



CLEARING PERMIT

Granted under section 51E of the Environmental Protection Act 1986

PERMIT DETAILS

Purpose Permit Number: 4182/1

File Number: A0212/201101

Duration of Permit: From 14 May 2011 to 31 May 2016

PERMIT HOLDER

Hammersley Iron Pty Ltd

LAND ON WHICH CLEARING IS TO BE DONE

Iron Ore (Hammersley Range) Agreement Act 1963, Mineral Lease 4SA (AML 70/4);

Section 91 Licence 00331-2009_1_87 under the *Land Administration Act 1997*;

Iron Ore (Hammersley Range) Agreement Act 1963, Special Lease for Mining Operations 3116/11808 (Document G 848898L), Lot 96 on Deposited Plan 243145

PURPOSE FOR WHICH THE CLEARING MAY BE DONE

1. Clearing for the purpose of geotechnical investigations.

CONDITIONS

Type of clearing authorised

1. The Permit Holder must not clear more than 105 hectares of native vegetation. All clearing must be within the areas cross-hatched yellow and cross-hatched red on attached Plan 4182/1.

Avoid, minimise etc clearing

2. 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:

- (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.

Weed control

3. 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*:

- (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 soil, *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.

Flora management

4. Where rare flora or *priority flora* have been identified within the area cross-hatched red and their written locations provided to the CEO, the Permit Holder shall ensure that:

- (i) no clearing occurs within 50 metres of identified rare flora, unless approved by the CEO, and no clearing of identified rare flora occurs unless approved under section 23F(2) of the *Wildlife Conservation Act 1950*; and
- (ii) no clearing of identified *priority flora* occurs and no clearing occurs within 10 metres of identified *priority flora*, unless approved by the CEO.

Retain and spread vegetative material and topsoil

5. The Permit Holder shall:
- (a) retain the vegetative material and topsoil removed by clearing authorised under this Permit and stockpile the vegetative material and topsoil in an area that has already been cleared.
 - (b) within 12 months following completion of clearing authorised under this Permit, *revegetate* and *rehabilitate* the areas that are no longer required for the purpose for which they were cleared under this Permit by:
 - (i) re-shaping the surface of the land so that it is consistent with the surrounding 5 metres of uncleared land; and
 - (ii) laying the vegetative material and topsoil retained under Condition 5(a).
 - (c) within 4 years of laying the vegetative material and topsoil on the cleared area in accordance with Condition 5(b) of this Permit:
 - (i) determine the species composition, structure and density of the area *revegetated* and *rehabilitated*; and
 - (ii) where, in the opinion of an *environmental specialist*, the composition structure and density determined under Condition 5(c)(i) of this Permit will not result in a similar species composition, structure and density to that of pre-clearing vegetation types in that area, *revegetate* the area by deliberately *planting* and/or *direct seeding* native vegetation that will result in a similar species composition, structure and density of native vegetation to pre-clearing vegetation types in that area and ensuring only *local provenance* seeds and propagating material are used.

Records to be kept

6. The Permit Holder must maintain the following records for activities done pursuant to this Permit:
- (a) In relation to the clearing of native vegetation authorised under this Permit:
 - (i) 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 or decimal degrees;
 - (ii) the date that the area was cleared;
 - (iii) the size of the area cleared (in hectares); and
 - (iv) purpose for which clearing was undertaken.
 - (b) In relation to the *revegetation* and *rehabilitation* of areas pursuant to Condition 5 of this Permit:
 - (i) the location of any areas *revegetated* and *rehabilitated*, recorded using a Global Positioning System (GPS) unit set to Geocentric Datum Australia 1994 (GDA94), expressing the geographical coordinates in Eastings and Northings or decimal degrees;
 - (ii) a description of the *revegetation* and *rehabilitation* activities undertaken;
 - (iii) the size of the area *revegetated* and *rehabilitated* (in hectares); and
 - (iv) the species composition, structure and density of *revegetation* and *rehabilitation*.

Reporting

7. (a) The Permit Holder shall provide a report to the Director, Environment Division, Department of Mines and Petroleum by 31 July each year for the life of this Permit, demonstrating adherence to all conditions of this Permit, and setting out the records required under Conditions 6(a) and 6(b) of this Permit in relation to clearing carried out between 1 July and 30 June of the previous financial year.
- (b) Prior to 31 May 2016, the Permit Holder must provide to the Director, Environment Division, Department of Mines and Petroleum a written report of records required under Conditions 6(a) and 6(b) of this Permit where these records have not already been provided under Condition 7(a) of this Permit.

Definitions

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

direct seeding means a method of re-establishing vegetation through the establishment of a seed bed and the introduction of seeds of the desired plant species;

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;

local provenance means native vegetation seeds and propagating material from natural sources within 50 kilometres of the area cleared;

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;

planting means the re-establishment of vegetation by creating favourable soil conditions and planting seedlings of the desired species;

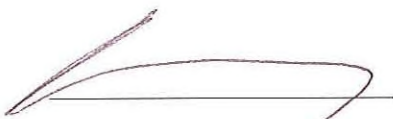
priority flora means those plant taxa described as priority flora classes 1, 2, 3 or 4 in the *Department's Declared Rare and Priority Flora List for Western Australia* (as amended);

regenerate/ed/ion means re-establishment of vegetation from in situ seed banks and propagating material (such as lignotubers, bulbs, rhizomes) contained either within the topsoil or seed-bearing *mulch*;

rehabilitate/ed/ion means actively managing an area containing native vegetation in order to improve the ecological function of that area;

revegetate/ed/ion means the re-establishment of a cover of *local provenance* native vegetation in an area using methods such as natural *regeneration*, *direct seeding* and/or *planting*, so that the species composition, structure and density is similar to pre-clearing vegetation types in that area;

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*.



Phil Gorey
DIRECTOR
ENVIRONMENT DIVISION
DEPARTMENT OF MINES AND PETROLEUM

Officer with delegated authority under Section 20
of the Environmental Protection Act 1986

21 April 2011