



WESTERN AUSTRALIA

MINISTER FOR THE ENVIRONMENT

Ass # 877

Bull # 760

State # 374

**STATEMENT THAT A PROPOSAL MAY BE IMPLEMENTED
(PURSUANT TO THE PROVISIONS OF THE
ENVIRONMENTAL PROTECTION ACT 1986)**

PILBARA TO GOLDFIELDS GAS PIPELINE (877)

**WESMINCO OIL PTY LTD, NORMANDY PIPELINES PTY LTD,
BHP MINERALS PTY LTD & WESTERN MINING CORPORATION LIMITED**

This proposal may be implemented subject to the following conditions:

1 Proponent Commitments

The proponent has made a number of environmental management commitments in order to protect the environment.

- 1-1 In implementing the proposal, the proponent shall fulfil the relevant environmental management commitments made in the Public Environmental Review and ancillary documentation and the commitments in the schedule which will be audited (included in Environmental Protection Authority Bulletin 760 as Appendix 4); provided that the commitments are not inconsistent with the conditions or procedures in this statement.

A schedule of environmental management commitments (October 1994) which will be audited by the Department of Environmental Protection is attached.

2 Implementation

Changes to the proposal which are not substantial may be carried out with the approval of the Minister for the Environment.

- 2-1 Subject to these conditions, the manner of detailed implementation of the proposal shall conform in substance with that set out in any designs, specifications, plans or other technical material submitted by the proponent to the Environmental Protection Authority with the proposal. Where, in the course of that detailed implementation, the proponent seeks to change those designs, specifications, plans or other technical material in any way that the Minister for the Environment determines, on the advice of the Environmental Protection Authority, is not substantial, those changes may be effected.

3 Wanjarri Nature Reserve

Wanjarri Nature Reserve is an important conservation reserve in the northern Goldfields.

- 3-1 If the pipeline route through Wanjarri Nature Reserve is chosen, the proponent shall manage the project to protect the conservation values and integrity of the Reserve.

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- 3-2 If the pipeline route through Wanjarri Nature Reserve is chosen, prior to construction of the pipeline in the easement through Wanjarri, the proponent shall prepare a plan, in consultation with the Department of Conservation and Land Management, to achieve the objectives of condition 3-1.

This plan shall provide detailed information on:

- 1 the final location of the pipeline easement within the corridor;
 - 2 rehabilitation techniques;
 - 3 environmental management procedures; and
 - 4 strategies to implement the proponent's commitments to preserve the biodiversity and to protect the conservation values and integrity of the Reserve (within 12 months following commissioning of the pipeline).
- 3-3 The proponent shall implement the measures in the plan required by condition 3-2, during all phases of the proposal, to the requirements of the Environmental Protection Authority on advice of the Department of Conservation and Land Management.

4 Proponent

These conditions legally apply to the nominated proponent.

- 4-1 No transfer of ownership, control or management of the project which would give rise to a need for the replacement of the proponent shall take place until the Minister for the Environment has advised the proponent that approval has been given for the nomination of a replacement proponent. Any request for the exercise of that power of the Minister shall be accompanied by a copy of this statement endorsed with an undertaking by the proposed replacement proponent to carry out the project in accordance with the conditions and procedures set out in the statement.

5 Time Limit on Approval

The environmental approval for the proposal is limited.

- 5-1 If the proponent has not substantially commenced the project within five years of the date of this statement, then the approval to implement the proposal as granted in this statement shall lapse and be void. The Minister for the Environment shall determine any question as to whether the project has been substantially commenced.

Any application to extend the period of five years referred to in this condition shall be made before the expiration of that period, to the Minister for the Environment by way of a request for a change in the condition under Section 46 of the Environmental Protection Act. (On expiration of the five year period, further consideration of the proposal can only occur following a new referral to the Environmental Protection Authority.)

6 Compliance Auditing

To ensure that these environmental conditions and commitments are met, an audit system is required.

- 6-1 The proponent, in consultation with the Department of Environmental Protection, shall prepare an Audit Programme, which includes requirements for the preparation of periodic Compliance Reports.
- 6-2 The proponent shall subsequently implement the Audit Programme required by condition 6-1.

Procedure

- 1 The Department of Environmental Protection is responsible for verifying compliance with the conditions contained in this statement, with the exception of conditions stating that the proponent shall meet the requirements of either the Minister for the Environment or any other public authority.
- 2 If the Department of Environmental Protection, other public authority or proponent is in dispute concerning compliance with the conditions contained in this statement, that dispute will be determined by the Minister for the Environment.
- 3 For the purpose of ensuring that the details of environmental management for the entire pipeline project are acceptable, the proponent shall ensure that the Environmental Management Programme, required for the Goldfields Gas Pipeline Agreement Act 1994, also conjointly meets the technical requirements of the Environmental Protection Authority.

Kevin Minson MLA
MINISTER FOR THE ENVIRONMENT

24 NOV 1994

Schedule of Environmental Management Commitments

(October 1994)

PILBARA TO GOLDFIELDS GAS PIPELINE (877)

WESMINCO OIL PTY LTD, NORMANDY PIPELINES PTY LTD,
BHP MINERALS PTY LTD & WESTERN MINING CORPORATION LIMITED

The following commitments are made to ensure that the proposal proceeds in an environmentally acceptable manner:

Main Pipeline

Wesminco Oil Pty Ltd, Normandy Pipelines Pty Ltd and BHP Minerals Pty Ltd make the following commitments for the main pipeline:

- 1 The proponent will prepare and submit an Environmental Management Programme pursuant to the Goldfields Gas Pipeline Agreement Act, 1994, which will include issues specified by the Minister for the Environment's Conditions, within six months of approval of the pipeline route.
- 2 The proponent will assist in funding a management plan for Wanjarri Nature Reserve, in consultation with the NP & NCA and the Department of Conservation and Land Management, if the final route alignment passes through Wanjarri.
- 3 The proponent will fulfil all management strategies and commitments described in the PER in accordance with applicable State legislation to standards and procedures as agreed with the State.
- 4 In addition to rehabilitating the pipeline easement, the proponent will provide the ecological replacement of land of a similar area to that impacted by the pipeline easement within Wanjarri Nature Reserve (for example, by rehabilitation of an equivalent area of degraded land within the Reserve or by facilitating an addition of land to the Reserve), in consultation with and in a manner satisfactory to the Department of Conservation and Land Management.
- 5 The proponent will develop a plan of recommended conservation strategies, in consultation with the Department of Conservation and Land Management, which are intended to enhance the conservation status of Wanjarri Nature Reserve, within one year of the commissioning of the pipeline.

Lateral Pipelines

BHP Minerals Pty Ltd (Newman lateral pipeline), **Western Mining Corporation Limited** (Leinster, Mt Keith, Kalgoorlie Nickel Smelter and Kambalda lateral pipelines), and **Normandy Pipelines Pty Ltd** (Kalgoorlie lateral pipeline) make the following commitment for the lateral pipelines:

- 6 The design, construction, environmental management, rehabilitation and operational standards and procedures to be applied to the laterals will be the same as for the main pipeline.