

**DISCLAIMER:** The Commission and Australia are publishing the texts of the Agreement following the announcement of conclusion of the negotiations on 24 March 2026. The texts are published in view of the public interest in the Agreement, for information purposes only and they may undergo further minor modifications, including as a result of the process of legal and linguistic revision. These texts are without prejudice to the final outcome of the Agreement between the EU and Australia. The texts will be final upon signature. The Agreement will become binding on the Parties under international law only after completion by each Party of its applicable legal requirements and procedures necessary for the entry into force of the Agreement.

## **ANNEX 12-B**

### ANNEX ON ASSESSMENT OF ENVIRONMENTAL IMPACT

Paragraph 1 of Article 12.6 (Assessment of environmental impact) shall only apply in relation to:

- (a) for the Union, activities requiring an Environmental Impact Assessment listed in Annex 1 or 2 of 2011/92/EU of the European Parliament and of the Council, as amended by 2014/52/EU).
- (b) for Australia:
  - (i) activities requiring assessment and approval under the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) or an Offshore Project Proposal under the *Offshore Petroleum and Greenhouse Gas Storage Act 2006* (Cth);
  - (ii) activities requiring an Environmental Effects Statement under the *Environmental Effects Act 1978* (Vic);
  - (iii) activities requiring an Environmental Impact Assessment under the *Environment Protection Act 2019* (NT);
  - (iv) proposals requiring an environmental impact assessment under part 4 of the *Environmental Protection Act 1986* (WA);
  - (v) activities requiring an Environmental Impact Statement under the *Environmental Planning and Assessment Act 1979* (NSW) or the *State Environmental Planning Policy (Planning Systems) 2021* (NSW);

- (vi) activities requiring an Environmental Impact Statement under the *Environmental Protection Act 1994* (Qld);
  
- (vii) activities requiring an Environmental Impact Assessment under the *Environmental Management and Pollution Control Act 1994* (Tas) or *Land Use Planning and Approvals Act 1993* (Tas), activities subject to a national environment protection measure under the *State and Policies and Projects Act 1993* (Tas), applications requiring an environmental plan under the *Tasmanian Petroleum (Submerged Lands) Act 1982* (Tas), or applications requiring a mining plan that addresses environmental impact and remediation under the *Mineral Resources Development Act 1995* (Tas);
  
- (viii) activities requiring a relevant environmental impact assessment under the *Planning, Development and Infrastructure Act 2016* (SA); and
  
- (iv) activities requiring an Environmental Impact Statement under the *Planning and Development Act 2007* (ACT).