

**Public record pursuant to s39(1) of the *Environmental Protection Act 1986***

**Proposal Title:** Sand and Clay Extraction Great Northern Hwy, Bullsbrook

**Proposal Location:** City of Swan

**Case Number:** CMS17634

**Date referral received:** 18-06-2019 **Date more information received:** 09-08-2019

**Referrer:** Brikmakers (BGC Australia Pty Ltd) **Proponent:** Brikmakers (BGC Australia Pty Ltd)

**Potential significant effects:**

There are potential impact on: Flora and Vegetation from the clearing of 7 ha of native vegetation; Terrestrial Fauna from the clearing of habitat; Inland Waters due to a minor non-perennial watercourse; and Social Surroundings from construction and operation.

**Public comment on referral information:**

Do not assess:	0
Assess: a) Referral information	0
b) Environmental review - no public review	1
c) Public environmental review	3
<i>Total submissions:</i>	4

**Decision:** s. 39A – Not Assess

Referral examined, preliminary investigations and inquiries conducted. Proposal not to be assessed under Part IV of the EP Act – No advice given.

**Explanation of decision:**

The EPA considers that the likely environmental effects of the proposal are not so significant as to warrant formal assessment because the majority of the development envelope is previously cleared; sand and clay extraction will be above groundwater and there will be a buffer to water courses; and impacts on amenity can meet appropriate standards such as compliance with the *Environmental Protection (Noise) Regulations 1997*.

It is noted that other statutory processes relevant to this proposal include Part V Division 2 (Clearing) of the *Environmental Protection Act 1986*, permit under section 17 of the *Rights in Water and Irrigation Act 1914* and Local Government Development Approval under the *Planning and Development Act 2005*.

**Appeals:** This decision is appealable. Appeals close 16-09-2019. Appeals are administered by the Office of the Appeals Convenor.



**Dr Tom Hatton**  
CHAIRMAN  
Delegate of the Environmental Protection Authority

**Date:** 28 August 2019