



GOVERNMENT OF  
WESTERN AUSTRALIA

## CLEARING PERMIT

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

<b>Purpose Permit number:</b>	4615/3
<b>Duration of Permit:</b>	From 31 December 2011 to 31 July 2021
<b>Permit Holder:</b>	Hamersley Iron Pty Ltd

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

### PART I - CLEARING AUTHORISED

- 1. Land on which clearing is to be done**  
*Iron Ore (Mount Bruce) Agreement Act 1972, Mineral Lease 252SA (AML 70/252)*
- 2. Purpose for which clearing may be done**  
Clearing for the purposes of geotechnical investigations, mineral exploration and construction camp.
- 3. Area of Clearing**  
The Permit Holder must not clear more than 244 hectares of native vegetation. All clearing must be within the area cross-hatched yellow on attached Plan 4615/3.
- 4. Period in which clearing is authorised**  
The Permit Holder shall not clear any native vegetation after 31 July 2016.
- 5. Clearing not authorised**  
The permit holder shall not clear any vegetation within the area shaded red on attached Plan 4615/3.
- 6. 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.
- 7. 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

- 8. 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:
  - (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.

## 9. 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*:

- (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.

## 10. Flora management

Where *Lepidium catapycnon* have been identified and their written locations provided to the CEO, the Permit Holder shall ensure that:

- (i) No clearing of identified *Lepidium catapycnon* occurs and no clearing occurs within 50 metres of identified *Lepidium catapycnon*, unless approved by the CEO.

## 11. Fauna management

(a) Prior to undertaking any clearing authorised under this Permit, the Permit holder shall engage a *fauna specialist* to identify habitat suitable for:

- (i) *Dasyurus hallucatus* (Northern Quoll) dens;
- (ii) *Rhinionictoris aurantius* (Pilbara Orange Leaf-nosed Bat) roost caves and adits; and
- (iii) *Macroderma gigas* (Ghost Bat) roost caves.

(b) Prior to undertaking any clearing within or within 50 metres of habitat considered suitable for dens or roosts as identified in relation to Condition 11(a) of this Permit, the areas shall be inspected by a *fauna specialist* for the presence of *Dasyurus hallucatus* (Northern Quoll) dens, *Rhinionictoris aurantius* (Pilbara Orange Leaf-nosed Bat) roost caves and adits or *Macroderma gigas* (Ghost Bat) roost caves.

(c) Where *Dasyurus hallucatus* (Northern Quoll) dens, *Rhinionictoris aurantius* (Pilbara Orange Leaf-nosed Bat) roost caves and adits or *Macroderma gigas* (Ghost Bat) roost caves are identified in relation to Condition 11(b) of this Permit, the Permit Holder shall ensure that no clearing occurs within 50 metres of the identified *Dasyurus hallucatus* (Northern Quoll) dens, *Rhinionictoris aurantius* (Pilbara Orange Leaf-nosed Bat) roost caves and adits or *Macroderma gigas* (Ghost Bat) roost caves, unless approved by the CEO.

## 12. Retain vegetative material and topsoil, revegetation and rehabilitation

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) laying the vegetative material and topsoil retained under Condition 12(a) on the cleared area; and
- (ii) ripping the ground on the contour to remove soil compaction.

(c) within 4 years of undertaking *revegetation* and *rehabilitation* in accordance with Condition 12(b) of this Permit:

- (i) engage an *environmental specialist* to 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 12(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.

## **PART III - RECORD KEEPING AND REPORTING**

### **13. Records to be kept**

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 fauna management pursuant to Condition 11 of this Permit:
  - (i) the location of each habitat identified 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 species name of fauna reasonably likely to utilise, or that have been observed utilising the habitat; and
  - (iii) a copy of the *fauna specialist's* report.
- (c) In relation to the *revegetation* and *rehabilitation* of areas pursuant to Condition 12 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; and
  - (iii) the size of the area *revegetated* and *rehabilitated* (in hectares).

### **14. Reporting**

- (a) The Permit Holder shall provide a report to the Director Operations, Environment, 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 Condition 13 of this permit in relation to clearing carried out between 1 July and 30 June of the previous financial year.
- (b) Prior to 31 July 2021, the Permit Holder must provide to the Director Operations, Environment, Department of Mines and Petroleum a written report of records required under Condition 13 of this Permit where these records have not already been provided under Condition 14(a) of this Permit.

## **DEFINITIONS**

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

*CEO* means the Chief Executive Officer of the Department of Environment and Conservation or an officer with delegated authority under Section 20 of the *Environmental Protection Act 1986*;

*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;

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

*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 200 kilometres and the same Interim Biogeographic Regionalisation for Australia (IBRA) subregion 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;

*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 any plant -

- (a) that is declared under the section 37 of the *Agriculture and Related Resources Protection Act 1976*; or
- (b) published in the Department of Environment and Conservation Regional Weed Assessments, regardless of ranking; or
- (c) not indigenous to the area concerned.



Steve Tantala  
DIRECTOR OPERATIONS  
ENVIRONMENT  
DEPARTMENT OF MINES AND PETROLEUM

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

23 May 2013