



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.
8629/1

Recvd 31/7/19

Date stamp

| Part 1: Assessment bilateral agreement | |
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| <p>The native vegetation clearing processes under Part V of the <i>Environmental Protection Act 1986 (WA) (EP Act)</i> have been accredited by the Commonwealth of Australia under the <i>Environment Protection and Biodiversity Conservation Act 1999 (Cth) (EPBC Act)</i> and can be assessed under an assessment bilateral agreement.</p> <p>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.</p> <p>For further information see <i>Form Annex C7</i> and <i>A guide to native vegetation clearing processes under the assessment bilateral agreement</i> available at www.der.wa.gov.au/our-work/clearing-permits.</p> | <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?</p> <p><input type="checkbox"/> Yes EPBC Number _____</p> <p><input checked="" type="checkbox"/> No Proceed to Part 2</p> |
| | <p>List the controlling provisions identified in the notification of the controlled action decision.</p> |
| | <p><input type="checkbox"/> <i>Form Annex C7</i> is complete and the required supporting information is attached.</p> |

| Part 2: Land details | |
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| <p>The location of the land where clearing is proposed must be accurately described.</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> <p>M70/697</p> |
| <p>FILE REFERENCE</p> | <p>Street address Ledge Point – Lancelin Road, Ledge Point</p> |
| | <p>Local government area Shire of Gingin</p> |
| | <p>Land zoning, e.g. rural, residential, industrial Crown Land. Crown Reserve 31258, vested in the Shire of Gingin.</p> |

| Part 3: Applicant details | | | |
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| Applicant details | | | |
| <p>If granted, the permit will be granted in the name(s) of (all) landowner(s).</p> <p>Include the 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:</p> | <p>Name/s</p> |
| OR | | | |
| | <p>A body corporate or other entity formed at law (include ACN)</p> | <p>Lime Industries Pty Ltd</p> <p>ACN 008 793 191</p> | |
| Applicant contact details | | | |
| <p>WA</p> | | | |
| | <p><i>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.</i></p> | | <p>Yes</p> <p><input checked="" type="checkbox"/></p> |
| Relationship to landowner | | | |
| <p>To apply for an area permit you must either be:</p> <ul style="list-style-type: none"> the landowner; acting on the landowner's behalf; or likely to become the landowner. | <p>"I am..." (mark the applicable box)</p> | | |
| | <p><input type="checkbox"/></p> | <p>the owner of the land.</p> | |
| | <p><input checked="" type="checkbox"/></p> | <p>acting on behalf of the owner, and have attached an agent's authority, expressly authorising me to act on behalf of the landowner.</p> <p><i>[Attach a copy of the authorisation.]</i></p> | |
| | <p><input type="checkbox"/></p> | <p>likely to become the owner of the land. (If granted, the clearing permit will only be issued once the applicant becomes the land owner).</p> <p><i>[Attach evidence of the pending transfer of ownership, contract of sale ('offer and acceptance'), or letter from current landowner.]</i></p> | |

| Part 3: Applicant details | |
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| Ownership of land | |
| A landowner can be: <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. | Form of ownership: <ul style="list-style-type: none"> <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 checked="" type="checkbox"/> Mining lease. <input 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: <input type="text" value="Sublease from Adelaide Brighton Cement Ltd"/> |
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| 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 with concerning this clearing application. | |
| Part 4: Proposed clearing | |
| 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 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). An ESRI shapefile must be provided if the application requires an assessment under an EPBC Act accredited process. | Total area of clearing proposed (hectares) <input type="text" value="17.46 hectares"/> |
| | and/or number of individual trees to be removed <input type="text"/> |
| | Proposed method of clearing Vegetation will be cleared with a loader, followed by the topsoil, and stockpiled for us in rehabilitation. |
| | Period within which clearing is proposed to be undertaken, e.g. May 2018 – June 2018 From <input type="text" value="November 2019"/> to <input type="text" value="November 2024"/> |
| | Purpose of clearing Limesand extraction for agriculture use to neutralise soil acidification from nitrogenous fertilisers and legume production. |
| | Final land use: Return to local native vegetation. See the Mining Proposal and Mine Closure Plan. |
| | 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: The early stages of mining used the bare limesand in the centre of the tenement, but the grade is reduced and access to this higher grade material is required to blend with | |

| Part 4: Proposed clearing | |
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| | the bare limesand. In that way less vegetation will be required to be cleared and the subgrade limesand on the bare dune can be utilised. This maximises the use of the limesand and minimises the amount of land to be cleared. |
| 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> . |
| | Not required. No significant matters of Commonwealth or State conservation were identified in the Flora and Vegetation Report. The return to local native vegetation is demonstrated by past quarrying conducted by Lime Industries just to the north in coastal native vegetation. See the photographs in the Mine Closure Plan. A Clearing Permit on the tenement M70/697, CPS |

| Part 5: Other DWER approvals | |
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| 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: [] |
| Works approval / licence / registration (Part V Division 3 of the EP Act) | |
| Have you applied or do you intend to apply for a works approval, licence, registration, or an 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 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, | <input type="checkbox"/> Yes – application reference (if known): [] <input type="checkbox"/> No – a valid works approval applies: [] <input checked="" type="checkbox"/> No – a valid licence applies: [L9044/2017/1] <input type="checkbox"/> No – a valid registration applies: [] |

| Part 5: Other DWER approvals | |
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| licence, or registration. For further guidance, refer to Guidance Statement: Decision Making . | <input type="checkbox"/> No – not required |