



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.

The proposed Development Envelope (DE) comprises portions of eight parcels of land as listed below:

- Parcel 48501, Crown Land - Public Recreation and Drainage, Volume /Folio Number 3169/831, Reserve Number 25209;
- Parcel 40787, Road Reserve;
- Parcel 40633, Road Reserve;
- Parcel 40631, Road Reserve;
- Parcel 40630, Road Reserve;
- Parcel 40786, Road Reserve;
- Parcel 40764, Road Reserve; and
- Parcel 11453, Private Landholding - Andrea Di Pasquale, Volume/Folio Number 1213/748

The majority of the DE is Road Reserve (please note that road reserves do not have any of the above listed land descriptors so parcel numbers have been provided).

The proposed road upgrade requires land acquisition from parcel 48501. The Metropolitan Redevelopment Authority (MRA) is progressing land acquisition under the Metropolitan Redevelopment Authority Act 2011. Once acquired, the parcel will be dedicated road reserve (see Attachment 3).

Part 2: Land details		
	<p>The proposed road upgrade also requires the removal of native vegetation on privately owned land within the DE on Parcel 11453. Clearing of vegetation from Parcel 11453 to facilitate the proposed road upgrade will be assessed under a Subdivision Application, which will be submitted to the Department of Planning Lands and Heritage by the MRA.</p> <p>Affected land owners have been contacted and negotiations are well progressed for both parcels.</p>	
FILE REFERENCE	Street address	Forrest Road (Eighth Rd to Tonkin Hwy) & Eighth Road (Forrest Rd to Armadale Rd) Armadale WA 6112 Australia
	Local government area	City of Armadale
	Land zoning, e.g. rural, residential, industrial	Urban and MRA Scheme

Part 3: Applicant details				
Applicant details				
<p>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.</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 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>City of Armadale ACN: 863 269 538</p>		
Applicant contact details				
<p>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.</p>	<p>Provide contact details for the above individual or body corporate.</p>			
	<p>Contact person and position (if applicable)</p>			
	<p>Company name (if applicable)</p>			
	<p>Postal / business address</p>			
	<p>Phone (fixed line)</p>		<p>Phone (mobile)</p>	
	<p>Email address</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>	<p>No</p> <p><input 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; <li style="text-align: center;">or • likely to become the landowner. 	<p>"I am..." (mark the applicable box)</p>			
	<p><input checked="" type="checkbox"/></p>	<p>the owner of the land.</p>		
	<p><input 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. <i>[Attach a copy of the authorisation.]</i></p>		
<p><input checked="" 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). <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			
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 <ul style="list-style-type: none"> • 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 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		
	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.	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			
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)	1.29 ha	
	and/or	number of individual trees to be removed	_____
	Proposed method of clearing		Mechanical
	Period within which clearing is proposed to be undertaken, e.g. May 2018 – June 2018		From February 2020 to June 2020
	Purpose of clearing		To facilitate the upgrade of sections of Eighth Road and Forrest Road
	Final land use:		Road, cycle and pedestrian paths, median island.
	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:		The City did consider three alternative design options to reduce or eliminate the removal of vegetation.

Part 4: Proposed clearing

1. Retaining the current road alignment and road width – Forrest Road (No Action Option)

The current road alignment and width is sufficient for a dual lane two way road with no median. Traffic modelling conducted for the City to identify future traffic volumes indicates that the current road width and form is unsuitable. Dual lanes in each direction are required to cater for the expected traffic volumes on Forrest Road. The City concluded that there is no option to retain Forrest Road single lane each direction. Additionally the upgrade of Forrest Road is a key component of the *City's Strategic Community Plan's objective 3.3.2* which is to;

Provide key links between Armadale centre and future neighbourhood centres.

2. Reduce the proposed road width – Forrest Road

Other elements were also considered for removal including bike lanes, footpaths and median elements which add required width for the road corridor. The removal of these elements would reduce the overall width of the road, and reduce the environmental impact, in particular the removal of vegetation. The City is committed to improving active transport options for our community. The provision of both footpaths and dedicated bike lane aligns with the MRA's network movement scheme objectives as outlined below;

2.3.4 Connectivity

To enhance connectivity and reduce the need to travel by car, supporting development aimed at well-designed places that support walking, cycling and public transit including:

- *Develop a range of transport networks for commuters that facilitate access to and from Armadale and promote the use of sustainable transport modes such as cycling, walking and public transit options;*
- *Land Use and Transport Integration – Development and transport systems support each other to create an efficient and successful urban environment;*
- *Walking and Cycling – Accessible by active transport modes (walkable and bikeable) through high levels of amenity, safety and permeability throughout the Scheme Area;*
- *Alternatives to Car Use – Development will facilitate non-car based forms of travel, such as rail, bus, cycling and walking;*
- *Equity of Access – Provide travel networks that are accessible by all; and*
- *Transit Integrated Development – Contemporary transport planning and design principles are used to develop appropriate land uses and population densities around well designed multi-modal transport nodes.*

The City concluded that the provision of footpath and cycle lanes are integral in delivery the MRA's scheme objectives.

Additionally, The City reviewed the need for the separation of traffic lanes with a central median. The central median is considered necessary to provide protection for turning vehicles by way of dedicated turning lanes. The central median provides for separation of vehicles to reduce vehicle collisions, and also provides pedestrians the ability to stage their road crossing. This is particularly important for children, the elderly and pedestrians with disabilities. The City concluded that the central median is an important feature of the road upgrade.

3. Avoidance of Vegetation – Forrest Road

The City explored options to retain any trees possible, including taking of land on the north side of Forrest Road. This option would have avoided the removal of vegetation from Neilson to Eighth Road. The City assessed the land requirements, and concluded

Part 4: Proposed clearing	
	that many properties would need to be demolished to affect this solution.
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: []
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, licence, or registration. For further guidance, refer to Guidance Statement: Decision Making .	<input type="checkbox"/> Yes – application reference (if known): [] <input type="checkbox"/> No – a valid works approval applies: [] <input type="checkbox"/> No – a valid licence applies: [] <input type="checkbox"/> No – a valid registration applies: [] <input checked="" type="checkbox"/> No – not required