



Conservation Council of Western Australia

A voice for the environment

EIA Review

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Environmental Protection Act

Part IV Review

- Vital to integrity of system that it be properly respected as an assessment system, not an approvals process!
- Recognition that community engagement is one of the great strengths of the system.
- Many projects have been dramatically improved because of community input.
- There should be no weakening of community engagement.

Environmental Protection Act

Part IV Review

■ Retain

- Stop the clock
- Referral rights
- Scoping
- Appeal rights
- Submission opportunities
- Appeal rights on Bulletins

Environmental Protection Act

Part IV Review

- Additions and improvements
 - Fee for use of assessment resources
 - Resourcing for community engagement
 - EPA to be involved in choice of consultants
 - Use of Proposal Unlikely to be Environmentally Acceptable - legislate to make a quick 'No'
 - Need Strategic Environmental Reviews and industry based regional plans (like the recent Banded Iron Formation - Mid West and Yilgarn Review)
 - Misleading nature of "Informal Advice"
 - Misuse of Environmental Protection Statement and Assessment on Referral Information levels of assessment.

Environmental Protection Act

Part IV Review

- Changes made to a proposal during EIA process must be part of a public process.
- Conditions that produce management plans:
 - a) Need objective based conditions
 - b) Process of public consultation for management plans

Environmental Protection Act

Part IV Review

- Stop misuse of sections 45c and 46
 - There's no equivalent to these sections in the C'wlth process. If significant enough for EPA consideration, then do a new assessment.
- Urgent need for reform of section 48A
 - It's unacceptable that there are no appeal rights on level of assessment.
 - There are no administrative procedures dealing with this section.

Environmental Protection Act

Part IV Review

- It should be an offense to implement a proposal in any other manner than that indicated through the EIA process.
- Should be a condition that a proposal will be implemented in accordance with Schedule 1.
- Don't change legislation and process because of the boom!