

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.

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 of Australia under the		Yes	EPBC Number:				
Environment Protection and Biodiversity Conservation Act	$\boxtimes$	No	Proceed to Part 2				
1999 (Cth) (EPBC Act) and can be assessed under an assessment bilateral agreement.	List the decisio		tified in the notification of the controlled action				
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 <u>www.der.wa.gov.au/our-</u> work/clearing-permits		Form	Annex C7 is comple	te and the required supporting information is attached.			

Part 2: Land details					
The location of the land where clearing is proposed must be	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.				
accurately described.	Section 91 Licence (Lic00203/2019_A11291964)				
	Licence to Occupy Crown Land attached as Attachment 1				
FILE REFERENCE	Street address	N/A			
	Local government area	City of Karratha			

Part 3: Applicant details											
Applicant details											
If granted, the applicant will be considered the holder of the		Are you applying as an i one only.			al, a co	mpany	or an in	icorpora	ted bod	y? Enter	details for
permit. Include the Australian Company	An		Title	Mr		Mrs		Ms		Other:	
Number (ACN) if the proposed permit holder is a body corporate	indivio	dual	Name(s)								
or other entity formed at law.	OR										
	other	entity	oorate or formed at e ACN)								
	"I am.	" (m	ark applicab	le box o	r boxes	)					
	$\boxtimes$	the c	owner of the	land.							
		auth	ng on behalf orising me to ach a copy o	o act on	behalf	of the la	andown	er.		-	
		likely	/ to become	the owr	er of th	e land.					
		[Attach evidence of the pending transfer of ownership, contract of sale ('offer and acceptance') or letter from current landowner.]							('offer and		
	the person doing the clearing.										
		the p	person on wh	hose behalf the clearing is being done.							
Applicant contact details											
If applying as a company or	Provide contact details for the above individual or body corporate.										
incorporated body, please also supply the registered business office address.	Contact person (and position, if applicable)										
DWER and DMIRS prefer to send all correspondence electronically via email.	Company name (if applicable)										
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	Postal / business address										
section of the application form. Where 'yes' is selected, all correspondence from DWER or	Phone (fixed line)					•	Phone	(mobile	:)		
DMIRS (as applicable) will be sent to you via email, to the email address provided in this section. Where 'no' has been selected,	Email address										
Part V documents will be posted to you in hard copy to the			all written c							Yes	No
postal/business address you have provided in this section. Other general correspondence may still be sent to you via email.	applicant) and DWER/DMIRS (as applicable), regarding the subject of this application, being exclusively via email, using the email address I have provided above.						$\boxtimes$				

Part 3: Applicant details (continued)						
Authority to access land						
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.	State the nature of the applicant's authority to access the land to be cleared. [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.]					
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.	Authority to access land is granted by way of Section 91 Licence (Attachment 1)					
Landowner's ownership of land	-					
A landowner can be:	The la	andowner's form o	f ownership is:			
<ul> <li>a person who holds the certificate of title;</li> </ul>	Certificate of title [Attach a copy of the certificate and all associated encumbrances with the application – available from Landgate].					
<ul> <li>a person who is the lessee of Crown land;</li> <li>or</li> </ul>	Pastoral lease [Attach a copy of the lease and all associated encumbrances].				ices].	
• a public authority that is responsible for care of the land.	Mining lease.					
	Public authority that has care, control or management of the land.			the land.		
	$\boxtimes$	Other form of lea	se, land tenure or spe	ecific arrangement.		
		Please state:	Section 91 Licence	(Attachment 1)		
Contact details for enquiries						
If different from the applicant's contact details, enter the contact			iffer to those of the ap	plicant, complete th	ne below section:	
details of a person with whom DWER or DMIRS should liaise		ict person (and on, if applicable)	Refer to applicant co	ontact details		
with concerning this clearing application.	Company name (if applicable) Postal / business address					
	Phone	e (fixed line)		Phone (mobile)		
	Email	address				

Part 4: Proposed clearing								
An aerial photograph and/or map with a north arrow must be	Total <b>area</b> of clearing proposed (hectares)							
attached, clearly marking the area proposed to be cleared	and/or							
or	number of individual <b>trees</b> to be removed							
if you have the facilities, a digital map on a suitable portable digital	Proposed method of clearing	:						
storage device of the area to clear as an ESRI shapefile with the following properties:	A combination of track rolling blade) and ploughing for the						nd lowe	red
Geometry type: Polygon	Purpose of clearing:							
<ul> <li>shape</li> <li>Coordinate system: GDA 1994 (Geographic</li> </ul>	Clearing is for geotechnical ir and site access.	nvestigations	s, meso	luite manage	ement/re	ehabilita	ation tria	als
latitude/longitude) <ul> <li>Datum: GDA 1994</li> <li>(Geocentric Datum of</li> </ul>	Additional information on the purpose of clearing is provided in the attached NVCP supporting document							
Australia 1994).	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)							
An ESRI shapefile must be provided if the application	From Q3 2021		to	Q3 2023				
requires an assessment under an	Final land use:							
EPBC Act accredited process.	No change, the area will be rehabilitated to reflect the pre-clearing conditions after geotechnical investigations are complete.							
You must provide evidence that avoidance and mitigation options have been pursued to	Have alternatives that would avoid or minimise the need for clearing been considered and applied?							
eliminate, reduce or otherwise mitigate the need for, and scale	If yes, provide details:							
of, the proposed clearing of native vegetation.	Refer to supporting documen	t						
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?					No		
procedure quideline available on the DWER website, and the Environmental Protection	If yes, provide details, and co vegetation offsets procedure		attach	Appendix A	of the C	Clearing	of nati	ve
Authority's (EPA) <u>WA</u> <u>Environmental Offsets Policy</u> <u>and Guidelines</u> on the EPA website for further information.								

Part 5: Other DWER approvals							
Instructions:	<b>•</b> <i>·</i> ·						
<ul> <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 both Sections A and B.</li> </ul>							
Section A: Environmental Impact Assessment							
Environmental Impact Assessment (Part IV of the EP A	Environmental Impact Assessment (Part IV of the EP Act)						
Has this clearing application or any related matter been referred to the Environmental Protection Authority?	$\boxtimes$	Yes – provide details [This clearing application is to inform future works at the Mardie Project, which is currently being assessed under Part IV of the EP Act]					
		No					
Do you intend to refer the proposal to the Environmental Protection Authority?		Yes – intend to refer (proposal is a 'significant proposal')					
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		Yes – intend to refer (proposal will require a section 45C amendment to the current Ministerial Statement) MS []					
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.		No – a current valid Ministerial Statement applies: MS [ ]					
		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 Divisio	n 3 of t	he 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? It is an offence to perform any action that would cause a		No – a valid works approval applies: [ ]					
premises to become a prescribed premises of a type listed in Schedule 1 of the <i>Environmental Protection Regulations</i> 1987, unless that action is done in accordance with a works approval,		No – a valid licence applies: [ ]					
licence, or registration. For further guidance, refer to the <u>Procedure: Prescribed</u>		No – a valid registration applies: [ ]					
premises works approvals and licences and <u>Guideline: Industry</u> <u>Regulation Guide to Licensing</u> .		No – not required					
Water Licences and Permits (Rights in Water and Irriga	tion Ac	ct 1914)					
Have you applied or do you intend to apply for:		Vac application reference (if known): [ ]					
1. a licence or amendment to a licence to take water (surface water or groundwater); or		Yes –application reference (if known): [ ]					
<ol> <li>a licence or amendment to a licence to construct wells (including bores and soaks); or</li> <li>a permit or amendment to a permit to interfere</li> </ol>		No – a current valid licence applies: [ ]					
with the bed and banks of a watercourse?		N/A					
For further guidance on water licences and permits under the <i>Rights in Water and Irrigation Act 1914</i> , refer to the <i>Procedure:</i> <u>Water licences and permits</u> .		Interim potable water requirements for the Proposal will be sourced from appropriately licensed third-party providers instead of groundwater bores.					

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	Yes			
the preparation of data packages for the Index of Biodiversity Surveys for Assessments (IBSA). If these requirements are not met, DWER / DMIRS (as	have been submitted to the Index of Biodiversity Surveys for Assessment available at ibsasubmissions.dwer.wa.gov.au				
applicable) may decline to deal with the application. Please provide the IBSA number(s) (or submission	Submission number(s)				
number(s) (of submission number(s) if IBSA number has not yet been issued) in the space provided. Note that a submission number is not confirmation of 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).	(e.g. IBSASUB- 20200101-				
	12345A6D)				
	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				
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.	application meet the requirements of the EPA's Instructions for the preparation of data packages for the Index of Marine Surveys for Assessments (IMSA).				

Part 7: Prescribed fee						
Fees are payable to the: • Department of Water and Environmental Regulation (DWER) for all clearing	The prescribed fee is to be paid at the time of submitting the application form. Please calculate the prescribed fee using the online clearing permit fee calculator (link provided below) when completing this part: <u>clearing permit fee calculator tool</u> . For further guidance, refer to DWER's online clearing fees frequently asked questions.					
purposes other than mineral and petroleum activities OR	Calcu	llated fee:	\$2,750	OFFICE USE ONLY		
Department of Mines,	Paym	nent method (mark the	e applicable box):			
Industry Regulation and Safety (DMIRS) for mineral and petroleum clearing activities under the <i>Mining</i> <i>Act 1978</i> , various Petroleum Acts, or State Agreement	$\boxtimes$	See <u>www.dwer.wa.</u> Note: Biller Code is	edit card payment through <u>BPoint</u> gov.au/make-a-payment '1222355 Clearing Regulation'			
Acts. DWER will only accept fees paid via either:		Receipt number: Date of payment:	1449 1343 720 16/06/2021			
<ul> <li>DWER's BPoint system, accessible online at: <u>https://dwer.wa.gov.au/mak</u> <u>e-a-payment</u>,</li> <li>secure EFT payment, or</li> <li>cheque / money order.</li> </ul>		payment details.	gov.au/make-a-payment for he intended permit holder clearly			
<b>DMIRS</b> will only accept fees paid via secure credit card payment, through the <u>DMIRS</u> online payment and application		Date of payment: (DWER) Cheque / N	Money Order			
lodgement portal. Do not send cash in the mail.			les or money orders payable to <b>f Water and Environmental</b>			
		the DMIRS online p lodgement portal. Please note: All ap submitted simultane application form, and document ready for the link above to pa A receipt will be issue	edit card payment online through payment and application oplications will be paid online and eously. Please save this ong with any supporting r the submission portal and use ay and submit your application. ued upon submission only. receipt is saved for your records.			

Part 8: Application checklist			
Additional information to assist in the assessment of your	Please ensure you	ı have i	ncluded the following as part of your application:
proposal may be attached to this application – e.g. reports on salinity, fauna or flora studies or other environmental reports conducted for the site could be	REQUIRED	$\boxtimes$	Payment of the prescribed fee.
		$\boxtimes$	An aerial photograph or map with a north arrow clearly identifying the areas of vegetation proposed to be cleared or ESRI shapefile.
included in electronic format and submitted on suitable		$\boxtimes$	Copy of the certificate of title or pastoral lease.
portable digital storage device.		$\boxtimes$	An index of all documentation attached to this application.
	AS REQUIRED	$\boxtimes$	Copy of written authority to act on behalf of the landowner.
			Written authority from the landowner to access the land and conduct the clearing.
			Evidence of the pending transfer of land ownership, such as the offer and acceptance letter, or written notice from the current landowner.
			Form Annex C7 – Assessment bilateral agreement, if the clearing is also to be assessed under an EPBC Act accredited process.
			Appendix A of the <i>Clearing of native vegetation offsets procedure</i> guideline if the application includes a proposal for clearing permit offsets.
			IBSA number has been provided in Part 6.
	ADDITIONAL SUPPORTING	$\boxtimes$	Photos of application area.
	INFORMATION		Marine surveys, submitted in accordance with the requirements of the EPA's <i>Instructions for the preparation of data packages for the Index of Marine Surveys for Assessments (IMSA).</i>

### Part 9: Commercially sensitive or confidential information

Information submitted as part of this application will be made publicly available. If you wish to submit commercially sensitive or confidential information, please identify the information in Attachment 1, and include a written statement of reasons why you request each item of information be kept confidential.

Information submitted later in the application process may also be made publicly available at the discretion of the relevant department. For any commercially sensitive or confidential information, please follow the same process as described above.

DWER and DMIRS will take reasonable steps to protect confidential or commercially sensitive information. Please note in particular that all submitted information may be the subject of an application for release under the *Freedom of Information Act 1992* (WA).

All information which you would propose to be exempt from public disclosure has been separately	Attached	N/A
placed in a redacted version of the application form and its supporting documentation. Note that this is in addition to the unredacted version(s) provided to DWER / DMIRS (as applicable) for its assessment. Grounds for claiming exemption in accordance with Schedule 1 to the <i>Freedom of Information Act 1992</i> must be specified in <b>Attachment 1</b> (located at the end of this form).		$\boxtimes$

Part 10: Submission of application					
Check one of the boxes below to nominate how you will submit your application. Files larger than 50MB cannot be received via email by DWER. The DMIRS online portal can accept 1024MB for each attachment and files larger than 45MB cannot be received via email. Alternatively, email DWER or DMIRS (as applicable) to make other arrangements. If you have any enquiries regarding the provision of relevant information as part of this application, contact either DWER or DMIRS (as applicable), on the details below.					
<b>(DWER only)</b> A signed, electronic copy of the application form, including all attachments, has been submitted via the applicable email address specified below; <b>OR</b>					
<b>(DWER only)</b> A signed, electronic copy of the application form has been submitted via the applicable email address specified below, and attachments have been submitted via File Transfer, or electronically by other means as arranged with the relevant department; <b>OR</b>					
<b>(DWER only)</b> A full, signed hard copy has been sent to the applicable postal address specified below. <i>OR</i>					
(DMIRS only) A signed electronic copy of the application form, been saved and uploaded to <u>DMIRS online payment and applied</u>					
Department of Water and Environmental Regulation         Applications for all clearing purposes (other than mining and petroleum activities) may be submitted via email or post to:         Email: info@dwer.wa.gov.au         Post: Department of Water and Environmental Regulation Locked Bag 10 Joondalup DC WA 6919         If you have any questions regarding lodgement of your application, please contact DWER via:         Email: info@dwer.wa.gov.au         Phone: 6364 7000         For more information: www.dwer.wa.gov.au	Department of Mines, Industry Regulation and Safety Applications related to mining and petroleum clearing activities (under delegation) can be lodged online via the DMIRS online payment and application lodgement portal. If you have any questions regarding lodgement of your application, please contact DMIRS via: Email: <u>nvab@dmirs.wa.gov.au</u> Phone: 9222 3535 For more information: <u>www.dmirs.wa.gov.au</u>				
Please retain a copy of this form for your records.					
Please retain a copy of this form for your records. Incomplete applications will be declined in accordance with section 51E(3) of the EP Act.					

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

#### Part 11: Declaration and signature

#### General

I / We confirm and acknowledge that:

- the information contained in this application is true and correct and I/we acknowledge that knowingly providing
  information which is false or misleading in a material particular constitutes an offence under section 112 of the
  Environmental Protection Act 1986 (WA) and may incur a penalty of up to \$50,000;
- I / We have legal authority to sign on behalf of the applicant (where authorisation provided);
- I / We have not altered the requirements and instructions set out in this application form;
- I / We have provided a valid email address in Part 3 for receipt of correspondence electronically via email from DWER or DMIRS (as applicable) in relation to this application;
- I / We acknowledge that successful delivery to my / our server constitutes receipt of correspondence sent
  electronically via email from DWER or DMIRS (as applicable) in relation to this application; and
- I / We have provided a valid postal and/or business address in Part 3 for the service of all Part V documents.

#### Publication

I / We confirm and acknowledge:

- this application (including all attachments, apart from the sections identified in Attachment 1) is a public document and may be published;
- marine surveys provided in accordance with Part 6 will be published and used, for the purposes of the IMSA project, in accordance with your declaration made in the *Metadata and Licensing Statement*;
- all necessary consents for the publication of information have been obtained from third parties;
- information considered exempt from public disclosure has been noted by redaction of a separately provided copy of the completed application form and its supporting documentation (in accordance with Part 9), with reasons as to why the information should be exempt in accordance with the grounds specified in Schedule 1 to the *Freedom of Information Act 1992* (WA) being provided in Attachment 1;
- subsequent information provided in relation to this application will be a public document and may be published unless
  written notice has been given to DWER or DMIRS (as applicable) by the applicant, at the time the information is
  provided, claiming that the information is considered exempt from public disclosure; and
- the decision to not publish information will be at the discretion of the CEO of DWER or DMIRS (as applicable) and will be made consistently with the provisions of the *Freedom of Information Act 1992* (WA).

Please indicate if you are signing as an individual or a company: An individual. If an individual landowner is applying, all landowners must sign this form. A company. Company name: Mardie Minerals Pty Ltd ACN: 152 574 457  $\times$ A person expressly authorised or authorised to execute on behalf of a body corporate must sign this form. A company must be a legal entity and provide an ACN. Please note an Australian Business Number is not sufficient. Other entity formed at law. Provide details: 16/06/2021 Signature Date Briony Sinclair Name Specialist Environmental Position Signature Date Name Position

NV-F02 Application for a clearing permit (purpose permit) (v11, February 2021)

## ATTACHMENT 1 – Confidential or commercially sensitive information

Request for exemption from publication							
to the Freedo	Information which you consider should not be published, on the grounds of a relevant exemption found in Schedule 1 to the <i>Freedom of Information Act 1992</i> (WA), available <u>here</u> , must be specified in this Attachment. Add additional rows as required.						
NOT FOR PL	JBLICATION IF GROUNDS FOR EX	EMPTION ARE DETERMINED TO BE ACCEPTABLE					
Section of this form:	Grounds for claiming exemption:						
Section of this form:	Grounds for claiming exemption:						
Section of this form:	Grounds for claiming exemption:						
Full Name							
Signature	Date						