



mainroads
WESTERN AUSTRALIA

Annual Compliance Report

**Perth Darwin National Highway
(Swan Valley) Western Australia**

EPBC 2013/7042

*We're working for
Western Australia.*

Reporting Period: March 2025 to March 2026

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DECLARATION OF ACCURACY

In making this declaration, I am aware that sections 490 and 491 of the Environment Protection and Biodiversity Conservation Act 1999 (Cth) (EPBC Act) make it an offence in certain circumstances to knowingly provide false or misleading information or documents. The offence is punishable on conviction by imprisonment or a fine, or both. I declare that all the information and documentation supporting this compliance report is true and correct in every particular. I am authorised to bind the approval holder to this declaration and that I have no knowledge of that authorisation being revoked at the time of making this declaration.

Signed Martine Scheltema (on behalf of the approval holder)

Full name: Martine Scheltema

Position: Director Environment and Heritage

Organisation: Main Roads - ABN 50 860 676 021

Date: 29 / 06 / 2026

1 INTRODUCTION

1.1 Project Description

Main Roads Western Australia (Main Roads) completed the main component of the new alignment for the Perth-Darwin National Highway (PDNH) between the Tonkin Highway and Reid Highway junction in the south and the Brand Highway and Great Northern Highway at Muchea in the north, north-east of Perth (the Project) in April 2020.

The approved action was to develop a new alignment for the Perth-Darwin National Highway, including dual carriageways, grade separated interchanges at connecting roads, and a reservation for potential future rail, between the Tonkin Highway and Reid Highway junction in the south and the Brand Highway and Great Northern Highway at Muchea in the north, approximately 13 kilometres north-east of Perth city centre, see Figure 1.

Key construction works of the Project included:

- Grade separated interchange at Reid Highway and Tonkin Highway.
- Other interchanges at Stock Road, Neaves Road, Brand Highway, The Promenade, Hepburn Avenue and Gnangara Road.
- Flyovers at Marshall Road, Granary Drive, Muchea South Road, Baal Street and railway lines.
- A deviation at Brand Highway.
- New cycling and pedestrian facilities, including a four metre wide shared path to Ellenbrook.

Construction of the Project commenced 31 March 2017, with the road opened to the public on 23 April 2020.

1.2 Approval under the *Environment Protection and Biodiversity Conservation Act 1999*

The Project was referred under the *Environmental Protection and Biodiversity Conservation Act 1999* (EPBC Act) for assessment in 2013. The Department granted conditional approval on 2 December 2016 (EPBC 2013/7042).

1.3 Amendment to Proposal under Section 45C of the *Environmental Protection Act 1986* (EP Act)

The Perth Darwin National Highway (Swan Valley Section) received conditional approval under the EPBC Act on 2 December 2016. The conditions of this approval include:

- Condition 1(a); Comply with condition 1 of the WA approval (Ministerial Statement) regarding the extent of the proposal.
- Condition 1(c); Notify the Department in writing of any proposed change to the conditions of the WA approval for which sub-condition 1(a) applies, no later than 2 weeks after formally proposing a change or becoming aware of the state environmental regulator proposing a change.

In accordance with the above-mentioned conditions (1(a) and 1(c)) Main Roads applied under section 45C of the *Environmental Protection Act 1986* (EP Act) on 7 July 2025 to amend the extent of the

proposal as documented in Table 2, schedule 1 of Ministerial Statement 1036 (MS1036). Amendment to MS1036 was approved on 28 August 2025 and conditions were made under Section 45C. The following amendments were made:

- Increase the authorised extent of the development envelope from 1,004.07 ha to 1,012.81 ha, noting the change will not result in any changes to the scale and nature of impacts to Matters of National Environmental Significance.
- Reduce the authorised extent of impact to Bush Forever Areas, *Grevillea curviloba subsp. incurva* critical habitat, Yanga vegetation complex, and Conservation Category Wetlands.
- Contemporise existing conditions to align with the current EPA approach to condition drafting.

Main Roads notified the Department in writing on 8 September 2025 that the amendment to Ministerial Statement 1036 was approved on 28 August 2025.

1.4 Purpose of this Report

This compliance report has been produced to satisfy Condition 7 of approval EPBC 2013/7042.

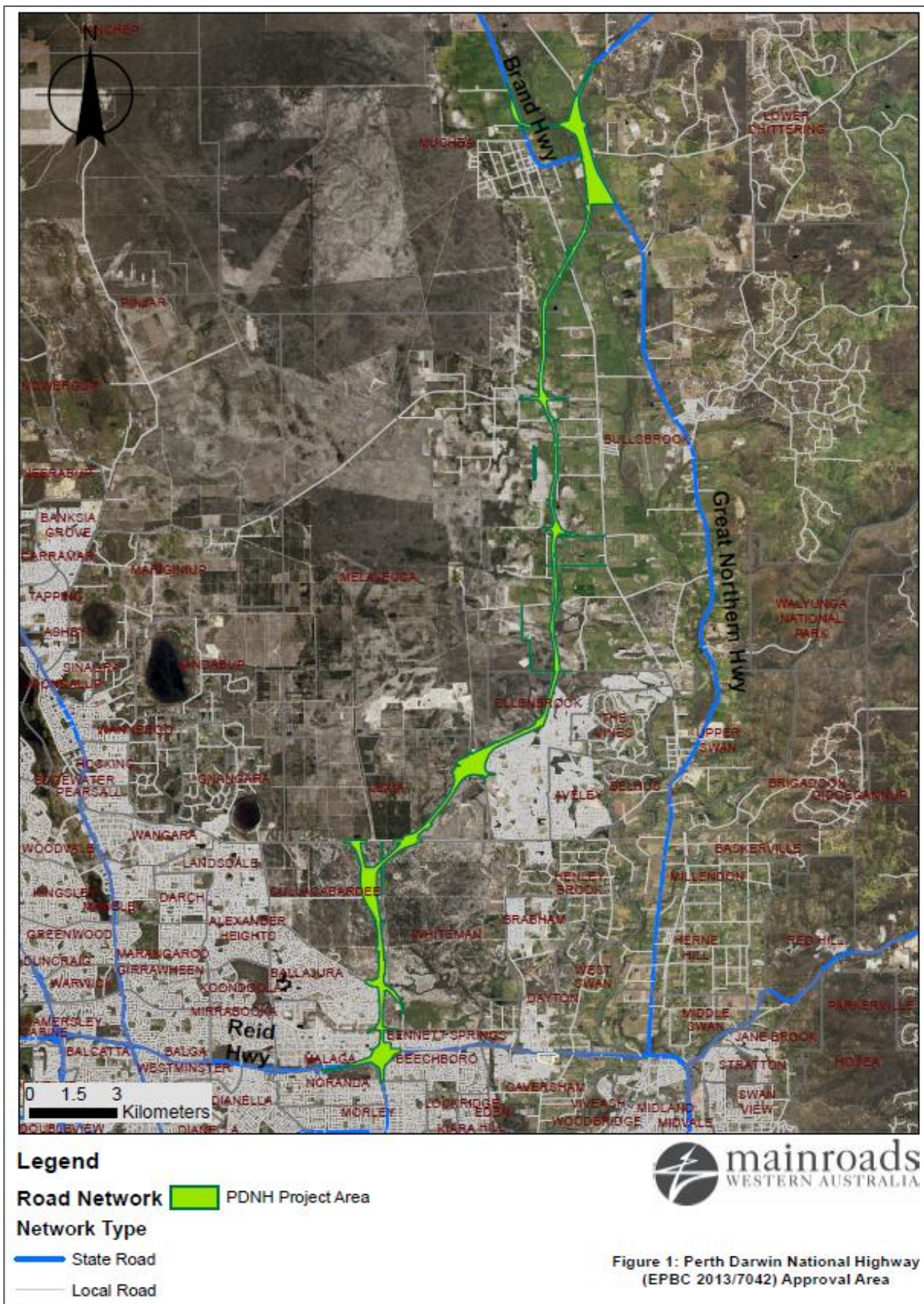


Figure 1: Location of the Approved Action - Perth Darwin National Highway.

2 SUMMARY OF COMPLIANCE

Table 1 details the Project's compliance status for each approval condition over the 12-month reporting period: 31 March 2025 to 30 March 2026. The Project was found to be compliant with all requirements of the of the EPBC approval during the reporting period.

Conditions that falls outside of the scope of the current reporting period are recorded as 'Not Applicable'.

Conditions deemed completed are shaded grey.

2.1 New Environmental Risks

No new environmental risks for the Project have become apparent during the reporting period.

Table 1: Compliance with EPBC 2013/7042 Conditions

Condition Number	Condition	Status	Evidence/Comments
1	To minimise the impacts of the action on protected matters, the person taking the action must: a) Comply with condition 1 of the WA approval regarding the extent of the proposal b) Implement conditions 6, 7, 8, 9, 10, 11, 12, 13, 14 and 16 of the WA approval as in force or existing from time to time where they related to monitoring, managing, mitigating, avoiding, offsetting, recording or reporting on, impacts to protected matters c) Notify the Department in writing of any proposed change to the conditions of the WA approval for which sub-condition 1(a) applies, no later than 2 weeks after formally proposing a change or becoming aware of the state environmental regulator proposing a change d) Notify the Department in writing of any change to the WA approval for which sub-condition 1(a) applies within 2 weeks of a change being finalised	Compliant	a) In accordance with Condition 1 of the WA approval, Main Roads has not exceeded the authorised extent of the proposal as defined in Table 2 in Schedule 1 of MS 1036. b) A Compliance Assessment Report (CAR) undertaken in accordance with the WA approval was completed and submitted in December 2025. MS 1036 was amended in August 2025. This amendment significantly restructured the Ministerial Statement, changing the condition numbering. As a result, the specific state condition numbers explicitly referenced in Commonwealth Condition 1b) (Conditions 6–14 and 16) no longer align chronologically with the current version of the WA approval. Despite the numbering realignment, Main Roads conducted a comprehensive review of the substantive requirements carried over from the former Ministerial Statement. All state requirements that directly relate to monitoring, managing, mitigating, avoiding, offsetting, recording, or reporting on impacts to protected matters were fully implemented and complied with during the reporting period. In October 2025, Main Roads notified DWER regarding foraging species within revegetation areas next to the road. As the revegetation was not required to mitigate the loss of Black Cockatoo foraging habitat, it was considered that the planting of

Condition Number	Condition	Status	Evidence/Comments
			non-offset foraging species was not related to Condition 1b) of EPBC Approval 2013/7042 as this planting was an operational management measure and did not relate to the monitoring, managing, mitigating, avoiding, offsetting, recording, or reporting on impacts to protected matters, as described by Condition 1b). For further information on the DWER notification regarding use of foraging species within revegetation areas, see Section 4 of 2025 MS 1036 Compliance Assessment Report which can be accessed via the Main Roads website at https://www.mainroads.wa.gov.au/48d6fc/globalassets/community-environment/environment/construction-reports/northlink-wa/northlink-wa-compliance-assessment-report-2025.pdf. c) The Department was notified in writing on 15 July 2025 that Main Roads applied under s45C of the EP Act to amend the authorised extent of the proposal as documented in Table 2, Schedule 1 of Ministerial Statement 1036. The notification to the Department is in accordance with this condition. d) The Department was notified on 8 September 2025 that the MS 1036 amendment was approved by the Ministers delegate on 28 August 2025 in accordance with this condition.
2	The person taking the action must provide to the Department the Ippolo Road Site Land Acquisition and Management Plan (the plan) required under condition 16-2 of the WA approval . The plan must be provided to the Department within 1 month of	Compliant - completed	The Ippolo Road Site Land Acquisition and Management Plan was approved by the WA government on 8 February 2017. Main Roads provided the Department with the Plan on 9 February 2017. Shapefiles were also included as part of this notification.

Condition Number	Condition	Status	Evidence/Comments
	approval of the plan by the WA government. In providing the Ippolo Road Site Land Acquisition and Management Plan to the Department , the person taking the action must also include shapefiles for the boundary of the Ippolo Road offset site.		Completion of this action was reported within the EPBC Approval 2018 Compliance Report.
3	The person taking the action must provide the Department with the state approved Land Acquisition and Rehabilitation Offsets Strategy (the Strategy) required to be prepared under condition 16-8 of the WA approval . The Strategy must be provided to the Department within 1 month of the approval of the Strategy by the WA government. In providing the Strategy to the Department the proponent must include shapefiles of the offset boundary as they relate to the Strategy.	Compliant - completed	The Land Acquisition and Rehabilitation Offsets Strategy (LAROS), required to be prepared under condition 16-8 of the WA approval, was approved by the WA government on 7 January 2019. The LAROS was provided to the Department on 8 January 2019 and reported within the EPBC Approval 2019 Compliance Report.
4	Within 10 days after the commencement of the action, the person taking the action must advise the Department in writing of the actual date of commencement .	Compliant - completed	Commencement of the action was on 31 March 2017 with Main Roads notifying the Department in writing on 5 April 2017. Completion of this action was reported within the EPBC Approval 2018 Compliance Report.
5	The person taking the action must retain accurate records substantiating all activities associated with or relevant to the conditions of approval, including measures taken to implement the management plan, offset strategy and reporting requirements outlined by this approval, and make them available upon request to the Department . Such records may be subject to	Compliant	Main Roads WA has maintained all records in accordance with this condition and their legal obligations, under the <i>WA State Records Act 2000</i> .

Condition Number	Condition	Status	Evidence/Comments
	audit by the Department or an independent auditor in accordance with section 458 of the EPBC Act or used to verify compliance with the conditions of approval. Summaries of audits will be posted on the Department's website. The results of audits may also be publicised through the general media.		
6	Any potential or actual contravention of the conditions of this approval (including contravention of a commitment made in a management plan or strategy) must be reported to the Department by email (to EPBCMonitoring@environment.gov.au) within 7 days of the person taking the action becoming aware of the actual or potential contravention.	Compliant	No potential or actual contravention of the conditions of this approval were recorded during the reporting period.
7	Within three months of every 12 month anniversary of the commencement of the action, the person taking the action must publish a report on their website addressing compliance with each of the conditions of this approval, including implementation of any management plans as specified in the conditions. Documentary evidence providing proof of the date of publication and non-compliance with any of the conditions of this approval must be provided to the Department at the same time as the compliance report is published.	Compliant	This 2025-2026 compliance report will be published on the Main Roads website on or before 30 June 2026. The Department will be notified on or before the same day. https://www.mainroads.wa.gov.au/community-environment/environment/construction-project-compliance-reports/ (Under NorthLink WA) (Construction of the project commenced on the 31 March 2017 therefore the Annual Compliance Report is due by 30 June each year)
8	Upon the direction of the Minister , the person taking the action must ensure that an independent audit of compliance with the conditions of approval is	Not applicable	To date, no direction has been received from the Minister to undertake an independent audit of compliance with the conditions of approval EPBC 2013/7042.

Condition Number	Condition	Status	Evidence/Comments
	conducted and a report submitted to the Minister . The independent auditor must be approved by the Minister prior to the commencement of the audit. Audit criteria must be agreed to by the Minister , and the audit report must address the criteria to the satisfaction of the Minister .		
9	Unless otherwise agreed to in writing by the Minister , the person taking the action must provide a copy of any management plan or strategy referred to in these conditions of approval to members of the public upon request, within a reasonable time of the request.	Not applicable	To date, no member of the public has requested to obtain a copy of any management plan or strategy referred to in these conditions of approval.