



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.

CPS No.

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 9001 on Deposited Plan 43363

All other clearing is confined to the road reserve of the following roads:

- Calingiri – New Norcia Road Reserve (various locations from New Norcia to Calingiri)
- Mogumber Road West Road Reserve (various locations from Mogumber to Shire's western boundary)

FILE REFERENCE

Street address

n/a

Local government area

Shire of Victoria Plains

Part 4: Proposed clearing	
An aerial photograph and/or map with a north arrow must be attached, clearly marking the area proposed to be cleared or 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: Geometry type: Polygon shape Coordinate system: GDA 1994 (Geographic latitude/longitude) Datum: GDA 1994 (Geocentric Datum of Australia 1994). An ESRI shapefile must be provided if the application requires an assessment under an EPBC Act accredited process.	Total area of clearing proposed (hectares) 1.98 ha
	and/or
	number of individual trees to be removed
	Proposed method of clearing: Mechanical
	Purpose of clearing: Road maintenance, widening, installation of culvert, improving sight lines, creation of new intersection
	Period within which clearing is proposed to be undertaken, e.g. May 2018 – June 2018 from June 2019 to December 2019
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.	Final land use: Road infrastructure
	Have alternatives that would avoid or minimise the need for clearing been considered and applied? ☒ Yes ☐ No
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.	If yes, provide details: To avoid and minimise the clearing extent to the minimum area required to complete the proposed works, the project engineer (Tony Saraullo, Roadswest) accompanied Carolyn Harding (Coterra Environment) on her survey of the entire proposed clearing area and maintenance zone clearing locations, to accurately delineate these areas. Clearing in these areas has been minimised as far as possible to allow for the infrastructure engineering and construction works.
	Do you want to submit a clearing permit offset proposal with your application? ☐ Yes ☒ No
If yes, provide details, and complete and attach Appendix A of the <i>Clearing of native vegetation offsets procedure guideline</i>.	

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 Section 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?	☐ Yes – provide details [] ☒ 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.	☐ Yes – intend to refer (proposal is a 'significant proposal') ☐ 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 [] ☒ 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?	☒ No ☐ 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, please refer to the Guidance Statement: Decision Making .	☐ Yes – application reference (if known): [] ☐ No – a valid works approval applies: [] ☐ No – a valid licence applies: [] ☐ No – a valid registration applies: [] ☒ No – not required
Water Licences and Permits (Rights in Water and Irrigation Act 1914)	
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: [] ☐ N/A

Part 6: Index of Biodiversity Surveys for Assessments (IBSA)

Biodiversity surveys submitted to support this application must meet the requirements of the EPA's [Instructions for the preparation of data packages for the Index of Biodiversity Surveys for Assessments \(IBSA\)](#). If these requirements are not met, DWER / DMIRS will decline to deal with the application.



All biodiversity surveys submitted with this application meet the requirements of the EPA's *Instructions for the preparation of data packages for the Index of Biodiversity Surveys for Assessments (IBSA)*.

NOTE: No biodiversity survey reports are appended to application, but relevant information from site survey is included in Supplementary Information.

Part 7: Prescribed fee

Make cheques or money orders payable to:

Department of Water and Environmental Regulation for all clearing purposes other than mining and petroleum activities
or

Department of Mines, Industry Regulation and Safety for mineral and petroleum clearing activities under the *Mining Act 1978*, various Petroleum Acts, or State Agreement Acts.

For credit card payments to:

- DWER, pay via BPoint, accessible online at: <https://dwer.wa.gov.au/make-a-payment>
- DMIRS, complete *Form C3* and attach it to this form.

Do not send cash in the mail.

Please indicate the clearing permit application fee that you are paying:

☒ **\$200** for a purpose permit

Payment method (tick applicable box):

☐ Cheque / Money Order

☐ (DWER) Secure EFT payment
(see <https://dwer.wa.gov.au/make-a-payment> for payment details)

☒ (DWER) Secure credit card payment through BPoint

Receipt number: 93438154286
9399 8876 582

Date of payment: 08/05/2019
29/05/2019

☐ (DMIRS) Credit card – complete and attach *Form C3*

OFFICE USE ONLY

Part 8: Application checklist

Additional information to assist in the assessment of your 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 included in electronic format and submitted on suitable portable digital storage device.

Please ensure you have included the following as part of your application:

REQUIRED

Payment.



An aerial photograph or map with a north arrow clearly identifying the areas of vegetation proposed to be cleared or ESRI shapefile.



Copy of the certificate of title or pastoral lease.



An index of all documentation attached to this application.

AS REQUIRED

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 C3 – Credit card payment for DMIRS clearing applications, if the fee is to be paid to DMIRS by credit card.



Form Annex C7 – Assessment bilateral agreement, if the clearing is also to be assessed under an EPBC Act accredited process.

Please retain a copy of this form for your records.

Incomplete applications will be declined in accordance with section 51E(3) of the *Environmental Protection Act 1986*.

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;
- biodiversity surveys provided in accordance with Part 6 will be published and used, for the purposes of the IBSA 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 placed in Attachment 1 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);
- 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: Shire of Victoria Plains ACN: n/a

☐ 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:

Signature

Name

Position

Signature

Date

Date

Part 8: Application checklist

		☐	Appendix A of the <i>Clearing of native vegetation offsets procedure</i> guideline if the application includes a proposal for clearing permit offsets.
	ADDITIONAL SUPPORTING INFORMATION	☐	Photos of application area.
		☐	Biodiversity surveys, submitted in accordance with the requirements of the EPA's <i>Instructions for the preparation of data packages for the Index of Biodiversity Surveys for Assessments (IBSA)</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 placed in **Attachment 1** (located at the end of this form). Grounds for claiming exemption in accordance with Schedule 1 to the *Freedom of Information Act 1992* must be specified.

Attached
☐
N/A
☒
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. Files larger than 45MB cannot be received via email by DMIRS. Larger files can be sent via File Transfer. 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.

A signed, electronic copy of the application form, including all attachments, has been submitted via the applicable email address specified below;

OR
☐

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;

OR
☒

A full, signed hard copy has been sent to the applicable postal address specified below.

☐

Email or post applications for all clearing purposes (other than mining and petroleum activities) to:

Email: info@dwer.wa.gov.au

Department of Water and Environmental Regulation
Locked Bag 10
Joondalup DC WA 6919

Telephone: 6364 7000

For more information: www.dwer.wa.gov.au

Email or post applications related to mining and petroleum clearing activities (under delegation) to:

Email: nvab@dmirs.wa.gov.au

Department of Mines, Industry Regulation and Safety
Resource and Environmental Compliance Division
Mineral House
100 Plain St
EAST PERTH WA 6004

Telephone: 9222 3333

For more information: www.dmirs.wa.gov.au

Name
Position

