## **Environmental Protection Authority**

## Referral of a Proposal to the Environmental Protection Authority under Section 38 of the Environmental Protection Act 1986.

#### PURPOSE OF THIS FORM

Section 38 of the Environmental Protection Act 1986 (EP Act) makes provision for the referral to the Environmental Protection Authority (EPA) of a proposal (significant proposals, strategic proposals and proposals under an assessed scheme) by a proponent, a decision making authority (DMA), or any other person.

The purpose of this form is to ensure that EPA has sufficient information about a proposal to make a decision about the nature of the proposal and whether or not the proposal should be assessed under Part IV of the EP Act. Information provided in the referral form must be brief (no more than 30 pages), sharp and succinct to achieve the purposes of this form.

This form does not prevent the referrer from providing a supplementary referral report. Should a referrer choose to submit a supplementary referral report please ensure the following.

- i. Information is short, sharp and succinct.
- ii. Attachments are below eight megabytes (8 MB) as they will be published on the EPA's website (exemptions apply) for public comment. To minimise file size, "flatten" maps and optimise pdf files.
- iii. Cross-references are provided in the referral form to the appropriate section/s in the supplementary referral report.

This form is to be used for all proposals which can be referred to the EPA under section 38 of the EP Act; i.e. referrals from: proponents of proposals (significant proposals, strategic proposals, derived proposals, proposals under an assessed scheme); DMAs (significant proposals); and third parties (significant proposals).

This form is divided into several sections, including; Referral requirements and Declaration; Part A - Information of the proposal and proponent; and Part B Environmental Factors. Guidance on successfully completing this form is provided throughout the form and is also available in the EPA's Environmental Assessment Guideline for Referral of a Proposal under s38 of the EP Act (EAG 16).

#### Send completed forms to

Office of the Environmental Protection Authority Locked Bag 10, East Perth WA 6892

or

Email: Registrar@epa.wa.gov.au Protection Authority

- 5 AUG 2016

#### Enquiries

Office of the Environmental Protection Authority Locked Bag 10, East Perth WA 6892 Telephone: 6145 0800

Fax: 6145 0895

Email: info@epa.wa.gov.au Website: www.epa.wa.gov.au

Please note that this form consolidates and replaces the following forms: Referral of a Proposal by the Proponent to the EPA under section 38(1) of the EP Act; Referral of a Proposal by a third party to the EPA under section 38(1) of the EP Act; and Referral of a development proposal to the EPA by the decision making authority.

# Referral requirements and Declaration

The following section outlines the referral information required from a proponent, decision making authority and third party.

## (a) Proponents

Proponents are expected to complete all sections of the form and provide GIS spatial data to enable the EPA to consider the referral. Spatial GIS data is necessary to inform the EPA's decision.

The EPA expects that a proponent will address Part B of the form as thoroughly as possible to demonstrate whether or not the EPA's objectives for environmental factors can be met.

If insufficient information is provided the EPA will request more information and processing of the referral will commence once the information is provided or the EPA decides to make a precautionary determination on the available information.

Completed all the questions in Part A (essential)	Yes No
Completed all the questions in Part B	☐Yes ☐ No
Completed all other applicable questions	☐Yes ☐ No
Included Attachment 1 – any additional document(s) the proponent wishes to provide	☐Yes ☐ No
Included Attachment 2 – confidential information (if applicable)	☐Yes ☐ No
Enclosed an electronic copy of all referral information, including spatial data and contextual mapping but clearly separating any confidential information	₩Yes □ No
Completed the Declaration	☑Yes □ No
What is the type of proposal being referred?  * a referred proposal seeking to be declared a derived proposal	significant significate significant signif
Do you consider the proposal requires formal environmental impact assessment?	☐ Yes ☑ No
If yes, what level of assessment?  API = Assessment of Proponent Information  PER = Public Environmental Review	☐ API Category A ☐ API Category B ☐ PER

**NB:** The EPA may apply an Assessment on Proponent Information (API) level of assessment when the proponent has provided sufficient information about:

- · the proposal;
- · the proposed environmental impacts;
- · the proposed management of the environmental impacts; and
- when the proposal is consistent with API criteria outlined in the <u>Environmental Impact</u> Assessment (Part IV Division 1 and 2) Administrative Procedures 2012.

If an API A formal level of assessment is considered appropriate, please refer to Environmental Assessment Guideline No. 14 Preparation for an Assessment on Proponent Information (Category A) Environmental Review Document EAG 14 (EAG14).

#### Declaration

I, Lindsay, John Stephens, (full name) declare that I am authorised on behalf of Donles Lime Service (being the person responsible for the proposal) to submit this form and further declare that the information contained in this form is true and not misleading.

Signature	AM	Name (print)	-indsay	Stephens
Position		Organisation	Lande	orm Research
Email	landform	aiinet net.	av	
Address	\$25 No.	HEATH	ER ROA	D
	SPOLEYS	TONE	SWA	P6110)
Date	3/8/201	6		

## (b) Decision-making authority

The EPA expects decision-making authorities to complete applicable sections of Part A of the form and provide the proponent an opportunity to provide additional information in Part B of the form where appropriate.

Wherever possible the DMA should obtain relevant spatial information from the proponent and provide this to the EPA with the referral.

DMA to complete before submitting form	
Completed all the questions in Part A (essential)	☐ Yes ☐ No
Provided Part B to the proponent for completion	☐ Yes ☐ No
Completed all other applicable questions	☐ Yes ☐ No
Included Attachment 1 – any supporting information	☐ Yes ☐ No
Enclosed an electronic copy of all referral information, including spatial data and contextual mapping	☐ Yes ☐ No
Completed the below Declaration	☐ Yes ☐ No
Do you consider the proposal requires formal environmental impact assessment?	☐ Yes ☐ No
What is the type of proposal being referred?	significant proposal significant proposal under an assessed scheme

## Declaration

I, LINDS BY JOHN STEPHENS(full name) submit this referral to the EPA for consideration of the environmental significance of its impacts.

Signature	AM	Name (print)	LINDSAY	STEPHENS
Position		Organisation	LANDFO	IRM RESEARCH
Email	landform	n Diinet. net	au.	
Address	2251 No	HEATHER ROAD		An
	SPOLEYS	TONE	SWA	Pos60941
Date	3/8/20	16		

## (c) Third Party

Third parties are asked to have consideration for the Significance Test outlined in Part A Section 1.5 of this form before referring a significant proposal to the EPA. The EPA will only consider proposals that are likely, if implemented, to have a significant effect on the environment.

Third parties are to provide sufficient information to clearly identify the significant proposal, the proponent, and their reasons for referring the proposal. This can be done by completing as much of Part A of the form as possible, taking into consideration the information available. Third parties may wish to fill in Part B of the form to advance their own views of the significance of the environmental impacts and the need for EPA assessment.

In most cases the EPA will seek additional information from the proponent. This will be to confirm or amend the identity of the proponent, the proposal, and to allow the proponent opportunity to provide its views on the significance of the environmental impacts and the need for EPA assessment.

Third Party to complete before submitting form

	applicable questions in	TI GILT GIA D		☐ Yes ☐ No
Completed the Declaration			☐ Yes ☐ No	
Do you cons assessment?		res formal environmental	impact	Yes No
		, (full name) sub ignificance of its impacts.		rral to the EPA for
Signature		Name (print)		
Signature		Name (print)		
Signature Email		Name (print)		
5.400000		Name (print)  Organisation		
Email	Street No.			
Email Position	Street No	Organisation	State	Postcode

## PART A: Information on the proposal and the proponent

All fields of Part A must be completed by the proponent and/or decision-making authority for this document to be processed as a referral. Third party referrers are only expected to fill in the fields they have information for.

#### 1 PROPONENT AND PROPOSAL DESCRIPTION

## 1.1 The proponent of the proposal

DOYLES LIME SERVICE
PO BOX 133
CAPEL WA 6271
carlo Doyle.
(as above) 0418 931 829. Carloidoyle a big pondicon
Lindcau Stephens.
Landform Research landformal in net. net. au 08 9397 5145 25 Healher Road Roleys

### 1.2 Proposal

Proposal is defined under the EP Act to mean a "project, plan, programme policy, operation, undertaking or development or change of land use, or amendment of any of the foregoing, but does not include scheme". Before completing this section please refer to Environmental Protection Bulletin 17 – Strategic and derived proposals (EPB 17) and Environmental Assessment Guideline for Defining the Key Characteristics of a proposal (EAG 1).

Proponent and/or DMA to complete	
Title of the proposal	Excavation Management Plan himestore and Sand grarry
What project phase is the proposal at?	☐ Scoping 100 Z Prestor I ☐ Feasibility Preston Be ☐ Detailed design ☐ Other
Proposal type  More than one proposal type can be identified, however for filtering purposes it is recommended that only the primary proposal type is identified.	☐ Power/Energy Generation ☐ Hydrocarbon Based – coal ☐ Hydrocarbon Based – gas ☐ Waste to energy ☐ Renewable – wind ☐ Renewable – wave ☐ Renewable – solar ☐ Renewable – geothermal

Mineral / Resource Extraction  Exploration – seismic
☐ Exploration – geotechnical ☐ Development
☐ Oil and Gas Development ☐ Exploration ☐ Onshore — seismic ☐ Onshore — geotechnical ☐ Onshore — development ☐ Offshore — seismic ☐ Offshore — geotechnical ☐ Offshore — development
☐ Industrial Development ☐ Processing ☐ Manufacturing ☐ Beneficiation
□ Land Use and Development □ Residential – subdivision □ Residential – development □ Commercial – subdivision □ Commercial – development □ Industrial – subdivision □ Industrial – development □ Agricultural – subdivision □ Agricultural – development □ Tourism
☐ Linear Infrastructure ☐ Rail ☐ Road ☐ Power Transmission ☐ Water Distribution ☐ Gas Distribution ☐ Pipelines
<ul> <li>Water Resource Development</li> <li>□ Desalination</li> <li>□ Surface or Groundwater</li> <li>□ Drainage</li> <li>□ Pipelines</li> <li>□ Managed Aquifer Recharge</li> </ul>
☐ Marine Developments ☐ Port ☐ Jetties ☐ Marina ☐ Canal ☐ Aquaculture ☐ Dredging
If other, please state below:

Proponent and/or DMA to complete	
	Other
Proponent and/or DMA to complete	
Description of the proposal – describe the key characteristics of the proposal in accordance with EAG 1.	Shallow excavations to talling approx. 15 ha and 20 hours.
Timeframe in which the proposal is to occur (including start and finish dates where applicable).	20 years. 2016 For 20 years.
Details of any staging of the proposal.	Four Stages.
What is the current land use on the property, and the extent (area in hectares) of the property?	Rural Grazing
Have pre-referral discussions taken place with the OEPA?  If yes, please provide the case number. If a case number was not provided, please state the date of the meeting and names of attendees.	Yes. ERA 04-2013-0015: 2014 modification of a withdre proposal.
DMA (Responsible Authority) to complete	
For a proposal under an assessed scheme (as defined in section 3 of the EP Act, applicable only to the proponent and DMA) provide details (in an attachment) as to whether:	
<ul> <li>The environmental issues raised by the proposal were assessed in any assessment of the assessed scheme.</li> </ul>	
<ul> <li>The proposal complies with the assessed scheme and any environmental conditions in the assessed scheme.</li> </ul>	

## 1.3 Strategic / derived proposals

Complete this section if the proposal being referred is a strategic proposal or you are seeking the proposal to be declared a derived proposal. Note: Only a proponent may refer a strategic proposal and seek a proposal to be declared a derived proposal.

Proponent to complete		
Is this referred proposal a strategic proposal?	☐ Yes ☐ No	
Are you seeking that this proposal be declared a derived proposal?	Yes No	
If you are seeking that this proposal be declared a derived proposal, what is the Ministerial Statement number (MS #) of the associated strategic proposal?	MS #:	

## 1.4 Location

Proponents and DMAs must provide spatial data. Please refer to <u>EAG 1</u> for more detail.

Proponent, DMA and Third Party to complete	
Name of the Local Government Authority in which the proposal is located.	Shire of waroona.
Location:  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.	Lot 1002 Preston Beach Road Non Preston Beach.
Have maps and figures been included with the referral (consistent with EAG 1 where appropriate)?  The types of maps and figures which need to be provided (depending on the nature of the proposal) include:  • maps showing the regional location and context of the proposal; and  • figures illustrating the proposal elements.	₩ Yes □ No
Proponent and DMA to complete	
Have electronic copies of spatial data been included with the referral?	V Yes □ No
<b>NB:</b> Electronic spatial (GIS or CAD) data, geo-referenced and conforming to the following parameters:	
<ul> <li>GIS: polygons representing all activities and named;</li> </ul>	
<ul> <li>CAD: simple closed polygons representing all activities and named;</li> </ul>	
<ul><li>datum: GDA94;</li></ul>	
<ul> <li>projection: Geographic (latitude/longitude) or Map Grid of Australia (MGA);</li> </ul>	
<ul> <li>format: ESRI geodatabase or shapefile, MapInfo Interchange Format, Microstation or AutoCAD</li> </ul>	

# 1.5 Significance test and environmental factors

Proponent, DMA and Third Party to comp	plete
What are the likely significant	☐ Benthic Communities and Habitat
environmental factors for this proposal?	☐ Coastal Processes
	☐ Marine Fauna
2 d to minimum	☐ Flora and Vegetation
Designed to minimise impacts	Landforms
1m pacts	Subterranean Fauna
, , , , , , , , , , , , , , , , , , ,	☐ Terrestrial Environmental Quality
	☐ Terrestrial Fauna
	☐ Hydrological Processes
	☐ Inland Waters Environmental Quality
	☐ Air Quality & Atmospheric Gases

Proponent, DMA and Third Party to comp	plete
	☐ Amenity
	Heritage
	☐ Human Health
	Offsets
	Rehabilitation and Decommissioning
Having regard to the Significance Test (refer to Section 7 of the EIA Administrative Procedures 2012) in what ways do you consider the proposal may have a significant effect on the environment and warrant referral to the EPA?	Please outline in two paragraphs or less. Proximity to Lake Pollard and Lake Clifton plus pub concern.
subject to the Freedom of Information Act 199	unless authorised for exemption under the EP Ac 2.
Proponent to complete	
Does the proponent request that the EPA treat any part of the referral information as confidential?  Ensure all confidential information is provided in a separate attachment in hard copy.	☐ Yes ☑ No
eferred proposal.  .1 Government approvals	Commonwealth regulatory considerations for the
this section applies to the Local, State and eferred proposal.  1 Government approvals 2.1.1 State or Local Government	
this section applies to the Local, State and of eferred proposal.  1.1 Government approvals 2.1.1 State or Local Government  DMA to complete	t approvals
this section applies to the Local, State and of eferred proposal.  1.1 Government approvals 2.1.1 State or Local Government  DMA to complete  What approval(s) is (are) required from you as	t approvals
this section applies to the Local, State and deferred proposal.  1.1 Government approvals  2.1.1 State or Local Government  DMA to complete  What approval(s) is (are) required from you as decision-making authority?  Its rezoning of any land required before the	a e
this section applies to the Local, State and eferred proposal.  .1 Government approvals	a approvals

## 2.1.2 Regulation of aspects of the proposal

Complete the following to the extent possible.

Proponent to complete	
Do you have legal access required for the implementation of all aspects of the proposal?	☑Yes ☐ No
If yes, provide details of legal access authorisations / agreements / tenure.	Approval from Land and can provide in writing
If no, what authorisations / agreements / tenure is required and from whom?	required in writing

Outline both the existing approvals and approvals that will be / are being sought as a part of this proposal.

Aspects* of the proposal	Type of approval	Legislation regulating this activity	Which State agency /entity regulate this activity?	
Abstraction / Dewatering	Licence	RIWI Act 1914	DoW	
Discharge	Works Approval and Licence	EP Act 1986 - Part V	DER	
Clearing	Native Vegetation Clearing Permit	EP Act 1986 – Part V	DER V	

<sup>\*</sup>e.g. mining, processing, dredging

# 2.1.3 Commonwealth Government Environment Protection and Biodiversity Conservation Act 1999 approvals

Refer to the assessment bilateral agreement between the Commonwealth of Australia and the State of Western Australia for assistance on this section.

Pr	Proponent to complete		
1.	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)?	If no continue to Part A section 2.1.4.	
2.	What is the status of the decision on whether or not the action is a controlled action?	Proposal not yet referred Proposal referred, awaiting decision Assessed – controlled action Assessed – not a controlled action	
3.	If the action has been referred, when was it referred and what is the reference number (Ref #)?	Date:	

Pro	Proponent to complete			
4.	If the action has been assessed, provide the decision in an attachment. Has an attachment been provided?	Yes	□ No	
5.	Do you request this proposal to be assessed under the bilateral agreement?	<b>V</b> Yes	□No	

Complete the following to the extent possible for the Public Comment of EPBC Act referral documentation.

Proponent to complete		
6.	Have you invited the public to comment on your referral documentation?	☐ Yes ☑ No
7.	How was the invitation published?	newspaper website
8.	Did the invitation include all of the following?	
	(a) brief description of the action	☐ Yes ☐ No
5	(b) the name of the action	☐ Yes ☐ No
	(c) the name of the proponent	☐ Yes ☐ No
	(d) the location of the action	☐ Yes ☐ No
	(e) the matters of national environmental significance that will be or are likely to be significantly impacted	☐ Yes ☐ No
	(f) how the relevant documents may be obtained	☐ Yes ☐ No
	(g) the deadline for public comments	☐ Yes ☐ No
	(h) available for public comment for 14 calendar days	☐ Yes ☐ No
Ì	(i) the likely impacts on matters of national environmental significance	☐ Yes ☐ No
	(j) any feasible alternatives to the proposed action	☐ Yes ☐ No
	(k) possible mitigation measures	☐ Yes ☐ No
9.	Were any submissions received during the public comment period?	☐ Yes ☐ No
10	. Have public submissions been addressed? If yes provide attachment.	☐ Yes ☐ No

# 2.1.4 Other Commonwealth Government Approvals

Proponent, DMA and Third Party to complete				
Is approval required from other Commonwealth Government/s for any part of the proposal?		☐ Yes ☐ No  If yes, please complete the table below.		
Agency / Authority	Approval required	proval required Application lodged?		Agency / Local Authority contact(s) for proposal
		Yes	☐ No	
		Yes	☐ No	

# 3. SUPPORTING INFORMATION

Please attach copies of any relevant information on the proposal, supporting evidence and / or existing environmental surveys, studies or monitoring information undertaken and list the documents below.

Author	Document Description
	Author

### PART B: ENVIRONMENTAL FACTORS

The purpose of Part B is to assist the EPA to determine the significance of the likely environmental impacts of the proposal in accordance with the EPA's *Environmental Assessment Guideline for Environmental factors and objectives* (EAG 8) and *Environmental Assessment Guideline for Application of a significant framework in the EIA process* (EAG 9). Referrers completing Part B should refer closely to EAG 8 and EAG 9.

The EPA has prepared <u>Referral of a Proposal under s38 of the EP Act EAG No.16 - Appendix A</u> (Appendix A) to assist in identifying factors and completing the below table. Further guidance can be found in the guidance and policy documents cited in Appendix A under each factor.

#### How to complete Part B

For each environmental factor, that is likely to be significantly impacted by the implementation of the proposal, make a copy of the table below and insert a summary of the relevant information relating to the proposal. The table can be broken down into more than one table per factor, if the need arises. For example the hydrological processes factor can be presented in two separate tables, one for surface water and one for groundwater, or similarly one for construction and one for operations.

For complex proposals a supplementary referral report can be provided in addition to the referral form. If this option is chosen the table must still be completed (summaries are acceptable) to assist the Office of the EPA with statistical reporting and filtering proposals for processing.

Proponents expecting an API level of assessment must provide information in accordance with the EPA's *Environmental Assessment Guideline for Preparation of an API-A environmental review document* (EAG 14).

For each of the significant environmental factors, complete the following table (Questions 1 - 10).

Prop	onent to complete. DMA and Third Party to complete	to the best of their knowledge.	
1	Factor, as defined in EAG 8	see Environmental	
2	EPA Objective, as defined in EAG 8	Of documentation	
3	Guidance - what established policies, guidelines, and standards apply to this factor in relation to the proposal?	see documentation	
4	Consultation - outline the need for consultation and the outcomes of any consultation in relation to the potential environmental impacts, including:  • anticipated level of public interest in the impact;  • consultation with regulatory agencies; and	Low he moderate.	
	consultation with community.		
5	Baseline information - describe the relevant characteristics of the receiving environment.	see documentation	
	This may include: regional context; known environmental values, current quality, sensitivity to impact, and current level of cumulative impacts.		
6	Impact assessment - describe the potential impact/s that may occur to the environmental factor as a result of implementing the proposal.	see documentation	

7	Mitigation measures - what measures are proposed to mitigate the potential environmental impacts? The following should be addressed:	see douven ta hon
	Avoidance - avoiding the adverse environmental impact altogether;	
	Minimisation - limiting the degree or magnitude of the adverse impact;	
	Rehabilitate – restoring the maximum environmental value that is reasonably practicable; and	
	<ul> <li>Offsets – actions that provide environmental benefits to counterbalance significant residual environmental impacts or risks of a project or activity.</li> </ul>	
8	Residual impacts – review the residual impacts against the EPA objectives.	see documentation
	It is understood that the extent of any significant residual impacts may be hard to quantify at the referral stage. Referrers are asked to provide, as far as practicable, a discussion on the likely residual impacts and form a conclusion on whether the EPA's objective for this factor would be met if residual impacts remain. This will require:	
	<ul> <li>quantifying the predicted impacts (extent, duration, etc.) acknowledging any uncertainty in predictions;</li> </ul>	
	<ul> <li>putting the impacts into a regional or local context, incorporating knowable cumulative impacts; and</li> </ul>	
	<ul> <li>comparison against any established environmental policies, guidelines, and standards.</li> </ul>	
9	EPA's Objective – from your perspective and based on your review, which option applies to the proposal in relation to this factor? Refer to EAG 9	<ul> <li></li></ul>
10	Describe any assumptions critical to your conclusion (in Question 9). e.g. particular mitigation measures or regulatory conditions.	NIL

In circumstances where there was some uncertainty on the level of significance of a particular factor it is recommended that a brief summary (no longer than 1 - 2 paragraphs) is provided on the steps taken to determine why a factor was not considered to be significant.