

THIS DOCUMENT

This document has been produced by the Office of the Appeals Convenor as an electronic version of the original Statement for the proposal listed below as signed by the Minister and held by this Office. Whilst every effort is made to ensure its accuracy, no warranty is given as to the accuracy or completeness of this document.

The State of Western Australia and its agents and employees disclaim liability, whether in negligence or otherwise, for any loss or damage resulting from reliance on the accuracy or completeness of this document.

Copyright in this document is reserved to the Crown in right of the State of Western Australia. Reproduction except in accordance with copyright law is prohibited.

Published on: 18 February 2015

Statement No: 995

**STATEMENT TO AMEND CONDITIONS APPLYING TO A DERIVED PROPOSAL
(PURSUANT TO THE PROVISIONS OF SECTION 46(4) OF THE
ENVIRONMENTAL PROTECTION ACT 1986)**

SUBDIVISION OF LOT 21 ALUMINA ROAD, EAST ROCKINGHAM

Derived Proposal: Lot 21 Alumina Road, East Rockingham identified in plan of subdivision titled Subdivision Concept Plan Lot 21 Alumina Road, East Rockingham dated 31 January 2014.

Proponent: Western Australian Land Authority trading as LandCorp

Proponent Address: Level 6
Wesfarmers House
40 The Esplanade
Perth WA 6000

Inquiry into Conditions Assessment Number: 2033

Report of the Environmental Protection Authority's Inquiry into Conditions: 1535

Strategic Proposal Statement Number: 863

By Section 45A Notice No. 2 dated 5 January 2015, the Minister for Environment gave notice that the implementation agreement previously made and referred to in Statement No. 863 dated 26 May 2011 takes effect in relation to this derived proposal. The Minister for Environment also gave notice that conditions 1-1, 1-2, 3-1, 4-1, 4-2, 4-3, 4-4, 4-5, 4-6, 5-1, 5-2, 5-4, 5-5, 5-6 and 6-2 of Statement 863 apply to this derived proposal subject to any change of the conditions made under sections 46 or 46C of the *Environmental Protection Act 1986*.

Pursuant to sections 46 of the *Environmental Protection Act 1986* implementation conditions 1-1, 1-2, 3-1, 4-1, 4-2, 4-3, 4-4, 4-5, 4-6, 5-1, 5-2, 5-4, 5-5, 5-6 and 6-2 of in Statement No. 863 dated 26 May 2011, as applied only to this derived proposal are amended as follows:

1. Change to condition 5-1

Condition 5-1 of Ministerial Statement 863 is deleted and replaced with:

5-1 The proponent shall maintain the fence that it established around the Conservation Area, as delineated in Figure 1 and defined by the spatial coordinates provided in Table 2 of Statement 863, until such time as the Conservation Area is ceded to the Conservation Commission of Western Australia.

2. Change to condition 5-2

Condition 5-2 of Ministerial Statement 863 is deleted and replaced with:

5-2 The proponent shall maintain the Conservation Area, as delineated in Figure 1 and defined by the spatial coordinates provided in Table 2 of Statement 863, free of rubbish until such time as the land is ceded to the Conservation Commission of Western Australia.

3. Change to condition 5-4

Condition 5-4 of Ministerial Statement 863 is deleted and replaced with:

5-4 The proponent shall implement the Initial Conservation Area Management Plan that was approved by the CEO on 23 December 2013, or subsequent revisions as approved by the CEO, until the Conservation Area is ceded to the Conservation Commission of Western Australia.

4. Change to condition 5-5

Condition 5-5 of Ministerial Statement 863 is deleted and replaced with:

5-5 When the completion criteria detailed in the Initial Conservation Area Management Plan referred to in condition 5-4 are met, or within two years of a written request from the Department of Parks and Wildlife, the proponent will arrange to cede the Conservation Area to the Conservation Commission of Western Australia.

5. Change to condition 6-2

Condition 6-2 of Ministerial Statement 863 is deleted and replaced with:

6-2 The proponent shall implement the Water Management Strategy that was approved by the CEO on 23 December 2013, or subsequent revisions as approved by the CEO.

6. Add new condition

- 8-1 The Proponent shall implement the management action specified in sections 3.1, 3.4, 3.5, 4.2, 4.4 and 4.5 of the Construction Environmental Management Plan Version 7 dated 5 November 2013, or the relevant sections of subsequent revisions as approved by the CEO.

7. Add new condition

- 9-1 The Proponent shall implement the management actions specified in the sections 3.1, 3.3, 3.5 and 4.1 of the Environmental Management Plan Version 6 dated 14 October 2013, or the relevant sections of subsequent revisions as approved by the CEO.

[Signed 18 February 2015]

Albert Jacob MLA

MINISTER FOR ENVIRONMENT; HERITAGE

Term or Phrase	Definition
CEO	The Chief Executive Officer of the Department of the Public Service of the State responsible for the administration of section 48 of the <i>Environmental Protection Act 1986</i> , or his delegate.
EPA	Environmental Protection Authority
EP Act	<i>Environmental Protection Act 1986</i>