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Published on: 18 June 2014

Statement No: 973

**STATEMENT TO AMEND CONDITIONS APPLYING TO A DERIVED PROPOSAL
(PURSUANT TO THE PROVISIONS OF SECTION 46(4) OF THE
ENVIRONMENTAL PROTECTION ACT 1986)**

SUBDIVISION OF LOT 500 PATTERSON ROAD, EAST ROCKINGHAM

Derived Proposal: Subdivision of Lot 500 Patterson Road, East Rockingham identified in plan of subdivision titled Rockingham Industry Zone Subdivision Plan Lot 500 Patterson Road, Rockingham (Rockingham Amended Plan dated 7 August 2013)

Proponent: Western Australian Land Authority trading as LandCorp

Proponent Address: Level 6
Wesfarmers House
40 The Esplanade
Perth WA 6000

Inquiry into Conditions Assessment Number: 1996

Report of the Environmental Protection Authority's Inquiry into Conditions: 1502

Strategic Proposal Statement Number: 863

By Section 45A Notice Statement 863 – No 1 dated 24 April 2014, the Minister for Environment gave notice that the implementation agreement previously made and referred to in Statement No. 863 dated 26 May 2011 takes effect in relation to this derived proposal subject to any change of the implementation conditions made under sections 46 or 46C of the *Environmental Protection Act 1986*.

Pursuant to section 46 of the *Environmental Protection Act 1986* implementation conditions in Statement No. 863 dated 26 May 2011, as applied only to this derived proposal, are amended as follows:

1. Change to Condition 2-1

Condition 2-1 of Statement No. 863 is deleted.

2. Change to Condition 5-1

Condition 5-1 of Statement No. 863 is deleted and replaced with:

5-1 The proponent shall maintain the fence that it established around the Conservation Area, as delineated in Figure 1 and defined by the spatial coordinates provided in Table 2 of Statement 863, until such time as the Conservation Area is ceded to the Conservation Commission of Western Australia.

3. Change to Condition 5-2

Condition 5-2 of Statement No. 863 is deleted and replaced with:

5-2 The proponent shall maintain the Conservation Area, as delineated in Figure 1 and defined by the spatial coordinates provided in Table 2 of Statement 863, free of rubbish until such time as the land is ceded to the Conservation Commission of Western Australia.

4. Change to Condition 5-3

Condition 5-3 of Statement No. 863 is deleted.

5. Change to Condition 5-4

Condition 5-4 of Statement No. 863 is deleted and replaced with:

5-4 The proponent shall implement the Initial Conservation Area Management Plan that was approved by the CEO on 23 December 2013, or subsequent revisions as approved by the CEO, until the Conservation Area is ceded to the Conservation Commission of Western Australia.

6. Change to Condition 5-5

Condition 5-5 of Statement No. 863 is deleted and replaced with:

5-5 When the completion criteria detailed in the Initial Conservation Area Management Plan referred to in condition 5-4 are met, or within two years of a written request from the Department of Parks and Wildlife, the proponent will arrange to cede the Conservation Area to the Conservation Commission of Western Australia.

7. Change to Condition 6-1

Condition 6-1 of Statement No. 863 is deleted.

8. Change to Condition 6-2

Condition 6-2 of Statement No. 863 is deleted and replaced with:

6-2 The proponent shall implement the Water Management Strategy that was approved by the CEO on 23 December 2013, or subsequent revisions as approved by the CEO.

9. Change to Condition 7-1

Condition 7-1 of Statement No.863 is deleted.

10. Change to Condition 7-2

Condition 7-2 of Statement No. 863 is deleted and replaced with:

7-2 The proponent shall implement the Offsets Package that was approved by the CEO on 10 October 2013 within six months of the date of this statement, or by a later date agreed by the CEO.

11. Add new Condition

8-1 The Proponent shall implement the management action specified in the sections 3.1, 3.4. 3.5. 4.2, 4.4 and 4.5 of the Construction Environmental Management Plan Version 7 dated 5 November 2013, or the relevant sections of subsequent revisions as approved by the CEO.

12. Add new Condition

9-1 The Proponent shall implement the management actions specified in the sections 3.1, 3.3, 3.5 and 4.1 of the Environmental Management Plan Version 6 dated 14 October 2013, or the relevant sections of subsequent revisions as approved by the CEO.

[Signed 18 June 2014]

Albert Jacob MLA
MINISTER FOR ENVIRONMENT; HERITAGE

| 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> |