



Department of Water and Environmental Regulation
Department of Mines, Industry Regulation and Safety

Application for a clearing permit (purpose permit)

Environmental Protection Act 1986, section 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 bilateral agreement

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

To be assessed in this manner, the proposed clearing action must be referred to the Commonwealth under the EPBC Act and deemed a 'controlled action' prior to submitting this application form.

For further information see *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.

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: Land details

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

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 4470 on Deposited Plan 29854

FILE REFERENCE

Street address

Bruce Road

Local government area

Augusta – Margaret River

Part 3: Applicant details**Applicant details**

Note: if granted, the applicant will be considered the holder of the permit.

Include the Australian Company Number (ACN) if the proposed permit holder is a body corporate or other entity formed at law.

Are you applying as an individual, a company or an incorporated body? Enter details for one only.

An individual ☐ Title ☐ Mr ☐ Mrs ☐ Ms ☐ Other:

Name(s)

OR

A body corporate or other entity formed at law (include ACN)

Forest Products Commission
ABN 69101683074

"I am..." (mark applicable box or boxes)

☐

the owner of the land.

☒

acting on behalf of the owner and have attached an agent's authority, expressly authorising me to act on behalf of the landowner.

[Attach a copy of the authorisation]

☐

likely to become the owner of the land.

[Attach evidence of the pending transfer of ownership, contract of sale ('offer and acceptance') or letter from current landowner.]

☐

the person doing the clearing.

☐

the person on whose behalf the clearing is being done.

Applicant contact details

If applying as a company or incorporated body, please also supply the registered business office address.

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.

The postal/business address supplied must be a physical address to which a statutory notice under the EP Act may be delivered.¹

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)

Email address

¹ 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 3: Applicant details (continued)							
Authority to access land							
<p>To apply for a permit you must be the landowner, or 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 landowner.</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>The Forest Products Commission holds a Profit a Prendre (Timber Sharefarming Agreement) in relation to the pine plantation on the land. Under this agreement (attachment 1) the landowner grants FPC the right to do anything the FPC considers necessary, desirable or convenient to establish, maintain and grow the (plantation) trees (Clause 6.1(k) page 13).</p>						
Landowner's ownership of land							
<p>A landowner can be:</p> <ul style="list-style-type: none"> • a person who holds the certificate of title; • a person who is the lessee of Crown land; or • a public authority that is responsible for care of the land. 	<p>The landowner's form of ownership is:</p> <p><input checked="" type="checkbox"/> Certificate of title <i>[Attach a copy of the certificate and all associated encumbrances with the application – available from Landgate].</i></p> <p><input type="checkbox"/> Pastoral lease <i>[Attach a copy of the lease and all associated encumbrances].</i></p> <p><input type="checkbox"/> Mining lease.</p> <p><input type="checkbox"/> Public authority that has care, control or management of the land.</p> <p><input type="checkbox"/> Other form of lease, land tenure or specific arrangement.</p> <p>Please state: <input type="text"/></p>						
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>	<p>Where contact details differ to those of the applicant, complete the below section:</p> <table border="1"> <tr> <td>Contact person (and position, if applicable)</td> <td rowspan="5"></td> </tr> <tr> <td>Company name (if applicable)</td> </tr> <tr> <td>Postal / business address</td> </tr> <tr> <td>Phone (fixed line)</td> </tr> <tr> <td>Email address</td> </tr> </table>	Contact person (and position, if applicable)		Company name (if applicable)	Postal / business address	Phone (fixed line)	Email address
Contact person (and position, if applicable)							
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Email address							

Part 4: Proposed clearing			
<p>An aerial photograph and/or map with a north arrow must be attached, clearly marking the area proposed to be cleared</p> <p>or</p> <p>if you have the facilities, a digital map on a suitable portable digital storage device of the area to clear as an ESRI shapefile with the following properties:</p> <p>Geometry type: Polygon shape</p> <p>Coordinate system: GDA 1994 (Geographic latitude/longitude)</p> <p>Datum: GDA 1994 (Geocentric Datum of Australia 1994).</p> <p>An ESRI shapefile must be provided if the application requires an assessment under an EPBC Act accredited process.</p>	Total area of clearing proposed (hectares)		The FPC is seeking to commercially thin a pine plantation established on the land. Within the plantation area there has been some scattered re-emergence of native flora (small shrubs and sedges). While the operation will not actively be seeking to remove the native species the transit of heavy machinery down every fifth row of the plantation and the felling of pines is likely to result in incidental damage to some individuals. Some areas of the plantation adjoining stream zones are now registered as Environmentally Sensitive Areas.
	and/or		
	number of individual trees to be removed	NA	
	Proposed method of clearing:		
	NA		
	Purpose of clearing:		
	NA		
Period within which clearing is proposed to be undertaken, e.g. May 2018 – June 2018			
from February 2019 to June 2019			
Final land use:			
Plantation land use intended to continue for approximately 15 years			
<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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>		
	<p>If yes, provide details:</p> <p>Consideration was given to hand falling plantation however stocking level is too high to support this approach in safety and extraction of forest products will still require heavy machinery.</p>		
<p>Refer to DWER's Clearing of native vegetation offsets procedure guideline available on the DWER website, and the Environmental Protection Authority's (EPA) WA Environmental Offsets Policy and Guidelines 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>		