



## **CLEARING PERMIT**

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

### **PERMIT DETAILS**

Area Permit Number: 5253/1

File Number: 2012/006373-1

Duration of Permit: From 7 December 2012 to 7 December 2014

### **PERMIT HOLDER**

Andrew Joseph Felber

### **LAND ON WHICH CLEARING IS TO BE DONE**

Lot 3789 on Deposited Plan 209086, Badgingarra

### **AUTHORISED ACTIVITY**

The Permit Holder shall not clear more than 9.2 hectares of native vegetation within the area hatched yellow on attached Plan 5253/1.

### **CONDITIONS**

Nil.

A handwritten signature in black ink, appearing to read "Stuart", written over a horizontal line.

Stuart Cowie  
A/DEPUTY DIRECTOR GENERAL, ENVIRONMENT

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

19 November 2012

# Plan 5253/1



## LEGEND

- Road Centrelines
- Cadastre\_1
- Clearing Instruments
- Areas Approved to Clear

Badgingarra bUm  
Orthomosaic - Landgate  
2006



0 ————— 200 m

Scale 1:8009  
(Approximate when reproduced at A4)

Geocentric Datum Australia 1994

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

Date 19.11.12

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

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  
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\* Project Data. This data has not been quality assured. Please contact map author for details.



## 1. Application details

### 1.1. Permit application details

Permit application No.: 5253/1  
Permit type: Area Permit

### 1.2. Proponent details

Proponent's name: Andrew Joseph Felber

### 1.3. Property details

Property: LOT 3789 ON PLAN 209086 (House No. 2959 BADGINGARRA BADGINGARRA 6521)  
Local Government Area: Shire of Dandaragan  
Colloquial name:

### 1.4. Application

Clearing Area (ha)	No. Trees	Method of Clearing	For the purpose of:
9.2		Mechanical Removal	Cropping

### 1.5. Decision on application

Decision on Permit Application: Grant  
Decision Date: 15 November 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
The area under application has been mapped as Beard vegetation association 1030, which is described as Shrublands; hakea scrub heath / dryandra heath (Shepherd, 2001).	The application is to clear 9.2 hectares of native vegetation consisting of 5-10 Acacia pulchella shrubs and pasture weeds in a completely degraded (Keighery 1994) condition (DEC 2012).	Completely Degraded; No longer intact; completely/almost completely without native species (Keighery 1994)	The clearing description and vegetation condition were ascertained through a site inspection undertaken by the Department of Environment and Conservation (DEC, 2012).

## 3. Assessment of application against clearing principles

### Comments

The application is to clear up to 9.2 hectare of native vegetation for the purpose of agriculture and is unlikely to have any significant environmental impacts. The vegetation is considered to be in a completely degraded (Keighery, 1994) condition and consists of roughly 5 - 10 isolated Acacia pulchella shrubs (DEC, 2012).

There are no rare or priority flora species or threatened ecological communities in the vicinity of the project. Due to the degraded and sparse nature of the vegetation it would not have a detrimental impact on fauna habitat or consist of an area of high biodiversity.

Given the native vegetation consists of only a few specimens of one species, spread over 9.2 hectares, it is unlikely for the proposed clearing to impact on nearby conservation areas, cause or exacerbate land degradation or flooding or impact on water quality.

Therefore, the proposed clearing is not likely to be at variance to any of the clearing principles.

### Methodology

#### References:

-DEC (2012)  
-Keighery (1994)

#### GIS databases:

- Hydrography, linear DOW 13/7/06  
- Mattiske Vegetation Complexes (01/03/1998)  
- Pre-European vegetation - DA 01/01  
- SAC Bio datasets (Accessed 8 November 2012)  
- DEC managed Estate  
-Hydrography, linear



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

### Comments

The clearing of 9.2 hectares of native vegetation is for the purpose of agriculture on Lot 3789 Badgingarra Rd, Badgingarra.

The area described in this application was subject to an investigation for unauthorised clearing from 2009 to 2012. The investigation found that 10 hectares of native vegetation was cleared unlawfully. In response to this incident the applicant pleaded guilty and received a \$7,500 fine on the 5 October 2012.

A Vegetation Conservation Notice (VCN 3155/1), to prevent further unlawful clearing was placed over the whole of Lot 3789. This VCN was appealed in 2010 and the Minister for Environment partially upheld the appeal resulting in the extent of VCN 3155/1 being amended to exclude areas of the applicant's property not associated with the clearing of the 10 hectares. In the Ministers decision it was noted that the applicant has committed to developing a vegetation management plan for his property.

The applicant provided a vegetation management plan for his property which outlines the future revegetation with local species and fencing of more than 20 hectares (Felber, 2012).

As the site was cleared three to five years ago, the regenerative capacity and ability for the site to return to an environmentally valuable area appears to be low.

The Shire of Dandaragan advised that they have no objections to the application (Shire of Dandaragan, 2012).

### Methodology

#### References

- Shire of Dandaragan (2012)
- Felber (2012)

## 4. References

- DEC (2012) Site Inspection Report for Clearing Permit Application CPS 5253/1, Lot 3802 on plan 209086, Badgingarra. Site inspection undertaken 16/10/2012. Department of Environment and Conservation, Western Australia (DEC Ref. A2565800).
- Felber (2012) Supporting Information submitted for clearing application CPS 5253/1. Andrew Felber 7 September 2012. DEC ref. A542855.
- Keighery, B.J. (1994) Bushland Plant Survey: A Guide to Plant Community Survey for the Community. Wildflower Society of WA (Inc). Nedlands, Western Australia.
- 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.
- Shire of Dandaragan (2012) Response to request for Shire advice for clearing permit application CPS 5253/1. DEC ref A562784.

## 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)