

2011/006374
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Department of Environment Regulation – Department of Mines and Petroleum

Application for an amendment to a clearing permit

Environmental Protection Act 1986 s 51M

FORM C4

Clearing of native vegetation is prohibited in Western Australia except where a clearing permit has been granted or an exemption applies. A person who causes or allows unauthorised clearing commits an offence.

DEPARTMENT OF ENVIRONMENT
REGULATION
1 1 APR 2016
Corporate Information Section

Part 1 Assessment under the assessment bilateral agreement

If the amendment to a clearing permit will or is likely to impact on a matter of national environmental significance identified under the Commonwealth of Australia's *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) it must initially be referred to the Commonwealth of Australia prior to submitting this amendment application form.

Further information is located in Annex C7 and *A guide to native vegetation clearing processes under the Assessment bilateral agreement* available at www.der.wa.gov.au.

Was your clearing permit application previously assessed in accordance with, or under, an EPBC Act Accredited Process such as the assessment bilateral agreement?
 Yes No Proceed to Part 2

Has the amendment been referred to the Commonwealth of Australia under the EPBC Act?
 Yes EPBC Number
 No It cannot be assessed under an Accredited Process until it has been referred to the Commonwealth. Proceed to Part 2.

Has a decision been made under the EPBC Act as to whether the proposed amendment is a controlled action?
 Yes No Proceed to Part 2

Is the amendment a controlled action under the EPBC Act?
 No Proceed to Part 2
 Yes Complete and attach the requirements of Annex C7 to this completed form

List the controlling provisions identified in the notification of the controlled action decision

Annex C7 is completed and the required supporting documentation is attached.

Part 2 Clearing permit details

Amendments can only be made to active clearing permits.

FILE REFERENCE

Permit number: CPS 4492/2
 Permit holder's name as it appears on the permit: Oakajee Port and Rail Pty Ltd

Part 5 Proposed changes

Additional information to support the assessment of your application to amend may be attached.

Please ensure you have included the following as part of your application:

- a photocopy of the granted clearing permit, with proposed changes highlighted,
- and
- payment.

If you are applying on behalf of the permit holder, please attach your agent's authority duly authorising you to act on behalf of the permit holder.

Please tick below the proposed change(s) to your clearing permit:

extend the duration of the permit
 vary a permit condition, such as a due date
 amend the size of the area permitted to be cleared, or remove a land parcel listed on the permit

or

other.

Provide details of proposed changes:

Clearing permit to support the technical studies required for the implementation of the Oakajee Port and Rail Project: an approved port, light industrial area and 570km of rail formation from Oakajee (20km north of Geraldton) to Jack Hills Iron Ore mine, to facilitate the export of expanded production from mines in the Midwest Region of Western Australia.

While funding discussions with potential equity partners has progressed, the current external environment has made it difficult to complete all negotiations. The Oakajee Port and Rail Project has slowed down its implementation activities, however it's vital for OPR to continue to maintain all project approvals to minimise the risk and satisfy potential investment decision making criteria. Oakajee Port and Rail Pty Ltd (OPR) has been, and continues to be in full compliance with the permits. OPR has adopted a minimum clearing policy, only clearing what is required. There are no changes to the Oakajee Port and Rail Project scope and the scope and implementation of permit conditions continue to be adequate for managing environmental impacts associated with clearing activities. As such, an extension to the duration of the permits is not anticipated to result in any further impact to the environment.

On the basis of this information it is respectfully requested that the duration of the permit be extended for a further five years. Refer to Cover Letter.

Land Details

Provide additional property details if required – if applying to extend the size of the area to be cleared into another land parcel.

Land description to include: volume and folio number, lot or location number(s), Crown lease or reserve number, pastoral lease number or mining tenement number of all properties.

Not required – No changes to size or are to be cleared.