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.

For further information on the stages of assessment for clearing permit applications, refer to the <u>Procedure: Native vegetation clearing permits</u> on DWER's website.

Date stamp

CPS No.

# Part 1: Assessment bilateral agreement

The native vegetation clearing processes under Part V of the	Do you want your proposed clearing action assessed in accordance with, or under, an EPBC Act Accredited Process such as the assessment bilateral agreement?						
Environmental Protection Act 1986 (WA) (EP Act) have been accredited by the Commonwealth		Yes	EPBC Number				
of Australia under the Environment Protection and Biodiversity Conservation Act	$\boxtimes$	No	Proceed to Part 2	2			
1999 (Cth) (EPBC Act) and can be assessed under an assessment bilateral agreement.	List the controlling provisions identified in the notification of the controlled action decision.						
To be assessed in this manner, the proposed clearing action must be referred to the Commonwealth under the EPBC Act and deemed a <u>'controlled action</u> ' 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.		Form	Annex C7 is comp	lete and the required supporting information is attached.			

Part 2: Land details							
The location of the land where clearing is proposed must be	d folio number, lot or location number(s), Crown lease or se number, or mining tenement number of all properties.						
accurately described.	Lot 418 on Deposited Plan 5 Volume: 3142 Folio: 139	Lot 418 on Deposited Plan 52130 Volume: 3142 Folio: 139					
FILE REFERENCE	Street address	21 Kahana Parkway, Butler					
	Local government area	City of Wanneroo					
	Land zoning, e.g. rural, residential, industrial	Recreational					

Part 3: Applicant details												
Applicant details												
If granted, the permit will be granted in the name(s) of (all) landowner(s).	Are yo one or		lying as an individual, a company or incorporated body? Enter details for									
Include the Australian Company	An		Title	Mr		Mrs	6		Ms		Other	:
Number (ACN) if the proposed permit holder is a body corporate	individ	ual	Name/s									
or other entity formed at law.	OR											
	other e	entity fo	corporate or ntity formed at clude ACN)City of WannerooABN: 64 295 981 165 50									
Applicant contact details												
If applying as a company or incorporated body, please also supply the registered business office address.	Provide contact details for the above individual or body corporate. Contact person and position (if applicable)											
DWER and DMIRS prefer to send	positio	nı (n ap	plicable)						,			
all correspondence electronically via email. We request that you consent to		any na licable)				)						
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	Postal / business address			)								
	Phone (fixed line)					)	Pho	one (m	iobile)	-	)	
DMIRS (as applicable) will be sent to you via email, to the email address provided in this section.	Email address									)		
Where 'no' has been selected, Part V documents will be posted to you in hard copy to the postal /	I consent to all written correspondence between myself (the Yes No											
business address you have provided in this section. Other general correspondence may still be sent to you via email.	subjec	t of this	d DWER / s applicatio s I have pro	n being e	xclusiv					)		
Relationship to landowner	-											
To apply for an area permit you must either be:	"I am	" (mai	k the app <b>l</b> i	cable bo>	x)							
• the landowner;	$\boxtimes$ the owner of the land.											
<ul> <li>acting on the landowner's behalf;</li> </ul>	acting on behalf of the owner, and have attached a signed letter of authority, expressly authorising me to act on behalf of the landowned							ent's				
<ul><li>or</li><li>likely to become the landowner.</li></ul>	[Attach a copy of the authorisation. Note that a letter of authority must											
		likely to become the owner of the land. (If granted, the clearing permit will only be issued once the applicant becomes the land owner).							will only			
	[Attach evidence of the pending transfer of ownership, contract of sale ('of acceptance'), or signed letter from current landowner.]							('offer and				

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Part 3: Applicant details	
Ownership of land	
<ul> <li>A landowner can be:</li> <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>	Form of ownership:         Certificate of title.         [Attach a copy of the certificate and all associated encumbrances with the application – available from Landgate]         Pastoral lease.         [Attach a copy of the lease and all associated encumbrances]         Mining lease.
	<ul> <li>Public authority that has care, control, or management of the land.</li> <li>Other form of lease, land tenure, or specific arrangement.</li> </ul>
	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	Where contact details differ to those of the applicant, complete the below section: Contact person (and position, if applicable)
application.	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,	Total <b>area</b> of clearing proposed (hectares)		0.1165 hectares					
clearly marking the area proposed to be cleared	and/or							
or if you have the facilities, a digital		number of individual <b>trees</b> to be removed						
map on a suitable portable digital storage device of the area to clear	Proposed method of clearing							
as an ESRI shapefile with the following properties:	Mechanical – use of excavators and other machinery							
<ul> <li>Geometry type: Polygon shape</li> <li>Coordinate system: GDA 1994 (Geographic latitude/longitude)</li> </ul>	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)							
	From	March 2022		to	May 2022			
• Datum: GDA 1994	Purpose of clearing							
(Geocentric Datum of Australia 1994).	To construct an access track through the larger portion of the park.							
An ESRI shapefile must be provided if the application								
requires an assessment under an EPBC Act accredited process.	Final land use [e.g. "the area will be revegetated to reflect pre-clearing conditions after extraction is complete", or "the area will be a public road"]:							
	The area will be used as an access track for maintenance and fire mitigation activities.							

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Part 4: Proposed clearing									
You must provide evidence that avoidance and mitigation options have been pursued to eliminate, reduce, or otherwise	Have alternatives that would avoid or minimise the need for clearing been considered and applied?								
	If yes, provide details:								
mitigate the need for, and scale of, the proposed clearing of native vegetation.	The proposed clearing area is within an area which is in a de impacts of fire and the use of the area as a walking track. Ut will reduce the amount of virgin bushland that is cleared. The also taken into consideration the presence of significant <i>Xan</i> alignment, these will be avoided during clearing and constru-	the area as a walking track. Utilising this area of the park in bushland that is cleared. The design of the track has the presence of significant <i>Xanthorrhoea preissii</i> along the							
Refer to DWER's <u>Clearing of</u> <u>native vegetation offsets</u>	Do you want to submit a clearing permit offset proposal with your application?		Yes	$\boxtimes$	No				
procedure guideline available on the DWER website, and the Environmental Protection Authority's (EPA) <u>WA</u> Environmental Offsets Policy and Guidelines on the EPA website for further information.	If yes, provide details, and complete and attach Appendix A <i>vegetation offsets procedure</i> guideline.	of the C	Clearing	of nati	ve				

## 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 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 EPA?	Yes – provide details [ ]					
	□ No					
<b>Do you intend to refer the proposal to the EPA?</b> Section 37B(1) of the EP Act defines a 'significant proposal' as	Yes – intend to refer (proposal is a 'significant proposal')					
"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	Yes – intend to refer (proposal will require a section 45C amendment to the current Ministerial Statement): MS [ ]					
'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	No – a current valid Ministerial Statement applies: MS [ ]					
the MS number in the space provided.	🛛 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	🖂 No					
applications?	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	Yes – application reference (if known): [ ]					
amendment to any of the above, under Part V Division 3 of the EP Act?	No – a valid works approval applies: [ ]					
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</i> 1987,	No – a valid licence applies: [ ]					

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Part 5: Other DWER approvals								
unless that action is done in accordance with a works approval, licence, or registration.	No – a valid registration	applies: [ ]						
For further guidance, refer to the <u>Procedure: Prescribed</u> <u>premises works approvals and licences</u> and <u>Guideline: Industry</u> Regulation Guide to Licensing.	No – not required							
Water licences and permits (Rights in Water and Irrigat	on Act 1914)							
Have you applied or do you intend to apply for:	Yes – application refere	nce (if known): [	1					
1. a licence or amendment to a licence to take water (surface water or groundwater); or	No – a current valid licer	. , , -	1					
2. a licence or amendment to a licence to construct wells (including bores and soaks); or	☑ N/A		1					
3. 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 <i>Procedure: Water licences and permits</i> .								
Part 6: Surveys for Assessments (IBSA and IMSA)								
Do you wish to submit marine or biodiversity surveys in support of your application?	Yes							
	No – skip to Part 7							
Biodiversity surveys submitted to support this application	All biodiversity surveys that support this application							
must meet the requirements of the EPA's <u>Instructions for</u> the preparation of data packages for the Index of <u>Biodiversity Surveys for Assessments (IBSA)</u> . If these requirements are not met, DWER / DMIRS (as	have been submitted to the <i>Index of Biodiversity</i> <i>Surveys for Assessment</i> available at <u>ibsasubmissions.dwer.wa.gov.au</u>							
applicable) may decline to deal with the application. Please provide the IBSA number(s) (or submission	Submission							
number(s) if IBSA number has not yet been issued) in the space provided.	number(s) (e.g. IBSASUB-							
Note that a submission number is not confirmation of	20200101- 12345A6D)							
acceptance of a biodiversity survey and is not the same as an IBSA number. IBSA numbers are only issued once a survey has been accepted. Once an IBSA number is issued, please notify DWER / DMIRS (as applicable).	Please list all numbers. If space is inadequate, list on a separate sheet.							
Please note the assessment timeframes for your	IBSA number(s)							
application will be suspended until the IBSA number(s) is provided to DWER / DMIRS (as applicable).	(e.g. <i>IBSA-2020-</i> <i>0123</i> )							
	Please list all numbers. If space is inadequate, list on a separate sheet.							
Marine surveys submitted to support this application must	All marine surveys submitted with this application meet the requirements of the EPA's Instructions for the preparation of data packages for the Index of Marine Surveys for Assessments (IMSA).							
meet the requirements of the EPA's <u>Instructions for the</u> <u>preparation of data packages for the Index of Marine</u> <u>Surveys for Assessments (IMSA)</u> . If these requirements are not met, DWER will decline to deal with the application.								