

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

**Proposal Title:** New Morning Nickel Project

**Proposal Location:** Shire of Kondinin, approximately 80 kilometres east of Hyden.

**Case Number:** CMS18052

**Date referral received:** 06-08-2021

**Date more information received:** 17-09-2021

**Referrer:** Western Areas Limited

**Proponent:** Western Areas Limited

**Potential significant effects:**

There are potential impacts on: Flora and Vegetation from the clearing of 29 ha of native vegetation, and Terrestrial Fauna from the clearing of potential habitat.

**Public comment on referral information:**

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

**Decision:** s. 39A – Not Assess

Referral Examined, preliminary investigations and inquiries conducted. Proposal not to be assessed under Part IV of the EP Act

**Explanation of decision:**

The EPA considers that the likely environmental effects of the proposal are not so significant as to warrant formal assessment for the following reasons: no Threatened or Priority ecological communities or Environmentally Sensitive Areas will be impacted; no Threatened flora will be cleared; the remote location of the proposal; and the proposal is of a relatively short duration with an estimated mine life of 3 to 4 years. The proponent has modified the proposal to an underground operation, significantly reducing the amount of clearing required.

The EPA notes there are other statutory processes relevant to this proposal including the clearing of native vegetation and potential impacts to terrestrial fauna in accordance with a permit required under Part V Division 2 (Clearing) of the *Environmental Protection Act 1986*.

**Appeals:** Decision appealable. Appeals close on 11 October 2021. Appeals are administered by the Office of the Appeals Convenor.



**Professor Matthew Tonts**

CHAIR

Delegate of the Environmental Protection Authority

**Date:** 22 September 2021