



Section 70(2)  
*Environmental Protection Act 1986*

## VEGETATION CONSERVATION NOTICE

CPS 3060/1

**Person(s) to whom this vegetation conservation notice is given:**

(being the owner of the land described below)

Directors  
Corpwest Investments Pty Ltd (ACN: 070156277)  
C/-BDO Chartered Accountants and Advisors  
Level 8, 256 St Georges Terrace  
PERTH WA 6000

**Land to which this vegetation conservation notice relates ("the land"):**

Lot 3695 on Deposited Plan 205131 as comprised on Certificate of Title Volume 2043 Folio 322

**Reasons for which this vegetation conservation notice is given:**

This vegetation conservation notice is given because I suspect on the following grounds that unlawful clearing has taken place and is likely to take place on the land:

- a) Examination of aerial photography has shown that the land was cleared between 1 December 2004 and 10 January 2006.
- b) A site inspection by Inspectors on 18 April 2008 observed that the land had been cleared.
- c) The clearing of native vegetation does not appear to be in accordance with section 51C of the *Environmental Protection Act 1986*.

**Requirements of this Notice:**

The persons to whom this vegetation conservation notice is given, and each subsequent owner and occupier of the land who is bound by this vegetation conservation notice, are required to do the following to maintain and re-establish native vegetation within the area affected by the clearing to a condition as near as possible to the condition of the native vegetation before the clearing occurred:

**1. No unlawful clearing**

The persons to whom this vegetation conservation notice is given, and each subsequent owner and occupier of the land who is bound by this vegetation conservation notice is required to ensure that no unlawful clearing, or further unlawful clearing, takes place on the land.

**2. Cultivation prohibited**

The persons to whom this vegetation conservation notice is given, and each owner and occupier of the land who is bound by this vegetation conservation notice, shall not cultivate the *revegetation area* for any purpose including pasture, cropping, horticulture or forestry for a period of ten years from the commencement date of this vegetation conservation notice.

**3. Exclusion of stock**

The persons to whom this vegetation conservation notice is given, and each owner and occupier of the land who is bound by this vegetation conservation notice, shall construct and maintain a fence to exclude all classes of livestock from the *revegetation area* and shall not cause or permit stock to enter or remain within the *revegetation area* for a period of ten years from the commencement date of this vegetation conservation notice.

#### 4. Weed control

The persons to whom this vegetation conservation notice is given, and each subsequent owner and occupier of the land who is bound by this vegetation conservation notice, shall selectively remove or kill all *invasive weed* species within the *revegetation area* during September or October of each year for ten years after the commencement date of this vegetation conservation notice.

#### 5. Monitoring

The persons to whom this vegetation conservation notice is given, and each subsequent owner and occupier of the land who is bound by this vegetation conservation notice, shall engage a *flora specialist* to undertake the following measures within the *revegetation area* for ten years after the commencement of the vegetation conservation notice:

- (a) Establish three *quadrats* within the *revegetation area* at the locations shown on Plan 3060/1b of this vegetation conservation notice by undertaking the following measures;
  - (i) Identify each quadrat with permanent markers (fence droppers) at each corner.
  - (ii) In September of each and every year determine the species composition, structure, density and *condition* of the vegetation within the *quadrats*.
- (b) Establish three *transects* within the *revegetation area* at the locations shown on Plan 3060/1b of this vegetation conservation notice by undertaking the following measures;
  - (i) Identify each transect with permanent markers (fence droppers) at either end, and pegs (such as dumpy pegs) located at 10 metre intervals between each end.
  - (ii) In September of each and every year record all flora taxa that intersect each *transect* at 5 centimetre intervals.
  - (iii) In September of each and every year take one photograph from each end of each *transect*.
  - (iv) In September of each and every year determine the species composition, structure, density and *condition* of the vegetation along each *transect*.
  - (v) In September of each and every year determine the percentage cover of weed species along each *transect*.

#### 6. Revegetation

Where, after two years of monitoring pursuant to measure 5, in the opinion of a *flora specialist*, the species composition, structure, density and *condition* determined under measure 5(b) will not result in a similar species composition, structure, density and *condition* to pre-clearing vegetation types in the *revegetation area*, the persons to whom this vegetation conservation notice is given, and each subsequent owner and occupier of the land who is bound by this vegetation conservation notice, shall for ten years after the commencement of this vegetation conservation notice undertake the following actions within the *revegetation area*:

- (a) Deliberately plant and/or seed native vegetation that will result in a similar species composition, structure, density and *condition* of native vegetation to pre-clearing vegetation types in the *revegetation area*;
- (b) Ensure only local provenance seeds and propagation material from within 10km of the area cleared are used to *revegetate* the area;

#### 7. Success of revegetation

If for any reason the *revegetation* undertaken in accordance with measure 6 fails, the persons to whom this vegetation conservation notice is given, and each subsequent owner and occupier of the land who is bound by this vegetation conservation notice, shall implement the requirements of measure 6(a) and 6(b) again for ten years after the commencement of this vegetation conservation notice until the *revegetation*, in the opinion of the CEO, will result in a similar species composition, structure, density and *condition* to pre-clearing vegetation types in that area.

#### 8. Records must be kept

The persons to whom this vegetation conservation notice is given, and each subsequent owner and occupier of the land who is bound by this vegetation conservation notice, shall maintain the following records for 10 years after the commencement of this vegetation conservation notice for activities done pursuant to this vegetation conservation notice, as relevant:

- (a) In relation to the monitoring of areas pursuant to measure 5:
  - (i) The date of the monitoring;
  - (ii) A description of the monitoring undertaken; and
  - (iii) The species composition, structure, density and *condition* of *revegetation* measured.



- (b) In relation to the *revegetation* of areas pursuant to measure 6:
- (i) The commencement date of *revegetation*;
  - (ii) A description of the *revegetation* activities undertaken;
  - (iii) The size of the area *revegetated* (in hectares); and
  - (iv) The species composition, structure, density and *condition* of *revegetation* measured.

## 9. Reporting

The persons to whom this vegetation conservation notice is given, and each subsequent owner and occupier of the land who is bound by this vegetation conservation notice, shall provide to the CEO on or before 30 June of each year, for ten years after the commencement of this vegetation conservation notice, a written report of records required under measure 8 and activities done under this vegetation conservation notice between 1 January and 31 December of the preceding year.

## Definitions:

***condition*** means the rating given to native vegetation using the Keighery scale and refers to the degree of change in the structure, density, and species present in the particular vegetation in comparison to undisturbed vegetation of the same type. Keighery scale means the vegetation condition scale described in *Bushland Plant Survey: A Guide to Plant Community Survey for the Community (1994)* as developed by B.J. Keighery and published by the Wildflower Society of WA (Inc). Nedlands, Western Australia;

***flora specialist*** means a person with specific training and/or experience in the ecology and taxonomy of Western Australian flora.

***invasive weed*** means *Ehrharta species* (Veldt Grasses), *Eragrostis species* (Love Grasses), *Watsonia species* and *Zantedeschia aethiopica* (Arum Lily).

***quadrats*** means permanent 10m x 10m plots established in the locations depicted on Plan 3060/1b for the purpose of monitoring native vegetation species composition, structure, density and condition.

***revegetate, revegetated and revegetation*** means the re-establishment of a cover of native vegetation in an area such that the species composition, structure, density and *condition* is similar to pre-clearing vegetation types in that area, and can involve regeneration, direct seeding an/or planting.

***revegetation area*** means the area cross hatched red on Plan 3060/1a attached to this vegetation conservation notice.

***transect*** means a linear sampling area for the purpose of monitoring changes in native vegetation species composition, structure, density and condition.

***weed/s*** means a species listed in Appendix 3 of the "Environmental Weed Strategy" published by the Department of Conservation and Land Management (1999), and plants declared under section 37 of the Agriculture and Related Resources Protection Act 1976; and

Robert Atkins  
Deputy Director General, Environment  
Department of Environment and Conservation  
*Officer delegated under Section 20 of  
the Environmental Protection Act 1986*

16 July 2009

**Important Information:**

A PERSON WHO IS BOUND BY THIS VEGETATION CONSERVATION NOTICE AND WHO DOES NOT COMPLY WITH THIS VEGETATION CONSERVATION NOTICE COMMITS AN OFFENCE UNDER THE *ENVIRONMENTAL PROTECTION ACT 1986*.

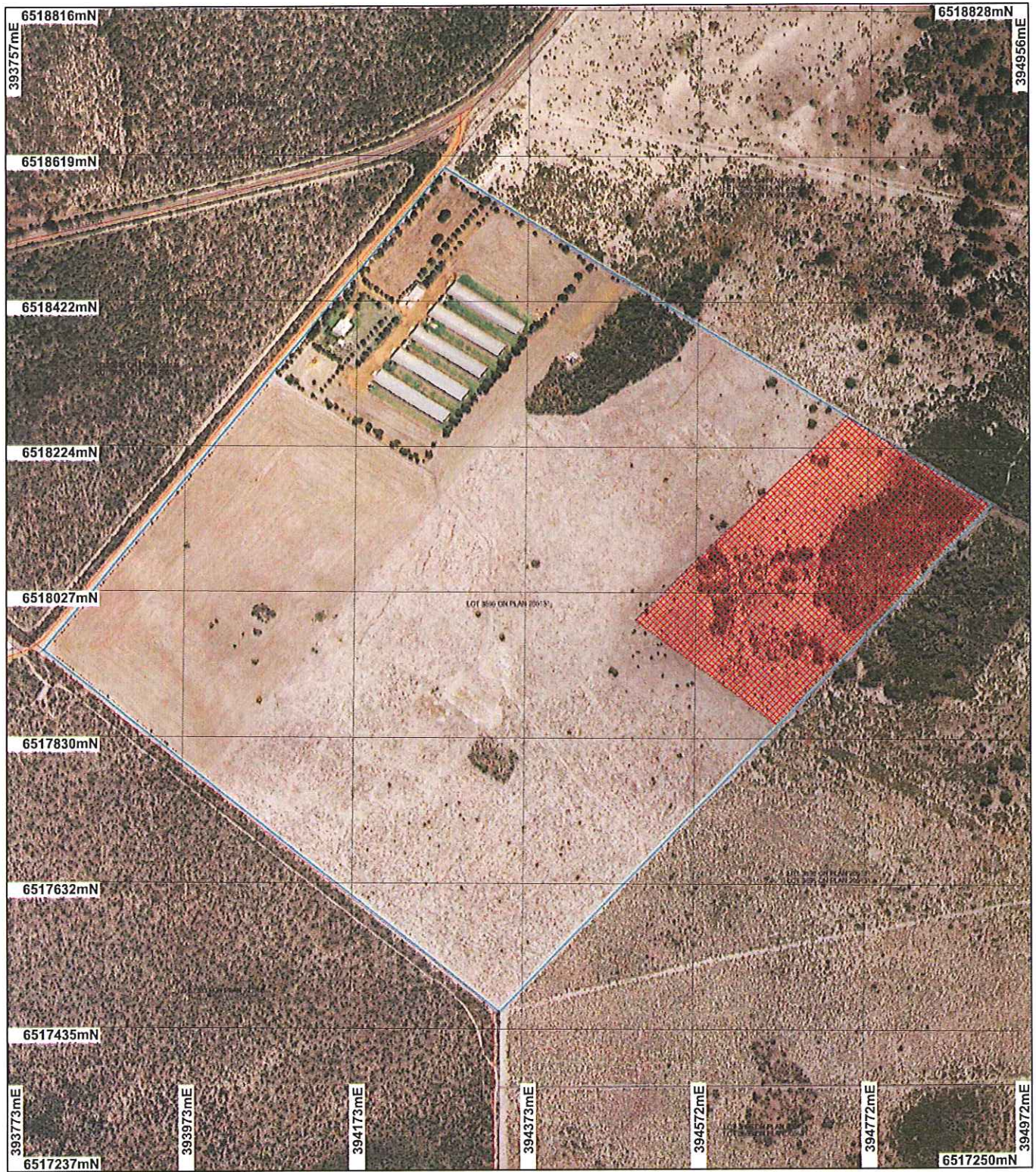
Under *Section 103* of the *Environmental Protection Act 1986*:

- A person who is aggrieved by a requirement contained in this vegetation conservation notice may within 21 days of being given this notice lodge with the Minister for Environment an appeal in writing setting out the grounds of that appeal.
- Any other person who disagrees with a requirement contained in this vegetation conservation notice may within 21 days of the making of that requirement lodge with the Minister for Environment an appeal in writing setting out the grounds of that appeal.

PENDING THE DETERMINATION OF AN APPEAL REFERRED TO ABOVE, THE RELEVANT REQUIREMENTS CONTAINED IN THIS VEGETATION CONSERVATION NOTICE CONTINUE TO HAVE EFFECT.




# Plan 3060/1a




## LEGEND

- Land parcels related to Instrument
- Cadastre
- Gingen 50cm Orthomosaic - Landgate 2006
- Clearing Instruments
- Areas Subject to Conditions
- Road Centrelines

  
 0  200 m  
 Scale 1:7000  
 (Approximate when reproduced at A4)

Geocentric Datum Australia 1994

Note: the data in this map have not been projected. This may result in geometric distortion or measurement inaccuracies.

  
 Date 16.7.2009

Robert Atkins

Officer with delegated authority under Section 20 of the Environmental Protection Act 1986

Information derived from this map should be confirmed with the data custodian acknowledged by the agency acronym in the legend.

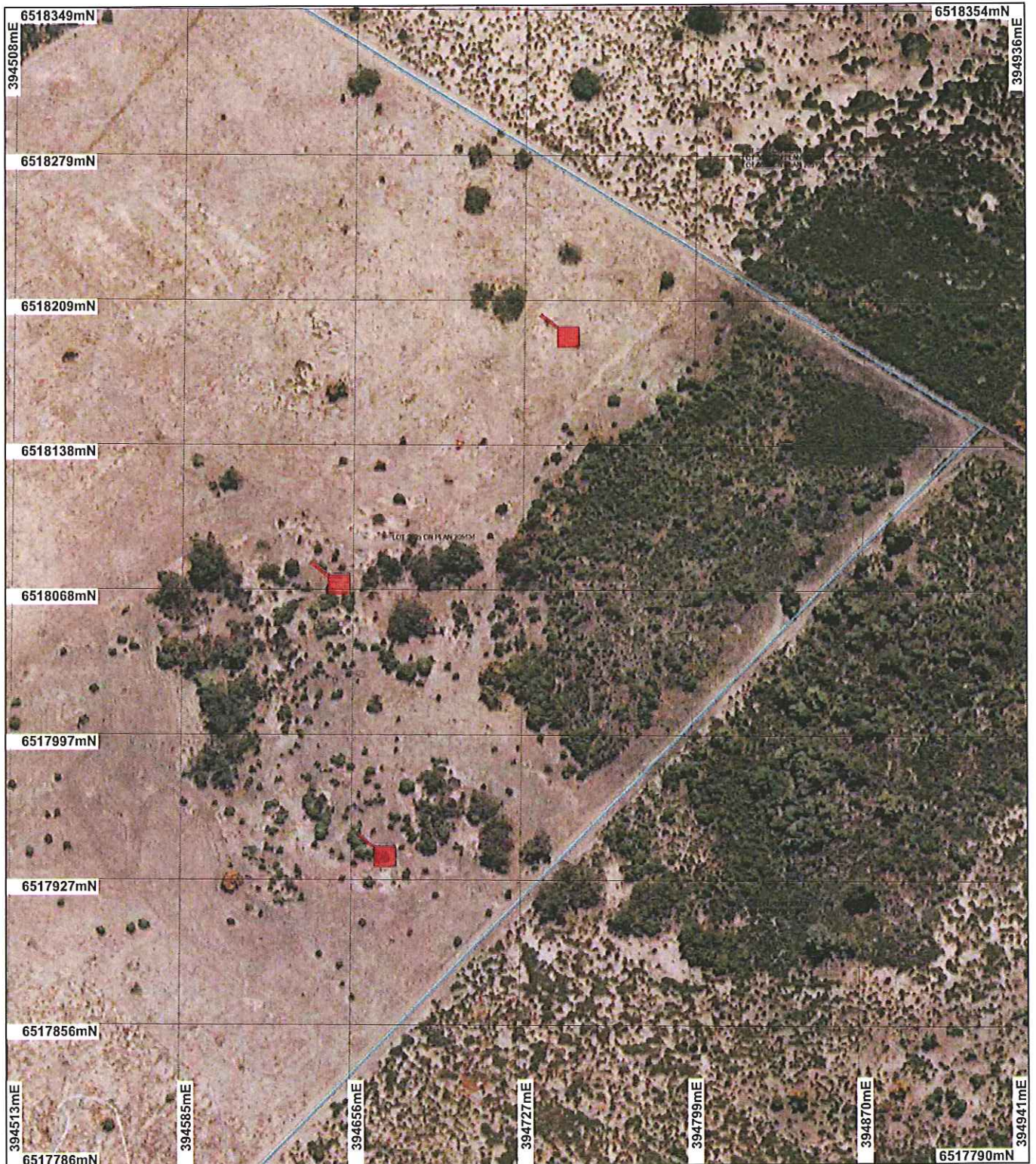


Department of  
Environment and Conservation

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# Plan 3060/1b



## LEGEND

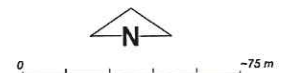
Land parcels related to Instrument

Cadastre  
Gingin 50cm Orthomosaic -  
Landgate 2006

Clearing Instruments

Areas Subject to Conditions

Road Centrelines



Scale 1:2500

(Approximate when reproduced at A4)

Geocentric Datum Australia 1994

Note: the data in this map have not been projected. This may result in geometric distortion or measurement inaccuracies.

Date 16.7.2009  
Robert Atkins

Officer with delegated authority under Section 20 of the Environmental Protection Act 1986

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Department of  
Environment and Conservation

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