



Ass # 948

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State # 404

MINISTER FOR THE ENVIRONMENT WESTERN AUSTRALIA

STATEMENT TO AMEND CONDITIONS APPLYING TO A PROPOSAL
(PURSUANT TO THE PROVISIONS OF SECTION 46 OF THE
ENVIRONMENTAL PROTECTION ACT 1986)

PROPOSAL: CHURCH AND SCHOOL, LOT 68 BERTRAM
ROAD, WELLARD, TOWN OF KWINANA
(412 / 773 / 948)

CURRENT PROPONENT: EL SHADDAI KWINANA CHRISTIAN
FELLOWSHIP

CONDITIONS SET ON: 19 JULY 1991

CONDITIONS AMENDED ON: 4 MARCH 1993

The implementation of this proposal is now subject to the following conditions which replace all previous conditions:

1 Implementation

Changes to the proposal which are not substantial may be carried out with the approval of the Minister for the Environment.

- 1-1 Subject to these conditions, the manner of detailed implementation of the proposal, as modified and described in the proponent's letters of 20 January and 29 March 1995, and reported on in Environmental Protection Authority Bulletins 479, 670 and 791, 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.
- 1-2 Where, in the course of the detailed implementation referred to in condition 1-1, the proponent seeks to change the designs, specifications, plans or other technical material submitted to the Environmental Protection Authority 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 Sewage Disposal

- 2-1 Within six months of the Bertram Road sewer line passing the property, the proponent shall connect the school to reticulated sewerage. Until this time, the proponent shall use on-site effluent disposal systems using phosphorus-removing amended soils, to the requirements of the Department of Environmental Protection on advice of the Town of Kwinana and the Health Department of Western Australia.

Further development beyond Stage 1 of the proposal will only be permitted if it is connected to reticulated sewerage.

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- 2-2 Within three months of the connection to reticulated sewerage required by condition 2-1, the proponent shall decommission and remove the on-site effluent disposal systems and rehabilitate the site, to the requirements of the Department of Environmental Protection on advice of the Town of Kwinana.

3 Stormwater Disposal

- 3-1 Prior to use of the facilities, the proponent shall design and construct a stormwater disposal system capable of containing at least a one-in-ten year storm event on-site, to the requirements of the Department of Environmental Protection on advice of the Town of Kwinana.

4 Environmental Management Programme

- 4-1 Prior to construction, the proponent shall prepare an Environmental Management Programme addressing, but not limited to the following:

- 1 nutrient and irrigation management; and
- 2 a lake periphery revegetation programme for the south western portion of Lot 68, Bertram Road, Wellard,

to the requirements of the Minister for the Environment on advice of the Department of Environmental Protection and the Department of Conservation and Land Management.

- 4-2 The proponent shall implement the Environmental Management Programme required by condition 4-1.

5 Proponent

These conditions legally apply to the nominated proponent.

- 5-1 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.

6 Time Limit on Approval

The environmental approval for the proposal is limited.

- 6-1 If the proponent has not substantially commenced the modified project within five years of the date of this statement, then the approval to implement the proposal shall lapse and be void. The Minister for the Environment shall determine any question as to whether the modified 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.

Where the proponent demonstrates to the requirements of the Minister for the Environment on advice of the Department of Environmental Protection that the environmental parameters of the proposal have not changed significantly, then the Minister may grant an extension not exceeding five years.

7 Compliance Auditing

To help determine environmental performance, periodic reports on progress in implementation of the proposal are required.

- 7-1 The proponent shall submit periodic Progress and Compliance Reports, in accordance with an audit programme prepared by the Department of Environmental Protection in consultation with the proponent.

Procedure

- 1 Unless otherwise specified, the Department of Environmental Protection is responsible for assessing compliance with the conditions contained in this statement and for issuing formal clearance of conditions.
- 2 Where compliance with any condition is in dispute, the matter will be determined by the Minister for the Environment.

Hon. Peter Foss, MLC
MINISTER FOR THE ENVIRONMENT

30 JAN 1996