



CLEARING PERMIT

Granted under section 51E of the Environmental Protection Act 1986

Purpose Permit Number:	5651/2
Duration of Permit:	From 5 October 2013 to 31 October 2023
Permit Holder:	Westdeen Holdings 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**
Mining Lease 70/309
- 2. Purpose for which clearing may be done**
Clearing for the purpose of sand extraction and associated activities.
- 3. Area of Clearing**
The Permit Holder must not clear more than 24.2 hectares of native vegetation. All clearing must be within the areas cross-hatched yellow or cross-hatched red on attached Plan 5651/2.
- 4. Type of Clearing Authorised**
The permit holder shall only clear up to 3 hectares in any financial year.
- 5. Type of Clearing Authorised**
The Permit Holder shall not clear native vegetation unless the purpose for which the clearing is authorised is enacted within three months of the authorised clearing being undertaken.
- 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.

PART II - MANAGEMENT CONDITIONS

- 7. 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.

8. Flora Management

Prior to undertaking any clearing authorised under this Permit within the area cross-hatched red on attached Plan 5651/2:

- (a) The Permit Holder shall engage a *botanist* to conduct a *targeted flora survey* of the Permit Area for the presence of rare flora listed in the *Wildlife Conservation (Rare Flora) Notice* and *priority flora*.
- (b) Prior to undertaking any clearing authorised under this Permit within the area cross-hatched red on attached Plan 5651/2, the Permit Holder shall provide the results of the *targeted flora survey* in a report to the *CEO*.
- (c) If rare, or *priority flora* are identified within the Permit Area, the *targeted flora survey* report must include the following:
 - (i) the location of each rare or *priority flora*, either as the location of individual plants, or where this is not practical, the areal extent of the population and an estimate of the number of plants, 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 each rare, or *priority flora* identified;
 - (iii) the methodology used to survey the Permit Area;
 - (iv) the extent of the identified rare or *priority flora* shown on a map; and
 - (v) a site description of where the rare or *priority flora* was found.
- (d) Where rare or *priority flora* are identified in relation to Condition 8(a) of this Permit, the Permit Holder shall ensure that:
 - (i) no clearing occurs within 50 metres of identified rare flora, unless first approved by the *CEO*;
 - (ii) no clearing of identified *priority flora* occurs, unless first approved by the *CEO*; and
 - (iii) no clearing within 10 metres of identified *priority flora*, unless first approved by the *CEO*.

PART III - RECORD KEEPING AND REPORTING

9. Records to 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,

- (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.

10. Reporting

- (a) The Permit Holder shall provide a report to the Director Operations, Environment, Department of Mines and Petroleum by 1 October each year for the life of this Permit, demonstrating adherence to all conditions of this Permit, and setting out the records required under Condition 9 of this Permit in relation to clearing carried out between 1 July and 30 June of the previous financial year.
- (b) Prior to 31 October 2023, the Permit Holder must provide to the Director Operations, Environment, Department of Mines and Petroleum a written report of records required under Condition 9 of this Permit where these records have not already been provided under Condition 10(a) of this Permit.

DEFINITIONS

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

botanist means a person who holds a tertiary qualification in environmental science or equivalent, and has a minimum of 2 years work experience in identification and surveys of flora native to the bioregion being inspected or surveyed, or who is approved by the *CEO* as a suitable botanist for the bioregion;

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

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;

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

targeted flora survey means a field-based investigation, including a review of established literature, of the biodiversity of flora and vegetation of the Permit Area, focusing on habitat suitable for flora species that are being targeted and carried out during the optimal time to identify those species. Where target flora are identified in the Permit Area, the survey should also include sufficient surrounding areas to place the Permit Area into local context;

weed/s means any plant -

- (a) that is a declared pest under section 22 of the *Biosecurity and Agriculture Management Act 2007*; or
- (b) published in a Department of Parks and Wildlife Regional Weed Rankings Summary, regardless of ranking; or
- (c) not indigenous to the area concerned.

Wildlife Conservation (Rare Flora) Notice means those plant taxa gazetted as rare flora pursuant to section 23F(2) of the *Wildlife Conservation Act 1950* (as amended).



Marnie Leybourne | Director Operations
Operations, Environment
16 February 2017

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