



Section 70(2)  
*Environmental Protection Act 1986.*

## VEGETATION CONSERVATION NOTICE

CPS 7455/1

**Person to whom this vegetation conservation notice is given:**  
(being the owner and occupier of the land described below)

Michele Monte

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

Lot 53 on Plan 9474  
as comprised on Certificate of Title Volume 1729 Folio 552

**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:

- Aerial imagery between February 2012 and February 2016 shows native vegetation has been cleared on the land
- A site inspection of the land by Department of Environment Regulation inspectors on 27 November 2014 confirmed that clearing had been carried out
- No clearing permit had been granted for the clearing.
- The clearing was not for an exempt purpose
- The clearing is unauthorised clearing under section 51C of the *Environmental Protection Act 1986*

**Requirements of this Notice:**

The person to whom this vegetation conservation notice is given, and each subsequent owner and or occupier of the land who is bound by this vegetation conservation notice, are required to undertake the following specified measures for ten years after the commencement of this vegetation conservation notice:

**1. No unlawful clearing**

Ensure that no further unlawful clearing takes place on the land.

**2. Cultivation prohibited**

Ensure no cultivation, including scraping, raking, ploughing or mechanical movement of soil, is carried out within the *specified area* other than purposes required under this vegetation conservation notice or for the purpose of complying with a written firebreak notice.

### 3. Exclusion of stock

Ensure that *livestock* are excluded from the *specified area* and not cause or permit *livestock* to enter or remain within the *specified area*.

### 4. Removal of materials and waste

By 31 December 2017 remove all stored materials and waste from the *specified area* and not cause or permit the placing of any materials or rubbish in the *specified area*.

### 5. Revegetation

- (a) *Revegetate* the *specified area* so as to achieve a species composition, structure, density and *vegetation condition* of native vegetation similar to pre clearing species composition, structure, density and *vegetation condition*;
- (b) Complete initial *revegetation* by 30 July 2018;
- (c) Ensure only *local species* are used in the *revegetation*; and
- (d) Where, for any reason, *revegetation* undertaken under measure 5(a) of this notice does not result in a species composition, structure, density and *vegetation condition* of native vegetation similar to pre clearing species composition, structure, density and *vegetation condition*, each and every year for a period of up to ten (10) years after the giving of this notice continue to *revegetate* the *specified area* until a species composition, structure, density and *vegetation condition* of native vegetation similar to pre clearing species composition, structure, density and *vegetation condition* is achieved.

### 6. Weed control

Each and every year for a period of ten (10) years after the giving of this notice

- (a) Remove or kill all *invasive weed species* within the *specified area* during the month of September of each year;
- (b) Remove or kill *weed species* within the *specified area* during the month of September of each year so that the *percentage cover* that is *weed species* is less than 20%; and
- (c) Complete initial weed control by 30 September 2018

### 7 Monitoring

- (a) Prior to 30 June 2018, establish five, ten metre by ten metre, quadrats located so that the southwest corners are located at the coordinates set out in the table below

Quadrat No.	Eastings	Northings
1	378265	6505950
2	378207	6505954
3	378144	6506067
4	378103	6506289
5	378093	6506143

- (b) Permanently mark the southwest corner of each quadrat with a steel picket;
- (c) Engage an *environmental specialist* to carry out one vegetation survey in each of the quadrats in the month of September or October of each and every year for a period of ten (10) years after the giving of this notice to determine:
  - (i) The species composition, structure, density and *vegetation condition* of native vegetation in each quadrat;
  - (ii) The *percentage cover* of native vegetation in each quadrat;
  - (iii) The *percentage cover* of vegetation in each quadrat that is *weed species*; and
  - (iv) The *percentage cover* of vegetation that is *invasive weed species*

### 8. Records must be kept

Maintain the following records for a period of ten (10) years from the date of the giving of this vegetation conservation notice:

- a) in relation to the *revegetation* of the *specified area*
  - (i) The date or dates of *revegetation* activities undertaken;

- (ii) Species planted or seeded;
  - (iii) The number of each species planted or the quantity of seed for each species sown;
  - (iv) A description of the *revegetation* activities undertaken; and
  - (v) The species composition, structure, density and *vegetation condition* of native vegetation in the *specified area* as determined by the monitoring carried out under measure (7) of this notice.
- b) in relation to weed control:
- (i) The date or dates on which *weed species* and *invasive weed species* control activities were carried out;
  - (ii) A description of the *weed species* and *invasive weed species* control activities carried out on each date.
  - (iii) The *percentage cover* of vegetation that is *weed species*; and
  - (iv) The *percentage cover* of vegetation that is *invasive weed species*

## 9. Reporting

For a period of ten (10) years after the giving of this notice, provide to the *CEO*, on or before 30 June of each year, a written report of records kept under measure 8 of this notice for the period 1 January to 31 December of the preceding year.

## DEFINITIONS

The following meanings are given to terms used in this Notice:

*CEO* means the Chief Executive Officer of the Department of the Public Service of the State through which the *Environmental Protection Act 1986* is administered

*environmental specialist* means a person who holds a tertiary qualification in environmental science or equivalent, and has experience in the assessment of Western Australian native vegetation.

*invasive weed* means *Eragrostis curvula* (African Lovegrass), *Ehrharta* spp (Veldt Grasses).

*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.

*livestock* means any animal kept for domestic or commercial purposes and includes any horse, donkey, mule, cattle, sheep, swine, goat, buffalo, deer, camel or alpaca

*local species* means native vegetation species recorded as naturally occurring within 20 kilometres of the land.

*percentage cover* means the area of ground covered by the canopy of each and every species of flora, including native flora, *weed species* and *invasive weed species* within the monitored area expressed as a percentage of the total cover of all species within the monitored area

*revegetate, revegetated* and *revegetation* means the re-establishment of native vegetation

*specified area* means the portion of Lot 53 on Plan 9474 bounded by a line joining the Zone 50 GDA 94 points set out in the table below consecutively:

Point	Easting (M)	Northing (M)
1	378175.2104	6505929.835
2	378176.4636	6505974.428
3	378172.3335	6505990.045
4	378143.5314	6506027.71
5	378102.8558	6506089.031

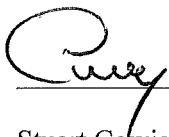
6	378078.6476	6506146.841
7	378083.7828	6506175.847
8	378083.1177	6506213.244
9	378086.6494	6506278.939
10	378085.1482	6506319.455
11	378101.331	6506314.702
12	378119.1063	6506299.931
13	378135.2208	6506250.029
14	378134.3608	6506204.789
15	378104.0579	6506155.911
16	378124.0526	6506148.542
17	378113.801	6506123.782
18	378118.1337	6506103.91
19	378134.3135	6506100.292
20	378146.402	6506087.533
21	378176.0392	6506123.164
22	378193.7366	6506104.198
23	378183.3094	6506061.77
24	378189.8005	6506042.446
25	378209.528	6505985.113
26	378268.5048	6505984.085
27	378316.385	6505950.384
28	378310.8367	6505941.137
29	378302.4114	6505931.273
30	378285.1499	6505928.807

then directly to the point of commencement

*Vegetation 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.

*Weed species* means any plant -

- (a) that is a declared pest under section 22 of the *Biosecurity and Agriculture Management Act 2007*; or
- (b) published in a Department of Parks and Wildlife Regional Weed Rankings Summary, regardless of ranking; or
- (c) that is not a species recorded as naturally occurring within 20 kilometres of the land



Stuart Cowie  
Executive Director  
Compliance and Enforcement

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

26 SEPTEMBER 2017