



CLEARING PERMIT

Granted under section 51E of the Environmental Protection Act 1986

PERMIT DETAILS

Area Permit Number: CPS 10504/1
File Number: DWERVT14516
Duration of Permit: From 28 June 2024 to 28 June 2031

PERMIT HOLDER

Arc Infrastructure Pty Ltd

LAND ON WHICH CLEARING IS TO BE DONE

Lot 89 on Plan 1961, Davenport and Glen Iris

AUTHORISED ACTIVITY

The permit holder must not *clear* more than 0.008 hectares of *native vegetation* within the area cross-hatched yellow in Figure 1 of Schedule 1.

CONDITIONS

1. Period during which clearing is authorised

The permit holder must not *clear* any *native vegetation* after 28 June 2026.

2. Avoid, minimise, and reduce impacts and extent of clearing

In determining the *native vegetation* authorised to be *cleared* under this permit, the permit holder must apply the following principles, set out in descending order of preference:

- (a) avoid the *clearing* of *native vegetation*;
- (b) minimise the amount of *native vegetation* to be *cleared*; and
- (c) reduce the impact of *clearing* on any environmental value.

3. Weed and dieback management

When undertaking any *clearing* authorised under this permit, the permit holder must take the following measures to minimise the risk of introduction and spread of *weeds* and *dieback*:

- (a) clean earth-moving machinery of soil and vegetation prior to entering and leaving the area to be *cleared*;
- (b) ensure that no known *dieback* or *weed*-affected soil, *mulch*, *fill*, or other material is brought into the area to be *cleared*; and
- (c) restrict the movement of machines and other vehicles to the limits of the areas to be *cleared*.

4. Revegetation and rehabilitation

The permit holder must:

- (a) where applicable, retain the vegetative material and topsoil removed by clearing authorised under this permit and stockpile the vegetative material and topsoil in an area that has already been cleared.
- (b) as soon as is practicable, where adequate topsoil is present for *revegetation* to be *planted*, and at an *optimal time* following *clearing* authorised under this permit, *revegetate* and *rehabilitate* the areas that are no longer required for the purpose of clearing by:
 - (i) re-shaping the surface of the land so that it is consistent with the surrounding five metres land; and
 - (ii) laying the vegetative material and topsoil retained under *condition 4(a)* on the *clearing* areas.
- (c) within 24 months of laying the vegetative material and topsoil on the *cleared* area in accordance with *condition 4(b)* of this permit, the permit holder must:
 - (i) engage an *environmental specialist* to determine the species composition, structure and density of the area *revegetated* and *rehabilitated*; and
 - (ii) engage an *environmental specialist* to make a determination as to whether the composition, structure and density determined under *condition 4(c)(i)* of this permit will, without further *revegetation/rehabilitation*, result in a similar species composition, structure and density of that of pre-clearing vegetation types in that area.
- (d) if the determination made by the *environmental specialist* under *condition 4(c)(ii)* is that the species composition, structure, and density determined under *condition 4(c)(i)* will not, without further *revegetation*, result in a similar species composition, structure and density to that of pre-clearing vegetation types in that area, the permit holder must *revegetate* the area by deliberately *planting local provenance* propagating material and/or *direct seeding* of *local provenance* seeds that will result in a similar species composition, structure, and density of *native vegetation* to pre-clearing vegetation types in that area.
- (e) where additional *planting* or *direct seeding* of *native vegetation* is undertaken in accordance with *condition 4(d)*, the permit holder must repeat the activities required by *condition 4(c)* and *4(d)* within two years of undertaking the additional *planting* or *direct seeding* of *local provenance native vegetation*.
- (f) where a determination is made by an *environmental specialist* under *condition 4(c)(ii)* that the composition, structure and density within areas *revegetated* and *rehabilitated* will result in a similar species composition, structure and density to that of pre-clearing vegetation types in that area determination shall be submitted

to the *CEO* within three months of the determination being made by the *environmental specialist*.

5. Records that must be kept

The permit holder must maintain records relating to the listed relevant matters in accordance with the specifications detailed in Table 1.

Table 1: Records that must be kept

No.	Relevant matter	Specifications
1.	In relation to the authorised <i>clearing</i> activities generally	<ul style="list-style-type: none"> (a) the species composition, structure, and density of the <i>cleared</i> area; (b) the location where the <i>clearing</i> occurred, recorded using a Global Positioning System (GPS) unit set to GDA2020, expressing the geographical coordinates in Eastings and Northings; (c) the date that the area was <i>cleared</i>; (d) the size of the area <i>cleared</i> (in hectares); (e) actions taken to avoid, minimise, and reduce the impacts and extent of <i>clearing</i> in accordance with <i>condition 2</i>; and (f) actions taken to minimise the risk of the introduction and spread of <i>weeds</i> and <i>dieback</i> in accordance with <i>condition 3</i>.
2.	In relation to the <i>revegetation</i> and <i>rehabilitation</i> of areas pursuant to <i>condition 4</i> of this permit	<ul style="list-style-type: none"> (a) a description of the <i>revegetation</i> and <i>rehabilitation</i> activities undertaken; (b) the location and size of the areas <i>revegetated</i> and <i>rehabilitated</i> (in hectares) recorded using a GPS unit set to GDA 2020, expressing the geographical coordinates in Eastings and Northings or decimal degrees; (c) the date that <i>revegetation</i> and <i>rehabilitation</i> works began; (d) the baseline data recorded for the area to be <i>revegetated/rehabilitated</i>, including species richness, species density, vegetation structure and <i>weed</i> cover; (e) the species composition, structure, density of the areas <i>revegetated/rehabilitated</i>; (f) a species list identifying those species <i>planted</i>;

No.	Relevant matter	Specifications
		<p>(g) a copy of the <i>environmental specialist</i> report and activities undertaken during monitoring; and</p> <p>(h) other actions taken in accordance with <i>condition</i> 4 of this permit.</p>

6. Reporting

The permit holder must provide to the *CEO* the records required under *condition* 5 of this permit when requested by the *CEO*.

DEFINITIONS

In this permit, the terms in Table 2 have the meanings defined.

Table 2: Definitions

Term	Definition
CEO	Chief Executive Officer of the <i>department</i> responsible for the administration of the <i>clearing</i> provisions under the <i>Environmental Protection Act 1986</i> .
clearing/cleared/clear	has the meaning given under section 3(1) of the EP Act.
condition	a <i>condition</i> to which this <i>clearing</i> permit is subject under section 51H of the EP Act.
fill	means material used to increase the ground level, or to fill a depression.
dieback	means the effect of <i>Phytophthora</i> species on <i>native vegetation</i> .
department	means the <i>department</i> established under section 35 of the <i>Public Sector Management Act 1994</i> (WA) and designated as responsible for the administration of the EP Act, which includes Part V Division 3.
direct seeding	means a method of re-establishing vegetation through the establishment of a seed bed and the introduction of seeds of the desired plant species.
environmental specialist	means a person who holds a tertiary qualification in environmental science or equivalent, and has a minimum of two (2) years' work experience relevant to the type of environmental advice that an <i>environmental specialist</i> is required to provide under this permit, or who is approved by the <i>CEO</i> as a suitable environmental specialist.
EP Act	<i>Environmental Protection Act 1986</i> (WA)
local provenance	means <i>native vegetation</i> seeds and propagating material from natural sources within 50 kilometres and the same IBRA subregion of the area cleared.

Term	Definition
mulch	means the use of organic matter, wood chips or rocks to slow the movement of water across the soil surface and to reduce evaporation.
native vegetation	has the meaning given under section 3(1) and section 51A of the EP Act.
optimal time	means the period between April and June for undertaking <i>direct seeding</i> and May to June for undertaking <i>planting</i> .
planting	means the re-establishment of vegetation by creating soil conditions and <i>planting</i> seedlings of the desired species.
remedial action/s	means for the purpose of this permit, any activity that is required to ensure successful re-establishment of understorey to its pre-clearing composition, structure and density, and may include a combination of soil treatments and <i>revegetation</i> .
revegetate/revegetated/ revegetation	means the re-establishment of a cover of <i>local provenance native vegetation</i> in an area using methods such as natural <i>regeneration</i> , <i>direct seeding</i> and/or <i>planting</i> so that the species composition, structure and density is similar to pre-clearing vegetation types in that area.
rehabilitate/rehabilitated/rehabilitation	means actively managing an area containing <i>native vegetation</i> in order to improve the ecological function of that area.
temporary works	means access tracks, spoil areas, side tracks, site offices, storage areas, laydown areas, extraction sites, camps, project surveys, pre-construction activities, and similar works associated with a project activity that are temporary in nature.
weeds	means any plant – <ul style="list-style-type: none"> (a) that is a declared pest under section 22 of the <i>Biosecurity and Agriculture Management Act 2007</i>; or (b) published in a Department of Biodiversity, Conservation and Attractions species-led ecological impact and invasiveness ranking summary, regardless of ranking; or (c) not indigenous to the area concerned.

END OF CONDITIONS

Mathew Gannaway
MANAGER
NATIVE VEGETATION REGULATION

*Officer delegated under Section 20
of the Environmental Protection Act 1986*

4 June 2024

SCHEDULE 1

The boundary of the area authorised to be *cleared* is shown in the map below (Figure 1).



Figure 1: Map of the boundary of the area within which clearing may occur