

Attachment 3: Clearing Permit Application Form



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

Application for a clearing permit (area permit)

Environmental Protection Act 1986, section 51E

FORM C1

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.

Intersection at Railway Avenue and Centre Road, Kelmscott (in. verge):

- Railway Av (RDR/13), Railway Av (RDR/13-02) (Parcel No. 40810)
- Centre Rd (RDC/116) (Parcel No. 41033)

FILE REFERENCE

Street address

Centre Road/Railway Ave

Local government area

City of Armadale

Land zoning, e.g. rural, residential, industrial

None – Road reserve

Part 3: Applicant details

Applicant details

If granted, the permit will be granted in the name(s) of (all) landowner(s).
 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 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)

City of Armadale (ACN: 863 269 538)

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 correspondence from DWER or DMIRS (as applicable) will be sent to you via email, to the email address provided in this section.

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.

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

I consent to all written correspondence between myself (the applicant) and DWER/DMIRS (as applicable) regarding the subject of this application being exclusively via email, using the email address I have provided above.

Yes

No

Relationship to landowner

To apply for an area permit you must either be:

- the landowner;
- acting on the landowner's behalf;
- or
- likely to become the landowner.

"I am..." (mark the applicable box)

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. (If granted, the clearing permit will only be issued once the applicant becomes the land owner).
[Attach evidence of the pending transfer of ownership, contract of sale ('offer and acceptance'), or letter from current landowner.]

Part 3: Applicant details

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; <p>or</p> <ul style="list-style-type: none"> • a public authority that is responsible for care of the land. 	Form of ownership:
	<input type="checkbox"/> Certificate of title. <i>[Attach a copy of the certificate and all associated encumbrances with the application – available from Landgate]</i>
	<input type="checkbox"/> Pastoral lease. <i>[Attach a copy of the lease and all associated encumbrances]</i>
	<input type="checkbox"/> Mining lease.
	<input checked="" type="checkbox"/> Public authority that has care, control, or management of the land.
<input type="checkbox"/> Other form of lease, land tenure, or specific arrangement. Please state:	

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>	Where contact details differ to those of the applicant, complete the below section:	
	Contact person (and position, if applicable)	As Above
	Company name (if applicable)	
	Postal / business address	
	Phone (fixed line)	Phone (mobile)
	Email address	

Part 4: Proposed clearing

<p>An aerial photograph 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: Geometry type: Polygon shape Coordinate system: GDA 1994 (Geographic latitude/longitude) 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)			
	and/or			
	number of individual trees to be removed	<p>A total of 2 native trees are proposed to be removed, comprising:</p> <ul style="list-style-type: none"> • <i>Eucalyptus rudis</i> (north verge) – Approx 10m height and 53cm DBH. • <i>Eucalyptus rudis</i> (south verge) – Approx 10m height and 71cm DBH. 		
	Proposed method of clearing	Mechanical		
	Period within which clearing is proposed to be undertaken, e.g. May 2018 – June 2018			
	From	July 2019	to	October 2019
	Purpose of clearing	<p>Railway Avenue and Centre Road intersection was a reserve project for the 2018/19 State Blackspot program. Due to available funding and the justification of the project, the roundabout was subsequently approved for delivery over 2 years.</p>		

Part 4: Proposed clearing	
	The Blackspot submission was based on a Road Safety Audit which identified vehicle, pedestrian and street lighting issues. The key recommendation was to consider the provision of a roundabout to regulate movements, improve geometry and moderate traffic speeds.
	Final land use:
	Street verge/intersection/footpath

Part 4: Proposed clearing	
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.	Have alternatives that would avoid or minimise the need for clearing been considered and applied? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	If yes, provide details: Intersection upgrade has been designed to avoid as many mature native trees in this location as possible. As a result, 2 of the potential 5 to 6 native mature remnant trees in this intersection area will be impacted.
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.	Do you want to submit a clearing permit offset proposal with your application? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	If yes, provide details, and complete and attach Appendix A of the <i>Clearing of native vegetation offsets procedure guideline</i> .

Part 5: Other DWER approvals	
INSTRUCTIONS:	
<ul style="list-style-type: none"> If your application is to be submitted to DMIRS, complete Section A and then skip to Part 6 of this form. If your application is to be submitted to DWER, complete Section A and B. 	
Section A: Environmental Impact Assessment	
Environmental Impact Assessment (Part IV of the EP Act)	
Has this clearing application or any related matter been referred to the EPA?	<input type="checkbox"/> Yes – provide details [] <input checked="" type="checkbox"/> No
Do you intend to refer the proposal to the EPA? 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 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. If a relevant Ministerial Statement already exists, please provide the MS number in the space provided.	<input type="checkbox"/> Yes – intend to refer (proposal is a 'significant proposal')
	<input type="checkbox"/> Yes – intend to refer (proposal will require a section 45C amendment to the current Ministerial Statement): MS []
	<input type="checkbox"/> No – a current valid Ministerial Statement applies: MS []
	<input checked="" type="checkbox"/> 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 applications?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes – provide details: []