



Application for a clearing permit (purpose permit)

Environmental Protection Act 1986 s 51E

FORM C2

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 under the EPBC bilateral agreement

The native vegetation clearing processes under Part V of the *Environmental Protection Act 1986* (EP Act) have been accredited by the Commonwealth of Australia under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) and can be assessed under an assessment bilateral agreement.

To be assessed under the assessment bilateral agreement, the proposed clearing action must be referred to the Commonwealth under the EPBC Act prior to submitting this application form and Annex C7 must also be completed.

For further information see Annex C7 and *A guide to native vegetation clearing processes under the assessment bilateral agreement* available at www.dwer.wa.gov.au.

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 No Proceed to Part 2

Has the proposed clearing action been referred to the Commonwealth of Australia under the EPBC Act?

Yes EPBC Number

No It cannot be assessed under an Accredited Process until it has been referred to the Commonwealth. Proceed to Part 2.

Has a decision been made under the EPBC Act as to whether or not the proposed clearing action is a controlled action?

Yes No Proceed to Part 2

Is the proposed clearing action a controlled action under the EPBC Act?

No It cannot be assessed under an Accredited Process, proceed to Part 2

Yes Complete and attach the requirements of Annex C7 to this completed form

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

Annex C7 is complete and the required supporting information is attached

Part 2 Land details

The location of the land where clearing is proposed must be accurately described.

FILE REFERENCE

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.

Lot 50 on Deposited Plan 172399
Lot 50 Skuthorp Road, Fitzroy Crossing
Also known as Reserve 29060

Local government area

Shire of Derby – West Kimberley

Part 3 Proposal

An aerial photograph or map with a north arrow must be attached, clearly marking the area proposed to be cleared or if you have the facilities, a digital map on CDROM of the area to clear as an ESRI shapefile with the following properties:

- Geometry type: polygon shape
- Coordinate system: GDA 1994 (Geographic latitude/longitude)
- Datum: GDA 1994 (Geocentric Datum of Australia 1994).

Total area of clearing proposed (hectares)

Less than 1.2 hectares

Proposed method of clearing or final land use

Soil and vegetation to be removed using motorised earthmoving equipment such as a D9 dozer.

Period within which clearing is proposed to be undertaken, e.g. May 2018– June 2023

It is proposed the clearing will occur in August 2017 and would be completed within a one week period.

Purpose of clearing

Reserve 29060 (the Reserve), located on the banks of the Fitzroy River is a non-gazetted cemetery where interred human remains are becoming exposed as a result of erosion caused by flooding of the river. The Department of Planning, Lands and Heritage (DPLH) has committed to exhuming the human remains within the Reserve and reintering these at the Fitzroy Crossing Cemetery.

Recent on-ground investigations indicate the human remains buried within Reserve are at a depth of approximately 4 metres, likely due to sediment deposition resulting from flooding.

The purpose of the clearing permit is to remove the approximate top two (2) metres of soil to allow a Ground Penetrating Radar (GPR) survey to occur. Results of the GPR survey will the

be used to precisely locate the where human remains, which can then be exhumed in a culturally appropriate manner.

The work to be completed within Reserve 29060 is time sensitive as failure to complete the project prior to the onset of the 2017/2018 wet season is likely to result in more sets of human remains becoming exposed.

Attached to this application is:

- A cover letter outlining the project and reasons for the urgency of the application.
- A map showing the area where clearing works are to take place.
- A polygon Esri shapefile of the application area.

Has this clearing application or any related matter been referred to the Environmental Protection Authority (EPA) Yes No

Part 4 Applicant

To apply for a permit you must either be:

Are you applying as an individual, a company or an incorporated body? Enter details for one only (please print)