



Application for new permit or referral to clear native vegetation

This is the form to submit a referral of proposed clearing or apply for a clearing permit under Part V of the *Environmental Protection Act 1986* (EP Act).

Before you submit this form, please check you have completed all the fields for the form type and fully prepared any required supporting documents (including maps etc.). We will return / decline any forms that are not correctly completed.

To find out more about the stages of assessment for clearing permit forms, see the [Procedure: Native vegetation clearing permits](#).

Part 1 – Form type

<p>Select your form type.</p> <p>NOTE: Where appropriate in this form, and unless stated otherwise, the terms 'application' and 'applicant' also mean 'referral' and 'referrer' respectively.</p>	<p><input type="checkbox"/> Referral of proposed clearing (s.51DA of the EP Act)</p> <p><input type="checkbox"/> Application for an area permit (s.51E of the EP Act)</p> <p><input checked="" type="checkbox"/> Application for a purpose permit (s.51E of the EP Act)</p>
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Part 2 – Applicant details

2.1 Applicant name

<p>For area permits: If granted, the name(s) of (all) landowner(s) will be listed as 'permit holders' on the permit.</p>	<input type="checkbox"/> Applying as an individual – complete the following:	
	Title	<input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Other: <input type="text"/>
<p>For purpose permits: If granted, the name(s) of (all) applicant(s) will go on the permit.</p>	Name(s) <input type="text"/>	
	<input checked="" type="checkbox"/> Applying as a body corporate or other entity formed at law – complete the following:	
	Name	Yindjibarndi Energy Pty Ltd (Yindjibarndi Energy Corporation)
	Australian Company Number (ACN)	667 821 865
<input type="checkbox"/> Applying as a government entity (e.g. government department, local government authority, or other statutory body)		
Name	<input type="text"/>	

2.2 Applicant contact details

Provide the contact details for the above (primary contact).

Title	
First name	
Last name	
Position	
Company name	
Contact phone number (1)	
Email address	

2.2 Applicant contact postal details

Provide the postal address for the above individual, body corporate or local government authority (primary contact).

Address line 1	
Address line 2	
Suburb	
State	

2.3 Applicant contact – registered business address

If applying as a company, incorporated body, local government authority or public authority, please also supply the registered business office address.

Address line 1	
Address line 2	
Suburb	
State	
Contact phone number (1)	

2.4 Electronic correspondence consent

Both the Department of Water and Environmental Regulation (DWER) and Department of Mines, Industry Regulation and Safety (DMIRS) prefer to send all correspondence via email. We request that you consent to receiving all correspondence relating to instruments and notices under Part V of the EP Act via email. Please indicate your consent in this section of the form.

I consent that all written correspondence between myself (the applicant) and DWER/DMIRS (as applicable) about the subject of this form will be exclusively via email, using the email address provided above.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
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2.5 Contact details for enquiries

If different from the applicant's contact details, enter the contact details of a person with whom DWER or DMIRS should liaise with (e.g. a consultant).

Same as applicant's contact details	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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If 'No' – complete the following:

Contact name	
Position (if applicable)	
Company name (if applicable)	
Contact phone number (1)	
Business or postal address line 1	
Business or postal address line 2	
Suburb	
State	
Email address	

Part 3 – Land details

- You must accurately describe the location of the land where your clearing is proposed.
- If you have a large number of properties, please provide the relevant details for each property in a separately attached supporting document.

3.1 Property details

I have a large number of properties and have given the relevant details in an attached supporting document.	<input type="checkbox"/> Yes – skip to Part 4 <input checked="" type="checkbox"/> No
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If 'No' – complete the following:

<p><u>Land description</u></p> <p>Provide the following details, as applicable, for all properties:</p> <ul style="list-style-type: none"> – volume and folio number – lot or location number(s) – crown lease or reserve number – pastoral lease number – mining tenement number 	<p>Portions of Unallocated Crown land comprising PINs 1017635, 1017648, 1017652 and 1017640</p> <p style="border: 1px solid red; padding: 2px; display: inline-block; color: red;">Revised to PINs 1017635 and 1017648 only</p>		
Street address – Line 1	N/A		
Street address – Line 2	N/A		
Suburb	Millstream		
State	Western Australia	Postcode	6716
Local government area(s)	Shire of Ashburton		
Land zoning	<ul style="list-style-type: none"> • Public purposes Water and drainage • Other purposes Infrastructure 		

Part 4 – Relationship to landowner

Tell us which of the following options best describes you as the person completing and submitting this form. If you are filling out this form on behalf of the applicant, answer this question as though you are the applicant.

Proof of ownership may include:

- a certificate of title (that is less than 6 months old)
- a pastoral or mining lease
- public authority that has care, control or management of the land
- other form of lease, land tenure or specific arrangement.

Relationship to landowner <i>(select one of the following options)</i>	Complete the following
<input type="checkbox"/> I am the landowner	<input type="checkbox"/> Attach proof of ownership
<input type="checkbox"/> I am lodging a form on behalf of the landowner (e.g. a consultant)	<input type="checkbox"/> Attach proof of ownership
<input type="checkbox"/> I am acting on the landowner's behalf and will be jointly responsible for the clearing permit (i.e. joint form)	<input type="checkbox"/> Attach proof of ownership <input type="checkbox"/> Complete and attach an 'Acting on behalf and jointly responsible' letter
<input type="checkbox"/> I am likely to become the landowner	<input type="checkbox"/> Attach the Certificate of Title <input type="checkbox"/> Attach evidence of the pending transfer of ownership and/or contract of sale ('offer and acceptance')
<input checked="" type="checkbox"/> I will undertake the clearing activities with the landowner's authority and will be the permit holder	<input type="checkbox"/> Attach proof of ownership <input checked="" type="checkbox"/> Complete and attach an 'Authority to access and clear native vegetation' letter (if the applicant is not the landowner)
<input type="checkbox"/> A person with multiple land parcels	<input type="checkbox"/> Attach proof of ownership <input type="checkbox"/> Complete and attach 'Authority to access and clear native vegetation' letter (if the applicant is not the landowner)

Part 5 – Proposed clearing

5.1 Maps and/or spatial data

<p>Select which map type(s) you will attach with your form.</p> <p>Note: We will decline / return forms (as applicable) if you do not provide sufficient information for this question.</p>	<p><input checked="" type="checkbox"/> An ESRI shapefile with the following properties (<i>preferred</i>)</p> <ul style="list-style-type: none"> • Geometry type: polygon shape • Coordinate system: Geocentric Datum of Australia (GDA) 2020 (geographic latitude / longitude) • Datum: GDA 2020 <p><input checked="" type="checkbox"/> An aerial photograph or map with a north arrow, clearly marking the proposed clearing area</p> <p>Note:</p> <ul style="list-style-type: none"> • An ESRI shapefile must use one of the following filename extensions: .shp, .shx, .dbf, and/or .prj • You must provide an ESRI shapefile if the form requires an assessment under an <i>Environment Protection and Biodiversity Conservation Act 1999</i> (Cth) (EPBC Act) accredited process. See Part 8 of this form for more information.
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5.2 Size

- If you propose to clear a patch(s) of vegetation, enter a hectare value for the total size of the area (mark number of trees as zero).
- If you propose to remove only individual trees from the area(s) (i.e. the shrubs, grasses, groundcover plants will remain intact), provide the number of trees (and mark total area as estimated hectares).
Note: If any shrubs, grasses, and/or groundcover plants MAY be damaged in the clearing process, add this to the total area.
- If you propose to clear an area of vegetation within a larger footprint, enter the hectare value for the total size of the area to be cleared (mark number of trees as zero) and the size of the footprint. For example, 5 hectares of clearing within a 10 hectare footprint. This option is only available for **purpose permit** applications.
- Enter values for BOTH number of trees and the size of the area if you are clearing individual trees in one area AND a patch of vegetation in a different area.
- Please note the following area conversions/calculations:

1 hectare = 10,000 m ²	Area of circle = 3.14 x radius ²
1 acre = 0.4 hectares / 4,000 m ²	Area of a rectangle = length x width
1 tree = 0.01 hectares / 100 m ²	Area of a triangle = ½ length x perpendicular height

Total area of clearing proposed (hectares)	No greater than 600 hectares
Footprint of clearing (hectares) (purpose permit only)	750.1 hectares Revised to 750.35 ha
Number of individual trees to be removed	0

Note: Calculate the area of a tree based on the area encompassed by the tree's drip line; that being the outermost circumference of the tree's canopy.

5.3 Purpose

Provide the reason for proposed clearing (e.g. road construction, grazing and pasture, hazard reduction, horticulture, timber harvesting etc.)	Yindjibarndi Energy Corporation are proposing to clear native vegetation to facilitate development of the Jinbi Solar Facility.
Specify what the final land use will be after clearing	The Jinbi Solar Facility will comprise a series of solar arrays up to 150 Megawatts (MW), a 375 MW hour (5 hour) Battery Energy Storage System (BESS), internal access roads, transmission lines and substations, and associated hardware and infrastructure.

5.4 Method

Proposed method of clearing (i.e. burning, cutting, draining, flooding, grazing, mechanical clearing/bulldozing or other – specify)	Clearing will be undertaken mechanically, via use of a bulldozer or where fire mitigation measures permit, a mower.
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5.5 Timeframe

Period within which you propose to do the clearing (e.g. 1/7/2022 to 30/8/2024)	Start date: 1/01/2025 to End date: 15/05/2026
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Note: The clearing referral process is not suitable for any clearing that is expected to take longer than two years.

5.6 Avoidance and mitigation

Explain how you have, or will, put avoidance and mitigation measures in place to eliminate, reduce, or otherwise mitigate the need for and scale of the proposed clearing of native vegetation.

Attach supporting documents to substantiate your explanation.

Your explanation should demonstrate you have planned the project so that the least clearing possible is to be undertaken. The following questions may help you frame your explanation:

- Why did you select this location and amount of clearing?
- What alternatives to clearing – e.g. engineering solutions – did you consider?
- What changes, if any, did you make to the location or amount of clearing to reduce the impacts of the clearing?

Note: If you do not demonstrate adequate efforts to avoid and mitigate clearing, we will ask you to do so during the validation of this form.

Provide the avoidance and mitigation details	To provide security of tenure for the Jinbi Solar Facility, an Option to Lease is currently being sought under Section 88 of the <i>Land Administration Act 1997</i> , corresponding to an area of 1606.74 hectares (see supporting figure). Within this area, Yindjibarndi Energy Corporation have refined the preliminary location for the proposed solar facility to a 750.1 ha project area surrounding existing transmission infrastructure. To minimize the extent of vegetation clearing required, existing access tracks and transmission
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	<p>corridors in this area will be utilized where practicable, and detailed development designs are progressing with the objective of consolidating and centralising some infrastructure components (such as the BESS). To this end, the clearing of no more than 600 ha of vegetation is estimated to be required, within the 750.1 ha project area. It is anticipated that the total area of clearing ultimately required will be substantially less than the nominated 600 ha, as the development design is refined in the coming months.</p> <p>A reconnaissance flora and vegetation survey (Mattiske Consulting 2024), and reconnaissance terrestrial vertebrate fauna survey (Bamford Consulting Ecologists 2024) identified environmental values within the Section 88 Option to Lease application area as concentrated around a series of permanent freshwater springs (Jinbi) in the center of the site, to which the Jinbi Solar Facility owes its name (see supporting figure). The Jinbi are associated with groundwater-dependent vegetation, which is likely representative of the Priority 2 listed ecological community ‘Riparian Flora and Plant Communities of Springs and River Pools with High Water Permanence of the Pilbara Region’. This area was also considered to represent potential breeding and shelter habitat for Yirriwardu (Northern Quoll) as evidenced by the presence of scat, and potentially suitable habitat for the Bargunyji (Pilbara Olive Python).</p> <p>The Jinbi have been identified as being of cultural heritage value to the Yindjibarndi community, who have requested that this area be retained, and the community afforded ongoing and unimpeded access throughout the Jinbi Solar Facility’s construction and ongoing operation.</p> <p>Yindjibarndi Energy Corporation has committed to the complete avoidance of the Jinbi area and the environmental values contained therein. In addition to the avoidance of this area, Yindjibarndi Energy Corporation are progressing a detailed development design which seeks to facilitate ongoing faunal dispersal and foraging opportunities through and between the solar arrays, so as to further mitigate potential environmental impacts.</p> <p>In implementing these measures, there are not anticipated to any significant environmental impacts resulting from the proposed clearing at either a local or regional scale.</p>
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Part 6 – Offset

<p>Do you want to submit a clearing offset proposal with your form? For more information on environmental offsets, refer to DWER’s website and Fact Sheet 11: Environmental offsets for native vegetation clearing permits.</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>If ‘Yes’ – please complete and attach Appendix A of the Clearing of native vegetation offsets procedure guideline as a supporting document for your form.</p>	<p><input type="checkbox"/> Appendix A attached</p>

Part 7 – Surveys for assessments (IBSA and IMSA)

Do you want to submit marine or biodiversity surveys in support of your form?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No – skip to Part 8
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7.1 Biodiversity surveys

If you want to submit any biodiversity surveys to support this form, you must follow the Environmental Protection Authority's (EPA) [Instructions for the preparation of data packages for the Index of Biodiversity Surveys for Assessments](#) (IBSA). If you do not meet the IBSA requirements, DWER/DMIRS (as applicable) may decline/return your form. For further information on IBSA, refer to [DWER's website](#).

Please provide the IBSA number(s) – or submission number(s) if the IBSA number has not yet been issued – in the space provided. Note that a submission number is not confirmation that a biodiversity survey has been accepted and is not the same as an IBSA number. IBSA numbers are only issued once a survey has been accepted. Once an IBSA number is issued, please notify DWER / DMIRS (as applicable). Please note DWER / DMIRS will suspend the assessment timeframes for your form until you provide the IBSA number(s).

Have you submitted all the biodiversity surveys that support this form to the IBSA portal, via ibsubmissions.dwer.wa.gov.au ?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> Not applicable
Provide an IBSA number (preferred) or a submission number(s) NOTE: IBSA Packages provided during validation: IBSA-2024-0063 IBSA-2024-0064	Biodiversity surveys will be submitted to support the clearing application by 2 February 2024.

7.2 Marine surveys

If you want to submit any marine surveys to support this form, you must follow the EPA's [Instructions for the preparation of data packages for the Index of Marine Surveys for Assessments](#) (IMSA). If you do not meet the IMSA requirements, DWER may decline / return your form. For more information on IMSA, refer to [DWER's website](#).

Have you prepared all the marine surveys that support this form in accordance with the EPA's <i>Instructions for the preparation of data packages for the Index of Marine Surveys for Assessments</i> ?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> Not applicable
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Part 8 – Assessment Bilateral Agreement

The native vegetation clearing processes under Part V of the EP Act have been accredited by the Commonwealth of Australia under the EPBC Act and so can be assessed under an assessment bilateral agreement.

To be assessed this way, the proposed clearing action must have been referred to the Commonwealth under the EPBC Act and deemed a ‘controlled action’ before you submit this form.

For further information, see [DWER’s website guidance on the assessment bilateral agreement](#).

Is your proposed clearing a controlled action?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No – skip to Part 9
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If ‘Yes’ – complete the following:

Please make sure you have entered all the mandatory details in the Annex C7 form	<input type="checkbox"/> Annex C7 form attached
List the controlling provisions identified in the notification of the controlled action decision	

Part 9 – Other approvals

Which department are you submitting this form to? If the clearing is for mineral and petroleum activities authorised under the <i>Mining Act 1978</i> , the various Petroleum Acts, and/or a State Agreement Act, select ‘Department of Mines, Industry Regulation and Safety’. For all other clearing activities, select ‘Department of Water and Environmental Regulation’.	<input type="checkbox"/> Department of Mines, Industry Regulation and Safety <input checked="" type="checkbox"/> Department of Water and Environmental Regulation
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9.1 Environmental impact assessment (Part IV of the EP Act)

Clearing may be referred to the EPA if it is considered to be part of a ‘significant proposal’, as defined by s.37B(1) of the EP Act, or will likely to be part of a larger development. An example is when the clearing is for a road to a future mine.

Section 37B(1) of the EP Act defines a ‘significant proposal’ as “a proposal likely, if implemented, to have a significant effect on the environment”. If a decision-making authority (e.g. DWER or DMIRS) considers the proposal in this form is likely to constitute a ‘significant proposal’, under s.38(5) of the EP Act they must refer the proposal to the EPA or for assessment under Part IV, if such a referral has not already been made.

<p>Has the proposed clearing or any related matter been referred to the EPA?</p>	<p><input type="checkbox"/> Yes</p> <table border="1" style="width: 100%;"> <tr> <td style="width: 20%;">Enter details:</td> <td></td> </tr> </table> <p><input checked="" type="checkbox"/> No – complete question below.</p>	Enter details:	
Enter details:			
<p>If 'No' – do you intend to refer the proposal to the EPA?</p>	<p><input type="checkbox"/> Yes – intend to refer (proposal is a 'significant proposal')</p> <p><input type="checkbox"/> Yes – intend to refer (proposal will require a s.45C amendment to the current Ministerial Statement)</p> <p><input type="checkbox"/> No – a current valid Ministerial Statement applies</p> <table border="1" style="width: 100%;"> <tr> <td style="width: 60%;">Enter Ministerial Statement number:</td> <td></td> </tr> </table> <p><input checked="" type="checkbox"/> No – not a significant proposal</p>	Enter Ministerial Statement number:	
Enter Ministerial Statement number:			

9.2 Other approvals – pre-application scoping (DWER forms only)

<p>Have you had any pre-application/ pre-referral/ scoping meetings with DWER about any planned applications?</p>	<p><input checked="" type="checkbox"/> Yes</p> <table border="1" style="width: 100%;"> <tr> <td style="width: 20%;">Enter details:</td> <td> <p>Yindjibarndi Energy Corporation met with DWER to discuss the clearing permit application on the following dates:</p> <ul style="list-style-type: none"> • 23 January 2024 • 11 January 2024 • 19 October 2023 (including Department of Jobs, Tourism, Science and Innovation) • 14 September 2023 (including Department of Jobs, Tourism, Science and Innovation) </td> </tr> </table> <p><input type="checkbox"/> No</p>	Enter details:	<p>Yindjibarndi Energy Corporation met with DWER to discuss the clearing permit application on the following dates:</p> <ul style="list-style-type: none"> • 23 January 2024 • 11 January 2024 • 19 October 2023 (including Department of Jobs, Tourism, Science and Innovation) • 14 September 2023 (including Department of Jobs, Tourism, Science and Innovation)
Enter details:	<p>Yindjibarndi Energy Corporation met with DWER to discuss the clearing permit application on the following dates:</p> <ul style="list-style-type: none"> • 23 January 2024 • 11 January 2024 • 19 October 2023 (including Department of Jobs, Tourism, Science and Innovation) • 14 September 2023 (including Department of Jobs, Tourism, Science and Innovation) 		

9.3 Other approvals – works approval, licence or registration (Part V Division 3 of the EP Act)

<p>Have you applied for or do you intend to apply for a Part V Division 3 works approval, licence or registration, or the amendment or renewal of any of the above, under the EP Act or Environmental Protection Regulations 1987 (EP Regulations)?</p> <p>It is an offence to perform any action that would cause a premises to become a prescribed premises of a type listed in Schedule 1 of the EP Regulations, unless that action is done in accordance with a</p>	<p><input type="checkbox"/> Yes</p> <table border="1" style="width: 100%;"> <tr> <td style="width: 20%;">Application reference:</td> <td></td> </tr> </table> <p><input type="checkbox"/> No – a valid works approval or licence applies</p> <table border="1" style="width: 100%;"> <tr> <td style="width: 20%;">Works approval or licence number:</td> <td></td> </tr> </table>	Application reference:		Works approval or licence number:	
Application reference:					
Works approval or licence number:					

<p>works approval, licence, or registration.</p> <p>For further guidance, see DWER's Procedure: Prescribed premises works approvals and licences and Guideline: Industry Regulation Guide to Licensing.</p>	<p><input type="checkbox"/> No – a valid registration applies</p> <table border="1" data-bbox="762 280 1369 387"> <tr> <td data-bbox="762 280 1023 387">Registration number:</td> <td data-bbox="1023 280 1369 387"></td> </tr> </table> <p><input checked="" type="checkbox"/> No – not required</p>	Registration number:	
Registration number:			