



WESTERN AUSTRALIA
MINISTER FOR THE ENVIRONMENT

Ass # 559
Bull # 586
State # 230

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

LANDFILL, LOT 23 FAWCETT ROAD, MUNSTER (559)

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This proposal may be implemented subject to the following conditions:

1. Detailed Implementation

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.

2. Acceptable Fill

2-1 The proponent shall only permit dumping of dry inert fill or other materials approved by the Environmental Protection Authority at Lot 23 Fawcett Road, Munster, to the satisfaction of the Environmental Protection Authority on advice of the City of Cockburn.

2-2 Prior to materials being dumped at Lot 23 Fawcett Road, Munster, the proponent shall obtain independent written documentation certifying that those materials to be dumped contain only dry inert materials or other materials approved by the Environmental Protection Authority.

For the purposes of this condition, "independent" means "not associated with either the proponent or contractors dumping or intending to dump at Lot 23 Fawcett Road, Munster". This documentation shall be available for inspection on request by the Director, Pollution Control Division, Environmental Protection Authority or nominee.

3. Access

3-1 Prior to commencement of filling operations, the proponent shall erect and then subsequently maintain fencing and a lockable gate sufficient to prevent unauthorised access to Lot 23 Fawcett Road, Munster, to the satisfaction of the Minister for the Environment on advice of the Environmental Protection Authority and the City of Cockburn.

3-2 Prior to commencement of filling operations, the proponent shall design, erect and then subsequently maintain a fence along the line shown in the attached Figure 4, to the satisfaction of the Minister for the Environment on advice of the Environmental Protection Authority, the Department of Planning and Urban Development and the City of Cockburn.

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4. Rehabilitation

Within three months of the commencement of filling operations on Lot 23 Fawcett Road, Munster, the proponent shall prepare and then subsequently implement a plan for the rehabilitation of the area between the fence referred to in Condition 5 and Market Garden Swamp No 3, to the satisfaction of the Environmental Protection Authority.

5. Stormwater Runoff

Prior to commencement of filling operations, the proponent shall construct and then subsequently maintain a swale along the western side of the fence shown in Figure 4, capable of containing stormwater flows from adjacent land resulting from a one-in-ten year storm event, to the satisfaction of the Minister for the Environment on advice of the Environmental Protection Authority and the City of Cockburn.

6. Proponent

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.

7. Time Limit on Approval

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

23 MAR 1992

