



## CLEARING PERMIT

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

<b>Purpose Permit number:</b>	CPS 7618/2
<b>Permit Holder:</b>	Shire of Manjimup
<b>Duration of Permit:</b>	9 December 2017 to 9 December 2022

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

### PART I – CLEARING AUTHORISED

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

Clearing for the purpose of road widening and upgrades.

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

North Walpole Road reserve (PINs: 11436715 and 11561544), Walpole

**3. Area of Clearing**

The Permit Holder must not clear more than 1.73 hectares of native vegetation within the area cross-hatched yellow on attached Plan 7618/2.

**4. 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.

**5. Type of clearing authorised**

This Permit authorises the Permit Holder to clear native vegetation for the activities described in condition 1 of this Permit to the extent that the Permit Holder has the power to carry out works involving clearing for those activities under the *Local Government Act 1995* or any other written law.

### PART II – MANAGEMENT CONDITIONS

**6. Wetland management**

This Permit does not authorise the Permit Holder to clear native vegetation between 1 May and 30 September of any given year.

**7. Avoid, minimise and reduce the impacts and extent of clearing**

In determining the amount of native vegetation to be cleared authorised under this Permit, the Permit Holder must have regard to the following principles, set out in order of preference:

- (a) avoid the clearing of native vegetation;
- (b) minimise the amount of native vegetation to be cleared; and
- (c) reduce the impact of clearing on any environmental value.

## 8. Weed and dieback control

When undertaking any clearing authorised under this Permit, the Permit Holder must take the following steps to minimise the risk of the introduction of weeds and spread of *dieback*:

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

## 9. Fauna management

- (a) Prior to undertaking any clearing authorised under this Permit, the area(s) shall be inspected by a *fauna specialist* who shall identify *habitat tree(s)* suitable to be utilised for nesting by Carnaby's cockatoo (*Calyptorhynchus latirostris*), forest red-tailed black cockatoo (*Calyptorhynchus banksii subsp. naso*) or Baudin's cockatoo (*Calyptorhynchus baudinii*).
- (b) Prior to clearing, any *habitat tree(s)* identified under condition 9(a) shall be inspected by a *fauna specialist* for the presence of fauna listed in condition 9(a).
- (c) Where fauna are identified under condition 9(b) of this Permit, the Permit Holder shall ensure that no clearing of, or within 10 metres of, the identified *habitat tree(s)* occurs.

## PART III – RECORD KEEPING AND REPORTING

### 10. Records must be kept

The Permit Holder must maintain the following records for activities done in pursuant to this Permit:

- (a) 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;
  - (ii) the date that the area was cleared; and
  - (iii) the size of the area cleared (in hectares).
- (b) Actions taken to avoid, minimise and reduce the impacts and extent of clearing in accordance with condition 7 of the Permit.
- (c) Actions taken to minimise the risk of the introduction and spread of *weeds* in accordance with condition 8 of the Permit.
- (d) In relation to fauna management pursuant to condition 9 of this Permit:
  - (i) the location of each black cockatoo 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; and
  - (ii) the species name of each black cockatoo identified.

### 11. Reporting

- (a) The Permit Holder must provide to the *CEO* on or before 30 June of each year, a written report:
  - (i) of records required under condition 10 of this Permit; and
  - (ii) concerning activities done by the Permit Holder under this Permit between 1 January to 31 December of the preceding calendar year.
- (b) If no clearing authorised under this Permit was undertaken between 1 January to 31 December of the preceding calendar year, a written report confirming that no clearing under this permit has been carried out, must be provided to the *CEO* on or before 30 June of each year.
- (c) Prior to 9 September 2022, the Permit Holder must provide to the *CEO* a written report of records required under condition 10 of this Permit where these records have not already been provided under condition 11(a) of this Permit.

## DEFINITIONS

The following meanings are given to terms used in this Permit:

**CEO** means the Chief Executive Officer of the Department responsible for the administration of the clearing provisions under the *Environmental Protection Act 1986*;

**dieback** means the effect of *Phytophthora* species on native vegetation;

**fauna specialist** means a person with training and specific work experience in fauna identification or faunal assemblage surveys of Western Australian fauna;

**fill** means material used to increase the ground level, or fill a hollow;

**habitat tree(s)** means trees that have a diameter, measured at 1.5m above the ground, of 50cm or greater, that contain one or more hollows;

**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;

**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 species-led ecological impact and invasiveness ranking summary, regardless of ranking; or
- (c) not indigenous to the area concerned.



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Mathew Gannaway  
MANAGER  
NATIVE VEGETATION REGULATION




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

31 July 2018

# Plan 7618/2

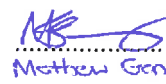


## Legend

-  Imagery
-  Clearing Instruments Activities
-  Local Government Authority



1:9,524  
(Approximate when reproduced at A4)  
GDA 94 (Lat/Long)  
Geocentric Datum of Australia 1994

 Date 31/07/2018

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



## 1. Application details

### 1.1. Permit application details

Permit application No.: 7618/2  
Permit type: Purpose Permit

### 1.2. Applicant details

Applicant's name: Shire of Manjimup

### 1.3. Property details

Property: Road Reserve (PINs: 11436715 and 11561544)  
Colloquial name: North Walpole Road  
Local Government Authority: Manjimup, Shire of  
Localities: Walpole

### 1.4. Application

Clearing Area (ha)	No. Trees	Method of Clearing	For the purpose of:
1.73		Mechanical Removal	Road construction or upgrades

### 1.5. Decision on application

Decision on Permit Application: Granted  
Decision Date: 31 July 2018  
Reasons for Decision: This amendment has been made to implement the Minister for Environment's appeal determination (Reference C020/17). The Minister determined that the clearing permit be amended to exclude clearing of karri trees within the application area, to remove the wording 'unless approved by the CEO' from condition 9(c), and to include conditions requiring the permit holder to keep and provide records.

In addition, the Shire of Manjimup has advised that the application area is mapped as dieback infected. Accordingly the wording relating to "dieback free" has been removed from condition 7.

The precise wording of the amendment was determined by the Delegated Officer.

Given the above, the Delegated Officer decided to grant a clearing permit to reflect the Minister's determination.

The clearing impact assessment for this clearing permit amendment is consistent with the assessment undertaken for application CPS 7618/1.

## 2. Site Information

### 2.1. Existing environment and information

#### 2.1.1. Description of the native vegetation under application

**Clearing Description** The applicant proposes to clear up to 1.73 hectares of native vegetation within North Walpole Road reserve (PINs 11436715 and 11561544), Walpole, for the purpose of road widening and upgrades.

**Vegetation Description** Three vegetation complexes have been mapped within the application area:

- Keystone complex: Mosaic of tall open forest of *Eucalyptus guilfoylei*-*Eucalyptus jacksonii*-*Eucalyptus diversicolor* on slopes of major hills rising above coastal plain with *Allocasuarina decussata*-*Banksia grandis*-*Agonis flexuosa* on slopes in hyperhumid and perhumid zones and tall open forest of *Eucalyptus brevistylis*-*Eucalyptus marginata subsp. marginata*-*Corymbia calophylla* and the occasional *Eucalyptus megacarpa* near rock outcrops in hyperhumid and perhumid zones;
- Kordabup complex: Mosaic of low forest of *Agonis juniperina*, closed heath of Myrtaceae-Proteaceae-Papilionaceae spp. with occasional emergent *Melaleuca preissiana* and *Banksia littoralis* on broad swampy plains in hyperhumid and perhumid zones; and
- Collis complex: Tall open forest of *Eucalyptus diversicolor*-*Corymbia calophylla* on crests of hills arising above the southern coastal plain in the hyperhumid zone (Mattiske and Havel, 1998).

**Vegetation Condition** Excellent; Vegetation structure intact; disturbance affecting individual species, weeds non-aggressive (Keighery, 1994).  
To

Degraded; Structure severely disturbed; regeneration to good condition requires intensive management (Keighery, 1994).

**Comment**

Vegetation condition was determined during a site inspection conducted by officers from the Department of Water and Environmental Regulation (DWER) on 10 July 2017 (DWER site inspection) (DWER, 2017).

The site inspection found the majority of vegetation within the application area to be in very good (Keighery, 1994) condition.

### 3. Assessment of application against clearing principles

This amendment has been made to implement the Minister for Environment's appeal determination (Reference C020/17). The Minister determined that the clearing permit be amended to exclude clearing of karri trees within the application area, to remove the wording 'unless approved by the CEO' from condition 9(c), and to include conditions requiring the permit holder to keep records in relation to the implementation of management conditions and make such records available.

In addition, the applicant advised that, according to information contained within the Project Dieback (NRMWA) website <http://www.dieback.net.au>, testing to 2008 shows there is a high confidence of *Phytophthora cinnamomi* (Dieback) infestation at the intersection of North Walpole Rd and the South Western Highway (Shire of Manjimup, 2018). From this information and based on the knowledge of how dieback spreads, it is comfortable to assume there is a high likelihood the North Walpole Rd road reserve is not dieback free. Condition 7 of CPS 7618/2 has been adjusted accordingly.

A reassessment against the clearing principles was not undertaken. An assessment of the clearing principles can be found in Clearing Permit Decision Report CPS 7618/1.

#### Planning instruments and other relevant matters.

The assessment against planning instruments and other matters has not changed and can be found in Clearing Permit Decision Report CPS 7618/1.

### 4. References

- Department of Water and Environmental Regulation (DWER) (2017) Site Inspection Report for Clearing Permit Application CPS 7618/1. Site inspection undertaken 10 July 2017 (DWER Ref: A1483790).
- Keighery, B.J. (1994) Bushland Plant Survey: A Guide to Plant Community Survey for the Community. Wildflower Society of WA (Inc). Nedlands, Western Australia.
- Mattiske, E.M. and Havel, J.J. (1998) Vegetation Complexes of the South-west Forest Region of Western Australia. Maps and report prepared as part of the Regional Forest Agreement, Western Australia for the Department of Conservation and Land Management and Environment Australia.
- Shire of Manjimup (2018) Supporting documentation relating to absence of dieback within the application area (DWER Ref: A1706817)