

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.

For further information on the stages of assessment for clearing permit applications, refer to the [Procedure: Native vegetation clearing permits](#) on DWER's website.

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.

Lot on Plan : P220366 19; Land ID No : 1941627; Polygon ID No : 1015687
 Area: 2.8099Ha

Lot on Plan : P220366 12; Land ID No : 2017450; Polygon ID No : 1015692
 Area : 3.9051Ha

Lot on Plan : P220366 30 Land ID No : 1885778; Polygon ID No : 1015682
 Area: 1.4021Ha

FILE REFERENCE

Street address

Landor-Mt Augustus Rd

Local government area

Shire of Upper Gascoyne

Part 3: Applicant details							
Applicant details							
<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: <input type="text"/>				
		Name(s)	<input type="text"/>				
	OR						
	A body corporate or other entity formed at law (include ACN)	Entity at Law (Shire of Upper Gascoyne)					
	"I am..." (mark applicable box or boxes)						
	<input type="checkbox"/>	the owner of the land.					
	<input checked="" 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 (see "Authority to access land", below)]</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.						
Applicant contact details							
<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)	<input type="text"/>					
	Company name (if applicable)	<input type="text"/>					
	Postal / business address	<input type="text"/>					
	Phone (fixed line)	<input type="text"/>	Phone (mobile)	<input type="text"/>			
	Email address	<input type="text"/>					
	<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>			<table border="1"> <tr> <td>Yes</td> <td>No</td> </tr> <tr> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> </table>	Yes	No	<input type="checkbox"/>
Yes	No						
<input type="checkbox"/>	<input checked="" type="checkbox"/>						

Part 3: Applicant details (continued)																					
Authority to access land																					
<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 signed by the landowner or other person with authority to give land access permission.</p>	<p>State the nature of the applicant's authority to access the land to be cleared. <i>[Attach evidence of authority. Note that a letter of authority must explicitly state that the applicant has authority to clear on the land and must be signed by a person with authority to give land access permission.]</i></p> <p>The Shire of Upper Gascoyne has obtained the approval of the Pastoral Lease Owner (Landor Station) to access the land to realign the road and create new creek crossings.</p> <p>Please refer attached copy of letter from Pastoral Lease Owner to Shire of Upper Gascoyne.</p>																				
Landowner's 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; or • a public authority that is responsible for care of the land. 	<p>The landowner's form of ownership is:</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30px; text-align: center;"><input type="checkbox"/></td> <td>Certificate of title <i>[Attach a copy of the certificate and all associated encumbrances with the application – available from Landgate].</i></td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>Pastoral lease <i>[Attach a copy of the lease and all associated encumbrances].</i></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td>Mining lease.</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td>Public authority that has care, control or management of the land.</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td>Other form of lease, land tenure or specific arrangement.</td> </tr> <tr> <td colspan="2">Please state: <input style="width: 150px;" type="text"/></td> </tr> </table>	<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 checked="" type="checkbox"/>	Pastoral lease <i>[Attach a copy of the lease and all associated encumbrances].</i>	<input 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 style="width: 150px;" type="text"/>									
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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>	<p>Where contact details differ to those of the applicant, complete the below section:</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%; padding: 5px;">Contact person (and position, if applicable)</td> <td colspan="3" style="border: 1px solid black; height: 20px;"></td> </tr> <tr> <td style="padding: 5px;">Company name (if applicable)</td> <td colspan="3" style="border: 1px solid black; height: 20px;"></td> </tr> <tr> <td style="padding: 5px;">Postal / business address</td> <td colspan="3" style="border: 1px solid black; height: 40px;"></td> </tr> <tr> <td style="padding: 5px;">Phone (fixed line)</td> <td style="width: 20%; border: 1px solid black; height: 20px;"></td> <td style="width: 20%; padding: 5px;">Phone (mobile)</td> <td style="width: 40%; border: 1px solid black; height: 20px;"></td> </tr> <tr> <td style="padding: 5px;">Email address</td> <td colspan="3" style="border: 1px solid black; height: 20px;"></td> </tr> </table>	Contact person (and position, if applicable)				Company name (if applicable)				Postal / business address				Phone (fixed line)		Phone (mobile)		Email address			
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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> <ul style="list-style-type: none"> Geometry type: Polygon shape Coordinate system: GDA 1994 (Geographic latitude/longitude) Datum: GDA 1994 (Geocentric Datum of Australia 1994). <p>An ESRI shapefile must be provided if the application requires an assessment under an EPBC Act accredited process.</p>	<table border="1"> <tr> <td>Total area of clearing proposed (hectares)</td> <td>8.1171Ha</td> </tr> </table>	Total area of clearing proposed (hectares)	8.1171Ha			
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	<i>and/or</i>					
	number of individual trees to be removed					
	Proposed method of clearing:					
	Clearing will be undertaken using earthmoving machinery (grader, loader, trucks, etc). The cleared vegetation will be removed from site.					
	Purpose of clearing:					
Currently the public road (Landor-Mt Augustus Rd) runs right beside Landor homestead which results in a number of public safety and liability concerns for both the Shire and the homestead. The project involves realignment of the public road approx. 1km away for the homestead. Additionally, the road alignment through the existing Gascoyne River crossing is poor. The road has been realigned to improve safety for drivers through this major river crossing.						
<p>Period within which clearing is proposed to be undertaken, e.g. May 2020 to June 2020 (taking note of the published assessment timeframes for DWER / DMIRS, as applicable)</p> <p>From <input type="text" value="1st June 2021"/> to <input type="text" value="1st October 2021"/></p>						
Final land use:						
The final land use is a public road.						
<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>	<table border="1"> <tr> <td>Have alternatives that would avoid or minimise the need for clearing been considered and applied?</td> <td><input checked="" type="checkbox"/></td> <td>Yes</td> <td><input type="checkbox"/></td> <td>No</td> </tr> </table>	Have alternatives that would avoid or minimise the need for clearing been considered and applied?	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
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<p>If yes, provide details:</p> <p>Alternative realignments options were considered but each of these had limitations that meant they could not be considered. These limitations related to design geometry/speed and waterway crossing.</p>						
<p>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.</p>	<table border="1"> <tr> <td>Do you want to submit a clearing permit offset proposal with your application?</td> <td><input type="checkbox"/></td> <td>Yes</td> <td><input checked="" type="checkbox"/></td> <td>No</td> </tr> </table>	Do you want to submit a clearing permit offset proposal with your application?	<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No
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<p>If yes, provide details, and complete and attach Appendix A of the <i>Clearing of native vegetation offsets procedure guideline</i>.</p>						

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 both Sections 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?	<input type="checkbox"/> Yes – provide details [] <input checked="" type="checkbox"/> 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.	<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 the Procedure: Prescribed premises works approvals and licences and Guideline: Industry Regulation Guide to Licensing .	<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>)	
Have you applied or do you intend to apply for: <ol style="list-style-type: none"> a licence or amendment to a licence to take water (surface water or groundwater); or a licence or amendment to a licence to construct wells (including bores and soaks); or a permit or amendment to a permit to interfere with the bed and banks of a watercourse? For further guidance on water licences and permits under the <i>Rights in Water and Irrigation Act 1914</i> , refer to the Procedure: Water licences and permits .	<input checked="" type="checkbox"/> Yes – application reference (if known): [] <input type="checkbox"/> No – a current valid licence applies: [] <input type="checkbox"/> N/A