
MINUTE 4 OF THE EXPERT PANEL**Receipt of late comments****188 Beaumont Street FTAA-2604-1205****4 August 2026**

[1] The primary invitation to comment on this Application was issued on 29 June 2026 and required comments to be provided by 28 July 2026. Subsequently the Panel issued Minute 3, clarifying that due to an administrative error, some specific parties were not sent an invitation to comment until 16 July 2026. Those parties were required to provide their comments by 13 August 2026.

[2] Since 28 July 2026, eight late comments have been received from parties included in the first invitation to comment. Some have apologised and advised that they thought the deadline was 13 August. It appears that Minute 3 had the opposite effect to that intended, and that there is some confusion about the deadline.

[3] The Panel has a discretion to consider comments filed after the applicable deadline, pursuant to section 81(6) of the Act. To date, the Panel has exercised that discretion to accept comments received from:

- (a) Richard Greissman
- (b) Rob and Robyn Pryor

[4] These comments have been provided to the Applicant.

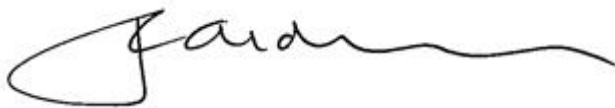
[5] In respect of the further six late comments, the Panel is inclined to exercise its discretion to accept those comments also, on the basis that there is no obvious prejudice to the Applicant provided it has an opportunity to respond. However, it is appropriate that the Applicant be given an opportunity to raise with the Panel

any concerns it might have if the Panel exercised its discretion in this way. For that purpose, the Panel has directed the EPA to provide the further late comments to the Applicant.

[6] The Panel is also mindful that late comments may continue to arrive prior to 13 August, including from those invitees who were expressly given a deadline of 28 July, and would like an indication from the Applicant of its view on whether the Panel should be open to exercising its discretion to accept and consider those comments.

[7] In respect of the late comments already accepted, and any further late comments the Panel might decide to accept prior to 13 August, when the second invitation to comment expires, the Panel confirms that the Applicant will have a further period of five working days to respond to any such comments. That period will expire on 20 August 2026.

[8] The Panel directs the Applicant to provide a short memorandum confirming whether it has any objection to the further acceptance of late comments and, if so, the basis of any such objection. Any memorandum should be provided to the EPA by 5pm on 13 August.

A handwritten signature in black ink, appearing to read 'J Caldwell', with a long, wavy horizontal line extending to the right.

Jennifer Caldwell
Expert Panel Chair