

## **Report on compliance with the conditions of *Environment Protection and Biodiversity Conservation Act 1999 (EPBC)* approval 2011 / 6011 for the year to 7 August 2021**

The Western Australian Department of Health (DoH) was granted approval (2011 / 6011) under the EPBC on 20 June 2012. The approval is valid until 31 December 2027. The action is clearance of native vegetation to construct the Busselton Health Campus on the site of the existing Busselton Hospital, Lot 406 on Deposited Plan 216401.

Following a request by the DoH the EPBC approval conditions were changed on 3 June 2013 to increase the number of Peppermint Trees that could be removed from 156 to 158 and to increase the number of Peppermint trees that must be replanted from 350 to 360. The Western Ringtail Possum Management Plan and Revegetation Management Plan were amended to reflect the changes to the approval conditions. The management plan changes were approved on 31 October 2013.

A Clearing Permit (4433 / 1) was approved under the *Environmental Protection Act 1986*. The WA Department of Environment Regulation (DER) approved an amended Clearing Permit (4433/ 2), which reflects the amendments to the EPBC approval, on 15 April 2013. The Clearing Permit lapsed on 5 December 2016.

Construction of the main BHC building was finalised in March 2015. Demolition of the existing Busselton Hospital; and construction of the remaining roads commenced in May 2015. All construction and demolition work other than defect rectification was completed by 4 May 2016.

Documentation related to the EPBC 2011 / 6011 can be found at <http://wacountry.health.wa.gov.au/index.php?id=474>

	<b>Condition of EPBC 2011 / 6011</b>	<b>Compliance activity and supporting documentation</b>
1.	Within 30 days after the commencement of the action, advise the Department in writing of the actual date of commencement.	The action commenced on 7 August 2012. A letter advising the Department that the action had commenced was sent on 3 September 2012
2.	Maintain accurate records substantiating all activities associated with or relevant to the conditions of approval, including measures taken to implement the management	Accurate records of activities have been kept (see documentation supporting approval conditions, below) and are available on request.

	plans, and make the records available to the Department on request.	
3.	<p>Within three months of every 12 month anniversary of the commencement of the action, publish a report on the website addressing compliance with each of the conditions of the approval, including implementation of the management plans.</p> <p>Documentary evidence of publication must be provided to the Department.</p> <p>Each management plan must be published on the website for the length of the approval.</p>	<p>This document was published on the project website on 8 October 2021.</p> <p>A letter with the link to the report and hard copy was sent to the Department on 13 October 2021.</p> <p>The following plans are available on the project website:</p> <ul style="list-style-type: none"> <li>○ Western Ringtail Possum Management Plan (WRPMP)</li> <li>○ Busselton Health Campus – Revegetation Management Plan (BHC – RMP)</li> <li>○ Tuart National Park Rehabilitation Plan (TNPRP)</li> </ul>
4.	If the person taking the action wishes to carry out any activities otherwise than in accordance with the management plans, they must submit a revised version of the management plan for approval.	Amendments to the WRPMP and BHC – RMP were approved on 31 October 2013.
5.	The person taking the action must comply with a request by the Minister to revise a management plan. The revised management plan must be implemented.	No requests to revise a management plan have been received.
6.	If, at any time after five years from the date of approval, the action has not substantially commenced, the action must not substantially commence without the written agreement of the Minister.	The action commenced on 7 August 2012.
7.	The person taking the action must publish all management plans on their website within one month of the plan being approved and must remain on the website	<p>The following plans are available on the project website:</p> <ul style="list-style-type: none"> <li>○ WRPMP</li> <li>○ BHC – RMP</li> </ul>

	for the life of the project.	o TNPRP
8.	The person taking the action must not clear more than 158 Peppermint trees from the project site. Clearing of Peppermint trees must only take place within the Redevelopment Area.	To 7 August 2014 a total of 210 trees were cleared of which 158 were Peppermint trees. No trees were cleared in this reporting period.
9.	The person taking the action must prepare and submit a WRPMP for approval by the Minister.  The WRPMP must be prepared in consultation with WA DEC and submitted to the Department and be approved by the Minister, prior to commencement of the action.  The plan must be implemented.	The revised WRPMP was approved by the Department 31 October 2013.  The WRPMP was prepared in consultation with WA DEC and approved on 4 April 2013.  See the following compliance activity and documentation:
M1	Clearing will be undertaken in accordance with the conditions of approvals and requirements of the WRPMP. Where peppermint trees are retained within the development footprint they will be protected by fences during construction. Clearing restricted to 1 June to 30 October.	210 native trees have been cleared of which 158 were Peppermint trees.  Construction has ended and there was no tree clearing in this reporting period.
M2	Use disturbed areas in preference to undisturbed areas.	Not relevant for this reporting period. Construction has ended.
M3	Minimise habitat fragmentation.	Not relevant for this reporting period. Construction has ended.
M4	Secure 6.6ha Conservation Area. Put in place covenant on the Crown Land Title.	Landgate developed a covenant which was completed in September 2016.
M5	Erect permanent, dog-proof fencing around the Conservation Area.	Construction of a permanent, dog-proof fence has been completed.

M6	Prepare and implement a Busselton Health Campus – Revegetation Management Plan.	A revised Revegetation Management Plan has been approved.
M7	Install education signage at points where controlled access is provided.	Signage has been installed.
M8	Prepare and implement a Fire Prevention and Management Plan with and approved by DFES.	A fire management plan developed with DFES was approved in February 2013.
M9	Implement an induction program which alerts contractors that the site hosts the conservation significant WRP.	Not relevant for this reporting period. Construction has ended.
M10	Erect a temporary fence (minimum of 210cm) around the construction area.	A temporary fence was erected around the construction area from 7 August 2012 until the end of construction and demolition on 4 May 2016.
M11	Implement a WRP translocation program between 1 June and 30 October 2012. DoH to fund translocation and monitoring of WRP by WA DEC.	DEC officers translocated 20 adult WRP from the site prior to 5 September 2012.
M12	Provide an experienced zoologist (DEC Regulation 15 License) as a spotter during tree clearing and demolition and a wildlife carer on-call during construction.	Not relevant for this reporting period. Construction has ended.
M13	Commence clearing from Bussell Highway towards the Conservation Area.	Not relevant for this reporting period. Construction has ended.
M14	Avoid stockpiling cleared vegetated material on site. Mulch immediately where material cannot be removed.	Not relevant for this reporting period. Construction has ended.
M15	Implement a tree health monitoring program as described in the WRPMP.	Tree health monitoring was undertaken twice a year until March 2017 and again in September 2020. Further monitoring is required in 2025.

		The 2020 monitoring report has been published on project website. Tree health remains within the trigger levels for further action.
M16	Implement a revegetation monitoring program as described in the Revegetation Management Plan.	The Conservation Area revegetation program has met all the completion criteria required to complete the program.
M17	Monitor the WRP population as described in the WRPMP.	<p>WRP monitoring was undertaken twice a year until March 2017. Monitoring is now being undertaken once a year until the fifth year post construction (2021) and then again in the tenth (2026) years after the end of construction.</p> <p>WRP monitoring was undertaken in November 2020. The report has been published on the project website. An average of 92 WRP were identified over two nights and the population remains above the 20 percent trigger level for action. The survey identified the third highest number of WRP since monitoring commenced in 2009. The population appears to have recovered from high levels of predation by a red fox in 2018.</p>
M18	Prepare a TNPRP, in consultation with WA DEC, outlining the rehabilitation program for at least 4ha within the Tuart Forest National Park.	The TNPRP was developed in consultation with WA DEC and has been approved by the Department.
10.	<p>The person taking the action must prepare and submit a BHC – RMP for approval by the Minister.</p> <p>The approved BHC – RMP must be in place within six months of the date of approval.</p> <p>In the event that the BHC – RMP is not approved the action must cease and not recommence until the BHC – RMP is approved.</p>	The amended BHC – RMP was approved by the Department on 31 October 2013.

11.	<p>The person taking the action must prepare and submit, in consultation with WA DEC, a TNPRP for the approval of the Minister.</p> <p>The approved TNPRP must be in place within six months of the date of approval.</p> <p>In the event that the TNPRP is not approved the action must cease and not recommence until the BHC – RMP is approved.</p>	<p>See M18, above.</p> <p>The final infill planting at the offset site was completed in June 2018 and inspected in September / October 2018. The Western Australian Department of Biodiversity, Conservation and Attractions (DBCA) inspected the site in Spring 2018 and were happy with the outcome of rehabilitation work. No further rehabilitation was required and control and management of the site has now been returned to DBCA.</p>
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