

Environmental Protection Act 1986

Section 45C

**NOTICE OF DECISION TO CONSENT TO AMEND AN APPROVED PROPOSAL
AND IMPLEMENTATION CONDITIONS WITHOUT INQUIRY**

PERSON TO WHOM THIS NOTICE IS GIVEN

Chief Executive Officer, Department of Primary Industries and Regional Development

PROPOSAL TO WHICH THIS NOTICE RELATES

State Barrier Fence Esperance Extension

MINISTERIAL STATEMENT and ANY APPROVED CHANGES

Ministerial Statement 1095, issued 15 April 2019

DECISION

Pursuant to s. 45C (1) (c) of the *Environmental Protection Act 1986* (EP Act), the Deputy Chair acting as delegate for the Minister for Environment gives approval to the following amendments of the approved proposal:

- changes to the authorised extent of the development envelope within which clearing and disturbance can occur
- changes to the authorised extent of existing firebreaks and previously uncleared areas within which ongoing chaining can occur
- change to conditions related to terrestrial fauna (western ground parrot (*Pezoporus flaviventris*)).

The Attachment 1 to Ministerial Statement 1095 is attached.

SUMMARY OF REASONS

- The proposed amendment will reduce the approved development envelope and decrease the authorised extent of existing firebreaks within which ongoing chaining can occur. There will be a small increase in the authorised extent of previously uncleared areas within which ongoing chaining can occur.
- The areas of change to the development envelope have been surveyed and no threatened ecological communities or rare flora were identified. There will be no change to the total extent of native vegetation that can be cleared or disturbed.
- The proposed change to conditions is in relation to the requirement to include measures to increase the visibility of the fence for the parrot. The changes do

not reduce the time for which management of introduced predators must be undertaken following completion of construction.

- There are no new environmental factors likely to be significantly affected as a result of the amendments.
- The effects of the amendments on their own, the effect of the amendments in the context of the existing referred proposal, cumulative impacts, and holistic impacts have been considered.
- The amended proposal will be substantially the same character as the existing referred proposal.
- The proposed amendment to the proposal and conditions is not likely to have a significant effect, on their own or in the context of the existing approved proposal, on the environment.

EFFECT OF THIS NOTICE:

1. The proposal as amended in accordance with this notice is taken to be able to be implemented under s. 45 of the EP Act.

RIGHTS OF APPEAL:

There are no rights of appeal under the EP Act in respect of this decision.



Ms Lee McIntosh
Delegate of the Environmental Protection Authority
DEPUTY CHAIR

18 September 2024

Attachment 1 – Attachment 1 to Ministerial Statement 1095