

Contemporising Ministerial Statement 1036 as amended by Ministerial Statement 1116

Ministerial Condition	Environmental Factor	Proposed Change	Assessment and Evaluation of proposed changes
Ministerial Statement 1036			
Condition 1 and Schedule 1 (as amended by Attachment 2) – Proposal Implementation	N/A	Delete condition and replace with contemporary style condition.	Recommended introduction, Condition A1 and Proposal Content Document (PCD). EPA recommends Condition 1 is replaced with a new condition setting a defined maximum extent of proposal elements which reflects the PCD and will ensure the implementation of the proposal is consistent with the EPA's objectives. This condition reflects contemporary condition setting approach recommended by the EPA.
Condition 2 – Contact Details	N/A	Delete condition and replace with contemporary style condition.	Recommended Condition D3. The requirements of this condition are still relevant and will be retained consistent with contemporary condition setting approach recommended by the EPA.
Condition 3 – Time Limit of Proposal Implementation	N/A	Delete condition.	This condition is no longer required. The proposal has been substantially commenced.
Condition 4 – Compliance Reporting	N/A	Delete condition and replace with contemporary style condition.	Recommended Condition D1 and D2. The requirements of this condition are still relevant and will be retained consistent with contemporary condition setting approach recommended by the EPA.
Condition 5 - Public Availability of Plans and Reports	N/A	Delete condition and replace with contemporary style condition.	Recommended Condition D4. The requirements of this condition are still relevant and will be retained consistent with contemporary condition setting approach recommended by the EPA.

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Condition 6 - Infrastructure Plan (Terrestrial Fauna, Hydrological Processes, Inland Waters Environmental Quality, Amenity (Noise))	N/A	Delete condition and replace with contemporary style conditions.	Recommended Conditions B1, B2, B3 and B4. The requirement to implement the proposal to achieve environmental objectives is still relevant. The intent of the objectives will be retained in the contemporary condition setting approach recommended by the EPA.
Condition 7 - Condition Environmental Management Plans (management based)	N/A	Delete condition and replace with contemporary style condition.	Recommended Conditions B1, B2, B4 and C2. The Condition Environmental Management Plans required by Condition 7 of Statement 1036 include provisions for flora and vegetation, terrestrial fauna and social surroundings. The intent of this condition is still relevant and will be retained with the contemporary outcome-based condition and compliance and monitoring condition setting approach recommended by the EPA.
Condition 8 - Condition Environmental Management Plans (outcome based)	N/A	Delete condition and replace with contemporary style condition.	Recommended Conditions B3 and C2. The Condition Environmental Management Plans required by Condition 8 of Statement 1036 include provisions for inland waters. The intent of this condition is still relevant and will be retained with the contemporary outcome-based condition and compliance and monitoring condition setting approach recommended by the EPA.
Condition 9 - Flora and Vegetation – Construction – Condition Environmental Management Plan	Flora and Vegetation	Delete condition and replace with contemporary style condition.	Recommended Condition B1. The Flora and Vegetation – Construction – Condition Environmental Management Plan includes provisions to achieve flora and vegetation objectives, including minimising impacts from dust, weeds and <i>Phytophthora cinnamomi</i> . The condition also includes prescriptions for laydown and stockpile buffers to protect priority flora species. The intent of this condition is still relevant and will be retained through the contemporary

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			outcome-based condition and prescriptive condition setting approach recommended by the EPA.
Condition 10 - Flora and Vegetation – Indirect Impacts and Threatened Flora and Communities – Condition Environmental Management Plan	Flora and Vegetation	N/A	This condition was superseded by Ministerial Statement 1116.
Condition 11 - Flora and Vegetation – Progressive Rehabilitation Condition Environmental Management Plan	Flora and Vegetation	Delete condition and replace with contemporary style condition.	Recommended Condition B1-3. The Flora and Vegetation – Progressive Rehabilitation Condition Environmental Management Plan includes provisions to achieve flora and vegetation objectives by undertaking rehabilitation. The intent of this condition is still relevant and will be retained through the contemporary outcome-based condition and prescriptive condition setting approach recommended by the EPA.
Condition 12 - Fauna – Construction – Condition Environmental Management Plan	Terrestrial Fauna	Delete condition and replace with contemporary style condition.	Recommended Condition B2. The Fauna – Construction – Condition Environmental Management Plan includes provisions to achieve the terrestrial fauna objective and minimise impacts to conservation significant fauna during construction and operation of the proposal. The intent of this condition is still relevant and will be retained through the contemporary outcome-based condition and prescriptive condition setting approach recommended by the EPA.
Condition 13 - Inland Waters Environmental Quality – Hydrological Processes –	Inland Waters	Delete condition and replace with	Recommended Condition B3 and C2. The Inland Waters Environmental Quality – Hydrological Processes – Condition Environmental Management Plan

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Ministerial Condition	Environmental Factor	Proposed Change	Assessment and Evaluation of proposed changes
Condition Environmental Management Plan		contemporary style condition.	includes provisions to achieve inland waters outcomes including no unacceptable decline in the water quality of the Gngangara Underground Water Pollution Control Area and Ellen Brook. The intent of this condition is still relevant and will be retained through the contemporary outcome-based condition and prescriptive condition setting approach recommended by the EPA.
Condition 14 - Flora and Vegetation – Inland Waters Environmental Quality – Hydrological Processes – Condition Environmental Management Plan	N/A	N/A	This condition was superseded by Ministerial Statement 1116.
Condition 15 - Amenity (Noise) – Condition Environmental Management Plan	Social Surroundings	Delete condition and replace with contemporary style condition.	Recommended Condition B4. The Amenity (Noise) – Condition Environmental Management Plan includes provisions to achieve Amenity (Noise) objectives and minimise noise impacts to sensitive receptors. The intent of this condition is still relevant and will be retained through the prescriptive condition setting approach recommended by the EPA.
Condition 16 - Residual Impacts and Risk Management Measures	N/A	N/A	This condition was superseded by Ministerial Statement 1116.
Ministerial Statement 1116			
Condition 10 - Flora and Vegetation – Indirect Impacts and Threatened Flora and Communities – Condition	Flora and Vegetation	Delete condition and replace with contemporary style condition.	Recommended Condition B1. The Flora and Vegetation – Indirect Impacts and Threatened Flora and Communities – Condition Environmental Management Plan includes provisions to achieve flora and vegetation

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Environmental Management Plan			objectives and minimise indirect impacts to conservation significant flora. The intent of this condition is still relevant and will be retained through the contemporary outcome-based condition and prescriptive condition setting approach recommended by the EPA.
Condition 14 - Flora and Vegetation – Inland Waters – Condition Environmental Management Plan	Inland Waters	Delete condition and replace with contemporary style condition.	Recommended Condition B3. The Flora and Vegetation – Inland Waters – Condition Environmental Management Plan includes provisions to achieve inland waters outcomes to prevent indirect impacts to <i>Darwinia foetida</i> , <i>Communities of Tumulus Springs</i> and Conservation Category Wetlands. The intent of this condition is still relevant and will be retained through the contemporary outcome-based condition and prescriptive condition setting approach recommended by the EPA.
Condition 16 - Residual Impacts and Risk Management Measures	Flora and Vegetation, Inland Waters and Terrestrial Fauna	Delete condition and replace with contemporary style condition.	Recommended Conditions B5 and C3. The Offset Strategy and Management Plans required by Condition 16 include provisions to achieve the objective of counterbalancing the significant residual impacts to conservation significant flora and fauna, vegetation complexes, threatened ecological communities, Bush Forever areas, conservation estate areas (Class A Nature Reserves) and conservation category wetlands. The objective of this condition is still relevant, and the intent will be retained through the contemporary outcome and offset condition setting approach recommended by the EPA.