

Department of Water and Environmental Regulation Department of Mines, Industry Regulation and Safety

## Application for an amendment to a clearing permit

Environmental Protection Act 1986, section 51M

FORM C4

Clearing of native vegetation is prohibited in Western Australia except where a clearing permit has been granted or an exemption applies. A person who causes or allows unauthorised clearing commits an offence.

Date stamp

CPS No.

Fait T. Assessment bilateral agree						
If the amendment of a clearing permit will or is likely to impact on a matter of national environmental significance identified under the <i>Environment Protection and</i> <i>Biodiversity Conservation Act</i> 1999 (Cth) (EPBC Act) the original application must have been assessed in accordance with the bilateral assessment, and a variation under the EPBC Act is required prior to submitting this	Do you want your proposed clearing action assessed in accordance with, or under, an EPBC Act Accredited Process such as the assessment bilateral agreement?					
		Yes EP	BC number:			
	$\boxtimes$	No Pro	ceed to Part	2		
	List th decis		g provisions i	dentified in the notification of the controlled action		
amendment application form. Further information is located in						
Form Annex C7 and A guide to native vegetation clearing processes under the Assessment bilateral agreement available at						
www.der.wa.gov.au/our- work/clearing-permits.		Form Ann	ex C7 is comp	lete and the required supporting information is attached.		

Part 2: Clearing permit details				
Amendments can only be made to active clearing permits. Applications must be made more	Permit number for existing clearing permit	CPS 6794/1		
than 90 working days prior to the existing permit expiring to ensure there is adequate time to assess the amendment.	Permit holder's name (as it appears on the existing clearing permit)	BARRADALE SANDS PTY LTD		
FILE REFERENCE	Permit expiry date: 31 OCTOBER 2020			
	Mark this box if there are less than 90 working days until the expiry of the existing permit.			

## Department of Water and Environmental Regulation – Department of Mines, Industry Regulation and Safety

Part 3: Applicant											
Applicant details											
To apply for an amendment to a permit you must be the current	Are you app one only.	olying as an	individ	ual, a	comp	any or	incorp	orated	body	? Enter de	tails for
holder of the existing permit. Include Australian Company	An	Title		Mr		Mrs		Ms		Other:	
Number (ACN) if the proposed permit holder is a body corporate	individual	Name/s									
or other entity formed at law.	OR										
	A body corp other entity law (include	BARRADALE SANDS PTY LTD - ACN 606 114 363					}				
Applicant contact details	_										
If applying as a company or incorporated body, please also	Provide cor	ntact details f	or the	above	e indiv	idual o	r body	corpo	rate.		
supply the registered business office address. All written correspondence from the Department of Water and Environmental Regulation (DWER) or Department of Mines, Industry Regulation and Safety (DMIRS) regarding your application will be made via email. You must provide a valid email address through which you agree to accept all electronic	Contact per position, if a		STE	VE MI	LNER						
	Company n (if applicabl	AUSTWIDE MINING TITLE MANAGEMENT PTY LTD					D				
	Postal / bus address	PO BOX 1434 WANGARA WA 6947									
correspondence. The postal/business address supplied must be a physical	Phone (fixe	9309 0400 Phone (mobile):									
address to which a statutory notice under the EP Act may be delivered. <sup>1</sup>	Email address steve@austwidemining.com.au										
Contact details for enquiries											
If different from the applicant's contact details, enter the contact	Where cont	tact details d	iffer to	those	of the	e applic	ant, co	omplet	e the	below sect	ion:
details of a person with whom DWER or DMIRS should liaise	Contact per position, if a		AS ABOVE								
with concerning this clearing application.	Company n (if applicabl										
	Postal / bus address	siness									
	Phone (fixe	d line)				PI	none (	mobile	)		
	Email addre	ess									

<sup>&</sup>lt;sup>1</sup> The provision of a postal/business address is required as any statutory notices or directions under the relevant legislation are required to be served by post or personally [sections 75 and 76 *Interpretation Act 1984* (WA)].

## Department of Water and Environmental Regulation – Department of Mines, Industry Regulation and Safety

Part 4: Proposed amendments								
Additional information to	Indica	te the proposed change/s to your clearing permit by sel	ecting t	he rele	vant bo	x/es:		
support the assessment of your application to amend may be attached.	$\boxtimes$	Extend the duration of the clearing permit.						
Please ensure you have included the following as part of your		Vary / add / remove a permit condition relating to a matter other than the size or boundary of the area to be cleared.						
<ul> <li>application:</li> <li>a photocopy of the granted clearing permit, with proposed</li> </ul>	$\boxtimes$	Amend the size of the area permitted to be cleared, or add / remove a land parcel on the clearing permit.						
changes highlighted, and		Redescribe the boundary of the area authorised to be [for an area permit only]	cleared	ł				
payment of the prescribed fee.		Make a correction to the clearing permit.						
		Other.						
	Provi	de details of the proposed change(s), and the rationale	for it / tl	hem.				
	AND /	ADDITION OF AN EXTRA 20.83 HECTARES FOR THE PURPOSE OF SAND MINING AND ASSOCIATED ACTIVITIES – MINING PROPOSAL – MINE CLOSURE PLAN REG ID 75496.						
	EXTENSION OF DURATION TO 2023.							
For an application to amend the size of the area permitted to be	State the nature of the applicant's authority to access the land to be cleared. [Attach evidence of authority]							
cleared, or add a land parcel to the clearing permit, you must have the authority of the landowner to access the land and undertake the clearing.	THE APPLICANT IS THE REGISTERED HOLDER OF MINING LEASE M08/497 and MISCELLANEOUS LICENCE L08/108							
Evidence of authority can include, for example, a copy of the certificate of title or a letter of authority from the land owner.								
Note: the letter of authority must explicitly state the applicant has authority to clear on the land.								
Provide additional property details if required – if applying to extend		description: volume and folio number, lot or location nur ve number, pastoral lease number or mining tenement n						
the size of the area to be cleared into another land parcel.	M08/497; L08/108							
You must provide evidence that avoidance and mitigation		alternatives that would avoid or minimise the need earing been considered and applied?	$\boxtimes$	Yes		No		
options have been pursued to eliminate, reduce or otherwise	If yes, provide details:							
mitigate the need for, and scale of, the proposed clearing of native vegetation.	THE EXTRA AREA IS REQUIRED FOR SAND MINING IN THE YANNARIE RIVER – NO ALTERNATIVES AVAILABLE							
Refer to DWER's <u>Clearing of</u> <u>native vegetation offsets</u> procedure guideline available		ou want to submit a clearing permit offset proposal our application?		Yes	$\boxtimes$	No		
on the DWER website, and the EPA's <u>WA Environmental</u>		, provide details, and complete and attach Appendix A cation offsets procedure guideline.	of the C	Clearing	of nati	/e		
Offsets Policy and Guidelines on the EPA website for further information.								

Part 5: Other DWER approvals						
Instructions:						
If your application is to be submitted to DMIRS, complete Section A and then skip to Part 6 of this form.						
If your application is to be submitted to DWER, complete Section A and B.						
Section A: Environmental Impact Assessment						
Environmental Impact Assessment (Part IV of the EP A	vct)					
Has this clearing application or any related matter been referred to the Environmental Protection	Yes – provide details [ ]					
Authority?	No No					
Do you intend to refer the proposal to the Environmental Protection Authority?	Yes – intend to refer (proposal is a 'significant proposal')					
Section 37B(1) of the EP Act defines a 'significant proposal' as	Yes – intend to refer (proposal will require a section 45C					
"a proposal likely, if implemented, to have a significant effect on the environment".	amendment to the current Ministerial Statement)					
If a decision-making authority (e.g. DWER or DMIRS) considers	MS [ ]					
that the proposal in this application is likely to constitute a 'significant proposal', they are required under section 38(5) of	No – a current valid Ministerial Statement applies:					
the EP Act to refer the proposal to the EPA for assessment under Part IV, if such a referral has not already been made.						
If a relevant Ministerial Statement already exists, please provide the MS number in the space provided.	🛛 No – not a 'significant proposal'					
Section B: Other approvals						
Pre-application scoping						
Have you had any pre-application / pre-referral / scoping meetings with DWER regarding any planned	No					
applications?	Yes – provide details: [ ]					
Works Approval / Licence / Registration (Part V Divisio	n 3 of the EP Act)					
Have you applied or do you intend to apply for a works approval, licence, registration, or an	Yes – application reference (if known): []					
amendment to any of the above, under Part V Division 3 of the EP Act?	No – a valid works approval applies: [W6103/2017/1]					
It is an offense to perform any action that would cause a						
premises to become a prescribed premises of a type listed in Schedule 1 of the Environmental Protection Regulations 1987.	No – a valid licence applies: [ ]					
unless that action is done in accordance with a works approval, licence, or registration.	No – a valid registration applies: [ ]					
For further guidance, please refer to the <u>Guidance Statement:</u>						
<u>Decision Making</u> (February 2017).	No – not required					
Water Licences and Permits (Rights in Water and Irriga	ation Act 1914)					
Have you applied or do you intend to apply for:	Yes –application reference (if known): [ ]					
1. a licence or amendment to a licence to take water (surface water or groundwater); or	No – a current valid licence applies: [ ]					
2. a licence or amendment to a licence to construct wells (including bores and soaks); or	⊠ N/A					
3. a permit or amendment to a permit to interfere						
with the bed and banks of a watercourse?						

Part 6: Index of Biodiversity Surveys for Assessments	(IBSA)	
Biodiversity surveys submitted to support this application must meet the requirements of the EPA's <u>Instructions for</u> <u>the preparation of data packages for the Index of</u> <u>Biodiversity Surveys for Assessments (IBSA)</u> (April 2018). If these requirements are not met, DWER / DMIRS may decline to deal with the application.		All biodiversity surveys submi meet the requirements of the preparation of data packages Surveys for Assessments (IBS

tted with this application EPA's Instructions for the for the Index of Biodiversity SA).

OFFICE USE ONLY

#### Part 7: Prescribed fee

Make cheques or money orders payable to:

Department of Water and Environmental Regulation for all clearing purposes other than mining and petroleum activities or

Department of Mines, **Industry Regulation and** Safety for mineral and petroleum clearing activities under the Mining Act 1978, various Petroleum Acts, or State Agreement Acts.

For credit card payments to:

- DWER, pay via BPoint, • accessible online at: https://dwer.wa.gov.au/mak e-a-payment
- DMIRS, complete Form C3 and attach it to this form.

Do not send cash in the mail.

Please indicate the clearing permit application fee that you are paying:

## **AREA PERMIT**

- \$50 to alter the requirements of an area permit, or to  $\square$ increase the area covered by an area permit by less than one hectare. **\$100** to increase the area covered by an area  $\square$ permit by between one hectare and 10 hectares.
- \$200 to increase the area covered by an area permit by more than 10 hectares.

## PURPOSE PERMIT

 $\times$ **\$200** to alter any requirement of a purpose permit.

Payment method (mark applicable box):

- $\times$ Cheque / Money Order
- (DWER) Secure EFT payment  $\square$ (see https://dwer.wa.gov.au/make-a-payment for payment details)
- $\square$ (DWER) Secure credit card payment through BPoint
  - Receipt number:

Date of payment:

(DMIRS) Credit card -complete and attach Form C3

#### Part 8: Application checklist

Additional information in the assessment of proposal may be atta this application - e.g salinity, fauna, or flor or other environment conducted for the site included in electronic and submitted on a s portable digital storage

n to assist	Please ensure you have included the following as part of your application:						
your ached to	REQUIRED	$\boxtimes$	Payment.				
. reports on ra studies, tal reports e could be c format suitable ge device.		$\boxtimes$	An aerial photograph or map with a north arrow clearly identifying the areas of vegetation proposed to be cleared or ESRI shapefile.				
		$\boxtimes$	An index of all documentation attached to this application.				
	AS REQUIRED		A copy of the written authorisation permitting the applicant to act on behalf of the current clearing permit holder.				
			Written authority from the landowner to access the land and conduct the clearing.				
			Form C3 – Credit card payment for DMIRS clearing applications, if the fee is to be paid to DMIRS by credit card.				
			Form Annex C7 – Assessment bilateral agreement if the clearing is also to be assessed under an EPBC Act accredited process.				

## Department of Water and Environmental Regulation – Department of Mines, Industry Regulation and Safety

Part 8: Application checklist	
	Appendix A of the <i>Clearing of native vegetation offsets procedure</i> guideline if the application includes a proposal for clearing permit offsets.
ADDITIONAL SUPPORTING	Photos of application area
INFORMATION	Biodiversity surveys, submitted in accordance with the requirements of the EPA's <i>Instructions for the preparation of data packages for the Index of Biodiversity Surveys for Assessments (IBSA).</i>

## Part 9: Submission of application

#### Confidential or commercially sensitive information

Information submitted as part of this application will be made publicly available. If you wish to submit information that you believe to be commercially sensitive or otherwise confidential, then you should submit that information in an appendix to this application (Attachment 1), with a written statement of reasons why you request that each item of information be kept confidential.

DWER and DMIRS will take reasonable steps to protect confidential or commercially sensitive information. Please note in particular that all submitted information may be the subject of an application for release under the *Freedom of Information Act 1992* (WA).

If you have any enquiries regarding the provision of relevant information as part of this application contact either DWER or DMIRS, on the details below.

Files that are greater than 10MB in size cannot be received via email by DWER. Files larger than 45MB cannot be received via email by DMIRS. These large files can be sent via File Transfer. Alternatively, email DWER or DMIRS (as applicable) and you will be provided with a link to submit these files.

All information which you would propose to be exempt from public disclosure has been separately placed in <b>Attachment 1</b> (located at the end of this form). Grounds for claiming exemption in accordance with Schedule 1 to the <i>Freedom of Information Act 1992</i> must be specified.				
A signed, electronic copy of the application form, including all a email address specified below.	attachments, has been submitted via the appropriate	$\boxtimes$		
A signed, electronic copy of the application form has been sub below, and attachments have been submitted via File Transfer				
A full, signed hard copy has been sent to the appropriate postal address specified below.				
Email or post applications to amend clearing permits granted by the Department of Water and Environmental Regulation, or the former Department of Environment Regulation or former Department of Environment and Conservation to:Email or post applications to amend clearing permits granted 				
Department of Water and Environmental Regulation Locked Bag 33 CLOISTERS SQUARE PERTH WA 6850Department of Mines, Industry Regulation and Safety Resource and Environmental Compliance Division Mineral House 100 Plain St EAST PERTH WA 6004				
Telephone: 6364 7000         Telephone: 9222 3333				
For more information: <u>www.dwer.wa.gov.au</u> For more information: <u>www.dmirs.wa.gov.au</u>				
Please retain a copy of this form for your records.				
Incomplete applicati	ions will be returned.			
If there is insufficient space on any part of this form, please continue on a separate sheet of paper and attach to this form				

If there is insufficient space on any part of this form, please continue on a separate sheet of paper and attach to this form

# Department of Water and Environmental Regulation - Department of Mines, Industry Regulation and Safety

## Part 10: Declaration and signature

## General

I/We confirm and acknowledge that:

- The information contained in this application is true and correct and I/we acknowledge that knowingly providing
  information which is false or misleading in a material particular constitutes an offence under section 112 of the
  Environmental Protection Act 1986 (WA) and may incur a penalty of up to \$50,000;
- I/We have legal authority to sign on behalf of the applicant (where authorisation provided);
- I/We have not altered the requirements and instructions set out in this application form;
- I/We have provided a valid email address in Part 3 for receipt of all written correspondence from DWER (or DMIRS, as applicable) in relation to this application. I/ We acknowledge that successful delivery to my/our server constitutes receipt of correspondence for the purposes of the Environmental Protection Act 1986 (WA); and
- I/We have provided a valid postal and /or business address in Part 3 for the service of all notices under the relevant legislation.

## Publication

I/We confirm and acknowledge:

- this application (including all attachments apart from the sections identified in Attachment 1) is a public document and may be published;
- biodiversity surveys provided in accordance with Part 6 will be published and used, for the purposes of the IBSA project, in accordance with your declaration made in the Metadata and Licensing Statement;
- all necessary consents for the publication of information have been obtained from third parties;
- information considered exempt from public disclosure has been placed in Attachment 1 with reasons as to why the information should be exempt in accordance with the grounds specified in Schedule 1 to the Freedom of Information Act 1992 (WA);
- subsequent information provided in relation to this application will be a public document and may be published unless
  written notice has been given to the Department by the applicant, at the time the information is provided, claiming that
  the information is considered exempt from public disclosure; and
- the decision to not publish information will be at the discretion of the CEO of the Department and will be made consistently with the provisions of the Freedom of Information Act 1992 (WA).

Please	Indicate if you are	signing as an individu	al or a company:	17.2.24	a the second second	
			is applying, all landowners must a	sign this fo	orm.	
	A company.	Company name:	BARRADALE SANDS PTY LTD	ACN:	606114363	
	A person express company must be	sly authorised or authoris e a legal entity and provi	ed to execute on behalf of a body de an ACN. Please note an Austral	corporate lian Busin	must sign this form. A ess Number is not sufficient	

Other entity formed at law.	Provide details:
Signature Signature BOYLE	<u>10/09/18</u> Date
Name DIRECTOR, BARRADALE SANDS PTY LTD	
Position	
Signature	Date
Name	
Position	

CR-F04 Application for an amendment to a clearing permit (v4, April 2018)

## ATTACHMENT 1 – Confidential or Commercially Sensitive Information

Request for Exemption from Publication					
Information which you consider should not be published, on the grounds of a relevant exemption found in Schedule 1 to the <i>Freedom of Information Act 1992</i> (WA), must be specified in this Attachment.					
NOT FOR PUBLICATION IF GROUNDS FOR EXEMPTIO	NOT FOR PUBLICATION IF GROUNDS FOR EXEMPTION ARE DETERMINED				
Specify section:	Ground for claiming exemption:				
Specify section:	Ground for claiming exemption:				



Department of Water and Environmental Regulation Department of Mines, Industry Regulation and Safety

## Credit card payment for DMIRS clearing permit applications

Environmental Protection Act 1986, section 51E and section 51M

## FORM C3

Clearing of native vegetation is prohibited in Western Australia except where a clearing permit has been granted or an exemption applies. A person who causes or allows unauthorised clearing commits an offence.

Date stamp

CPS No.

### Part 1: Prescribed fee

This form is to provide credit card details to the Department of Mines, Industry Regulation and Safety (DMIRS) for clearing permit applications related to mineral and petroleum activities under the *Mining Act 1976*, various Petroleum Acts or State Agreement Acts.

Credit card payments for applications submitted to the Department of Water and Environmental Regulation (DWER) are to be made via DWER's online BPoint system, accessible via: <u>https://dwer.wa.gov.au/make-a-payment</u>.

Please indicate the clearing permit application fee that you are paying:

AREA	<b>PERMIT APPLICATION (f</b>	OFFICE USE ONLY					
	\$50 for an area of less that	OFFICE USE ONLT					
	\$100 for an area between						
	\$200 for an area of more t						
PURPOSE PERMIT (for use with Form C2)							
	\$200 for a purpose permit application.						
AREA PERMIT AMENDMENT (for use with Form C4)							
	<b>\$50</b> to alter the requirements of an area permit, or to increase the area covered by an area permit by less than one hectare.						
	<b>\$100</b> to increase the area covered by an area permit by between one hectare and 10 hectares.						
	\$200 to increase the area covered by an area permit by more than 10 hectares.						
PURPOSE PERMIT AMENDMENT (for use with Form C4)							
$\boxtimes$	\$200 to alter any requirement of a purpose permit.						
SURRENDER (for use with Form C6)							
	\$5 to surrender a clearing permit.						
ADDITIONAL / OTHER PAYMENT (e.g. under-payments or change in application details)							
	\$50	Specify purpose of additional / other payment:					
	\$100						
	\$200						
	Other amount (specify)	\$					

Part 2: Application details						
If the application has already been	Applicant name:	Barradale Sands Pty Ltd				
assigned a CPS number, please note it here.	CPS number:	6794/1				

Part 3: Credit card details							
Credit card         4         3         6         8         7         1         0         0         6         1         8         6         9         1							
0	🗹 Visa	Credit card expiry date:	02/21				
Credit card type	Mastercard	Credit card expiry date.					
Credit card holder's name:	ROBIN HUMBERSTON						
Contact phone number:	93090400	Contact email address:	accounts@oushwidenining.com.au				
Signature of credit card holder	ASK		Tick if a copy of the receipt is to be issued to the applicant				
	/						

## Part 4: Submission of application

Please attach Form C3 to the relevant clearing permit application form and send by email or post to:

Email: nvab@dmirs.wa.gov.au

Post:

Department of Mines, Industry Regulation and Safety Resource and Environmental Compliance Division Mineral House 100 Plain St EAST PERTH WA 6004

Telephone: (08) 9222 3333

For more information: www.dmirs.wa.gov.au

Please retain a copy of this form for your records.

## BARRADALE SANDS L08/108 & M08/497

1

CPS6794/1 amendment

NW-Coastal Hwy

NW Coastal Highway

Access road

L08/108

Laydown / stockpile area

Existing approved area(Yellow)

Proposed new sand extraction area (purple)

Google Earth

@2018 Google mage © 2018 DigitalGlobe Yannarie River

## Legend

Access and laydown

🕹 Barradale Airport

/ M08-497\_new

M08-497\_NVCP\_area

Proposed new sand extraction area (purple)