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Published on: 4 June 2013

Statement No: 936

**STATEMENT THAT A PROPOSAL MAY BE IMPLEMENTED  
(PURSUANT TO THE PROVISIONS OF THE  
ENVIRONMENTAL PROTECTION ACT 1986)**

**ACCESS ROAD TO NELSON LOCATION 7965 (SANDY PEAK) DOGGERUP  
ROAD, SHIRE OF MANJIMUP**

**Proposal:** The proposal is for the construction, operation and maintenance of a 6.5 km long all-weather, year-round access track from Windy Harbour Road to Nelson Location 7965, located entirely within the Doggerup Road Reserve.

**Proponent:** Shire of Manjimup

**Proponent Address:** 37-39 Rose Street (Corner Brockman and Rose Streets)  
MANJIMUP WA 6258

**Assessment Number:** 1836

**Report of the Environmental Protection Authority Number:** 1470

This Statement authorises the implementation of the Proposal described and documented in Columns 1 and 2 of Table 2 of Schedule 1. The implementation of the Proposal is subject to the following implementation conditions and procedures. Schedule 2 details the definitions of terms and phrases used in the implementation conditions and procedures.

**1 Proposal Implementation**

1-1 When implementing the proposal, the proponent shall not exceed the authorised extent of the proposal as defined in Column 3 of Table 2 in Schedule 1, unless amendments to the proposal and the authorised extent of the Proposal has been approved under the EP Act.

**2 Contact Details**

2-1 The proponent shall notify the CEO of any change of its name, physical address or postal address for the serving of notices or other correspondence within 28 days of such change. Where the proponent is a corporation or an association of persons, whether incorporated or not, the postal address is that of the principal place of business or of the principal office in the State.

### **3 Time Limit for Proposal Implementation**

- 3-1 The proponent shall not commence implementation of the proposal after the expiration of 5 years from the date of this statement, and any commencement, within this 5 year period, must be substantial.
- 3-2 Any commencement of implementation of the proposal, within 5 years from the date of this statement, must be demonstrated as substantial by providing the CEO with written evidence, on or before the expiration of 5 years from the date of this statement.

### **4 Compliance Reporting**

- 4-1 The proponent shall prepare and maintain a compliance assessment plan to the satisfaction of the CEO.
- 4-2 The proponent shall submit to the CEO the compliance assessment plan required by Condition 4-1 at least six months prior to the first compliance assessment report required by Condition 4-6, or prior to implementation, whichever is sooner.

The compliance assessment plan shall indicate:

- (1) the frequency of compliance reporting;
  - (2) the approach and timing of compliance assessments;
  - (3) the retention of compliance assessments;
  - (4) the method of reporting of potential non-compliances and corrective actions taken;
  - (5) the table of contents of compliance assessment reports; and
  - (6) public availability of compliance assessment reports.
- 4-3 The proponent shall assess compliance with conditions in accordance with the compliance assessment plan required by Condition 4-1.
  - 4-4 The proponent shall retain reports of all compliance assessments described in the compliance assessment plan required by Condition 4-1 and shall make those reports available when requested by the CEO.
  - 4-5 The proponent shall advise the CEO of any potential non-compliance within seven days of that non-compliance being known.
  - 4-6 The proponent shall submit to the CEO the first compliance assessment report 15 months from the date of issue of this Statement addressing the 12 month period from the date of issue of this Statement and then annually from the date of submission of the first compliance assessment report.

The compliance assessment report shall:

- (1) be endorsed by the proponent's Chief Executive Officer or a person delegated to sign on the Chief Executive Officer's behalf;
- (2) include a statement as to whether the proponent has complied with the conditions;

- (3) identify all potential non-compliances and describe corrective and preventative actions taken;
- (4) be made publicly available in accordance with the approved compliance assessment plan; and
- (5) indicate any proposed changes to the compliance assessment plan required by Condition 4-1.

## **5 Flora and Vegetation (Dieback *Phytophthora* species)**

- 5-1 The proponent shall aim to ensure that dieback disease (*Phytophthora* species) is not introduced to the protectable areas in the road reserve as a direct or indirect result of construction and maintenance of the proposal.
- 5-2 Prior to construction the proponent shall engage an experienced dieback interpreter to carry out a baseline dieback survey of the road reserve to identify and map the protectable areas and submit the results to the CEO.
- 5-3 Prior to construction the proponent shall submit to the CEO dieback hygiene protocols to apply to vehicles, machines and personnel, during construction and ongoing maintenance, consistent with, and any future revisions of, *Managing Phytophthora Dieback Guidelines for Local government* (Dieback Working Group, 2000), for approval.

The protocols shall include:

- (1) the use of certified dieback free construction material;
  - (2) undertaking construction and maintenance activities only in dry soil conditions;
  - (3) hygiene and clean down procedures to apply to vehicles and machines prior to entering protectable areas during construction and maintenance activities; and
  - (4) undertaking a follow-up dieback survey after completion of construction.
- 5-4 The proponent shall implement the dieback hygiene protocols approved in condition 5-3 during construction and maintenance to meet the objective in condition 5-1.

## **6 Hydrological Processes**

- 6-1 The proponent shall aim to ensure that the implementation of the proposal does not adversely alter the natural surface flows and flooding regime where the road traverses creeks and areas of inundation.
- 6-2 Prior to construction the proponent shall submit a plan for the approval of the CEO which details the locations, spacing and sizes of drainage infrastructure, and height of the road, based on the recommendations in the *MPM Development Consultants Engineering Assessment, Doggerup road, Windy Harbour, MPM Development Consultants, 2010*, onsite monitoring and cross-sectional profiles in Figure 2 of Schedule 1, in order to meet the requirements of condition 6-1.

## **7 Environmental Management Plan**

- 7-1 Prior to construction the proponent shall, in consultation with the DEC, finalise the *Access Road to Nelson Location 7965 (Sandy Peak) Doggerup road, Shire of Manjimup, Environmental Management Plan, Bio Diverse Solutions, 2 November 2012* to the satisfaction of the CEO and make the plan publicly available.
- 7-2 During the construction and maintenance of the proposal the proponent shall implement the Environmental Management Plan approved under condition 7-1 in consultation with the DEC.

[Signed 31 May 2013]

Albert Jacob MLA  
**MINISTER FOR ENVIRONMENT; HERITAGE**

**Table 1: Summary of the Proposal**

<b>Proposal Title</b>	Access Road to Nelson Location 7965 (Sandy Peak) Doggerup Road.
<b>Short Description</b>	Construction, operation and maintenance of a 6.5 km long all-weather, year round access track from Windy Harbour Road to Nelson Location 7965, located entirely within the Doggerup Road Reserve.

**Table 2: Location and authorised extent of physical and operational elements**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Element</b>	<b>Location</b>	<b>Authorised Extent</b>
Construction and operation of the access track.	Within the Doggerup Road Reserve. See Figures 1. Construction of the road will be generally consistent with the cross-sectional profiles shown in Figure 2.	Clearing of 6.5 ha within 10 m disturbance corridor (including passing lanes) for construction. 3.9 ha will be permanently cleared for operation.

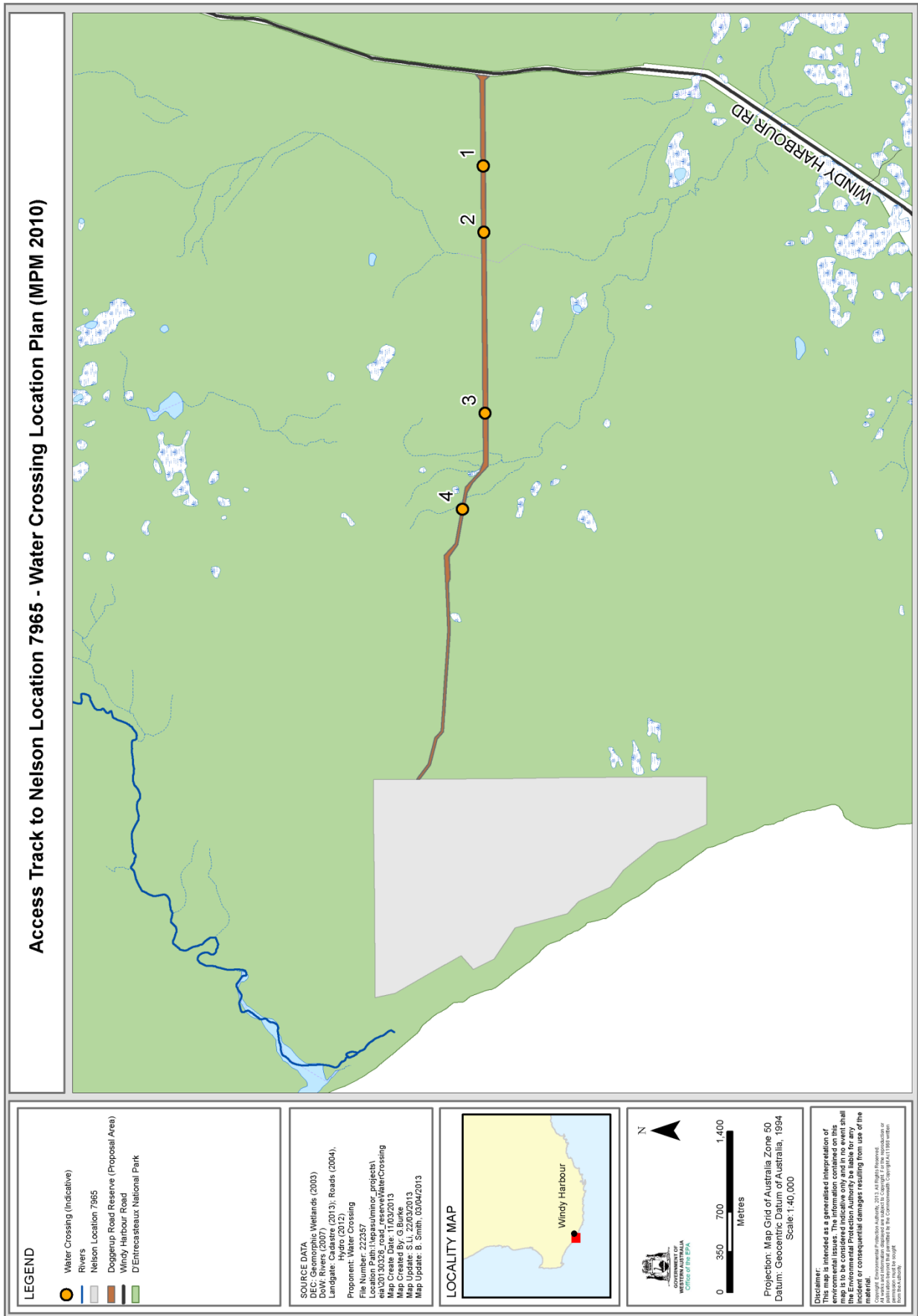
**Table 3: Abbreviations**

<b>Abbreviation</b>	<b>Term</b>
km	kilometres
m	metres
ha	hectares

**Figures (attached)**

Figure 1 Doggerup Road Reserve

Figure 2 Cross-sectional profiles

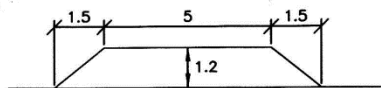


**Figure 1 Doggerup Road Reserve**

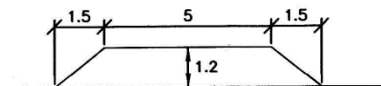
ADDENDUM TO ENGINEERING ASSESSMENT  
DOGGERUP ROAD, WINDY HARBOUR

ILLUSTRATION of CAUSEWAY CROSS SECTIONS

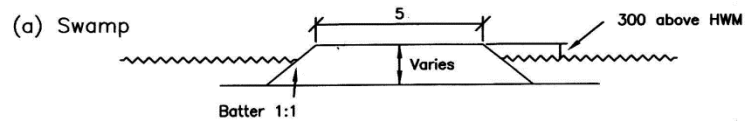
1. FIRST WATER CROSSING P.10



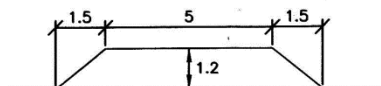
2. 2nd WATER CROSSING P.11



3. 3RD WATER CROSSING P.12/13



- (b) Creek



4. AREAS of PONDING and INUNDATION P.13

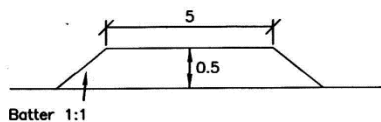


Figure 2 Cross-sectional profiles

## Schedule 2

Term or Phrase	Definition
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.
EPA	Environmental Protection Authority
EP Act	<i>Environmental Protection Act 1986</i>
DEC	Department of Environment and Conservation
DoW	Department of Water
Dry Soil Conditions	Dry soil conditions are when soils (not dust) do not freely adhere to rubber tyres, trucks, vehicles chassis or wheel arches.
Protectable Areas	Areas which are free of the evidence of infestation by <i>Phytophthora</i> species, and which are amenable to being protected from the establishment of new centres of infestation arising from construction and maintenance activities through the imposition of hygienic management practices.



## Notes

The following notes are provided for information and do not form a part of the implementation conditions of the Statement:

- The proponent for the time being nominated by the Minister for Environment under section 38(6) of the *Environmental Protection Act 1986* is responsible for the implementation of the proposal unless and until that nomination has been revoked and another person is nominated.
- If the person nominated by the Minister, ceases to have responsibility for the proposal, that person is required to provide written notice to the Environmental Protection Authority of its intention to relinquish responsibility for the proposal and the name of the person to whom responsibility for the proposal will pass or has passed. The Minister for Environment may revoke a nomination made under section 38(6) of the *Environmental Protection Act 1986* and nominate another person.
- To initiate a change of proponent, the nominated proponent and proposed proponent are required to complete and submit *Post Assessment Form 1 – Application to Change Nominated Proponent*.
- The General Manager of the Office of the Environmental Protection Authority was the Chief Executive Officer of the Department of the Public Service of the State responsible for the administration of section 48 of the *Environmental Protection Act 1986* at the time the Statement was signed by the Minister for Environment.