



Ass # 425

Bull # 497

State # 193

WESTERN AUSTRALIA
MINISTER FOR THE ENVIRONMENT

**STATEMENT THAT A PROPOSAL MAY BE IMPLEMENTED (PURSUANT
TO THE PROVISIONS OF THE ENVIRONMENTAL PROTECTION ACT
1986)**

INNER HARBOUR EXTENSION, PORT OF BUNBURY (425)

BUNBURY PORT AUTHORITY

This proposal may be implemented subject to the following conditions:

1. In implementing the proposal, the proponent shall fulfil the commitments (which are not inconsistent with the conditions or procedures contained in this statement) published in Appendix 1 of Environmental Protection Authority Bulletin 497. (A copy of the commitments is attached).
2. Subject to these conditions, the manner of detailed implementation of the proposal shall conform in substance with that set out in any designs, specifications, plans or other technical material submitted by the proponent to the Environmental Protection Authority with the proposal. Where, in the course of that detailed implementation, the proponent seeks to change those designs, specifications, plans or other technical material in any way that the Minister for the Environment determines on the advice of the Environmental Protection Authority, is not substantial, those changes may be effected.
3. Prior to commencement of and during works, the proponent shall ensure that the portion of reclamation areas A1 and A2 as determined by the Minister for the Environment and shown in Figures 1 and 2 attached (DWG 911.2.06 and DWG 911.4.81 Revision B respectively), is protected from filling and other works associated with this proposal, to the satisfaction of the Minister for the Environment on advice of the Environmental Protection Authority.
4. The proponent shall ensure that the boundary of the Bunbury Port Authority Area is amended to exclude those portions of the Leschenault Estuary and the protected portion of reclamation areas A1 and A2, as determined by the Minister for the Environment and the Minister for Transport, on advice of the Environmental Protection Authority.
5. That the portion of the Leschenault Estuary and the protected portion of reclamation areas A1 and A2 to be removed from the boundary of the Bunbury Port Authority Area, pursuant to Condition 4, shall be reserved and vested in the Waterways Commission for the purpose of Waterway Management. The Leschenault Inlet Management Authority shall subsequently prepare and publish a management plan for the reserve, in consultation with the Bunbury Port Authority and the City of Bunbury.
6. Prior to commencement of works, the proponent shall prepare and subsequently implement a monitoring and management programme for dredge spoil reclamation and wastewater control and disposal to ensure that:
 - (1) reclamation is carried out in such a way as to allow waterbirds using the area to be reserved to habituate to disturbance, including noise, to the satisfaction of the Leschenault Inlet Management Authority;

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(2) all wastewater from the dredging and reclamation operation is directed into the Inner Harbour and that water quality in the Inner Harbour as a consequence of that operation complies with Beneficial Use No 15 (Power Generation) and Beneficial Use No 16 (Navigation and Shipping), in accordance with Department of Conservation and Environment Bulletin No 103; and

(3) spoil dumps and all drainage works are designed and managed to prevent dredge sediments or wastewater entering the Leschenault Inlet either directly or indirectly;

to the satisfaction of the Minister for the Environment, on advice of the Environmental Protection Authority.

7. No transfer of ownership, control or management of the project which would give rise to a need for the replacement of the proponent shall take place until the Minister for the Environment has advised the proponent that approval has been given for the nomination of a replacement proponent. Any request for the exercise of that power of the Minister shall be accompanied by a copy of this statement endorsed with an undertaking by the proposed replacement proponent to carry out the project in accordance with the conditions and procedures set out in the statement.
8. If the proponent has not substantially commenced the project within five years of the date of this statement, then the approval to implement the proposal as granted in this statement shall lapse and be void. The Minister for the Environment shall determine any question as to whether the project has been substantially commenced. Any application to extend the period of five years referred to in this condition shall be made before the expiration of that period, to the Minister for the Environment by way of a request for a change in the condition under Section 46 of the Environmental Protection Act. (On expiration of the five year period, further consideration of the proposal can only occur following a new referral to the Environmental Protection Authority).

Bob Pearce, MLA
MINISTER FOR THE ENVIRONMENT

11 NOV 1991

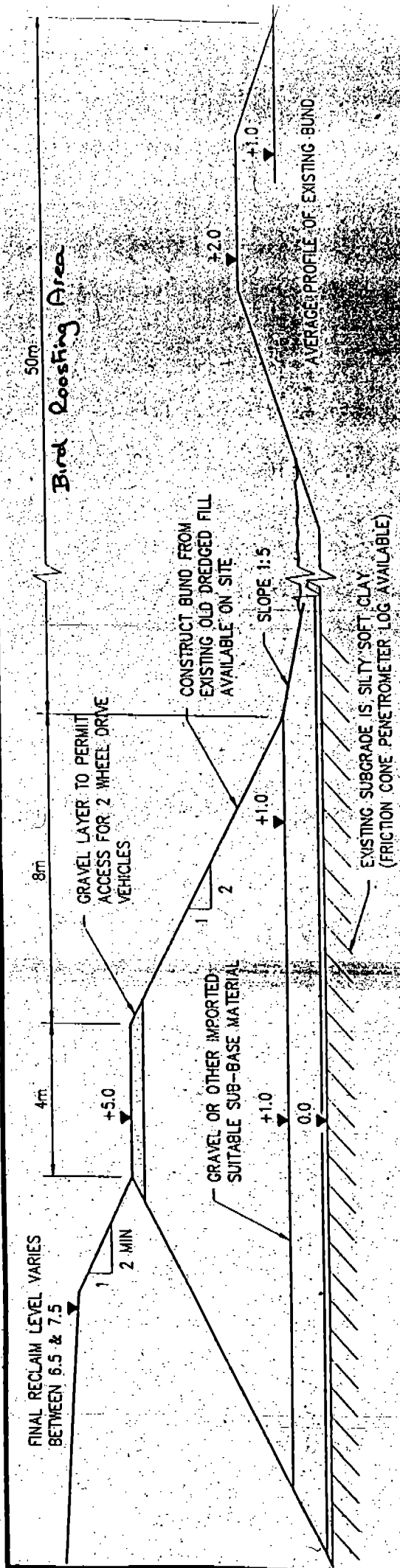
These are commitments contained within the CER but not included in the Summary of Commitments in the report:

1. The strip of reclaimed land adjacent to the Vittoria Bay foreshore would incorporate a level 5 m wide strip suitable for later development as a cycleway and restricted vehicle access way. This would extend from the Preston River entrance along the foreshore to the bay at Mill Point.
2. A 2.5 m high mound would back this accessway, effectively screening the later developed industrial areas from the access way, the foreshore and other areas of Vittoria Bay and the Leschenault Estuary.
3. If necessary, the surface of the completed reclaimed areas would be stabilised with hydromulch or similarly adequate method to stabilise the top layer.
4. Strategic planting of the screening mound would be undertaken.
5. Monitoring of the outflow would be conducted in recognition of the sometimes varying retention requirements and reclamation area operations would vary to suit.
6. Access would be maintained throughout the construction period although it may be inconvenienced on occasions.

The following are the proponent's commitments as summarised in the report:

- C1. The BPA commits to managing the potential for increased turbidity generated at the dredging location and at the locations where washwaters leave the reclamation areas. The washwaters to be discharged into Leschenault Inlet will be managed for adequate retention periods through the use of bunds, weirs and staged areas of operation such that the appropriate water quality requirements as detailed in Reference 6 are met.
- C2. The BPA commits to monitoring project activities with respect to noise and dust generation on site. In the event of complaints being received, the BPA or its agent will investigate and take appropriate action to rectify the problem if the relevant Environmental Protection Authority limits have been exceeded.
- C3. The BPA commits to ensuring that the pipes associated with transport of the dredged spoil to the reclamation areas will be installed to the satisfaction of Westrail and will not disrupt rail traffic or road usage.
- C4. The BPA commits to carrying out monitoring of water turbidity of estuarine waters adjacent to any points of washwater discharge from the reclamation areas and to institute a programme of the reporting of the test results to LIMA and the Environmental Protection Authority.
- C5. The BPA commits to carrying out monitoring and management programmes designed to detect and address foreseeable problems associated with the proposed project.
- C6. The BPA commits to relocate the Port Authority Boundary near the Preston River mouth as indicated in Figure 8, and assist in the development and implementation of a management plan for Waterways Management Reservation.

FIGURE 2.

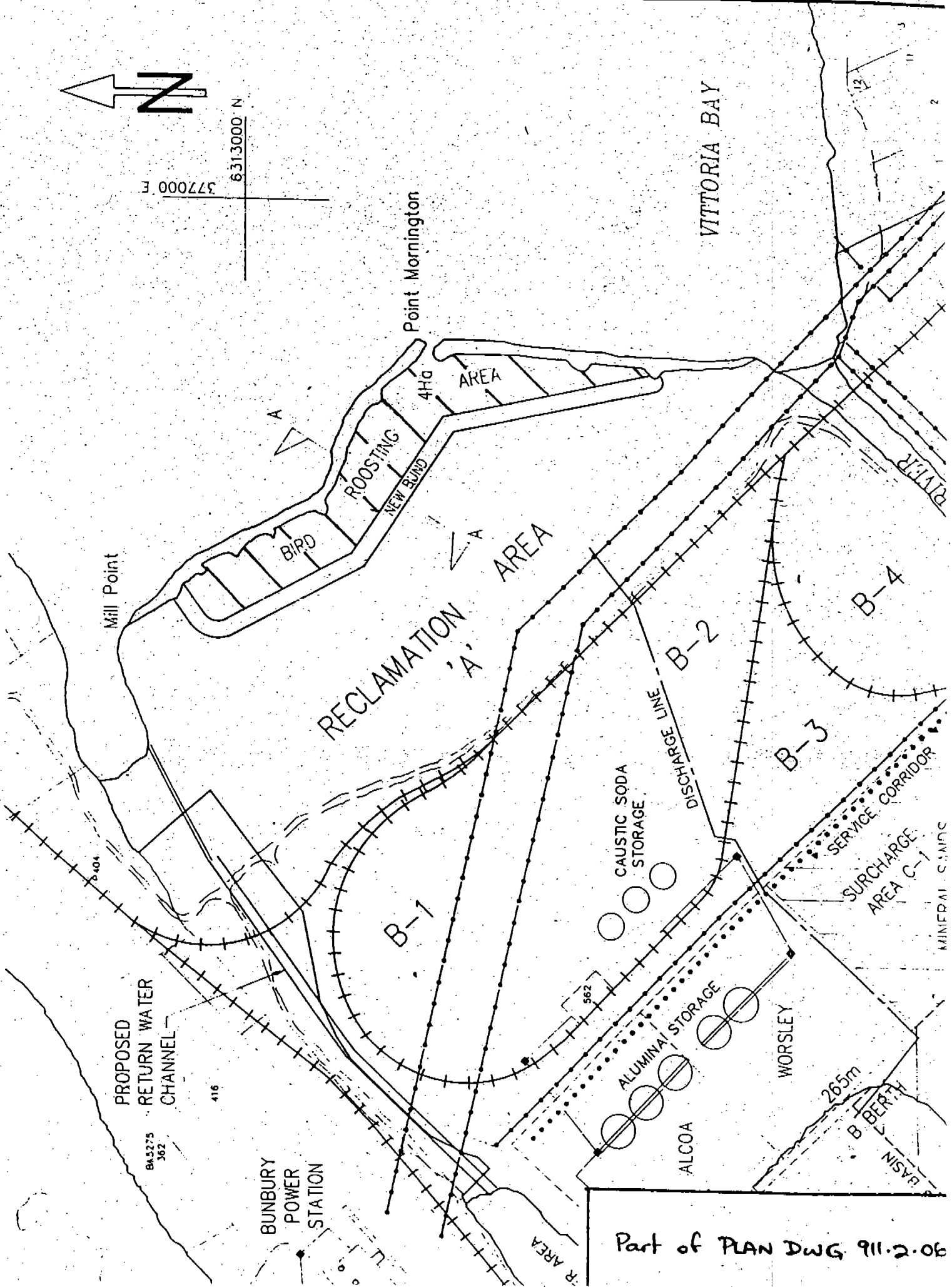


TYPICAL SECTION THROUGH TYPE A BUND

AREAS A-1 & A-2

SCALE 1:100

FIGURE 1



Part of PLAN DWG 911.2.06