



Department of Water and Environmental Regulation  
 Department of Mines, Industry Regulation and Safety

**Applications for a clearing permit to be assessed under a Commonwealth *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) accredited process**

*Environmental Protection Act 1986*, section 51E and section 51M

**Assessment bilateral agreement - Annex C7**

The native vegetation clearing permit processes under Part V of the *Environmental Protection Act 1986* (EP Act) have been accredited by the Commonwealth under the EPBC Act and can be assessed under an assessment bilateral agreement.

CPS No.
Date stamp

Part 1: EPBC Act proposal details			
To be assessed under the assessment bilateral agreement, the proposed clearing action must have been referred to the Commonwealth and determined to be a 'controlled action' under the <i>Environmental Protection and Biodiversity Conservation Act 1999</i> (Cth) prior to submitting this <i>Form Annex C7</i> as an attachment to a clearing permit application form ( <i>Form C1</i> , <i>Form C2</i> of <i>Form C4</i> ).	EPBC Act number	EPBC 2020/8827	
	Short name of the project	Production horticulture in Lot 6 and Lot 8 Old Coast Road, Myalup	
	Provide a short description that uniquely identifies the proposed action and its location.	The proposed activity includes a production horticulture development, covering an area of 19.1 ha in Lot 6 and 12.9 ha in Lot 8 for a total of 32 ha. The project footprint which with a five metre clearing buffer will require the clearing of 6.5 ha of native vegetation (based on paddock tree canopies).	

Part 2: Proposed clearing action and impact assessment details		
Where the proposed clearing action has been determined to be a controlled action by the Commonwealth Minister for the Environment, assessment of the clearing action under the assessment bilateral agreement can occur if the identified information (see right) is provided and attached to this Annex and the clearing permit application form.  Please tick the boxes to indicate the information has been attached.	<input checked="" type="checkbox"/> Description of the proposed clearing action	
	<input checked="" type="checkbox"/> Detailed descriptions (including surveys, reports, and methodologies) of the matter(s) of national environmental significance (NES) prescribed through the EPBC Act controlled action decision and any other relevant matters.	
	<input type="checkbox"/> World heritage property	Specify: _____
	<input type="checkbox"/> National heritage property	Specify: _____
	<input type="checkbox"/> Wetlands of national importance (Ramsar wetlands)	Specify: _____
<input checked="" type="checkbox"/> Nationally listed threatened species and ecological communities including suitable habitat	Listed threatened species and communities (sections 18 & 18A). Baudin's Black Cockatoo ( <i>Calyptorhynchus baudinii</i> ) – Endangered • Carnaby's Black Cockatoo ( <i>Calyptorhynchus latirostris</i> ) – Endangered • Forest Red-tailed Black Cockatoo ( <i>Calyptorhynchus banksii naso</i> ) – Vulnerable • Western Ringtail Possum ( <i>Pseudocheirus occidentalis</i> ) – Critically Endangered	

## Part 2: Proposed clearing action and impact assessment details

		• Tuart ( <i>Eucalyptus gomphocephala</i> ) Woodlands and Forests of the Swan Coastal Plain Ecological Community – Critically Endangered
<input type="checkbox"/>	Listed migratory species including suitable habitat	Specify: _____
<input type="checkbox"/>	Commonwealth marine	Specify: _____
<input checked="" type="checkbox"/>	<p>The likely relevant impacts of the action on matters of NES prescribed through the EPBC Act controlled action decision, such as:</p> <ul style="list-style-type: none"> <li>• a description of the relevant impacts, including environmental, social, and economic impacts;</li> <li>• a detailed analysis of the nature and extent of the likely direct, indirect, short- or long-term impacts;</li> <li>• a statement regarding whether any relevant impacts are likely to be unknown, unpredictable, or irreversible; and/or</li> <li>• technical data and other information used to make the detailed assessment.</li> </ul>	
<input checked="" type="checkbox"/>	<p>Feasible alternatives to the proposed action, such as:</p> <ul style="list-style-type: none"> <li>• the alternative of taking no action;</li> <li>• a comparative description of the impacts of each alternative;</li> <li>• sufficient detail to make clear why any alternative is preferred to another; and</li> <li>• why the preferred alternative measure was not chosen in the first instance.</li> </ul>	
<input type="checkbox"/>	<p>Detailed description and cost details of possible mitigation measures such as:</p> <ul style="list-style-type: none"> <li>• avoidance and mitigation measures proposed to be undertaken to prevent or minimise the relevant impacts of the actions on any matter of NES;</li> <li>• a detailed outline of a plan for the continuing management, mitigation, and monitoring of relevant impacts of the action on any matters of NES;</li> <li>• details of any significant residual impacts on matters of NES; and</li> <li>• an analysis of how the offset package meets the requirement of the EPBC Act Offsets Policy.</li> </ul>	
<input checked="" type="checkbox"/>	Sources of information and references	

## Part 3: Consultation

Public consultation with direct interest stakeholders is a statutory requirement for new clearing permit applications under s.51E of the EP Act.	<input checked="" type="checkbox"/>	The role and interests of Indigenous peoples, as applicable, in promoting conservation and ecologically sustainable use of natural resources, and their knowledge of biodiversity and heritage, have been taken into consideration. Information relating to these matters has been attached.
Applications for amendments under s.51M may be advertised for public consultation, as determined on a case-by-case basis.	<input checked="" type="checkbox"/>	After the CEO has determined that the permit application is validly made under section 51E of the EP Act, the application will be advertised for public comment. It is acknowledged that the applicant will be provided with submissions made by the public during the public comment period and must prepare and submit to the CEO a written response which addresses or takes into account the issues raised by the public in those submissions.

## Part 4: Further information

For further information contact DWER or DMIRS (as applicable) at the details below.

Department of Water and Environmental Regulation: Email: <a href="mailto:info@dwer.wa.gov.au">info@dwer.wa.gov.au</a>	Department of Mines, Industry Regulation and Safety: Email: <a href="mailto:nvab@dmirs.wa.gov.au">nvab@dmirs.wa.gov.au</a>
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**Part 4: Further information**

Telephone: 6364 7000

Telephone: 9222 3333

For more information: [www.dwer.wa.gov.au](http://www.dwer.wa.gov.au)

For more information: [www.dmirs.wa.gov.au](http://www.dmirs.wa.gov.au)

Please retain a copy of this form for your records.  
Incomplete applications will be returned.

If there is insufficient space on any part of this form, please continue on a separate sheet of paper and attach to this form