



Department of Water and Environmental Regulation (DWER)
Department of Mines, Industry Regulation and Safety (DMIRS)

Application to amend a clearing permit

Environmental Protection Act 1986, section 51KA

FORM C4

The clearing of native vegetation is prohibited in Western Australia unless a clearing permit has been granted for the clearing or where a permit is not required (either due to a referral determination that one is not needed or because an exemption applies). A person who causes or allows unauthorised clearing commits an offence.

For further information on the stages of assessment for clearing permit applications (including amendments to existing permits), see the [Procedure: Native vegetation clearing permits](#) on DWER's website.

CPS No.
CPS 7009/3

Date stamp

Part 1: Assessment bilateral agreement

If the amendment of a clearing permit will or is likely to impact on a matter of national environmental significance identified under the *Environment Protection and Biodiversity Conservation Act 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 amendment application form.

To be assessed in this manner, the proposed clearing action must be referred to the Commonwealth under the EPBC Act and deemed a '[controlled action](#)' prior to submitting this 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.

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 EPBC number:

No Proceed to Part 2

List the controlling provisions identified in the notification of the controlled action decision.

Form Annex C7 is complete 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 than 90 working days prior to the existing permit expiring to ensure there is adequate time to assess the amendment.

Permit number for existing clearing permit CPS 7009/3

Permit holder's name (as it appears on the existing clearing permit) BHP Iron Ore Pty Ltd

FILE REFERENCE

Permit expiry date: 30 November 2032

Mark this box if there are less than 90 working days until the expiry of the existing permit.

Part 3: Applicant																							
Applicant details																							
<p>To apply for an amendment to a permit you must be the current holder of the existing permit.</p> <p>Include Australian Company Number (ACN) if the proposed permit holder is a body corporate or other entity formed at law.</p>	<p>Are you applying as an individual, a company or incorporated body? Enter details for one only.</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 15%; border: none;">An individual</td> <td style="width: 15%; border: none;">Title</td> <td style="width: 10%; border: none;">Mr</td> <td style="width: 10%; border: none;"><input type="checkbox"/></td> <td style="width: 10%; border: none;">Mrs</td> <td style="width: 10%; border: none;"><input type="checkbox"/></td> <td style="width: 10%; border: none;">Ms</td> <td style="width: 10%; border: none;"><input type="checkbox"/></td> <td style="width: 10%; border: none;">Other:</td> <td style="width: 10%; border: none;"></td> </tr> <tr> <td style="border: none;"></td> <td style="border: none;">Name/s</td> <td colspan="8" style="border: none;"></td> </tr> </table> <p>OR</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; border: none;">A body corporate or other entity formed at law (include ACN)</td> <td style="border: none;">BHP Iron Ore Pty Ltd ACN: 008 700 981</td> </tr> </table>	An individual	Title	Mr	<input type="checkbox"/>	Mrs	<input type="checkbox"/>	Ms	<input type="checkbox"/>	Other:			Name/s									A body corporate or other entity formed at law (include ACN)	BHP Iron Ore Pty Ltd ACN: 008 700 981
An individual	Title	Mr	<input type="checkbox"/>	Mrs	<input type="checkbox"/>	Ms	<input type="checkbox"/>	Other:															
	Name/s																						
A body corporate or other entity formed at law (include ACN)	BHP Iron Ore Pty Ltd ACN: 008 700 981																						
Applicant contact details																							
<p>If applying as a company or incorporated body, please also supply the registered business office address.</p> <p>DWER and DMIRS prefer to send all correspondence via email.</p> <p>We request that you consent to receiving all correspondence relating to instruments and notices under Part V of the EP Act ("Part V documents") via email by indicating your consent in this section of the application form.</p> <p>Where 'yes' is selected, all correspondence from DWER or DMIRS (as applicable) will be sent to you via email, to the email address provided in this section.</p> <p>Where 'no' has been selected, Part V documents will be posted to you in hard copy to the postal/business address you have provided in this section. Other general correspondence may still be sent to you via email.</p>																							
Contact details for enquiries																							
<p>If different from the applicant's contact details, enter the contact details of a person with whom DWER or DMIRS should liaise with concerning this clearing application.</p>																							

Part 4: Proposed amendments													
<p>Additional information to support the assessment of your application to amend may be attached.</p> <p>Please ensure you have included the following as part of your application:</p> <ul style="list-style-type: none"> • a photocopy of the granted clearing permit, with proposed changes highlighted, <i>and</i> • payment of the prescribed fee. <p>When providing details of the proposed change(s), if any additional clearing is proposed, include details of:</p> <ul style="list-style-type: none"> • the proposed method of the clearing; • the purpose of the clearing; • the period within which the clearing is proposed to be undertaken (taking note of the published minimum assessment timeframes for DWER / DMIRS, as applicable); <i>and</i> • the final land use. 	<p>Indicate the types of proposed change(s) to your clearing permit by selecting the relevant box(es):</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40px; text-align: center;"><input checked="" type="checkbox"/></td> <td>Extend the duration of the clearing permit.</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>Vary / add / remove a permit condition relating to a matter other than the size or boundary of the area to be cleared.</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td>Amend the size of the area permitted to be cleared, or add / remove a land parcel on the clearing permit.</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td>Redescribe the boundary of the area authorised to be cleared <i>[for an area permit only]</i></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td>Make a correction to the clearing permit.</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td>Other.</td> </tr> </table> <p>Provide details of the proposed change(s), and the rationale(s) for it / them.</p> <ol style="list-style-type: none"> 1. Remove Condition 12(i) as <i>Heliotropium muticum</i> is no longer listed as a Priority flora species. 2. Extending the clearing period to 30 November 2030 3. Extending the permit expiry to 30 November 2037. <p>The extension to the permit clearing period will enable time for new surveys to be conducted over the entire permit boundary (14,391.24 ha) over the next 5 years ready for the next extension to the permit timeframe.</p>	<input checked="" type="checkbox"/>	Extend the duration of the clearing permit.	<input checked="" type="checkbox"/>	Vary / add / remove a permit condition relating to a matter other than the size or boundary of the area to be cleared.	<input type="checkbox"/>	Amend the size of the area permitted to be cleared, or add / remove a land parcel on the clearing permit.	<input type="checkbox"/>	Redescribe the boundary of the area authorised to be cleared <i>[for an area permit only]</i>	<input type="checkbox"/>	Make a correction to the clearing permit.	<input type="checkbox"/>	Other.
<input checked="" type="checkbox"/>	Extend the duration of the clearing permit.												
<input checked="" type="checkbox"/>	Vary / add / remove a permit condition relating to a matter other than the size or boundary of the area to be cleared.												
<input type="checkbox"/>	Amend the size of the area permitted to be cleared, or add / remove a land parcel on the clearing permit.												
<input type="checkbox"/>	Redescribe the boundary of the area authorised to be cleared <i>[for an area permit only]</i>												
<input type="checkbox"/>	Make a correction to the clearing permit.												
<input type="checkbox"/>	Other.												
<p>For an application to amend the size of the area permitted to be 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.</p>	<p>State the nature of the applicant's authority to access the land to be cleared. Evidence of authority can include e.g. a copy of the certificate of title or a letter of authority signed by the landowner or other person with authority to give legal land access permission. <i>[Attach evidence of authority. Note that a letter of authority must explicitly state the applicant has authority to clear on the land.]</i></p> <p>Owner</p>												
<p>Provide additional property details if required – if applying to extend the size of the area to be cleared into another land parcel.</p>	<p>Land description: volume and folio number, lot or location number(s), Crown lease or reserve number, pastoral lease number, or mining tenement number of all properties.</p> <ul style="list-style-type: none"> • Mining Lease 47/283; • Mining Lease 47/284; • Mining Lease 47/289; • Mining Lease 47/290; • Mining Lease 47/291; • Miscellaneous Licence 45/129; • Miscellaneous Licence 45/130; • Miscellaneous Licence 45/131; • Miscellaneous Licence 45/132; • Miscellaneous Licence 45/133; • Miscellaneous Licence 45/134; • Miscellaneous Licence 45/135; • Miscellaneous Licence 45/136; • Miscellaneous Licence 45/147; • Miscellaneous Licence 45/190; • Miscellaneous Licence 45/194; • Miscellaneous Licence 47/92; 												

Part 4: Proposed amendments	
	<ul style="list-style-type: none"> • Miscellaneous Licence 47/95; • Iron Ore (Mount Newman) Agreement Act 1964, Mineral Lease 244SA (AML 70/244); • Iron Ore (Marillana Creek) Agreement Act 1991, Mining Lease 270SA (AM 70/270); • Iron Ore (Mount Newman) Agreement Act 1964, Special Lease for Mining Operations Lease 3116/6038, Document I123402L, Lot 135 on Deposited Plan 48926, F 963074 EL; • Lease 3116/3690, Document I123403L, Lot 6254 on Deposited Plan 035659; • Lease 3116/6301, Document I123595L, Lot 48 on Deposited Plan 048928, F 963074 EL; • Lease 3116/6300, Document I123596L, Lot 143 on Deposited Plan 048927, F 963074 EL; • Lease 3116/6298, Document I123599L, Lot 141 on Deposited Plan 048923, F 963074 EL; • Lease 3116/6400, Document I123701L, Lots 86, 87 on Deposited Plan 213620; • Lease 3116/6329, Document I123720L, Lot 49 on Deposited Plan 048931, F 963074 EL; • Lease 3116/6068, Document I150309L, Lot 136 on Deposited Plan 048924; • Lease 3116/6297, Document 150310L, Lot 140 on Deposited Plan 048922, F 963074 EL; • Lease 3116/4028, N105667L, Lot 92 on Deposited Plan 60351, Lot 93 on Deposited Plan 60352, Lot 94 on Deposited Plan 60707, Lot 95 on Deposited Plan 60708, Lot 96 on Deposited Plan 60709, Lot 24 on Deposited Plan 60348, Lot 25 on Deposited Plan 60349, Lot 26 on Deposited Plan 60350; • Lease 3116/3687, Document I154279L, Lot 65 on Deposited Plan 048920, Lot 19 on Deposited Plan 048921; • Lease 3116/6299, Document I163678L, Lot 142 on Deposited Plan 048925, F 963074 EL; • Lease 3116/3684, N88235L, Lot 351 on Deposited Plan 74327; • Iron Ore (Marillana Creek) Agreement Act 1991 pursuant to Land Administration Act 1997, K843924L, Lots 145 on Deposited Plan 243202, 146 on Deposited Plan 243202 and 243203, 147 on Deposited Plan 243202, 149 on 243203, 150 on Deposited Plan 243203, 155 on Deposited Plan 220067, 156 on Deposited Plan 194001, 220 on Deposited Plan 243202; • K843925L, Lot 148 on Deposited Plan 93544; • Iron Ore (Mount Goldsworthy) Agreement Act 1964, Special Lease for Mining Operations, Lease 3116/5999, Document I126342L, Lot 125 on Deposited Plan 219861, M653978L pursuant to Land Administration Act 1997, Lots 321, 322, 323,324, 325 on Deposited Plan 74344.
You must provide evidence that avoidance and mitigation options have been pursued to eliminate, reduce or otherwise mitigate the need for, and scale of, the proposed clearing of native vegetation.	<p>Have alternatives that would avoid or minimise the need for clearing been considered and applied? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If yes, provide details:</p> <p>Clearing kept to the smallest areas required. Ground disturbance kept to existing disturbed areas where practicable.</p>
Refer to DWER's Clearing of native vegetation offsets procedure guideline available on the DWER website, and the EPA's WA Environmental Offsets Policy and Guidelines on the EPA website for further information.	<p>Do you want to submit a clearing permit offset proposal with your application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If yes, provide details, and complete and attach Appendix A of the <i>Clearing of native vegetation offsets procedure guideline</i>.</p>

Part 5: Other DWER approvals	
Instructions: <ul style="list-style-type: none"> 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 both Sections A and B. 	
Section A: Environmental Impact Assessment	
Environmental Impact Assessment (Part IV of the EP Act)	
Has this clearing application or any related matter been referred to the Environmental Protection Authority?	<input type="checkbox"/> Yes – provide details [] <input checked="" type="checkbox"/> No
Do you intend to refer the proposal to the Environmental Protection Authority? Section 37B(1) of the EP Act defines a 'significant proposal' as "a proposal likely, if implemented, to have a significant effect on the environment". If a decision-making authority (e.g. DWER or DMIRS) considers that the proposal in this application is likely to constitute a 'significant proposal', they are required under section 38(5) of 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.	<input type="checkbox"/> Yes – intend to refer (proposal is a 'significant proposal')
	<input type="checkbox"/> Yes – intend to refer (proposal will require a section 45C amendment to the current Ministerial Statement) MS []
	<input type="checkbox"/> No – a current valid Ministerial Statement applies: MS []
	<input checked="" type="checkbox"/> 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 applications?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes – provide details: []
Works approval / Licence / Registration (Part V Division 3 of the EP Act)	
Have you applied or do you intend to apply for a works approval, licence, registration, or an amendment to any of the above, under Part V Division 3 of the EP Act? It is an offence to perform any action that would cause a premises to become a prescribed premises of a type listed in Schedule 1 of the <i>Environmental Protection Regulations 1987</i> , unless that action is done in accordance with a works approval, licence, or registration. For further guidance, refer to Guideline: Decision making and Guideline: Industry Regulation Guide to Licensing .	<input type="checkbox"/> Yes – application reference (if known): []
	<input type="checkbox"/> No – a valid works approval applies: []
	<input checked="" type="checkbox"/> No – a valid licence applies: [L4513/1969/18 – Port; L7425/2000/8 – Quarry 8; L8362/2009/2 – Redmont/Quarry4; L8898/2015/1 Quarry 2; L9175/2018/2 – MAC/Yandi spur]
	<input type="checkbox"/> No – a valid registration applies: []
	<input type="checkbox"/> No – not required
Water licences and permits (<i>Rights in Water and Irrigation Act 1914</i>)	
Have you applied or do you intend to apply for: <ol style="list-style-type: none"> a licence or amendment to a licence to take water (surface water or groundwater); or a licence or amendment to a licence to construct wells (including bores and soaks); or a permit or amendment to a permit to interfere with the bed and banks of a watercourse? For further guidance on water licences and permits under the <i>Rights in Water and Irrigation Act 1914</i> , refer to the Procedure: Water licences and permits .	<input type="checkbox"/> Yes –application reference (if known): []
	<input checked="" type="checkbox"/> No – a current valid licence applies: [GWL 158573(5); GWL167110(8); GWL 167112(4); GWL 167113(6); GWL 167115(5); GWL 167116(6); GWL 170361(2)]
	<input type="checkbox"/> N/A