



Statement No.
000641

MINISTER FOR THE ENVIRONMENT

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

FOREST MANAGEMENT PLAN (2004-2013)

Proposal: A Forest Management Plan to apply to the Swan, South West and Warren Regions of the Department of Conservation and Land Management from 2004 to 2013 inclusive.

Proponent: Conservation Commission of Western Australia

Proponent Address: Corner of Hackett Drive and Australia II Drive, CRAWLEY WA 6008

Assessment Number: 1407

Report of the Environmental Protection Authority: Bulletin 1113

The proposal referred to above may be implemented subject to the following conditions and procedures:

1 Proponent Nomination and Contact Details

1-1 The proponent for the time being nominated by the Minister for the Environment under Section 38(6) or (7) of the *Environmental Protection Act 1986* is responsible for the implementation of the proposal until such time as the Minister for the Environment has exercised the Minister's power under Section 38(7) of the Act to revoke the nomination of that proponent and nominate another person as the proponent for the proposal.

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- 1-2 If the proponent wishes to relinquish the nomination, the proponent shall apply for the transfer of proponent and provide a letter with a copy of this Statement endorsed by the proposed replacement proponent that the proposal will be carried out in accordance with this Statement. Contact details and appropriate documentation on the capability of the proposed replacement proponent to carry out the proposal shall also be provided.
- 1-3 The nominated proponent shall notify the Department of Environmental Protection of any change of contact name and address within 60 days of such change.

2 Compliance Audit and Performance Review

- 2-1 The proponent shall prepare an audit program and submit compliance reports to the Department of Environmental Protection which address:
 - 1 the status of implementation of the proposal as defined in the Forest Management Plan (2004-2013);
 - 2 evidence of compliance with the conditions;

Note: Under Sections 48(1) and 47(2) of the *Environmental Protection Act 1986*, the Chief Executive Officer of the Department of Environmental Protection is empowered to audit the compliance of the proponent with the Statement and should directly receive the compliance documentation, including environmental management plans, related to the conditions and procedures contained in this Statement.

- 2-2 The proponent shall submit the mid-term audit of performance report and the end-of-term audit of performance report to the Environmental Protection Authority by 31 December 2008 and 31 December 2012, respectively.
- 2-3 The Environmental Protection Authority will review each audit of performance report referred to in condition 2-2 and provide advice to the Minister for the Environment in a public report on compliance with the conditions in this Statement.

3 Amendments to the Proposed Forest Management Plan

- 3-1 The proponent shall amend the Proposed Forest Management Plan (2004-2013) prior to it being transmitted to the Minister for the Environment under the *Conservation and Land Management Act 1984* in line with the following:
 1. The incorporation of specific timeframes for the completion of the key subsidiary management guideline documents, with particular focus on the early completion of the documents highlighted by the Environmental Protection Authority in the recommended conditions in Bulletin 1113;

2. The addition of a requirement for an expert panel review to be undertaken in the second half of the term of the Plan to review silvicultural practices and their impacts on biodiversity;
3. The inclusion of the provision for a greater concentration of fauna habitat zones in the Greater Kingston Area subject to the total area of indicative fauna habitat zones outside informal reserves remaining between 50,000 and 55,000 hectares. The Proposed Forest Management Plan shall be amended to allow the minimum, average and maximum separation distances between fauna habitat zones and between fauna habitat zones and the nearest formal reserve to vary to the extent required to comply with this condition;
4. The performance target for Key Performance Indicator 1 be modified to require the Conservation Commission and the Department of Conservation and Land Management to complete all actions for which they are responsible for 100 per cent of the individual areas proposed to have their land category formally changed within 10 years of the approval of the plan;
5. The adoption of the Environmental Protection Authority's recommendation in relation to the inclusion of specific species sampling approaches in addition to FORESTCHECK in Action 8.2;
6. The addition of a requirement for the immediate implementation of indicative fauna habitat zones;
7. The addition of a requirement to improve the public transparency, and to undertake a further review, of areas of old-growth forest which have been re-classified, in accordance with the approach proposed by the Department of Conservation and Land Management, as outlined in the appeal decision of the Minister for the Environment, dated 25 November 2003.
8. The incorporation of requirements for the Forest Products Commission to provide publicly available reports on the compliance of forestry operations with the provisions of the Forest Management Plan and subsidiary management guideline documents, on a regular basis;
9. The expansion of Action 34.2 to include the development and implementation of a programme for the improved public availability of information relating to the sustained yield statistics and models as recommended by the Environmental Protection Authority;
10. Modification to the performance targets in Key Performance Indicator 5 to remove the potential for consistent overcutting in the first five years of the Plan; and
11. The incorporation of the Environmental Protection Authority's recommendations in relation to the provision of indicative timeframes for each action or sub-action listed in the Plan, and the inclusion of an end of term audit report in the penultimate year of the Plan in Action 31.3.

Procedures

- 1 The Department of Conservation and Land Management and the Forest Products Commission will undertake management and operations on land subject to the Forest Management Plan (2004-2013) in accordance with the Plan, the *Conservation and Land Management Act 1984*, and the *Forest Products Act 2000*, as appropriate.

Notes

- 1 The Minister for the Environment will determine any dispute between the proponent and the Environmental Protection Authority or the Department of Environmental Protection over the fulfilment of the requirements of this statement.

Judy Edwards

Dr Judy Edwards MLA
MINISTER FOR THE ENVIRONMENT

- 4 DEC 2003