

ANNUAL REPORT

2011-2012

PROTECTING THE ENVIRONMENT THROUGH THE LAW



Environmental Defender's Office (ACT)
Level 1, 14 Childers Street,
Canberra ACT 2601

GPO Box 574
Canberra ACT 2601

Telephone: (02) 6243 3460
Fax: (02) 6243 3461
Email: edoact@edo.org.au
www.edo.org.au/edoact

OVERVIEW OF THE EDO (ACT)'S OBJECTIVES

- Vision:** To empower the community to protect the environment through the law.
- Mission:** To provide a community legal aid service to provide legal services on environmental and related matters to persons whose interests should be pursued as a matter of public interest taking into account their financial means.
- Values:** To address the disempowerment that results from an inability to access legal services in relation to matters affecting the natural and built environment and to promote access to the legal system for persons seeking to protect the environment.
- Objectives:** To provide a community legal service specialising in environmental law for the benefit of persons in the Canberra region whose interests should be pursued as a matter of public interest taking into account their financial means.
- To ensure that the EDO (ACT) is able to operate effectively and is accountable to its funding bodies

THE ROLE OF THE EDO (ACT)

The EDO (ACT) has three main functions:

- providing legal advice and representation on environmental law matters to members of the community and community groups interested in preserving the environment;
- undertaking community education about legal issues related to the environment and planning;
- Researching and making submissions to government about reforms of laws and policies affecting the environment.

Specific EDO services to the ACT and regional community include:

- providing legal advice and representation to people and groups seeking to protect the environment;
- presenting environmental law seminars to the community, and presenting individually tailored talks to schools and environmental groups;
- providing environment and planning law information to the general public, such as the EDO's environmental law fact sheets and the ACT Environmental Law Handbook;
- researching public interest matters in environmental law; and
- Promoting laws and law reform that helps to protect the environment including working with other ACT community legal centres, indigenous groups and environmental groups to make submissions proposing improvements to environment and planning policies and laws.

CHAIR'S REPORT

by Hanna Jaireth – hanna.jaireth@gmail.com

2011–12 delivered significant staffing challenges for the EDO Management Committee, but we rallied and overcame them. It helped that we had stable office accommodation, secure but modest funding, and a dedicated team of supporters during difficult times.

Our gratitude to Legal Aid ACT (our accommodation host and concessional landlord), the Commonwealth's Community Legal Services Program (our primary funder), and the ACT Law Society (our secondary funder), is sincere and substantial.

Towards the end of the financial year a largely new Management Committee identified key priorities and targets for our work program. Volunteers are streaming back and an environmental law clinic is in its infancy. We helped secure a win for the Conservation Council and the environment in the Molonglo Valley before the ACT Civil and Administrative in March 2012, and we have more offers of *pro bono* support from the local profession. Our communications activities are looking up. More major law reform initiatives are likely to be open for comment in 2012. We kept up our output in submissions and journal contributions during the financial year.

In June 2012 we welcomed Susan Bell, Andrew Collins, Byron Fay, Catherine Hayes and Pam Foo to the EDO Management Committee, and we hope they will provide guidance on issues such as priorities and accountability, website development, establishing an environmental law clinic, acquiring tax deductibility status, communications, and fundraising, for many years to come. The portents are good. Catherine Hayes is our new Secretary. Lee Nelson continues as Treasurer. We have plenty to do, and fresh energy to do it with. We just need everyone to keep on volunteering for the love of superb causes.

In August 2011 our Principal Solicitor accepted a position as Director of the Legislation Policy Section in the Commonwealth's environment department. The EDO benefited enormously from Kirsten Miller's dedication and enthusiasm for environmental law over many years, and we were pleased that she left us with the confidence to deal with national issues. Unfortunately hers were enormous shoes to fill. But fill them we have. Our recruitment activities continued for some months before we appointed another gem of a solicitor who takes lots and lots of part-time work, short timeframes, scarce resources, and generous volunteers, all in her stride. Camilla Taylor's Principal Solicitor's report follows.

The EDO's part-time policy officer during 2011, Clare Henderson, also moved to greener pastures towards the end of 2011, having completed several forward looking submissions for the EDO. Clare now serves as Executive Director of the Conservation Council ACT and Region.

David Mossop, who had also served on the Management Committee for a number of years, resigned in February 2012 after being appointed to the Magistrates Court where he is likely to despair even more about the follies of our species.

Our administrator, June Weise, and members of the Management Committee, and particularly Julia our former Chair, kept the Office afloat during the interregnum between solicitors, referring on matters where we could, and stepping in to do the non-advisory administrative work that just had to get done.

We benefited significantly during 2011–12 from some members' continuity on the Management Committee, with Kasy Chambers, Hanna Jaireth (Deputy Chair), Roland Manderson, Lee Nelson (longstanding Treasurer), Matthew Swainson, Ray Sloan and Nancy-Louise Scherger each having supported the EDO on the Committee for many years prior.

But the Management Committee also saw significant changes during the year. Julia Pitts stepped down in June 2012 after accepting an appointment with the ACT Office of Commissioner for Sustainability and the Environment. During the year Julia asked the Committee to consider some potential growth opportunities and regretted that these couldn't be realised before her departure.

Our diligent Secretary of several years, Rachel de Hosson, also resigned in June 2012 after moving into a new role with government.

Ray Sloan also took the opportunity to step down when it was apparent that we had attracted a new corps of environmental defenders.

In 2012 we look forward to the release of the exposure draft of new nature conservation legislation and hopefully a step away from wholesale delegation of assessment and approval powers to states and territories under the *Environment Protection and Biodiversity Conservation Act 1999* (Cth); better management of land management agreements and Conservators' Directions; implementation of the ACT Government's responses to several significant reports from the Commissioner for Sustainability and the Environment; and of course towards the Centenary of the capital in 2013, when our six-planet transport habits may be challenged by the resurrection of the Griffins' vision for light rail.

Hanna Jaireth

Chair

PRINCIPAL SOLICITOR'S REPORT

by Camilla Taylor, Solicitor, EDO (ACT) – camilla.taylor@edo.org.au.

Overview

Environmental issues are of high concern to many Canberrans. 2011–12 saw a continuing interest in environmental and planning issues in the ACT and throughout Australia. This led to an increased number of inquiries being received by the EDO (ACT), particularly on matters relating to planning in the Territory.

The significant environmental pressures associated with the continuing growth of Canberra, and the need to balance the requirements of an urban metropolitan community with a desire to maintain our 'bush capital', continues to be a significant challenge. There are continued threats to endangered species and communities, loss of biodiversity corridors, and maintenance of the urban forest. Many of the EDO's client matters relate to planning and development issues. The EDO assists clients in understanding the planning process and their opportunities for involvement in this process with the aim of improving environmental outcomes in urban planning. The EDO has also continued to provide advice to clients on laws relating to planning, species protection and tree protection which have assisted the community in taking action to protect and improve the ACT environment.

The ACT has ambitious statutory targets for reducing its carbon footprint. The EDO has continued to participate in its community legal education program including seminars, contributing to the *National Environmental Law Review*, fact sheets and newsletters which focus on the local issues and inquiries about ACT environmental legislation. The EDO has a comprehensive website which includes all of its publications as well as a very comprehensive 2nd edition of the EDO's *ACT Environmental Law Handbook*.

The EDO continues to build relationships with key stakeholders and works closely with community groups including the ACT environmental network group, community councils and individual neighbourhood groups, to pursue improved environmental outcomes for the ACT community. The EDO's priority issues are discussed at annual planning days with the EDO Management Committee, and monthly Solicitor's reports are prepared for the Committee.

CLC accreditation

Since the National Association of Community Legal Centres has introduced a mandatory requirement for all CLCs to be accredited, the EDO has continued to work towards completing this process which has required the writing, reviewing and updating of all policy and procedure documents. A significant amount of work was performed in producing the documents required and these were audited by a NACLIC auditor early in the 2011–12 year. The EDO met with the auditor's expectations and timeframe requirements, however there is still additional work to be done before accreditation is granted.



The EDO's brief, as referred to in the 'Overview of Objectives' above, is significant and diverse. It demands a very large output from this office, the ACT office being the only 'part time' EDO in Australia. As the need for our services expands, the potential for this Office to become full time and obtain funding commensurate with actual work yield will need to be carefully explored.

Unfortunately adequate funding continues to be a major issue for the Office. The range of services and the complex legal problems which clients bring to the EDO makes it difficult for the Office to adequately assist all clients deserving of assistance. The EDO's rising profile has led to an increase in

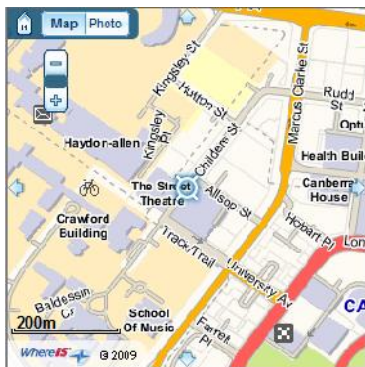
demand for the EDO's services. The EDO will continue to hold discussions with government to seek additional funding and to explore other funding opportunities.

The absence of a principal solicitor for an extended period during the 2011–12 year seriously interrupted the work of the EDO. Demand for services including client inquiries and policy and law reform work was met by the EDO's Committee members on a voluntary basis. This situation was rectified at the end of the financial year with the employment of a new principal solicitor and author of this report, Camilla Taylor.

Staff

The EDO continues to employ two part-time staff. As at 30 June 2011, Kirsten Miller, the EDO's principal solicitor, was in the Office three days per week, and the EDO's administrator June Weise is also employed part time for ten hours per week and attends the Office every Tuesday and Thursday. During the time Kirsten Miller was principal solicitor, the Office was open on Mondays and Thursdays from 9:30am until 2:30pm and on Tuesdays and Wednesdays from 9am until 5pm. During the period when there was no solicitor the Office was open Tuesdays and Thursdays.

Camilla Taylor was appointed the Principal Solicitor at the EDO from 30 May 2012 and since this appointment, the Office has been open Monday to Wednesdays from 9.30am to 5.30pm, and on Thursdays from 9.30am to 1.30pm.



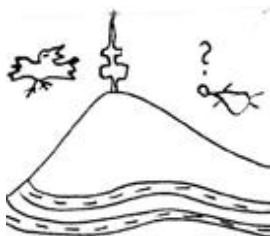
The EDO continues to be co-located with Legal Aid ACT. EDO would particularly like to thank Legal Aid ACT which has continued to support the EDO by providing information technology and communications services as well as a reasonable rent; all of which allows the EDO to maintain an efficient office in a location convenient for our clients.

Volunteer assistance

As with previous years, the EDO continues to rely greatly on volunteers to enable it to provide its services to the ACT community. At the EDO's planning day on 23 June 2012, the Management Committee and Ms Taylor agreed that the development of a program for volunteers, securing funding for more planning advocacy, and communication activities would be priorities for 2012–13.

During the absence of a principal solicitor, the Management Committee greatly supported the organisation in a voluntary capacity to ensure the Office continued to provide its important service. This support primarily involved referrals and communications activities such as the EDO's contribution to the *National Environmental Law Review*.

During the time when there was a solicitor, as in previous years, the EDO is greatly assisted by volunteers. These volunteers are drawn from the professions and university students. The contribution of volunteers amounts to many hours per week and enables the EDO to provide its important service to the ACT community even with the extremely limited staffing resources experienced by the EDO.



EDO services

The EDO provides three main services to the ACT community: legal advice and assistance, community legal education and law reform.

As with previous years, there has been an increasing demand for EDO services. The environmental issues facing the ACT, planning and development pressures, together with increasing concerns about

climate change, have seen a growing demand across Australia for environmental law advice, information and law reforms.

The upward trend in demand for the EDO (ACT)'s services can be attributed to a number of factors, including the growing awareness and concern about environmental issues within the community, the increasing complexity of environmental laws, and the removal of the Commonwealth government's restriction on the EDO to use its funding for litigation related matters.

The EDO receives the funding to provide these services from a number of sources. Recurrent funding is provided through the Commonwealth Community Legal Services Program and the EDO is grateful to the Australian Government for its continued assistance. The EDO is also very grateful to the ACT Law Society which has continued its funding in the 2011–12 year. This support has been an extremely important factor in ensuring the EDO (ACT) can continue to provide services to the community.

The Office continues to seek funding from the ACT Government as provided to other community legal centres in the ACT and although the EDO has received one-off funding from the ACT government in the past, it did not receive such funding in the 2011–12 year.

Legal advice and casework

In 2011–12 EDO assisted 96 clients through providing one off legal advices, information and ongoing case work assistance. This advice and information was delivered by telephone, face to face and in detailed written form. As in previous years, the majority of EDO's advice and casework continues to focus on planning and development issues in the ACT, with an emphasis on the impacts of biodiversity conservation in the face of development pressures, the environmental impact assessment process, access to information and the accountability of environmental and planning decision makers. In addition to this, the EDO has provided advice on a range of subject matters including tree protection, heritage protection, freedom of information requests, establishing environmental groups and noise, air and water pollution.

Case studies of legal service provision:

1. Coombs appeal

The most important contribution that the EDO made during 2011–12 in relation to a litigation matter was the provision of legal representation for an appeal brought by the Conservation Council ACT Region before the ACT Civil and Administrative Tribunal.

In September 2011, the Land Development Agency applied to develop the suburb of Coombs in the Molonglo Valley, and on 1 December 2011 the ACT Planning and Land Authority gave development approval. The Conservation Council successfully challenged the development approval before the ACAT.¹

The Conservation Council was concerned the development was inconsistent with several land protection plans. In particular, the development posed threats to the vulnerable *Aphrasia parapulchella* (Pink-tailed Worm Lizard) and to the Molonglo River corridor. The Conservation Council also argued the development proposal, as approved, exposed some residential areas to an unacceptable level of bushfire risk. Other objections involved the need to relocate the bushfire buffer zones and remove some of the areas selected for housing.

¹ See also: EDO (ACT) Volunteers, 'Challenge to development approval for suburb of Coombs' National Environmental Law Review (2011) 4 & (2012)1 National Environmental Law Review 11

The Council had taken the unusual step of seeking a merits review of the decision because they thought it very important that the bushfire buffer zones designed to protect houses should not be in conservation areas.

The EDO provided funding support for the appeal and secured the services of ACT solicitor, Mr. Michael Hill, at the initial directions hearing where Mr. Hill successfully rebuffed an attempt by ACT Government representatives to challenge the standing of the Conservation Council in relation to the appeal.

Mr. Hill later agreed to provide *pro bono* assistance at the subsequent mediation. The mediation was successful, and it enabled the Tribunal, presided over by Professor Peta Spender, to issue consent orders on 9 March 2012. This avoided the need for the scheduled 7-day hearing and site visit.

The outcome of the mediation resulted in three sections depicted in the Bushfire Risk Assessment and Development Concept Plan being removed. ACTPLA's decision was otherwise affirmed on condition that ACTPLA gave effect to the agreement to remove the three identified sections from all of its plans. The Land Development Agency also undertook to clarify aspects of the development's storm water discharge.

The agreement achieved improved protection for the Pink-Tailed Worm Lizard and its habitat, and more of the Molonglo River Corridor will be protected with the removal of key areas from within the bushfire buffer zone. Further, all storm water systems within the suburb of Coombs will be subject to a filtering process before there is discharge into the Molonglo River.

The tip of Coombs may be subjected to future residential development. However the agreement now provides that the ACT Government cannot seek further development approval until after a Statutory Plan of Management for the Molonglo River Corridor is completed. This process is expected to take several years.

2. Application pursuant to the *Freedom of Information Act, 1989 (ACT)*

The EDO acted for a client in relation to a decision by a government agency to refuse access to a document following an application made under to the *Freedom of Information Act, 1989*. The EDO made representations on behalf of the client in relation to a request for an internal review of that decision. The initial decision was varied and access was subsequently granted.

Community legal education and community development work

The EDO continued its important community legal education and community development work in 2011–12. EDO's community education and development work includes providing useful, easy to understand information on environmental laws in the form of fact sheets, the ACT Environmental Law Handbook, quarterly newsletters, seminars and presentations and maintaining an informative website.



In August 2011 the EDO delivered a presentation on environmental law as part of the ACT Law Society's continuing professional development series. Community education was also provided through editing the ACT section for the *National Environmental Law Review*, a quarterly journal of the National Environmental Law

Association. This ongoing task involves providing updates on ACT environmental legal issues.

The EDO's website is an important community education tool. In addition to face to face client assistance, the online fact sheets provide an important resource to the ACT community. A significant number of clients who contact the EDO indicate they have accessed the fact sheet information and have contacted EDO for further information or advice.

The EDO would like to thank its IT volunteer, Darryl Seto, for maintaining, updating and improving the website. With Darryl's invaluable IT services the EDO can quickly upload and make available to the public much information including law reform submissions, newsletters, fact sheets and the ACT Environmental Law Handbook. An up to date, easy to use website is an essential tool for educating the community on environmental laws.

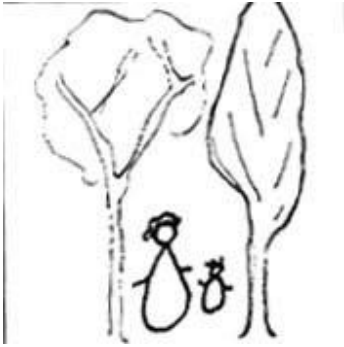
The EDO attends regular environment network meetings. This network was established in 2010 to ensure that peak environmental groups work cooperatively on environmental issues facing the ACT.

The EDO continued its cooperative working relationship with other community legal centres and legal aid service providers in the ACT. The EDO participates in the ACT Legal Aid Forum which continues to be a useful forum for collaborating with other legal service providers and assisting with appropriate referrals and opportunities for community legal centres. This forum helps to ensure legal aid services are provided efficiently and effectively in the ACT. The ACT community legal centres also have regular meetings to exchange information and collaborate to ensure effective service provision.

Law reform and research

As with previous years, 2011 –12 saw a significant number of legislative proposals and inquiries into matters affecting the ACT environment. The EDO wrote and/or contributed to submissions, including the review of the ACT Civic and Administrative Appeal Tribunal and its operations and procedures. Some of the suggested reforms generated interest within the building and planning industry and the EDO was involved in consultation with stakeholders within the industry. Another was a response to the Australian Heritage Commission's information paper supporting the proposed nomination of Canberra – the Central National Area and Inner Hills - to the National Heritage List. All our submissions, including these, can be accessed on the EDO's website

In addition to law reform at a local level, from time to time the EDO ACT contributes to the Australian Network of Environmental Defender's Offices (ANEDO) submissions on national environmental law reforms. In 2011 –12 ANEDO made submissions on a range of subject matters, including the carbon farming initiative, an inquiry into Australia's biodiversity, clean energy initiatives, the recognition of Aboriginal and Torres Strait Islander peoples in the Australian Constitution and continuing work on issues relating to the Murray Darling Basin Plan.



Conclusion

The EDO ACT looks forward to continuing its engagement with the ACT Government and community as the ACT continues to address the significant environmental challenges in the region. The EDO will continue to build relationships with members of the ACT community and to assist them to engage in the process and help achieve improved environmental outcomes.

As in years past, the EDO will focus efforts on expanding our funding base to enable the EDO to continue to meet the growing demand for its services. Finally the EDO would like to thank EDO's members and donors for their continued support.

Camilla Taylor
Principal Solicitor

ENVIRONMENTAL DEFENDERS OFFICE (ACT) INC.
Treasurer's Report

One of the fundamental responsibilities of any Management Committee is to monitor the financial performance of the organisation. The EDO(ACT) is continually reviewing and improving its financial reporting strategies and systems to enable the Management Committee to make pro-active decisions about expenditure of grant and self generated income in line with its strategic directions. Key goals are:

- creating transparency around the true costs of providing services,
- improving the accuracy and timeliness of reporting, and
- providing meaningful information in response to Committee needs.

The 2011/12 financial year generated a small under spend of \$1,394.72. This represents an increase from last years deficit of \$3,601. These results reflect our ongoing commitment to creating a governance environment that enables sound financial management.

We remain extremely grateful to our ongoing financial supporters, the ACT Law Society and the Australian Government. The Australian Government provides the EDO(ACT) with its core funding for activities while the ACT Law Society funding has allowed the organisation to develop further opportunities to provide environmental services to the ACT community.

We move into 2012/13 with a balanced budget reflecting conservative decisions by the Management Committee. Judicious consideration in the employment of the organisation's equity, built up over many careful years, will continue to be a key concern for the Management Committee.

In the mean time, the Committee and staff are committed to finding new avenues of funding for the EDO(ACT). Submissions will continue to be made to governments and relevant organisations for increases in recurrent funding for core and dedicated services.

As Treasurer, I would like to express my gratitude for the commitment of our members, volunteers and staff, without whose support for the organisation and dedication to defending the environment, we could not continue to operate.

I would like to take this opportunity to thank June Weise, the EDO(ACT) Office Administrator, for her dedication and support in all things financial over the past year.

Lee Nelson
Treasurer
Environmental Defenders Office (ACT)



October 23 2012

Certificate of Compliance

This Schedule is established in respect of the 2011–12 Financial Year

Organisation: Environment Defender's Office (ACT) Inc

Contact officer: June Weise Telephone: 62433460

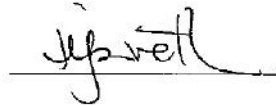
The above-named Organisation certifies that:

- (i) The Funds have been used for the purpose for which they were provided;
- (ii) The Terms and Conditions of this Agreement have been met; and
- (iii) The Audited Financial Statements in respect of the Funds have been certified by a person who is registered as an auditor in accordance with the Corporations Act 2001 and are attached, and
- (iv) Salaries and allowances paid to people employed using the Funds are in accordance with award salary rates or the general rates in force at the Organisation.

SIGNED for and on behalf of the

Environment Defender's Office (ACT) Inc.

by
Hanna Jaireth, Chair, EDO Management Committee)



in the presence of
Simon Henderson, Policy Lawyer, Law Council of Australia



**ENVIRONMENTAL DEFENDER'S OFFICE (ACT) INC
COMMITTEE'S REPORT**

Your committee members submit the financial statements of the Environmental Defenders Office (ACT) Inc for the financial year ended 30 June 2012.

Committee Members

The names of committee members throughout the financial period and at the date of this report are:

K Chambers	1 July 2011–30 June 2012
M Swainson	1 July 2011–30 June 2012
L Nelson	1 July 2011–30 June 2012
N-L Scherger	1 July 2011–30 June 2012
R Manderson	1 July 2011–30 June 2012
R de Hosson	1 July 2011–23 June 2012
J Pitts	1 July 2011–23 June 2012
H Jaireth	1 July 2011–30 June 2012
A Collins	23 June 2012–30 June 2012
C Hayes	23 June 2012–30 June 2012
S Bell	23 June 2012–30 June 2012
P Foo	23 June 2012–30 June 2012
B Fay	23 June 2012–30 June 2012

Principal Activity

The principal activity of the Environmental Defender's Office (ACT) Inc. during the financial period has been the provision of a public legal aid service on environmental matters.

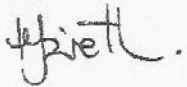
Significant Changes

No significant change has occurred in the nature of the Environmental Defender's Office (ACT) Inc's activities during the financial period.

Operating Result

The operating profit was \$1,394.72

Signed in accordance with a resolution of the Members of the Committee.



Hanna Jaireth
Committee member (Chair)



Lee Nelson
Committee member (Treasurer)

Dated this 23rd day of October 2012

**ENVIRONMENTAL DEFENDER'S
OFFICE (ACT) INC.**

ABN 32 636 009 247

**FINANCIAL REPORT
FOR THE YEAR ENDED**

30 JUNE 2012

Environmental Defender's Office ACT
Profit & Loss [Last Year Analysis]

July 2011 through June 2012

	This Year	Last Year
Income		
Grant Income		
Commonwealth Grants	\$46,452.00	\$45,675.00
Law Society ACT grant	\$0.00	\$27,883.00
Total Grant Income	\$46,452.00	\$73,558.00
Cheque Account Interest	\$4.40	\$8.67
Were Cash Trust Interest	\$2,105.29	\$2,611.79
Term Deposit	\$2,560.12	\$892.60
Membership	\$375.00	\$642.50
Donations	\$1,045.00	\$1,260.00
ACT Environmental Law Handbook	\$647.73	\$465.00
Handbook postage	\$63.64	\$54.55
External Activities	\$0.00	\$300.00
Total Income	\$53,253.18	\$79,793.11
Expenses		
Salaries Policy Officer	\$5,872.79	\$13,657.80
Salaries PO Annual Leave	\$1,422.82	\$0.00
Total Salaries Policy Officer	\$7,295.61	\$13,657.80
Salaries Solicitor Paid	\$22,438.29	\$38,191.44
Provision Solici tor Rec leav	(\$7,748.66)	\$1,950.14
Total Salaries Solicitor	\$14,689.63	\$40,141.58
Salaries Admin Paid	\$12,600.56	\$11,943.69
Provision Admin Rec Leave	\$62.77	(\$919.93)
Provision Admin LSL	\$432.84	\$330.22
Total Salaries Administrator	\$13,096.17	\$11,353.98
Super Expense EDO Staff	\$3,501.36	\$5,778.87
Oncosts	\$822.96	\$711.84
Rent	\$4,363.68	\$4,363.68
R & M	\$649.09	\$517.75
Training	\$0.00	\$93.47
Staff Recruitment	\$4,291.48	\$0.00
Communications	\$408.04	\$1,127.43
Office Overheads	\$551.26	\$1,276.69
Postage	\$332.86	\$321.82
office equipment > \$100	\$0.00	\$173.45
Insurance (not Workers' Comp)	\$120.91	\$126.41
Audit	\$90.91	\$90.91
Bank Fees	\$180.21	\$195.63
Registrar General Fees	\$35.00	\$34.00
Membership Fees	\$617.27	\$468.18
Practising Certificate	\$0.00	\$1,010.50
Travel (Not Staff Training)	\$0.00	\$281.26
Forum Costs	\$418.18	\$677.27
Meeting Expenses	\$101.36	\$64.18
Sundry Expenses	\$0.00	\$60.00
Depreciation	\$292.48	\$867.48
Total Expenses	\$51,858.46	\$83,394.18
Net Profit / (Loss)	\$1,394.72	(\$3,601.07)

Environmental Defender's Office ACT

Balance Sheet [Last Year Analysis]

June 2012

	This Year	Last Year	\$ Difference	% Difference
Assets				
Current Assets				
Cheque Account	\$9,083.36	\$14,989.17		
Petty Cash	\$100.00	\$100.00		
Were Cash Trust	\$51,614.45	\$54,509.16		
Term Deposit	\$63,452.72	\$30,892.60		
less Prov'n for Doubtful Debts	\$0.00	\$27.27		
Total Current Assets	\$124,250.53	\$100,518.20		
Fixed Assets				
Computer Equipment Original Co	\$15,252.31	\$15,252.31		
Computer Equipment Accum Dep'n	-\$15,252.31	-\$14,959.83		
Total Fixed Assets	\$0.00	\$292.48		
Total Assets	\$124,250.53	\$100,810.68		
Liabilities				
Current Liabilities				
VISA	\$0.00	\$375.80		
Provision for LSL	\$2,295.36	\$1,862.52		
Provision For Annual Leave	\$1,027.24	\$8,713.13		
Grant in Advance	\$64,852.00	\$34,559.00		
PAYG Liability	\$1,044.88	\$2,034.88		
Superannuation Liability	\$549.74	\$0.00		
GST Liability	-\$433.58	-\$254.82		
Total Liabilities	\$69,335.64	\$47,290.51		
Net Assets	\$54,914.89	\$53,520.17		
Equity				
Retained Earnings	\$53,228.23	\$56,829.30		
Current Year Earnings	\$1,394.72	-\$3,601.07		
Historical Balancing	\$291.94	\$291.94		
Total Equity	\$54,914.89	\$53,520.17		

Income and Expenditure Statement (CL SIS) Format

	2011-12	2010-2011
1. Income and Expenditure		
NET SURPLUS/DEFICIT FROM PREVIOUS YEAR		
Surplus/Deficit from previous year	0.00	-12.89
Approved Expenditure fro Surplus	0.00	0.00
Net Surplus/deficit from previous year	0.00	-12.89
CLSP INCOME		
C'wth	46,452.00	45,675.00
State		
Service Generated Income	6,801.18	6,235.11
Total Income	53,253.18	51,910.11
CLSP Genral Services Income	53,253.18	51,897.22
CLSP EXPENSES		
Salaries	35,081.41	33,656.40
Superannuation	3,501.36	5,778.87
On costs	822.96	1,722.34
rent	4,363.68	4,363.68
Repairs and maintenance	649.09	517.75
Training	0.00	93.47
Staff Recruitment	4,291.48	0.00
Communications	408.04	1,127.43
Office Overheads	884.12	1,598.51
Insurance (Not Workers' Comp)	120.91	126.41
Finance and Accounting Fees	306.12	320.54
Library, Resources & Subscriptions	617.27	1,145.45
Travel	0.00	281.26
Programming and Planning	519.54	64.18
Minor Equipment	0.00	173.45
Depreciation	292.48	867.48
Other		60.00
Salary and related Expenses	39,405.73	41,157.61
Total Operating expenses	12,452.73	10,739.61
Total CLSP Expenses	51,858.46	51,897.22
OTHER INCOME		
Total Funds Received from Other Bodies	28,931.00	27,883.00
Total Funds Received from Other Bodies for non-CLSP CLSIS Activities		
Less Actual capital Expenditure in Current Year		
Surplus/deficit for Next Year		
Land	0.00	0.00
Real Property	0.00	0.00
(Other)	0.00	0.00
Total Capital	0.00	0.00
3. Future Contingency Amount	0.00	0.00
3. Future Contingency Amount	0.00	0.00

Auditor's Certification

Name of Organisation: Environmental Defenders Office (Act) Inc

Financial Year Period: 1 July 2011 – 30 June 2012

I hereby certify that:

- (a) I am not a principal, member, shareholder, officer, employee or accountant of the Organisation or of a related body corporation as defined in section 9 of the Corporations Act 2001;
- (b) In my opinion, the attached financial statements which comprise a Statement of Financial Position, a Statement of Comprehensive Income (previously known as Statement of Financial Performance), for the stated Financial Year Period are:
 - i. Based on proper accounts and present true and fair view of the Organisation's financial position and financial performance in accordance with applicable Accounting Standards and other mandatory professional reporting requirements in Australia, and
 - ii. in accordance with the terms and conditions of the Agreement between the organisation and Commonwealth of Australia, a copy of which has been made available to me, in relation to the provision of community legal services.
- (c) The fourth quarter CLSIS Funds Report, containing details of the Organisations transactions for the financial year, including audit adjustments, and the Organisation's grant position at the beginning and end of the financial year is provided in respect of funds provided in accordance with the Terms and Conditions of the Agreement referred to in b.ii above for all Funding Categories.

This is an unqualified audit report.

Unless written under separate cover, I hereby further certify that, in my opinion, there is no conflict of interest between myself and the Organisation or its Management Committee.

AUDITOR DETAILS

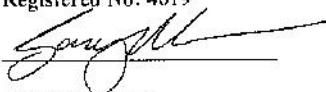
Full Name: Gary Williams

Name of Company: Rosenfeld Kant & Co

ABN Number: 74 057 092 046

Registered Auditor: *If yes:*
 Yes No **Registered No:** 4019

Signature:



Date: 16 October 2012

