



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

## 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](http://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.

Road reserve Crown 602, Parcel P247487602, general farming access.

FILE REFERENCE

Street address

Lot 602 2 MOUNTFORD ROAD CROOKED BROOK WA 6236

Local government area

Shire of Dardanup

Part 3: Applicant details				
<b>Applicant details</b>				
<p>If granted, the applicant will be considered the holder of the permit.</p> <p>Include the Australian Company Number (ACN) if the proposed permit holder is a body corporate or other entity formed at law.</p>	Are you applying as an individual, a company or an incorporated body? Enter details for one only.			
	An individual	Title      Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Ms <input type="checkbox"/> Other: _____ Name(s) _____		
	<b>OR</b>			
	A body corporate or other entity formed at law (include ACN)	Shire of Dardanup		
	"I am..." (mark applicable box or boxes)			
	<input checked="" type="checkbox"/>	the owner of the land.		
	<input type="checkbox"/>	acting on behalf of the owner and have attached an agent's authority, expressly authorising me to act on behalf of the landowner. <i>[Attach a copy of the authorisation]</i>		
	<input type="checkbox"/>	likely to become the owner of the land. <i>[Attach evidence of the pending transfer of ownership, contract of sale ('offer and acceptance') or letter from current landowner.]</i>		
<input type="checkbox"/>	the person doing the clearing.			
<input type="checkbox"/>	the person on whose behalf the clearing is being done.			
<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>	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>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>		<b>Yes</b>  <input checked="" type="checkbox"/>	<b>No</b>  <input type="checkbox"/>



Part 3: Applicant details (continued)	
<b>Authority to access land</b>	
<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. <i>[Attach evidence of authority]</i></p> <p>Agency in Charge – Owner</p>
<b>Landowner's ownership of land</b>	
<p>A landowner can be:</p> <ul style="list-style-type: none"> <li>• a person who holds the certificate of title;</li> <li>• a person who is the lessee of Crown land; or</li> <li>• a public authority that is responsible for care of the land.</li> </ul>	<p>The landowner's form of ownership is:</p> <p><input 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 checked="" 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: _____</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> <hr/> <p>Company name (if applicable)</p> <hr/> <p>Postal / business address</p> <hr/> <p>Phone (fixed line)</p> <hr/> <p>Email address</p> <hr/>



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 <b>area</b> of clearing proposed (hectares)	Calculated at 2400m <sup>2</sup> , see below	
	and/or		
	number of individual <b>trees</b> to be removed	Number of individual trees is 24. Area is now 24 x 100m <sup>2</sup> (Average size of area taken up by trees to be removed. No understory is present). 2400m <sup>2</sup>	
	Proposed method of clearing:		
	Mechanical removal and mulching. Diseased tree mulch will not be used in other areas.		
	Purpose of clearing:		
<p>The works consist of two separate aspects, which will both come under the same clearing permit: Road Reconstruction (0.00 – 0.85 SLK)</p> <p>Mountford Road is identified as a General Access Vehicle route suitable for as-of-right vehicles, including semi-trailers and farming/rural machinery. It is classed as a Local Distributor Road in the Shire's road network hierarchy. It is not formally speed-zoned and the existing road width is approximately 3.0m along most of its length.</p> <p>Roads to Recovery funding was granted to Council and funds allocated to the project to mitigate the effect of stormwater runoff through road reserve and into private property, which has historically caused damage to the roadway, associated infrastructure and private property.</p> <p>Due to the existing drainage issues, the design and proposed works is to manage road runoff and stormwater flows along the road and limit the potential damage to pavement, embankment batters and roadside drains. The works are also proposing to widen the pavement, where possible, to 5.0m to improve user safety.</p> <p>In order to achieve this within the tight constraints of the current road reserve and vertical geometry, the Shire is proposing to remove select vegetation to make room for additional infrastructure which will assist in controlling stormwater runoff and maintaining adequate embankment batters.</p> <p>Culvert Installation (0.54 SLK)</p> <p>Following a structural assessment on Main Roads Western Australia Bridge No. 3694, it was identified to replace the damaged structure (since catastrophically damaged and replaced with an interim solution) with a culvert under the 'Bridges Renewal Program', funded by the State and Federal Governments.</p> <p>A design for the replacement structure has been provided by MRWA for Shire implementation, using current-day design and construction techniques.</p>			
Period within which clearing is proposed to be undertaken, e.g. May 2018 – June 2018			
from <input type="text" value="October 2019"/> to <input type="text" value="December 2020"/>			
Final land use:			
Access road and culvert			
<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>	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>If yes, provide details:</p> <p>Design has significantly changed from original permit design where area to be cleared was proposed to be 4570m<sup>2</sup> and is now reduced to 2400m<sup>2</sup>. The designer has pushed</p>		

Part 4: Proposed clearing	
	the design to the south of the access road to protect the majority of remaining vegetation on the north side of the road. Brief to the designer was to make road safe, design road for minimising erosion and provide safe access across old bridge with construction of new culvert
Refer to DWER's <u><i>Clearing of native vegetation offsets procedure guideline</i></u> available on the DWER website, and the Environmental Protection Authority's (EPA) <u><i>WA Environmental Offsets Policy and Guidelines</i></u> 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:**

- 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 Environmental Protection Authority?**

- ☐ Yes – provide details [      ]
- ☒ No

**Do you intend to refer the proposal to the Environmental Protection Authority?**

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.

- ☐ Yes – intend to refer (proposal is a 'significant proposal')
- ☐ Yes – intend to refer (proposal will require a section 45C amendment to the current Ministerial Statement)  
MS [      ]
- ☐ No – a current valid Ministerial Statement applies:  
MS [      ]
- ☒ 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?**

- ☐ No
- ☒ Yes – provide details: [Considerable liaison between DWER staff for application of proposed works in 2018-2019 under CPS 82021 ]

**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 *Environmental Protection Regulations 1987*, unless that action is done in accordance with a works approval, licence, or registration.

For further guidance, please refer to the [Guidance Statement: Decision Making](#).

- ☐ Yes – application reference (if known): [      ]
- ☐ No – a valid works approval applies: [      ]
- ☐ No – a valid licence applies: [      ]
- ☐ No – a valid registration applies: [      ]
- ☒ No – not required

**Water Licences and Permits (Rights in Water and Irrigation Act 1914)**

**Have you applied or do you intend to apply for:**

1. a licence or amendment to a licence to take water (surface water or groundwater); or
2. a licence or amendment to a licence to construct wells (including bores and soaks); or
3. a permit or amendment to a permit to interfere with the bed and banks of a watercourse?

- ☐ Yes – application reference (if known): [      ]
- ☐ No – a current valid licence applies: [      ]
- ☒ N/A

**Part 6: Index of Biodiversity Surveys for Assessments (IBSA)**