



Your ref:
Our ref: CPS 9710/1
Enquiries: Clare Bartle
Phone: 6364 6416
Email: info@dwer.wa.gov.au

Ms Julie Drago
Director
Hamersley 1 WA Pty Ltd
3/915 Cockburn Road
Henderson WA 6166

Attn: Ms Belinda Heath

via email: Julie.drago@ovest.net.au
belinda@pgv.net.au

Dear Ms Drago,

APPLICATION TO CLEAR NATIVE VEGETATION UNDER THE *ENVIRONMENTAL PROTECTION ACT 1986* – CLEARING PERMIT CPS 9710/1 GRANTED

I refer to Hamersley 1 WA Pty Ltd's application for a permit under section 51E(1) of the *Environmental Protection Act 1986* (the EP Act), to clear 3.961 hectares of native vegetation within Lot 12 and Lot 13 on Deposited Plan 23754, East Rockingham, for the purpose of a tyre recycling facility. The application was received by the Department of Water and Environmental Regulation (DWER) on 20 April 2022, and assigned the reference CPS 9710/1.

The Delegated Officer has assessed Hamersley 1 WA Pty Ltd's application and determined that a clearing permit be granted under section 51E(5) of the EP Act. This permit authorises the permit holder to clear native vegetation, subject to the terms, conditions, and restrictions specified.

A copy of the permit and the associated decision report are attached to this notification, and are now also available on DWER's website (at <https://www.der.wa.gov.au/our-work/clearing-permits/clearing-permits-available-for-public-appeal>) for the public to view, as required under regulation 8 of the *Environmental Protection (Clearing of Native Vegetation) Regulations 2004*.

Please read the conditions on the permit carefully and note that there are penalties for non-compliance with those conditions. If you wish to discuss this permit and/or its conditions, please contact DWER.

Subject to compliance with any pre-clearing conditions on the permit, clearing must not be undertaken before the permit duration commencement date stated on the permit.

Please also note that in undertaking the clearing authorised under this permit, the permit holder must have regard to avoiding clearing, minimising clearing, and reducing the impacts of clearing on any environmental value.

Please note that as the permit requires the submission of a report on specified matters, this should be provided electronically via email to: info@dwer.wa.gov.au.

If Hamersley 1 WA Pty Ltd are aggrieved by any of the conditions of the permit, you may lodge an appeal with the Appeals Convenor setting out your appeal grounds within 21 days of receiving this letter. Appeals can be lodged online at www.appealsconvenor.wa.gov.au or emailed to admin@appealsconvenor.wa.gov.au. Please note that late appeals cannot be accepted.

A third party may also lodge an appeal against the grant of this permit or its conditions. If a third party appeals the grant of the permit, the permit is deemed not to have been granted and clearing cannot commence until the appeal is determined. If a third party appeal relates only to the conditions of the permit, the conditions continue to have effect pending the appeal decision.

Please contact the Office of the Appeals Convenor on 6364 7990 if you require more information on appeals.

For more information about complying with your permit to clear native vegetation, please refer to *Fact Sheet 4: Complying with your clearing permit* found at: <https://www.der.wa.gov.au/our-work/clearing-permits/49-fact-sheets>.

Compliance with the terms, conditions, or restrictions of this permit does not absolve the permit holder from responsibility for compliance with the requirements of all Commonwealth, State, and local government legislation.

If you have any queries, please contact the Environmental Officer, as listed above.

Yours sincerely



Jessica Burton
A/MANAGER
NATIVE VEGETATION REGULATION

*Officer delegated under section 20
of the Environmental Protection Act 1986*

10 August 2023

Attached: Clearing permit (CPS 9710/1)
 Decision report for CPS 9710/1