



CLEARING PERMIT

Granted under section 51E of the Environmental Protection Act 1986

Purpose permit number:	CPS 1399/1
Permit holder:	City of Albany
Purpose of clearing:	Road widening, construction and realignment.
Shire:	Albany
Duration of permit:	7 October 2006 – 7 October 2011

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The permit holder is authorised to clear native vegetation for the above stated purposes, subject to the conditions of this Permit.

PART I – CLEARING AUTHORISED

1 Clearing authorised

- a) Road widening within the Kitson Road Reserve (0.1ha);
- b) Road construction within the Venns Road Reserve intermittently (3ha) along its full length, subject to compliance with condition 6;
- c) Road construction within Lot 247 on Plan 248879 and Lot 252 on Plan 248850 between Cull Road and end of existing limit of Mueller Road (0.7ha);
- d) Road construction and widening within the Drew Street Reserve from Drew Lane 1.75km south east (0.05ha);
- e) Removal of selected trees within the Marine Drive Road Reserve in the area hatched yellow on Plan 1399/1d (0.8ha);
- f) Road widening and realignment within the Nanarup Rd Road Reserve between the King River and Kalgan River Bridges (1.2ha); and
- g) Road realignment and construction within the Millar Road Reserve from 0 SLK to 0.33 SLK to Lower Denmark Rd (0.5ha).

2 Application

This Permit allows the permit holder to authorise persons, including employees, contractors and agents of the permit holder, to clear *native vegetation* for the purposes of this Permit subject to compliance with the conditions of this Permit and approval from the Permit Holder.

3 Compliance with Assessment Sequence and Management Procedures

Prior to clearing any native vegetation under condition 1 of this Permit, the permit holder must comply with the Assessment Sequence and the Management Procedures set out in Part II of this Permit.

PART II – ASSESSMENT SEQUENCE AND MANAGEMENT PROCEDURES

4 Avoid, minimise etc clearing

- a) In determining the amount of native vegetation to be cleared for the purposes of road upgrades the Permit Holder must have regard to the following principles, set out in order of preference:
 - i) avoid the clearing of native vegetation;
 - ii) minimise the amount of native vegetation to be cleared; and
 - iii) reduce the impact of clearing on any environmental value.

5 Dieback and weed control

- a) When undertaking any *clearing*, the Permit Holder must take the following steps to minimise the risk of introduction and spread of *dieback*:
 - i) clean earth-moving machinery of soil and vegetation prior to entering and leaving the area to be cleared;
 - ii) avoid the movement of soil in wet conditions;
 - iii) ensure that no *dieback*-affected *road building materials, mulches or fill* are brought into an area that is not affected by *dieback*; and
 - iv) restrict the movement of machines and other vehicles to the limits of the areas to be cleared.
- b) When undertaking any *clearing*, or other activity pursuant to this Permit the Permit Holder must take the following steps to minimise the risk of the introduction and spread of *weeds*:
 - i) clean earth-moving machinery of soil and vegetation prior to entering and leaving the area to be cleared;
 - ii) ensure that no *weed*-affected *road building materials, mulch, fill or other material* is brought into the area to be cleared; and
 - iii) restrict the movement of machines and other vehicles to the limits of the areas to be cleared.
- c) At least once in each 12 month period for the *term* of this Permit, the Permit Holder must remove or kill any *weeds* growing within areas *cleared* under this Permit.

6 Flora Management

- a) Prior to undertaking clearing within the area hatched red on Plan 1399/1a above, the area shall be inspected by a *flora specialist* who shall identify *rare flora* and *Priority flora*.
- b) Where *rare flora and Priority Flora* are identified in relation to condition 6(a) the Permit Holder shall ensure that:
 - i) All records of rare flora and Priority Flora are submitted to the Department of Environment and Conservation, Species and Communities Branch.
 - ii) No clearing occurs with 50m of identified *rare flora*, unless approved by the *CEO*.
 - iii) No clearing occurs with 10m of identified *Priority Flora*, unless approved by the *CEO*.

Part III – Record Keeping And Reporting

7 Records must be kept

The Permit Holder must maintain the following records for activities done pursuant to this Permit, as relevant:

- a) In relation to the clearing of native vegetation undertaken pursuant to the purpose of clearing:
 - i.) The species composition, structure and density of the cleared area;
 - ii.) The location where the clearing occurred, recorded using Geocentric Datum Australia 1994;
 - iii.) The date that the area was cleared; and
 - iv.) The size of the area cleared (in hectares).
- b) In relation to Flora Management pursuant to condition 6:
 - i) The location of each DRF and *Priority Flora* recorded using Geocentric Datum Australia 1994; and
 - ii) The species of each DRF and *Priority Flora* identified.

8 Reporting

The Permit Holder must provide to the CEO, on or before 30 June of each year, a written report of records requested under condition 7.

9 Definitions

The following meanings are given to terms used in this Permit:

CEO means the Chief Executive Officer of the Department of Environment;

clearing has the meaning given to it in section 51A of the *Environmental Protection Act 1986*;

dieback means the effect of *Phytophthora* species on *native vegetation*;

EP Act means the *Environmental Protection Act 1986*;

fill means material used to increase the ground level, or fill a hollow;

Flora Specialist means a person with specific training and/or experience in the ecology and taxonomy of Western Australian flora;

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 to it in sections 3 and 51A of the *Environmental Protection Act 1986*;

Priority Flora means those plant taxa that described as priority flora classes 1, 2, 3 or 4 in the *Declared Rare and Priority Flora List for Western Australia*, Department of Conservation and Land Management, as amended;

rare flora has the meaning given to it in section 23F of the *Wildlife Conservation Act 1950*;

road building materials means rock, gravel, soil, stone, timber, boulders and water;

term means the duration of this Permit, including as amended or renewed; and

weed means a species listed in Appendix 3 of the "Environmental Weed Strategy" published by the Department of Conservation and Land Management (1999), and plants declared under section 37 of the Agricultural and Related Resources Protection Act 1976.

A handwritten signature in black ink, appearing to read "Fred Tromp", written over a horizontal line.

Fred Tromp
Director, Natural Resource Management, Department of Environment and Conservation.
Officer delegated under Section 20
of the Environmental Protection Act 1986

7 September 2006