



Section 70(2)
Environmental Protection Act 1986

VEGETATION CONSERVATION NOTICE

CPS 7932/1

Person to whom this vegetation conservation notice is given ("the Owner"):
(being the owner of the land described below)

Jamala Enterprises Pty Ltd
PO Box 1045
WEST PERTH WA 6872

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

Lot 3 on Deposited Plan 60276 as comprised on Certificate of Title Volume 2703 Folio 898

Reasons for which this vegetation conservation notice is served:

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 photography and satellite imagery between 1994 and 2015 show the land contained native vegetation;
- An aerial photograph from 2017 shows that native vegetation had been cleared on the land;
- A site inspection of the land by Department of Environment Regulation Inspectors on 13 November 2017 determined that clearing had been carried out;
- No clearing permit had been granted for the clearing;
- The clearing was not for an exempt purpose; and
- The clearing is unauthorised clearing under section 51C of the *Environmental Protection Act 1986*.

Requirements of this vegetation conservation notice:

The person 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 undertake the following specified measures for a period of ten years to re-establish and maintain native vegetation within the *specified area*, to a *vegetation condition* as near as possible to the *vegetation condition* of the native vegetation before the clearing occurred:

1. No unlawful clearing

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

2. Cultivation prohibited

Ensure no cultivation, including harvesting, mowing, 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. Weed control

- (a) Engage an *environmental specialist* to inspect the *specified area* at least once each year and identify all *weed species* present; and
- (b) Selectively remove or kill *weed species* within the *specified area* so that the average vegetation cover that is *weed species* is not greater than the percentage of total vegetation cover that is *weed species* within a monitoring *quadrat* established under measure (5).

4. Establish control quadrats

In September 2019 establish five control *quadrats* by installing a permanent steel post at the following *coordinate* to establish the north-west corner of the *quadrat*:

Quadrat No.	Easting (m)	Northing (m)
1	370719	6590827
2	370700	6591577
3	371224	6591523
4	371918	6591158
5	372096	6591715

5. Establish monitoring quadrats

In September 2019 establish ten *quadrats* by installing permanent steel posts at the following *coordinates* to establish the north-west corner of each *quadrat*:

Quadrat No.	Easting (m)	Northing (m)
1	370607	6590967
2	370756	6591073
3	370738	6591289
4	370601	6591394
5	371403	6591644
6	371762	6591638
7	372077	6591521
8	372097	6591292
9	371838	6591407
10	371550	6591392

6. Monitor vegetation within quadrats

Engage an *environmental specialist* to conduct the following spring monitoring work at each *quadrat* in September of each year:

- (a) measure the species composition, structure, density and *vegetation condition* of the vegetation within each *quadrat*; and
- (b) take one photograph of the vegetation growing within the *quadrat*, from the north-west corner of the *quadrat*.

7. Revegetation

In each year after 2019, where the species composition, structure, density and *vegetation condition* of a monitoring *quadrat* established under measure (5) is less than the species composition, structure, density and *vegetation condition* of a control *quadrat* established under measure (4), engage an *environmental specialist* to undertake the following revegetation work within the *specified area*:

- (a) deliberately plant and/or seed native vegetation that is indigenous to the land; and
- (b) ensure that only local provenance seeds and propagation material originating from within 50 kilometres of the land are used.

8. Records must be kept

The following records shall be maintained for activities done pursuant to this vegetation conservation notice:

- (a) in relation to weed control pursuant to measure (3):
 - (i) the date of the weed control activities; and
 - (ii) a description of all weed control activities undertaken.
- (b) in relation to monitoring pursuant to measure (6):
 - (i) the date of monitoring activities;
 - (ii) a description of all monitoring activities undertaken;
 - (iii) the species composition, structure, density and *vegetation condition*;
 - (iv) the photographs taken of each quadrant; and
 - (v) the percentage of total vegetation cover that is *weed species*.
- (c) in relation to *revegetation* pursuant to measure 7:
 - (i) the commencement date of *revegetation*;
 - (ii) the size of the area *revegetated* in hectares;
 - (iii) the list of all local provenance seed species, quantity and propagation material used; and
 - (iv) a description of all *revegetation* activities undertaken.

9. Annual reporting

Records required under measure (8) shall be submitted to the CEO by 30 June of each year reporting on activities done under this vegetation conservation notice between 1 January and 31 December of the preceding year.

Definitions:

CEO has the same meaning as it has in section 3(1) of the *Environmental Protection Act 1986*;

coordinate means a Map Grid of Australia (Geocentric Datum of Australia 1994) coordinate for zone 50;

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;

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;

quadrat means a 10m x 10m plot established for the purpose of monitoring native vegetation species composition, structure, density and *vegetation 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 *vegetation condition* is similar to pre-clearing vegetation types in that area, and can involve regeneration, direct seeding and/or planting;

specified area means the portions of the land bounded by a line joining the Zone 50 GDA 94 points set out in the tables below consecutively then directly to the point of commencement:

Specified Area 1

Point	Easting (m)	Northing (m)
1	370511	6591612
2	370569	6591621
3	370654	6591559
4	370728	6591434
5	370808	6591394
6	370906	6591221
7	370791	6590906
8	370635	6590854
9	370537	6590740

Specified Area 2

Point	Easting (m)	Northing (m)
1	371256	6591738
2	371929	6591750
3	371964	6591700
4	372219	6591633
5	372300	6591541
6	372302	6591348
7	372165	6591193
8	372048	6591178
9	371864	6591277
10	371452	6591244
11	371274	6591551
12	371158	6591644
13	371155	6591692

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 that is not indigenous species within 20 kilometres of the land.



Shaun Hodges
A/EXECUTIVE DIRECTOR, COMPLIANCE AND ENFORCEMENT
DEPARTMENT OF WATER AND ENVIRONMENTAL REGULATION
Officer delegated under Section 20 of the Environmental Protection Act 1986

18 December 2018

Important Information:

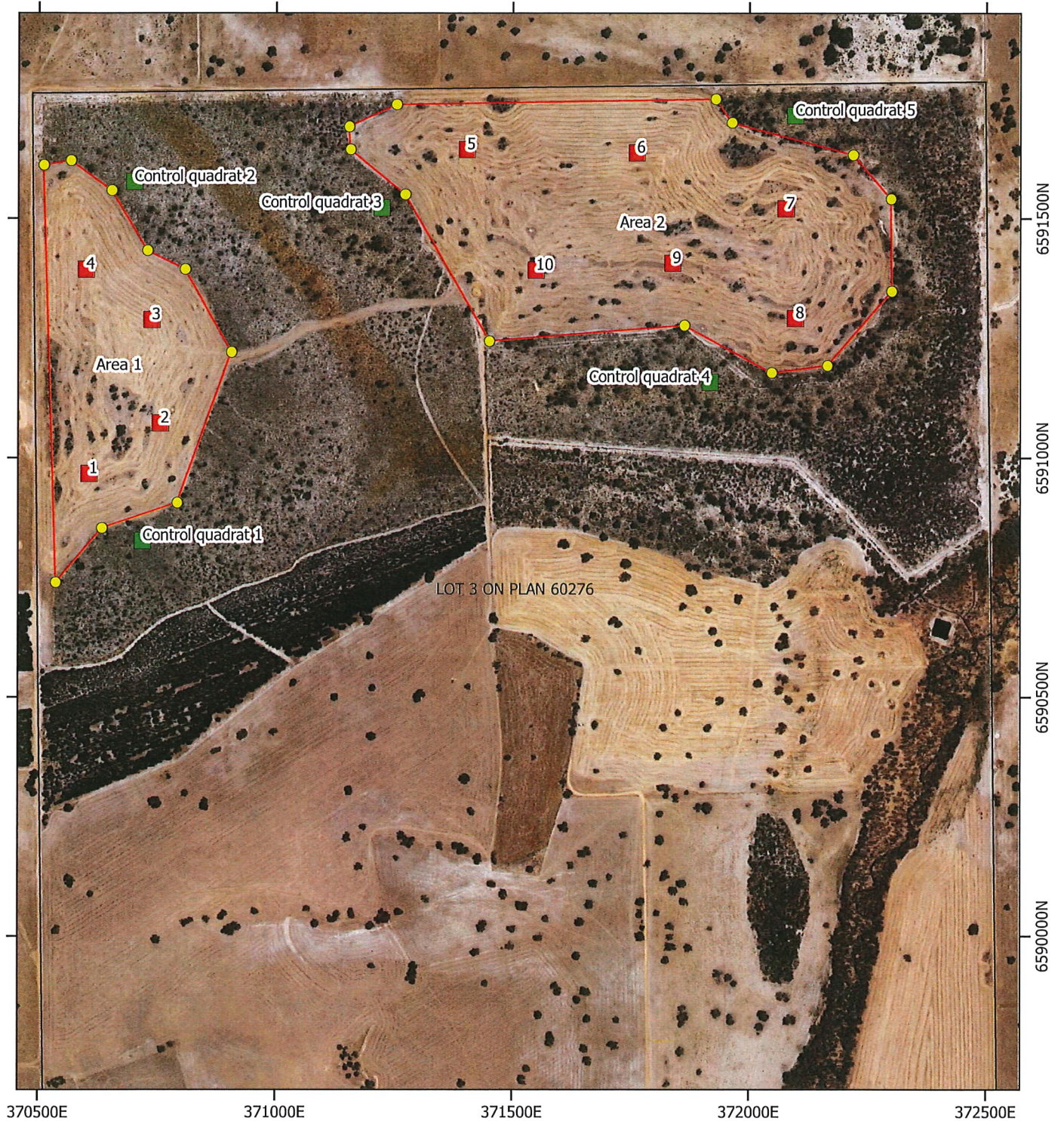
A PERSON WHO IS BOUND BY THIS VEGETATION CONSERVATION NOTICE AND WHO DOES NOT COMPLY WITH THIS VEGETATION CONSERVATION NOTICE COMMITS AN OFFENCE UNDER THE *ENVIRONMENTAL PROTECTION ACT 1986*.

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; and
- 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.

Indicative Plan 7932/1



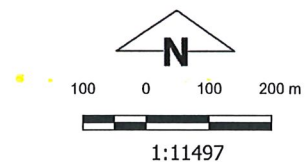
Legend

Cadastre

 Specified Area

 Control quadrats

 Monitoring quadrats



MGA 94
Geocentric Datum of Australia 1994



GOVERNMENT OF
WESTERN AUSTRALIA