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**Title of Proposal - Nowergup Strawberry Farm McLennan Drive Nowergup**

## **Section 1 - Summary of your proposed action**

Provide a summary of your proposed action, including any consultations undertaken.

### **1.1 Project Industry Type**

Agriculture and Forestry

### **1.2 Provide a detailed description of the proposed action, including all proposed activities.**

Owners of 235 McLennan Drive in Nowergup are proposing to expand existing horticulture operations on the property. This would require clearing of 2.2 ha of remnant native vegetation and would be subject to a Clearing Permit being obtained from the Western Australian Department of Water and Environmental Regulation (DWER). A referral under the Federal Environment Protection and Biodiversity Conservation Act 1999 (EPBC Act) is made as the proposed clearing area contains potential foraging habitat for the Endangered Carnaby's Black Cockatoo (*Calyptrorhynchus latirostris*) and comprises threatened ecological community Banksia Woodlands of the Swan Coastal Plain protected under the EPBC Act.

### **1.3 What is the extent and location of your proposed action? Use the polygon tool on the map below to mark the location of your proposed action.**

Area	Point	Latitude	Longitude
Proposed clearing for expansion	1	-31.618185818584	115.74545076453
Proposed clearing for expansion	2	-31.618193127754	115.74727037519
Proposed clearing for expansion	3	-31.619369869603	115.74720600217
Proposed clearing for expansion	4	-31.619366214925	115.74597004013
Proposed clearing for expansion	5	-31.618185818584	115.74544218142
Proposed clearing for expansion	6	-31.618185818584	115.74544218142
Proposed clearing for expansion	7	-31.618185818584	115.74545076453



**1.5 Provide a brief physical description of the property on which the proposed action will take place and the location of the proposed action (e.g. proximity to major towns, or for off-shore actions, shortest distance to mainland).**

235 McLennan Drive in Nowergup (Lot 100 on Plan 14371) is located approximately 39 km north of Perth in the City of Wanneroo and is zoned 'Rural' in the Metropolitan Region Scheme. The property is 20.18 ha in size and includes an approximately 8 ha area cleared for horticulture (previous avocado orchard converted to strawberry production), as well as two residential dwellings and a number of outbuildings and access tracks. The remainder of the property is covered in remnant native vegetation (Banksia woodland).

**1.6 What is the size of the proposed action area development footprint (or work area) including disturbance footprint and avoidance footprint (if relevant)?**

2.2 ha

**1.7 Is the proposed action a street address or lot?**

Street Address

235 McLennan Drive  
Nowergup WA 6032  
Australia

**1.8 Primary Jurisdiction.**

Western Australia

**1.9 Has the person proposing to take the action received any Australian Government grant funding to undertake this project?**

No

**1.10 Is the proposed action subject to local government planning approval?**

Yes

**1.10.1 Is there a local government area and council contact for the proposal?**

No

**1.11 Provide an estimated start and estimated end date for the proposed action.**



Start date 12/2017

End date 12/2018

**1.12 Provide details of the context, planning framework and State and/or Local government requirements.**

235 McLennan Drive is currently used for horticulture and this land use is compatible with the Rural zoning of the property. It is expected that the proposed expansion of the horticulture operations will be subject to following approval processes:

Department of Water and Environmental Regulation (DWER) – Native Vegetation Clearing Permit for up to 2.2 ha to allow expansion of strawberry production. If the project is deemed to be a Controlled Action under the EPBC Act the clearing assessment will be carried out by DWER under the Bilateral Agreement with WA.

City of Wanneroo – development approval for existing operation and additional 2.2 ha (see attached DA application).

**1.13 Describe any public consultation that has been, is being or will be undertaken, including with Indigenous stakeholders.**

The property is privately owned and located in an area where agriculture and horticulture are supported. Consultation as required by the City of Wanneroo for the expansion of the operation will be carried out. As the property is privately owned Native Title does not apply.

**1.14 Describe any environmental impact assessments that have been or will be carried out under Commonwealth, State or Territory legislation including relevant impacts of the project.**

This project does not meet the requirements for environmental impact assessment under Western Australian Environmental Protection Act 1986 (EP Act) – Part IV. Assessment of the proposed clearing of remnant native vegetation will be completed under Part V Division 2 of the EP Act via the Native Vegetation Clearing Permit process.

**1.15 Is this action part of a staged development (or a component of a larger project)?**

No

**1.16 Is the proposed action related to other actions or proposals in the region?**

No



## Section 2 - Matters of National Environmental Significance

Describe the affected area and the likely impacts of the proposal, emphasising the relevant matters protected by the EPBC Act. Refer to relevant maps as appropriate. The [interactive map tool](#) can help determine whether matters of national environmental significance or other matters protected by the EPBC Act are likely to occur in your area of interest. Consideration of likely impacts should include both direct and indirect impacts.

Your assessment of likely impacts should consider whether a bioregional plan is relevant to your proposal. The following resources can assist you in your assessment of likely impacts:

- [Profiles of relevant species/communities](#) (where available), that will assist in the identification of whether there is likely to be a significant impact on them if the proposal proceeds;
- [Significant Impact Guidelines 1.1 – Matters of National Environmental Significance](#);
- [Significant Impact Guideline 1.2 – Actions on, or impacting upon, Commonwealth land and Actions by Commonwealth Agencies](#).

**2.1 Is the proposed action likely to have ANY direct or indirect impact on the values of any World Heritage properties?**

No

**2.2 Is the proposed action likely to have ANY direct or indirect impact on the values of any National Heritage places?**

No

**2.3 Is the proposed action likely to have ANY direct or indirect impact on the ecological character of a Ramsar wetland?**

No

**2.4 Is the proposed action likely to have ANY direct or indirect impact on the members of any listed species or any threatened ecological community, or their habitat?**

Yes

### 2.4.1 Impact table

Species	Impact
Banksia Woodlands of the Swan Coastal Plain	-Clearing of up to 2.2 ha of Banksia Woodland in



Species	Impact
Threatened Ecological Community currently listed 'Endangered' under the EPBC Act.	Degraded to Good condition (Keighery 1994 scale) whilst avoiding impacts on the remainder of the remnant patch in Good or better condition. Refer to Significant Impact Assessment in Attachment 1 and Flora and Fauna Survey Report (MBS 2017).
Carnaby's Black Cockatoo ( <i>Calyptrorhynchus latirostris</i> ) - currently listed 'Endangered' under the federal EPBC Act.	Clearing of up to 2.2 ha of poor quality foraging habitat for Carnaby's Black Cockatoo whilst avoiding impacts on surrounding foraging habitat of good or better quality. Refer to Significant Impact Assessment in Attachment 1 and Flora and Fauna Survey Report (MBS 2017).
Forest Red-tailed Black Cockatoo ( <i>Calyptrorhynchus banksii naso</i> ) may occur in the vicinity of the study area, however it is in the northern margin of its modelled distribution (Department of Sustainability, Environment, Water, Population and Communities 2012, DoEE 2017b)	The project is unlikely to impact this species as it is only marginally within mapped distribution area. Habitat very marginal. The vegetation in the proposed clearing area provides at best very marginal foraging habitat for the Forest Red Tailed Black Cockatoo that mainly forage on Jarrah and Marri seeds. Due to this and the availability of better quality foraging habitat in the surroundings areas, the Forest Red Tailed Black Cockatoo is considered unlikely to utilise the survey area for foraging. Refer to Significant Impact Assessment in Attachment 1 and Flora and Fauna Survey Report (MBS 2017).

#### 2.4.2 Do you consider this impact to be significant?

No

#### 2.5 Is the proposed action likely to have ANY direct or indirect impact on the members of any listed migratory species, or their habitat?

No

#### 2.6 Is the proposed action to be undertaken in a marine environment (outside Commonwealth marine areas)?

No

#### 2.7 Is the proposed action to be taken on or near Commonwealth land?



No

**2.8 Is the proposed action taking place in the Great Barrier Reef Marine Park?**

No

**2.9 Is the proposed action likely to have ANY direct or indirect impact on a water resource related to coal/gas/mining?**

No

**2.10 Is the proposed action a nuclear action?**

No

**2.11 Is the proposed action to be taken by the Commonwealth agency?**

No

**2.12 Is the proposed action to be undertaken in a Commonwealth Heritage Place Overseas?**

No

**2.13 Is the proposed action likely to have ANY direct or indirect impact on a water resource related to coal/gas/mining?**

No



## Section 3 - Description of the project area

Provide a description of the project area and the affected area, including information about the following features (where relevant to the project area and/or affected area, and to the extent not otherwise addressed in Section 2).

### 3.1 Describe the flora and fauna relevant to the project area.

MBS Environmental undertook a vegetation, flora and fauna survey on 235 McLennan Drive in October 2016. The survey included a desktop study, reconnaissance site survey and a targeted search for any trees with potential to form or contain hollows suitable for Black Cockatoo nesting. The site survey recorded a total of 104 vascular plant taxa, representative of 43 plant families and 83 genera. This included 30 introduced taxa. The most common Families were Fabaceae (13 taxa), Myrtaceae (9 taxa) and Proteaceae (9 taxa). No conservation significant flora were recorded. Common upperstorey species included *Banksia attenuata*, *Banksia menziesii* and *Eucalyptus tottiana*. Common understorey species included *Hibbertia hypericoides*, *Eremaea* spp., *Bossiaea eriocarpa*, *Daviesia divaricata*, *Acacia pulchella*, *Conostephium pendulum*, *Gompholobium tomentosum*, *Patersonia occidentalis*, *Mesomelaena pseudostygia*, *Macrozamia riedlei* and *Xanthorrhoea preissii*. Common weed species included *Ehrharta calycina*, *Gladiolus caryophyllaceus*, *Briza maxima*, *Ursinia anthemoides*, *Hypochaeris glabra* and *Arctotheca calendula*.

The proposed clearing area has the lowest native species density and the highest weed cover of the remnant vegetation areas surveyed on 235 McLennan Drive.

Search of the NatureMap database identified records of 144 species of vertebrate fauna within 5 km of 235 McLennan Drive including 15 mammals, 101 birds, 24 reptiles, 3 amphibians and 1 fish. Fourteen species of invertebrate fauna were also recorded. No evidence of conservation significant fauna was observed onsite but the available habitat was considered potentially suitable for following the conservation significant fauna known to occur in the general area:

- Carnaby's Cockatoo (*Calyptorhynchus latirostris*) - Threatened under WC Act and EPBC Act.
- Forest Red-tailed Black Cockatoo (*Calyptorhynchus banksii naso*) – Vulnerable under WC Act and EPBC Act.
- Quenda, Southern Brown Bandicoot (*Isodon obesulus* subsp. *fusciventer*) - P4 in WA.
- Western Brush Wallaby (*Macropus irma*) - P4 in WA.



- Graceful Sunmoth (*Synemon gratiosa*) - P4 in WA.
- Carpet Python (*Morelia spilota* subsp. *imbricata*) - OS in WA.
- Rainbow Bee-eater (*Merops ornatus*) IA in WA and Marine under EPBC Act.

There is only one fauna habitat type available on 235 McLennan Drive comprising Banksia woodland with variable density understorey on deep sandy soil. The quality of this fauna habitat varies with disturbance to the understorey. The proposed clearing area has highly disturbed understorey with large bare patches whereas understorey in the eastern portion of the property is much less disturbed. *Banksia* spp., *Eucalyptus todtiana* and some of the other flora are suitable as foraging habitat for the endangered Carnaby's Black Cockatoo.

Further information is provided in the Flora and Fauna Survey Report attached (MBS 2017).

### **3.2 Describe the hydrology relevant to the project area (including water flows).**

235 McLennan Drive is located on the crest and upper slope of a sand dune. There is no surface water present on site and minimal runoff as rainfall percolates freely into the soil. The closest expressions of surface water are Lake Nowergup approximately 1.8 km southwest of site and Lake Carabooda approximately 2.2 km west of site. Unconfined groundwater aquifer is located at approximately 20 mAHD, 30-40 metres below ground surface level.

### **3.3 Describe the soil and vegetation characteristics relevant to the project area.**

The majority of 235 McLennan Drive is located on 'Karrakatta Sand Yellow Phase' unit described as undulating dunes on aeolian sand over limestone, with deep, free-draining yellow sand. Along the eastern margin there is a small strip (approximately 0.08 ha) of 'Karrakatta Shallow Soils Phase' unit. This unit is described as low hills and ridges; bare limestone or shallow siliceous or calcareous sand over limestone (NRInfo 2017).

Vegetation on 235 McLennan Drive has been mapped as Cottesloe Complex - Central and South (Hedde et al. 1980). Further, Beard vegetation association applicable to the area is Spearwood Vegetation Association 949 Low woodland; Banksia (based on 'Pre-European Vegetation - Western Australia' dataset in NRInfo 2017).

On the basis of the site reconnaissance survey in October 2016, remnant vegetation on the





property primarily comprises Low Open Woodland of *Banksia attenuata*, *Banksia menziesii* and *Eucalyptus tottiana* over shrubland dominated by *Hibbertia hypericoides*, *Eremaea* spp., *Acacia pulchella*, *Macrozamia riedlei*, *Xanthorrhoea preissii*, *Mesomelaena pseudostygia* and *Patersonia occidentalis*. This vegetation community is representative of the Banksia Woodlands of the Swan Coastal Plain Threatened Ecological Community listed under the EPBC Act.

Native vegetation condition within 235 McLennan Drive varies from Degraded to Good in the proposed clearing area and from Degraded-Good to Very Good in other parts of the property (excluding existing cleared area).

235 McLennan Drive is part of a large patch, the total size of which is unknown (potentially several hundred hectares). Within 235 McLennan Drive there is approximately 10 ha of remnant Banksia Woodland with approximately 3.9 ha in Very Good and at least 2 ha in Good condition and meets the patch size criteria. The area proposed to be cleared is primarily located in Degraded condition, with a small portion within Good Condition.

### **3.4 Describe any outstanding natural features and/or any other important or unique values relevant to the project area.**

There are no outstanding natural features within 235 McLennan Drive. The closest site of environmental significance are the adjacent State Forest and Bush Forever site (refer to Figure 3; MBS 2017).

### **3.5 Describe the status of native vegetation relevant to the project area.**

235 McLennan Drive has been mapped as Cottesloe Complex - Central and South (Hedde et al. 1980) and within Swan Coastal Plain (south of Moore River) 35.22% of the pre-European extent of this vegetation complex remains (WALGA 2013). There is remnant vegetation on three sides of 235 McLennan Drive, comprising a mixture of Banksia woodland and Eucalyptus woodlands as detailed in MBS (2017; Figure 3).

### **3.6 Describe the gradient (or depth range if action is to be taken in a marine area) relevant to the project area.**

235 McLennan Drive is located on the crest and upper slope of a sand dune. Ground surface level peaks at approximately 65 mAHD in the northeast corner and gradually slopes to approximately 45 mAHD in the southwest corner.



### **3.7 Describe the current condition of the environment relevant to the project area.**

Aerial photos of 235 McLennan Drive show varying degrees of disturbance from the start of available photography in 1960s. Aerial photos from 1970s show bare patches across the property. Clearing was subsequently undertaken for the orchard, residential dwellings, outbuildings, tracks, fence lines and firebreaks, resulting in fragmentation of the vegetation as shown in Figure 1. There has been recruitment of native species in some of the disturbed areas. The property is currently used for horticulture and residential purposes.

Within the proposed clearing area vegetation condition ranges from Degraded to Good whilst remnant vegetation in the eastern part of the property varies from Degraded-Good to Very Good (using Keighery 1994 Bushland Condition Scale from 1994) (MBS 2017).

The condition of the environment on surrounding properties varies from Completely Degraded (100% cleared) on the northern side, to remnant vegetation of varying disturbance levels on western and southern sides and further to remnant vegetation in Excellent condition on the eastern side (State Forest, Bush Forever) (MBS 2017).

Vegetation condition is shown on Figure 5 of MBS 2017 and proposed disturbance and remaining vegetation areas and condition are detailed in Attachment 1.

### **3.8 Describe any Commonwealth Heritage Places or other places recognised as having heritage values relevant to the project area.**

None.

### **3.9 Describe any Indigenous heritage values relevant to the project area.**

There are no known indigenous heritage sites withn 235 McLennan Drive (WA Aboriginal Heritage Inquiry System, August 2017).

### **3.10 Describe the tenure of the action area (e.g. freehold, leasehold) relevant to the project area.**

Freehold.



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### **3.11 Describe any existing or any proposed uses relevant to the project area.**

235 McLennan Drive is currently used for horticulture and residential purposes with approximately 8 ha historically and currently under cultivation. Horticulture operations are proposed to be expanded by 2.2 ha in the northwest corner of the property as shown on Figure 1.



## Section 4 - Measures to avoid or reduce impacts

Provide a description of measures that will be implemented to avoid, reduce, manage or offset any relevant impacts of the action. Include, if appropriate, any relevant reports or technical advice relating to the feasibility and effectiveness of the proposed measures.

Examples of relevant measures to avoid or reduce impacts may include the timing of works, avoidance of important habitat, specific design measures, or adoption of specific work practices.

### 4.1 Describe the measures you will undertake to avoid or reduce impact from your proposed action.

The impact of the proposed extension to horticulture operations has been minimised by following measures:

- 1) Proposed clearing area (2.2 ha) has been minimised as far as possible to reduce impacts.
- 2) Proposed clearing area has been located in the most degraded portion of remnant vegetation on the property, minimising flora and vegetation values to be impacted.
- 3) Proposed clearing area has been located in the portion of remnant vegetation with poorest fauna habitat values, minimising impacts on fauna.
- 4) No clearing is proposed on the eastern side of the property, avoiding impacts on the higher quality remnant vegetation and buffer zone to the adjacent State Forest and Bush Forever site.
- 5) Weed management in accordance with current practices to minimise the spread of weeds to remaining vegetation.
- 6) Protection of remaining vegetation from further clearing through restricted access and use of existing tracks.
- 7) Minimal use of fertilisers and other chemicals for horticulture in accordance with current practices.
- 8) Clearing will be timed to minimise impacts on fauna species (i.e. clearing will be avoided during spring).



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**4.2 For matters protected by the EPBC Act that may be affected by the proposed action, describe the proposed environmental outcomes to be achieved.**

The current project design is anticipated to result in the following environmental outcomes for the matters protected by the EPBC Act:

Project will maintain 6.4 ha (74.5%) of Banksia Woodland TEC vegetation at the property.

100% of Very Good condition vegetation will be retained and protected from both direct and potential indirect impacts for Banksia Woodlands of the Swan Coastal Plain TEC.

No loss of nesting habitat at the property for Carnaby's Cockatoo (*Calyptorhynchus latirostris*).

No loss of good quality foraging habitat for Carnaby's Cockatoo (*Calyptorhynchus latirostris*).



## **Section 5 – Conclusion on the likelihood of significant impacts**

A checkbox tick identifies each of the matters of National Environmental Significance you identified in section 2 of this application as likely to be a significant impact.

Review the matters you have identified below. If a matter ticked below has been incorrectly identified you will need to return to Section 2 to edit.

### **5.1.1 World Heritage Properties**

No

### **5.1.2 National Heritage Places**

No

### **5.1.3 Wetlands of International Importance (declared Ramsar Wetlands)**

No

### **5.1.4 Listed threatened species or any threatened ecological community**

No

### **5.1.5 Listed migratory species**

No

### **5.1.6 Commonwealth marine environment**

No

### **5.1.7 Protection of the environment from actions involving Commonwealth land**

No

### **5.1.8 Great Barrier Reef Marine Park**

No

### **5.1.9 A water resource, in relation to coal/gas/mining**

No



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#### **5.1.10 Protection of the environment from nuclear actions**

No

#### **5.1.11 Protection of the environment from Commonwealth actions**

No

#### **5.1.12 Commonwealth Heritage places overseas**

No

#### **5.2 If no significant matters are identified, provide the key reasons why you think the proposed action is not likely to have a significant impact on a matter protected under the EPBC Act and therefore not a controlled action.**

The proposed action is not likely to have a significant impact on Banksia Woodlands of the Swan Coastal Plain ecological community because:

- 1) Only 2.2 ha of vegetation in Degraded (most) to Good condition is proposed to be cleared.
- 2) The remainder of the property contain 6.4 ha hectares of this ecological community in better condition than the area proposed for clearing.
- 3) State Forest 65, Bush Forever 290 and DBCA managed lands to the west and south of the property contain good quality vegetation which is likely to be vegetation representative of the Banksia Woodland TEC.

The proposed action is not likely to have a significant impact on Carnaby's Black Cockatoo because:

- 1) Only 2.2 ha of poor quality foraging habitat for Carnaby's Black Cockatoo is proposed to be cleared.
- 2) The remainder of the property together with surrounding properties contain hundreds of hectares of better quality foraging habitat for Carnaby's Black Cockatoo.
- 3) No potential or actual nesting trees are present within the proposed clearing area.

An assessment of significance of impacts on Banksia Woodland TEC, Carnaby's Cockatoo and the Red-tailed Black Cockatoo and is provided in Attachment 1.



## **Section 6 – Environmental record of the person proposing to take the action**

Provide details of any proceedings under Commonwealth, State or Territory law against the person proposing to take the action that pertain to the protection of the environment or the conservation and sustainable use of natural resources.

### **6.1 Does the person taking the action have a satisfactory record of responsible environmental management? Please explain in further detail.**

The proponent is experienced in managing horticulture operations and has good environmental record in the industry.

### **6.2 Provide details of any past or present proceedings under a Commonwealth, State or Territory law for the protection of the environment or the conservation and sustainable use of natural resources against either (a) the person proposing to take the action or, (b) if a permit has been applied for in relation to the action – the person making the application.**

Not applicable.

### **6.3 If it is a corporation undertaking the action will the action be taken in accordance with the corporation's environmental policy and framework?**

No

### **6.4 Has the person taking the action previously referred an action under the EPBC Act, or been responsible for undertaking an action referred under the EPBC Act?**

No





## Section 7 – Information sources

You are required to provide the references used in preparing the referral including the reliability of the source.

### 7.1 List references used in preparing the referral (please provide the reference source reliability and any uncertainties of source).

Reference Source	Reliability	Uncertainties
Aboriginal Heritage Inquiry System	Accurate in terms of providing record of known sites of aboriginal heritage.	Contains only known sites of aboriginal heritage.
Strawberry Farm, 235 McLennan Drive Nowergup, Vegetation, Flora and Fauna Survey Report. Consultant Report prepared for Huynh Tran Family Trust. MBS Environmental October 2017.	Reliable within scope of the survey.	Survey was undertaken in the preferred spring season (October) however it was noted that may have been too late to capture some orchid species flowering earlier in the season.
NRInfo - Online map portal provided by Department of Primary Industries and Regional Development.	High.	Mapping of some environmental features may not be accurate at the scale of an individual property.



## Section 8 – Proposed alternatives

You are required to complete this section if you have any feasible alternatives to taking the proposed action (including not taking the action) that were considered but not proposed.

### 8.0 Provide a description of the feasible alternative?

None other than not taking the action

### 8.1 Select the relevant alternatives related to your proposed action.

### 8.27 Do you have another alternative?

No



## Section 9 – Contacts, signatures and declarations

Where applicable, you must provide the contact details of each of the following entities: Person Proposing the Action; Proposed Designated Proponent and; Person Preparing the Referral. You will also be required to provide signed declarations from each of the identified entities.

### 9.0 Is the person proposing to take the action an Organisation or an Individual?

Organisation

#### 9.2 Organisation

##### 9.2.1 Job Title

NA

##### 9.2.2 First Name

Jessica Dang

##### 9.2.3 Last Name

Tran

##### 9.2.4 E-mail

Jessica.tran76@hotmail.com

##### 9.2.5 Postal Address

235 McLennan Drive  
Nowergup WA 6032  
Australia

##### 9.2.6 ABN/ACN

ABN

70485257283 - The Trustee for HUYNH TRAN FAMILY TRUST

##### 9.2.7 Organisation Telephone

0432390375



### 9.2.8 Organisation E-mail

Jessica.tran76@hotmail.com

### 9.2.9 I qualify for exemption from fees under section 520(4C)(e)(v) of the EPBC Act because I am:

Small business

#### 9.2.9.1 You must provide the Date/Income Year that you became a small business entity:

Wed, 10/20/2004

### Small Business Declaration

I have read the Department of the Environment and Energy's guidance in the online form concerning the definition of a small a business entity and confirm that I qualify for a small business exemption.

Signature:  Date: 19/09/17

#### 9.2.9.2 I would like to apply for a waiver of full or partial fees under Schedule 1, 5.21A of the EPBC Regulations

No

#### 9.2.9.3 Under sub regulation 5.21A(5), you must include information about the applicant (if not you) the grounds on which the waiver is sought and the reasons why it should be made

~~The business turnover is less than 4 million and as such qualifies for the small business waiver.~~



### Person proposing the action - Declaration

I, Jessica Dang Tran, declare that to the best of my knowledge the information I have given on, or attached to the EPBC Act Referral is complete, current and correct. I understand that giving false or misleading information is a serious offence. I declare that I am not taking the action on behalf of or for the benefit of any other person or entity.

Signature:  Date: 19/09/17

I, Jessica Dang Tran the person proposing the action, consent to the designation of Huynh Tran family as the proponent of the purposes of Trust



the action describe in this EPBC Act Referral.

Signature: ..... Date: 19.10.17

**9.3 Is the Proposed Designated Proponent an Organisation or Individual?**

Organisation

**9.5 Organisation**

**9.5.1 Job Title**

NA

**9.5.2 First Name**

Jessica Dang

**9.5.3 Last Name**

Tran

**9.5.4 E-mail**

Jessica.tran76@hotmail.com

**9.5.5 Postal Address**

235 McLennan Drive  
Nowergup WA 6032  
Australia

**9.5.6 ABN/ACN**

ABN

70485257283 - The Trustee for HUYNH TRAN FAMILY TRUST

**9.5.7 Organisation Telephone**

0432390375

**9.5.8 Organisation E-mail**

Jessica.tran76@hotmail.com



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**Proposed designated proponent - Declaration**

I, Jessica Dang Tran, the proposed designated proponent, consent to the designation of myself as the proponent for the purposes of the action described in this EPBC Act Referral.

Signature: [Signature] Date: 19/09/17

**9.6 Is the Referring Party an Organisation or Individual?**

Organisation

**9.8 Organisation**

**9.8.1 Job Title**

Senior Environmental Scientist

**9.8.2 First Name**

Elizabeth

**9.8.3 Last Name**

Mason

**9.8.4 E-mail**

emason@mbsenvironmental.com.au

**9.8.5 Postal Address**

4 Cook Street  
West Perth WA 6005  
Australia

**9.8.6 ABN/ACN**

ABN

60102614479 - MARTINICK BOSCH SELL PTY LTD

**9.8.7 Organisation Telephone**

08 9226 3166



### 9.8.8 Organisation E-mail

info@mbsenvironmental.com.au

#### Referring Party - Declaration

Elizabeth Mason

I, Jessica Dang Tran, I declare that to the best of my knowledge the information I have given on, or attached to this EPBC Act Referral is complete, current and correct. I understand that giving false or misleading information is a serious offence.

Signature: [Signature] Date: 19/09/17

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20/9/17



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## Appendix A - Attachments

The following attachments have been supplied with this EPBC Act Referral:

1. accountants\_letter.pdf
2. attachment\_1.pdf
3. da\_application\_cover\_letter.pdf
4. f1\_-\_proposed\_clearing.pdf
5. nowergup\_vegetation\_flora\_fauna\_report\_final\_-\_part\_1.pdf
6. nowergup\_vegetation\_flora\_fauna\_report\_final\_-\_part\_2.pdf
7. nowergup\_vegetation\_flora\_fauna\_report\_final\_-\_part\_3\_em.pdf
8. nowergup\_vegetation\_flora\_fauna\_report\_final\_-\_part\_4.pdf
9. nowergup\_vegetation\_flora\_fauna\_report\_final\_-\_part\_5.pdf
10. nowergup\_vegetation\_flora\_fauna\_report\_final\_-\_part\_6.pdf
11. planning\_app.pdf
12. potential\_clearing.dbf