



Approval

Jandakot Airport Precinct 6 and 6A (EPBC 2013/7032).

This decision is made under sections 130(1) and 133 of the *Environment Protection and Biodiversity Conservation Act 1999*.

Proposed action

person to whom the approval is granted Jandakot Airport Holdings Pty Ltd

proponent's ACN (if applicable) ABN: 57 081 643 156

proposed action Clearing of 51 hectares of native vegetation within Jandakot Airport Precinct 6 and 6A [See EPBC Act referral 2013/7032].

Approval decision

Controlling Provision	Decision
Listed threatened species and communities (sections 18 & 18A)	Approved
Commonwealth land (sections 26 & 27A)	Approved

conditions of approval

This approval is subject to the conditions specified below.

expiry date of approval

This approval has effect until 30 June 2097.

Decision-maker

name and position Dr. Simon Banks
Assistant Secretary
West Assessment Branch

signature

date of decision 09 July 2014

Conditions attached to the approval

1. The person taking the action must not **clear** more than 51 hectares (ha) of native vegetation that provides **foraging habitat** for Carnaby's Black Cockatoo (*Calyptorhynchus latirostris*) from the **proposal site** ("Precincts 6 and 6A" within the Map at Schedule 1 and 2). This clearing may only be undertaken if the **management plans** required under conditions 2 and 3 have both been approved by the **Minister**.
2. To mitigate impacts to the environment from an action on Commonwealth land, in particular the **Jandakot Groundwater Mound**, the person taking the action must prepare and submit a revised **Groundwater Management Plan** to the **Minister** for approval. The revised plan must be submitted at least 3 months prior to **commencement of the action**.

The revised plan must include, but not be limited to:

- a) the introduction of a sewerage system;
- b) provision of groundwater monitoring reports to the Western Australian Department of Water and Water Corporation;
- c) a water management strategy, specifically designed for Precincts 6 and 6A;
- d) schedules for the independent audit of groundwater monitoring results and reports;
- e) spill avoidance, management and rehabilitation measures and procedures;
- f) groundwater monitoring; and
- g) acceptable development types.

If the **Minister** approves the revised plan the approved revised plan must be implemented.

3. To mitigate impacts to the environment on Commonwealth land and Carnaby's Black Cockatoo, prior to the **commencement of the action**, the person taking the action must prepare and submit a Construction Environmental Management Plan (CEMP) to the **Minister** for approval. The CEMP must be submitted at least 3 months prior to **commencement of the action**.

The CEMP must include, but not be limited to:

- a) avoidance and mitigation measures to prevent impacts to Carnaby's Black Cockatoos following the **commencement of the action**;
- b) measures to physically delineate areas that are within **Conservation Precinct 2A** (as illustrated within the map at Schedule 1);
- c) management measures to control weeds, *Phytophthora* dieback, erosion, sedimentation, dust and construction noise;
- d) details of monitoring, reporting and contingency measures if performance indicators are not met;
- e) timeframes for the implementation of the above measures; and

- f) descriptions of the roles and responsibilities of personnel associated with implementing each of the above measures.

If the **Minister** approves the CEMP the approved CEMP must be implemented.

- 4. To offset the loss of Carnaby's Black Cockatoo **foraging habitat**, the person taking the action must:
 - a) Prior to **commencement of the action**, provide the **Department** with written evidence that funds have been provided to the Western Australian Department of Parks and Wildlife (**DPaW**) for the acquisition of at least a 600 ha **offset property** in the vicinity of Gingin, Western Australia.
 - b) Provide a textual description and map clearly defining the location and boundaries of the **offset property** and be accompanied with the **offset attributes** and **shapefiles**.
- 5. Within 30 days after the **commencement of the action**, the person taking the action must advise the **Department** in writing of the actual date of commencement.
- 6. The person taking the action must maintain accurate records substantiating all activities associated with or relevant to the conditions of approval, including measures taken to implement the **management plans** required by this approval, and make them available upon request to the **Department**. Such records may be subject to audit by the **Department** or an independent auditor in accordance with section 458 of the **EPBC Act**, or used to verify compliance with the conditions of approval. Summaries of audits will be posted on the **Department's** website. The results of audits may also be publicised through the general media.
- 7. If the person taking the action wishes to carry out any activity otherwise than in accordance with the **management plans** as specified in the conditions, the person taking the action must submit to the **Department** for the **Minister's** written approval a revised version of the **management plans**. The varied activity shall not commence until the **Minister** has approved the varied **management plans** in writing. The **Minister** will not approve the varied **management plans** unless the revised **management plans** would result in an equivalent or improved environmental outcome over time. If the **Minister** approves the revised **management plans**, the **management plans** must be implemented in place of the **management plans** originally approved.
- 8. If the **Minister** believes that it is necessary or convenient for the better protection of listed threatened species and communities to do so, the **Minister** may request that the person taking the action make specified revisions to the **management plans** specified in the conditions and submit the revised **management plans** for the **Minister's** written approval. The person taking the action must comply with any such request. The revised approved **management plans** must be implemented. Unless the **Minister** has approved the revised **management plans**, then the person taking the action must continue to implement the **management plans** originally approved, as specified in the conditions.
- 9. Unless otherwise agreed to in writing by the **Minister**, the person taking the action must publish the **management plans** referred to in these conditions of approval on their website. The **management plans** must be published on the website within one (1) month of being approved. The **management plans** must remain on the website for the duration of the action.

Definitions

Clear/Clearing is defined as the cutting down, felling, thinning, logging, removing, killing, destroying, poisoning, ringbarking, uprooting or burning of native vegetation.

Commencement of the action, means any preparatory works required to be undertaken including clearing vegetation, the erection of any onsite temporary structures, tunnel enhancement works and the use of heavy duty equipment for demolition or other purposes relating to the action, including the breaking of ground.

Conservation Precincts, means precincts 1A, 1B, 2A and 2B (as illustrated in the Map at Schedule 1).

Department, the Australian Government Department administering the *Environment Protection and Biodiversity Conservation Act 1999*.

DPaW means the Western Australian Department of Parks and Wildlife or any successor agency.

EPBC Act is the *Environment Protection and Biodiversity Conservation Act 1999*.

Foraging habitat as defined in the former Department of Sustainability, Environment, Water, Population & Communities, *EPBC Act Referral Guidelines for three species of Western Australian black cockatoos: Carnaby's black cockatoo (Endangered) (Calyptorhynchus latirostris), Baudin's black cockatoo (Vulnerable) (Calyptorhynchus baudinii), Forest red-tailed black cockatoo (Calyptorhynchus banksii naso)* (October 2012).

Groundwater Management Plan is the plan named Ground Water Management plan and dated August 2011, approved by a delegate of the Minister on 19 August 2011 under condition 7 of the approved conditions for EPBC 2009/4796.

Jandakot Groundwater Mound is a shallow sand aquifer that covers an approximate area of 760 km² from the Swan River in the north to the Serpentine River in the south.

Management Plans means the Groundwater Management Plan (GMP) and the Construction Environmental Management Plan (CEMP)

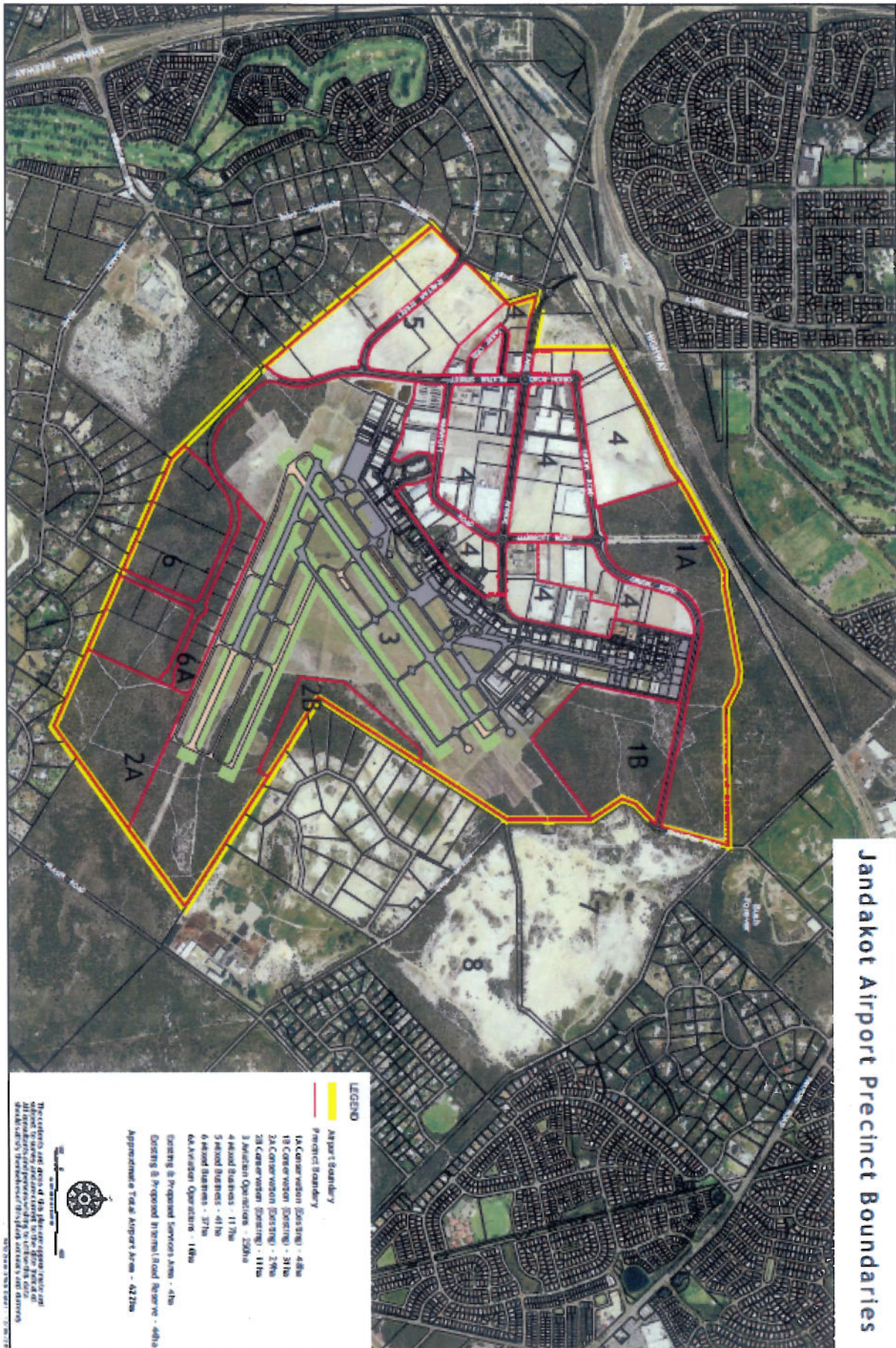
Minister is the Minister administering the *Environment Protection and Biodiversity Conservation Act 1999* and includes a delegate of the Minister.

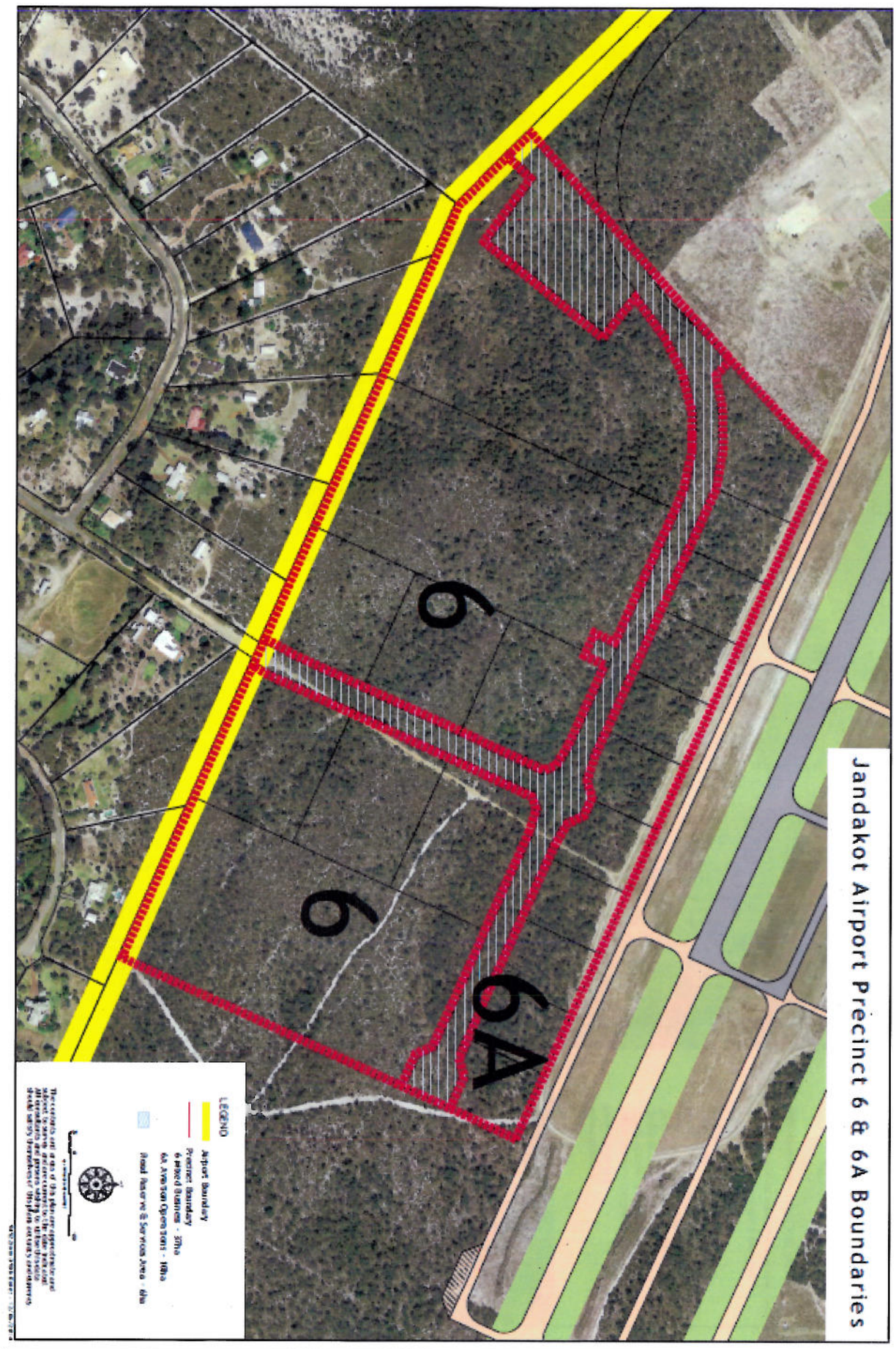
Offset attributes means an '.xls' file capturing relevant attributes of the Offset Area, including the EPBC reference ID number, the physical address of the offset site, coordinates of the boundary points in decimal degrees, the EPBC protected matters that the offset compensates for, any additional EPBC protected matters that are benefiting from the offset, and the size of the offset in hectares.

Offset property means the acquisition of a 600 ha offset property in the vicinity of Gingin, that contains at least 600 ha of Carnaby's Black Cockatoo **foraging habitat**.

Proposal site means Precincts 6 and 6A as illustrated in Schedule 2.

Shapefiles means an ESRI Shapefile containing '.shp', '.shx' and '.dbf' files and other files capturing attributes of the Offset Area, including the shape, EPBC reference ID number and EPBC protected matters present at the relevant site. Attributes should also be captured in '.xls' format and in accordance with Departmental Requirements.







VARIATION TO CONDITIONS ATTACHED TO APPROVAL

Jandakot Airport Precinct 6 and 6A (EPBC No 2013/7032)

This decision to vary a condition of approval is made under section 143 of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act).

Approved action

Person to whom the approval is granted	Jandakot Airport Holdings Pty Ltd ABN: 57 081 643 156
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Approved action	Clearing of 51 hectares of native vegetation within Jandakot Airport Precincts 6 and 6A [See EPBC Act referral 2013/7032].
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Variation

Variation of conditions of approval	The variation is: Delete condition 4 attached to the approval dated 9 July 2014 and substitute with the condition specified below.
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Date of effect	This variation has effect on the date the instrument is signed
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Person authorised to make decision

name and position	Shane Gaddes Assistant Secretary Compliance & Enforcement Branch
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Signature

S. Gaddes

Date of decision	28 July 2015
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Condition attached to the approval

4. To offset the loss of Carnaby's Black Cockatoo **foraging habitat**, the person taking the action must:

- a) Within 6 months from the date of the **commencement of the action**, provide the **Department** with written evidence that either:
 - a. Sufficient funds have been provided to the Western Australian Department of Parks and Wildlife (**DPaW**) to enable the acquisition of at least a 600ha **offset property** in the vicinity of Gingin, WA.
 - b. that at least 600ha of **offset property** in the vicinity of Gingin, WA that meets the requirements of the EPBC Environmental Offsets Policy has been purchased by the person taking the action and transferred to **DPaW** for reservation as a Nature Reserve.
- b) Provide a textual description and map clearly defining the location and boundaries of the **offset property** and be accompanied with the **offset attributes** and **shapefiles**.