000002 has been successful.

The next step in the process will be for a member of my team to produce a grant agreement which will be sent to you for review and signing. You should receive the grant agreement within the next week.

Please review the agreement, sign it and return it as per the instructions to be provided. Should any changes be required, please do not hesitate to contact me to discuss. Once signed by you, the agreement will then be executed and the initial grant payment made.

The Department of Climate Change, Energy, the Environment and Water has provided us with the following proposed payment schedule which will be included in the grant agreement. The initial payment will be made on execution of the grant agreement, with following payments to be made annually.

Funding (GST exclusive)					
	2022-23	2023-24	2023-24	2025-26	TOTAL
Environmental Defenders Office	2,000,000	2,000,000	2,123,000	2,124,000	8,247,000

As the first payment is due this financial year, we will need to have the agreement executed by 9 June, 2023 to ensure the payment can be made before our finance systems close for end of financial year processing.

Congratulations on your success. We look forward to working with you throughout the lifetime of the grant.

Please do not hesitate to contact me if you need any further information.

Kind regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | M s 22(1)(a)(ii) | E s 22(1)(a)(ii) @industry.gov.au

industry.gov.au ABN 74 599 608 295

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From: s 22(1)(a)(ii)
To: s 22(1)(a)(ii) edo.org.au
Cc: s 22(1)(a)(ii) s 22(1)
Subject: EDO agreement issued [SEC=OFFICIAL]
Date: Friday, 9 June 2023 12:48:00 PM
Attachments: [image001.png](#)
Importance: High

Hi s 22(1)(a)(ii)

You should receive a system generated message as well, but just letting you know the agreement should now be visible in the portal for you to review and sign please.

As mentioned in my earlier email, acceptance of the agreement before 16 June would be appreciated to allow us to make the initial payment this financial year.

Please do not hesitate to contact me if you wish to discuss further.

Kind regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | M s 22(1)(a)(ii) | E s 22(1)(a)(ii) [@industry.gov.au](mailto:industry.gov.au)

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OFFICIAL

From: s 22(1)
To: s 22(1)(a)(ii) @edo.org.au; s 22(1)(a)(ii) @edo.org.au
Cc: s 22(1)
Subject: Extension of time to lodge grant application [SEC=OFFICIAL]
Date: Thursday, 6 April 2023 1:48:32 PM
Attachments: image001.png
Importance: High

OFFICIAL

Good afternoon s 22(1)(a)(ii) and s 22(1)(a)(ii)

I am pleased to advise that an extension of time to lodge applications for the Environmental Defenders Office grant program has been approved.

The new closing date is 19 April 2023 at 5.00pm Australian Eastern Standard Time.

<https://www.grants.gov.au/Go/Show?GoUuid=66b2ada0-d339-42d0-93f6-87266ec1ebee>

Please do not hesitate to contact me if you have any enquiries.

Kind regards,

s 22(1)(a)(ii)

Acting Manager – SA Grants Hub

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | M s 22(1)(a)(ii) | E s 22(1)(a)(ii) @industry.gov.au

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OFFICIAL

From: s 22(1)(a)(ii)
To: s 22(1)(a)(ii) ; s 22(1)
Cc: s 22(1)(a)(ii)
Subject: RE: Urgent- Port Fairy Community Group Query- EDOEJA000002 [SEC=OFFICIAL]
Date: Thursday, 9 May 2024 3:34:00 PM
Attachments: [image001.png](#)
[image002.png](#)

Thank you s 22(1)(a)(ii) .
Kind regards,
s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office
Department of Industry, Science and Resources
M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL

From: s 22(1)(a)(ii) @edo.org.au
Sent: Thursday, May 9, 2024 2:49 PM
To: s 22(1)(a)(ii) s 22(1)(a)(ii) industry.gov.au; s 22(1)(a)(ii)
<s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) @industry.gov.au; s 22(1)(a)(ii)
s 22(1)(a)(ii) @edo.org.au
Subject: RE: Urgent- Port Fairy Community Group Query- EDOEJA000002 [SEC=OFFICIAL]

OFFICIAL

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear s 22(1)(a)(ii)

Please find attached with the correct date.

Cheers
s 22(1)(a)(ii)

s 22(1)(a)(ii)

| **Grant Administration Lead | EDO**

From: s 22(1)(a)(ii) s 22(1)(a)(ii) industry.gov.au>
Sent: Thursday, May 9, 2024 3:15 PM
To: s 22(1)(a)(ii) @edo.org.au; s 22(1)(a)(ii)
<s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) @industry.gov.au; s 22(1)(a)(ii)
s 22(1)(a)(ii) @edo.org.au
Subject: RE: Urgent- Port Fairy Community Group Query- EDOEJA000002 [SEC=OFFICIAL]

OFFICIAL

Thank you ^{s 22(1)(a)(ii)} for providing the letter. I note in the attached letter the date is a little confusing for the reader. Could you please edit accordingly and return to us so we can forward on to DCCEEW?

Kind regards,
Abbie

^{s 22(1)(a)(ii)}

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office
Department of Industry, Science and Resources

M ^{s 22(1)(a)(ii)} | E ^{s 22(1)(a)(ii)} industry.gov.au

OFFICIAL

From: ^{s 22(1)(a)(ii)} @edo.org.au
Sent: Thursday, May 9, 2024 2:39 PM
To: ^{s 22(1)(a)(ii)} <^{s 22(1)(a)(ii)} industry.gov.au>
Cc: ^{s 22(1)(a)(ii)} @industry.gov.au; ^{s 22(1)(a)(ii)} @edo.org.au; ^{s 22(1)(a)(ii)} industry.gov.au; ^{s 22(1)(a)(ii)} @edo.org.au
Subject: RE: Urgent- Port Fairy Community Group Query- EDOEJA000002 [SEC=OFFICIAL]

OFFICIAL

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear ^{s 22(1)(a)(ii)}

Please find attached the statement outlining the response to your request.

Please don't hesitate to reach out if you require further information.

Best Regards

^{s 22(1)(a)(ii)}



Environmental
Defenders Office

^{s 22(1)(a)(ii)}

n

Grant Administration Lead

Suite 8.02, 6 O'Connell Street, Gadi/Sydney
NSW 2000

P: ^{s 22(1)(a)(ii)}

E: ^{s 22(1)(a)(ii)}

@edo.org.au

I work in Gadi/Sydney.
I use he/his pronouns.

DONATE – You can support EDO by making a tax-deductible donation today.

This email and any attachments are confidential. If you are not the intended recipient you must not disseminate, distribute or copy it. If you have received this email by mistake please notify us immediately at info@edo.org.au and delete this email.

EDO recognises the traditional owners and custodians of the land, seas and rivers of Australia. We pay our respects to Aboriginal and Torres Strait Islander elders past and present, and aspire to learn from traditional knowledge and customs so that, together, we can protect our environment and cultural heritage through law.

From: s 22(1)(a)(ii) < s 22(1)(a)(ii) industry.gov.au>
Sent: Thursday, May 9, 2024 11:42 AM
To: s 22(1)(a)(ii) @edo.org.au>
Cc: s 22(1)(a)(ii) @edo.org.au>; s 22(1)(a)(ii) [s 22\(1\)\(a\)\(ii\)@industry.gov.au](mailto:s 22(1)(a)(ii)@industry.gov.au)>, s 22(1)(a)(ii) [s 22\(1\)\(a\)\(ii\)@industry.gov.au](mailto:s 22(1)(a)(ii)@industry.gov.au)>
Subject: RE: Urgent- Port Fairy Community Group Query- EDOEJA000002 [SEC=OFFICIAL]
Importance: High

OFFICIAL

Thank you for the update s 22(1)(a)(ii)

Can you please give me the name and phone number of whom I should call to follow this up please?

We have been asked to follow this up as soon as possible as the information is required urgently.

Many Thanks for your assistance.

Kind Regards

s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | E s 22(1)(a)(ii) @industry.gov.au

industry.gov.au ABN 74 599 608 295

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OFFICIAL

From: s 22(1)(a)(ii) <@edo.org.au>
Sent: Thursday, May 9, 2024 11:08 AM
To: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Cc: s 22(1)(a)(ii) @edo.org.au; s 22(1)(a)(ii) s 22(1)(a)(ii) @industry.gov.au; s 22(1)(a)(ii) industry.gov.au
Subject: Re: Urgent- Port Fairy Community Group Query- EDOEJA000002 [SEC=OFFICIAL]

CAUTION - This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Good morning s 22(1)(a)(ii)

I have passed your request onto our legal directors who are better placed to respond. We will get back to you with a response today.

Kind regards,

s 22(1)(a)(ii)

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Sent: Thursday, 9 May 2024 10:01
To: s 22(1)(a)(ii) @edo.org.au
Cc: s 22(1)(a)(ii) @edo.org.au; s 22(1)(a)(ii) s 22(1)(a)(ii) @industry.gov.au; s 22(1)(a)(ii) industry.gov.au; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>
Subject: RE: Urgent- Port Fairy Community Group Query- EDOEJA000002 [SEC=OFFICIAL]

OFFICIAL

Good morning s 22(1)(a)(ii) ,

I am touching base to follow up the below urgent request please. It would be appreciated if a response could be provided as soon as possible.

Many Thanks

s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Kaurna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T s 22(1)(a)(ii) | E s 22(1)(a)(ii) @industry.gov.au

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OFFICIAL

From: s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Sent: Wednesday, May 8, 2024 3:40 PM

To: s 22(1)(a)(ii) @edo.org.au

Cc: s 22(1)(a)(ii) s 22(1)(a)(ii) @edo.org.au; s 22(1)(a)(ii) s 22(1)(a)(ii) @industry.gov.au; s 22(1)(a)(ii) industry.gov.au; s 22(1)(a)(ii) <s 22(1)(a)(ii) industry.gov.au>

Subject: Port Fairy Community Group Query- EDOEJA000002 [SEC=OFFICIAL]

Importance: High

OFFICIAL

Good afternoon s 22(1)(a)(ii)

Thank you for taking my call this afternoon.

As discussed, the attached Facebook post was tabled and discussed at the 12 February 2024 Senate Estimates (Environment and Communications Legislation Committee) relating to the Environmental Defenders Office (EDO) Grant (EDOEJA000002).

The Business Grants Hub have received a request from the DCCEEW Deputy Secretary regarding this Facebook post.

Could you please confirm;

1. If the EDO has a relationship with the Port Fairy community group?
2. If so, what is the relationship between the two parties?

It would be appreciated if a response could be provided as soon as possible.

Many thanks for your assistance with this matter.

Kind Regards

s 22(1)(a)(ii)

Grants Manager

Monday-Friday 9:00am-3:30pm

Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office

Karna Country, GPO Box 2013 Canberra ACT 2601

Department of Industry, Science and Resources

T ^{s 22(1)(a)(ii)} | E ^{s 22(1)(a)(ii)} [@industry.gov.au](mailto:industry.gov.au)

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OFFICIAL

WEDNESDAY 6 DECEMBER 2023 AT 17:30

ConocoPhillips Otway Drilling Environmental Plan submissions workshop

Port Fairy Community House

[About](#) [Discussion](#)**Details**

39 people responded

Event by Fight for the Bight Port Fairy

Port Fairy Community House

Public · Anyone on or off Facebook

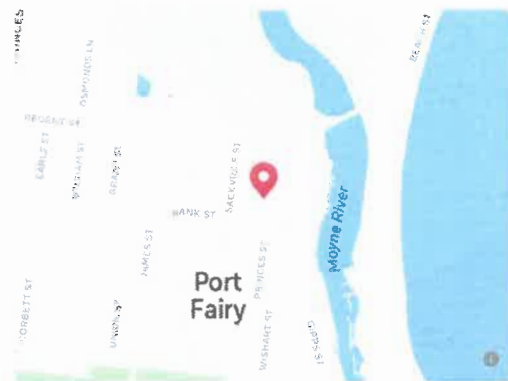
Join us at this crucial event, hosted by Fight For The Bight Port Fairy, in partnership with the Australian Marine Conservation Society (AMCS) and special guest from the Environmental Defenders Office (EDO). Our coastline is under threat, and it's time to make our voices heard.

ConocoPhillips and CGG are proposing to drill exploratory oil and gas wells and conduct seismic blasting off our beautiful coastline, posing a serious risk to our marine life and coastal communities. This gathering is an urgent call to action for anyone concerned about preserving our marine environment.

This interactive session will help you to understand the NOPSEMA decision-making process. Our expert lawyer from the EDO will provide detailed insights on how to effectively engage with these projects through the NOPSEMA framework. Your involvement can make a real difference in preventing these potentially harmful activities.

The event will be specifically relevant to both the ConocoPhillips drilling and CGG seismic blasting projects. A dedicated Q&A segment will give you the opportunity to ask questions and gain clarity on how best to participate in and influence the process.

Your voice matters in the fight to protect our coasts. Together, we can make a stand against these environmental threats. Let's unite to ensure our marine environment is not degraded for the generations to come. [See less](#)



Port Fairy Community House
5 Railway Pl, Port Fairy VIC 3284, Australia

Guests[See All](#)

8
WENT

31
INTERESTED



Environmental Defenders Office

9 May October 2024

s 22(1)(a)(ii)

Grants Manager
Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office
Department of Industry, Science and Resources
Kairua Country, GPO Box 2013 Canberra ACT 2601

By email: s 22(1)(a)(ii) [@industry.gov.au](mailto:industry.gov.au)

Dear s 22(1)(a)(ii)

Thanks for your email. In response the query regarding the Facebook post was tabled and discussed at the 12 February 2024 Senate Estimates (Environment and Communications Legislation Committee) relating to the Environmental Defenders Office (EDO) Grant (EDOEJA000002), we would like to provide the following information.

A lawyer from the EDO Safe Climate gas team was invited to attend the outreach seminar to provide legal education as to how the public could participate in decision-making regarding offshore gas projects. EDO is regularly asked by a range of organisations to attend seminars in our expert capacity to provide legal information on regulatory processes to groups and communities.

Fight for the Bight Port Fairy did not ask us to attend in a client capacity, and we have no formal ongoing relationship.

The work does not fall within the funded projects under the Commonwealth grant.

If you require further information, please contact andre.breitenstein@edo.org.au.

Yours sincerely,
Environmental Defenders Office

s 22(1)(a)(ii)

Legal Director

T +61 2 9262 6989
E sydney@edo.org.au

F +61 2 9264 2414
W edo.org.au

Suite 8.02, Level 8, 6 O'Connell Street Sydney, NSW 2000



Environmental Defenders Office

9 May 2024

s 22(1)(a)(ii)

Grants Manager
Grants Delivery & Business Services | Business Grants Hub | SA/NT State Office
Department of Industry, Science and Resources
Kairua Country, GPO Box 2013 Canberra ACT 2601

By email: s 22(1)(a)(ii) @industry.gov.au

Dear s 22(1)(a)(ii)

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Fight for the Bight Port Fairy did not ask us to attend in a client capacity, and we have no formal ongoing relationship.

The work does not fall within the funded projects under the Commonwealth grant.

If you require further information, please contact s 22(1)(a)(ii) @edo.org.au.

Yours sincerely,
Environmental Defenders Office

s 22(1)(a)(ii)

Legal Director

T +61 2 9262 6989
E sydney@edo.org.au

F +61 2 9264 2414
W edo.org.au

Suite 8.02, Level 8, 6 O'Connell Street Sydney, NSW 2000

Setnicar, Rebecca

From: s 22(1)(a)(ii)
Sent: Tuesday, 30 April 2024 12:26 PM
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii) s 22(1)(a)(ii)
Subject: EDO Progress Report due today [SEC=OFFICIAL]
Importance: High

Hi s 22(1)(a)(ii)

Hope you're all well. I left a voice message on your phone earlier s 22(1)(a)(ii) as I was just reaching out following on from our meeting last Tuesday. Are you able to let us know whether you will be in a position to submit your Progress Report (due today) today?

If not, you will be required to submit a request in writing (which we will need to seek approval for) for an extension to the due date of the Report. Please let us know asap.

Thank you.
s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT State Office
Nukunu Country
Department of Industry, Science and Resources
P s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au
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OFFICIAL

s 45, s 47G

From: s 22(1)(a)(ii)
To: s 22(1)(a)(ii)
Cc: s 22(1)(a) s 22(1)(a)(ii)
Subject: EDO Progress Report Queries [SEC=OFFICIAL]
Date: Friday, 20 December 2024 2:42:00 PM
Attachments: [image001.png](#)

Dear s 22(1)(a)(ii),

Thank you for resubmitting your Progress Report for **EDOEJA000002**.

We have reviewed the supplied information and, there are two additional queries we would like to seek further clarification on:

WEBSITE TEAM CALCULATIONS

1. It appears the query regarding the wages report (Website Team) may have been misinterpreted.

s 45, s 47G

COPIES OF INVOICES, REMITTANCES ETC.

2. Additionally, as communicated during the previous progress report assessment period, could you please supply copies of all invoices **and** remittances for all non-salary expenses for this reporting period?

This includes costs for Travel, Independent Audit, costs claimed under Other Expenditure and Web Design and Development.

Finally, we understand and fully support the EDO's position surrounding employee confidentiality and therefore, we would like to flag a potential issue surrounding the redaction within the supplied documents. The way in which they have been redacted still allows for the blackout shapes placed over the PDF's to be removed exposing the redacted details. If you would like the opportunity to redact this information properly, please update the supplied document.

Please provide your response, the supporting documentation and the replacement redacted documents via return email at your earliest convenience and we can upload into the system.

Feel to reach out if you have any queries.

Kind regards,

s 22(1)(a)
(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub | External Programs and Design Branch | SA/NT State Office

Nukunu Country

Department of Industry, Science and Resources

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OFFICIAL

From: s 22(1)(a)(ii)
To: s 22(1)(a)(ii)
Cc: s 22(1)(a)(ii)
Subject: RE: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL:Sensitive]
Date: Thursday, 23 May 2024 4:29:00 PM
Attachments: [image001.png](#)
[image002.png](#)
[EDOEJA000002-Deed of Variation 23052024_Tracked.docx](#)
[EDOEJA000002- Deed of Variation 23052024.docx](#)

Hi s 22(1)(a)(ii)

Thank you to yourself, s 22(1)(a)(ii) and s 22(1)(a)(ii) for meeting with BGH this afternoon to go over your queries.

As promised, please find attached the Deed of Variation for the EDOEJA000002 Grant Agreement. We have provided a clean copy (for EDO signature) and a tracked copy so you can see the amendments.

The final amendment reads as follows:

G8.1 The Grantee must ensure that its Personnel working as legal practitioners comply with all applicable State or Territory laws governing the legal profession, including by:

- *Maintaining certification under the Community Legal Centres Australia National Accreditation Scheme; and*
- *Ensuring that all its Australian lawyers hold a current practicing certificate.*

G8.2 The Grantee must notify the Commonwealth immediately on becoming aware of:

1. *any disciplinary proceedings or orders made by a law society or other professional body against the Grantee or its personnel engaging in legal practice in Australia; or*
2. *any adverse comments or findings in a decision made by a court, commission, tribunal, law society or like legal professional body regarding the conduct and performance of the Grantee.*

We would like to finalise the Variation as soon as possible, given Budget Estimates are being held early next week.

Please let us know if you require any further information.

Kind regards,

s 22(1)(a)(ii)

s 22(1)(a)(ii)

Program Manager

Business Grants Hub and Integrity Division | External Programs Branch | SA/NT Office
Department of Industry, Science and Resources

M s 22(1)(a)(ii) | E s 22(1)(a)(ii) industry.gov.au

OFFICIAL: Sensitive

From: s 22(1)(a)(ii) @edo.org.au>

Sent: Tuesday, May 21, 2024 2:08 PM

To: s 22(1)(a)(ii) s 22(1)(a)(ii) industry.gov.au>

Cc: s 22(1)(a)(ii) @edo.org.au>; s 22(1)(a)(ii) @industry.gov.au>;

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Subject: RE: Variation request Commonwealth Grant - new notification clauses [SEC=OFFICIAL]

OFFICIAL

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Hi s 22(1)(a)(ii)
(ii)

Thank you for your email below.

We are willing to enter into a variation in these terms, however it would assist us to better understand the processes of the Department before making that agreement. Would yourselves and relevant members of the DCCEEW be available to meet this week?

Please let me know what is suitable to yourselves. We are readily available on Thursday, however can work to suit your availability.

Kind regards

s 22(1)(a)(ii)



Environmental
Defenders Office

s 22(1)(a)(ii) — Director, Healthy
Environment & Justice

Highfield House, Suite 1-6
1/114 Bathurst Street
nipaluna / Hobart TAS 7000

P: s 22(1)(a)(ii)

M:

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I use she/her pronouns.

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s 22(1)(a)(ii)