



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.

The application relates to the Ocean Reef Marina Development that is located to the west of Ocean Reef Road, Ocean Reef, Western Australia. Specifically, an area of 3.9 ha is to be cleared an application area of 30.5 ha.

The 42 ha terrestrial Development area was removed from Bush Forever Site 325 by the Metropolitan Region Scheme (MRS) amendment 1270/41 (August 2019).

The following summarises the location details for the clearing footprint.

Lot No	C/T Details	Survey Plan	Owner	Reserve #
9000	2701/335	DP 54595	Water Corporation	N/A
1032	1667/921	P13198	City of Joondalup	N/A
10098	LR3048/270	DP 216093	Water Corporation	36732
15446	LR3133/571	DP 40340	47831	City of Joondalup

Part 2: Land details					
	555	LR3166/566	DP 402198	State of WA	45122 to City of Joondalup (Recreation)
	1029	1957/865	DP 57604	City of Joondalup	N/A
FILE REFERENCE	Street address		Ocean Reef Road, Ocean Reef, Western Australia.		
	Local government area		City of Joondalup		

Part 3: Applicant details				
Applicant details				
<p>If granted, the applicant will be considered the holder of the permit. 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 an incorporated body? Enter details for one only.</p>			
	<p>An individual</p>	<p>Title      Mr   <input type="checkbox"/>   Mrs   <input type="checkbox"/>   Ms   <input type="checkbox"/>   Other:</p> <p>Name(s)</p>		
	<p><b>OR</b></p>			
	<p>A body corporate or other entity formed at law (include ACN)</p>	<p>Western Australian Land Authority (trading as Development WA) ABN: 34 868192 835</p>		
	<p>"I am..." (mark applicable box or boxes)</p>			
	<p><input type="checkbox"/> the owner of the land.</p>			
	<p><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></p>			
<p><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></p>				
<p><input type="checkbox"/> the person doing the clearing.</p>				
<p><input checked="" type="checkbox"/> the person on whose behalf the clearing is being done.</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>[Redacted]</p>		
	<p>Company name (if applicable)</p>	<p>[Redacted]</p>		
	<p>Postal / business address</p>	<p>[Redacted]</p>		
	<p>Phone (fixed line)</p>	<p>[Redacted]</p>	<p>08 9482 7548</p>	<p>[Redacted]</p>
	<p>Email address</p>	<p>[Redacted]</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>

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>Attached: copies of the certificate of titles and letters of authority from the land managers.</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) <input type="text"/></p>
	<p>Company name (if applicable) <input type="text"/></p>
	<p>Postal / business address <input type="text"/> <input type="text"/></p>
	<p>Phone (fixed line) <input type="text"/> Phone (mobile) <input type="text"/></p>
	<p>Email address <input type="text"/></p>

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                      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>	<p>Total area of clearing proposed (hectares)      3.9 ha</p>
	<p>and/or</p> <p>number of individual trees to be removed      N/A</p>
	<p>Proposed method of clearing:                      Mechanical</p>
	<p>Purpose of clearing:                      To facilitate the geotechnical investigations to support development of the proposed Ocean Reef Marina.</p>
	<p>Period within which clearing is proposed to be undertaken, e.g. May 2018 – June 2018                      from      1 March 2020      to      30 July 2020</p>
<p>Final land use:                      Ocean Reef Marina development</p>	
<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>	<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>
	<p>If yes, provide details:</p>
<p>Refer to DWER's <u><a href="#">Clearing of native vegetation offsets procedure guideline</a></u> available on the DWER website, and the Environmental Protection Authority's (EPA) <u><a href="#">WA Environmental Offsets Policy and Guidelines</a></u> on the EPA website for further information.</p>	<p>Do you want to submit a clearing permit offset proposal with your application?      <input type="checkbox"/> Yes      <input checked="" type="checkbox"/> No</p>
	<p>If yes, provide details, and complete and attach Appendix A of the <i>Clearing of native vegetation offsets procedure guideline</i>.</p> <p>The area to be cleared is located within the overall development footprint and associated disturbance area. A Negotiated Project Outcome (NPO) has been developed that provides the necessary and agreed offsets for the development as a whole. The NPO applies to this clearing.</p>



Part 5: Other DWER approvals	
<b>Instructions:</b>	
<ul style="list-style-type: none"> <li>If your application is to be submitted to DMIRS, complete Section A and then skip to Part 6 of this form.</li> <li>If your application is to be submitted to DWER, complete Section A and B.</li> </ul>	
Section A: Environmental Impact Assessment	
Environmental Impact Assessment (Part IV of the EP Act)	
<b>Has this clearing application or any related matter been referred to the Environmental Protection Authority?</b>	<input checked="" type="checkbox"/> Yes – provide details [See Section 1.2 of supporting documentation] <input type="checkbox"/> No
<b>Do you intend to refer the proposal to the Environmental Protection Authority?</b> 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	
<b>Have you had any pre-application / pre-referral / scoping meetings with DWER regarding any planned applications?</b>	<input type="checkbox"/> No <input checked="" type="checkbox"/> Stakeholder engagement and consultation was undertaken between 2011 and 2014 with DWER (formerly the Department of Environment Regulation – DER). The consultation also included the Department of Biodiversity, Conservation and Attractions (formerly Department of Parks and Wildlife), Department of Primary Industry and Regional Development (formerly the Department of Fisheries) and the Department of Environment and Energy (Commonwealth).
Works Approval / Licence / Registration (Part V Division 3 of the EP Act)	
<b>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?</b> 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, please refer to the <i>Guidance Statement: Decision Making</i> .	<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
Water Licences and Permits ( <i>Rights in Water and Irrigation Act 1914</i> )	
<b>Have you applied or do you intend to apply for:</b> 1. a licence or amendment to a licence to take water (surface water or groundwater); or	<input type="checkbox"/> Yes – application reference (if known): [     ]
	<input type="checkbox"/> No – a current valid licence applies: [     ]