



CLEARING PERMIT

Granted under section 51E of the Environmental Protection Act 1986

PERMIT DETAILS

Area Permit Number: 5792/2

File Number: 2011/006816-3

Duration of Permit: From 28 December 2013 to 28 December 2018

PERMIT HOLDER

City of Busselton

LAND ON WHICH CLEARING IS TO BE DONE

Lot 95 on Deposited Plan 208891 (Reserve 8485), Busselton.

Lot 324 on Deposited Plan 208891 (Reserve 8485), Busselton.

Lot 325 on Deposited Plan 208891 (Reserve 8485), Busselton.

Lot 338 on Deposited Plan 208891 (Reserve 8485), Busselton.

Lot 418 on Deposited Plan 189088 (Reserve 28535), Busselton.

Queen Street road reserve (PIN 11370090), Busselton.

Marine Terrace road reserve (PIN 11436260), Busselton.

Georgette Street road reserve (PIN 11436246), Busselton.

AUTHORISED ACTIVITY

The Permit Holder shall not clear more than 30 native trees within the areas shaded yellow on attached Plan 5792/2a.

CONDITIONS

1. Western Ringtail Possum Management Plan

The Permit Holder must implement and adhere to the document 'Busselton Foreshore Redevelopment, Management Plan for Western Ringtail Possums (*Pseudocheirus occidentalis*). Prepared by Ecosystem Solutions Pty Ltd, 10 June 2014'.

2. Native Vegetation Conservation

- (a) In respect to the area hatched red on attached plan 5792/2b, the permit holder shall amend the vesting of the land from its existing stated purpose to 'Conservation and Recreation'.
- (b) The vesting amendment outlined in condition 2(a) shall include, but not be limited to, the following conditions:
 - (i) native vegetation in the area subject to vesting must not be cleared, other than for clearing required under another prescribed written law;
 - (ii) the land subject the vesting shall not be used for the purpose of cultivation of crops or pasture, or for the de-pasturing of any stock; and
 - (iii) the vesting is to apply in perpetuity;
- (c) the permit holder is to execute and return the vesting amendment described in condition 2(a) of this permit prior to 28 December 2014.

3. Revegetation and rehabilitation

The Permit Holder shall establish and maintain 43 *Agonis flexuosa* within the area cross hatched red on attached Plan 5792/2b in accordance with the following conditions:

- (a) *planting* is to commence within six months of clearing any area authorised under this Permit; and
- (b) supplementary watering of the *Agonis flexuosa* is to occur between October and May for the duration of the permit.

4. Records to be kept

- (a) In relation to condition 1 of this Permit the Permit Holder must maintain records of activities undertaken in accordance with the Western Ringtail Possum Management Plan.
- (b) In relation to the *planting* of *Agonis flexuosa* pursuant to condition 3 of this Permit:
 - (i) the date that *planting* commenced; and
 - (ii) a description of the *planting* activities undertaken.

5. Reporting

- (a) The Permit Holder must provide to the CEO on or before 30 June of each year, a written report:
 - (i) of records required under condition 4 of this Permit; and
 - (ii) concerning activities done by the Permit Holder under this Permit between 1 January and 31 December of the preceding calendar year.
- (b) If no clearing authorised under this Permit was undertaken between 1 January to 31 December of the preceding calendar year, a written report confirming that no clearing under this permit has been carried out, must be provided to the CEO on or before 30 June of each year.
- (c) Prior to 28 September 2018, the Permit Holder must provide to the CEO a written report of records required under condition 4 of this Permit where these records have not already been provided under condition 5(a) of this Permit.

DEFINITIONS

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



M Warnock
SENIOR MANAGER
CLEARING REGULATION

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

26 June 2014

Plan 5792/2a



LEGEND

- Cadastre
- Local Government Authorities
- Road Centrelines
- Clearing Instruments
- Areas Approved to Clear
- Busseton 50cm Orthomosaic - Landgate 2007



0 50 100 m

Scale 1:5000

(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.

Handwritten signature 26.6.14

M Warruck

Office 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.



Government of Western Australia
Department of Environment Regulation

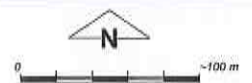
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Plan 5792/2b



LEGEND

- Road Centrelines
- Cadastre
- Clearing Instruments
- Areas Subject to Conditions



Scale 1:4080
(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.

M Warnock Date 26/6/14
M Warnock

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.



Government of Western Australia
Department of Environment Regulation

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Clearing Permit Decision Report

Government of Western Australia
Department of Environment Regulation

1. Application details

1.1. Permit application details

Permit application No.: 5792/2
Permit type: Area Permit

1.2. Proponent details

Proponent's name: City of Busselton

1.3. Property details

Property: LOT 338 ON PLAN 208891 (Lot No. 338 GEOGRAPHE BAY BUSSELTON 6280)
LOT 325 ON PLAN 208891 (Lot No. 325 MARINE BUSSELTON 6280)
ROAD RESERVE (BUSSELTON 6280)
LOT 418 ON PLAN 189088 (Lot No. 418 QUEEN BUSSELTON 6280)
LOT 95 ON PLAN 208891 (Lot No. 95 GEOGRAPHE BAY BUSSELTON 6280)
ROAD RESERVE (BUSSELTON 6280)
LOT 324 ON PLAN 208891 (Lot No. 324 MARINE BUSSELTON 6280)
Local Government Area: City of Busselton
Colloquial name:

1.4. Application

| Clearing Area (ha) | No. Trees | Method of Clearing | For the purpose of: |
|--------------------|-----------|--------------------|---------------------|
| | 30 | Mechanical Removal | Recreation |

1.5. Decision on application

Decision on Permit Application: Grant
Decision Date: 26 June 2014

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 |
|--|-----------------------------------|--|--|
| Beard Vegetation Association: 990 -Low forest; peppermint (<i>Agonis flexuosa</i>) (Shepherd et al. 2001). | Busselton Foreshore Redevelopment | Completely Degraded: No longer intact; completely/almost completely without native species (Keighery 1994) | Vegetation condition and description were obtained through aerial imagery and supporting information provided by the applicant (City of Busselton 2013). |

3. Assessment of application against clearing principles

Comments

This amendment is the result of the Minister for Environment's appeal determination for an appeal against the conditions. As a result of this appeal, the permit has been amended to include a requirement for the City of Busselton to establish and maintain 43 *Agonis flexuosa* within Lot 324 on Plan 208891.

The assessment against the clearing principles has not changed and can be found in Decision Report CPS 5792/2.

Methodology

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

Comments

The assessment of Planning and Other Matters has not changed and can be found in Decision Report CPS 5792/1.

Methodology

4. References

- City of Busselton (2013) Clearing Permit Application for Busselton Foreshore Redevelopment. Received 5/09/2013. City of Busselton, Western Australia. DER REF: A669981.
- 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.