

Department of Water and Environmental Regulation (DWER)
Department of Mines, Industry Regulation and Safety (DMIRS)

Application to amend a clearing permit

Environmental Protection Act 1986, section 51KA

FORM C4

The clearing of native vegetation is prohibited in Western Australia unless a clearing permit has been granted for the clearing or where a permit is not required (either due to a referral determination that one is not needed or because 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 (including amendments to existing permits), see the <u>Procedure: Native vegetation clearing permits</u> on DWER's website.

	CPS N	0.
8		
	Date sta	mp

Part 1: Assessment bilateral agre	ement						
If the amendment of a clearing permit will or is likely to impact on		Do you want your proposed clearing action assessed in accordance with, or under, an EPBC Act Accredited Process such as the assessment bilateral agreement?					
a matter of national environmental significance identified under the		Yes 8	EPBC number:				
Environment Protection and Biodiversity Conservation Act		No I	Proceed to Part 2				
1999 (Cth) (EPBC Act) the original application must have been assessed in accordance with the bilateral assessment, and a	List t decis		lling provisions identified in the notification of the controlled action				
variation under the EPBC Act is required prior to submitting this amendment application form.							
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.							
Further information is located in 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 A	nnex C7 is complete and the required supporting information is attached.				

Part 2: Clearing permit details				
Amendments can only be made to active clearing permits.	Permit number for existing clearing permit	CPS 9713/1		
Applications must be made more than 90 working days prior to the existing permit expiring to ensure there is adequate time to assess the amendment.	Permit holder's name (as it appears on the existing clearing permit)	Albemarle Lithium Pty Ltd		
FILE REFERENCE	Permit expiry date:	27 December 2025		
	Mark this box if there are les the existing permit.	s than 90 working days until the expiry of		

Part 3: Applicant								
Applicant details								
To apply for an amendment to a permit you must be the current	Are you applying as an individual, a company or incorporated body? Enter details for one only.							
holder of the existing permit. Include Australian Company	An Title	Mr Mrs Ms	Other:					
Number (ACN) if the proposed permit holder is a body corporate	individual Name/s							
or other entity formed at law.	OR							
	A body corporate or other entity formed at law (include ACN)	Albemarle Lithium Pty Ltd (ACN 618 095 4	71)					
Applicant contact details								
If applying as a company or incorporated body, please also supply the registered business office address.	Provide contact details Contact person (and position, if applicable)	for the above individual or body corporate.						
DWER and DMIRS prefer to send all correspondence 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") via email by indicating your consent in this section of the application form.	Company name (if applicable)	Albemarle Lithium Pty Ltd						
	Postal / business address							
Where 'yes' is selected, all correspondence from DWER or DMIRS (as applicable) will be	Phone (fixed line):	Phone (mobile):						
sent to you via email, to the email address provided in this section. Where 'no' has been selected, Part V documents will be posted	Email address	Tom.baddeley@albemarle.com						
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.	applicant) and DWER/I premises which is the s	correspondence between myself (the DMIRS (as applicable), regarding the subject of this application, being exclusively ail address I have provided above.	Yes No □					
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	Where contact details of Contact person (and position, if applicable)	liffer to those of the applicant, complete the be	elow section:					
with concerning this clearing application.	Company name (if applicable)	Albemarle Lithium Pty Ltd						
	Postal / business address							
	Phone (fixed line)	Phone (mobile)						
	Email address	Bronwyn.bell@albemarle.com						

Additional information to support the assessment of your	Indicate the types of proposed change(s) to your clearing permit by selecting the relevant box(es):						
application to amend may be attached.		Extend the duration of the clearing permit.					
Please ensure you have included the following as part of your application:		Vary / add / remove a permit condition relating to a matter other than the size or boundary of the area to be cleared.					
 a photocopy of the granted clearing permit, with proposed changes highlighted, 		Amend the size of the area permitted to be cleared, or add / remove a land parcel on the clearing permit.					
 and payment of the prescribed fee. 		Redescribe the boundary of the area authorised to be cleared [for an area permit only]					
When providing details of the proposed change(s), if any additional clearing is proposed,		Make a correction to the clearing permit.					
the proposed method of the		Other.					
clearing;	Provi	de details of the proposed change(s), and the rationale(s) for it / them.					
the purpose of the clearing;	Requ	est amendment to Condition 7					
 the period within which the clearing is proposed to be undertaken (taking note of the published minimum assessment timeframes for DWER / DMIRS, as applicable); 	Condition 7 currently states: "Within 24 months of the commencement of clearing authorized under this permit and no later than 27 December 2025, the permit holder must fund the purchase of native vegetation within the area cross-hatched red in Figure 2 of Schedule 2 (Lot 42 on Plan 58430, Wellesley) for inclusion of native vegetation into conservation estate managed by the Department of Biodiversity, Conservation and Attractions."						
the final land use.	W						
		equest Condition 7 be amended to:					
	"No later than 27 December 2025, the permit holder must fund the purchase of native vegetation within the area cross-hatched red in Figure 2 of Schedule 2 (Lot 42 on Plan 58430, Wellesley) for inclusion of native vegetation into conservation estate managed by the Department of Biodiversity, Conservation and Attractions."						
	(ie: to	remove the requirement for within 24 months of clearing)					
		nale: ing of the northern laydown area commenced in February 2023 and hence the dat 24 months of the commencement of clearing is February 2025.					
	of the of We will be	ugh Albemarle is progressing negotiations with DevelopmentWA for the purchase designated offset land and with DBCA around the vesting of that land to the State stern Australia, the tripartite agreement is still in draft and it is unlikely all matters e resolved by February 2025 and hence the request to extend the due date to dalign with the permit expiry of 27 December 2025.					
		ould expect all matters enabling the offset land purchase and transfer to occur to solved by this date.					
For an application to amend the size of the area permitted to be cleared, or add a land parcel to	State the nature of the applicant's authority to access the land to be cleared. Evidence of authority can include e.g. a copy of the certificate of title or a letter of authority signed by the landowner or other person with authority to give legal land access permission.						
he clearing permit, you must nave the authority of the andowner to access the land and undertake the clearing.	[Attach evidence of authority. Note that a letter of authority must explicitly state the applicant has authority to clear on the land.] N/A						
Provide additional property details frequired – if applying to extend he size of the area to be cleared into another land parcel.	reserve number, pastoral lease number, or mining tenement number of all properties.						

Part 4: Proposed amendments											
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	If yes, provide details:										
mitigate the need for, and scale of, the proposed clearing of native vegetation.	N/A										
Refer to DWER's Clearing of native vegetation offsets		Do you want to submit a clearing permit offset proposal with your application?									
on the DWER website, and the EPA's WA Environmental Offsets Policy and Guidelines on the EPA website for further information. If yes, provide details vegetation offsets provided in the prov			omplete and attach Appendix A guideline.	of the C	Clearing	of nati	ve				
Part 5: Other DWER approvals											
Instructions: If your application is to be subreduced in the subr	mitted to DWER, complete		n A and then skip to Part 6 of thi ections A and B.	s form.							
Environmental Impact Assessm	ent (Part IV of the EP A	(ct)									
Has this clearing application or been referred to the Environmen		☐ Yes – provide details []									
Authority?		⊠ No									
Do you intend to refer the proposal to the Environmental Protection Authority?			Yes - intend to refer (proposa	al is a 'si	gnifica	nt prop	osal')				
Section 37B(1) of the EP Act defines a 'significant proposal' as "a proposal likely, it 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.			Yes – intend to refer (proposal will require a section 45C amendment to the current Ministerial Statement) MS []								
			No – a current valid Ministerial Statement applies: MS []								
If a relevant Ministerial Statement alreathe MS number in the space provided.	ady exists, please provide	No − not a 'significant proposal'									
Section B: Other approvals											
Pre-application scoping											
Have you had any pre-application scoping meetings with DWER re	on / pre-referral / egarding any planned	×	No								
applications?			Yes - provide details: []							
Works approval / Licence / Regis	stration (Part V Divisio	n 3 of t	he EP Act)		- LOUI						
Have you applied or do you inte works approval, licence, registra	ation, or an		Yes – application reference (i	if known):[1					
amendment to any of the above, Division 3 of the EP Act?			No – a valid works approval a	applies: []						
It is an offence to perform any action the premises to become a prescribed prem Schedule 1 of the Environmental Prote unless that action is done in accordance.	nises of a type listed in action Regulations 1987,		No – a valid licence applies: [1							
licence, or registration. For further guidance, refer to Guideline			No - a valid registration appli	es:[1						
Guideline. Industry Regulation Guide to			No – not required								
Water licences and permits (Rig	hts in Water and Irriga	tion Ac	t 1914)								

Part 5: Other DWER approvals	-					1000		
Have you applied or do you intend to apply for:								
1. a licence or amendment to a licence to take water (surface water or groundwater); or 2. a licence or amendment to a licence to construct wells (including bores and soaks); or 3. a permit or amendment to a permit to interfere with the bed and banks of a watercourse?				Yes –application reference (if known):				
				No – a current valid licence applies: [l			
			⊠ N/A					
For further guidance on water licences Rights in Water and Irrigation Act 1914 Water licences and permits.	and perr	mits under the						
Part 6: Surveys for Assessments	s (IBSA	and IMSA)						
Do you wish to submit marine or biodiversity surveys in support of your application?				Yes				
			\boxtimes	No – skip to Part 7				
Biodiversity surveys submitted to s must meet the requirements of the				odiversity surveys that support this applic		Yes		
the preparation of data packages fi Biodiversity Surveys for Assessme requirements are not met, DWER /	or the In	GA). If these	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 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			(e.g. IBSASOB- 20200101-12345A6D) Please list all numbers. If space is inadequate list					
issued, please notify DWER / DMIF Please note the assessment timefr application will be suspended until	a survey has been accepted. Once an IBSA number is issued, please notify DWER / DMIRS (as applicable). Please note the assessment timeframes for your application will be suspended until the IBSA number(s) is provided to DWER / DMIRS (as applicable).			IBSA number(s) (e.g. IBSA-2020-0123) Please list all numbers. If space is inadequate, list on a separate sheet.				
Marine surveys submitted to suppo			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 preparation of data packages for the Surveys for Assessments (IMSA). I are not met, DWER will decline to application.	oe Index	of Marine requirements						
Part 7: Records kept under the e	xisting	clearing permit	's cond	ditions				
Most clearing permits include one or more conditions requiring that	Thor	equired records a	oro otto	ahad	1.19	Yes		
the permit holder keep certain records relating to the actions	THE	equiled lecolds a	are alla	cileu.				
undertaken in accordance with the clearing permit.				ords included with the report. Only record existing clearing permit need to be provided		ed to be		
DWER / DMIRS (as applicable) requires that these records are provided to support the	The total amount, location(s), and date(s) of clearing done under the per within the past five years).					rmit (or		
assessment of this application. Records provided should cover:		Actions taken t	o avoid	or minimise the impact and extent of clea	aring.			
the full period of the permit;		Actions taken in relation to flora and/or fauna management.						

Part 7: Records kept under the	existing	clearing permit's conditions				
or the past five years (if the		Actions taken to revegetate or rehabilitate the areas clear	ared under the permit.			
existing permit's duration is greater than five years and it was amended within the past		Records pertaining to any onsite or offsite environmental offsets.				
five years).		Any other relevant records required to be kept by the con	nditions of the permit.			
		Summarise other records: N/A The amendment only relates to the dupurchase.	e date for offset land			
Part 8: Prescribed fee						
DWER for all clearing purposes other than mineral and petroleum activities	Pleas For fi	prescribed fee is to be paid at the time of submitting the application fee that you are purther guidance, refer to DWER's online clearing fees frequency. A PERMIT	paying.			
DMIRS for mineral and petroleum clearing activities under the <i>Mining Act 1978</i> ,		\$50 to alter the requirements of an area permit, or to increase the area covered by an area permit by less than one hectare.	OFFICE USE ONLY			
various Petroleum Acts, or State Agreement Acts.		\$100 to increase the area covered by an area permit by between one hectare and 10 hectares.				
OWER will only accept fees paid via either:		\$200 to increase the area covered by an area permit by more than 10 hectares.				
DWER's BPoint system, accessible online at: www.dwer.wa.gov.au/make- a-payment,	PUR	POSE PERMIT \$200 to alter any requirement of a purpose permit.				
secure EFT payment, or	Payr	nent method (mark applicable box):				
cheque / money order. DMIRS will only accept fees		(DWER) Secure credit card payment through BPoint See www.dwer.wa.gov.au/make-a-payment Note: Biller Code is '1222355 Clearing Regulation'				
paid via secure credit card payment, through the DMIRS polline payment and application odgement portal.		Receipt number: 5019 3089 471 (BPoint) Date of payment: 8 Jan 2025				
Do not send cash in the mail.		(DWER) Secure EFT payment See https://dwer.wa.gov.au/make-a-payment for payment details. State the name of the intended permit holder clearly				
		in the EFT payment subject.				
		Date of payment				
		(DWER) Cheque / Money Order Please make cheques or money orders payable to the "Department of Water and Environmental Regulation".				
		(DMIRS) Secure credit card payment online through the payment and application lodgement portal.	DMIRS online			
		Please note: All applications will be paid online and sub simultaneously. Please save this application form, along document ready for the submission portal and use the lin submit your application.	with any supporting			
		A receipt will be issued upon submission only. Please en	sure this receipt is			

Part 9: Application checklist					
Additional information to assist	Please ensure you	ı have i	included the following as part of your	application:	
in the assessment of your proposed clearing may be	Albemarle Comment: the	\boxtimes	Payment of the prescribed fee.		
attached to this application – e.g. reports on salinity, fauna, or flora studies, or other environmental reports			An aerial photograph or map with a identifying the areas of vegetation pessel shapefile.		
conducted for the site. This information may be included in electronic format on	"required" items are not all relevant to the nature of the		A report with the records required to with the current clearing permit's coprovided in Part 7.		
a suitable portable digital storage device or posted with	amendment requested		An index of all documentation attac	hed to this app	lication.
your hard copy form.	AS REQUIRED		Copy of the certificate of title or pas	toral lease.	
			A copy of the written authorisation permitting the applicant to act on behalf of the current clearing permit holder.		
			Written authority from the landowned conduct the clearing.	er to access the	land and
			Form Annex C7 – Assessment bilateral agreement if the clearing is also to be assessed under an EPBC Act accredited process.		
			Appendix A of the Clearing of native vegetation offsets procedure guideline if the application includes a proposal for clearing permit offsets.		
			IBSA number has been provided in Part 6.		
	ADDITIONAL		Photos of application area		
	SUPPORTING INFORMATION		Marine surveys, submitted in accordance with the requirements of the EPA's Instructions for the preparation of data packages for the Index of Marine Surveys for Assessments (IMSA).		
Part 10: Commercially sensitive	or confidential info	rmation	1	THE	
Information submitted as part of this or confidential information, please if you request each item of information	s application will be redentify the information be kept confidential	made p on in At al.	ublicly available. If you wish to submit tachment 1, and include a written state the Environmental Protection (Clearin	tement of reason	ons why
	gulations) to protect	confide	ntial material and/or otherwise sensiti		
documents. You are advised to ens	to the department.	informa Please	o redacting all personal information for ation, including signatures, are remove note in particular that all submitted in tration Act 1992 (WA).	ed from suppor	rting
			be made publicly available at the dis rmation, please follow the same proc		
All information which you would proplaced in a redacted version of the this is in addition to the unredacted assessment. Grounds for claiming a Information Act 1992 must be speci	application form and version(s) provided exemption in accorda	its sup to DWE ance wi	porting documentation. Note that R / DMIRS (as applicable) for its th Schedule 1 to the Freedom of	Attached	N/A ⊠

Part 11: 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), using the details below. (DWER only) A signed, electronic copy of the application form, including all attachments, has been submitted via the applicable email address specified below; (DWER only) 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; (DWER only) A full, signed hard copy has been sent to the applicable postal address specified below. OR (DMIRS only) A signed electronic copy of the application form, payment and any supporting documentation has П been saved and uploaded to DMIRS online payment and application lodgement portal. Department of Water and Environmental Regulation Department of Mines, Industry Regulation and Safety Applications to amend clearing permits granted by DWER, or Applications to amend clearing permits granted by DMIRS, the former Department of Environmental Regulation or or the former Department of Mines and Petroleum (under former Department of Environment and Conservation, may delegation), can be lodged online via the be submitted via email or post to: DMIRS online payment and application lodgement portal. Email: info@dwer.wa.gov.au If you have any questions regarding lodgement of your Post: Department of Water and Environmental Regulation application, please contact DMIRS via: Locked Bag 10 Joondalup DC WA 6919 Email: nvab@dmirs.wa.gov.au Phone: 9222 3535 If you have any questions regarding lodgement of your application, please contact DWER via: For more information: www.dmirs.wa.gov.au Email: info@dwer.wa.gov.au Phone: 6364 7000 For more information: www.dwer.wa.gov.au Please retain a copy of this form for your records. Incomplete applications will be declined in accordance with section 51KA(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 12: Declaration and signature

General

1 / We declare and acknowledge that:

- the information I / we have provided in this form is true and correct
- I / we have legal authority to sign on behalf of the applicant (where authorisation provided)
- I / we have been authorised to make this form by the owner of the land (as applicable)
- I / we have not altered the requirements and instructions set out in this form
- I / we have provided a valid email address in Part 3 for receipt of correspondence via email from DWER or DMIRS (as applicable) in relation to this form
- successful delivery to my / our server constitutes receipt of correspondence and service of any statutory notices or instruments, and
- giving or causing to be given information that to my knowledge is false or misleading is an offence under section 112 of the EP Act and may incur a penalty of up to \$100,000.

Publication

I / We declare and/or 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
- the specification of the information identified in Attachment 1 constitutes a written request under regulation 11(2) of the Clearing Regulations to not publish that information due to its confidential or otherwise sensitive nature
- subsequent information provided to DWER or DMIRS (as applicable) in relation to this form will be a public document and will be published under regulation 8A of the Clearing Regulations, unless accompanied by a further written request under regulation 11(2) by the referrer or applicant that information be treated as confidential, and
- in accordance with the requirements of regulations 11 and 12 of the Clearing Regulations, DWER or DMIRS (as applicable) must refrain from publishing bank account details or confidential material (as defined under regulation 11(1) of the Clearing Regulations), and
- DWER or DMIRS (as applicable) may refrain from publishing:
 - o certain otherwise sensitive information identified in Part 12, if satisfied it is desirable to not publish due to the confidential nature of the information, and
 - o personal information or certain otherwise sensitive information listed under regulation 13 of the Clearing

	Regulations.									
Please	indicate if you are	signing as an individu	al or a company:							
	An individual. If an individual landowner is applying, all landowners must sign this form.									
	A company.	Company name:	Albemarle Lithium Pt	y Ltd ACN:	618 095 471					
		sly authorised or authorise a legal entity and provi			must sign this form. A ess Number is not sufficient.					
	Other entity for	med at law.	Provide details:							
	Α .									
				13 January 202	5					
Signat	ure			Date						
_ Name										
	of External Affairs.	Albemarle Australia								
Positio										