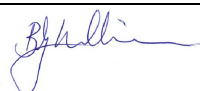




Environmental Protection Authority

EPA Referral Form

Form for the referral of a proposal to the Environmental Protection Authority under Section 38 of the *Environmental Protection Act 1986*

Referrer information			
Who is referring this proposal?		<input checked="" type="checkbox"/> Proponent <input type="checkbox"/> Decision-making authority <input type="checkbox"/> Community member/third party	
Name Bryan Williams		Signature 	
Position	Group Environmental Manager	Organisation	Western Areas Ltd
Email	bwilliams@westernareas.com.au		
Address	Level 2, 2	Kings Park Road	
	WEST PERTH	WA	'6005
Date	6 August 2021		
Does the referrer request that the EPA treat any part of the proposal information in the referral as confidential? <i>Provide confidential information in a separate attachment.</i>		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Referral declaration for organisations, proponents and decision-making authorities: I, ... Bryan Williams, (<i>full name</i>) declare that I am authorised to refer this proposal on behalf of... Western Areas Ltd and further declare that the information contained in this form is true and not misleading.			
Part A: Proponent and proposal description			
Proponent information			
Name of the proponent/s (including Trading Name if relevant)		Western Areas Ltd	
Australian Company Number(s)	<input checked="" type="checkbox"/>	119 599 323	
OR			
Australian Business Number(s)	<input type="checkbox"/>		
Contact for the proposal (if different from the referrer)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
<i>Please include: name, physical address, phone, and email.</i>			

<p>Does the proponent have the legal access required for the implementation of all aspects of the proposal?</p> <p><i>If yes, provide details of legal access authorisations / agreements / tenure.</i></p> <p><i>If no, what authorisations / agreements / tenure is required and from whom?</i></p>	<p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>Proposal type</p>	
<p>What type of proposal is being referred?</p> <p>For a change to an approved proposal please state the Ministerial Statement number/s (MS No./s) of the approved proposal</p> <p>For a derived proposal please state the Ministerial Statement number (MS No.) of the associated strategic proposal</p>	<p><input checked="" type="checkbox"/> significant – new proposal</p> <p><input type="checkbox"/> significant – change to approved proposal (MS No./s: _____)</p> <p><input type="checkbox"/> proposal under an assessed planning scheme</p> <p><input type="checkbox"/> strategic</p> <p><input type="checkbox"/> derived (Strategic MS No.: _____)</p>
<p>For a significant proposal:</p> <ul style="list-style-type: none"> Why do you consider the proposal may have a significant effect on the environment and warrant referral to the EPA? 	<p>Two species of Priority flora are located in the proposed development footprint:</p> <ul style="list-style-type: none"> <i>Stylidium sejunctum</i> (P3) <i>Eremophila racemosa</i> (P4). <p>No Threatened Flora species recorded in the proposed development envelope, however a population of <i>Eucalyptus steedmanii</i> (DRF Population 8) is located >100m east of the development footprint.</p> <p>Evidence of the following species of State and Federal conservation significance has been recorded at the FNO and in proximity to the development envelope:</p> <ul style="list-style-type: none"> Carnaby's Cockatoo - <i>Calyptorhynchus latirostris</i> (Endangered EPBC Act) Malleefowl - <i>Leipoa ocellata</i> (Vulnerable EPBC Act) Chuditch - <i>Dasyurus geoffroii</i> (Vulnerable EPBC Act). <p>No evidence of breeding of these species recorded in the development envelope.</p> <p>Potential impact on 29 ha of potential foraging habitat for these species.</p> <p>Biota (2019) identified the following fauna species of State conservation significance are likely to occur:</p> <ul style="list-style-type: none"> <i>Falco peregrinus</i> (Peregrine Falcon) <i>Platycercus icterotis Xanthogenys</i> (Western Rosella – inland species) <i>Merops ornatus</i> (Rainbow Bee-eater) <i>Paroplocephalus atriceps</i> (Lake Cronin Snake). <p>No evidence of the occurrence of this species was recorded.</p>

	Additional information is available in the Supporting Document.
<p>For a proposal under an assessed planning scheme, provide the following details:</p> <ul style="list-style-type: none"> • Scheme name and number <p>For the Responsible Authority:</p> <ul style="list-style-type: none"> • What new environmental issues are raised by the proposal that were not assessed during the assessment of the planning scheme? • How does the proposal not comply with the assessed scheme and/or the environmental conditions in the assessed planning scheme? 	NA
Proposal description	
Title of the proposal	New Morning Nickel Project
Name of the Local Government Authority in which the proposal is located.	Shire of Kondinin
<p>Location:</p> <p>a) street address, lot number, suburb, and nearest road intersection; or</p> <p>b) if remote the nearest town and distance and direction from that town to the proposal site.</p>	The Project is located on M77/583, 80 km east of Hyden.
<p>Proposal description – including the key characteristics of the proposal</p> <p><i>Provide as an attachment to the form</i></p>	Refer to Section 2.0 of Supporting Document
<p>Have you provided electronic spatial data, maps and figure in the appropriate format?</p> <p><i>Refer to instructions at the front of the form</i></p>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<p>What is the current land use on the property, and the extent (area in hectares) of the property?</p>	Mining lease over unallocated crown land (UCL). M77/583 has an area of 980.25 ha.
<p>Have you had pre-referral discussions with the EPA at DWER Services? If so, quote the reference number and/or the DWER contact.</p>	Yes, a pre-referral meeting was held on 10 June 2021.
Part B: Environmental impacts	
Environmental factors	
<p>What are the likely significant environmental factors for this proposal?</p>	<input type="checkbox"/> Benthic Communities and Habitat <input type="checkbox"/> Coastal Processes <input type="checkbox"/> Marine Environmental Quality <input type="checkbox"/> Marine Fauna <input checked="" type="checkbox"/> Flora and Vegetation <input type="checkbox"/> Landforms <input type="checkbox"/> Subterranean Fauna <input type="checkbox"/> Terrestrial Environmental Quality <input checked="" type="checkbox"/> Terrestrial Fauna <input type="checkbox"/> Inland Waters

	<input type="checkbox"/> Air Quality <input type="checkbox"/> Greenhouse Gas Emissions <input type="checkbox"/> Social Surroundings <input type="checkbox"/> Human Health
<p><i>For each of the environmental factors identified above, complete the following table, or provide the information in a supplementary report</i></p>	
Potential environmental impacts	
1	EPA Factor Refer to Supporting Document.
2	EPA policy and guidance - What have you considered and how have you applied them in relation to this factor? Refer to Supporting Document.
3	Consultation – Outline the outcomes of consultation in relation to the potential environmental impacts Refer to Supporting Document.
4	Receiving environment – Describe the current condition of the receiving environment in relation to this factor. Refer to Supporting Document.
5	Proposal activities – Describe the proposal activities that have the potential to impact the environment Refer to Supporting Document.
6	Mitigation – Describe the measures proposed to manage and mitigate the potential environmental impacts. Refer to Supporting Document.
7	Impacts – Assess the impacts of the proposal and review the residual impacts against the EPA objective. Refer to Supporting Document.
8	Assumptions - Describe any assumptions critical to your assessment e.g. particular mitigation measures or regulatory conditions. Refer to Supporting Document.

Part C: Other approvals and regulation

State and Local Government approvals

Is rezoning of any land required before the proposal can be implemented?

Yes

No

If yes, please provide details.

If this proposal has been referred by a decision-making authority, what approval(s) are required from you?

NA

Please identify other approvals required for the proposal:

Proposal activities e.g. clearing, dewatering, mining, processing, dredging	Land tenure/access e.g. Crown land, Mining lease, specify legislation for access if relevant	Type of approval e.g. Native Vegetation Clearing Permit, licence, mining proposal,	Legislation regulating the activity e.g. EP Act 1986 – Part V, RiWI Act 1914, Mining Act 1979
Refer to Section 2.4 (Table 5) in Supporting Document.			

Commonwealth Government approvals

Does the proposal involve an action that may be or is a controlled action under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act)?

Yes

No

Has the proposed action been referred? If yes, when was it referred and what is the reference number (EPBC No.)?

Yes

No

Date: 1/06/2021

EPBC No.: 2021/8971

If referred, has a decision been made on whether the proposed action is a controlled action? If 'yes', check the appropriate box and provide the decision in an attachment.

Yes

No

Decision – controlled action

Decision – not a controlled action

If the proposal is determined to be a controlled action, do you request that this proposal be assessed under the bilateral agreement or as an accredited assessment?

Yes - Bilateral

No

Yes - Accredited

Is approval required from other Commonwealth Government/s for any part of the proposal?

Yes

No

If yes, describe.

Approval: EPBC No.: EPBC 2021/8971