

Statement of Compliance

1. Proposal and Proponent Details

Proposal Title	<i>Armstrong Reserve, Dunsborough, Urban and Commercial Development</i>
Statement Number	1094
Proponent Name	<i>Ray Village Aged Services (Inc.) trading as Capecare</i>
Proponent's Australian Company Number (where relevant)	ABN: 77 630 179 279

2. Statement of Compliance Details

Reporting Period	<i>8/03/19 to 7/03/20</i>				
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Implementation phase(s) during reporting period (please tick ✓ relevant phase(s))					
Pre-construction	✓	Construction	✓	Operation	Decommissioning

Audit Table for Statement addressed in this Statement of Compliance is provided at Attachment:	2
An audit table for the Statement addressed in this Statement of Compliance must be provided as Attachment 2 to this Statement of Compliance. The audit table must be prepared and maintained in accordance with the Department of Water and Environmental Regulation (DWER) <i>Post Assessment Guideline for Preparing an Audit Table</i> , as amended from time to time. The 'Status Column' of the audit table must accurately describe the compliance status of each implementation condition and/or procedure for the reporting period of this Statement of Compliance. The terms that may be used by the proponent in the 'Status Column' of the audit table are limited to the Compliance Status Terms listed and defined in Table 1 of Attachment 1.	

Were all implementation conditions and/or procedures of the Statement complied with within the reporting period? (please tick ✓ the appropriate box)		
No (please proceed to Section 3)	✓	Yes (please proceed to Section 4)

Each page (including Attachment 2) must be initialed by the person who signs Section 4 of this Statement of Compliance.
INITIALS: *EV*

3. Details of Non-compliance(s) and/or Potential Non-compliance(s)

The information required Section 3 must be provided for each non-compliance or potential non-compliance identified during the reporting period covered by this Statement of Compliance.

Non-compliance/potential non-compliance 3-1

Which implementation condition or procedure was non-compliant or potentially non-compliant?
Condition 1094:M4-1
Was the implementation condition or procedure non-compliant or potentially non-compliant?
Potentially non-compliant
On what date(s) did the non-compliance or potential non-compliance occur (if applicable)?
31 October 2019

Was this non-compliance or potential non-compliance reported to the Chief Executive Officer, DWER?		
<input checked="" type="checkbox"/> Yes	Reported to DWER verbally Reported to DWER in writing	Date 3/12/2019 Date 4/12/2019
		<input type="checkbox"/> No

What are the details of the non-compliance or potential non-compliance and where relevant, the extent of and impacts associated with the non-compliance or potential non-compliance?		
Condition 1094:M4-1 states: The proponent shall prepare, submit and maintain a Compliance Assessment Plan to the CEO at least six (6) months prior to the first Compliance Assessment Plan required by condition 4-6, or prior to implementation of the proposal, whichever is sooner (i.e. 30 October 2019). On the 3 December 2019, <i>EndPlan Environmental</i> <u>verbally</u> advised Mr. Mark Rust (Environmental Compliance) that due to an administrative oversight, the Compliance Assessment Plan (CAP) required to satisfy Condition 1094:M4-1 had not been submitted by the due date (i.e. 30 October 2019). On the 4 December 2019, Mr. Rust was advised in <u>writing</u> that a potential non-compliance had occurred (Appendix 18).		
What is the precise location where the non-compliance or potential non-compliance occurred (if applicable)? (please provide this information as a map or GIS co-ordinates) Not applicable		
What was the cause(s) of the non-compliance or potential non-compliance? Technical non-compliance - administrative oversight.		
What remedial and/or corrective action(s), if any, were taken or are proposed to be taken in response to the non-compliance or potential non-compliance? The CAP was submitted to the DWER Statement Compliance on the 5 December 2019.		

POST ASSESSMENT FORM 2

What measures, if any, were in place to prevent the non-compliance or potential non-compliance before it occurred? What, if any, amendments have been made to those measures to prevent re-occurrence?

All reporting requirements have been entered into an electronic registry.

Please provide information/documentation collected and recorded in relation to this implementation condition or procedure:

- in the reporting period addressed in this Statement of Compliance; and
- as outlined in the approved Compliance Assessment Plan for the Statement addressed in this Statement of Compliance.

(the above information may be provided as an attachment to this Statement of Compliance)

For additional non-compliance or potential non-compliance, please duplicate this page as required.

Each page (including Attachment 2) must be initialed by the person who signs Section 4 of this Statement of Compliance.
INITIALS: 

4. Proponent Declaration

I, ELIZABETH HOGARTH ACTING CEO, (full name and position title)

declare that I am authorised on behalf of RAY VILLAGE AGED SERVICES INC trading as CAPECARE (being the person responsible for the proposal) to submit this form and that the information contained in this form is true and not misleading.

Signature: Elizab... Hogarth

Date: 5th June 2020

Please note that:

- it is an offence under section 112 of the *Environmental Protection Act 1986* for a person to give or cause to be given information that to his knowledge is false or misleading in a material particular; and
- the Chief Executive Officer of the DWER has powers under section 47(2) of the *Environmental Protection Act 1986* to require reports and information about implementation of the proposal to which the statement relates and compliance with the implementation conditions.

5. Submission of Statement of Compliance

One hard copy and one electronic copy (preferably PDF on CD or thumb drive) of the Statement of Compliance are required to be submitted to the Chief Executive Officer, DWER, marked to the attention of Manager, Compliance (Ministerial Statements).

Please note, the DWER has adopted a procedure of providing written acknowledgment of receipt of all Statements of Compliance submitted by the proponent, however, the DWER does not approve Statements of Compliance.

6. Contact Information

Queries regarding Statements of Compliance, or other issues of compliance relevant to a Statement may be directed to Compliance (Ministerial Statements), DWER:

Manager, Compliance (Ministerial Statements)

Department of Water and Environmental Regulation

Postal Address: Locked Bag 10
Joondalup DC
WA 6919

Phone: (08) 6364 7000

Email: compliance@dwer.wa.gov.au

7. Post Assessment Guidelines and Forms

Post assessment documents can be found at www.epa.wa.gov.au

Each page (including Attachment 2) must be initialed by the person who signs Section 4 of this Statement of Compliance.
INITIALS: EK

ATTACHMENT 1**Table 1 Compliance Status Terms**

Compliance Status Terms	Abbrev	Definition	Notes
Compliant	C	Implementation of the proposal has been carried out in accordance with the requirements of the audit element.	This term applies to audit elements with: <ul style="list-style-type: none"> ongoing requirements that have been met during the reporting period; and requirements with a finite period of application that have been met during the reporting period, but whose status has not yet been classified as 'completed'.
Completed	CLD	A requirement with a finite period of application has been satisfactorily completed.	This term may only be used where: <ul style="list-style-type: none"> audit elements have a finite period of application (e.g. construction activities, development of a document); the action has been satisfactorily completed; and the DWER has provided written acceptance of 'completed' status for the audit element.
Not required at this stage	NR	The requirements of the audit element were not triggered during the reporting period.	This should be consistent with the 'Phase' column of the audit table.
Potentially Non-compliant	PNC	Possible or likely failure to meet the requirements of the audit element.	This term may apply where during the reporting period the proponent has identified a potential non-compliance and has not yet finalized its investigations to determine whether non-compliance has occurred.
Non-compliant	NC	Implementation of the proposal has not been carried out in accordance with the requirements of the audit element.	This term applies where the requirements of the audit element are not "complete" have not been met during the reporting period.
In Process	IP	Where an audit element requires a management or monitoring plan be submitted to the DWER or another government agency for approval, that submission has been made and no further information or changes have been requested by the DWER or the other government agency and assessment by the DWER or other government agency for approval is still pending.	The term 'In Process' may not be used for any purpose other than that stated in the Definition Column. The term 'In Process' may not be used to describe the compliance status of an implementation condition and/or procedure that requires implementation throughout the life of the project (e.g. implementation of a management plan).

ATTACHMENT 2

TABLE 4: AUDIT TABLE
PROJECT: ARMSTRONG RESERVE, DUNSBOROUGH - URBAN AND COMMERCIAL DEVELOPMENT
Statements 926 and 1094

Notes:

- Phases that apply in this table = Pre-Construction, Construction, Operation, Decommissioning, Overall [several phases].
- This audit table is a summary and timetable of conditions and commitments applying to this project. Refer to the Minister's Statement for full detail/precise wording of individual elements.
- Code prefixes: M = Minister's condition, P = Proponent's commitment.
- Acronyms list: CEO = Chief Executive Officer of OEP; DEC = Department of Environment and Conservation; DWER = Department of Water and Environmental Regulation; DPAW = (former) Department of Parks and Wildlife; DBCA = Department of Biodiversity, Conservation and Attractions; EPA = Environmental Protection Authority; DoW = Department of Water; Minister for Env = Minister for the Environment; OEPA = Office of the Environmental Protection Authority; CAR = Compliance Assessment Report; SoC = Statement of Compliance.
- Compliance Status: C = Compliant, CLD = Completed, NA = Not Audited, NC = Non – compliant, NR = Not Required at this stage.

Audit Code	Subject	Requirement	How	Evidence	Phase	Timeline	Status	Further Information
926:M1-1	Proposal Implementation	When implementing the proposal, the proponent shall not exceed the authorised extent of the proposal as defined in Column 3 of Table 2 in Schedule 1, unless amendments to the proposal and the authorised extent of the proposal has been approved under the Act.	As per Schedule 1, Statement 926	Annual Compliance Report (CAR), Survey results?	Overall	Ongoing	C	
926:M2-1	Contact Details	The proponent shall notify the CEO of any change of its name, physical address or postal address for the serving of notices or other correspondence within 28 days of such change. Where Capescare is a corporation or an association of persons, whether incorporated or not, the postal address is that of the principal place of business or of the principal office in the State.	Notify in writing as per Condition 2, Statement 926	No change of contact name, physical address or postal address addressed to the Compliance Branch (Ministerial Statements) during the reporting timeframe.	Overall	Ongoing	C	
1094:M3-1	Time Limit for Implementation	The proponent shall not commence implementation of the proposal after the 21 January 2023, and any commencement, prior to this date, must be substantial.	Notify in writing	Correspondence with the CEO re commencement of implementation dated 7 November 2019 (Appendix 11).	On or before 21 January 2023.	C		
1094:M3-2	Time Limit for Implementation	Any commencement of implementation of the proposal, on or before the 21 January 2023, must be demonstrated as substantial by providing the CEO with written evidence, on or before the 21 January 2023.	Notify in writing	Correspondence with the CEO re commencement of implementation dated 7 November 2019 (Appendix 11).	On or before 21 January 2023.	C		
1094:M4-1	Compliance Reporting	The proponent shall prepare, submit and maintain a Compliance Assessment Plan to the CEO at least six (6) months prior to the first Compliance Assessment Plan required by condition 4-6, or prior to implementation of the proposal, whichever is sooner.	Prepare and submit a Compliance Assessment Plan	Email correspondence with the Compliance Branch (Ministerial Statements) re potential non-compliance for late submission (Appendix 18).	Pre-constructi on	Submission of CAP before the 30 October 2019.	NC	

ATTACHMENT 2

Audit Code	Subject	Requirement	How	Evidence	Phase	Timeframe	Status	Further Information
1094:M4-2	Compliance Reporting	The Compliance Assessment Plan shall indicate: (1) the frequency of compliance reporting; (2) the approach and timing of compliance assessments; (3) the retention of compliance assessments; (4) the method of reporting of potential non-compliances and corrective actions taken; (5) the table of contents of Compliance Assessment Reports; and (6) public availability of Compliance Assessment Reports.	Revise and submit CAP	Correspondence from Statement of Compliance approving the CAP dated 8 January 2020 (Appendix 14).	Overall	Submission of revised CAP on an 'as needs basis'.	C	
1094:M4-3	Compliance Reporting	After receiving notification from the CEO that the Compliance Assessment Plan satisfies condition 4-2, the proponent shall assess compliance with conditions in accordance with the Compliance Assessment Plan required by condition 4-1.	As specified in the CAP	Annual Compliance Report and Statement of Compliance – this CAR.	Overall	CAR submission annually before 8 June for each 12-month period.	C	
1094:M4-4	Compliance Reporting	The proponent shall retain all compliance reports of all assessments described in the Compliance Assessment Plan required by condition 4-1 and shall make these reports available when requested by the CEO.	Information and documentation available upon request	Overview provided in CAR and Annual SoC retained on the proponent's website	Overall	The first Compliance Assessment Report and Statement of Compliance is due to be submitted by the 8 June 2020 then annually by the 8 June.	C	
1094:M4-5	Compliance Reporting	The proponent shall advise the CEO of any non-compliance or potential non-compliance within seven (7) days of that non-compliance being known.	Notify in writing	On the 3 December 2019, Overall Environmental advised the Statement of Compliance verbally that due to an administrative oversight the CAP had not been prepared by the due date (30 October 2019). Email correspondence to Statement of Compliance (Appendix 18).	Within 7 days of non-compliance or potential non-compliance being known.	NC		
1094:M4-6	Compliance Reporting	The proponent shall submit to the CEO the first Compliance Assessment Report fifteen (15) months from the date of issue of this Statement addressing the twelve (12) month period from the date of issue of this Statement and then annually from the date of submission of the first Compliance Assessment Report, or as agreed in writing with the CEO. The Compliance Assessment Report shall: (1) be endorsed by the proponent's CEO or a person delegated to sign on the CEO's behalf; (2) include a statement as to whether the proponent has complied with the conditions;	Notify in writing	Correspondence to the CEO attached to this CAR Signed Post Assessment Form 2 attached to this CAR	Overall	The first SoC is due to be submitted by the 8 June 2020, then annually by the 8 June.	C	

ATTACHMENT 2

Audit Code	Subject	Requirement	How	Evidence	Phase	Timeframe	Status	Further Information
		(3) identify all potential non-compliances and describe corrective and preventative actions taken; (4) be made publicly available in accordance with the approved Compliance Assessment Plan; and (5) indicate any proposed changes to the Compliance Assessment Plan required by condition 4-1.	In accordance with the OERA Post Assessment Guideline for Making Information Publicly Available	Statement of Compliance and Compliance Assessment Report uploaded onto Capecare's website annually.	Overall			
1094:MS-1	Public Availability Data	Subject to condition 5-2, within a reasonable time period approved by the CEO of the issue of this Statement and for the remainder of the life of the proposal the proponent shall make publicly available, in a manner approved by the CEO, all validated experimental data (including sampling design, sampling methodologies, empirical data, and derived information products [e.g. maps]), management plans and reports relevant to the assessment of this proposal and implementation of this Statement.	The Environmental Management Plan (EMP) was uploaded onto Capecare's website https://capecare.com.au/wp-content/uploads/2019/07/EMP.pdf on the 17 July 2019 (Appendix 6).	The Compliance Assessment Plan (CAP) was uploaded onto Capecare's website https://capecare.com.au/wp-content/uploads/2020/01/RVA29_2.88_V1.pdf on the 19 January 2020 (Appendix 15).	Overall		C	
1094:MS-2	Compliance Reporting	If any parts of the plans and reports referred to in condition 5-1 contains particulars of: (1) a secret formula or process; (2) confidential commercially sensitive information;	In accordance with the approved Compliance Assessment Plan	To date, Capecare has not requested that the Compliance Branch (Ministerial Statements) endorse any parts of plans/reports to not be made publicly available.	Overall		NA	
1094:MG-1	Residual Impacts and Management Measures Risk	To mitigate for significant residual impacts of the proposal on a priority ecological community Dunsborough Swamp Forest, threatened and significant fauna species <i>Pseudochirulusoccidentalis</i> and <i>Ctenorusora</i> and declared rare flora <i>Caladenia viridescens</i> , the proponent shall, prior to the commencement of construction submit an Environmental Management Plan for the remaining portion of Armstrong Reserve outside the Development Envelope shown in Figure 1, to the satisfaction of the CEO, on the advice of the Department of Environment, Biodiversity, Conservation and Attractions (DBCA).	Preparation of an EMP including management measures identified in M5.2.	1-5	Prior to construction commencing.	Pre-constructi on	C	

ATTACHMENT 2

Audit Code	Subject	Residual Impacts and Risk Management Measures	Requirement	How	Evidence	Phase	Timeframe	Status	Further Information
1094:M6-2	The Environmental Management Plan required by condition 6-1 shall be prepared in consultation with the City of Busselton (CoB) and include:	(1) dieback management measures prepared in consultation with the DBCA;	Preparation of an EMP including management measures 1-5 in consultation with the City of Busselton.	Correspondence advising that the revised EMP had been prepared to the satisfaction of the CEO was issued by the Compliance Branch (Ministerial Statements) on the 28 June 2019 (Appendix 5).	Prior to construction commencing.	Pre-constructi on	C		
		(2) Measures to ensure Banksia logs and other woody debris from the clearing in the development envelope are relocated to within the area shown as remaining portion of Armstrong Reserve in Figure 1 to enhance fauna habitat values;							
The following management measures (V01-V22) are taken from the Environmental Management Plan (2019) Table 3: Flora and Vegetation Management Actions, Targets, Monitoring and Reporting Requirements									
1094:M6-3-V01	<i>Phytophthora cinnamomi</i> Dieback management measures	Implement the recommended <i>Phytophthora cinnamomi</i> Dieback management measures identified in the Dieback Management Plan (DMP):	Monitor the implementation and compliance of each management measure identified in the DMP.						
1094:M6-3-V01a									
1094:M6-3-V01b									
1094:M6-3-V01c									
1094:M6-3-V01d									
1094:M6-3-V01e									
1094:M6-3-V01f									
1094:M6-3-V01g									

ATTACHMENT 2

Audit Code	Subject	Requirement	How	Evidence	Phase	Timeframe	Status	Further Information
1094:M6-3-V01h		8. Prohibit parking or stockpiling any materials on other areas of the reserve.		Photographs of temporary boundary fencing (Appendix 7)	Construct ion	Overall	C	
1094:M6-3-V01i		9. It is preferable to utilise any cleared vegetation in-situ either for fauna habitat, mulching or re-planting within infested areas only.		All cleared vegetation was removed offsite (Appendix 35)	Pre-construct ion	During clearing	vegetation	NA
1094:M6-3-V01j		10. Any cleared vegetation removed from the site should be transported in a manner to avoid spillage and disposed of at a local government approved facility. It is important to inform the local government that it was sourced from an area with dieback to prevent it being included in any mulch recycling for public or wider use.		No information has been made available for this requirement.			NA	
1094:M6-3-V01k		11. Monitor the implementation and compliance of these management measures.		Information included in this CAR	Construct ion	Pre-construction / Construction	/ C	
1094:M6-3-V01l		12. Contact DBCA or a registered dieback specialist for further advice on managing this aspect if required.		Not required at this stage.	Construct ion		NR	
1094:M6-3-V02a		Dieback Management Measures for Armstrong Reserve:		Rehabilitation of Armstrong Reserve has not yet commenced.	Construct ion	Overall	NR	
1094:M6-3-V02a		1. Where practical, schedule activities in dry soil conditions to minimise clean-down effort.						
1094:M6-3-V02a		2. Ensure field staff are aware of this areas dieback occurrence and need to apply relevant hygiene and clean-down protocols during their activities and when exiting the reserve.						
1094:M6-3-V02a		3. Include relevant dieback management requirements in contractor and service provider documentation when planning works in this area.						
1094:M6-3-V02a		4. Fence and gate the perimeter of the reserve to limit access and prevent further illegal rubbish dumping within it.						
1094:M6-3-V02a		5. It is recommended that Phosphate be applied within the reserve through stem injection and foliar spray. This has been proven to reduce the impact of <i>Phytophthora</i> within an infested plant community.						
1094:M6-3-V02a		6. If recommendation 5 is implemented, consider inviting the local residents or bushland friends group to participate in stem injecting to encourage stewardship of the reserve and awareness of <i>Phytophthora</i> dieback.						
1094:M6-3-V02a		7. Upload the dieback status of this reserve on the City's GIS system for future reference.		Correspondence re Dieback status mapping (Appendix 22)	Construct ion	Prior to end of 3-year timeframe	NR	
1094:M6-3-V03		Source materials (including clean fill, landscaping soils and mulch) and machinery brought into the development envelope and/or the Reserve from <i>Phytophthora</i> Dieback tree suppliers.		Correspondence re Dieback status of fill (Appendix 23) Certificate of Analysis – Dieback status of fill (Appendix 24)	Construct ion	Overall	C	
1094:M6-3-V04		Plants used in revegetation areas within the Reserve are to be sourced from NASA accredited nurseries and must be certified by the supplier as being <i>Phytophthora</i> Dieback and weed-free.		Revegetation has not commenced.	Construct ion	Overall	NR	
1094:M6-3-V05	Threatened Flora (<i>Caladenia viridescens</i>) management measures	Translocate the <i>Caladenia viridescens</i> individual located within the development envelope to Armstrong Reserve.	Conduct annual re-survey of translocated individual each	Translocation and resurvey report (Appendix 25)	Pre-construct ion	Prior to vegetation clearing commencing	C	

ATTACHMENT 2

Audit Code	Subject	Requirement	How	Evidence	Phase	Timeframe	Status	Further Information
1094:M6-3-V06		Conduct a re-survey of the translocated individual each flowering period (mid-September to late-October) in the first two years following transplanting.						
1094:M6-3-V07	Retained vegetation management measures	Prior to clearing commencing: (a) Re-survey the authorised extent of clearing using the authorized extent GPS coordinates with locations identified using star pickets/high visibility flagging tape. (b) Erect temporary fencing (using star pickets, flagging and sight wire) around the authorised extents.	1. Clearing contractors clearing register. 2. Inspect initial clearing to ensure boundary lines meet requirements and check during quarterly construction. 3. Fly with UAV (drone) following clearing to obtain aerial imagery of cleared development envelope. 4. Monitor integrity of temporary fencing quarterly during construction. 5. Photographic evidence of permanent fence.	Temporary fencing photographs (Appendix 7) Drone photographs (Appendix 26)	Pre-construction	Prior to vegetation clearing commencing	C	
1094:M6-3-V08		Following completion of construction of the aged care facility, construct a permanent fence along the development envelope/Reserve interface (EMP Appendix 8) to prevent unauthorised access into this area of vegetation.					NR	
1094:M6-3-V09	Weed management measures	Conduct a weed survey and map degraded areas within the Reserve.	1. Establish permanent quadrats in each revegetation area to monitor the success rate of weed control measures and revegetation. GPS coordinates will be taken of each of the quadrats to ensure that the same locations are monitored at every monitoring event. 2. Conduct pre-clearing baseline data gathering of each quadrat.	Weed survey mapping (Appendix 27)	Construction	Construct ion	C	
1094:M6-3-V10		Prior to a Weed Management Plan being prepared and any associated ground disturbance works commencing, consult the DBCA's South West Regional office to ensure that areas containing TF and/or the PEC are adequately protected.		GPS records kept in <i>Caladenia viridescens</i> survey (Appendix 25)	Construction	Rehabilitation has not yet commenced.	NA	
1094:M6-3-V11		Prepare a Weed Management Plan (WMP) for the Reserve. The WMP will include conducting a weed survey to identify and map the weed species present, to prioritise the species' threat to the native vegetation of the Reserve and to determine the appropriate management measures to be implemented.		Correspondence to and from City of Busselton re WMP (Appendices 16 and 17)	Construction	Construction	C	
1094:M6-3-V12		Implement the Weed Management Plan targeting the eradication of weeds species identified on the Weeds of National Significance (WONS) or Declared weeds and weeds identified as high priority (i.e. rhizomatous grasses, bulbous, woody and noxious weeds).	3. Conduct quarterly weed monitoring. 4. Conduct six-monthly quadrat monitoring (endemic and introduced flora species) for 3-years following vegetation clearing. 5. During each monitoring event, collect photographic evidence of the quadrat with the date and quadrat identification number clearly shown.	Implementation has not yet commenced as Capecare is awaiting approval of WMP by the City of Busselton	Construction	3 years from WMP approval	NR	
1094:M6-3-V13	Revegetation management measures	Implement revegetation only in degraded areas of vegetation identified through the weed mapping survey.		Revegetation management has not yet commenced	Construction	During the 3-year management timeframe	NR	
1094:M6-3-V14		Where practicable, use local provenance seed stock for revegetation activities undertaken within the Reserve to maintain the genetic integrity and diversity of the Reserve's flora.						
1094:M6-3-V15		Implement a Revegetation Monitoring Program using permanent sampling quadrats to monitor the progress of revegetation within the Reserve.						

ATTACHMENT 2

Audit Code	Subject	Requirement	How	Evidence	Phase	Timeframe	Status	Further Information
1094:M6-3-V16		Conduct infill planting in revegetation areas to ensure the completion criteria are met during the 1-year management period.						
1094:M6-3-V17a	Bushfire management measures	Implement all management actions identified in Tables 5.1 and 5.2 of the City and DFES-approved Bushfire Management Plan. Table 5.1: BMP implementation responsibilities prior to occupancy or building for the Landowner (Developer)	Monitor landowner compliance with the Bushfire Management Plan recommendations and the annual City of Busselton Firebreak Order.	Certificates of Title will not be required until construction of the facility is closer to completion.	Post-construction		NR	
1094:M6-3-V17b		1. The local government may condition a development application approval with a requirement for the landowner/proponent to register a notification onto the certificate of title (it may also need to be included on the deposited plan). This will be done pursuant to Section 70A Transfer of Land Act 1893 as amended ('Factors affecting use and enjoyment of land, notification on title'). This is to give notice of the bushfire hazard and any restrictions and/or protective measures required to be maintained at the owner's cost. 2. Prior to sale and post planning approval, the entity responsible for having the BMP prepared should ensure that anyone listed as having responsibility under the Plan has endorsed it and is provided with a copy for their information and informed that it contains their responsibilities. This includes the landowners/proponents (including future landowners) local Government and any other authorities or referral agencies ('Guidelines' s4, 6, 3). 3. Prior to development of the subject lot it is to be compliant with the relevant local Government's annual firebreak order issued under s33 of the Bushfires Act 1954.		The BMP has been endorsed by the Department of Fire and Emergency Services (Appendix 28)	Prior to completion of sales documentation	NR		
1094:M6-3-V17c		4. Establish the Asset Protection Zone (APZ) on the lot to the dimensions and standard stated in the BMP.		Clearing of the site and placement of fill has effectively resulted in a firebreak (Appendix 26)	Pre-construction		C	
1094:M6-3-V17d		5. Prior to occupancy, install vehicular access within the lot to the required surface condition and clearances as stated in the Guidelines/BMP.		The Bushfire Management Plan states that the APZ is identified as the BAL 29 (Appendix 29)	Pre-construction		C	
1094:M6-3-V17e		6. Prior to occupancy, a copy of the Bushfire Response/Evacuation Plan must be provided to the landowner/occupier and they are to be informed that it contains responsibilities that must be actioned due to the Proposed land use being defined as 'Vulnerable'. Certain information contained within the Bushfire Response/Evacuation Plan that has accompanied this Bushfire Management Plan, must be displayed in the building – as directed in the Bushfire Response/Evacuation Plan provided as a separate document.		Road network will be shown on the Deposited Plan in due course.	Construction	Prior to occupancy	NR	
1094:M6-3-V17f		7. Prior to any building work, inform the builder of the existence of this Bushfire Management Plan and the responsibilities it contains, regarding the required construction standards. This will be the standard corresponding to the determined BAL (Appendix 30).		A copy of the Bushfire Response/Evacuation Plan has been requested but has as yet not been received.	Construction		NA	
1094:M6-3-V17g				A copy of the Bushfire Management Plan (included in the EMP) was included in the contractual documentation	Pre-construction	Prior to building work commencing	C	

ATTACHMENT 2

Audit Code	Subject	Requirement	How	Evidence	Phase	Timeframe	Status	Further Information
1094:MG-3-V18a		rating, as per the bushfire provisions of the Building Code of Australia (BCA).		Table 5.2 relates to post-construction occupancy and Capescare's ongoing management of the site.	Post-construction	NR		
1094:MG-3-V18b		Table 5.2: Ongoing management responsibilities for the Landowner/Occupier	1. Maintain the Asset Protection Zone (APZ) to the dimensions and standard stated in the BMP. 2. Comply with the City of Busselton annual Firebreak and Fuel Hazard Reduction Notice issued under s33 of the Bush Fires Act 1954. 3. Maintain vehicular access routes within the lot to the required surface condition and clearances as stated in the BMP. 4. Ensure that any builders (of future structures on the lot) are aware of the existence of this Bushfire Management Plan and the responsibilities it contains regarding the application of construction standards corresponding to a determined BAL rating.					
1094:MG-3-V18c			5. Ensure all future buildings the landowner has responsibility for, are designed and constructed in full compliance with: a) the requirements of the WA Building Act 2011 and the bushfire provisions of the Building Code Act of Australia (BCA); and b) with any identified additional requirements established by this BMP or the relevant local government					
1094:MG-3-V18f			6. Maintain the Bushfire Response/Evacuation Plan and as it directs, the pages containing actionable information must continue to be displayed and available to all occupants. The key persons and all contact information must be checked annually and updated as necessary.					
1094:MG-3-V18g			No construction work to be undertaken within the development envelope when there is a Total Fire Ban in place in the City of Busselton.	Total Fire Ban information has been requested from DFES however it has not yet been provided.	Construction	Overall	NA	
1094:MG-3-V19	Access/signage measures	Construct permanent Bushland Reserve Fencing Type B in keeping with the construction standards shown in (EMP) Appendix 8 along the boundary of the development/Reserve interface as identified on (EMP) Figure 4.	1. Monitor (and photographic evidence) of permanent fencing following construction. 2. Quarterly monitoring of fencing for any necessary maintenance. 3. Quarterly monitoring (and photographic evidence) of permanent signage.	Due to current construction activities, temporary fencing is being maintained. Permanent fencing will be installed as part of the landscaping contract which is due to commence in early 2021 (Appendix 31).	Construction	During landscaping installation	NR	
1094:MG-3-V20		Maintain the integrity of the permanent fencing.			Post-construction	NR		
1094:MG-3-V21		Provide emergency and revegetation maintenance vehicle access at the two existing locked gates located along the existing firebreak: one at the Naturalistic Terrace entry and the other at the Gifford Road entry as identified in (EMP) Figure 4.		Access keys to be requested from the City of Busselton prior to rehabilitation of Armstrong Reserve commencing.	Construction	NR		
1094:MG-3-V22		Install interpretative and educational signage at strategic locations identified on (EMP) Figure 4.		Signage will be installed as part of the landscaping contract which is due to commence in early 2021 (Appendix 31).	Construction	NR		

ATTACHMENT 2

Audit Code	Subject	Requirement	How	Evidence	Phase	Timeframe	Status	Further Information
The following management measures [F01-F15] are taken from the Environmental Management Plan (2019) Table 4: Terrestrial Fauna Management Actions, Targets, Monitoring and Reporting Requirements								
1094:M6-3-F01	Fauna habitat protection management measures	Prior to vegetation clearing commencing within the development envelope, the following management measures designed to protect the existing PEC1 vegetation and associated fauna habitat that is to be retained will be undertaken:	1. On two consecutive nights during the week prior to vegetation clearing commencing (Appendix 9)	Site walkover conducted prior to vegetation clearing commencing (Appendix 9)	Pre-construct	Prior to vegetation clearing commencing	C	
		(a) The surveyor will GPS and record the coordinates of any Peppermint trees identified to be retained within the development envelope.	(a) Conduct a distance sampling survey of the <i>P. occidentalis</i> population within the Reserve using the transect lines identified in (EMP) Figure 5.					
		(b) The environmental consultant will accompany the clearing contractor on a walkover of the development envelope to identify areas of vegetation marked for retention and to agree upon a process and timetable for clearing.	(b) Conduct a count of the dry and <i>P. occidentalis</i> population within the authorised development envelope as defined in (EMP) Appendix 2.	(a) Authorisation/Licence issued by the DBCA (Appendix 32) <i>P. occidentalis</i> survey returns report (Appendix 33)	Pre-construct	Prior to vegetation clearing commencing	C	
1094:M6-3-F02	Threatened (<i>Pseudoechirus</i> <i>occidentalis</i>) management measures	Fauna <i>occidentalis</i>	Prior to vegetation clearing commencing within the development envelope, the fauna specialist will:	2. Conduct distance sampling surveys of <i>P. occidentalis</i> within Armstrong Reserve twice annually for three years following commencement of vegetation clearing. The surveys will use the series of semi-permanent transects as shown in (EMP) Figure 5.				
		(a) Obtain a Regulation 15 Licence to Take/Capture Fauna for Educational or Public Purposes issued by the DBCA.	(i) Conduct a distance sampling survey of the <i>P. occidentalis</i> population within the Reserve using the transect lines identified in (EMP) Figure 5. The survey will establish a new baseline of the <i>P. occidentalis</i> population against which subsequent post-clearing survey data will be measured.	3. Certify that the clearing contractor's induction has been conducted through induction register.				
		(b) On two consecutive nights during the week prior to vegetation clearing of the development envelope commencing.	(ii) Conduct a count of the dry and <i>P. occidentalis</i> population within the authorised development envelope as defined in (EMP) Appendix 2 and if practicable, remove all dryes and <i>P. occidentalis</i> located.	4. Photographic evidence taken of the vegetation clearing process.	Correspondence indicating that the fauna specialist was on-site throughout clearing works (3 days) (Appendix 34)	Construct	Prior to vegetation clearing commencing	C
				5. Check surveyors mapped location of any Peppermint tree to be retained within the development envelope.				
1094:M6-3-F03			Immediately prior to vegetation clearing works commencing, Capescare's fauna specialist will inspect all trees and undergrowth contained within the authorised development envelope for the presence of any <i>P. occidentalis</i> and herd to suitable habitat located within the Reserve.	The fauna specialist will be present throughout the clearing process to rescue any <i>P. occidentalis</i> that may be encountered by the clearing contractor.				
1094:M6-3-F04					Construct	During vegetation	C	
1094:M6-3-F05			The environmental consultant will carry out an induction for all clearing contractor personnel regarding the conservation significance of <i>P. occidentalis</i> and the importance of following the approved clearing procedures.	Cleaning contractor environmental induction notes (Appendix 9)	Construct	Prior to vegetation clearing commencing	C	

ATTACHMENT 2

Audit Code	Subject	Requirement	How	Evidence	Phase	Timeframe	Status	Further Information
1094:M6-3-F06		Initial clearing of the development envelope will commence with an experienced arborist removing branches of mature Peppermint trees to breast plate height using a chainsaw. Heavy machinery will then be used to remove tree stumps and undergrowth.		Note to file regarding clearing methodology (Appendix 9)	Pre-construction	Vegetation clearing	C	
1094:M6-3-F07		Clearing will be conducted such that it achieves a progression of clearing in the direction toward the areas of remnant vegetation that is to be retained (e.g. working from Armstrong Plate towards the Reserve to allow the <i>P. occidentalis</i> to move into the adjoining Reserve).		Note to file regarding clearing methodology (Appendix 9)	Pre-construction	Vegetation clearing	C	
1094:M6-3-F08		All cleared vegetative debris from the development envelope will be removed from site on the same day as clearing takes place to prevent <i>P. occidentalis</i> from using the stockpiles as refuges.		Correspondence confirming vegetation debris removed from site daily (Appendix 34)	Pre-construction	Vegetation clearing	NA	
1094:M6-3-F09		During construction should injured fauna be found, contact the DBCA immediately to arrange for its care (DBCA Blackwood District Officer: 9752 5555).		Not required in this phase to date.	Construction	Overall	NR	
1094:M6-3-F10		Plantines in revegetation areas to be 100%, development envelope and street trees are to be planted with 80% tree and shrub species that are known to be primary habitat plant species for <i>P. occidentalis</i> .		Planting lists and invoices indicate the proportion of <i>P. occidentalis</i> foraging plants versus other species is: (a) 100% in Armstrong Reserve revegetation areas; and (b) 80% in the development envelope and street trees.	Revegetation has not yet commenced.	During clearing	NA	
1094:M6-3-F11	Threatened Fauna (<i>Ctenotus ora</i>) management measures	If practicable, relocate selected Banksia logs and woody debris removed from within the development envelope to existing degraded areas on the perimeter of the Reserve.	1. Pre-photographic evidence of relocated logs and woody debris.	Discussion with the clearing contractor indicated that this was not practicable (pers. comm.)	Construction	During clearing	NA	
1094:M6-3-F12		Conduct a <i>Ctenotus ora</i> survey once only during Capecare's 3-year management period to determine the population of the species.	2. Conduct a single monitoring survey of <i>Ctenotus ora</i> .	<i>Ctenotus ora</i> survey has not yet been conducted.	Construction	During rehabilitation management timeframe	NR	
1094:M6-3-F13	Feral animal/domestic pets management measures	If required, install tree guards around tube stock used in the revegetation areas to prevent rabbits from eating seedlings.		Rehabilitation has not yet commenced.				
1094:M6-3-F14		Should signs of feral animals be observed during weed/revegetation inspections, engage a qualified pest controller to manage feral species.	1. Quarterly weed monitoring to check for evidence of herbivory and signs (scats, markings) of feral animals.				NR	
1094:M6-3-F15		Provide surrounding residents with a brochure containing information on the impacts of domestic pets on native fauna.	2. Copy of brochure to be sighted.				NR	

Certificate of Successful Completion

Intertek

This is to Certify that

Adriaan Hendrik Van Der Wiele

*has successfully completed the
Intertek*

*Environmental Management Systems
Auditor / Lead Auditor Training Course*

The Course includes the assessment and evaluation of Environmental Management Systems to conform to the requirements of ISO 14001:2004 and ISO 19011:2011

*This course is certified by International Register of Certificated Auditors (IRCA)
— IRCA REFERENCE A17228 —*

The course meets the training requirements for individuals seeking certification under the IRCA Auditor Certification Schemes



Authorising Signature: J van der Wiele

Course Dates: 11th – 15th May 2014

For IRCA Membership Application To Be Made Within 3 Years From Last Day of Course

Certificate Number: 107886