



## 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<br><input type="checkbox"/> Decision-making authority<br><input type="checkbox"/> Community member/third party |   |
| Name Miranda Ludlow  |  | Signature  |   |
| Position   | A/Executive Director, Infrastructure Planning and Land                         | Organisation   | Public Transport Authority of Western Australia |
| Email  | <a href="mailto:Miranda.Ludlow@pta.wa.gov.au">Miranda.Ludlow@pta.wa.gov.au</a> |  |   |
| Address  | PO Box 8125  |  |   |
|  | Perth Business Centre  | WA   | 6849  |
| Date   | 24 December 2019   |  |   |
| Does the referrer request that the EPA treat any part of the proposal information in the referral as confidential?<br><i>Provide confidential information in a separate attachment.</i>  |  | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  |   |
| <b>Referral declaration for organisations, proponents and decision-making authorities:</b><br><br>I, <b>Miranda Ludlow</b> , ( <i>full name</i> ) declare that I am authorised to refer this proposal on behalf of <b>Public Transport Authority</b> 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<br>(including Trading Name if relevant)  |  | Public Transport Authority of Western Australia (PTA)  |   |
| Australian Company Number(s) <input type="checkbox"/><br><b>OR</b><br>Australian Business Number(s) <input checked="" type="checkbox"/>  |  | 61 850 109 576   |   |
| Contact for the proposal (if different from the referrer)  |  | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No<br>Environmental Manager   |   |

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| <p><i>Please include: name, physical address, phone, and email.</i></p>  | <p>Infrastructure Planning and Land Services<br/>Public Transport Authority<br/>Public Transport Centre, West Parade<br/>PERTH WA 6000<br/>Phone (Direct): 0434 362 186<br/>Email: <a href="mailto:miranda.ludlow@pta.wa.gov.au">miranda.ludlow@pta.wa.gov.au</a></p>  |
| <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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>The Railway (METRONET) Act 2018 is planned to be amended by the Railway (METRONET) Amendment Bill 2019, which was introduced to State Parliament on 25 September 2019 to include the Morley-Ellenbrook Line Project. It will expressly authorise METRONET works required for the Morley-Ellenbrook Line Project to be commenced or carried out without approval from the Western Australian Planning Commission (WAPC). Approval of the Amendment Bill is anticipated in Quarter 1 2020.</p> |
| <p><b>Proposal type</b></p>  |  |
| <p><b>What type of proposal is being referred?</b></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"> <li>Why do you consider the proposal may have a significant effect on the environment and warrant referral to the EPA?</li> </ul>  | <p>The proposal has the potential to impact on a number of environmental factors and is potentially of community interest. This has been confirmed during initial meeting with the EPA and DWER.</p> <p>PTA consider the potential impacts to be manageable.</p> <p>For additional information, refer to the Supporting Document.</p>  |
| <p>For a proposal under an assessed planning scheme, provide the following details:</p> <ul style="list-style-type: none"> <li>Scheme name and number</li> </ul> <p>For the Responsible Authority:</p> <ul style="list-style-type: none"> <li>What new environmental issues are raised by the proposal that were not assessed during the assessment of the planning scheme?</li> <li>How does the proposal not comply with the assessed scheme and/or the environmental conditions in the assessed planning scheme?</li> </ul> | <p>Not applicable.</p>   |
| <p><b>Proposal description</b></p>   |  |



|   |   |
|---|---|
| Title of the proposal   | Malaga to Ellenbrook Rail Works   |
| Name of the Local Government Authority in which the proposal is located.  | City of Swan  |
| <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> | <p>The proposed rail alignment runs east from Tonkin Highway to the north of Marshall Road for approximately 4km before curving north to align with Drumpellier Drive. The proposed rail alignment will be located on the western side of Drumpellier Drive and run approximately 6.5km north before crossing Gnangara Rd and curving north easterly into Ellenbrook, where it will terminate before The Promenade.</p> <p>Refer to Figure 1 of the Supporting Document.</p>  |
| <p>Proposal description – including the key characteristics of the proposal</p> <p><i>Provide as an attachment to the form</i></p>  | <p>The PTA is proposing to implement the Proposal, which is to construct and operate a passenger railway line between Malaga and Ellenbrook with three new stations at Malaga, Whiteman Park and Ellenbrook and a potential future station at Bennett Springs. The development envelope includes the area to be occupied by permanent infrastructure as well as temporary construction areas required to construct the Proposal.</p> <p>Refer to the Supporting Document for a full description of the Proposal activities that will be undertaken (refer to Section 2 of the Supporting Document).</p> |
| <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>   | <p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p>  |
| <p>What is the current land use on the property, and the extent (area in hectares) of the property?</p>   | <p>The majority of the existing land use in the development envelope consists of rural land used for cattle grazing and disturbed areas adjacent to existing transport corridors. There are small pockets of land at Bennet Springs that contain rural lifestyle blocks and remnant bushland at Malaga Station. The development envelope contains land that is zoned for Parks and recreation, urban deferred and for existing and future transport corridors.</p> <p>Refer to the Supporting Document (Section 2) for full description of the development envelope.</p>                                |
| <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>  | <p>Five meetings have been held with the EPA/DWER relating to this Proposal.</p>  |

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|  | <p>An initial briefing on METRONET and the broader Morley-Ellenbrook Line Project on 6 June 2019.</p> <p>A proposal briefing was conducted for the Chairman of the EPA, Dr Tom Hatton, and officers from the DWER EPA Services on 27 June 2019.</p> <p>A pre-referral meeting on 22 August 2019 and further meetings were held with DWER EPA Services officers on 3 October 2019 and 28 October 2019.</p> <p>The PTA has consulted regularly with DWER EPA Services on all METRONET projects.</p> <p>The DWER EPA Services contacts are Hans Jacob and Dehlia Goundrey.</p> |
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## Part B: Environmental impacts

### Environmental factors

What are the likely significant environmental factors for this proposal?

- ☐ Benthic Communities and Habitat
- ☐ Coastal Processes
- ☐ Marine Environmental Quality
- ☐ Marine Fauna
- ☒ Flora and Vegetation
- ☐ Landforms
- ☐ Subterranean Fauna
- ☒ Terrestrial Environmental Quality
- ☒ Terrestrial Fauna
- ☒ Inland Waters
- ☐ Air Quality
- ☒ Social Surroundings
- ☐ Human Health

*For **each** of the environmental factors identified above, complete the following table, or provide the information in a supplementary report*

### Potential environmental impacts

The potential environmental impacts for the EPA factors relevant to the Proposal are supplied in the 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?

If yes, please provide details.

☐ Yes ☒ No

The *Railway (METRONET) Act 2018* is planned to be amended by the *Railway (METRONET) Amendment Bill 2019*, which was introduced to State Parliament on 25 September 2019 to include the Morley-Ellenbrook Line Project. It will expressly authorise METRONET works required for the Morley-Ellenbrook Line Project to be commenced or carried out without approval from the Western Australian Planning Commission (WAPC). Some land parcels around proposed stations may need to be rezoned however the *Railway (METRONET) Act 2018* once amended will allow for this to happen after construction.

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

Not Applicable.

Please identify other approvals required for the proposal:

| Proposal activities<br>e.g. clearing, dewatering, mining, processing, dredging                                       | Land tenure/access<br>e.g. Crown land, Mining lease, specify legislation for access if relevant | Type of approval<br>e.g. Native Vegetation Clearing Permit, licence, mining proposal, | Legislation regulating the activity<br>e.g. <i>EP Act 1986</i> – Part V, <i>RiWI Act 1914</i> , <i>Mining Act 1979</i> |
|--|---|---|--|
| Dewatering   | NA  | Section 5C or 26D licence   | <i>RIWI Act 1914</i>   |
| Clearing   | NA  | Native Vegetation Clearing Permit   | <i>EP Act</i>  |
| Storage and handling of hazardous materials  | NA  | Dangerous Goods Licence   | <i>Dangerous Goods Safety Act 2004</i> .   |
| Construction activities  | NA  | Out of hours Noise Management Plan (NMP).   | <i>Environmental Protection (Noise) Regulations 1997</i> .   |
| Development of stations, related car parks and public transport interchange facilities outside of the rail corridor. | NA  | Development application(s).   | <i>Planning and Development Act 2005</i> .   |

### 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



## Part C: Other approvals and regulation

### State and Local Government approvals

|   |   |
|---|---|
|   | Date: <u>23/09/2019</u><br>EPBC No.: <u>2019/8546</u>   |
| 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. | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No<br><input type="checkbox"/> Decision – controlled action<br><input type="checkbox"/> 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?        | <input type="checkbox"/> Yes - Bilateral <input type="checkbox"/> No<br><input checked="" type="checkbox"/> Yes - Accredited  |
| Is approval required from other Commonwealth Government/s for any part of the proposal?<br><i>If yes, describe.</i>   | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No<br>Approval:  |