



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.

CPS No.

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.

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](http://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 7310/2

Permit holder's name (as it appears on the existing clearing permit)

Public Transport Authority of Western Australia

FILE REFERENCE

Permit expiry date:

7 January 2020

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>	Are you applying as an individual, a company or incorporated body? Enter details for one only.		
	An individual	<p>Title <input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Other:</p> <p>Name/s</p>	
	OR		
	A body corporate or other entity formed at law (include ACN)		Public Transport Authority
Applicant contact details			
<p>If applying as a company or incorporated body, please also supply the registered business office address.</p> <p>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 correspondence.</p> <p>The postal/business address supplied must be a physical address to which a statutory notice under the EP Act may be delivered.<sup>1</sup></p>	Provide contact details for the above individual or body corporate.		
	Contact person (and position, if applicable)		
	Company name (if applicable)		
	Postal / business address		
	Phone (fixed line):		Phone (mobile):
	Email address		
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>	Where contact details differ to those of the applicant, complete the below section:		
	Contact person (and position, if applicable)		
	Company name (if applicable)		
	Postal / business address		
	Phone (fixed line)		Phone (mobile)
	Email address		

<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)].



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"> <li>a photocopy of the granted clearing permit, with proposed changes highlighted, and</li> <li>payment of the prescribed fee.</li> </ul>	<p>Indicate the proposed change/s to your clearing permit by selecting the relevant box/es:</p>		
	<input checked="" type="checkbox"/>	Extend the duration of the clearing permit.	
	<input 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>Provide details of the proposed change(s), and the rationale for it / them.</p> <p>A 12 month extension is requested due to delays in the bulk earthworks contract in which the works are now expected to commence in January 2020.</p>			
<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>Evidence of authority can include, for example, a copy of the certificate of title or a letter of authority from the land owner.</p> <p>Note: the letter of authority must explicitly state the applicant has authority to clear on the land.</p>	<p>State the nature of the applicant's authority to access the land to be cleared.</p> <p><i>[Attach evidence of authority]</i></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>		
<p>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>	<p>Have alternatives that would avoid or minimise the need for clearing been considered and applied?</p>		<input type="checkbox"/> Yes <input type="checkbox"/> No
	<p>If yes, provide details:</p>		
<p>Refer to DWER's <a href="#">Clearing of native vegetation offsets procedure guideline</a> available on the DWER website, and the EPA's <a href="#">WA Environmental Offsets Policy and Guidelines</a> on the EPA website for further information.</p>	<p>Do you want to submit a clearing permit offset proposal with your application?</p>		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	<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:

- 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 Act)

Has this clearing application or any related matter been referred to the Environmental Protection Authority?

- ☐ Yes – provide details [      ]
- ☒ 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.

- ☐ Yes – intend to refer (proposal is a 'significant proposal')
- ☐ Yes – intend to refer (proposal will require a section 45C amendment to the current Ministerial Statement)  
MS [      ]
- ☐ No – a current valid Ministerial Statement applies:  
MS [      ]
- ☒ 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?

- ☒ No
- ☐ 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 *Environmental Protection Regulations 1987*, unless that action is done in accordance with a works approval, licence, or registration.

For further guidance, please refer to the [Guidance Statement: Decision Making](#) (February 2017).

- ☐ Yes – application reference (if known): [      ]
- ☐ No – a valid works approval applies: [      ]
- ☐ No – a valid licence applies: [      ]
- ☐ No – a valid registration applies: [      ]
- ☒ No – not required

Water Licences and Permits (*Rights in Water and Irrigation Act 1914*)

Have you applied or do you intend to apply for:

1. a licence or amendment to a licence to take water (surface water or groundwater); or
2. a licence or amendment to a licence to construct wells (including bores and soaks); or
3. a permit or amendment to a permit to interfere with the bed and banks of a watercourse?

- ☐ Yes – application reference (if known): [      ]
- ☐ No – a current valid licence applies: [      ]
- ☒ N/A

**Part 6: Index of Biodiversity Surveys for Assessments (IBSA)**