

ENVIRONMENTAL
DEFENDERS OFFICE
(TASMANIA) INC

ANNUAL REPORT

2013-2014

*Tasmania's
environment
is worth
fighting for*



*Tasmania's
environment
is worth
fighting for*



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PRESIDENT'S REPORT

The 2013-2014 year has been extraordinary for many reasons. Primarily, an announcement in late 2013 that funding from the Australian Government was to cease was at once astonishing yet not surprising. The dark clouds had been gathering for some time on the horizon and an end to funding was not inconceivable. While the EDO network retained its funding even under the Howard Government, this government is different. This government is clearly out to target the EDO network, and does not regard the services that we provide as worthy of funding by the Australian Government.

The decision to cease funding is also extraordinary because the justification given (or inferred) was the "budget emergency", yet at the same time this government has abandoned a significant tax revenue in the way of the carbon levy. Ironically, this levy was one of the most significant environmental reforms that was likely to have ongoing beneficial consequences economically, environmentally and socially for many decades to come.

The effect of the funding cuts has led to the organisation going through a transition. We previously worked as a committee to prudently and carefully administer our government grants to achieve specified and agreed targets. While loss of government funding heightens uncertainty and enforces the need for prudence, it also means that we have greater freedom to determine how best to allocate our funds.

The committee has needed to grapple with this change in its functions and also grapple with the uncertainty. But we have done so admirably, aided by the extraordinary response of our staff led by Jess Feehely.

Many meetings have been spent planning the future of the organisation and working on how to get it on to a sustainable footing that is independent of Australian Government funding. Yet while this process was undertaken, our staff continued to assist the very people that we were set up to represent. We have continued to provide advice on the full gamut of environmental issues, including planning, mining, heritage, pollution, farming, public health, and right to information.

The organisation has also continued running litigation in 2013-2014 in matters that satisfied our public interest test. We have looked to issues that advance community interests, issues that raise important points of law and issues where we regard the public has a significant stake in the outcome. Some litigation has been unsuccessful, and some successful.

Kate Polglase left the committee in the 2013-2014 year and I would like to thank her for her contribution to the Board and to the organisation. The remaining Board members as at the end of June 2014 were myself, Lindi Wall, Michael Lynch, Michael Swanton, Tom Baxter, Rosie Gude and Leslie Frost. Again, I would like to express my gratitude to each and every one of the Board members for their time and effort and understanding and patience. More particularly, I appreciate the extra effort that people have put in to deal with funding issues over the last year. Further, the committee has continued to move as a unit, engaging in constructive discussion and making all decisions by consensus.

Our organisation is part of a national network called ANEDO, the Australian Network of Environmental Defenders' Offices. The last year has seen significant strategic planning amongst ANEDO to build up the network as a national voice. Obviously, if ever we needed a national voice, it is now. ANEDO continues to advocate for the inclusion of environmental law in access to justice programmes, urging the Federal ALP to maintain their strong policy of support towards the EDO network, and commit to funding our network from the earliest possible occasion when the ALP is returned to government.

2013-2014 saw the departure of our long time administrative support person, Jane Brown. Jane was with the EDO for over 10 years and was a stalwart. She was responsible for implementing a significant financial management system for the organisation, and also the administrative load of supporting the legal staff and supporting the demands of the committee. On behalf of the Board, I would like to express my appreciation for the dedication and good humour she brought to the job.

Through 2013-2014 we employed Sarah Wilson with funding from the Solicitors' Guarantee Fund. Sarah has been responsible for producing a mining handbook, which was a significant effort – and achievement – for the EDO. I very much hope that our funding position will be sufficiently sustainable to permit us to continue to employ Sarah on a variety of targeted projects that will help to bring an understanding of environmental law to those that need it most.

Adam Beeson has also beavered away as our solicitor with responsibility for litigation. Being an environmental litigator can be a lonely role. Inevitably, a lawyer in that position comes up against highly skilled and extremely well resourced opponents, and the job is very demanding. I appreciate that Adam has been dedicated to his role and has been doing a great job in running the handful of cases that the EDO has on the boil at any one time.

We also employed Margie Jenkin in 2013-2014 as a fundraising officer. This was new ground for us, but very successful. Thanks to Margie's rather extraordinary level of commitment to the task, we were able to secure sufficient funds from a variety of sources in a relatively short period of time to provide some security for much of the forthcoming financial year.

I would also like to pay a tribute to Jess Feehely, once again. Her job was already full time in many respects, only to have more demands placed upon it when fundraising became another component of her position description. But like everything else, Jess has taken it in her stride, fashioned it as an achievable objective, and then coordinated the staff and the Board to work towards achieving that objective. I congratulate her, as I am sure does the Committee.

Despite the uncertainty, I look forward to the year ahead. When organisations, like relationships, are put under pressure, they tend to either adhere together or, alternatively, they buckle under pressure and fall apart. I am pleased to report as President of the Tasmanian EDO that our organisation has responded in a most professional way to the cut in funds, and we now await the next challenge.

Roland Browne

President



Styx Valley Photo: Rob Blakers

LAWYERS' REPORT

To describe 2013-2014 as a rollercoaster ride would be an understatement! We started the year on a high when former Attorney-General, Mark Dreyfus MP, committed extra funding in recognition of the valuable role of EDOs in providing access to justice. Within six months, the new Federal government had announced that it was not only ceasing this new funding, but would terminate all funding for EDOs. We lost our administrative officer, Jane Brown, who retired after 12 years of dedicated service, and we gained Sarah Wilson, our passionate new Communications and Education Lawyer, and (briefly) Margie Jenkin, our enthusiastic fundraiser. We have been disheartened by government policies, but delighted by the level of community support we have received since the funding cuts were announced. We were worried that we wouldn't make it past the year, but we've survived and we're going strong.

Unexpectedly, much of 2013-2014 has been dedicated to raising our profile, seeking alternative funding and internal and network-wide strategic planning. But we've also kept busy with our core services. We fought to retain World Heritage listing for Tasmania's forests, helped to keep a listed heritage property on the Tasmanian Heritage Register, represented the Tarkine National Coalition in challenges to mining decisions and helped a wide range of people to navigate Tasmania's complex planning process. We have updated our *Environmental Law Handbook*, launched our great new website, published a new fortnightly Bulletin and prepared the *Community Guide to Mining Law*. We have delivered workshops, spoken at community events and hosted a stimulating forum on threatened species management. We have been consulted on a range of government plans and made detailed submissions about proposed changes affecting how environmental decisions are made.

At both the State and Federal level, efforts are being made to reduce environmental protections and opportunities for public participation in decision-making. The public response to our funding loss has demonstrated clearly that people want these protections upheld, and value the role of EDO Tasmania in doing that.

Despite the tumult of the past 12 months, we've achieved a lot and have gained momentum. Our overwhelming sense heading into 2014-2015 is of determination. There's much work to be done, and we look forward to your support to help us to do it!

1. Administration

1.1. Hours of Operation

Operating hours during 2013-2014 have remained 9.00am to 5.00pm, Monday – Friday.

1.2. Service Agreement Issues

Reporting Requirements

Throughout 2013-2014, EDO Tasmania has complied with all reporting requirements.

Access and Equity

EDO Tasmania remains committed to providing an accessible, equitable and non-discriminatory legal service. Actions undertaken to achieve this include:

- Offering a range of services to accommodate client diversity;
- Promoting the service in rural and regional Tasmania;
- Providing clear criteria for accepting casework.

EDO Tasmania is an equal opportunity employer of paid and volunteer staff.

2. Staff and Volunteers

2.1. Staff

In 2013-2014, EDO Tasmania employed the following staff:



Principal Lawyer (full time) – Jess Feehely

Jess is responsible for managing the office, liaising with the Management Committee, advising and representing clients, undertaking legal research, making law reform submissions, coordinating the volunteer programme and participating in community education activities.

Lawyer (part time) – Adam Beeson

Adam is responsible for providing advice to clients, representing clients in litigation matters and editing our RMPAT Bulletin. Adam's role allows EDO Tasmania to take on important public interest litigation and advocacy to enforce the suite of environmental protection legislation. Adam has also recently been accredited as mediator.

Office Administrator (part time, to January 2014) – Jane Brown

Jane was responsible for financial management and reporting, answering and screening phone calls, liaising with clients, making referrals where necessary, compliance and general administrative tasks. Jane retired in January 2014, and has been missed ever since!

Communications and Education Lawyer (part time, from January 2014) – Sarah Wilson

Sarah is principally responsible for our community education programme, including publications such as the *Community Guide to Mining Law* and our fact sheet series, and delivering workshops. Sarah also developed our highly valued fortnightly bulletin.

Fundraising Officer (contract, from April 2014) – Margie Jenkin

Margie is largely responsible for our current financial stability, having worked tirelessly over four months on fundraising initiatives and grant applications.

Bookkeeper (contract) – Louise Blaik

Louise keeps us on track with all things financial and compliance. We'd be lost without her.

2.2. Volunteers

Throughout 2013-2014, 8 volunteers worked for EDO Tasmania for a total of approximately 800 hours, assisting with general research and drafting tasks, helping with events and contributing to publications and submissions. Our volunteers have included law and governance students from the University of Tasmania, volunteers with IT and administrative experience and students completing their legal practice courses.

In addition to regular volunteers, Rafael Szumer, Antonina Pilat and Ben Hollway undertook extended practical placements with EDO Tasmania as part of their legal practice certification.

We continue to receive positive feedback regarding our volunteer programme and the opportunities it presents for students to gain practical experience. As a result of upheaval and staff changes, EDO Tasmania did not offer a summer internship programme in 2013-2014 but will re-institute the internship programme in 2014-2015.

2.3. Staff Training and Supervision

All staff are encouraged to attend relevant training, and efforts are made to facilitate continuing professional development. EDO Tasmania staff attended various training and legal education events in 2013-2014, including PIA workshops and state conference, FSC information sessions, the inaugural Community Legal Centres conference and a range of Law Society CPD sessions.

To improve our social media and fundraising savvy, we also attended a number of workshops and webinars about innovative ways to raise your profile and secure donations.

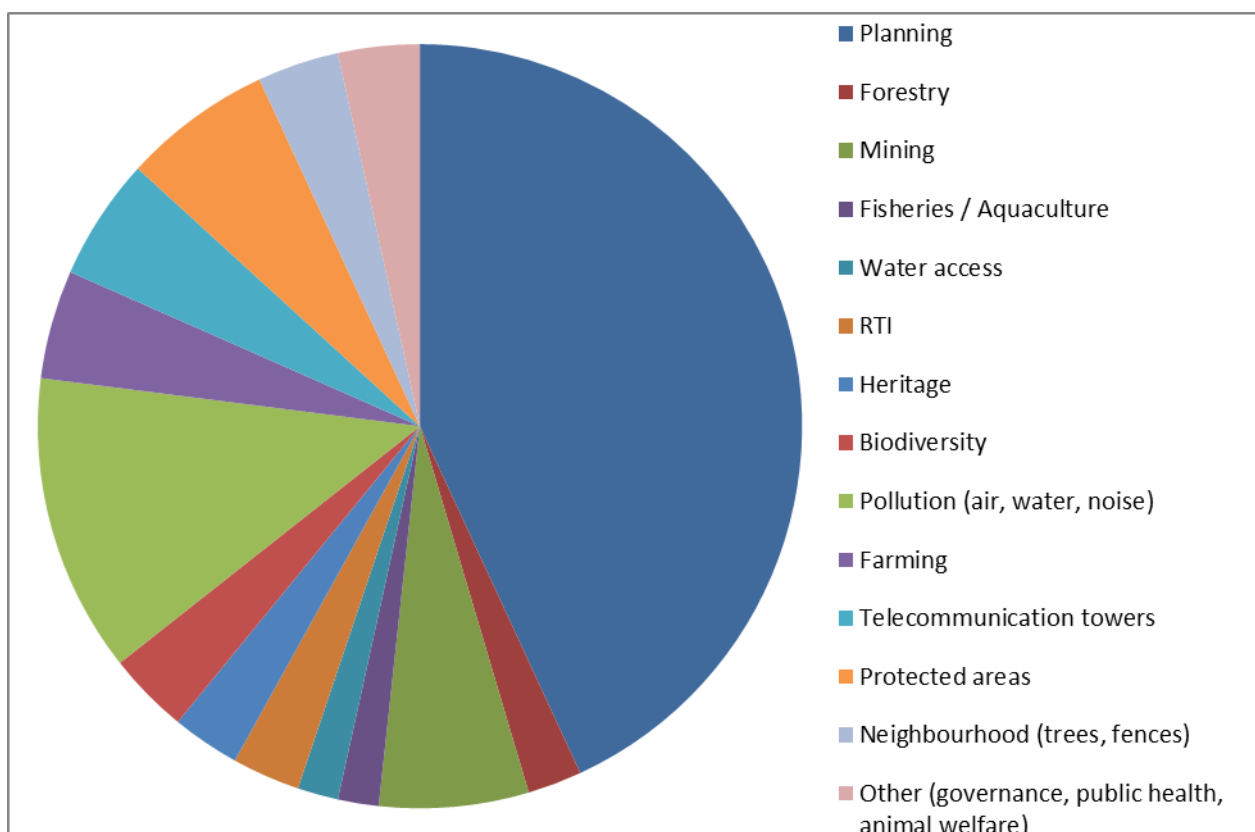
Jess remains responsible for the supervision of all staff and volunteers, and undertook management training to ensure that she has the skills necessary for the task. Jess is also responsible for delivering training to Student Legal Service volunteers as part of EDO Tasmania's ongoing commitment to supervising the advice sessions for that service.

3. Legal Activities

3.1. Advice Work

During 2013-2014, EDO Tasmania has provided advice on a wide range of planning and environmental law matters. Figure 1 demonstrates the breadth of these issues.

Figure 1: EDO Tasmania advice activities 2013-2014



The year saw a rise in enquiries in relation to forestry matters, particularly proposed changes to the *Tasmanian Forest Agreement Act 2013*, and in relation to farm management and aquaculture. Community concerns remain high in relation to mining, noise and air pollution and telecommunications infrastructure.

As illustrated, a significant proportion of our work involves planning issues. This includes advice regarding proposed developments and whether they comply with the planning scheme, information about the process for making a representation to a planning scheme review and contributing to the development of Planning Directives and State Policies. While the Tasmanian government's planning reform agenda continues, we anticipate planning will continue to represent a significant proportion of our work.

Some advice work goes on to become a larger project, whether litigation related or a law reform submission. EDO Tasmania remains committed to efforts to secure systemic improvements in environmental laws and environmental outcomes through the most effective means possible.

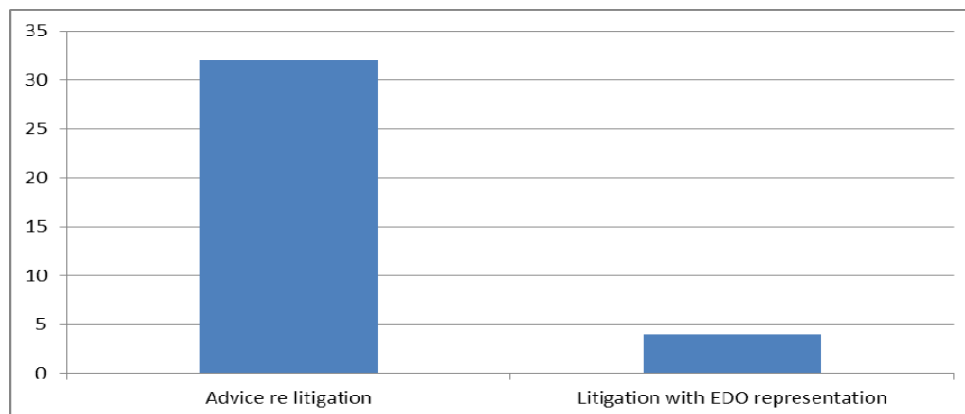
3.2. Casework

EDO Tasmania undertakes representation work in a limited number of cases. Litigation is considered a last resort and our involvement is subject to a rigorous assessment against our casework guidelines, having regard to prospects of success and public interest outcomes.

We also play an important role in advising potential litigants and discouraging appeals with limited prospects. For example, providing general information regarding the appeal process and discussion of evidentiary requirements may discourage some clients, while others will require more detailed advice in relation to prospects before making an informed decision about whether to proceed and the risks associated with their appeal.

Figure 2 compares the number of matters in which we were explicitly asked for advice regarding potential litigation in 2013-2014, and the number of matters in which we acted on behalf of clients in litigation activities.

Figure 2: Litigation requests vs litigation activities



Matters in which we have provided representation in 2013-2014 include:

- A successful appeal against a decision by the Tasmanian Heritage Council to remove a building in Tarooma from the Heritage Register. We were awarded the President's Prize at the recent Architecture Awards in recognition of our role in this case;
- Representing the Tarkine National Coalition in their appeal against the approval of the Venture Minerals Riley Creek mine. Additional conditions in relation to water quality and erosion control and minimising traffic impacts on the Tasmanian devil were added as a result of this appeal.
- Representing the Tarkine National Coalition in their application to the Supreme Court for an order directing the EPA to provide a statement of reasons for its decision to amend the permit conditions at Shree's Nelson Bay River mine. The Supreme Court confirmed that the TNC was a "person aggrieved" by the decision and was entitled to a statement of reasons.

- Assisting a local resident who had joined an appeal relating to a proposed expansion of a landscaping business in a rural residential area. With our assistance, our client was able to negotiate a satisfactory consent agreement allowing the development to proceed subject to stringent conditions regarding rehabilitation and ongoing limitations on on-site crushing and dust control.

3.3. Community Development Work

EDO Tasmania continues to liaise with a variety of community groups, local councils, progress associations, residents groups and other conservation organisations on resource management issues. In particular, we maintain strong relationships with BirdLife Tasmania, Tasmanian Conservation Trust, Landcare Tasmania, Environment Tasmania, The Wilderness Society, North East Bioregional Network, Australian Coastal Society and the Southern Coastcare Association of Tasmania.

Throughout 2013-2014, EDO Tasmania has continued working with the Tasmanian Coastal Alliance to lobby for an improved coastal management and planning framework for Tasmania. We will continue to urge the Tasmanian Planning Reform Taskforce to progress the review of the State Coastal Policy as part of its reform agenda.

EDO Tasmania continues to be involved in ongoing consultation between industry and community groups regarding improved practices and legislative frameworks for aquaculture operations.

EDO Tasmania maintains a good relationship with the University of Tasmania, delivering guest lectures, participating in mock trials, forums and careers fairs. Our lawyers have participated in interviews for student research projects, and continue to provide supervision for law students providing advice and referrals as part of the Student Legal Service. We also participated in consultation and planning sessions with a view to establishing an elective clinical social justice unit as part of the Bachelor of Laws degree.

3.4. Community Legal Education

Workshops and presentations

EDO Tasmania has maintained a strong community education profile, presenting at a range of community events throughout 2013-2014. These events included:

- Presentation at a UTAS forum on biodiversity offsetting;
- Presentations at the SCAT AGM and Tasmanian Landcare conference regarding the draft Coastal Management Statement;
- Delivering training to trainee Aboriginal Cultural Heritage management officers as part of the Diploma of Conservation and Land Management course;
- Speaking at various community forums regarding unconventional gas exploration, aerial spraying regulations, forest practices and World Heritage obligations;
- Presentation regarding the Voiceless / AELA workshop addressing how impacts on animal species are considered in the planning process;
- Speaking at a PIA forum regarding the value of third party appeals;
- Various presentations regarding proposed changes to the environmental assessment process under the *Environment Protection and Biodiversity Conservation Act 1999*;

EDO Tasmania also hosted a forum to promote discussion of threatened species management practices, featuring speakers from UTAS, DIPWE and the Tasmanian Land Conservancy.



Publications

Our monthly *RMPAT Bulletin* continues to be a popular publication, maintaining strong subscriptions from councils and practitioners. We have also developed a new fortnightly *EDO Bulletin* that has attracted over 300 subscribers and receives excellent feedback from readers.

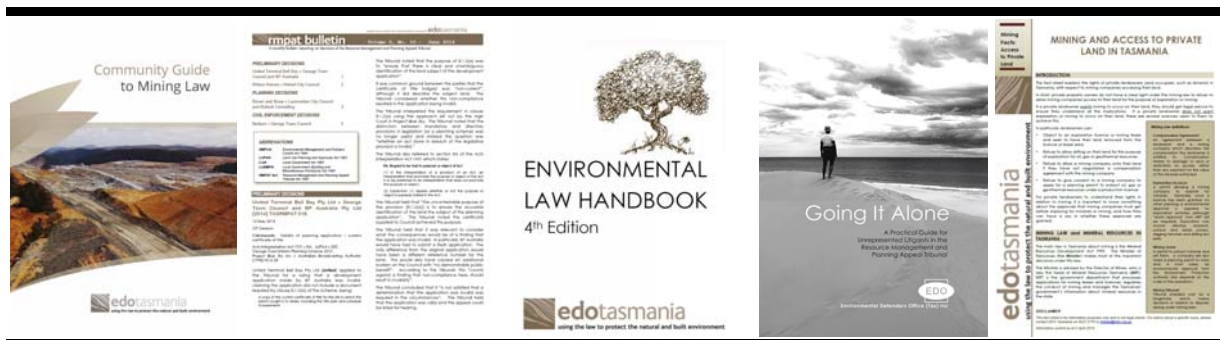
The *Environmental Law Handbook* was comprehensively updated in 2013 and in 2014 was published in hard copy and downloadable format. The publication remains a well-regarded, easy-to-use resource assisted community members to navigate Tasmania's complicated environmental and planning laws.

We have also published specific fact sheets:

- Briefing notes in relation to the *Forestry (Rebuilding the Forest Industry) Act 2014*;
- Access to Private Land for Mining and Exploration;
- Winding back the Tasmanian Wilderness World Heritage Area;
- Tourism Development in National Parks;
- Overview of election promises relating to environmental issues; and
- Federal and State budget overviews.

Throughout 2013-2014, EDO Tasmania contributed regular policy updates for the *Australian Environment Review* and *NELA Bulletin*. We updated the Tasmanian Development and Heritage chapters in the Thomson Reuters publication, *Planning Law in Australia*. Our lawyers have also contributed articles to *Impact!*, the *National Environmental Law Review*, *Tasmanian Planner*, *Law Letter* and the TNPA, TCT and LGAT newsletters.

In response to numerous enquiries regarding mining issues, Sarah has been working on the *Community Guide to Mining Law*, which will be released in September 2014.



Media Relations

EDO Tasmania has been proactive in engaging the media in 2013-2014, commenting on a range of issues, including funding cuts for EDOs and community legal centres, the impact of the plastic bag ban, regulation of marine farming, environmental assessments, climate change policy, appeal rights in relation to mining and exploration proposals and planning reforms.

In 2013, we comprehensively updated our website and established Facebook and Twitter accounts. Each of these fora are used to promote our work, comment on current issues and advise the community and media regarding upcoming events and opportunities to comment on law reform initiatives.

3.5. Law Reform

In addition to ongoing law reform activity in relation to coastal management, forestry legislation, and planning reforms, EDO Tasmania made submissions in relation to the following government initiatives:

- Draft State Coastal Policy Statement 2013
- Senate inquiry into the Tasmanian Wilderness World Heritage Area
- Senate inquiry into the *Trade and Foreign Investment (Protecting the Public Interest) Bill 2014* (with EDO Victoria)
- Review of the Renewable Energy Target
- Review of s.337 certificates under the *Local Government Act 1993*
- Senate inquiry into Australia's Activities in the Southern Ocean and Antarctic Waters
- Productivity Commission Inquiry into Access to Justice.

Adam is also part of the consultation group regarding reforms to the Tasmanian Building Regulatory framework, and an active member of the Law Society's Litigation committee. Jess is a committee member of the Law Council's Environment and Planning Law Committee and the National Environmental Law Association. Both organisations actively promote good governance in relation to environmental issues.

Through ANEDO, EDO Tasmania has also contributed to submissions in relation to various national issues, including proposed amendments to the *Environment Protection and Biodiversity Conservation Act 1999* and other 'green tape reduction' measures, biodiversity offsets, competition review and world heritage issues.

3.6. Research

EDO lawyers and volunteers carry out a range of research tasks in the course of providing legal advice and delivering community legal education activities. We have also participated in a range of interviews as part of research being undertaken in relation to third party appeals, ethics of corporate reporting, management of marine protected areas and liability for coastal hazards.

3.7. Fundraising

EDO Tasmania has undertaken a wide range of fundraising activities since the announcement of funding cuts in December 2013. We have established an online giving portal, published promotional brochures, set up social media accounts and applied for a number of grants.

Our successful "Forgo for EDO" initiative, asking people to forgo something in May and donate the savings to EDO Tasmania, raised over \$5,000. This was supplemented by donations received at a range of public functions and EDO events. Thanks largely to Margie's efforts, we were able to raise close to \$65,000 by 30 June 2014, money that will provide an important safety net as we enter 2014-2015.



3.8. Activity summary for 2013-2014

	Activity Summary
New client matters	167
Continuing client matters	18
Complex cases	36
Case involving litigation	5
Publications <ul style="list-style-type: none">• <i>RMPAT Bulletin</i>• <i>EDO Bulletin</i>• <i>Fact sheets</i>• <i>Articles published in journals</i>	11 editions 12 editions 5 new, 1 update 5
Workshops and presentations	15
Media interviews	8
Law reform submissions	14
Funding submissions	5
Fundraising events / initiatives	6

4. Acknowledgements

Even more than in previous years, EDO Tasmania owes our survival and sanity to the generosity of many, many people.

For their assistance with publicity materials, we thank Dianne Bricknell, Sam Lyne, Sam Shelley and the wonderful team at Print Together. Mick Lawrence, Todd Dudley, Leah Page, Brett Hall and Garry Witt helped us put together engaging video clips to explain the important role EDO plays. Dianna Graf and Mark Cornelius also provided amazing graphic design input to the *Community Guide to Mining Law*, and Dan Broun, Isla MacGregor, Rob Blakers, Brendan Gogarty, Bruce Newey and Matt Newton provided a range of great images for our publications.

We received invaluable advice and support on fundraising and strategic planning from Jane Hutchinson, Imogen Ebsworth, Steph Cahalan, Vicki Campbell, Mark Ritchie and Alistair Graham.

In a year where we ventured into social media, online publishing and relied heavily on our website as a vehicle for our fundraising efforts, we were grateful for the ever-reliable IT support from Steve Butler and Esteban de Salas.

Thanks to Kellie Jay, Eldene O'Shea, Nathan O'Shea and Phil Woods for their unquestioning support at our various events and stalls, often committing hours of their free time to lug tables, serve food, rip tickets, answer questions, listen to practice speeches and calm us down.

Professionally, we have had the benefit of expert pro bono assistance from Juliet Forsyth and Jeremy Gobbo QC, Dr Alistair Hobday, Dr William Gardyne, Professor Hamish McCallum, Professor Richard Blythe, Bevan Rees and Garry Forward. Thanks to Dr Peter McQuillan, Dr Sally Bryant, Dr Clare Hawkins and Professor David Bowman for participating in our threatened species forum. We have also received moral support from other members of Community Legal Centres Tasmania, Anthony Mihal and Luke Rheinberger of the Tasmanian Law Society and Leesa Bevan at Legal Aid Tasmania.

In a rough year for EDOs across the country, we have also drawn inspiration and support from our colleagues in the Australian Network of Environmental Defenders Offices. We will continue to work together to build resilience within the network to deliver access to environmental justice across Australia into the future.

Jess Feehely
Principal Lawyer



edotasmânia

using the law to protect the natural and built environment

131 Macquarie Street
Hobart TAS 7000

tel: (03) 6223 2770
email: edotas@edo.org.au

Auditor Details

Rendell Wayne Ridge

Max Peck and Associates

ABN – 40 322 767 816

Registered Company Auditor

Registration No: 161503

Signature

Date:

7/10/14



Independent auditor's report to members of Environmental Defenders Office (Tasmania) Inc

I have audited the special purpose financial report of Environmental Defenders Office (Tasmania) Inc for the year ended 30 June 2014.

Management Committee's Responsibility for the Financial Report

The Management Committee is responsible for preparation and fair presentation of the special purpose financial report and information contained therein. This responsibility includes establishing and maintaining internal controls relevant to preparation and fair presentation of the financial report that is free from material misstatement, whether due to fraud or error; selecting and applying appropriate accounting policies; and making accounting estimates that are reasonable in the circumstances.

Auditor's Responsibility

My responsibility is to express an opinion on the financial report based on my audit. I have conducted my audit in accordance with Australian Auditing Standards to provide reasonable assurance as to whether the accounts are free of material misstatement. My procedures included examination, on a test basis, of evidence supporting amounts and other disclosures in the accounts, and the evaluation of accounting policies and significant accounting estimates. These procedures have been undertaken to form an opinion as to whether, in all material respects, the financial statements are presented fairly in accordance with Australian Accounting Concepts and Standards and other mandatory professional reporting requirements (Urgent Issues Group Consensus Views) (where applicable), and statutory requirements so as to present a view which is consistent with my understanding of the Association's financial position and the results of its operations and cash flows.

I believe that the audit evidence I have obtained is sufficient and appropriate to provide a basis for my audit opinion.

Independence

To the best of my knowledge and belief, there has been no contravention of auditor independence and any applicable code of professional conduct in relation to the audit.

Limitation of Scope

As is common for organisations of this type, it is not practicable to establish complete accounting control over cash received from all of its activities. Verification therefore has been limited to the receipt of funds recorded in the Association's financial records.

Audit Opinion

In my opinion, the special purpose financial report of Environmental Defenders Office (Tasmania) Inc presents fairly in accordance with applicable Accounting Standards and other mandatory professional reporting requirements in Australia the financial position of the Association as at 30 June 2014 and the results of its operations and its cash flows for the year then ended.

MAX PECK & ASSOCIATES



Rendell W. RIDGE
01 October 2014

Environmental Defenders Office (Tas) Inc

131 Macquarie Street, Hobart 7000

Notes to and forming part of the Accounts for the year ended 30 June 2014

Note #

1 Basis of Financial Reporting

The Board of Management has determined that the Association is a “non-reporting entity” within the meaning of Statement of Accounting Concepts - “Definition of the Reporting Entity” issued by the Professional Australian Accounting Bodies. It has further determined to prepare a “special purpose financial report” annually based on accrual accounting principles and comprising a Balance Sheet and an Income Statement.

The policies used in preparing this special purpose financial report are, in the opinion of the Board, consistent with the Association’s Constitution and are appropriate to the needs of Members.

2 Employee Leave Entitlements

The liability for employee leave entitlements represents an estimate of the Association’s liability for the annual recreation leave and long service leave entitlements of its employees.

The amount of liability has been calculated on these employees’ unused recreation leave balances and includes on-costs for annual leave loading and superannuation. The total amount is classified as a ‘current liability’.

A liability for long service leave exists for all employees who have been employed continuously for 10 years or who retire or resign (under specific circumstances) after 7 years. The amount of liability has been estimated on the basis of hours actually worked by those employees who have been employed by the Association for 5 years or more and includes an on-cost for superannuation. That part of the total liability that is attributable to employees who have been employed for 10 years or more is classified as a ‘current liability’.

Environmental Defenders Office (Tas) Inc

131 Macquarie Street, Hobart 7000

Income Statement for year ended 30 June 2014

	2014	2013
Income		
Commonwealth Funding	250,369	97,509
State Funding	8,750	8,750
Solicitors' Trust	11,182	27,977
Fees Received	4,150	1,245
Grant-Dr Edward Hall	0	2,000
Fundraising	1,182	2,699
Donations Gift Fund	37,190	2,160
Interest	8,394	6,982
Membership	1,671	1,540
Publication	6,256	6,250
Sundry Income	1,591	262
Total Income	330,735	157,373
Expenses		
Communications	14,161	2,392
Depreciation	1,679	876
Accountancy	4,931	410
Audit	465	415
Bank Fees	183	58
Insurance:		
: Business	581	575
: Professional Indemnity	239	94
: Volunteers	25	163
Library Resources, Subscriptions	2,717	1,511
Computer support, Consumables	6,199	2,017
Office Equipment	1,466	2,738
Stationery, Printing	4,459	542
Amenities	933	193
Electricity	1,805	1,773
Programming, Planning	13,526	1,611
Rent	13,124	6,672
Lease expenses	470	513
Salaries	183,767	105,166
Superannuation	17,497	9,271
Sundry Expenses	1,639	935
Workers Compensation	1,233	729
Employee Entitlements: Leave	1,777	9,383
Staff Training	6,904	1,662
Travel, Meals	4,836	1,049
Total Expenses	284,615	150,332
Operating Profit	46,120	7,041

Environmental Defenders Office (Tas) Inc

131 Macquarie Street, Hobart 7000

Balance Sheet as at 30 June 2014

	2014	2013
Assets		
<i>Current Assets</i>		
Cash at Bank, On Hand	9,207	79,966
Gift Fund	26,843	1,670
MEBank Business Account	231,318	89,800
Trade Debtors	2,075	66
<i>Total Current Assets</i>	269,443	171,502
<i>Non-Current Assets</i>		
Plant, Equipment at Cost	36,879	36,879
Provision for Depreciation	-37,137	-34,458
<i>Total Non-Current Assets</i>	-258	2,421
Total Assets	269,185	173,924
<i>Current Liabilities</i>		
Trade Creditors	13,936	288
Provision Annual Leave	2,196	2,196
Provision Long Service Leave	13,549	19,048
Funding In Advance: Solicitors' Trust	153,200	103,200
GST Payable to ATO (net)	-823	1,750
PAYG Withholding	2	5,382
Superannuation Payable	0	53
<i>Total Liabilities</i>	182,060	131,917
Net Assets	87,125	42,007
Equity		
Retained Earnings	42,007	34,966
Operating Surplus for year	46,120	7,041
Total Equity	88,127	42,007

Organisation: Environmental Defenders Office (Tas) Inc

State Service Agreement

STATEMENT OF RECEIPTS & PAYMENTS

FOR THE PERIOD 1 July 2013 TO 30 June 2014

State Funding 2013/2014
Department of Justice

RECEIPTS	\$'s
Grant	4,375
Other (eg Interest etc)	
Total Receipts	4,375
Less PAYMENTS	
Salaries	4,375
Other (specify) - Other	
Total Payments	4,375
BALANCE	NIL

State Funding 2013/2014
**Dept of Primary Industries, Parks,
Water and Environment**

RECEIPTS	\$'s
Grant	4,375
Other (eg Interest etc)	
Total Receipts	4,375
Less PAYMENTS	
Salaries	4,375
Other (specify) - Other	
Total Payments	4,375
BALANCE	NIL

AUDITOR'S CERTIFICATE

I certify that the above Statement of Receipts and Payments is in agreement with the records of the **Environmental Defenders Office (Tasmania) Inc.** and that the expenditure has been incurred in accordance with the purpose of the grant(s).

Signature 

Rendell Wayne Ridge

Registered Company Auditor

Date 

Attachment B

Auditor's Certification (from Schedule 5 of Current Agreement)

Name of Organisation: Environmental Defenders Office (Tasmania) Inc

Financial Year Period: 1/07/2013 – 30/06/2014

I hereby certify that:

- (a) I am not a principal, member, shareholder, officer, employee or accountant of the Organisation or of a related body corporate 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 a Statement of Financial Performance), and Notes to the Financial Statements of the above-mentioned Organisation ('the Organisation'), and, if general purpose reports are provided, a Statement of Cash Flows, 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 [Commonwealth of Australia and Legal Aid Commission of Tasmania and Environmental Defenders Office (Tasmania) Inc – to 30 June 2014], 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. If the report is a qualified report, the qualified audit report must be attached.

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: Rendell Wayne Ridge

Name of Company (if applicable): Max Peck and Associates

ACN or ABN Number: 40 322 767 816

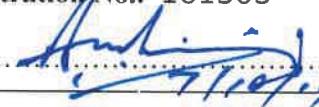
Registered Auditor: If Yes:

☒ Yes ☐ No

Registration No.: 161503

Signature:

Date:





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Annual Return for the Year ended 30th June 2014

I hereby advise that the structure of the committee of the
Environmental Defenders Office (Tasmania) Inc. was as follows:

POSITION	NAME	ADDRESS
President	Roland Browne	1 Glebe Street, Glebe
Vice President	Leslie Frost	420 Brightwater Road, Howden
Secretary/Treasurer Public Officer	Michael Lynch	26 Golden Valley Road, Cygnet
Committee Members	Lindi Wall	20 Milfords Road, Kaoota
	Tom Baxter	39 Pillinger Drive, Fern Tree
	Michael Swanton	311 Lenah Valley, Lenah Valley
	Kate Polglase	3 Nevada Street, South Hobart
	Rosie Gude	12 Whelan Cres, West Hobart

Auditor

 7/10/14

