

Native Vegetation Council

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DECISION NOTIFICATION *Native Vegetation Regulations 2017*

Application Number: 2021/3155/373

To: Attention: Dylan Gordge
Port Wakefield to Port Augusta Alliance
CPB Contractors
Email: Dylan.Gordge@pw2pa.com.au

Date Received; 26/07/2021
Date Registered: 09/08/2021

Mob: 0419 421 867

Applicant	CPB Contractors (on behalf of Department for Infrastructure and Transport (DIT))
Landholder	The Commissioner of Highways
Purpose of application	Clearance is required for the duplication of the Augusta Highway between Port Wakefield and Lochiel, associated borrow pits, stormwater and other service infrastructure, fencing, laydown and material storage areas and site office compounds.
Description of native vegetation under application	Total proposed clearance area is 22.75 ha of mixed mallee, woodland and shrubland, occurring over 20 vegetation associations ranging from poor to moderate condition, plus 8 scattered trees <i>*See report: Native Vegetation Clearance Data Report, Augusta Highway Duplication: Port Wakefield to Lochiel, prepared by Jeremy Tiller, dated July 2021, for details of vegetation at each site and trees</i>
Location of the application	Local Government Area: Wakefield Regional Council Parcel ID/Title ID: n/a - road reserve along the Augusta Highway between Port Wakefield and Lochiel plus several side roads off the highway, and numerous Cadastral Titles along this section of the highway. <i>*See report: Native Vegetation Clearance Data Report, Augusta Highway Duplication: Port Wakefield to Lochiel, prepared by Jeremy Tiller, dated July 2021, for details of impacted Title IDs.</i> Hundred: Goyder & Cameron

Decision

The Native Vegetation Council has considered your application in accordance with the requirements of Regulation 12, Schedule 1; Clause 32 of the *Native Vegetation Regulations 2017*.

In respect of the application, you are informed that the Native Vegetation Council:



**Government
of South Australia**

Grants consent to the clearance of 22.75 ha native vegetation plus 8 scattered trees, in the area shown on the attached Decision Plan 2021/3155/373, required for the duplication of the Augusta Highway and associated infrastructure, between Port Wakefield and Lochiel, in the mid-north of SA.

Reason for Decision:

The clearance of native vegetation meets the requirements of Native Vegetation Regulation 12, Schedule 1; Clause 32.

Conditions of approval


This approval is subject to the conditions specified below have been imposed to ensure that the impacts on native vegetation and biodiversity from approved clearance is adequately minimised and mitigated:

1. Clearance to be confined to the sites totaling 22.75 ha native vegetation plus 8 scattered trees, as shown on the attached Decision Plan 2021/3155/373, and in the submitted report: *Native Vegetation Clearance Data Report, Augusta Highway Duplication: Port Wakefield to Lochiel*, prepared by Jeremy Tiller, dated July 2021;
2. Prior to clearance commencing, the applicant must advise all persons undertaking the vegetation removal or working on site, of all relevant conditions of approval and associated statutory requirements;
3. Prior to clearance commencing, the applicant must define the areas approved for clearance with markings, barriers, pegs, flags or temporary fencing. The markings, barriers, pegs, flags or temporary fencing must remain in place, in good condition and clearly visible, for the period in which clearance is occurring;
4. Infrastructure construction is undertaken in a way that machinery, vehicle movement and material laydown areas are restricted to the approved clearance area, existing tracks or areas devoid of native vegetation;
5. Any excavation or fill material surplus to the requirements of the development must be disposed of such that it will not:
 - adversely impact on native vegetation;
 - contribute to erosion or sedimentation;
 - facilitate the spread of pest plant and pathogenic material;
6. The Significant Environmental Benefit requirement (equivalent to 634.82 SEB points) is to be achieved by making a payment of \$299,789.60 (\$284,161.11 – GST exclusive - for clearance and \$15,628.49 for administration – GST inclusive) to the Native Vegetation Fund, and is to be made within one month of invoice date. (Note the invoice will be sent once the attached form ‘Decision Notification acknowledgement’ is signed and returned);
7. Non-compliance with any of the conditions of this approval must be reported to the Native Vegetation Council as soon as practical after the non-compliance being detected, but must be within a maximum of seven days. The report must include details of the nature of the breach, the location and extent of the breach and the actions taken and associated timing for completion of those actions, to address the breach;

8. No clearance is to occur until the attached form, "Decision Notification Acknowledgement", is signed and returned to confirm that the applicant and anyone else who is a party to the agreement, understand and will comply with the decision, including all the associated conditions.

Expiry date of approval

The approval to clear native vegetation in accordance with this decision ceases after 2 years from the decision date.

Signature	
Name	Vaughan Levitzke PSM
Position	CHAIR, NATIVE VEGETATION ASSESSMENT PANEL
Date	24/08/2021 (Decision Date)

Notes

1. Effect of Consent

This Decision Notification grants consent under the *Native Vegetation Act 1991* only and does not imply approval under any other legislation. It is the responsibility of the landowner to obtain all relevant approvals for any proposed development. This includes any approval that might be required in relation to the *Commonwealth Environment Protection & Biodiversity Conservation Act 1999*.

2. Conditions

Please note that these conditions are an integral part of the consent and are legally binding under the *Native Vegetation Act 1991* and *Native Vegetation Regulations 2017*. Should **any** clearance occur in accordance with this decision, the conditions are enforceable in full.

Any conditions of consent are binding on and enforceable against the person granted the approval, any current and future owners of the land, any occupier of the land and any person who acquires the benefit of the clearance.

3. Amended decisions

Where a decision is amended, all previous versions of the decision are null and void.

If an application to amend a decision will substantially alter the nature of the original application or conditions of approval, the Native Vegetation Council may require a new application be submitted.

4. SEB Areas

All areas established as a condition of consent to provide a significant environmental benefit, whether through revegetation, management or protection of an area of native vegetation, are protected in perpetuity under the *Native Vegetation Act 1991*. No clearance of native vegetation within these areas can occur without the consent of the Native Vegetation Council.

5. Monitoring

The Native Vegetation Council undertakes a program of monitoring of conditions attached to any clearance consent. As part of this program, the landowner may be contacted by an officer of Department to arrange inspections. Should it be evident that the conditions have not be applied with in full, the landholder will be informed in writing of the nature of breach of the conditions and given an opportunity to comply with the conditions. However, if the breach of the conditions is substantial, ongoing or irreversibly, then the Council may take compliance actions under Section 31 of the *Native Vegetation Act 1991*.

6. Use of cleared vegetation

Native vegetation authorised for clearance under a Decision Notification may be a useful resource, as a source of seed for local revegetation projects, for woodcraft purposes or providing hollows for relocation. Please consider notifying any local seed collection groups to offer them the opportunity of collecting seed at the time of clearance, and making any timber from the cleared trees available for woodcraft or hollow relocation.

DECISION NOTIFICATION ACKNOWLEDGEMENT

Application Number: 2021/3155/373 **Attention:** Dylan Gordge
CPB Contractors
Augusta Highway duplication and associated
infrastructure, between Port Wakefield and
Lochiel, mid-north SA

The applicant, and all parties to the decision, have received a copy of the Decision Notification (decision date 24/08/2021) are fully aware and will comply with the decision and all the attached conditions.

Name of applicant:

Signature of applicant or seal of Company and authorised signatory, including the signature of any other parties to the decision:

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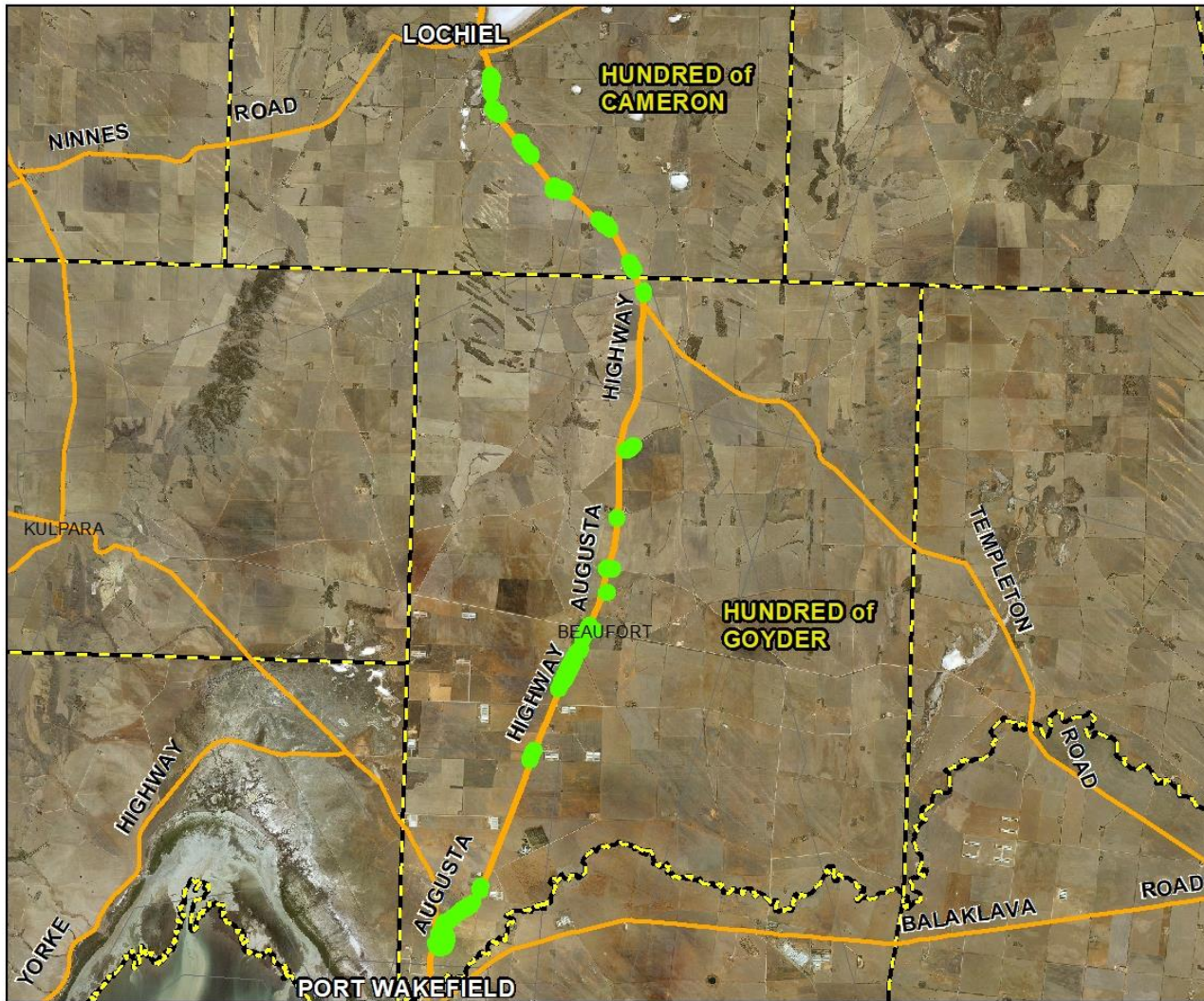
Date:

Note: *Sign and return this form by post or email to:*

Send to: **Native Vegetation Branch**
C/o
Department for Environment and Water
GPO Box 1047 Adelaide SA 5001

Email: **sharon.gillam@sa.gov.au**

Native Vegetation Regulation Application DIT/CPB Contractors - Augusta Hwy duplication Port Wakefield to Lochiel




DECISION PLAN

TO FORM PART OF THE DECISION TO THE
NATIVE VEGETATION COUNCIL

APPLICATION NO. 2021/3155/373

HUNDRED of GOYDER & CAMERON

Augusta Highway roadside parcels
Port Wakefield to Lochiel + others

-  Conditional Consent
(22.75 ha + 8 trees)
-  Property/Section Boundary
-  Road

Produced for: Native Vegetation Council
By: Native Vegetation Branch
Department for Environment and Water

Imagery: Latest_Imagery_lm:

Date: 12/08/2021
Version: 01
Datum: GDA94

NVO: SG

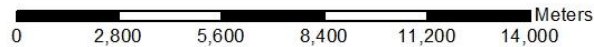


Delegate, Native Vegetation Council

Dated: 24 August 2021



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