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Published on: 1 November 2016

Statement No. 1041

STATEMENT TO CHANGE THE IMPLEMENTATION CONDITIONS APPLYING TO A PROPOSAL

(Section 46 of the *Environmental Protection Act 1986*)

PORT ROCKINGHAM MARINA
COCKBURN SOUND

Proposal: The proposal is to construct and operate a new marina facility located at the intersection of Wanliss Street and Rockingham Beach Road, within Cockburn Sound. The proposal is further documented in Ministerial Statement 826.

Proponent: Aureus Commercial Pty Ltd
Australian Company Number 146 479 218

Proponent Address: 15 Crompton Road
Rockingham WA 6168

Report of the Environmental Protection Authority: 1583

Preceding Statement/s Relating to this Proposal: 826

Pursuant to section 45 of the *Environmental Protection Act 1986*, as applied by s46(8), it has been agreed that the implementation conditions set out in Ministerial Statement 826 be changed as specified in this Statement.

1. Condition 3 changed

Condition 3 of Ministerial Statement 826 is deleted and replaced with:

'3 Time Limit for Proposal Implementation

- 3-1 The proponent shall not commence implementation of the proposal after 18 February 2020, and any commencement prior to this date must be substantial.

3-2 Any commencement of implementation of the proposal, on or before 18 February 2020, must be demonstrated as substantial by providing the CEO* with written evidence, on or before 18 February 2020.

*"CEO" means the Chief Executive Officer of the Department of the Public Service which is responsible for the administration of section 48 of the *Environmental Protection Act 1986*, or his delegate.'

2. Condition 6 changed

Condition 6 of Ministerial Statement 826 is deleted and replaced with:

'6 Long Term Protection of the Environmental Values for Cockburn Sound

6-1 Through a Marina Waterways Monitoring and Management Plan, the Proponent shall implement the proposal to achieve the Environmental Quality Objectives (EQOs) and associated Levels of Ecological Protection (LEP), including their spatial allocation as specified in Schedule 2 of the *State Environmental (Cockburn Sound) Policy 2015* (SEP, Version issued 2015) and its updates, such that the Environmental Values prescribed in Section 4 of the SEP are protected.'

[Signed 1 November 2016]

Albert Jacob MLA
MINISTER FOR ENVIRONMENT; HERITAGE