



GOVERNMENT OF
WESTERN AUSTRALIA

CLEARING PERMIT

Granted under section 51E of the Environmental Protection Act 1986

Purpose Permit number:	CPS 3255/1
Permit Holder:	Oakajee Port and Rail Pty Ltd
Duration of Permit:	8 November 2009 – 8 November 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 geotechnical investigations and access tracks.

2. Land on which clearing is to be done

LOT 91 ON PLAN 220764 (SOUTH MURCHISON 6635)
LOT 94 ON PLAN 220763 (SOUTH MURCHISON 6635)
LOT 11802 ON PLAN 26343 (House No. 469 WANDINA NUNIERRA 6630)
LOT 11803 ON PLAN 28258 (SOUTH MURCHISON 6635)
LOT 11804 ON PLAN 238483 (SOUTH MURCHISON 6635)
LOT 11810 ON PLAN 220399 (WOOLGORONG 6630)
LOT 11811 ON PLAN 220764 (SOUTH MURCHISON 6635)
LOT 11812 ON PLAN 221150 (YALGOO 6635)
LOT 12630 ON PLAN 28859 (SOUTH MURCHISON 6635)
LOT 12712 ON PLAN 35751 (NUNIERRA 6630)

3. Area of Clearing

The Permit Holder must not clear more than 1.44 hectares of native vegetation within the area cross hatched blue on attached Plans 3255/1a, 3255/1b, 3255/1c, 3255/1d, 3255/1e, 3255/1f, 3255/1g, 3255/1h, 3255/1i and 3255/1j.

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. 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 *Land Administration Act 1997* or any other written law.

6. 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

7. 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.

8. Weed control

When undertaking any clearing or other activity authorised under this Permit, the Permit Holder must take the following steps to minimise the risk of the introduction and spread of *weeds*:

- (a) clean earth-moving machinery of soil and vegetation prior to entering and leaving the area to be cleared;
- (b) ensure that no *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.

9. Fauna management

(a) Prior to undertaking any clearing authorised under this Permit, the area(s) shall be inspected by a *fauna specialist* for the presence of *Leipoa ocellata* (Malleefowl) mounds, and/or Western Spiny-tailed Skink (*Egernia stokesii badia*) habitat.

(b) Where *Leipoa ocellata* (Malleefowl) mounds or Western Spiny-tailed Skink (*Egernia stokesii badia*) habitat are identified in relation to condition 9(a) of this Permit, the Permit Holder shall ensure that:

- (i) all records of *Leipoa ocellata* (Malleefowl) mounds or Western Spiny-tailed Skink's (*Egernia stokesii badia*) are submitted to the CEO; and
- (ii) no clearing occurs within 50 metres of the identified *Leipoa ocellata* (Malleefowl) mounds or Western Spiny-tailed Skink's (*Egernia stokesii badia*) habitat, 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 this Permit 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).

11. 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 10 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 8 July 2014, the Permit Holder must provide to the CEO a written report of records required under condition 10 of this Permit where these records have not already been provided under condition 11(a) of this Permit.

Definitions

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

fauna specialist means a person with training and specific work experience in fauna identification or faunal assemblage surveys of Western Australian fauna;

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

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;

weed/s 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 *Agriculture and Related Resources Protection Act 1976*.



Keith Claymore
A/ ASSISTANT DIRECTOR
NATURE CONSERVATION DIVISION

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

8 October 2009