


Referral of a proposal under s. 38 of the EP Act

PART A: PROPONENT AND REFERRER INFORMATION AND PROPOSAL DESCRIPTION			
Referrer information			
Who is referring this proposal? Napier Corporation Pty Ltd		<input checked="" type="checkbox"/> Proponent <input type="checkbox"/> Decision-making authority <input type="checkbox"/> Community member/third party	
Name (print) James McMahon		Signature 	
Position	Chief Operating Officer	Organisation	Napier Corporation
Email	James.mcmahon@acequity.com.au	Phone	08 9215 8824
Address	30	Kings Park Road	
	West Perth	WA	6005
Date	6 June 2023		
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	
Does the referrer confirm that they consent to receive correspondence electronically?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Referral declaration for proponent and Authorised representative: I, James McMahon declare that I am authorised to refer this proposal on behalf of Napier Corporation Pty Ltd and further declare that the information contained in this form is true and not misleading.			
Date: 6 June 2023			
Proponent information			
Name of the proponent/s <i>Include Trading Name if relevant</i>		Napier Corporation Pty Ltd	
Australian Company Number(s)	<input type="checkbox"/>	ABN 32 008 783 560	
OR Australian Business Number(s)	<input type="checkbox"/>		
Pre-referral discussions			

Have you had pre-referral discussions with the EPA (including the EPA Services of DWER)? <i>If so, provide name, date, and overview of discussions.</i>		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Pre-referral meeting with Helen Lafuente and Capri Beck of EPA Services on 29 March 2023.
Proposal information		
Proposal name		Napier Downs Irrigation Project
What is the proposal? (Include general description in the Instructions and template: How to identify the content of a proposal)		Pivot irrigation proposal to produce fodder crops for pastoral purposes. See attached EAMP.
Have you provided electronic spatial data, maps, and figures in the appropriate format?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
What type of proposal is being referred? <i>For significant amendment or derived proposal, provide the associated existing Ministerial statement number/s</i> <i>For a proposal under an assessed planning scheme, provide the scheme number and name</i>	significant proposal. <i>Choose which type of significant proposal</i> <input checked="" type="checkbox"/> new proposal <input type="checkbox"/> significant amendment (proposal only) <input type="checkbox"/> significant amendment (conditions only) <input type="checkbox"/> significant amendment (proposal and conditions) <input type="checkbox"/> strategic proposal <input type="checkbox"/> derived proposal <input type="checkbox"/> proposals of a prescribed class <input type="checkbox"/> proposal under an assessed planning scheme Proposal is not anticipated to be considered a significant proposal.	
Proposal content: Complete the corresponding template (Proposal Content Document) from the Instructions and template: How to identify the content of a proposal for the type of proposal identified above. The completed form must be submitted with the referral.		
Alternatives		

PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS

Environmental factors	
What are the likely significant environmental factors for this proposal?	<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 checked="" 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 – for each environmental factor		
1	EPA policy and guidance	<i>Refer to attached Environmental Assessment and Management Plan (EAMP)</i>
2	Receiving environment	
3	Likely environmental impacts	
4	Application of the mitigation hierarchy	
5	Assessment and significance of residual impacts	
6	Likely environmental outcomes	
Holistic impact assessment		
Refer to EAMP		
Cumulative environmental impact assessment		
Not applicable		
Consultation		
Refer to EAMP		
Supporting documents		
<p>Provide a list of the supporting documents</p> <ul style="list-style-type: none"> • Environmental assessment and management plan • Appendix 1 Environmental desktop assessment and addendum • Appendix 2 H3 hydrogeological assessment • Appendix 3 Flora and vegetation survey • Appendix 4 Reconnaissance survey of potential groundwater associated values • Appendix 5 Terrestrial fauna survey • Appendix 6 Subterranean fauna risk assessment • Appendix 7 Model simulation of alternative pumping scenarios • Appendix 8 Conceptual groundwater diagrams of GDEs • IBSA pack for flora and fauna surveys 		
Has the referrer provided survey information according to the Instructions and Form: IBSA Data Packages and/or the Instructions and form: IMSA Data Packages		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Conclusion		
When avoidance, mitigation and management measures are considered, the proposal is unlikely to have a significant impact on the environment.		

PART C: OTHER APPROVALS AND REGULATION

Decision-making authorities and their approvals

Provide a table list of the decision-making authorities, associated legislation or agreement regulating the activity and the specific approval required.	Refer to EAMP
Provide a summary of the statutory decision-making processes you consider can mitigate the potential impacts of the proposal on the environment.	Refer to EAMP

Tenure and Local Government approvals

Location of proposal: a) street address, lot number, suburb, and nearest road intersection; or b) if remote, the nearest town and distance and direction from that town to the proposal site.	The proposal is situated within Napier Downs Pastoral lease (LPL N049855), located in the West Kimberley region, 240 km east northeast of Broome. Napier Downs Station is accessed from the Derby Gibb River Road.
Name of the Local Government Authority in which the proposal is located.	Shire of Derby-West Kimberley
Is rezoning of any land required before the proposal can be implemented? If yes, please provide details.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
What is the current land use on the property, and the extent (area in hectares) of the property?	Pastoral grazing. Napier Station is approximately 3,868 km ² (386,800 ha).
Does the proponent have the legal access required for the implementation of all aspects of the proposal? <i>If yes, provide details of legal access authorisations / agreements / tenure.</i> <i>If no, what authorisations / agreements / tenure is required and from whom?</i>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Proponent is the owner of the station.

Commonwealth Government approvals

Does the proposal involve an action that may be or is a controlled action under the <i>Environment Protection and Biodiversity Conservation Act 1999</i> (EPBC Act)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Has the proposed action been referred? If yes, when was it referred and what is the reference number (EPBC No.)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Date: _____ EPBC No.: _____
If referred, has a decision been made on whether the proposed action is a controlled action? If 'yes',	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decision – controlled action

check the appropriate box and provide the decision in an attachment.	<input type="checkbox"/> Decision – not a controlled action n/a
If the proposal is determined to be a controlled action, do you request that this proposal be assessed under a Bilateral Agreement or as an accredited assessment?	<input type="checkbox"/> Yes - Bilateral <input type="checkbox"/> No <input type="checkbox"/> Yes – Accredited n/a
Is approval required from other Commonwealth Government/s for any part of the proposal? <i>If yes, describe.</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No Approval: