GOVERNMENT OF WESTERN AUSTRALIA

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 *Procedure: Native vegetation clearing permits* on DWER's website.

CPS No.
Date stamp

Part 1: Assessment bilateral agreement

If the amendment of a clearing permit will or is likely to impact on a matter of national environmental significance identified under the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) (EPBC Act) the original application must have been assessed in accordance with the bilateral assessment, and a 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.

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: Clearing permit details

Amendments can only be made to active clearing permits.

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.

FILE REFERENCE

Permit number for existing clearing permit	CPS 5334/2
Permit holder's name (as it appears on the existing clearing permit)	Dampier Salt Limited
Permit expiry date:	12 January 2028
Mark this box if there are less than 90 working days until the expiry of the existing permit.	☐

Part 3: Applicant		
Applicant details		
To apply for an amendment to a permit you must be the current holder of the existing permit. Include 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 incorporated body? Enter details for one only.	
	An individual	Title: Mr ☐ Mrs ☐ Ms ☐ Other:
		Name/s
	OR	
	A body corporate or other entity formed at law (include ACN)	Dampier Salt Limited Australian Company Number (ACN): 008 706 590
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 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. 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.	[redacted]	
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 differ to those of the applicant, complete the below section:	
	Contact person (and position, if applicable)	

Part 3: Applicant	
with concerning this clearing application.	[redacted]

Part 4: Proposed amendments	
Additional information to support the assessment of your application to amend may be attached. Please ensure you have included the following as part of your application: • a photocopy of the granted clearing permit, with proposed changes highlighted, *and* • payment of the prescribed fee. When providing details of the proposed change(s), if any additional clearing is proposed, include details of: • the proposed method of the clearing; • the purpose of the clearing; • the period within which the clearing is proposed to be undertaken (taking note of the published minimum assessment timeframes for DWER / DMIRS, as applicable); *and* • the final land use.	Indicate the types of proposed change(s) to your clearing permit by selecting the relevant box(es): ☒ Extend the duration of the clearing permit. ☒ Vary / add / remove a permit condition relating to a matter other than the size or boundary of the area to be cleared. ☐ Amend the size of the area permitted to be cleared, or add / remove a land parcel on the clearing permit. ☐ Redescribe the boundary of the area authorised to be cleared *[for an area permit only]* ☐ Make a correction to the clearing permit. ☐ Other. Provide details of the proposed change(s), and the rationale(s) for it / them. Dampier Salt Limited (DSL) proposes to extend the duration of the clearing permit for an additional five (5) years. In additional DSL proposes to amend Condition 2 of the clearing permit, to extend the 'period in which clearing is authorised' for an additional five (5) years. To date, 8.86ha of the allowable 15.91ha has been cleared under this permit.
For an application to amend the size of the area permitted to be cleared, or add a land parcel to the clearing permit, you must 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. 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. *[Attach evidence of authority. Note that a letter of authority must explicitly state the applicant has authority to clear on the land.]*
Provide additional property details if required – if applying to extend the size of the area to be cleared into another land parcel.	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.

Part 4: Proposed amendments					
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:				
Refer to DWER's *Clearing of native vegetation offsets procedure* guideline available on the DWER website, and the EPA's *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 *Clearing of native vegetation offsets procedure* guideline.				

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 both Sections 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 *Environmental Protection Regulations 1987*, unless that action is done in accordance with a works approval, licence, or registration. For further guidance, refer to *Guideline: Decision making* and *Guideline: Industry Regulation Guide to Licensing*.	☐ Yes – application reference (if known): [ ] ☐ No – a valid works approval applies: [ ] ☐ No – a valid licence applies: [ ] ☐ No – a valid registration applies: [ ] ☒ No – not required