



## **CLEARING PERMIT**

*Granted under section 51E of the Environmental Protection Act 1986*

<b>Purpose Permit number:</b>	CPS 3104/3
<b>Permit Holder:</b>	Broome Port Authority
<b>Duration of Permit:</b>	24 October 2009 – 24 October 2014

The Permit Holder is authorised to clear native vegetation subject to the following conditions of this Permit.

### **PART I – CLEARING AUTHORISED**

**1. Purpose for which clearing may be done**

Clearing for the purpose of commercial development, relocation of utilities corridor and relocation of a Telstra line.

**2. Land on which clearing is to be done**

LOT 616 ON PLAN 240107 (MINYIRR 6725)  
LOT 1221 ON PLAN 182648 (MINYIRR 6725)  
PORT DRIVE ROAD RESERVE (MINYIRR 6725)

**3. Area of Clearing**

The Permit Holder must not clear more than 22.65 hectares of native vegetation within the area hatched yellow on attached Plan 3104/3.

**4. 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.

**5. Compliance with Assessment Sequence and Management Procedures**

Prior to clearing any native vegetation under conditions 1, 2 and 3 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**

**6. Avoid, minimise etc clearing**

In determining the amount of native vegetation to be cleared authorised under this Permit, the Permit Holder must have regard to the following principles, set out in 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.

### PART III - RECORD KEEPING AND REPORTING

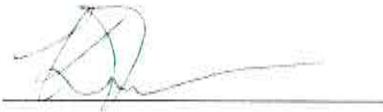
#### **7. Records must be kept**

The Permit Holder must maintain the following records in relation to the clearing of native vegetation authorised under this Permit:

- a) the species composition, structure and density of the cleared area;
- b) the location where the clearing occurred, recorded using a Global Positioning System (GPS) unit set to Geocentric Datum Australia 1994 (GDA94), expressing the geographical coordinates in Eastings and Northings;
- c) the date that the area was cleared; and
- d) the size of the area cleared (in hectares).

#### **8. Reporting**

- (a) The Permit Holder must provide to the CEO, on or before 30 June of each year, a written report of records required under condition 7 of this Permit and activities done by the Permit Holder under this Permit between 1 January and 31 December of the preceding year.
- (b) Prior to 24 June 2014, the Permit Holder must provide to the CEO a written report of records required under condition 7 of this Permit where these records have not already been provided under condition 8(a) of this Permit.



Kelly Faulkner  
MANAGER  
NATIVE VEGETATION CONSERVATION BRANCH

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

15 March 2012



8010641mN

414827mE

8010646mN

416149mE

LOT 151 ON PLAN 12760

LOT 121 ON PLAN 10265

LOT 616 ON PLAN 240107

LOT 409 ON PLAN 221103

LOT 100 ON PLAN 91074

LOT 160 ON PLAN 20145

LOT 848 ON PLAN 17407

LOT 956 ON PLAN 240107

8009087mN

8009093mN

416155mE

- ✓ Road Centrelines
- ✓ Clearing Instruments
- ✓ Areas Approved to Clear
- ✓ Cadastre for labelling

Broome Townsite 2007 20cm  
Orthomosaic - Landgate  
2007



Scale 1:7211

(Approximate when reproduced at 3x)

Geocentric Datum Australia 1994

Note: The data in this map have not been projected. This may result in geometric distortion or measurement inaccuracies.

Kelly Faulkner

Date 5/3/12

Information derived from this map should be confirmed with the data custodian acknowledged by the agency acronym in the legend.

Department of  
Environment and Conservation

11725 *Aspergillus nidulans* Desm.  
1000, Cream, Confronted 350°







## 1. Application details

### 1.1. Permit application details

Permit application No.: 3104/3  
Permit type: Purpose Permit

### 1.2. Proponent details

Proponent's name: Broome Port Authority

### 1.3. Property details

Property: LOT 616 ON PLAN 240107 (House No. 286 PORT MINYIRR 6725)  
LOT 1221 ON PLAN 182648 (House No. 288 PORT MINYIRR 6725)  
ROAD RESERVE (MINYIRR 6725)  
Local Government Area: Shire of Broome  
Colloquial name: Port Drive

### 1.4. Application

Clearing Area (ha)	No. Trees	Method of Clearing	For the purpose of:
0.05		Mechanical Removal	Water/gas/cable/pipeline/power installation
22.6		Mechanical Removal	Water/gas/cable/pipeline/power installation

### 1.5. Decision on application

Decision on Permit Application: Grant  
Decision Date: 15 March 2012

## 2. Site Information

### 2.1. Existing environment and information

#### 2.1.1. Description of the native vegetation under application

Vegetation Description	Clearing Description	Vegetation Condition	Comment
Beard Vegetation Association 750: Shrublands, pindan; Acacia tumida shrubland with grey box & cabbage gum medium woodland over ribbon grass & curly spinifex (Shepherd, 2009)	The amended application is for the clearing of 22.65 (was 22.6 ha) of native vegetation for the additional purpose of relocating a Telstra line.  The amended area proposed to be cleared is within Point Drive road reserve and is classified as being in a degraded (Keighery, 1994) condition. The vegetation consists of open Acacia, Eucalypt and Corymbia Scrubland with scattered Grevillia spp. Bauhinia cunninghamii and Brachychiton spp. Over grassland on pindan soils (DEC 2012a)	Degraded: Structure severely disturbed; regeneration to good condition requires intensive management (Keighery 1994)	The vegetation condition was assessed through aerial photography (Broome - Willie Creek 40cm Orthomosaic - Landgate), and survey (Coffey, 2009) and site inspection conducted by the Department of Environment and Conservation (2012).

## 3. Assessment of application against clearing principles

### Comments

The permit has been amended to increase the area of clearing from 22.6 hectares to 22.65 hectares, and include clearing within Point Drive road reserve. During a site inspection conducted by the Department of Environment and Conservation (DEC 2012) a possible Monsoonal Vine Thicket species was identified. This Threatened Ecological Community (TEC) is located approximately 3 km north west of the application area. Given the 'degraded' condition (Keighery 1994) of the vegetation under application in the road reserve, the applied area is unlikely to be considered to be a TEC. (DEC 2012b)

The assessment against the clearing principles have not changed, the findings from the previous assessment are still relevant and can be found in the Clearing Permit Decision Report CPS 3104/2.

**Methodology**      References:  
 DEC (2012)  
 Keighery (1994)

#### Planning instrument, Native Title, Previous EPA decision or other matter.

##### Comments

The permit has been amended to increase the clearing area and to include Point Drive road reserve.

Main Roads Western Australia (MRWA 2012) has advised they approve the clearing of native vegetation by Broome Port Authority for the relocation of a Telstra power line located along Port Drive road reserve provided their advice is followed. MRWA advise Broome Port Authority must consult with Yawuru Native Title Holders (RNTBC) Aboriginal Corporation, only underground power is to be established, must confirm start date with MRWA and all relevant permits are obtained prior to vegetation being cleared within the road reserve.

No public submissions have been received in relation to this application.

**Methodology**      Reference:  
 Main Roads Western Australia (2012)

## 4. References

- Coffey (2009). Coffey Natural Systems. Application for Clearing Permit (Area Permit), Broome Port Authority 2009.
- DEC (2012a) Site Inspection Report for Clearing Permit Application CPS 3104/3, Port Drive road reserve, Broome. Site inspection undertaken 4 January 2012. Department of Environment and Conservation, Western Australia (DEC Ref: A464954).
- DEC (2012b) Species and Communities advice for Clearing Permit Application CPS 3104/3. Department of Environment and Conservation, Western Australia. (DEC Ref: A468945)
- Keighery, B.J. (1994) Bushland Plant Survey: A Guide to Plant Community Survey for the Community. Wildflower Society of WA (Inc). Nedlands, Western Australia.
- MRWA (2012) Clearing of Native Vegetation within Main Roads Reserve Port Drive West, Boome Western Australia. (DEC Ref: A468944)
- Shepherd, D.P. (2009) Adapted from: Shepherd, D.P., Beeston, G.R., and Hopkins, A.J.M. (2001), Native Vegetation in Western Australia. Technical Report 249. Department of Agriculture Western Australia, South Perth.

## 5. Glossary

Term	Meaning
BCS	Biodiversity Coordination Section of DEC
CALM	Department of Conservation and Land Management (now BCS)
DAFWA	Department of Agriculture and Food
DEC	Department of Environment and Conservation
DEP	Department of Environmental Protection (now DEC)
DoE	Department of Environment
DoIR	Department of Industry and Resources
DRF	Declared Rare Flora
EPP	Environmental Protection Policy
GIS	Geographical Information System
ha	Hectare (10,000 square metres)
TEC	Threatened Ecological Community
WRC	Water and Rivers Commission (now DEC)