



## CLEARING PERMIT

*Granted under section 51E of the Environmental Protection Act 1986*

<b>Purpose Permit number:</b>	CPS 7117/1
<b>Permit Holder:</b>	Minister for Education
<b>Duration of Permit:</b>	From 3 September 2016 to 3 September 2021

The Permit Holder is authorised to clear native vegetation subject to the following conditions of this Permit.

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

Clearing for the purpose of primary school hazard reduction.

**2. Land on which clearing is to be done**

Lot 3006 on Deposited Plan 57708, Margaret River

Lot 3007 on Deposited Plan 67055, Margaret River

Lot 3008 on Deposited Plan 67055, Margaret River

**3. Area of clearing**

The Permit Holder shall not clear more than 11 native trees within the area cross-hatched yellow on attached Plan 7117/1.

**4. Type of clearing authorised**

This Permit authorises the Permit Holder to clear native vegetation for activities to the extent that the Permit Holder has the right to access land under the *Land Administration Act 1997* or any other written law.

**5. Application**

This Permit allows the Permit Holder to authorise persons, including employees, contractors and agents of the Permit Holder, to clear native vegetation authorised under this Permit subject to compliance with the conditions of this Permit and approval from the Permit Holder.

A handwritten signature in black ink, appearing to read "James Widenbar", written over a horizontal line.

James Widenbar  
MANAGER  
CLEARING REGULATION

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

4 August 2016



# Plan 7117/1

115°52'

115°56'

115°510'



## Legend


-  Areas approved to clear
-  Roads
-  LGA
-  Cadastre
- Virtual Mosaic (LGATE-V001)
- 



1:1,000

MGA 94

Geocentric Datum of Australia 1994

 Date: 7/8/2016  
James Widenbar

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



GOVERNMENT OF  
WESTERN AUSTRALIA





## 1. Application details

### 1.1. Permit application details

Permit application No.: 7117/1  
Permit type: Purpose Permit

### 1.2. Applicant details

Applicant's name: Minister for Education

### 1.3. Property details

Property: LOT 3006 ON DEPOSITED PLAN 57708, MARGARET RIVER  
LOT 3007 ON DEPOSITED PLAN 67055, MARGARET RIVER  
LOT 3008 ON DEPOSITED PLAN 67055, MARGARET RIVER

Colloquial name: Rapids Landing Primary School  
Local Government Authority: AUGUSTA-MARGARET RIVER, SHIRE OF  
DER Region: Greater Swan  
DPaW District: BLACKWOOD  
Localities: MARGARET RIVER

### 1.4. Application

Clearing Area (ha)	No. Trees	Method of Clearing	For the purpose of:
	11	Mechanical Removal	Hazard reduction

### 1.5. Decision on application

Decision on Permit Application: Granted  
Decision Date: 4 August 2016  
Reasons for Decision: The clearing permit application received on 9 June 2016 has been assessed against the clearing principles, planning instruments and other matters in accordance with s51O of the *Environmental Protection Act 1986*. It has been concluded that the proposed clearing is not likely to be at variance to any of the clearing principles.

The Delegated Officer determined that the clearing is unlikely to have any significant environmental impacts. State policies and other relevant policies have been taken into consideration in the decision to grant a clearing permit.

## 2. Site Information

### 2.1. Existing environment and information

Vegetation Description	Clearing Description	Vegetation Condition	Comment
The application area comprises 11 paddock trees; three jarrah ( <i>Eucalyptus marginata</i> ) and eight marri ( <i>Corymbia calophylla</i> ).	The application is for the clearing of 11 trees located across three lots in the locality of Margaret River (Lots 3007 and 3008 on Deposited Plan 67055 and Lot 3006 on Deposited Plan 57708). These properties form the site of the proposed Rapids Landing Primary School. The purpose of the proposed clearing is to remove trees that will be a possible future safety hazard to students (falling limbs).	Completely degraded; no longer intact, completely/almost completely without native species (Keighery, 1994).	The description and condition of the vegetation was determined based on a site inspection by Department of Environment Regulation (DER) officers undertaken on 5 July 2016 (DER, 2016).

## 3. Assessment of application against clearing principles

**Comments** The application area comprises 11 trees within a parkland cleared setting with no native understorey. The application area is considered to be in a completely degraded (Keighery, 1994) condition.

The vegetation under application does not include, or form supporting habitat for, priority flora, threatened ecological communities or priority ecological communities listed by the Department of Parks and Wildlife, or rare flora declared under the *Wildlife Conservation Act 1950*.

A flock of black cockatoos (reported as possibly Baudin's cockatoo (*Calyptorhynchus baudinii*)) were observed flying over the application area during a flora and fauna field survey undertaken by GHD on 29 October 2015 (GHD, 2016). The 11 trees are considered to represent foraging habitat for all three black cockatoo species (i.e. Carnaby's cockatoo (*Calyptorhynchus latirostris*), Baudin's cockatoo and forest red-tailed black cockatoo (*Calyptorhynchus banksii naso*). One marri tree within the application area (most north western tree) contains

two large hollows that may be suitable for black cockatoo breeding (GHD, 2016). GHD did not identify any black cockatoo breeding activity during the field survey (GHD, 2016). The proposed clearing is considered unlikely to result in significant residual impacts to black cockatoos given the relatively small extent of habitat under application.

The trees under application are considered unlikely to represent suitable habitat for any other conservation significant fauna. They are also considered unlikely to represent significant remnant vegetation in a highly cleared landscape.

No wetlands or watercourses are located within or immediately adjacent to the application area. The application area does not form part of a conservation area nor does it form part of a significant ecological linkage.

Given the parkland setting, the proposed clearing is considered unlikely to result in appreciable land degradation, deterioration of water quality or flooding.

Based on the above the proposed clearing is not likely to be at variance to any of the clearing principles.

**Methodology**   References:  
GHD (2016)  
Keighery (1994)

#### **Planning instruments and other relevant matters.**

**Comments**    The application was advertised for a seven day public comment period in the *West Australian* newspaper on 11 July 2016. No public submissions were received.

On 7 July 2016 the South West Boojarah #2 and Single Noongar Claim (Area 1) native title claimants were notified of the application pursuant to the *Native Title Act 1993*. An extension to November 2016 to consider the notice was requested by the South West Aboriginal Land & Sea Council on behalf of the South West Boojarah #2 native title claimants (South West Aboriginal Land & Sea Council, 2016). No comment was received from the Single Noongar Claim (Area 1) native title claimants.

Comment on the application was sought from the Shire of Augusta-Margaret River. Officer level advice was received (Shire of Augusta-Margaret River, 2016) outlining that:

- the subject land is identified by relevant Shire planning documents as a primary school site and associated district playing field;
- no planning application has been received nor is an application anticipated given construction of the school is a 'public work'; and
- the Shire raises no objection to the removal of the trees on the basis that this forms a necessary first step to the construction of the school.

**Methodology**   References:  
Shire of Augusta-Margaret River (2016)  
South West Aboriginal Land & Sea Council (2016)

#### **4. References**

- DER (2016) Site Inspection Report for Clearing Permit Application CPS 7117/1. Site inspection undertaken 5 July 2016. Department of Environment Regulation, Western Australia (Ref. A1142879).
- GHD (2016) Department of Education Margaret River Primary School Flora and Fauna Assessment. Unpublished report prepared for the Department of Education. GHD, Perth. February 2016 (Ref: A1095532).
- Keighery, B.J. (1994) Bushland Plant Survey: A Guide to Plant Community Survey for the Community. Wildflower Society of WA (Inc). Nedlands, Western Australia.
- Shire of Augusta-Margaret River (2016). Direct interest comment received in relation to CPS 7117/1. Received 11 July 2016 (Ref: A1127905).
- South West Aboriginal Land & Sea Council (2016). Native title comment received in relation to CPS 7117/1. Received 3 August 2016 (Ref: A1142567).