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Published on: 7 January 2019

Statement No. 1088

STATEMENT THAT A REVISED PROPOSAL MAY BE IMPLEMENTED
(*Environmental Protection Act 1986*)

BUSSELTON–MARGARET RIVER AIRPORT EXPANSION

Proposal: Proposal to amend Busselton Regional Aerodrome the subject of Statement Numbers 901 dated 22 June 2012 and 1009 dated 7 July 2015.

Proponent: City of Busselton
Australian Business Number 87 285 608 991

Proponent Address: 2 Southern Drive
BUSSELTON WA 6280

Assessment Number: 2105

Report of the Environmental Protection Authority: 1616

Previous Assessment Numbers: 2008, 1876, 1918, 1913, 1867, 1827 and 775

Previous Reports of the Environmental Protection Authority: 1546, 1435, 1428, 1418, 1385, 1348 and 785

Previous Statement Numbers: 1009, 901, 887, 878, 856, 825 and 399

Pursuant to section 45, read with section 45B of the EP Act, it has been agreed that:

1. the revised proposal described and documented in Schedule 1 may be implemented;
2. this Statement supersedes Statement Numbers 901 and 1009, and from the date of this Statement each of the implementation conditions in Statements 901 and 1009 no longer apply in relation to the revised proposal; and
3. the implementation of the revised proposal, is subject to the following revised implementation conditions:

1 Proposal Implementation

- 1-1 When implementing the revised proposal, the proponent shall not exceed the authorised extent of the revised proposal as defined in Table 2 in Schedule 1.

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 twenty-eight (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 Compliance Reporting

- 3-1 The proponent shall prepare, and maintain a Compliance Assessment Plan which is submitted to the CEO at least six (6) months prior to the first Compliance Assessment Report required by condition 3-6.
- 3-2 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.
- 3-3 After receiving notice in writing from the CEO that the Compliance Assessment Plan satisfies the requirements of condition 3-2 the proponent shall assess compliance with conditions in accordance with the Compliance Assessment Plan required by condition 3-1.
- 3-4 The proponent shall retain reports of all compliance assessments described in the Compliance Assessment Plan required by condition 3-1 and shall make those reports available when requested by the CEO.
- 3-5 The proponent shall advise the CEO of any potential non-compliance within seven (7) days of that non-compliance being known or suspected.

- 3-6 The proponent shall submit to the CEO the first Compliance Assessment Report fifteen (15) months from the date of issue of this Statement addressing the twelve (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, or as otherwise agreed in writing by the CEO.

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 3-1.

4 Public Availability of Data

- 4-1 Subject to condition 4-2, within a reasonable time period approved by the CEO of the issue of this Statement and for the remainder of the life of the proposal the proponent shall make publicly available, in a manner approved by the CEO, all validated environmental data (including sampling design, sampling methodologies, empirical data and derived information products (e.g. maps)), environmental management plans and reports relevant to the assessment of this proposal and implementation of this Statement.

- 4-2 If any data referred to in condition 4-1 contains particulars of:

- (1) a secret formula or process; or
- (2) confidential commercially sensitive information,

the proponent may submit a request for approval from the CEO to not make these data publicly available. In making such a request the proponent shall provide the CEO with an explanation and reasons why the data should not be made publicly available.

5 Noise Management Plan

- 5-1 The proponent shall manage the operation of the proposal to meet the following environmental objective:

- (1) noise emissions from the ongoing operation of the proposal shall be managed so as not to unreasonably impact on noise sensitive premises.
- 5-2 In order to meet the requirements of condition 5-1, the proponent shall implement the *Busselton-Margaret River Airport Noise Management Plan 2018* (version 1, May 2018).
- 5-3 The proponent shall implement the most recent version of the *Busselton-Margaret River Airport Noise Management Plan 2018* which the CEO has confirmed by notice in writing, addresses the requirements of condition 5-1.
- 5-4 The proponent shall continue to implement the *Busselton-Margaret River Airport Noise Management Plan 2018* (version 1, May 2018), or any subsequent revisions as approved by the CEO in condition 5-3, until the CEO has confirmed by notice in writing that the proponent has demonstrated that the objective in condition 5-1 is being and will continue to be met and therefore the implementation of the management plan is no longer required.
- 5-5 In the event of failure to implement management actions detailed in the Plan, the proponent shall meet the requirements of condition 3-5 (Compliance Reporting) and shall implement the measures outlined in the Plan, including, but not limited to, actions and investigations to be undertaken.
- 5-6 Within six months of the issue of this Statement or as otherwise agreed in writing from the CEO, the proponent shall amend section 3.1.3, and any consequential amendments, in the *Busselton-Margaret River Airport Noise Management Plan 2018* (version 1, May 2018) to define the standard hours of operation for 'Open, Closed charters, Regular Passenger Transport/Commercial operators' to be between 0600 and 0000 hours.

6 Review of Noise Management Plan

- 6-1 Within three months of each three-year period, from the date of issue of this Statement, the proponent shall submit a report to the CEO which reviews the effectiveness of the *Busselton-Margaret River Airport Noise Management Plan 2018* (version 1, May 2018), or any subsequently approved revisions, in achieving the objective of condition 5-1.
- 6-2 The report required by condition 6-1 shall include, but not be limited to:
 - (1) noise monitoring results;
 - (2) noise amelioration assessments and/or implementation;
 - (3) number of complaints received and actions taken to resolve complaints;
 - (4) published flight paths to minimise impacts; and

- (5) the findings of the review to determine the effectiveness of the *Busselton-Margaret River Airport Noise Management Plan 2018* (version 1, May 2018), or any subsequently approved revisions, and whether amendments to the Plan are required.

[Signed on 27 December 2018]

Hon Stephen Dawson MLC
MINISTER FOR ENVIRONMENT

Table 1: Summary of the Proposal

Proposal Title	Busselton-Margaret River Airport Expansion
Short Description	The proposal is to operate a regional airport at 86 Neville Hyder Drive, Yalyalup.

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

Column 1	Column 2	Column 3
Element	Location	Authorised Extent
Airport	Figure 1	Airport infrastructure not to extend outside the 206.2 ha proposal development envelope as shown in Figure 1.
Runway Heading	Figure 1	030°/210°

Table 3: Abbreviations and Definitions

Acronym or Abbreviation	Definition or Term
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.
EP Act	<i>Environmental Protection Act 1986</i>
Ha	hectares
noise sensitive premises	A building, or a part of a building, on the premises that is used for a noise sensitive purpose, in accordance with those premises defined in Schedule 1 Part C of the <i>Environmental Protection (Noise) Regulations 1997</i> .

Figure (attached)

Figure 1 Busselton-Margaret River Airport location and development envelope.

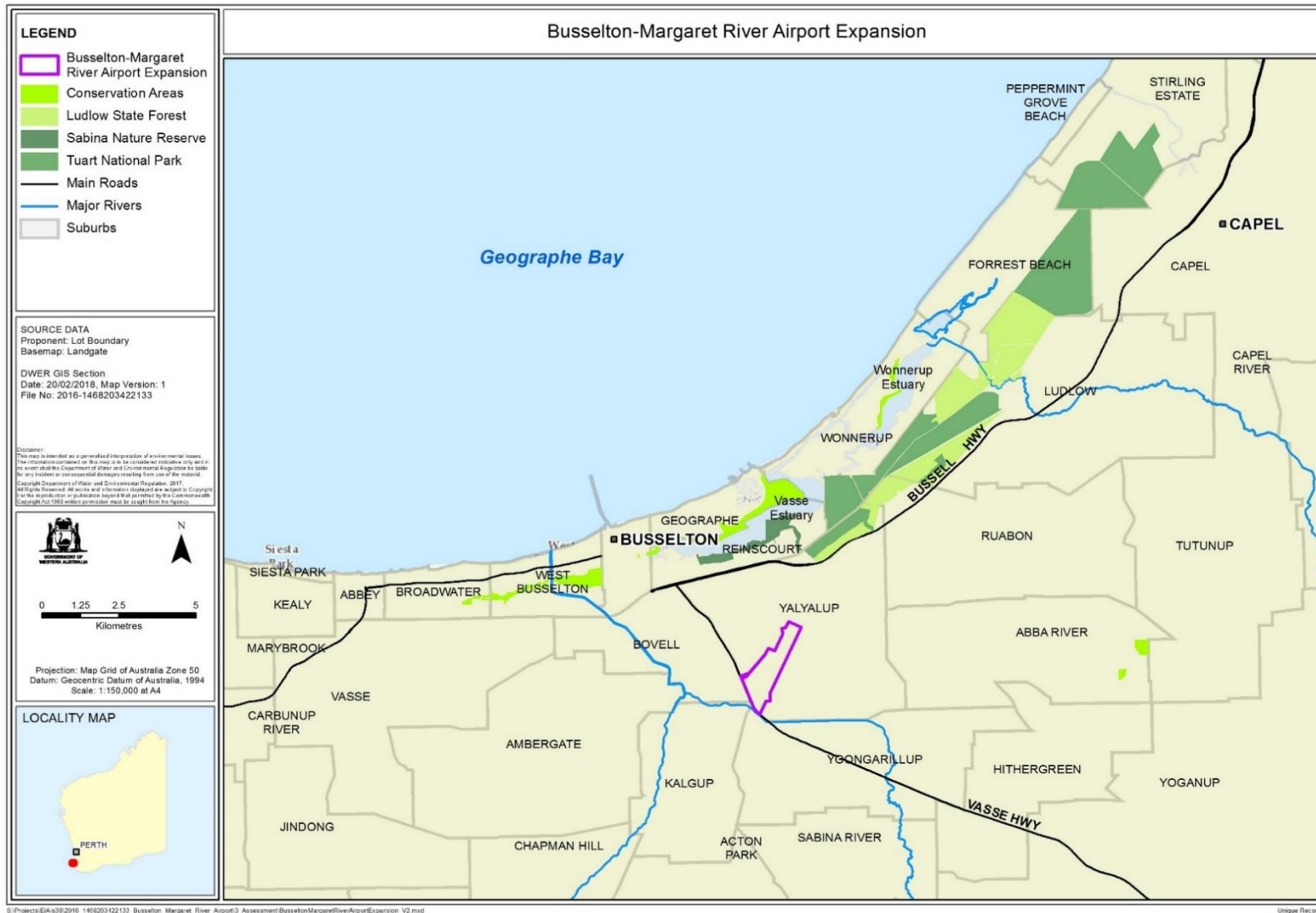


Figure 1 Busselton-Margaret River Airport location and development envelope

Schedule 2

Coordinates defining the Busselton-Margaret River Airport development envelope as shown in Figure 1 are held by the Department of Water and Environmental Regulation, document reference number 2018-1521079909791 (dated 15 March 2018).