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Published on: 7 August 2015

Statement No. 1012

**STATEMENT TO CHANGE THE IMPLEMENTATION CONDITIONS APPLYING TO
A PROPOSAL**

(Section 46 of the *Environmental Protection Act 1986*)

OREBODY 18 IRON ORE MINE

Proposal: Orebody 18 Iron Ore Mine

Proponent: BHP Billiton Iron Ore Pty. Ltd.
Australian Company Number: 008 700 981

Proponent Address: 125 St Georges Terrace Perth WA 6000

Report of the Environmental Protection Authority: 1550

Preceding Statement/s Relating to this Proposal: 439

Pursuant to section 45 of the *Environmental Protection Act 1986*, as applied by section 46(8), it has been agreed that implementation conditions set out in Ministerial Statement No. 439 be changed as specified in this Statement.

Words and expressions used in this Statement shall have the same respective meanings as in the *Environmental Protection Act 1986*, or as defined in this Statement.

1. Condition 8 is added.**8. Offsets**

8-1 The proponent shall contribute funds to offset the clearing of 'good to excellent' condition native vegetation in the Hamersley and Fortescue IBRA subregions, calculated pursuant to condition 8-3. This funding shall be provided to a government-established conservation offset fund or an alternative offset arrangement providing an equivalent outcome as determined by the Minister.

8-2 Condition 8-1 does not apply to clearing of native vegetation authorised under Ministerial Statement 439 prior to 3 February 2015, as detailed in Attachment 2 to Ministerial Statement 439.

8-3 The proponent's contribution to the offset fund or alternative offset arrangement identified in condition 8-1 shall be paid biennially, the first payment due two years after the commencement of clearing authorised for the proposal under section 45C of the *Environmental Protection Act 1986* on 3 February 2015, as detailed in Attachment 3 to Ministerial Statement 439.

The amount of funding will be made on the following basis and in accordance with the approved Impact Reconciliation Procedure required by condition 8-5.

(1) \$750 AUD (excluding GST) per hectare of 'good to excellent' condition native vegetation within the Hamersley IBRA subregion; and

(2) \$1500 AUD (excluding GST) per hectare of 'good to excellent' condition native vegetation within the Fortescue IBRA subregion.

8-4 The real value of contributions described in condition 8-3 will be maintained through indexation to the Perth CPI, with the first adjustment to be applied to the first payment.

8-5 The proponent shall prepare and submit an Impact Reconciliation Procedure to the satisfaction of the CEO within six months of the date of this Statement.

8-6 In the event that additional clearing is authorised for the proposal, the proponent shall revise the Impact Reconciliation Procedure required by condition 8-5 to the satisfaction of the CEO within six months of that clearing being authorised.

8-7 The Impact Reconciliation Procedure required by condition 8-5, or revised Impact Reconciliation Procedure required by condition 8-6, shall:

(1) include a methodology for identifying 'good to excellent' condition native vegetation within the Hamersley and Fortescue IBRA subregions;

(2) include a methodology for calculating the area of 'good to excellent' condition native vegetation cleared within the Hamersley and Fortescue IBRA subregions for each biennial time period, and for which contributions shall be made to the offset fund or alternative offset arrangement as required by condition 8-1;

(3) include the submission of spatial data identifying the areas of 'good to excellent' native vegetation cleared within the Hamersley and Fortescue IBRA subregions for each biennial time period; and

(4) state dates for the commencement of the biennial time period and for the submission of results of the Impact Reconciliation Procedure, to the satisfaction of the CEO.

2. Definitions

Acronym or Abbreviation	Definition or Term
IBRA	Interim Biogeographic Regionalisation for Australia.
CEO	The Chief Executive Officer of the Department of the Public Service of the State responsible for the administration of section 48 of the <i>Environmental Protection Act 1986</i> , or his delegate.
CPI	Consumer Price Index

[Signed 7 August 2015]

Albert Jacob MLA

MINISTER FOR ENVIRONMENT; HERITAGE