

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.

Department of Mines and Petroleum



Date stamp

Part 1: Assessment bilateral agre	ement						
The native vegetation clearing processes under Part V of the <i>Environmental Protection Act</i> 1986 (WA) (EP Act) have been accredited by the Commonwealth of Australia under the	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:					
Environment Protection and Biodiversity Conservation Act		No	Proceed to Part 2				
1999 (Cth) (EPBC Act) and can be assessed under an assessment bilateral agreement.	List the controlling provisions identified in the notification of the controlled action decision.						
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 <i>Form</i> <i>Annex</i> C7 and <i>A</i> guide to native vegetation clearing processes under the assessment bilateral							
agreement available at www.der.wa.gov.au/our- work/clearing-permits.		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	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.					
accurately described.	M47/1496					
FILE REFERENCE	Street address					
	Local government area	City of Karratha				

Part 3: Applicant details										
Applicant details										
If granted, the applicant will be considered the holder of the parmit	Are you applying as an individual, a company or an incorporated body? Enter details for one only.									
permit. Include the Australian Company	An Title	Mr 🗌	Mrs		Ms		Other:			
Number (ACN) if the proposed permit holder is a body corporate	individual Name(s)							<u>10</u>		
or other entity formed at law.	OR									
	A body corporate or other entity formed at law (include ACN) Kimberley Quarry Pty Ltd ACN: 093 519 638									
	"I am" (mark applicable box or boxes)									
	the owner of the	land.								
	acting on behalf authorising me t <i>[Attach a copy o</i>	o act on behalf	of the la			jent's a	uthority, e	expressly		
	likely to become	the owner of th	ne land.							
	[Attach evidence acceptance') or				nership,	contra	ct of sale	('offer and		
	the person doing the clearing.									
	the person on w	hose behalf the	clearing	j is beir	ng done					
Applicant contact details										
If applying as a company or incorporated body, please also supply the registered business office address. DWER and DMIRS prefer to send all correspondence electronically via email. 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. Where 'yes' is selected, all	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	none (mobile)							
correspondence from DWER or DMIRS (as applicable) will be sent to you via email, to the email address provided in this section.	Email address									
Where 'no' has been selected, Part V documents will be posted to you in hard copy to the postal/business address you have	l consent to all written correspondence between myself (the applicant) and DWER/DMIRS (as applicable), regarding the						Yes	No		
provided in this section. Other general correspondence may still be sent to you via email.	subject of this application, being exclusively via email, using the email address I have provided above.									

Part 3: Applicant details (continu	ed)					
Authority to access land						
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.	State the nature of the applicant's authority to access the land to be cleared.[Attach evidence of authority]Kimberley Quarry Pty Ltd is the applicant.					
Evidence of authority can include, for example, a copy of the certificate of title or a letter of authority from the landowner. Note: the letter of authority must explicitly state the applicant has authority to clear on the land.						
Landowner's ownership of land						
A landowner can be:	The landowner's form of ownership is:					
 a person who holds the certificate of title; 	Certificate of title [Attach a copy of the certificate and all associated encumbrances with the application – available from Landgate].					
 a person who is the lessee of Crown land; or 	Pastoral lease [Attach a copy of the lease and all associated encumbrances].					
• a public authority that is responsible for care of the land.	Mining lease.					
	Public authority that has care, control or management of the land.					
	Other form of lease, land tenure or specific arrangement.					
	Please state:					
Contact details for enquiries						
If different from the applicant's contact details, enter the contact details of a person with whom DWER or DMIRS should liaise	Where contact details differ to those of the applicant, complete the below section: Contact person (and position, if applicable)					
with concerning this clearing application.	Company name (if applicable)					
	Postal / business address					
	Phone (fixed line) Phone (mobile)					
	Email address					

4 ⁶.

Part 4: Proposed clearing									
An aerial photograph and/or map with a north arrow must be attached, clearly marking the area proposed to be cleared <i>or</i> 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:	Total area of clearing proposed (hectares)46.89 haand/or								
	number of individual trees								
	to be removed								
	Proposed method of clearing:								
	Removal of vegetation via a dozer and stockpiling of vegetative debris and topsoil.								
Geometry type: Polygon shape	Purpose of clearing:								
Coordinate system: GDA 1994 (Geographic latitude/longitude) Datum: GDA 1994 (Geocentric	Clearing for two open pits (east and west) and infrastructure at Maitland Quarry. Clearing for the open pits will be undertaken in accordance with market demand for the product.								
Datum of Australia 1994).	Period within which clearing is proposed to be undertaken, e.g. May 2018 – June 2018								
An ESRI shapefile must be provided if the application	from June 2019 to December 2039								
requires an assessment under an	Final land use:								
EPBC Act accredited process.	A mine site producing quarry products such as aggregates, road-base and rock armouring.								
You must provide evidence that avoidance and mitigation	Have alternatives that would avoid or minimise the need for clearing been considered and applied?								
options have been pursued to eliminate, reduce or otherwise mitigate the need for, and scale	If yes, provide details:								
of, the proposed clearing of native vegetation.	Careful project design has minimised the amount of clearing required.								
Refer to DWER's <u>Clearing of</u> native vegetation offsets	Do you want to submit a clearing permit offset proposal with your application?								
procedure guideline available on the DWER website, and the Environmental Protection Authority's (EPA) <u>WA</u> Environmental Offsets Policy and Guidelines on the EPA website for further information.	If yes, provide details, and complete and attach Appendix A of the <i>Clearing of native vegetation offsets procedure</i> guideline.								

Part 5: Other DWER approvals	
 Instructions: If your application is to be submitted to DMIRS, complete If your application is to be submitted to DWER, complete 	
Section A: Environmental Impact Assessment	
Environmental Impact Assessment (Part IV of the EP A	.ct)
Has this clearing application or any related matter been referred to the Environmental Protection Authority?	Yes – provide details []
Autionty?	⊠ No
Do you intend to refer the proposal to the Environmental Protection Authority?	Yes – intend to refer (proposal is a 'significant proposal')
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	Yes – intend to refer (proposal will require a section 45C amendment to the current Ministerial Statement) MS []
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.	No – a current valid Ministerial Statement applies: MS []
If a relevant Ministerial Statement already exists, please provide the MS number in the space provided.	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	No
applications?	Yes – provide details: []
Works Approval / Licence / Registration (Part V Divisio	n 3 of the EP Act)
Have you applied or do you intend to apply for a works approval, licence, registration, or an	Yes – application reference (if known): [NA]
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	□ No – a valid works approval applies: []
premises to become a prescribed premises of a type listed in Schedule 1 of the <i>Environmental Protection Regulations 1987</i> , unless that action is done in accordance with a works approval,	No – a valid licence applies: []
For further guidance, please refer to the <u>Guidance Statement:</u>	No – a valid registration applies: []
Decision Making.	No – not required
Water Licences and Permits (Rights in Water and Irriga	ation Act 1914)
Have you applied or do you intend to apply for:	Yes –application reference (if known): []
1. a licence or amendment to a licence to take water (surface water or groundwater); or	No – a current valid licence applies: []
2. a licence or amendment to a licence to construct wells (including bores and soaks); or	N/A N/A
3. a permit or amendment to a permit to interfere with the bed and banks of a watercourse?	

Part 6: Index of Biodiversity Sur	veys fo	r Assessme	nts (IB	SA)			
Biodiversity surveys submitted to s must meet the requirements of the the preparation of data packages for Biodiversity Surveys for Assessme requirements are not met, DWER / deal with the application.	EPA's or the Ir nts (IBS	I <u>nstructions fo</u> Idex of SA). If these		\boxtimes	All biodiversity surveys submitted meet the requirements of the EPA preparation of data packages for a Surveys for Assessments (IBSA).	's Instructions for the	
Part 7: Prescribed fee							
Make cheques or money orders	Pleas	se indicate the clearing permit application fee that you are				aying:	
payable to: Department of Water and Environmental Regulation for	\square	\$200 for a	OFFICE USE ONLY				
Environmental Regulation for all clearing purposes other than mining and petroleum activities	Payr	nent method	(tick ap	plica	able box):		
or Department of Mines,		Cheque / N	loney (Drde	r		
Industry Regulation and Safety for mineral and petroleum clearing activities under the <i>Mining Act 1978</i> , various Petroleum Acts, or State Agreement Acts. For credit card payments to: • DWER, pay via BPoint, accessible online at: https://dwer.wa.gov.au/mak		(DWER) Se (see <u>https:/</u> payment de	payment <u>ov.<i>au/make-a-payment</i> f</u> or				
		(DWER) Se					
		Receipt nu Date of pay					
 <u>DMIRS</u>, complete Form C3 and attach it to this form. Do not send cash in the mail. 	(DMIRS) Credit card – complete and attach Form C3				complete and attach Form C3		
Part 8: Application checklist Additional information to assist	Pleas		ı have i	inclu	ided the following as part of your ap	oplication:	
in the assessment of your proposal may be attached to		JIRED			ayment.		
this application – e.g. reports on salinity, fauna or flora studies or other environmental reports conducted for the site could be				ide	n aerial photograph or map with a n entifying the areas of vegetation pro SRI shapefile.		
included in electronic format and submitted on suitable				С	opy of the certificate of title or pasto	oral lease.	
portable digital storage device.			\boxtimes	Ar	An index of all documentation attached to this applicatio		
	AS REQUIRED		\boxtimes	Copy of written authority to act on behalf of the lando			
					ritten authority from the landowner to access the land a nduct the clearing.		
				th	vidence of the pending transfer of la e offer and acceptance letter, or wr irrent landowner.		
			\boxtimes		orm C3 – Credit card payment for D		

accredited process.

clearing permit offsets.

applications, if the fee is to be paid to DMIRS by credit card.

Form Annex C7 – Assessment bilateral agreement, if the clearing is also to be assessed under an EPBC Act

Appendix A of the Clearing of native vegetation offsets procedure guideline if the application includes a proposal for

	ADDITIONAL		Photos of application area.				
	SUPPORTING						
	INFORMATION		Biodiversity surveys, submitted in accordance with the requirements of the EPA's <i>Instructions for the preparation o data packages for the Index of Biodiversity Surveys for Assessments (IBSA)</i> .				
Part 9: Commercially sensiti	ve or confidential infor	mation					
			ublicly available. If you wish to submit	t common creiclly (anaitiya		
	ase identify the information	on in At	tachment 1, and include a written stat				
Information submitted later in t	he application process m	ay also	be made publicly available at the dis	cretion of the re	levant		
			ormation, please follow the same proc				
			ential or commercially sensitive inforn an application for release under the <i>Fr</i>				
1992 (WA).							
			blic disclosure has been separately	Attached	N/A		
placed in Attachment 1 (locate accordance with Schedule 1 to					\boxtimes		
Part 10: Submission of appli	cation						
art iv. oubinission of appir	cation						
	to nominate how you wil	l submi	t your application.				
Check one of the boxes below Files larger than 50MB cannot DMIRS. Larger files can be ser	be received via email by	DWER	t your application. A. Files larger than 45MB cannot be re a, email DWER or DMIRS (as applicab				
Check one of the boxes below Files larger than 50MB cannot DMIRS. Larger files can be ser arrangements.	be received via email by nt via File Transfer. Altern rding the provision of rele	DWER natively	. Files larger than 45MB cannot be re	ole) to make oth	er		
Check one of the boxes below Files larger than 50MB cannot DMIRS. Larger files can be ser arrangements. If you have any enquiries regar DMIRS (as applicable), on the	be received via email by nt via File Transfer. Altern rding the provision of rele details below. e application form, includ	DWER natively evant in	R. Files larger than 45MB cannot be re , email DWER or DMIRS (as applicab	ble) to make oth contact either D ⁱ	er		
Check one of the boxes below Files larger than 50MB cannot DMIRS. Larger files can be ser arrangements. If you have any enquiries regar DMIRS (as applicable), on the A signed, electronic copy of the email address specified below; OR A signed, electronic copy of the	be received via email by nt via File Transfer. Altern rding the provision of rele details below. e application form, includ e application form has be	DWER natively evant in ling all a	E. Files larger than 45MB cannot be re , email DWER or DMIRS (as application) formation as part of this application, c	ble) to make oth contact either D ⁱ the applicable as specified	NER or		
Check one of the boxes below Files larger than 50MB cannot DMIRS. Larger files can be ser arrangements. If you have any enquiries regar DMIRS (as applicable), on the A signed, electronic copy of the email address specified below; OR A signed, electronic copy of the below, and attachments have to the relevant Department;	be received via email by nt via File Transfer. Altern rding the provision of rele details below. e application form, includ e application form has be been submitted via File T	DWER natively evant in ling all a een sub ransfer	E. Files larger than 45MB cannot be re , email DWER or DMIRS (as application, c formation as part of this application, c attachments, has been submitted via t mitted via the applicable email addres , or electronically by other means as a	ble) to make oth contact either D ⁱ the applicable as specified	WER or		
Check one of the boxes below Files larger than 50MB cannot DMIRS. Larger files can be ser arrangements. If you have any enquiries regar DMIRS (as applicable), on the A signed, electronic copy of the email address specified below; OR A signed, electronic copy of the below, and attachments have b the relevant Department; OR	be received via email by nt via File Transfer. Altern rding the provision of rele details below. e application form, includ e application form has be been submitted via File T een sent to the applicable all clearing purposes (oth	DWER natively evant in ing all a een sub ransfer	E. Files larger than 45MB cannot be re , email DWER or DMIRS (as application, c formation as part of this application, c attachments, has been submitted via t mitted via the applicable email addres , or electronically by other means as a	ble) to make oth contact either D the applicable ss specified arranged with			
Check one of the boxes below Files larger than 50MB cannot DMIRS. Larger files can be ser arrangements. If you have any enquiries regat DMIRS (as applicable), on the A signed, electronic copy of the email address specified below; OR A signed, electronic copy of the below, and attachments have to the relevant Department; OR A full, signed hard copy has be Email or post applications for a than mining and petroleum act	be received via email by nt via File Transfer. Altern rding the provision of rele details below. e application form, includ e application form has be been submitted via File T een sent to the applicable all clearing purposes (oth	DWER natively evant in ing all a een sub ransfer	 Files larger than 45MB cannot be reiner, email DWER or DMIRS (as application, catalachments, has been submitted via the applicable email address, or electronically by other means as a address specified below. Email or post applications related to 	ble) to make oth contact either D the applicable ss specified arranged with	VER or		
Check one of the boxes below Files larger than 50MB cannot DMIRS. Larger files can be ser arrangements. If you have any enquiries regat DMIRS (as applicable), on the A signed, electronic copy of the email address specified below; OR A signed, electronic copy of the below, and attachments have to the relevant Department; OR A full, signed hard copy has be Email or post applications for a	be received via email by nt via File Transfer. Altern rding the provision of rele details below. e application form, includ e application form has be been submitted via File T een sent to the applicable all clearing purposes (oth ivities) to:	DWER natively evant in ling all a een sub ransfer e postal er	 Files larger than 45MB cannot be reiner email DWER or DMIRS (as applicated formation as part of this application, cattachments, has been submitted via the applicable email address, or electronically by other means as a address specified below. Email or post applications related to clearing activities (under delegation) 	ble) to make oth contact either D the applicable as specified arranged with mining and pe) to:	VER or		
Check one of the boxes below Files larger than 50MB cannot DMIRS. Larger files can be ser arrangements. If you have any enquiries regar DMIRS (as applicable), on the A signed, electronic copy of the email address specified below; OR A signed, electronic copy of the below, and attachments have b the relevant Department; OR A full, signed hard copy has be Email or post applications for a than mining and petroleum act Email: info@dwer.wa.gov.au Department of Water and En Locked Bag 10	be received via email by nt via File Transfer. Altern rding the provision of rele details below. e application form, includ e application form has be been submitted via File T een sent to the applicable all clearing purposes (oth ivities) to:	DWER natively evant in ling all a een sub ransfer e postal er	 Files larger than 45MB cannot be represented in the second seco	ble) to make oth contact either D the applicable as specified arranged with mining and pe) to:	VER or		

Please retain a copy of this form for your records.

Incomplete applications will be declined in accordance with section 51E(3) of the Environmental Protection Act 1986.

If there is insufficient space on any part of this form, please continue on a separate sheet of paper and attach to this form

Part 11: Declaration and signature

General

I/We confirm and acknowledge that:

- the information contained in this application is true and correct and I/we acknowledge that knowingly providing
 information which is false or misleading in a material particular constitutes an offence under section 112 of the
 Environmental Protection Act 1986 (WA) and may incur a penalty of up to \$50,000;
- I/We have legal authority to sign on behalf of the applicant (where authorisation provided);
- I/We have not altered the requirements and instructions set out in this application form;
- I/We have provided a valid email address in Part 3 for receipt of correspondence electronically via email from DWER
 or DMIRS (as applicable) in relation to this application;
- I/We acknowledge that successful delivery to my/our server constitutes receipt of correspondence sent electronically
 via email from DWER or DMIRS (as applicable) in relation to this application; and
- I/We have provided a valid postal and/or business address in Part 3 for the service of all Part V documents.

Publication

I/We confirm and acknowledge:

- this application (including all attachments, apart from the sections identified in Attachment 1) is a public document and may be published;
- biodiversity surveys provided in accordance with Part 6 will be published and used, for the purposes of the IBSA
 project, in accordance with your declaration made in the Metadata and Licensing Statement;
- all necessary consents for the publication of information have been obtained from third parties;
- information considered exempt from public disclosure has been placed in Attachment 1 with reasons as to why the information should be exempt in accordance with the grounds specified in Schedule 1 to the *Freedom of Information Act 1992* (WA);
- subsequent information provided in relation to this application will be a public document and may be published unless
 written notice has been given to DWER or DMIRS (as applicable) by the applicant, at the time the information is
 provided, claiming that the information is considered exempt from public disclosure; and
- the decision to not publish information will be at the discretion of the CEO of DWER or DMIRS (as applicable) and will be made consistently with the provisions of the *Freedom of Information Act 1992* (WA).

Please i	ndicate if you are	signing as an individu	al or a company:		
	An individual. If	an individual landowner	is applying, all landowners	s must sign this forr	n.
	A company.	Company name:	Kimberley Quarry Pty Ltd	ACN:	093 519 638
\boxtimes			sed to execute on behalf of a ide an ACN. Please note an		
	Other entity form	ned at law.	Provide details:		
0				20/3/1	9
Signatur	e			Date	
Name					
Name					
Position					
		-		2013/10	l
Signatur	e			Date	
Name	•				
Desilie	-				
Position					

NV-F02 Application for a clearing permit (purpose permit) (v6, February 2019)

ATTACHMENT 1 – Confidential or Commercially Sensitive Information

Request for exemption from publication				
Information which you consider should not be published, o to the <i>Freedom of Information Act 1992</i> (WA), must be spe	on the grounds of a relevant exemption found in Schedule 1 ecified in this Attachment.			
NOT FOR PUBLICATION IF GROUNDS FOR EXEMPTIC	IN ARE DETERMINED			
Specify section:	Ground for claiming exemption:			
	1			
Specify section:	Ground for claiming exemption:			

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