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Published on: 4 May 2026

Statement No. 1272

**STATEMENT THAT A SIGNIFICANT AMENDMENT TO AN APPROVED
PROPOSAL MAY BE IMPLEMENTED
(*Environmental Protection Act 1986*)**

GERALDTON PORT MAXIMISATION PROJECT (SIGNIFICANT AMENDMENT)

Proposal: The proposal is a significant amendment to the existing 'Geraldton Port Enhancement Project and Preparatory Works for the Town Beach Foreshore Redevelopment' approved proposal to upgrade the marine infrastructure at the Port of Geraldton. The proposal includes dredging, land reclamation using dredge spoil, piling, and installation of a breakwater extending north from the existing port footprint.

Proponent: Mid West Ports Authority
Australian Business Number 73 384 989 178

Proponent address: 298 Marine Terrace
Geraldton WA 6530

Assessment number: 2488

Report of the Environmental Protection Authority: 1792

Introduction: The proposal is a significant amendment to the existing 'Geraldton Port Enhancement Project and Preparatory Works for the Town Beach Foreshore Redevelopment' approved proposal which was agreed to be implemented under Ministerial Statement 600.

Pursuant to section 45 of the *Environmental Protection Act 1986*, it is now agreed that:

1. the significant amendment proposal described and documented in the proponent's Proposal Content Document (August 2025), may be implemented;
2. Ministerial Statement 600 for the existing 'Geraldton Port Enhancement Project and Preparatory Works for the Town Beach Foreshore Redevelopment' approved proposal is superseded under section 40AA(6)(b) of the *Environmental Protection Act 1986*; and

3. the implementation of the significantly amended proposal (being the existing approved proposal as amended by the significant amendment proposal) is subject to the following implementation conditions and procedures.

Conditions and procedures

Part A: Proposal extent

Part B: Environmental outcomes, prescriptions and objectives

Part C: Environmental management plans and monitoring

Part D: Compliance and other conditions

PART A: PROPOSAL EXTENT

A1 Limitations and Extent of Proposal

A1-1 The proponent must ensure that the proposal is implemented in such a manner that the following limitations or maximum extents are not exceeded:

Proposal element	Location	Maximum extent
Physical elements		
Significant amendment area	Figure 1	No more than 75 ha within the development envelope .
Disturbance footprint	Figure 2	No more than 38 ha within the significant amendment area .
Construction elements		
Dredging activities	Within the disturbance footprint shown in Figure 2	No more than 258,000 m³ .

PART B – ENVIRONMENTAL OUTCOMES, PRESCRIPTIONS AND OBJECTIVES

B1 Benthic communities and habitats

B1-1 During construction of the **port maximisation project** the proponent must ensure implementation of the proposal achieves the following environmental outcomes:

- (1) no **irreversible loss** of **benthic communities and habitats** outside of the **Zone of High Impact**; and
- (2) no **detectable** change from the baseline state of **benthic communities and habitats** outside of the **Zone of Moderate Impact**.

B1-2 During construction of the **port maximisation project** the proponent must implement the Dredging Environmental Monitoring and Management Plan (July 2025) (environmental management plan), with the purpose of ensuring the **benthic communities and habitats** environmental outcomes in condition B1-1 are achieved, monitored and substantiated.

B1-3 In order to avoid the peak seagrass growth and reproductive period, the proponent shall not conduct capital dredging during the period 1 December to 28 February (inclusive), unless otherwise agreed in writing by the **CEO**.

B2 Marine environmental quality

B2-1 The proponent must ensure the implementation of the proposal achieves the following environmental outcomes:

- (1) no **adverse impacts** on the **marine environmental values** of Ecosystem Health, Fishing and Aquaculture, Industrial Water Supply, Recreation and Aesthetics, Cultural and Spiritual; and
- (2) the level of ecological protection inside of the **Low Ecological Protection Area**, as shown in Figure 4, is consistent with the corresponding level of ecological protection described in Appendix 1, Table 1 of the **Marine Water Quality Technical Guidance**, including the method used to derive **Environmental Quality Guidelines**.

B2-2 During construction of the **port maximisation project** the proponent must implement the Dredging Environmental Monitoring and Management Plan (July 2025) (environmental management plan) with the purpose of ensuring the marine environmental quality environmental outcomes in condition B2-1 are achieved, monitored and substantiated.

B2-3 The proponent must ensure that **terrestrially derived re-use material**, used for land reclamation, does not exceed the **soil acceptance criteria**.

B3 Marine fauna

B3-1 The proponent must construct the **port maximisation project** to meet the following environmental objectives:

- (1) avoid, and where unavoidable, minimise the risk of physical injury or mortality to **significant marine fauna** from vessel strike, underwater noise, entrapment, entanglement or entrainment; and
- (2) minimise disruption to haul-out behaviour of Australian sea lion (*Neophoca cinerea*).

B3-2 During construction of the **port maximisation project** the proponent must implement the Marine Fauna Management Plan (August 2025) (environmental management plan), with the purpose of ensuring the marine fauna environmental objectives in condition B3-1 are achieved.

B3-3 The proponent must ensure the implementation of the proposal achieves the following environmental outcome:

- (1) continued availability of Australian sea lion (*Neophoca cinerea*) haul out sites within or adjacent to the **development envelope** during construction activities.

B3-4 The proponent must ensure:

- (1) marine fauna observations are undertaken during piling, dredging and rock breaking activities; and
- (2) marine fauna observation logs are submitted to the Department of Biodiversity, Conservation and Attractions within one (1) week of being recorded.

B4 Coastal processes

B4-1 The proponent must implement the proposal to meet the following environmental objective:

- (1) minimise changes in sediment accumulation and deficit within the **coastal processes management zone** that is attributable to the proposal.

B4-2 The proponent must implement the Port of Geraldton Coastal Processes Management Plan (July 2025) (environmental management plan) with the purpose of ensuring the coastal processes environmental objective in condition B4-1 is achieved.

B4-3 The proponent must review and revise the Port of Geraldton Coastal Processes Management Plan required by condition B4-2 within three (3) years of

commencement of operation, to the satisfaction of the Department of Transport and Major Infrastructure, and be informed by historical and contemporary data.

PART C – ENVIRONMENTAL MANAGEMENT PLANS AND MONITORING

C1 Environmental Management Plans: Conditions Relating to Approval, Implementation, Review and Publication

C1-1 Upon being required to implement an environmental management plan under Part B, the proponent must:

- (1) implement the most recent version of the **confirmed** environmental management plan; and
- (2) continue to implement the **confirmed** environmental management plan referred to in condition C1-1(1), other than for any period which the **CEO** confirms by notice in writing that it has been demonstrated that the relevant requirements for the environmental management plan have been met, or are able to be met under another statutory decision-making process, in which case the implementation of the environmental management plan is no longer required for that period.

C1-2 The proponent:

- (1) may review and revise a **confirmed** environmental management plan provided it meets the relevant requirements of that environmental management plan, including any consultation that may be required when preparing the environmental management plan;
- (2) must review and revise a **confirmed** environmental management plan and ensure it meets the relevant requirements of that environmental management plan, including any consultation that may be required when preparing the environmental management plan, as and when directed by the **CEO**; and
- (3) must revise and submit to the **CEO** the **confirmed** Environmental Management Plan if there is a material risk that the outcomes or objectives it is required to achieve will not be complied with, including but not limited to as a result of a change to the proposal.

C1-3 Despite condition C1-1, but subject to conditions C1-4 and C1-5, the proponent may implement minor revisions to an environmental management plan if the revisions will not result in new or increased **adverse impacts** to the environment or result in a risk to the achievement of the limits, outcomes or objectives which the environmental management plan is required to achieve.

C1-4 If the proponent is to implement minor revisions to an environmental management plan under condition C1-3, the proponent must provide the **CEO** with the following at least twenty (20) business days before it implements the revisions:

- (1) the revised environmental management plan clearly showing the minor revisions;
- (2) an explanation of and justification for the minor revisions; and
- (3) an explanation of why the minor revisions will not result in new or increased **adverse impacts** to the environment or result in a risk to the achievement of the limits, outcomes or objectives which the environmental management plan is required to achieve.

C1-5 The proponent must cease to implement any revisions which the **CEO** notifies the proponent (at any time) in writing may not be implemented.

C1-6 **Confirmed** environmental management plans, and any revised environmental management plans under condition C1-4(1), must be published on the proponent's website and provided to the **CEO** in electronic form suitable for on-line publication by the Department of Water and Environmental Regulation within twenty (20) business days of being implemented, or being required to be implemented (whichever is earlier).

C2 Conditions Related to Monitoring

C2-1 The proponent must undertake monitoring capable of:

- (1) substantiating whether the proposal limitations and extents in Part A are exceeded; and
- (2) detecting and substantiating whether the environmental outcomes identified in B2-1 are achieved **post-construction** of the **port maximisation project**.

C2-2 The proponent must submit as part of the Compliance Assessment Report required by condition D2, a compliance monitoring report that:

- (1) outlines the monitoring that was undertaken during the implementation of the proposal;
- (2) identifies why the monitoring was capable of substantiating whether the proposal limitation and extents in Part A are exceeded;
- (3) for any environmental outcomes to which condition C2-1(2) applies, identifies why the monitoring was scientifically robust and capable of detecting whether the environmental outcomes in Part B are met;
- (4) outlines the results of the monitoring;
- (5) reports whether the proposal limitations and extents in Part A were exceeded and (for any environmental outcomes to which condition

C2-1(2) applies) whether the environmental outcomes in Part B were achieved, based on analysis of the results of the monitoring; and

- (6) reports any actions taken by the proponent to remediate any potential non-compliance.

C3 Environmental Management Plans: Conditions Relating to Monitoring and Adaptive Management for Outcomes Based Conditions

C3-1 The environmental management plans required under condition B1-2 and condition B2-2 must contain provisions which enable the substantiation of whether the relevant outcomes of those conditions are met, and must include:

- (1) **threshold criteria** that provide a limit beyond which the environmental outcomes are not achieved;
- (2) **trigger criteria** that will provide an early warning that the environmental outcomes are not likely to be met;
- (3) relevant to condition B2-2 the **Environmental Quality Guidelines** to protect the **marine environmental values** and levels of ecological protection, including the methodology used to derive site-specific **Environmental Quality Guidelines**;
- (4) monitoring parameters, sites, control/reference sites, methodology, timing and frequencies which will be used to measure **threshold criteria** and **trigger criteria**. Include methodology for determining alternate monitoring sites as a contingency if proposed sites are not suitable in the future;
- (5) baseline data;
- (6) data collection and analysis methodologies;
- (7) adaptive management methodology;
- (8) **contingency measures** which will be implemented if **threshold criteria**, and **Environmental Quality Guidelines** or **trigger criteria** are not met; and
- (9) reporting requirements.

C3-2 Without limiting condition C2-1, failure to achieve an environmental outcome, or the exceedance of a **threshold criteria**, regardless of whether **threshold contingency measures** have been or are being implemented, represents a non-compliance with these conditions.

C4 Environmental Management Plans: Conditions Related to Management Actions and Targets for Objective Based Conditions

C4-1 The environmental management plans required under condition B3-2 and condition B4-2 must contain provisions which enable the achievement of the relevant objectives of those conditions and substantiation of whether the objectives are reasonably likely to be met, and must include:

- (1) **management actions**;
- (2) **management targets**;
- (3) **contingency measures** if **management targets** are not met; and
- (4) reporting requirements.

C4-2 Without limiting condition C2-1, the failure to achieve an environmental objective, or implement a **management action**, regardless of whether **contingency measures** have been or are being implemented, represents a non-compliance with these conditions.

PART D – COMPLIANCE, TIME LIMITS, AUDITS AND OTHER CONDITIONS

D1 Non-compliance Reporting

D1-1 If the proponent becomes aware of a potential non-compliance, the proponent must:

- (1) report this to the **CEO** within seven (7) days;
- (2) implement **contingency measures**;
- (3) investigate the cause;
- (4) investigate environmental impacts;
- (5) advise rectification measures to be implemented;
- (6) advise any other measures to be implemented to ensure no further impact;
- (7) advise timeframe in which contingency, rectification and other measures have and/or will be implemented; and
- (8) provide a report to the **CEO** within twenty-one (21) days of being aware of the potential non-compliance, detailing the measures required in conditions D1-1(1) to D1-1(7) above.

D1-2 Failure to comply with the requirements of a condition, or with the content of an environmental management plan required under a condition, constitutes a non-compliance with these conditions, regardless of whether the **contingency measures**, rectification or other measures in condition D1-1 above have been or are being implemented.

D2 Compliance Reporting

D2-1 The proponent must provide an annual Compliance Assessment Report to the **CEO** for the purpose of determining whether the implementation conditions are being complied with.

D2-2 Unless a different date or frequency is approved by the **CEO**, the first annual Compliance Assessment Report must be submitted within fifteen (15) months of the date of this Statement, and subsequent reports must be submitted annually from that date.

D2-3 Each annual Compliance Assessment Report must be endorsed by the proponent's Chief Executive Officer, or a person approved by proponent's Chief Executive Officer to be delegated to sign on the Chief Executive Officer's behalf.

D2-4 Each annual Compliance Assessment Report must:

- (1) state whether each condition of this Statement has been complied with, including:
 - (a) exceedance of any proposal limits and extents;
 - (b) achievement of environmental outcomes;
 - (c) achievement of environmental objectives;
 - (d) requirements to implement the content of environmental management plans;
 - (e) monitoring requirements;
 - (f) implement **contingency measures**;
 - (g) requirements to implement adaptive management; and
 - (h) reporting requirements;
- (2) include the results of any monitoring (inclusive of any raw data) that has been required under Part C in order to demonstrate that the limits in Part A, and any outcomes or any objectives are being met;
- (3) provide evidence to substantiate statements of compliance, or details of where there has been a non-compliance;
- (4) include the corrective, remedial and preventative actions taken in response to any potential non-compliance;
- (5) be provided in a form suitable for publication on the proponent's website and online by the Department of Water and Environmental Regulation; and
- (6) be prepared and published consistent with the latest version of the Compliance Assessment Plan required by condition D2-5 which the **CEO** has confirmed by notice in writing satisfies the relevant requirements of Part C and Part D.

D2-5 The proponent must prepare a Compliance Assessment Plan which is submitted to the **CEO** at least six (6) months prior to the first Compliance Assessment Report required by condition D2-2, or prior to implementation of the proposal, whichever is sooner.

D2-6 The Compliance Assessment Plan must include:

- (1) what, when and how information will be collected and recorded to assess compliance;
- (2) the methods which will be used to assess compliance;

- (3) the methods which will be used to validate the adequacy of the compliance assessment to determine whether the implementation conditions are being complied with;
- (4) the retention of compliance assessments;
- (5) the table of contents of Compliance Assessment Reports, including audit tables; and
- (6) how and when Compliance Assessment Reports will be made publicly available, including usually being published on the proponent's website within sixty (60) days of being provided to the **CEO**.

D3 Contact Details

D3-1 The proponent must notify the **CEO** of any change of its name, physical address or postal address for the serving of notices or other correspondence within twenty-eight (28) days of such change. Where the proponent is a corporation or an association of persons, whether incorporated or not, the postal address is that of the principal place of business or of the principal office in the State.

D4 Time Limit for Proposal Implementation

D4-1 The **port maximisation project** must be substantially commenced within five (5) years from the date of this Statement.

D4-2 The proponent must provide to the **CEO** documentary evidence demonstrating that they have complied with condition D4-1 no later than thirty (30) days after substantial commencement.

D4-3 If the **port maximisation project** has not been substantially commenced within the period specified in condition D4-1, implementation of the **port maximisation project** must not be commenced or continued after the expiration of that period.

D5 Public Availability of Data

D5-1 Subject to condition D5-2, within a reasonable time period approved by the **CEO** upon the issue of this Statement and for the remainder of the life of the proposal, the proponent must make publicly available, in a manner approved by the **CEO**, all validated environmental data collected before and after the date of this Statement relevant to the proposal (including sampling design, sampling methodologies, monitoring and other empirical data and derived information products - e.g. maps), environmental management plans and reports relevant to the assessment of this proposal and implementation of this Statement.

D5-2 If:

- (1) any data referred to in condition D5-1 contains trade secrets; or

- (2) any data referred to in condition D5-1 contains particulars of confidential information (other than trade secrets) that has commercial value to a person that would be, or could reasonably be expected to be, destroyed or diminished if the confidential information were published,

the proponent may submit a request for approval from the **CEO** to not make this data publicly available and the **CEO** may agree to such a request if the **CEO** is satisfied that the data meets the above criteria.

- D5-3 In making such a request the proponent must provide the **CEO** with an explanation and reasons why the data should not be made publicly available.

D6 Independent Audit

- D6-1 The proponent must arrange for an independent audit of compliance with the conditions of this statement, including achievement of the environmental outcomes and/or the environmental objectives and/ or environmental performance with the conditions of this statement, as and when directed by the **CEO**.

- D6-2 The independent audit must be carried out by a person with appropriate qualifications who is nominated or approved by the **CEO** to undertake the audit under condition D6-1.

- D6-3 The proponent must submit the independent audit report with the Compliance Assessment Report required by condition D2, or at any time as and when directed in writing by the **CEO**. The audit report is to be supported by credible evidence to substantiate its findings.

- D6-4 The independent audit report required by condition D6-1 is to be made publicly available in the same timeframe, manner and form as a Compliance Assessment Report, or as otherwise directed by the **CEO**.

[signed on 1 May 2026]

Hon. Matthew Swinbourn BA LLB MLC

MINISTER FOR THE ENVIRONMENT; COMMUNITY SERVICES; HOMELESSNESS

Key decision-making authorities consulted under section 45(2):

Minister for Fisheries Minister for Ports
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Table 1: Abbreviations and definitions

Acronym or abbreviation	Definition or term
<p>Adverse impact/ adversely impacted</p>	<p>Negative change that is neither trivial nor negligible that could result in a reduction in health, diversity or abundance of the receptor/s being impacted, or a reduction in environmental value. Adverse impacts can arise from direct or indirect impacts, or other impacts from the proposal.</p> <p>In relation to the EPA’s environmental values in B2-1(1) this means achieving the relevant Environmental Quality Objectives in Appendix 1, Table 1 of the Marine Water Quality Technical Guidance.</p> <p>In relation to marine environmental quality in the Low Ecological Protection Area this means that:</p> <ul style="list-style-type: none"> • there can be substantial change in the quality of water, sediments and/or biota, provided there is no bioaccumulation/bioconcentration of contaminants in the adjacent areas. The assigned area should be as small as reasonably practicable. <p>In relation to benthic communities and habitat, this includes but is not limited to declining measures of the extent, health and/or condition of mixed seagrass communities within Champion Bay.</p> <p>In relation to coastal processes, this includes erosion of northern beaches and Town Beach, and accumulation of sediment at Pages Beach resulting in a reduction in amenity.</p>
<p>Benthic communities and habitats</p>	<p>Mixed communities of sand, pavement, macroalgae and seagrass within Champion Bay.</p>
<p>CEO</p>	<p>The Chief Executive Officer of the Department of the Public Service of the State responsible for the administration of section 48 of the <i>Environmental Protection Act 1986</i>, or the CEO’s delegate.</p>
<p>Coastal processes management zone</p>	<p>The beaches located between the Pages Beach and Chapman River, Geraldton, WA.</p>
<p>Confirmed</p>	<p>In relation to a plan required to be made and submitted to the CEO, means, at the relevant time, the plan that the CEO confirmed, by notice in writing, meets the requirements of the relevant condition.</p> <p>In relation to a plan required to be implemented without the need to be first submitted to the CEO, means that plan until it is revised, and then means, at the relevant time, the plan that the CEO confirmed, by notice in writing, meets the requirements of the relevant condition.</p>

Acronym or abbreviation	Definition or term
Contingency measures	Planned actions for implementation if it is identified that an environmental outcome, environmental objective, threshold criteria , or management target are likely to be, or are being, exceeded. Contingency measures include changes to operations or reductions in disturbance or adverse impacts to reduce impacts and must be decisive actions that will quickly bring the impact to below any relevant threshold, management target and to ensure that the environmental outcome and/or objective can be met.
Detecting/ Detectable	The smallest statistically discernible effect size that can be achieved with a monitoring strategy designed to achieve a statistical power value of at least 0.8 or an alternative value as determined by the CEO .
Development envelope	The area shown in Figure 1 and spatially defined by co-ordinates in Schedule 1.
Environmental Quality Guidelines	Threshold numerical values or narrative statements which if met indicate there is a high degree of certainty that the associated environmental quality objective has been achieved.
Ha	Hectare.
Irreversible loss	Adverse impact which is unlikely to or does not return to pre-impact state within five (5) years following the completion of proposal related activities that are likely to have an impact on benthic communities and habitats .
Low Ecological Protection Area	The area shown in Figure 4, spatially defined by co-ordinates in Schedule 1, and as defined in Appendix 1, Table 1 of the Marine Water Quality Technical Guidance .
m³	Cubic meter.
Management action	The identified actions implemented with the intent of achieving the environmental objective.
Management target	A type of indicator to evaluate whether an environmental objective is being achieved.
Marine Water Quality Technical Guidance	<i>Technical Guidance for protecting the quality of Western Australia's marine environment</i> , as amended from time to time, and available at www.epa.wa.gov.au . The relevant indicator type in Appendix 1, Table 1 of this Technical Guidance that applies to B2-1(2) is the Environmental Quality Guidelines for toxicants in water.
Marine environmental values	Particular values or uses of the marine environment that are important for a healthy ecosystem or for public benefit, welfare, safety, or health and which require protection from the effects of pollution, waste discharges and deposits as defined in the <i>Technical Guidance: Protecting the Quality of Western Australia's Marine Environment</i> , as amended from time to time, and available at www.epa.wa.gov.au .

Acronym or abbreviation	Definition or term
Port maximisation project	The elements of the proposal related to the 'Port Maximisation Project' as defined in table 2 of the proponent's Proposal Content Document (August 2025).
Post-construction	The continuous phase following construction of the port maximisation project when routine port activities occur, including ongoing monitoring of environmental impacts and adaptive management practices.
Significant amendment area	The area shown in Figure 1 and spatially defined by co-ordinates in Schedule 1.
Significant marine fauna	Includes cetaceans and pinnipeds.
Soil acceptance criteria	Numeric limits that contaminants of potential concern must not exceed for terrestrially derived re-use material . These criteria are to be developed through appropriate risk assessments specifically for Geraldton Port and be appropriate for the intended end use.
Terrestrially derived re-use material	Surplus soils originating from Geraldton Port lands owned by Midwest Ports Authority.
Trigger criteria	Indicators that have been selected for monitoring to provide a warning that, if exceeded, the environmental outcome may not be achieved. They are intended to forewarn of the approach of the threshold criteria and trigger response actions.
Threshold criteria	The indicators that have been selected to represent limits of impact beyond which the environmental outcome is not being met.
Zone of High Impact	The area shown in Figure 3 and spatially defined by co-ordinates in Schedule 1.
Zone of Moderate Impact	The area shown in Figure 3 and spatially defined by co-ordinates in Schedule 1.

Figures (attached)

Figure 1 Geraldton Port Maximisation Project – Development Envelope

Figure 2 Geraldton Port Maximisation Project – Development Envelope and Disturbance Footprint

Figure 3 Geraldton Port Maximisation Project – Impact Zonation Scheme

Figure 4 Geraldton Port Maximisation Project – Low Ecological Protection Area

(The Figures 1-4 are a representation of the co-ordinates referenced in Schedule 1)

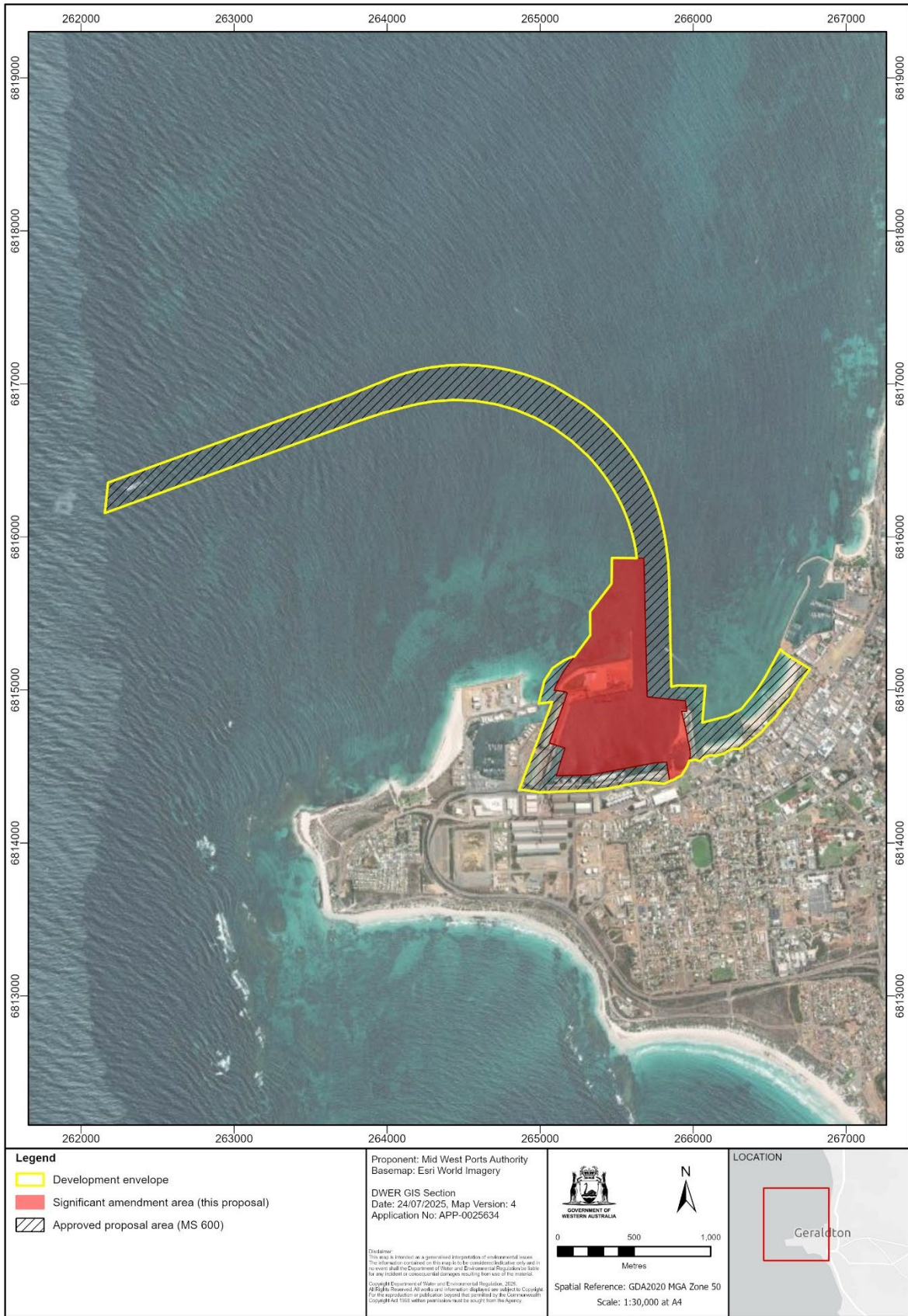
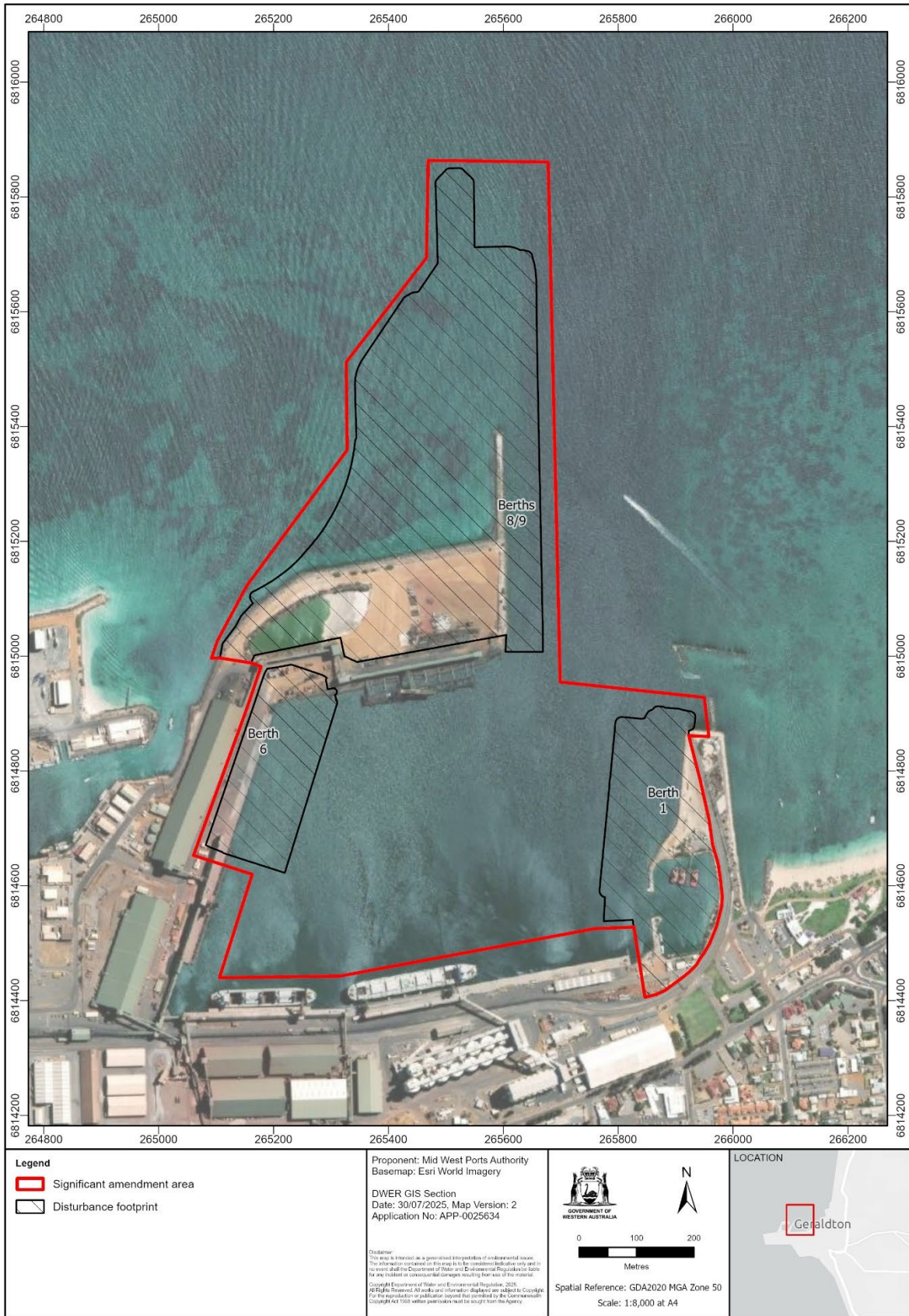
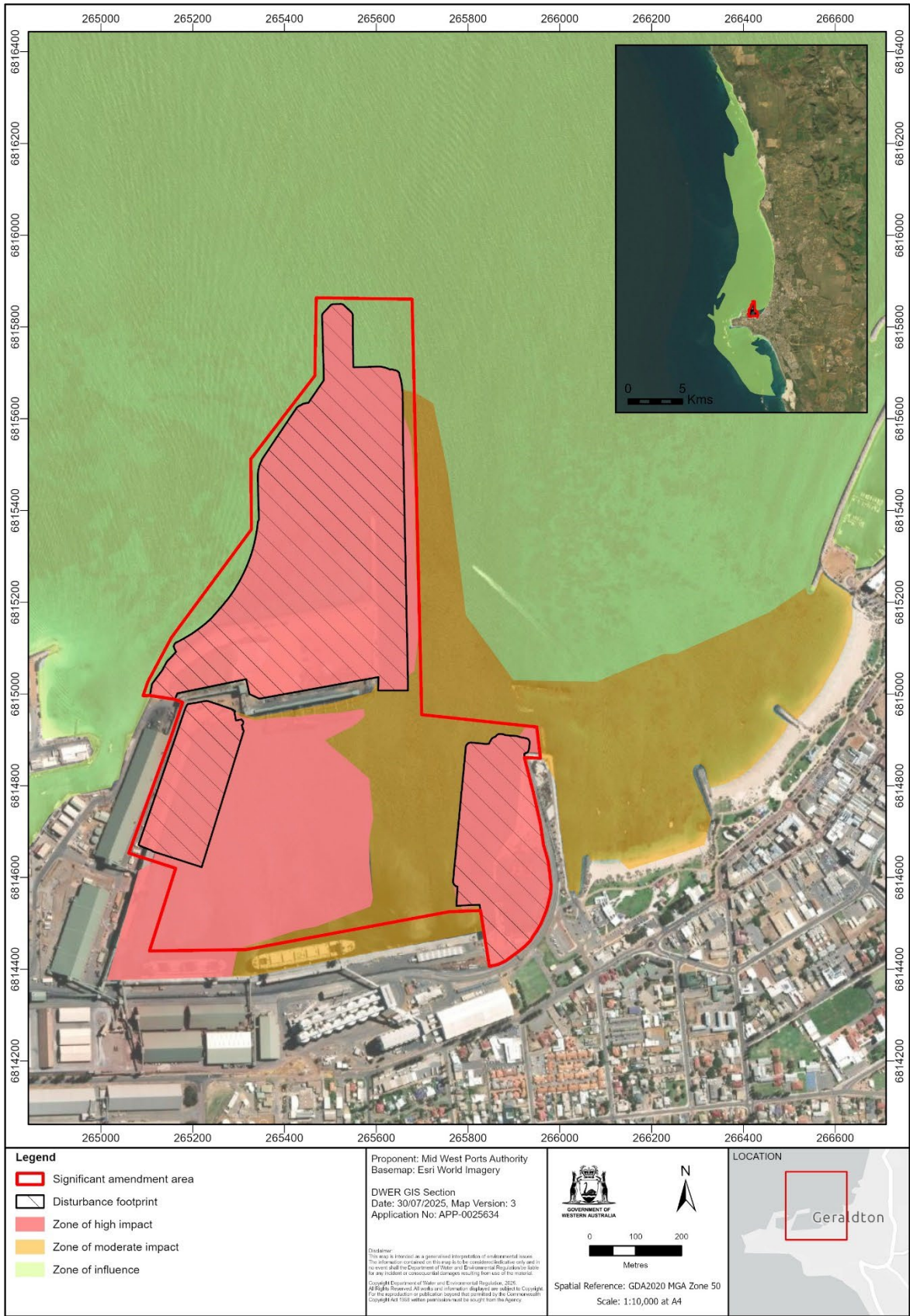


Figure 1 Geraldton Port Maximisation Project – Development Envelope



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Figure 2 Geraldton Port Maximisation Project - Development Envelope and Disturbance Footprint



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Figure 3 Geraldton Port Maximisation Project – Impact Zonation Scheme



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Figure 4 Geraldton Port Maximisation Project – Low Ecological Protection Area

Schedule 1

All co-ordinates are in metres, listed in Map Grid of Australia Zone 50 (MGA Zone 50), datum of Geocentric Datum of Australia 2020 (GDA2020).

Spatial data depicting the figures are held by the Department of Water and Environmental Regulation. Record no. APP-0025634.