



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 [Procedure: Native vegetation clearing permits](#) on DWER's website.

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.

Please see Appendix 2 of enc. supporting document as tenure is comprised of a State Agreement Mineral Lease ML255SA, and ~155 mining tenements

FILE REFERENCE

Street address

Local government area

Shires of Wiluna and Leonora

Part 3: Applicant details																			
Applicant details																			
If granted, the applicant will be considered the holder of the permit. Include the Australian Company Number (ACN) if the proposed permit holder is a body corporate or other entity formed at law.	Are you applying as an individual, a company or an incorporated body? Enter details for one only.																		
	An individual	<table border="1"> <tr> <td>Title</td> <td>Mr</td> <td>☐</td> <td>Mrs</td> <td>☐</td> <td>Ms</td> <td>☐</td> <td>Other:</td> <td></td> </tr> <tr> <td>Name(s)</td> <td colspan="7"></td> </tr> </table>	Title	Mr	☐	Mrs	☐	Ms	☐	Other:		Name(s)							
	Title	Mr	☐	Mrs	☐	Ms	☐	Other:											
	Name(s)																		
	OR																		
	A body corporate or other entity formed at law (include ACN)	BHP Billiton Nickel West Pty Ltd ACN 004 184 598																	
	"I am..." (mark applicable box or boxes)																		
	☐	the owner of the land.																	
☐	acting on behalf of the owner and have attached an agent's authority, expressly authorising me to act on behalf of the landowner. <i>[Attach a copy of the authorisation (see "Authority to access land", below)]</i>																		
☐	likely to become the owner of the land. <i>[Attach evidence of the pending transfer of ownership, contract of sale ('offer and acceptance') or letter from current landowner.]</i>																		
☒	the person doing the clearing.																		
☐	the person on whose behalf the clearing is being done.																		
Applicant contact details																			
If applying as a company or incorporated body, please also supply the registered business office address. DWER and DMIRS prefer to send all correspondence electronically 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") electronically via email by indicating your consent in this section of the application form. Where 'yes' is selected, all correspondence from DWER or DMIRS (as applicable) will be sent to you via email, to the email address provided in this section. Where 'no' has been selected, Part V documents will be posted 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.																			
	<i>I consent to all written correspondence between myself (the applicant) and DWER/DMIRS (as applicable), regarding the subject of this application, being exclusively via email, using the email address I have provided above.</i> <table border="1"> <tr> <td>Yes</td> <td>No</td> </tr> <tr> <td>☒</td> <td>☐</td> </tr> </table>			Yes	No	☒	☐												
Yes	No																		
☒	☐																		

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

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. 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.		State the nature of the applicant's authority to access the land to be cleared. <i>[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.]</i> See Mining Leases, State Agreement Mineral Lease ML255SA, Miscellaneous Licences, and General Purpose Leases at Appendix 2 of enc. Supporting document.	
Landowner's ownership of land			
A landowner can be: • a person who holds the certificate of title; • a person who is the lessee of Crown land; - or • a public authority that is responsible for care of the land.		The landowner's form of ownership is:	
		☐ Certificate of title <i>[Attach a copy of the certificate and all associated encumbrances with the application – available from Landgate].</i>	
		☐ Pastoral lease <i>[Attach a copy of the lease and all associated encumbrances].</i>	
		☒ Mining lease.	
		☐ Public authority that has care, control or management of the land.	
		☒ Other form of lease, land tenure or specific arrangement.	
		Please state: State Agreement Mineral Lease ML255SA, Miscellaneous Licences, and General Purpose Leases at Appendix 2 of enc. Supporting document.	
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 application.		Where contact details differ to those of the applicant, complete the below section:	
		Contact person (and position, if applicable)	
		Company name (if applicable)	
		Postal / business address	
		Phone (fixed line)	Phone (mobile)
		Email address	

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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)	Up to 6,000 within ~64,400 ha area	
	and/or		
	number of individual trees to be removed		
	Proposed method of clearing:		
	Mechanical – dozer etc		
	Purpose of clearing:		
	To facilitate exploration, mining, mining infrastructure and associated activities		
	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	Sept 2020	to	Sept 2030
Final land use:			
Temporarily cleared areas will be rehabilitated back to appropriate final land use objectives; all other areas will be rehabilitated according to the DMIRS approved Mine Closure Plan			
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.	Have alternatives that would avoid or minimise the need for clearing been considered and applied?		☒ Yes ☐ No
	If yes, provide details: All clearing areas will be assessed according to the mitigation hierarchy of avoid, reduce and minimise clearing and areas of elevated conservation value will be avoided in preference for lower value areas (for placement of stockpiles, tracks, etc)		
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.	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</i> guideline.		