STATEMENT THAT A PROPOSAL MAY BE IMPLEMENTED
(Environmental Protection Act 1986)

HIGH STREET UPGRADE

Proposal: The construction and upgrade of the existing High Street between Stirling Highway and Carrington Street in Fremantle, as described in Table 1 of Schedule 1 of this Statement.

Proponent: Main Roads Western Australia
            Australian Business Number 50 860 676 021

Proponent Address: Don Aitken Centre
                   Waterloo Crescent
                   EAST PERTH WA 6004

Assessment Number: 2181

Report of the Environmental Protection Authority: 1630

Pursuant to section 45 of the Environmental Protection Act 1986, it has been agreed that the proposal described and documented in Tables 1 and 2 of Schedule 1 may be implemented and that the implementation of the proposal is subject to the following implementation conditions and procedures:

1 Proposal Implementation

1-1 When implementing the proposal, the proponent shall not exceed the authorised extent of the proposal as defined in Schedule 1, unless amendments to the proposal and the authorised extent of the proposal have been approved under the EP Act.

2 Contact Details

2-1 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 twenty-eight (28) days of such change. Where the proponent 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.

Published on:
Level 12, Dumas House, 2 Havelock Street, West Perth, Western Australia, 6005.
Telephone +61 8 6552 5800 Facsimile +61 8 6552 5801 Email: Minister.Dawson@dpc.wa.gov.au
3 Time Limit for Proposal Implementation

3-1 The proponent shall not commence implementation of the proposal after five (5) years from the date on this Statement, and any commencement, prior to this date, must be substantial.

3-2 Any commencement of implementation of the proposal, on or before five (5) years from the date of this Statement, must be demonstrated as substantial by providing the CEO with written evidence, on or before the expiration of five (5) years from the date of this Statement.

4 Compliance Reporting

4-1 The proponent shall prepare, and maintain a Compliance Assessment Plan which is submitted to the CEO at least six (6) months prior to the first Compliance Assessment Report required by condition 4-6, or prior to implementation of the proposal, whichever is sooner.

4-2 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.

4-3 After receiving notice in writing from the CEO that the Compliance Assessment Plan satisfies the requirements of condition 4-2 the proponent shall assess compliance with conditions in accordance with the Compliance Assessment Plan required by condition 4-1.

4-4 The proponent shall retain reports of all compliance assessments described in the Compliance Assessment Plan required by condition 4-1 and shall make those reports available when requested by the CEO.

4-5 The proponent shall advise the CEO of any potential non-compliance within seven (7) days of that non-compliance being known.

4-6 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 otherwise agreed in writing by the CEO.
The Compliance Assessment Report shall:

(1) be endorsed by the proponent’s Chief Executive Officer or a person delegated to sign on the Chief Executive Officer’s behalf;

(2) include a statement as to whether the proponent has complied with the conditions;

(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.

5 Public Availability of Data

5-1 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 environmental 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.

5-2 If any data referred to in condition 5-1 contains particulars of:

(1) a secret formula or process; or

(2) confidential commercially sensitive information;

the proponent may submit a request for approval from the CEO to not make these data publicly available. In making such a request the proponent shall provide the CEO with an explanation and reasons why the data should not be made publicly available.

6 Terrestrial Fauna

6-1 The proponent shall ensure that the proposal is undertaken in a manner that avoids, where possible, and minimises direct and indirect impacts as far as practicable to Black Cockatoos.

6-2 In order to meet the objectives of condition 6-1, the proponent shall:

(1) ensure that if clearing is to be undertaken, a qualified terrestrial native fauna spotter shall thoroughly inspect the development envelope for Black Cockatoo breeding activity, in particular nesting, and if the area within the development envelope is found to be in use, clearing in the
area shall be postponed until such time as determined suitable by the CEO, on the advice of the Department of Biodiversity, Conservation and Attractions.

(2) ensure that no Black Cockatoo foraging habitat are included within 10 m of the constructed roads in the landscaping design and planting for the proposal.

Hon Stephen Dawson MLC
MINISTER FOR ENVIRONMENT

23 MAY 2019
### Table 1: Summary of the Proposal

<table>
<thead>
<tr>
<th>Proposal Title</th>
<th>High Street Upgrade</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Short Description</strong></td>
<td>The proposal is the construction and upgrade of the existing High Street between Stirling Highway and Carrington Street in Fremantle. The proposal includes the construction of a roundabout at the Stirling Highway and High Street Intersection, a new westbound carriageway of High Street between Stirling Highway and Carrington Street, realignment of approaches to Stirling Highway and High Street, pedestrian crossing points, a new service road for residents north of High Street and local road realignments. The proposal also includes the installation of noise walls, drainage, lighting, electricals, utilities and associated road infrastructure.</td>
</tr>
</tbody>
</table>

### Table 2: Location and authorised extent of physical and operational elements

<table>
<thead>
<tr>
<th>Element</th>
<th>Location</th>
<th>Authorised Extent</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Physical elements</strong></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
| Clearing and disturbance for road upgrade | High Street between Carrington Street and Stirling Highway intersection and Stirling Highway from High Street to Marmion Street in the City of Fremantle (Figures 1.1 to 1.3). | Clearing of no more than 0.63 ha of native vegetation within a 20.15 ha development envelope. Shown in Figures 1.1 to 1.3 are trees in the development envelope with Diameter at Breast Height (DBH) >500 mm to be:  
- retained and  
- potentially to be cleared. |
| Construction of noise walls. | Sections of High Street between Carrington Street and Stirling Highway intersection and Stirling Highway from High Street to Marmion Street in the City of Fremantle (Figures 1.1 to 1.3). | Minimum heights and approximate location and extent of noise walls are shown in Figures 1.1 to 1.3. Construction of noise walls will be completed within 18 months of the commencement of construction. |
### Table 3: Abbreviations and Definitions

<table>
<thead>
<tr>
<th>Acronym or Abbreviation</th>
<th>Definition or Term</th>
</tr>
</thead>
<tbody>
<tr>
<td>CEO</td>
<td>The Chief Executive Officer of the Department of the Public Service of the State responsible for the administration of section 48 of the <em>Environmental Protection Act 1986</em>, or his delegate.</td>
</tr>
<tr>
<td>DBH</td>
<td>Diameter at Breast Height</td>
</tr>
<tr>
<td>Black Cockatoo foraging habitat</td>
<td>Foraging habitat described in <em>EPBC Act referral guidelines for three threatened black cockatoo species</em>, Commonwealth of Australia, 2012 and any updates of the publication.</td>
</tr>
<tr>
<td>EP Act</td>
<td><em>Environmental Protection Act 1986</em></td>
</tr>
<tr>
<td>ha</td>
<td>hectares</td>
</tr>
<tr>
<td>km</td>
<td>kilometres</td>
</tr>
<tr>
<td>m</td>
<td>metres</td>
</tr>
<tr>
<td>mm</td>
<td>millimetres</td>
</tr>
<tr>
<td>Black Cockatoos</td>
<td>Carnaby’s black cockatoo (<em>Calyptorhynchus latirostris</em>) and Forest Red-tailed black cockatoo (<em>Calyptorhynchus banksii naso</em>)</td>
</tr>
</tbody>
</table>

### Figures (attached)

**Figures 1.1 to 1.3**  
High Street Upgrade development envelope with: (a) trees Diameter at Breast Height (DBH) >500 mm to be retained (green) and those potentially to be cleared (red); (b) indicative project footprint; (c) indicative areas of native vegetation clearing; (d) minimum heights and approximate location and extent of noise walls.
Figure 1.1: High Street Upgrade development envelope with: (a) trees Diameter at Breast Height (DBH) >500 mm to be retained (green) and those potentially to be cleared (red); (b) indicative project footprint; (c) indicative areas of native vegetation clearing; (d) minimum heights and approximate location and extent of noise walls.
Figure 1.2 High Street Upgrade development envelope with: (a) trees Diameter at Breast Height (DBH) >500 mm to be retained (green) and those potentially to be cleared (red); (b) indicative project footprint; (c) indicative areas of native vegetation clearing; (d) minimum heights and approximate location and extent of noise walls.
Figure 1.3: High Street Upgrade development envelope with: (a) trees Diameter at Breast Height (DBH) >500 mm to be retained (green) and those potentially to be cleared (red); (b) indicative project footprint; (c) indicative areas of native vegetation clearing; (d) minimum heights and approximate location and extent of noise walls.
Coordinates defining the High Street Upgrade development envelope and trees to be retained shown in Figures 1.1 to 1.3 are held by the Department of Water and Environmental Regulation, document reference numbers 2019-1550711074238 (dated 21 February 2019) and 2019-1550711114857 (dated 21 February 2019).