



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

# 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	
<p>If the amendment of a clearing permit will or is likely to impact on a matter of national environmental significance identified under the <i>Environment Protection and Biodiversity Conservation Act 1999</i> (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.</p> <p>Further information is located in <i>Form Annex C7</i> and <i>A guide to native vegetation clearing processes under the Assessment bilateral agreement</i> available at <a href="http://www.der.wa.gov.au/our-work/clearing-permits">www.der.wa.gov.au/our-work/clearing-permits</a>.</p>	Do you want your proposed clearing action assessed in accordance with, or under, an EPBC Act Accredited Process such as the assessment bilateral agreement?
	<input type="checkbox"/> Yes EPBC number: <input style="width: 100px;" type="text"/>
	<input checked="" type="checkbox"/> No Proceed to Part 2
	List the controlling provisions identified in the notification of the controlled action decision.
<input type="checkbox"/> <i>Form Annex C7</i> is complete and the required supporting information is attached.	

Part 2: Clearing permit details		
<p>Amendments can only be made to active clearing permits.</p> <p>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.</p>	Permit number for existing clearing permit	CPS 7925
	Permit holder's name (as it appears on the existing clearing permit)	Yandin WF Pty Ltd as trustee for the Yandin WF Unit Trust
FILE REFERENCE	Permit expiry date:	28 July 2024
	Mark this box if there are less than 90 working days until the expiry of the existing permit.	<input type="checkbox"/>

Part 3: Applicant				
<b>Applicant details</b>				
<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>			
	<p>An individual</p>	<p>Title</p> <p>Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Other: <input type="text"/></p>	<p>Name/s</p> <p>Jack Shuker</p>	
	<p><b>OR</b></p> <p>A body corporate or other entity formed at law (include ACN)</p>			<p>Yandin WF Pty Ltd (ACN 626 771 711) as trustee for the Yandin WF Unit Trust (ABN 53 131 084 026)</p>
<b>Applicant contact details</b>				
<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 electronically 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") electronically 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>	<p>Provide contact details for the above individual or body corporate.</p>			
	<p>Contact person (and position, if applicable)</p>	<p>[REDACTED]</p>		
	<p>Company name (if applicable)</p>	<p>Yandin WF Pty Ltd</p>		
	<p>Postal / business address</p>	<p>[REDACTED]</p>		
	<p>Phone (fixed line):</p>	<p>[REDACTED]</p>	<p>Phone (mobile):</p>	<p>[REDACTED]</p>
	<p>Email address</p>	<p>[REDACTED]</p>		
	<p><i>I consent to all written correspondence between myself (the applicant) and DWER/DMIRS (as applicable), regarding the premises which is the subject of this application, being exclusively via email, using the email address I have provided above.</i></p>			<p>Yes</p> <p><input checked="" type="checkbox"/></p>
<b>Contact details for enquiries</b>				
<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>	<p>Where contact details differ to those of the applicant, complete the below section:</p>			
	<p>Contact person (and position, if applicable)</p>	<p>[REDACTED]</p>		
	<p>Company name (if applicable)</p>	<p>[REDACTED]</p>		
	<p>Postal / business address</p>	<p>[REDACTED]</p>		
	<p>Phone (fixed line)</p>	<p>[REDACTED]</p>	<p>Phone (mobile)</p>	<p>[REDACTED]</p>
<p>Email address</p>	<p>[REDACTED]</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"> <li>• a photocopy of the granted clearing permit, with proposed changes highlighted, <i>and</i></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>
	<p><input type="checkbox"/> Extend the duration of the clearing permit.</p>
	<p><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.</p>
	<p><input type="checkbox"/> Amend the size of the area permitted to be cleared, or add / remove a land parcel on the clearing permit.</p>
	<p><input type="checkbox"/> Redescribe the boundary of the area authorised to be cleared <i>[for an area permit only]</i></p>
	<p><input type="checkbox"/> Make a correction to the clearing permit.</p>
	<p><input type="checkbox"/> Other.</p>
<p>Provide details of the proposed change(s), and the rationale for it / them.</p>	
<p>Condition 7 (b) (ii) (<b>Flora Management</b>) currently states:</p> <p style="text-align: center;"><i>“where rare flora or priority flora are identified in relation to condition 7(a) of this Permit, the Permit Holder shall ensure that no clearing of, or within 30 metres of, identified priority flora occurs”.</i></p> <p>The area in relation to condition 7(a) has been surveyed by an Ecological contractor (Terratree), and priority flora species have been identified, as outlined in the attached survey report.</p> <p>The design of the required intersections to the Yandin wind farm at Yandin road has been updated to provide as much clearance (buffer zone) as possible to the identified priority flora species, however it is not possible to construct whilst maintaining a 30m buffer zone. The finalised design has been provided as an attachment to this amendment application.</p> <p>Accordingly, this amendment has been applied for to reduce the construction buffer zone to priority flora to 10m.</p> <p>It is noted that the following control measures shall be in place during construction to ensure no impact/damage to the identified priority flora species:</p> <ul style="list-style-type: none"> <li>• All Priority Flora identified during the targeted surveys shall be clearly demarcated on site with fluorescent ribbon, and a 10m buffer zone shall be pegged and flagged;</li> <li>• Prior to commencing clearing works a site walkdown shall be conducted with all personnel to review the buffer zone and to review the location of identified Flora</li> <li>• A risk assessment shall be conducted to identify all risks and ensure appropriate measures are in place prior to commencing works;</li> <li>• All clearing works shall be conducted with a spotter to ensure the buffer zone is not encroached upon;</li> <li>• The delineated buffer zone shall remain in place for the duration of all road construction works.</li> </ul> <p>In summary, the requested update to Condition 7 (b) (ii) is:</p> <p style="text-align: center;"><i>“where rare flora or priority flora are identified in relation to condition 7(a) of this Permit, the Permit Holder shall ensure that no clearing of, or within <b>10 metres</b> of, identified priority flora occurs”.</i></p>	

Part 4: Proposed amendments	
<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. Evidence of authority can include, for example, a copy of the certificate of title or a letter of authority from the land owner. 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. <i>[Attach evidence of authority]</i></p>
	N/A
<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>
	N/A
<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? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
	<p>If yes, provide details:</p>
	<p>N/A – the current proposed design and construction of the intersections to the wind farm at Yandin Road does not clear any identified priority flora. The identified priority flora shall be protected in accordance with the control measures identified during construction. This amendment only seeks a reduction to the buffer area between the construction works and the identified priority flora species.</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? <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>
	N/A

Part 5: Other DWER approvals	
<p><b>Instructions:</b></p> <ul style="list-style-type: none"> <li>If your application is to be submitted to DMIRS, complete Section A and then skip to Part 6 of this form.</li> <li>If your application is to be submitted to DWER, complete Section A and B.</li> </ul>	

Section A: Environmental Impact Assessment	
<p><b>Environmental Impact Assessment (Part IV of the EP Act)</b></p>	
<p><b>Has this clearing application or any related matter been referred to the Environmental Protection Authority?</b></p>	<p><input checked="" type="checkbox"/> Yes – provide details [Per original permit application]</p>
	<p><input type="checkbox"/> No</p>
<p><b>Do you intend to refer the proposal to the Environmental Protection Authority?</b></p> <p>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".</p> <p>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</p>	<p><input type="checkbox"/> Yes – intend to refer (proposal is a 'significant proposal')</p>
	<p><input type="checkbox"/> Yes – intend to refer (proposal will require a section 45C amendment to the current Ministerial Statement) MS [       ]</p>
	<p><input type="checkbox"/> No – a current valid Ministerial Statement applies: MS [       ]</p>