

## 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 (maps etc.). The Department of Water and Environmental Regulation (DWER) or Department of Mines, Petroleum and Exploration (DMPE) 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

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| <p>Select your <a href="#">form type</a>.</p> <p><b>Note:</b> 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 (section 51DA of the EP Act)</p> <p><input checked="" type="checkbox"/> Application for an area permit (section 51E of the EP Act)</p> <p><input type="checkbox"/> Application for a purpose permit (section 51E of the EP Act)</p> |
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| <p>Which department are you submitting this form to?</p> <p>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 with areas covered by either mineral or petroleum tenure granted under one of the abovementioned Acts, select ‘Department of Mines, Petroleum and Exploration’.</p> <p>For all other clearing activities, select ‘Department of Water and Environmental Regulation’.</p> | <p><input checked="" type="checkbox"/> Department of Mines, Petroleum and Exploration</p> <p><input type="checkbox"/> Department of Water and Environmental Regulation</p> |
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## Part 2 – Applicant details

### 2.1 Applicant name

|                                                                                                                                                                                                                                        |                                                                                                                                            |                                                                                                                      |
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| <b>For area permits:</b><br>If granted, the name(s) of (all) landowner(s) will be listed as 'permit holders' on the permit.<br><br><b>For purpose permits:</b><br>If granted, the name(s) of (all) applicant(s) will go on the permit. | <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: |
|                                                                                                                                                                                                                                        | Name(s)                                                                                                                                    |                                                                                                                      |
|                                                                                                                                                                                                                                        | <input checked="" type="checkbox"/> Applying as a body corporate or other entity formed at law – complete the following:                   |                                                                                                                      |
|                                                                                                                                                                                                                                        | Name                                                                                                                                       | P.M.R. Quarries Pty Ltd T/A WA Limestone Co                                                                          |
|                                                                                                                                                                                                                                        | Australian Company Number (ACN)                                                                                                            | 008866448                                                                                                            |
|                                                                                                                                                                                                                                        | <input type="checkbox"/> Applying as a government entity (e.g. government department, local government authority, or other statutory body) |                                                                                                                      |
|                                                                                                                                                                                                                                        | Name                                                                                                                                       |                                                                                                                      |

### 2.2 Applicant contact details

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

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### 2.3 Applicant contact postal details

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

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## 2.4 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.

## 2.5 Electronic correspondence consent

DWER/DMPE 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.

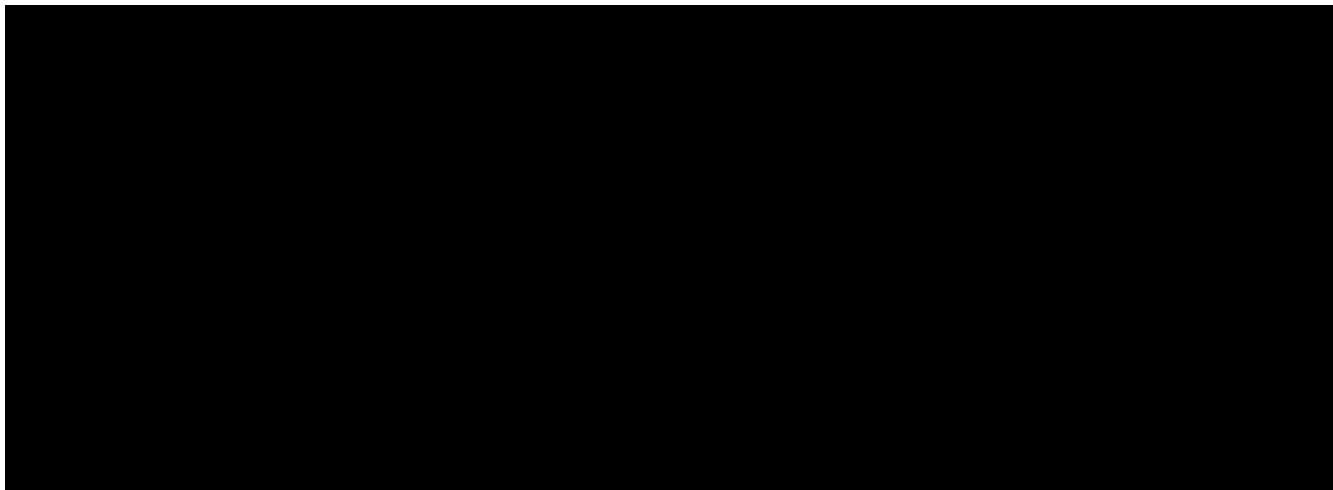
|                                     |             |
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| <div></div> <div></div> <div></div> | <div></div> |
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## 2.6 Contact details for enquiries

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

If 'No' – complete the following:

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## Part 3 – Land details

- You must accurately describe the location of the land where your clearing is proposed.
- Provide copies of associated documents registered against the Certificate of Title (limitations, interests, encumbrances or notifications) where the clearing may impact them (i.e. caveats within freehold Lots).
- If you have a large number of properties, please provide the relevant details for each property in a separately attached supporting document.

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| 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:

|                                                                                                                                                                                                                                                                                                                     |                                                                                                                                             |          |      |
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| <b>Land description</b><br>Provide the following details, as applicable, for all properties: <ul style="list-style-type: none"><li>– volume and folio number</li><li>– lot or location number(s)</li><li>– crown lease or reserve number</li><li>– pastoral lease number</li><li>– mining tenement number</li></ul> | Mining tenement M70/656                                                                                                                     |          |      |
| Street address – Line 1                                                                                                                                                                                                                                                                                             | Abercrombie Road                                                                                                                            |          |      |
| Street address – Line 2                                                                                                                                                                                                                                                                                             |                                                                                                                                             |          |      |
| Suburb                                                                                                                                                                                                                                                                                                              | Postans                                                                                                                                     |          |      |
| State                                                                                                                                                                                                                                                                                                               | WA                                                                                                                                          | Postcode | 6167 |
| Local government area(s)                                                                                                                                                                                                                                                                                            | City of Kwinana                                                                                                                             |          |      |
| Land zoning                                                                                                                                                                                                                                                                                                         | Regional Open Space under the Perth Metropolitan Region Scheme (MRS) and as 'Rural A' under the City of Kwinana Local Planning Scheme No. 2 |          |      |

## 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
- 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<br>(select one of the following options)                                                                                                                       | Complete the following                                                                                                                                                                                                                                                     |
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| <input checked="" type="checkbox"/> I am the landowner                                                                                                                                   | <input checked="" 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<br><input type="checkbox"/> Attach a letter, in which the landowner authorises you to act on their behalf and acknowledge they will be jointly responsible for the clearing permit                                      |
| <input type="checkbox"/> I am likely to become the landowner                                                                                                                             | <input type="checkbox"/> Attach evidence of the pending transfer of ownership, including details of current proprietor on certificate of title, 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<br><input type="checkbox"/> Attach a letter, in which the landowner authorises you to access and clear native vegetation within the property(ies) as detailed in section 3.1 (if the applicant is not the landowner)    |
| <input type="checkbox"/> I am a person with multiple land parcels within which clearing is proposed                                                                                      | <input type="checkbox"/> Attach proof of ownership and/or<br><input type="checkbox"/> Attach letters, in which the landowner authorises you to access and clear native vegetation within the properties as detailed in section 3.1 (if the applicant is not the landowner) |
| <input type="checkbox"/> I will undertake the clearing activities through the exercise of power conferred by different legislation (e.g. the <i>Energy Operators (Powers) Act 1979</i> ) | <input type="checkbox"/> Provide relevant legislative details:                                                                                                                                                                                                             |

## Part 5 – Proposed clearing

### 5.1 Maps and/or spatial data

|                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
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| <p>Select which map type(s) you will attach with your form.</p> <p>Note: DWER/DMPE 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 (preferred)</p> <ul style="list-style-type: none"> <li>• Geometry type: polygon shape</li> <li>• Coordinate system: Geocentric Datum of Australia (GDA) 2020 (geographic latitude/longitude)</li> <li>• Datum: GDA 2020</li> </ul> <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"> <li>• An ESRI shapefile must use one of the following filename extensions: .shp, .shx, .dbf, and/or .prj</li> <li>• 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.</li> </ul> |
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### 5.2 Size

- If you propose to clear a patch(es) of vegetation, enter a hectare value for the total size of the area (mark number of trees as zero). For example, “clearing of 5 hectares”.
- If you propose to clear only individual trees (i.e. the shrubs, grasses, groundcover plants will remain intact), provide the number of trees. For example, “clearing of 10 trees”. If any shrubs, grasses, and/or groundcover plants **may** be damaged in the clearing process, enter the total area only.
- If you propose to clear an area of native 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 **only 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:
 

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

|                                                        |       |
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| Total area of clearing proposed (hectares)             | 15.15 |
| Footprint of clearing (hectares) (purpose permit only) |       |
| Number of individual trees to be cleared               | 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

|                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                 |
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| Provide the reason for proposed clearing (e.g. road construction, grazing and pasture, hazard reduction, horticulture, timber harvesting etc.).<br><br>If applicable, provide any additional project overview or explain in detail the activities on the property (e.g. provide context of work proposed and describe how clearing will contribute to overall work activities onsite etc.). | Sand and limestone extraction – expansion of existing quarry.                                                                   |
| Specify what the final land use will be after clearing                                                                                                                                                                                                                                                                                                                                      | There is an expectation from the State government that the Site will be developed for urban purposes following sand extraction. |

### 5.4 Method

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| Proposed method of clearing (i.e. burning, cutting, draining, flooding, grazing, mechanical clearing/bulldozing or other – specify) | Bulldozing |
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### 5.5 Timeframe

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| Period within which you propose to do the clearing (e.g. 1/7/2022 to 30/8/2024) | Start date: 1/08/2026 – 1/08/2028<br><br>End date: |
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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 Pre-application scoping

Historic clearing of native vegetation in the Swan Coastal Plain and Avon Wheatbelt [Interim Biogeographic Regionalisation for Australia](#) (IBRA) bioregions has been extensive. DWER/DMPE strongly recommends a pre-application meeting if you propose to clear native vegetation within these bioregions.

|                                                                                                       |                                                                                                                                                           |  |
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| Do you propose to clear native vegetation within the Swan Coastal Plain or Avon Wheatbelt bioregions? | <input checked="" type="checkbox"/> Yes – complete section below<br><br><input type="checkbox"/> I have had a pre-application meeting with DWER/DMPE      |  |
|                                                                                                       | Insert date of meeting and officer name(s):                                                                                                               |  |
|                                                                                                       | <input type="checkbox"/> I have contacted DWER/DMPE in relation to a pre-application meeting and been advised that a meeting is unnecessary in this case. |  |

|  |                                                                                                                                                                                                                                                                                 |  |
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|  | Insert date of conversation and officer name(s):                                                                                                                                                                                                                                |  |
|  | <input checked="" type="checkbox"/> I have not had a pre-application meeting with DWER/DMPE. I understand that this may increase the likelihood of requests for further information and/or delays in assessment.<br><br><input type="checkbox"/> No – proceed to next question. |  |

## Part 6 – Mitigation hierarchy

### 6.1 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? (Attach design drawings where applicable)
- 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, DWER/DMPE will ask you to do so during the validation of this application. Offsets will only be considered by DWER/DMPE as a last resort, once avoidance and minimisation measures have been clearly demonstrated.

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| Provide the avoidance details (e.g. retention of vegetation on property) | <p>WA Limestone reduced the clearing footprint as far as possible, and elected to retain a vegetated border around the perimeter of the Site (20 m from lease boundary). Through this measure the Abercrombie Road Quarry Expansion will avoid impacts to following values:</p> <ul style="list-style-type: none"> <li>• 2.24 ha of foraging habitat for Carnaby's black cockatoo with a weighted average quality of 'Low to Moderate'.</li> <li>• 1.89 ha foraging habitat for forest red-tailed black cockatoo with a weighted average quality of 'Low to Moderate'.</li> <li>• Included in the above, 36 trees with DBH <math>\geq</math> 30 cm that comprise potential roosting habitat (not currently used).</li> <li>• Included in the above, eight trees with DBH <math>\geq</math> 50 cm that are classed as potential nesting trees (none of which contain suitable hollows for black cockatoo nesting).</li> <li>• 1.86 ha of Banksia woodlands of the Swan Coastal Plain (State-listed PEC and Commonwealth-listed TEC).</li> <li>• 2.33 ha of Tuart woodlands of the Swan Coastal Plain ecological</li> </ul> |
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|                                                                                 | community (State-listed PEC and Commonwealth-listed TEC).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Provide the mitigation details (e.g. management of weed spread, rehabilitation) | <p>Potential indirect impacts will be avoided for the duration of the project through the implementation of a Construction Environmental Management Plan (CEMP). Key mitigation measures, as detailed in the CEMP, will include:</p> <p><b>Fauna management measures:</b></p> <ul style="list-style-type: none"> <li>• Pre-clearance surveys (via trapping) for native fauna species will be undertaken for the purpose of avoiding direct impacts to any fauna present. Trapping will be undertaken for one night immediately prior to vegetation clearing with a potential of four traps per hectare, evenly distributed.</li> <li>• Pre-clearance walk throughs shall be undertaken to identify and displace any fauna present prior to clearing. The walk throughs shall be undertaken in the morning prior to clearing commencing, to displace individuals. Refugia sites shall be checked to minimise the presence of any fauna species within the clearing boundary.</li> <li>• Schedule clearing activities to ensure critical periods for flora and fauna are avoided. No clearing is to occur during Black Cockatoo breeding seasons (July to December [DAWE, 2022]).</li> <li>• A suitably experienced zoologist / environmental scientist will be onsite at all times during clearing, and must maintain radio communication with machinery operators.</li> <li>• Prior to felling, trees that are not being used by black cockatoos but contain potentially suitable hollows will be 'bumped gently' to displace any fauna in hollows.</li> <li>• Clearing will be undertaken progressively from the existing quarry moving towards the retained vegetation to allow maximum opportunity for any fauna present to move into adjacent vegetation.</li> <li>• A daily walkover will be undertaken daily to ensure no injured fauna are present.</li> <li>• If a sick or injured animal is found, the Environmental Supervisor shall be contacted who will attend to the scene. Sick or injured wildlife shall be taken to an approved wildlife rehabilitation centre.</li> <li>• Maintain a fauna interaction register to capture observations, interactions with, and injury to fauna.</li> </ul> <p><b>Weed and pathogen management:</b></p> <ul style="list-style-type: none"> <li>• Ensure vehicles are free of soil and vegetative material before entering or exiting the site. If vehicles are not clean on arrival they will be turned away from Site or directed to wash down facilities.</li> <li>• Ensure plants, soil, or fill brought into the site are from certified weed-free sources.</li> <li>• Infected material, including weeds and washdown debris, will be contained and buried on site.</li> </ul> <p><b>Erosion sediment and surface water management:</b></p> <ul style="list-style-type: none"> <li>• Sediment dams to be constructed and bunding to be installed alongside</li> </ul> |

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|  | <p>retained vegetation to ensure sediment runoff is contained. Any potentially contaminated water will be captured in the sediment dams and bunds and settled out or treated prior to discharge to the environment.</p> <ul style="list-style-type: none"> <li>• Non-contaminated water will be directed around disturbance and construction areas.</li> <li>• Ensure that no works or structures cause obstructions to the free flow of drainage lines in rainfall events.</li> </ul> <p><b>Dust management:</b></p> <ul style="list-style-type: none"> <li>• Implement dust suppression activities (water trucks) on unsealed roads and access tracks, cleared areas, locations of high dust risk (e.g. cutting machines), and where dust generation is visible.</li> <li>• Stockpiles will be hydromulched to avoid dust emissions.</li> <li>• All vehicles to travel on designated roads/tracks and comply with speed limits as per the Traffic Management Plan. Speed limits will be reduced where necessary to minimise dust emissions.</li> </ul> <p><b>Noise and vibration:</b></p> <ul style="list-style-type: none"> <li>• Operate in accordance with Environmental Protection (Noise) Regulations 1997, Australian Standard 2436-1981: Guide to noise control on construction, maintenance and demolition sites, and all relevant occupational health and safety standards.</li> <li>• Ensure that equipment is fitted with appropriate noise reduction devices (where necessary) to comply with regulatory requirements.</li> </ul> <p><b>Light emissions:</b></p> <ul style="list-style-type: none"> <li>• Operating hours will be between 6am to 5pm, requiring minimal use of artificial lighting.</li> <li>• Position lights to directly focus on the intended target and not directed outward into surrounding vegetation</li> <li>• Use lighting with beam characteristics applicable to the specific task at hand and turn off non-essential lighting when not in use.</li> </ul> <p><b>Groundwater:</b></p> <ul style="list-style-type: none"> <li>• Mining will be undertaken to a depth of 5 m and depth to groundwater is &gt; 20 m across the Site. Therefore, mining will remain at least 4 m above the water table.</li> </ul> |
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## 6.2 Offsets

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| Do you want to submit a clearing offset proposal with your form?                                                                                                          | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| If 'Yes' – please complete and attach Appendix A of the <a href="#">Clearing of native vegetation offsets procedure</a> guideline as a supporting document for your form. | <input type="checkbox"/> Appendix A attached                        |

## Part 7 – Surveys for assessments (ISA)

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

If you want to submit any biodiversity or marine surveys to support this form, you must submit them via Environment Online and follow the **Procedure - – Preparing Data Packages for the Index of Surveys for Assessments (ISA)** at <https://environmentonline.dwer.wa.gov.au/article/?code=KA-00081#/> and <https://environmentonline.dwer.wa.gov.au/article/?code=KA-00098>.

If you do not meet the ISA requirements, DWER/DMPE will decline/return your form.

Please provide the ISA number(s) in the space provided. Please note DWER/DMPE will suspend the assessment timeframes for your application until the biodiversity or marine surveys are accepted by ISA.

|                                                                                                                                                       |                                                                                    |
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| Have you submitted all the biodiversity surveys that support this form to the <a href="#">Index of Surveys for Assessment</a> via Environment Online? | <input checked="" type="checkbox"/> Yes<br><input type="checkbox"/> Not applicable |
| If 'Yes' – please provide the ISA number(s) and/or any relevant existing IBSA/IMSA numbers                                                            | ISA-0001389<br>ISA-0001416                                                         |

## 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. DWER/DMPE will decline to deal with your application without the proposed clearing first being deemed a controlled action.

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

|                                                                                                                                                                                       |                                                                                                                                                                                                                                                                    |              |  |
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| Do you want your proposed clearing action assessed in accordance with, or under, an EPBC Act Accredited Process, such as the assessment bilateral agreement or accredited assessment? | <input type="checkbox"/> Yes<br><input checked="" type="checkbox"/> No – skip to Part 9                                                                                                                                                                            |              |  |
| Is your proposed clearing a controlled action?<br><br>If 'Yes', please make sure you have entered all the mandatory details in the <a href="#">Annex C7 form</a>                      | <input type="checkbox"/> Yes<br><table border="1"><tr><td>EPBC number:</td><td></td></tr></table><br><input type="checkbox"/> Annex C7 form attached<br><input type="checkbox"/> No (DWER/DMPE cannot assess the application under an EPBC Act Accredited Process) | EPBC number: |  |
| EPBC number:                                                                                                                                                                          |                                                                                                                                                                                                                                                                    |              |  |