



Section 70(2)
Environmental Protection Act 1986

VEGETATION CONSERVATION NOTICE

CPS 7668/1

Person to whom this vegetation conservation notice is given (“the Owner”):
(being the owner of the land described below)

Arnold Lockyer
Chatham Farm - Goomalling
PO Box 20
GOOMALLING WA 6460

Land to which this vegetation conservation notice relates (“the land”):

Lot 1737 on Deposited Plan 224210 as comprised on Certificate of Title Volume 1095 Folio 350
Lot 12936 on Deposited Plan 250947 as comprised on Certificate of Title Volume 1095 Folio 350
Lot 202 on Deposited Plan 302244 as comprised on Certificate of Title Volume 1095 Folio 350
Lot 200 on Deposited Plan 302244 as comprised on Certificate of Title Volume 1095 Folio 252
Lot 201 on Deposited Plan 302244 as comprised on Certificate of Title Volume 1095 Folio 252
Lot 4045 on Deposited Plan 106937 as comprised on Certificate of Title Volume 1095 Folio 252
Lot 1687 on Deposited Plan 247199 as comprised on Certificate of Title Volume 1095 Folio 252
Lot 15502 on Deposited Plan 250990 as comprised on Certificate of Title Volume 1095 Folio 252
Lot 10385 on Deposited Plan 126160 as comprised on Certificate of Title Volume 1095 Folio 252
Lot 10386 on Deposited Plan 126308 as comprised on Certificate of Title Volume 1095 Folio 252
Lot 4208 on Deposited Plan 107858 as comprised on Certificate of Title Volume 1880 Folio 260
Lot 16654 on Deposited Plan 139150 as comprised on Certificate of Title Volume 1983 Folio 788
Lot 4046 on Deposited Plan 106938 as comprised on Certificate of Title Volume 823 Folio 80
Lot 19914 on Deposited Plan 253979 as comprised on Certificate of Title Volume 2140 Folio 414
Lot 16887 on Deposited Plan 255198 as comprised on Certificate of Title Volume 945 Folio 197

Reasons for which this vegetation conservation notice is served:

This vegetation conservation notice is given for the following reasons:

- (a) Site inspections by Department of Environment Regulation Inspectors on 1 June 2017 observed that clearing of native vegetation had taken place.
- (b) Examination of aerial photography has shown the land contained native vegetation.
- (c) I suspect on reasonable grounds that the clearing was not authorised by a clearing permit or by exemption under the *Environmental Protection Act 1986* or the *Environmental Protection (Clearing of Native Vegetation) Regulations 2004*.
- (d) I suspect on reasonable grounds that unlawful clearing of native vegetation, constituting a contravention of section 51C of the *Environmental Protection Act 1986*, has taken place.

Requirements of this vegetation conservation notice:

The person(s) to whom this vegetation conservation notice is given, and each subsequent owner and occupier of the land who is bound by this vegetation conservation notice, are required to undertake the following specified measures, for a period of twenty years from the date this notice is given to repair damage caused by the clearing.

1. No unlawful clearing

Ensure that no unlawful clearing, or further unlawful clearing, takes place on the land.

2. Revegetation

Undertake *revegetation* of native vegetation in the *specified areas* by:

- (a) Deliberately planting 165 York Gum (*Eucalyptus loxophleba*) trees within the *specified area*;
- (b) Construction of a barrier around areas sufficient to prevent damage to *revegetation* by *livestock*, vermin or native animals;
- (c) Complete the initial *revegetation* by 31 August 2018; and
- (d) Monitor *revegetation* and replace all dead plants by deliberately planting York Gum (*Eucalyptus loxophleba*) trees by 31 August of each year, for a period of twenty (20) years after the initial *revegetation*.

3. Records must be kept

The following records shall be maintained for activities done pursuant to this vegetation conservation notice:

- (a) in relation to *revegetation* pursuant to measure 2:
 - (i) the date/s of initial *revegetation* activities carried out ;
 - (ii) a description of initial *revegetation* activities undertaken;
 - (iii) the location of initial *revegetation* by producing a map of the land with areas of *revegetation* marked;
 - (iv) the number of dead plants identified and date replaced in accordance with measure 2 (d).

4. Annual reporting

Records required under measure 3 shall be submitted to the *CEO* by 30 June of each year reporting on activities done under this vegetation conservation notice between 1 January and 31 December of the preceding year.

Definitions:

CEO means the Chief Executive Officer of the Department of the Public Service of the State through which the *Environmental Protection Act 1986* is administered.

livestock means any animal kept for domestic or commercial purposes and includes any horse, donkey, mule, cattle, sheep, swine, goat, buffalo, deer, camel or alpaca.

revegetate, revegetated and revegetation means the re-establishment of a cover of *Eucalyptus loxophleba* (York Gum) trees to a pre-clearing maturity on the land.

specified areas means the area operated as 'Chatham Farm – Goomalling' and includes properties listed as 'the land' under this vegetation conservation notice.


Stuart Cowie

EXECUTIVE DIRECTOR, COMPLIANCE AND ENFORCEMENT
DEPARTMENT OF WATER AND ENVIRONMENTAL REGULATION
Officer delegated under Section 20 of the Environmental Protection Act 1986

6 February 2018

Important Information:

A PERSON WHO IS BOUND BY THIS VEGETATION CONSERVATION NOTICE AND WHO DOES NOT COMPLY WITH THIS VEGETATION CONSERVATION NOTICE COMMITS AN OFFENCE UNDER THE *ENVIRONMENTAL PROTECTION ACT 1986*.

Under section 103 of the *Environmental Protection Act 1986*:

- a person who is aggrieved by a requirement contained in this vegetation conservation notice may within 21 days of being given this notice lodge with the Minister for Environment an appeal in writing setting out the grounds of that appeal; and
- any other person who disagrees with a requirement contained in this vegetation conservation notice may within 21 days of the making of that requirement lodge with the Minister for Environment an appeal in writing setting out the grounds of that appeal.

PENDING THE DETERMINATION OF AN APPEAL REFERRED TO ABOVE, THE RELEVANT REQUIREMENTS CONTAINED IN THIS VEGETATION CONSERVATION NOTICE CONTINUE TO HAVE EFFECT.