GOVERNMENT OF WESTERN AUSTRALIA

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

Application for new permit or referral to clear native vegetation

This is the form to submit a referral of proposed clearing or apply for a clearing permit under Part V of the *Environmental Protection Act 1986* (EP Act).

Before you submit this form, please check you have completed all the fields for the form type and fully prepared any required supporting documents (including maps etc.). We will return / decline any forms that are not correctly completed.

To find out more about the stages of assessment for clearing permit forms, see the *Procedure: Native vegetation clearing permits*.

Part 1 – Form type

Select your form type. NOTE: Where appropriate in this form, and unless stated otherwise, the terms 'application' and 'applicant' also mean 'referral' and 'referrer' respectively.	☐ Referral of proposed clearing (s.51DA of the EP Act) ☐ Application for an area permit (s.51E of the EP Act) ☒ Application for a purpose permit (s.51E of the EP Act) NOTE: The form type has been changed to an application for a area permit (section 51E of the EP Act)

Part 2 – Applicant details

2.1 Applicant name

For area permits:

If granted, the name(s) of (all) landowner(s) will be listed as 'permit holders' on the permit.

For purpose permits:

If granted, the name(s) of (all) applicant(s) will go on the permit.

☐ Applying as an individual – complete the following:

Title	☐ Mr ☐ Mrs ☐ Ms ☐ Other:	
Name(s)		

☐ Applying as a body corporate or other entity formed at law – complete the following:

Name	
Australian Company Number (ACN)	

☒ Applying as a government entity (e.g. government department, local government authority, or other statutory body)

Name	Western Australian Department of Transport

2.2 Applicant contact details

Provide the contact details for the above (primary contact).

Title	[redacted]
First name	
Last name	
Position	
Company name	
Contact phone number (1)	
Email address	

2.2 Applicant contact postal details

Provide the postal address for the above individual, body corporate or local government authority (primary contact).

Address line 1	[redacted]
Address line 2	
Suburb	
State	

2.3 Applicant contact – registered business address

If applying as a company, incorporated body, local government authority or public authority, please also supply the registered business office address.

Address line 1	[redacted]
Address line 2	
Suburb	
State	
Contact phone number (1)	

2.4 Electronic correspondence consent

Both the Department of Water and Environmental Regulation (DWER) and Department of Mines, Industry Regulation and Safety (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 via email. Please indicate your consent in this section of the form.

I consent that all written correspondence between myself (the applicant) and DWER/DMIRS (as applicable) about the subject of this form will be exclusively via email, using the email address provided above.	☒ Yes ☐ No

2.5 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 (e.g. a consultant).

Same as applicant's contact details	☐ Yes ☒ No

If 'No' – complete the following:

Contact name	[redacted]
Position (if applicable)	
Company name (if applicable)	
Contact phone number (1)	
Business or postal address line 1	
Business or postal address line 2	
Suburb	
State	
Email address	

Part 3 – Land details

- You must accurately describe the location of the land where your clearing is proposed.
- If you have a large number of properties, please provide the relevant details for each property in a separately attached supporting document.

3.1 Property details

I have a large number of properties and have given the relevant details in an attached supporting document.	☐ Yes – skip to Part 4 ☒ No

If 'No' – complete the following:

Land description Provide the following details, as applicable, for all properties: – volume and folio number – lot or location number(s) – crown lease or reserve number – pastoral lease number – mining tenement number	Volume and Folio number: LR3038-790 Lot: 1337 Deposited Plan: 91032 Crown reserve number: 33696 Pastrol lease number: NA Mining tenement number : NA		
Street address – Line 1	Harbour Road		
Street address – Line 2			
Suburb	South Carnarvon		
State	WA	Postcode	6701
Local government area(s)	Shire of Carnarvon		
Land zoning	Harbour Purposes		

Part 4 – Relationship to landowner

Tell us which of the following options best describes you as the person completing and submitting this form. If you are filling out this form on behalf of the applicant, answer this question as though you are the applicant.

Proof of ownership may include:

- a certificate of title (that is less than 6 months old)
- a pastoral or mining lease
- public authority that has care, control or management of the land
- other form of lease, land tenure or specific arrangement.

Relationship to landowner ***(select one of the following options)***	**Complete the following**
☒ I am the landowner	☒ Attach proof of ownership
☐ I am lodging a form on behalf of the landowner (e.g. a consultant)	☐ Attach proof of ownership
☐ I am acting on the landowner's behalf and will be jointly responsible for the clearing permit (i.e. joint form)	☐ Attach proof of ownership ☐ Complete and attach an 'Acting on behalf and jointly responsible' letter
☐ I am likely to become the landowner	☐ Attach the Certificate of Title ☐ Attach evidence of the pending transfer of ownership and/or contract of sale ('offer and acceptance')
☐ I will undertake the clearing activities with the landowner's authority and will be the permit holder	☐ Attach proof of ownership ☐ Complete and attach an 'Authority to access and clear native vegetation' letter (if the applicant is not the landowner)
☐ A person with multiple land parcels	☐ Attach proof of ownership ☐ Complete and attach 'Authority to access and clear native vegetation' letter (if the applicant is not the landowner)

Part 5 – Proposed clearing

5.1 Maps and/or spatial data

Select which map type(s) you will attach with your form. Note: We will decline / return forms (as applicable) if you do not provide sufficient information for this question.	☒ An ESRI shapefile with the following properties *(preferred)* • Geometry type: polygon shape • Coordinate system: Geocentric Datum of Australia (GDA) 1994/2020 (geographic latitude / longitude) • Datum: GDA 1994 / GDA 2020 (please specify which was provided) ☒ An aerial photograph or map with a north arrow, clearly marking the proposed clearing area Note: • An ESRI shapefile must use one of the following filename extensions: .shp, .shx, .dbf, and/or .prj • You must provide an ESRI shapefile if the form requires an assessment under an *Environment Protection and Biodiversity Conservation Act 1999* (Cth) (EPBC Act) accredited process. See Part 8 of this form for more information.

5.2 Size

- If you propose to clear a patch(s) of vegetation, enter a hectare value for the total size of the area (mark number of trees as zero).
- If you propose to remove only individual trees from the area(s) (i.e. the shrubs, grasses, groundcover plants will remain intact), provide the number of trees (and mark total area as estimated hectares).
  Note: If any shrubs, grasses, and/or groundcover plants MAY be damaged in the clearing process, add this to the total area.
- If you propose to clear an area of vegetation within a larger footprint, enter the hectare value for the total size of the area to be cleared (mark number of trees as zero) and the size of the footprint. For example, 5 hectares of clearing within a 10 hectare footprint. This option is only available for purpose permit applications.
- Enter values for BOTH number of trees and the size of the area if you are clearing individual trees in one area AND a patch of vegetation in a different area.
- Please note the following area conversions/calculations:

  1 hectare = 10,000 m^2 — Area of circle = 3.14 x $radius^2$
  1 acre = 0.4 hectares / 4,000 m^2 — Area of a rectangle = length x width
  1 tree = 0.01 hectares / 100 m^2 — Area of a triangle = ½ length x perpendicular height

Total area of clearing proposed (hectares)	**5.55 ha**
Footprint of clearing (hectares) (purpose permit only)	**5.55 ha**
Number of individual trees to be removed	**0**

Note: Calculate the area of a tree based on the area encompassed by the tree's drip line; that being the outermost circumference of the tree's canopy.

5.3 Purpose

Provide the reason for proposed clearing (e.g. road construction, grazing and pasture, hazard reduction, horticulture, timber harvesting etc.)	The Carnarvon Boat Harbour (hereafter; the Boat Harbour) is located in the Gascoyne region of Western Australia and consists of a wharf, 12 boat pens, a boat ramp, a slipway and two service jetties. Maintenance dredging has historically been carried out by the Western Australian Department of Transport (DoT) under the state-wide maintenance dredging program every 5–10 years since construction in 1973. Maintenance dredging is required to restore navigable depths within the Boat Harbour and the Entrance Channel that connects to Teggs Channel (hereafter; Channels). Dredged material from maintenance dredging campaigns has historically been disposed to several alternative onshore disposal areas including the Harbour Road Reclamation Area, Onshore Disposal Area (a bunded authorised cleared area north of the Boat Harbour) and Pelican Point for renourishment (Refer Attachment 1). Onshore disposal areas have historically been required due to Contractor equipment restrictions with pumping distance, particularly for the Boat Harbour and availability of suitable nearshore disposal options. DoT propose to complete a maintenance dredging campaign of the Boat Harbour, and Channels early-2023. DoT is assessing the feasibility to complete maintenance dredging of the Carnarvon Fascine concurrently, predominantly at the Bellmouth entrance, to reinstate the natural channel and re-establishment of the spit. Disposal of dredged material from all areas is proposed to be partitioned among the previously utilised disposal areas including Pelican Point, Harbour Road Reclamation Area and the Onshore Disposal Area (bunded area north of Boat Harbour) . Previous maintenance dredging of the Carnarvon Fascine was undertaken in 2014 by the Shire of Carnarvon though the Recreational Boating Facilities Scheme. The Fascine maintenance dredging campaign was facilitated by DoT on behalf of the Shire concurrently with maintenance dredging of the DoT managed waterways. . Prior to the commencement of all maintenance dredging campaigns, a Native Vegetation Clearing Permit (NVCP;

	CPS 5631/1) for a total area of 11.116 ha was obtained valid from November 2013– November 2018 for the purpose of dredged material disposal onshore. In 2014, an amendment (CPS 5631/2) was granted in to increase clearing size by 1.809 ha to a total of 12.925 ha for additional purposes of dredge pipeline construction and vehicle access. The NVCP (CPS 5631/2) comprised of two separate areas; the Onshore Disposal Area (bunded area north of the Boat Harbour; 9.157 ha) and Harbour Road Reclamation Area (4.938 ha) (Refer Attachment 1). The Harbour Road Reclamation Area was utlised for one maintenance campaign, while the Onshore Disposal Area (north of the Boat Harbour) has been utlised for several campaigns and is approach capacity to receive further material for future campaigns. Vegetation clearing is required to facilitate onshore disposal of dredged material to the Harbour Road Reclamation Area for the 2023 maintenance campaign as the previous permit has expired (CPS 5631/2) and vegetation has established since the 2014 campaign (Refer Attachment 2). The use of the Harbour Road Reclamation Area to receive dredged material forms part of DoT's proposed master plans for upgrades to Boat Harbour facilities and land reclamation for the construction and development of public facilities. In addition, it will increase the capacity of the onshore disposal areas to receive dredged material and maintain navigational access to the Boat Harbour.
Specify what the final land use will be after clearing	Harbour purposes – proposed reclamation of land for development of public facilities

5.4 Method

Proposed method of clearing (i.e. burning, cutting, draining, flooding, grazing, mechanical clearing/bulldozing or other – specify)	Mechanical clearing for preparation of the area to receive dredged material.

5.5 Timeframe

Period within which you propose to do the clearing (e.g. 1/7/2022 to 30/8/2024)	Start date: 31 January 2023 End date: 31 January 2025

Note: The clearing referral process is not suitable for any clearing that is expected to take longer than two years.

5.6 Avoidance and mitigation

Explain how you have, or will, put avoidance and mitigation measures in place to eliminate, reduce, or otherwise mitigate the need for and scale of the proposed clearing of native vegetation.

Attach supporting documents to substantiate your explanation.

Your explanation should demonstrate you have planned the project so that the least clearing possible is to be undertaken. The following questions may help you frame your explanation:

- Why did you select this location and amount of clearing?
- What alternatives to clearing – e.g. engineering solutions – did you consider?
- What changes, if any, did you make to the location or amount of clearing to reduce the impacts of the clearing?

Note: If you do not demonstrate adequate efforts to avoid and mitigate clearing, we will ask you to do so during the validation of this form.

Provide the avoidance and mitigation details	The proposed clearing area has been selected based on the previous land use disturbance from previous maintenance dredging campaigns, approved clearing as per NVCP (CPS 5631/2) and altered vegetation condition in comparison to surrounding remnant regional vegetation. The vegetation at the Harbour Road Reclamation Area is sparse and of low ecological value from exposure to multiple disturbances. The proposed area of clearing was the lowest clearing area in comparison to the abundance of native vegetation in the region (Refer to drone imagery in Refer Attachment 3). Therefore, the impact of the vegetation removal on the local ecosystem is considered to be minor and transitory.

Part 6 – Offset

Do you want to submit a clearing offset proposal with your form? For more information on environmental offsets, refer to DWER's website and *Fact Sheet 11: Environmental offsets for native vegetation clearing permits*.	☐ Yes ☒ No
If 'Yes' – please complete and attach Appendix A of the *Clearing of native vegetation offsets procedure* guideline as a supporting document for your form.	☐ Appendix A attached

Part 7 – Surveys for assessments (IBSA and IMSA)

Do you want to submit marine or biodiversity surveys in support of your form?	☐ Yes ☒ No – skip to Part 8

7.1 Biodiversity surveys

If you want to submit any biodiversity surveys to support this form, you must follow the Environmental Protection Authority's (EPA) *Instructions for the preparation of data packages for the Index of Biodiversity Surveys for Assessments* (IBSA). If you do not meet the IBSA requirements, DWER/DMIRS (as applicable) may decline/return your form.

Please provide the IBSA number(s) – or submission number(s) if the IBSA number has not yet been issued – in the space provided. Note that a submission number is not confirmation that a biodiversity survey has been accepted 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 note DWER / DMIRS will suspend the assessment timeframes for your form until you provide the IBSA number(s).

Have you submitted all the biodiversity surveys that support this form to the IBSA portal, via ibsasubmissions.dwer.wa.gov.au?	☐ Yes ☐ Not applicable
Provide an IBSA number (preferred) or a submission number(s)	

7.2 Marine surveys

If you want to submit any marine surveys to support this form, you must follow the EPA's *Instructions for the preparation of data packages for the Index of Marine Surveys for Assessments* (IMSA). If you do not meet the IMSA requirements, DWER may decline / return your form. For more information on IMSA, refer to DWER's website.

Have you prepared all the marine surveys that support this form in accordance with the EPA's *Instructions for the preparation of data packages for the Index of Marine Surveys for Assessments*?	☐ Yes ☐ Not applicable