



**Australian Government**  
**Department of Climate Change, Energy,**  
**the Environment and Water**

EPBC 2025/10161

Mr Tyron Whitten  
Senator  
c/o Suite 3, Level 36, Waterfront Place  
1 Eagle Street  
BRISBANE CITY QLD 4000

Dear Senator

Thank you for your letter of 01 July 2025 to the Minister for the Environment and Water, the Hon Murray Watt, requesting reconsideration under section 78A(2) of *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act), of the 'not controlled action' decision made under section 75(1) for the Marine Survey of the Bunbury continental shelf, WA (EPBC 2025/10161)

The referral decision was made, considering whether or not the proposed action would significantly impact marine fauna and in particular marine mammals. Proposed avoidance and mitigation measures were determined sufficient to prevent significant impact from underwater noise and vessel movements from the action.

The matters raised in the request do not include any substantial new information about the impacts that the proposed action is likely to have on a matter protected by a provision of Part 3 of the EPBC Act. Additionally, undertaking a period of review for 24 months to seek new information does not meet the requirements as required by section 78(1) and the regulations.

As delegate for the Minister, I have considered your request have determined the request does not meet the requirements of section 78A(2) of the EPBC Act and regulation 4AA.01 of the *Environment Protection and Biodiversity Conservation Regulations 2000*, as such a reconsideration will not be undertaken.

Thank you for your correspondence.

Yours sincerely

Kylie Calhoun  
Branch Head  
Environment Assessments West  
31 July 2025