



CLEARING PERMIT
Granted under section 51E of the Environmental Protection Act 1986

Purpose permit number:	CPS 2022/1
Permit holder:	Shire of Busselton
Purpose of clearing:	Road Upgrades
Shire:	Busselton
Duration of permit:	25 November 2007 – 25 November 2012

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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. Land on which clearing is to be done

- Carter Road SLK 0.90 – 2.10
- Payne Road SLK 0.00 – 0.25

2. Area of Clearing

The permit holder must not clear more than 0.54 hectares of native vegetation.

3. 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.

4. Compliance with Assessment Sequence and Management Procedures

Prior to clearing any native vegetation under conditions 1 and 2 of this Permit, the permit holder must comply with the Assessment Sequence and the Management Procedures set out in Part II of this Permit.

5. Type of clearing authorised

This Permit authorises the permit holder to clear native vegetation for activities to the extent that the permit holder has the power to clear native vegetation for those activities under the Local Government Act 1995 or any other written law.

PART II – ASSESSMENT SEQUENCE AND MANAGEMENT PROCEDURES

6. Avoid, minimise etc clearing

In determining the amount of native vegetation to be cleared pursuant to this permit for the purpose of clearing, 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.

7. Weed control

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.

8. Flora Management

- (a) Prior to undertaking any clearing within the areas described below, the areas shall be inspected by a *flora specialist* who shall identify *Rare Flora* and *Priority Flora taxa*:

Carter Road (SLK 0.90 – 2.10)

Payne Road (SLK 0.00 – 0.25)

- (b) Where *Rare Flora* or *Priority Flora taxa* are identified in relation to condition 8(a) the Permit Holder shall ensure that:
 - (i) All records of *Rare Flora* or *Priority Flora* are submitted to the CEO
 - (ii) No clearing occurs within 50m of identified *Rare Flora taxa*, unless approved by the CEO
 - (iii) No clearing occurs with 10m of identified *Priority Flora taxa*, unless approved by the CEO.

9. Threatened Ecological Community Management

- (a) Prior to undertaking any clearing within the area described below, the area shall be inspected by an *environmental specialist* who shall identify *Threatened Ecological Communities*:

Payne Rd (SLK 0.90 – 2.10)

- (b) Where *Threatened Ecological Communities* are identified in relation to condition 9(a) the Permit Holder shall ensure that:
 - (i) All records of *Threatened Ecological Communities* are submitted to the CEO.
 - (ii) No clearing occurs with 50m of identified *Threatened Ecological Communities*, unless approved by the CEO.

PART III – RECORD KEEPING AND REPORTING

10. Records must be kept

The Permit Holder must maintain the following records for activities done pursuant to condition 1 and 2 of this permit:

- (a) In relation to the clearing of native vegetation undertaken pursuant to the purpose of clearing:
 - (i) the location where the clearing occurred, recorded using Geocentric Datum Australia 1994;
 - (ii) the date that the area was cleared; and
 - (iii) the size of the area cleared (in hectares).
- (b) In relation to Flora Management pursuant to condition 8:
 - (i) the location of each *Rare Flora* and *Priority Flora taxa* recorded using Geocentric Datum Australia 1994; and
 - (ii) the species of each *Rare Flora* or *Priority Flora taxa* identified.
- (c) In relation to *Threatened Ecological Community* Management pursuant to condition 9:
 - (i) the location of each *Threatened Ecological Community* recorded using Geocentric Datum Australia 1994; and
 - (ii) the name of each *Threatened Ecological Community* identified.

11. Reporting

The Permit Holder must provide to the CEO, on or before 30 June of each year, a written report of records required under condition 10 and activities done by the Permit Holder under this Permit between 1 January and 31 December of the preceding year.

12. Definitions

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

environmental specialist means a person who is engaged by the permit holder for the purpose of providing environmental advice, who holds a tertiary qualification in environmental science or equivalent, and has experience relevant to the type of environmental advice that an environmental specialist is required to provide under this Permit;

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;

Priority Flora taxa 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 means flora that is declared to be rare flora under section 23F of the *Wildlife Conservation Act 1950*;

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

Threatened Ecological Community has the meaning given to it in Regulation 6 of the *Environmental Protection (Clearing of Native Vegetation) Regulations 2004*.



Keith Claymore
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Nature Conservation Division
Department of Environment and Conservation
Officer delegated under Section 20
of the Environmental Protection Act 1986

25 October 2007