

# Form

## 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?		<input checked="" type="checkbox"/> Proponent <input type="checkbox"/> Decision-making authority <input type="checkbox"/> Community member/third party	
Name (print) Lucy Georgiou <i>Pilbara Ports</i>		Signature <i>Lucy Georgiou</i>	
Position	Environment and Heritage Superintendent	Organisation	Pilbara Ports
Email	██████████	Phone	██████████
Address	Level 5	999 Hay St	
	Perth	WA	6000
Date	17/04/2026		
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>		Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
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, Lucy Georgiou declare that I am authorised to refer this proposal on behalf of Pilbara Ports and further declare that the information contained in this form is true and not misleading.  Date: 17/04/2026			
Proponent information			
Name of the proponent/s <i>Include Trading Name if relevant</i>		Pilbara Ports Authority t/a Pilbara Ports	
Australian Company Number(s) <input type="checkbox"/>	OR	94 987 448 870	
Australian Business Number(s) <input checked="" type="checkbox"/>			
Pre-referral discussions			
Have you had pre-referral discussions with the EPA (including the EPA Services of DWER)?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No A meeting was held in Perth on 8 December 2025 between Pilbara Ports (Lucy Georgiou),	

<p><i>If so, provide name, date, and overview of discussions.</i></p>	<p>Environmental Consultant (Iain Posnett) and representatives of the EPA (Tonja Boyd, Hans Jacob and Scott Jenkinson). Pilbara Ports presented an overview of the Zone 5 Bypass Channel proposed design, project timing and consultation process, plus initial findings of the Environmental Investigations undertaken (i.e. SAP implementation, Benthic Habitat Survey).</p>
<p><b>Proposal information</b></p>	
<p><b>Proposal name</b></p>	<p>Zone 5 Bypass Channel Project</p>
<p><b>What is the proposal? (Include general description in the <a href="#">Instructions and template: How to identify the content of a proposal</a>)</b></p>	<p>Refer to Proposal Content document and Section 2 of the attached Referral Supplementary Report</p>
<p><b>Have you provided electronic spatial data, maps, and figures in the appropriate format?</b></p>	<p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p><b>What type of proposal is being referred?</b></p> <p><i>For significant amendment or derived proposal, provide the associated existing Ministerial statement number/s</i></p> <p><i>For a proposal under an assessed planning scheme, provide the scheme number and name</i></p>	<p><input checked="" type="checkbox"/> significant proposal. <i>Choose which type of significant proposal</i></p> <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> new proposal</li> <li><input type="checkbox"/> significant amendment (proposal only)</li> <li><input type="checkbox"/> significant amendment (conditions only)</li> <li><input type="checkbox"/> significant amendment (proposal and conditions)</li> <li><input type="checkbox"/> strategic proposal</li> <li><input type="checkbox"/> derived proposal</li> <li><input type="checkbox"/> proposals of a prescribed class</li> <li><input type="checkbox"/> proposal under an assessed planning scheme</li> </ul>
<p><b>Proposal content:</b> Complete the corresponding template (Proposal Content Document) from the <a href="#">Instructions and template: How to identify the content of a proposal</a> for the type of proposal identified above. The completed form <b>must be</b> submitted with the referral.</p>	
<p><b>Alternatives</b></p>	<p>Refer to the attached Referral Supplementary Report</p>

## PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS

Environmental factors

<p>What are the likely significant environmental factors for this proposal?</p>	<ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Benthic Communities and Habitat</li> <li><input type="checkbox"/> Coastal Processes</li> <li><input checked="" type="checkbox"/> Marine Environmental Quality</li> <li><input checked="" type="checkbox"/> Marine Fauna</li> <li><input type="checkbox"/> Flora and Vegetation</li> <li><input type="checkbox"/> Landforms</li> <li><input type="checkbox"/> Subterranean Fauna</li> <li><input type="checkbox"/> Terrestrial Environmental Quality</li> <li><input type="checkbox"/> Terrestrial Fauna</li> <li><input type="checkbox"/> Inland Waters</li> <li><input type="checkbox"/> Air Quality</li> <li><input type="checkbox"/> Greenhouse Gas Emissions</li> <li><input type="checkbox"/> Social Surroundings</li> <li><input type="checkbox"/> Human Health</li> </ul>	
<p><i>For each of the environmental factors identified above, complete the following table, or provide the information in a supplementary report</i></p>		
<p><b>Potential environmental impacts – for each environmental factor</b></p>		
<p>1</p>	<p><b>EPA policy and guidance</b></p>	<p>Refer to the attached Environmental Review Document</p>
<p>2</p>	<p><b>Receiving environment</b></p>	<p>Refer to the attached Environmental Review Document</p>
<p>3</p>	<p><b>Likely environmental impacts</b></p>	<p>Refer to the attached Environmental Review Document</p>
<p>4</p>	<p><b>Application of the mitigation hierarchy, including other statutory decision-making processes</b></p>	<p>Refer to the attached Environmental Review Document</p>
<p>5</p>	<p><b>Assessment and significance of residual impacts</b></p>	<p>Refer to the attached Environmental Review Document</p>
<p>6</p>	<p><b>Likely environmental outcomes</b></p>	<p>Refer to the attached Environmental Review Document</p>
<p><b>Holistic impact assessment</b></p>		
<p>Refer to the attached Environmental Review Document</p>		
<p><b>Cumulative environmental impact assessment</b></p>		
<p>Refer to the attached Environmental Review Document</p>		
<p><b>Consultation</b></p>		
<p>Refer to the attached Environmental Review Document</p>		
<p><b>Supporting documents</b></p>		
<p>Provide a list of the supporting documents</p> <ul style="list-style-type: none"> <li>• Environmental Review Document</li> <li>• Sampling and Analysis Plan (SAP)</li> <li>• SAP Implementation Report</li> <li>• Benthic Habitat Assessment Report</li> <li>• Modelling of Hydrodynamics, Waves and Dredging Spill</li> </ul>		

<ul style="list-style-type: none"> <li>• Marine Fauna Desktop Review</li> <li>• Cultural Heritage Desktop Assessment</li> <li>• Dredging Environmental Monitoring and Management Plan</li> <li>• Communication and Engagement Plan</li> </ul>	
Has the referrer provided survey information according to the <a href="#">Instructions and Form: IBSA Data Packages</a> and/or the <a href="#">Instructions and form: IMSA Data Packages</a>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Conclusion</b>	
Do you consider the proposal may have a significant effect on the environment? No - Refer to the attached Referral Supplementary Report	

**PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS FOR SIGNIFICANT AMENDMENTS ONLY**

Type of significant amendment	<input type="checkbox"/> significant amendment to the approved proposal <input type="checkbox"/> significant amendment to the implementation conditions <input type="checkbox"/> significant amendment to both the proposal and the implementation conditions
Information of the approved proposal	
Combined effects of the approved proposal and significant amendment	
Analysis of existing implementation conditions	
Previous changes to the Proposal and or implementation conditions	
Compliance	
Environmental Performance	
Control of implementation of significant amendment	

**PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS FOR A PROPOSAL UNDER AN ASSESSED SCHEME ONLY**

What new environmental issues are raised by the proposal that were not assessed during the assessment of the planning scheme?	
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How does the proposal not comply with the assessed scheme and/or the environmental conditions in the assessed planning scheme?	
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**PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS FOR DERIVED PROPOSALS ONLY**

Demonstrate how the proposal will meet the environmental outcomes defined through the assessment of the strategic proposal	
Provide an analysis of the existing implementation conditions of the related strategic proposal in relation to the derived proposal	

**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. (Example table at the end of form)	Refer to Section 3 of the attached Referral Supplementary Report
Provide a summary of the statutory decision-making processes you consider can mitigate the potential impacts of the proposal on the environment. (Note: this should be a summary of the information provided in Part B section 2.4). (Example table at the end of form)	Refer to Section 3 of the attached Referral Supplementary Report

**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 area is located offshore within Pilbara Port Authority Port of Port Hedland Boundary.
Name of the Local Government Authority in which the proposal is located.	The nearest Local Authority Government is the Town of Port Hedland.
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?	

<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>Pilbara Ports Authority is established under, and operates in accordance with, the <i>Port Authorities Act 1999</i> (Western Australia) and is responsible for the governance and operation of the Port of Port Hedland.</p>
<p><b>Commonwealth Government approvals</b></p>	
<p>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)?</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>Has the proposed action been referred? If yes, when was it referred and what is the reference number (EPBC No.)?</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Date: _____</p> <p>EPBC No.: _____</p>
<p>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.</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p><input type="checkbox"/> Decision – controlled action</p> <p><input type="checkbox"/> Decision – not a controlled action</p>
<p>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?</p>	<p><input type="checkbox"/> Yes - Bilateral <input type="checkbox"/> No</p> <p><input type="checkbox"/> Yes - Accredited</p>
<p>Is approval required from other Commonwealth Government/s for any part of the proposal?</p> <p><i>If yes, describe.</i></p>	<p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Approval: Department of Climate Change, Energy, the Environment and Water (DCCEEW) Sea Dumping Permit</p>
<p><b>Decision-making authority referrals <u>ONLY</u></b></p>	
<p>What approval/s, under your authority, are required for this proposal? <i>Please provide details.</i></p>	

**Example Table: Other approvals**

Decision-making authority	Legislation or Agreement regulating the activity	Approval required (and specify which proposal element the approval is related to)

**Example table: Other statutory decision-making process which can mitigate potential impacts on the environment**

Environmental impact	How is the impact regulated by other decision-making process(es)?	Limit(s) of the decision-making process(es) to regulate the impact eg time limits, excluded operations	Likely environmental outcome of decision-making process(es), and consistency with EPA objective	Conditions, enforcement, and review process required by decision-making process(es)	Stakeholder engagement in decision-making process(es)