



Section 70(2)
Environmental Protection Act 1986.

VEGETATION CONSERVATION NOTICE

CPS 8257/1

Persons to whom this vegetation conservation notice is given (The Occupier):
(being the occupier of the land described below)

Harry Graeme FLETCHER
Maureen Joyce FLETCHER
Lot 101 on Deposited Plan 30413 MOOLIABEENEE

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

Lot 101 on Deposited Plan 30413 MOOLIABEENEE as comprised on Certificate of Title Volume 2219 Folio 382.

Reasons for which this vegetation conservation notice is served:

This vegetation conservation notice is given because I suspect on the following grounds that unlawful clearing has taken place and is likely to take place on the land:

- (a) Examination of aerial and satellite imagery has shown the land contained native vegetation in 2010.
- (b) A site inspection of the land by Department of Water and Environmental Regulation Inspectors on 19 September 2018 confirmed that clearing had been carried out.
- (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 Notice:

The person(s) to whom this vegetation conservation notice is given, and each subsequent owner and or occupier of the land who is bound by this vegetation conservation notice, are required to undertake the following specified measures for a period of ten (10) years from the date this notice is given to re-establish and maintain vegetation on any area affected by the clearing to a condition as near as possible to the condition of the vegetation before the clearing occurred.

1. No unlawful clearing

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

2. Exclusion of stock

- (a) Ensure that *livestock* are excluded from the *specified area* and not cause or permit *livestock* to enter or remain within the *specified area* from 31 December 2019.

3. Revegetation

Undertake *revegetation* within the *specified area* by:

- (a) Deliberately planting 100 *local species* banksia trees and
- (b) Complete initial *revegetation* by 31 October 2020.

DEFINITIONS

The following meanings are given to terms used in this Notice:

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.


local species means indigenous species within 20 kilometres of the land.

revegetate, revegetated and revegetation means the re-establishment of a cover of native vegetation in an area such that the species composition, structure, density and *vegetation condition* is similar to pre-clearing vegetation, and can involve natural regeneration, direct seeding and/or planting.

specified area means the portions of Lot 101 on Deposited Plan 30413 bounded by a line joining the Zone 50 GDA 94 points set out in the tables below consecutively then directly to the point of commencement:

Area

Point	Easting (m)	Northing (m)
1	410343	6534672
2	410350	6535005
3	410701	6535002
4	410481	6534698



Stuart Cowie
Executive Director
Compliance and Enforcement

*Officer delegated under Section 20
of the Environmental Protection Act 1986*

24/10 2019

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.



Government of Western Australia
Department of Water and Environmental Regulation

INDICATIVE PLAN
ICMS 50806 CPS 8257



-  ROAD
 -  ICMS 50806 Boundary
 -  Specified Area
- WANow_Image 2017

Produced by Daniel Hunter
Department of Water and
Environmental Regulation
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Projection MGA zone 50
Datum GDA 94

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