



## CLEARING PERMIT

Granted under section 51E of the Environmental Protection Act 1986

<b>Purpose Permit number:</b>	6089/3
<b>Duration of Permit:</b>	From 28 June 2014 to 28 June 2024
<b>Permit Holder:</b>	Evolution Mining (Phoenix) 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 16/16  
Mining Lease 16/215  
Mining Lease 16/444

**2. Purpose for which clearing may be done**

Clearing for the purpose of mineral production.

**3. Area of Clearing**

The Permit Holder must not clear more than 131.7 hectares of native vegetation. All clearing must be within the area cross-hatched yellow on attached Plan 6089/3.

**4. Type of Clearing Authorised – staged clearing**

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.

**5. 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

**6. 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*:

- clean earth-moving machinery of soil and vegetation prior to entering and leaving the area to be cleared;
- ensure that no *weed*-affected soil, *mulch*, *fill* or other material is brought into the area to be cleared; and
- restrict the movement of machines and other vehicles to the limits of the areas to be cleared.

**7. Vegetation management – watercourse and drainage line surface flow**

- where practicable the Permit Holder shall avoid clearing *riparian vegetation*; and
- where a *watercourse* or *wetland* is to be impacted by clearing, the Permit Holder shall maintain the existing surface flow.

## 8. Flora management

- (a) Prior to undertaking any clearing authorised under this Permit, the Permit Holder shall engage a *botanist* to conduct a *targeted flora survey* of the Permit Area for the presence of the following *priority flora*:
  - (i) *Angianthus prostratus*; and
  - (ii) *Eremophila praecox*.
- (b) Prior to undertaking any clearing authorised under this Permit, the Permit Holder shall provide the results of the *targeted flora survey* in a report to the *CEO*.
- (c) If *priority flora* are identified within the Permit Area, the *targeted flora survey* report must include the following:
  - (i) the location of each *priority flora* species identified under Condition 8(a) of this Permit, 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 *priority flora* species identified under Condition 8(a) of this Permit; and
  - (iii) the methodology used to survey the Permit area.
- (d) Where *priority flora* are identified under Condition 8(a) of this Permit, the Permit Holder shall ensure that:
  - (i) no clearing within 10 metres of the identified *priority flora* occurs, unless first approved by the *CEO*.
  - (ii) no clearing of the identified *priority flora* occurs, 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 General Manager Environmental Compliance, Resource and Environmental Compliance Division, Department of Mines, Industry Regulation and Safety 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 9 of this Permit in relation to clearing carried out between 1 July and 30 June of the previous financial year.
- (b) Prior to 28 June 2024, the Permit Holder must provide to the General Manager Environmental Compliance, Resource and Environmental Compliance Division, Department of Mines, Industry Regulation and Safety 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 Water and Environmental 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 Biodiversity, Conservation and Attractions' *Threatened and Priority Flora List for Western Australia* (as amended);

*riparian vegetation* has the meaning given to it in Regulation 3 of the *Environmental Protection (Clearing of Native Vegetation) Regulations 2004*;

*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.

*watercourse* has the meaning given to it in section 3 of the *Rights in Water and Irrigation Act 1914*;

*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 Biodiversity, Conservation and Attractions Regional Weed Rankings Summary, regardless of ranking; or
- (c) not indigenous to the area concerned.

*wetland/s* means an area of seasonally, intermittently or permanently waterlogged or inundated land, whether natural or otherwise, and includes a lake, swamp, marsh, spring, dampland, tidal flat or estuary.



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Daniel Endacott  
General Manager Environmental Compliance  
Resource and Environmental Compliance Division  
27 June 2019

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