


# Form

## Referral of a proposal under s. 38 of the EP Act

PART A: PROPONENT AND REFERRER INFORMATION AND PROPOSAL DESCRIPTION			
<b>Referrer information</b>			
<b>Who is referring this proposal?</b>		<input checked="" type="checkbox"/> Proponent <input type="checkbox"/> Decision-making authority <input type="checkbox"/> Community member/third party	
<b>Name</b> Rochelle Lupton <i>Name of the person or organisation referring</i>		<b>Signature</b> 	
<b>Position</b>	Environment Lead	<b>Organisation</b>	Regional Power Corporation t/a Horizon Power
<b>Email</b>	Rochelle.lupton@horizonpower.com.au	<b>Phone</b>	0435042502
<b>Address</b>	Lot 1966	Stovehill Road	
	Karratha	WA	6714
<b>Date</b>	05/06/2025		
Does the referrer request that the EPA treat any part of the proposal information in the referral as confidential? <i>Provide confidential information in a separate attachment.</i>		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Does the referrer confirm that they consent to receive correspondence electronically?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Referral declaration for proponent and Authorised representative: I, Rochelle Lupton declare that I am authorised to refer this proposal on behalf of Regional Power Corporation and further declare that the information contained in this form is true and not misleading.  Date: 05/06/2025			
<b>Proponent information</b>			
<b>Name of the proponent/s</b> <i>Include Trading Name if relevant</i>		Regional Power Corporation t/a Horizon Power	
Australian Company Number(s)	<input type="checkbox"/>	57 955 011 697	
<b>OR</b>			
Australian Business Number(s)	<input checked="" type="checkbox"/>		

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Pre-referral discussions	
<p><b>Have you had pre-referral discussions with the EPA (including the EPA Services of DWER)?</b></p> <p><i>If so, provide name, date, and overview of discussions.</i></p>	<p>✓ Yes <input type="checkbox"/> No</p> <p>Horizon Power met with Alicia Dudzinska and Troy Sinclair on 17 September 2024</p>
Proposal information	
<p><b>Proposal name</b></p>	<p>Derby Future Energy System</p>
<p><b>What is the proposal? (Include general description in the <a href="#">Instructions and template: How to identify the content of a proposal</a>)</b></p>	<p>Horizon Power is proposing to construct the Derby Future Energy System (FES) in Derby in the Kimberley region of WA (the Proposal). The Proposal will ensure security of energy supply to Derby after the expiry of the PPA. As part of this future energy system, Horizon Power is targeting higher renewables and a reduction in emissions as part of the decarbonisation strategy for the town.</p> <p>The Derby FES project will consist of a solar PV system, battery energy storage systems (BESS), a new thermal power station and a network connection route.</p> <p>The solar and BESS facility is proposed to be located at either Site A or Site B. Site A is located approximately 2.5 km south of Derby on land described as Lot 31 on Deposited Plan 207640. Site B is located approximately 5 km south of Derby on lands described as Lots 5, 14 and 15 on Deposited Plan 230140.</p> <p>The network connection route corridor will follow Derby Highway, Wodehouse Street and Broome Street to connect the solar PV and BESS to a substation at the existing power station site on Broome Street in Derby. The network connection will either be an overhead or underground electrical transmission line and will be up to 8.9 km long.</p>
<p><b>Have you provided electronic spatial data, maps, and figures in the appropriate format?</b></p>	<p>✓ Yes <input type="checkbox"/> No</p>
<p><b>What type of proposal is being referred?</b></p> <p><i>For significant amendment or derived proposal, provide the associated existing Ministerial statement number/s</i></p>	<p>✓ significant proposal. <i>Choose which type of significant proposal</i></p> <ul style="list-style-type: none"> <li>✓ new proposal</li> <li><input type="checkbox"/> significant amendment (proposal only)</li> <li><input type="checkbox"/> significant amendment (conditions only)</li> <li><input type="checkbox"/> significant amendment (proposal and conditions)</li> <li><input type="checkbox"/> strategic proposal</li> <li><input type="checkbox"/> derived proposal</li> <li><input type="checkbox"/> proposals of a prescribed class</li> <li><input type="checkbox"/> proposal under an assessed planning scheme</li> </ul>

<i>For a proposal under an assessed planning scheme, provide the scheme number and name</i>	
<b>Proposal content:</b> <i>Complete the corresponding template (Proposal Content Document) from the <a href="#">Instructions and template: How to identify the content of a proposal</a> for the type of proposal identified above. The completed form <b>must be</b> submitted with the referral.</i>	
<b>Alternatives</b>	See Section 2.3 of Supporting document

<b>PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS</b>	
<b>Environmental factors</b>	
<p>What are the likely significant environmental factors for this proposal?</p>	<ul style="list-style-type: none"> <li><input type="checkbox"/> Benthic Communities and Habitat</li> <li><input type="checkbox"/> Coastal Processes</li> <li><input type="checkbox"/> Marine Environmental Quality</li> <li><input type="checkbox"/> Marine Fauna</li> <li><input checked="" type="checkbox"/> Flora and Vegetation</li> <li><input type="checkbox"/> Landforms</li> <li><input type="checkbox"/> Subterranean Fauna</li> <li><input type="checkbox"/> Terrestrial Environmental Quality</li> <li><input checked="" type="checkbox"/> Terrestrial Fauna</li> <li><input type="checkbox"/> Inland Waters</li> <li><input type="checkbox"/> Air Quality</li> <li><input type="checkbox"/> Greenhouse Gas Emissions</li> <li><input checked="" type="checkbox"/> Social Surroundings</li> <li><input type="checkbox"/> Human Health</li> </ul>
<p><i>For <b>each</b> of the environmental factors identified above, complete the following table, or provide the information in a supplementary report</i></p>	
<b>Potential environmental impacts – for each environmental factor</b>	
1	<b>EPA policy and guidance</b> See Section 6 of Supporting Documentation
2	<b>Receiving environment</b> See Section 6 of Supporting Documentation
3	<b>Likely environmental impacts</b> See Section 6 of Supporting Documentation
4	<b>Application of the mitigation hierarchy, including other statutory decision-making processes</b> See Section 6 of Supporting Documentation
5	<b>Assessment and significance of residual impacts</b> See Section 6 of Supporting Documentation
6	<b>Likely environmental outcomes</b> See Section 6 of Supporting Documentation
<b>Holistic impact assessment</b>	
See Section 8 of Supporting Documentation	
<b>Cumulative environmental impact assessment</b>	
See Section 9 of Supporting Documentation	
<b>Consultation</b>	

See Section 4 of Supporting Documentation	
<b>Supporting documents</b>	
<ul style="list-style-type: none"> <li>• Proposal Content Document</li> <li>• Environmental Protection Authority Referral Supporting Documentation</li> <li>• Derby Future Energy System Environmental Management Plan</li> </ul>	
Has the referrer provided survey information according to the <a href="#">Instructions and Form: IBSA Data Packages</a> and/or the <a href="#">Instructions and form: IMSA Data Packages</a>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Conclusion</b>	
Do you consider the proposal may have a significant effect on the environment?	
The proposed Derby Future Energy System is not expected to have a significant residual impact following the application of the avoidance, mitigation and management actions.	

<b>PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS <u>FOR SIGNIFICANT AMENDMENTS ONLY</u></b>	
<b>Type of significant amendment</b>	<input type="checkbox"/> significant amendment to the approved proposal <input type="checkbox"/> significant amendment to the implementation conditions <input type="checkbox"/> significant amendment to both the proposal and the implementation conditions
<b>Information of the approved proposal</b>	
<b>Combined effects of the approved proposal and significant amendment</b>	
<b>Analysis of existing implementation conditions</b>	
<b>Previous changes to the Proposal and or implementation conditions</b>	
<b>Compliance</b>	
<b>Environmental Performance</b>	
<b>Control of implementation of significant amendment</b>	

<b>PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS <u>FOR A PROPOSAL UNDER AN ASSESSED SCHEME ONLY</u></b>	
What new environmental issues are raised by the proposal that were not assessed during the assessment of the planning scheme?	

How does the proposal not comply with the assessed scheme and/or the environmental conditions in the assessed planning scheme?	
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**PART B: ASSESSMENT OF ENVIRONMENTAL IMPACTS FOR DERIVED PROPOSALS ONLY**

Demonstrate how the proposal will meet the environmental outcomes defined through the assessment of the strategic proposal	
Provide an analysis of the existing implementation conditions of the related strategic proposal in relation to the derived proposal	

**PART C: OTHER APPROVALS AND REGULATION**

**Decision-making authorities and their approvals**

Provide a table list of the decision-making authorities, associated legislation or agreement regulating the activity and the specific approval required. (Example table at the end of form)	See Section 3.2 of the Supporting Documentation
Provide a summary of the statutory decision-making processes you consider can mitigate the potential impacts of the proposal on the environment. (Note: this should be a summary of the information provided in Part B section 2.4). (Example table at the end of form)	See Section 3.2 of the Supporting Documentation

**Tenure and Local Government approvals**

Location of proposal: 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.	See Section 3.2.1 of Supporting Documentation See shapefiles See Figure 2-1 of Supporting Documentation
Name of the Local Government Authority in which the proposal is located.	Shire of Derby-West Kimberley
Is rezoning of any land required before the proposal can be implemented? If yes, please provide details.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
What is the current land use on the property, and the extent (area in hectares) of the property?	See Section 3.2.1 of Supporting Documentation

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<p>Does the proponent have the legal access required for the implementation of all aspects of the proposal?  <i>If yes, provide details of legal access authorisations / agreements / tenure.</i>  <i>If no, what authorisations / agreements / tenure is required and from whom?</i></p>	<p><input type="checkbox"/> Yes <span style="float: right;"><input checked="" type="checkbox"/> No</span></p> <p>See Section 3.2.1 of Supporting Documentation</p>
<p><b>Commonwealth Government approvals</b></p>	
<p>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)?</p>	<p><input checked="" type="checkbox"/> Yes <span style="float: right;"><input type="checkbox"/> No</span></p> <p>The proposal will be referred to the Department of Climate Change, Energy, the Environment and Water in mid 2025.</p>
<p>Has the proposed action been referred? If yes, when was it referred and what is the reference number (EPBC No.)?</p>	<p><input type="checkbox"/> Yes <span style="float: right;"><input checked="" type="checkbox"/> No</span></p> <p>Date: _____</p> <p>EPBC No.: _____</p>
<p>If referred, has a decision been made on whether the proposed action is a controlled action? If 'yes', check the appropriate box and provide the decision in an attachment.</p>	<p><input type="checkbox"/> Yes <span style="float: right;"><input checked="" type="checkbox"/> No</span></p> <p><input type="checkbox"/> Decision – controlled action</p> <p><input type="checkbox"/> Decision – not a controlled action</p>
<p>If the proposal is determined to be a controlled action, do you request that this proposal be assessed under a Bilateral Agreement or as an accredited assessment?</p>	<p><input type="checkbox"/> Yes - Bilateral <span style="float: right;"><input type="checkbox"/> No</span></p> <p><input checked="" type="checkbox"/> Yes - Accredited</p>
<p>Is approval required from other Commonwealth Government/s for any part of the proposal?  <i>If yes, describe.</i></p>	<p><input type="checkbox"/> Yes <span style="float: right;"><input checked="" type="checkbox"/> No</span></p> <p>Approval:</p>
<p><b>Decision-making authority referrals <u>ONLY</u></b></p>	
<p>What approval/s, under your authority, are required for this proposal? <i>Please provide details.</i></p>	