

December 2017

**Greater Bunbury
Region Scheme
Amendment 0041/57
(Minor Amendment)**



**Public Drinking Water
Source Protection Areas**

Report on Submissions

Shires of Dardanup and Harvey

**Greater Bunbury Region Scheme
Amendment 0041/57
(minor amendment)**

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December 2017

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Published by the
Western Australian Planning Commission,
140 William Street,
Perth WA 6000

Locked Bag 2506
Perth WA 6001

GBRS Amendment 0041/57 Report on Submissions
File RLS/0704

Published December 2017

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Introduction to Greater Bunbury Region Scheme minor amendments

The Western Australian Planning Commission (WAPC) is responsible for keeping the Greater Bunbury Region Scheme (GBRS) under review and initiating changes where they are seen as necessary.

The GBRS sets out the broad pattern of land use for the whole Greater Bunbury area. The GBRS is constantly under review to best reflect regional planning and development needs.

An amendment proposal to change land use reservations and zones in the GBRS is regulated by the *Planning and Development Act 2005*. That legislation provides for public submissions to be made on proposed amendments.

For a non-substantial amendment, often referred to as a minor amendment (made under Section 57 of the Act), the WAPC considers all the submissions lodged, and publishes its recommendations in a *Report on Submissions*. This report is presented to the Minister for Planning for approval. The amendment takes legal effect with Gazettal of the Minister's approval.

In the process of making a non-substantial amendment to the GBRS, information is published as a public record under the following titles:

Amendment Report

This document is available from the start of the public advertising period of the proposed amendment. It sets out the purpose and scope of the proposal, explains why the amendment is considered necessary, and informs people how they can comment through the submission process.

Environmental Review Report

The Environmental Protection Authority must consider the environmental impact of an amendment to the GBRS before it can be advertised. While formal assessment would be unlikely for a non-substantial amendment, were it required then an environmental review would be undertaken and made available for information and comment at the same time as the *Amendment Report*.

Report on Submissions

The planning rationale, determination of submissions and the WAPC's recommendations for final approval of the amendment, with or without modification, is documented in this report.

Submissions

This document contains a reproduction of all written submissions received by the WAPC on the proposed amendment.

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Greater Bunbury Region Scheme Amendment 0041/57

Public Drinking Water Source Protection Areas

1 Introduction

On 27 April 2017, the Western Australian Planning Commission (WAPC) resolved to prepare amendment 0041/57 to the Greater Bunbury Region Scheme, pursuant to section 57 of the *Planning and Development Act 2005*.

2 The proposed amendment

The purpose of the amendment to the Greater Bunbury Region Scheme (GBRS) is to remove the Water Catchments – Special Control Area (SCA No. 1) from land where Public Drinking Water Source Areas (PDWSAs) have been abolished.

3 Formal Environmental Protection Authority advice

On 4 May 2017, the proposed amendment was referred to the Department of Water and Environmental Regulation for advice about the level of environmental assessment which would be required.

On 6 June 2017, the Department of Water and Environmental Regulation advised that the proposed amendment does not require environmental assessment under the *Environmental Protection Act 1986* and did not provide any advice. A copy of the notice of assessment is included in Appendix A.

4 Call for submissions

The proposed amendment was advertised in the Government Gazette on 16 June 2017 and remained open for public submissions until 14 August 2017.

The proposed amendment was also available for public inspection at the following locations:

- the Perth office of the Western Australian Planning Commission (140 William Street)
- the Department of Planning's Bunbury Office (61 Victoria Street, Bunbury);
- the offices of the Shires of Harvey and Dardanup; and
- the State Library of WA, Perth Cultural Centre, Northbridge.

Notice of the proposed amendment was also published in the Western Australian and the South Western Times.

Owners adjacent to the land subject to the proposed amendment were provided with a copy of the Amendment Report and advised of the opportunity to lodge a submission in respect of the proposed amendment.

5 Submissions

When the advertising of the proposed amendment closed, a total of 8 submissions had been received.

Of the submissions received, six provided comment or advice (without objecting to the proposed amendment) and two objected to the proposed amendment.

All submissions providing comment or advice were from local government, state government departments/agencies or service providers and the two objecting to the proposed amendment were private.

A list of the parties who lodge a submission is attached at Appendix B and a copy of each submission is attached to the end of this report.

6 Issues raised in submissions and determinations

Submissions not in favour of the proposed amendment are based on the suggestion that the catchment area (Wellington Dam) will be negatively affected by the removal of SCA No. 1.

With regards to the Wellington Dam area it should be highlighted that the Catchment Area has not been de-proclaimed, only the PDWSA by-laws have been removed.

The Department of Water and Environmental Regulation (DWER) notes that whilst the Wellington Catchment Area is proposed to be removed from the SCA No. 1 via the amendment, it will remain a gazetted controlled catchment area with associated mechanisms in place to ensure the protection and retention of native vegetation for salinity management.

The purpose of SCA No. 1 is to prevent land uses or development which would prejudice the quality or quantity of water supplies for public use and since the PDWSAs have been abolished, SCA No. 1 is of no further use or value in the Wellington Dam Catchment Area.

The purpose of SCA No. 1 has further been confused with the control over various practises such as the use of herbicides, wildlife protection, off road vehicle use or earmarking of water skiing areas – these are all controlled through applicable legislation which remains in place and not affected by the removal of SCA No.1.

7 Modifications to the amendment

After considering the submission received in respect of the proposed amendment, the WAPC recommended the Minister for Planning approve the proposed amendment, as advertised.

8 Conclusion and recommendation

The report summarises the background and reasoning for Amendment 0041/57 to the Greater Bunbury Region Scheme and examines the submissions received. The WAPC thanks those who made submissions.

After considering the submissions received, the WAPC is satisfied the proposed amendment should be finalised, and has recommended the Minister for Planning approve the amendment.

9 Minister's decision

Amendments to the Greater Bunbury Region Scheme using the provisions of section 57 of the *Planning and Development Act 2005* require the WAPC to provide a report and recommendation

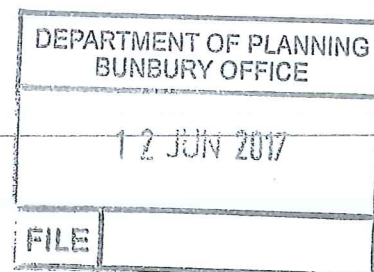
to the Minister for Planning for approval. The Minister may approve, approve with modification or decline to approve the proposed amendment.

The Minister, after considering the amendment, has agreed with the recommendation of the WAPC and approved the amendment.

GBRS Amendment 0041/57 is now finalised as advertised as shown on WAPC Amending Plans 1.7439/1, 1.7440/1 & 1.7441/1 and has effect in the Greater Bunbury Region Scheme from the date of notice in the *Government Gazette* on Friday 5 January 2018.

APPENDIX A

NOTICE OF ENVIRONMENTAL ASSESSMENT



Chief Executive Officer
Western Australian Planning Commission
South West Office 6th Floor Bunbury Tower
61 Victoria Street
BUNBURY WA 6230

Your Ref:
Our Ref: CMS17112
Enquiries: Stephen Pavey, 6145 0800
Email: Stephen.Pavey@epa.wa.gov.au

Dear Sir/Madam

**DECISION UNDER SECTION 48A(1)(a)
*Environmental Protection Act 1986***

SCHEME:	Greater Bunbury Region Scheme Amendment 0041-57
LOCATION:	Public Drinking Water Source Protection Areas
RESPONSIBLE AUTHORITY:	Western Australian Planning Commission
DECISION:	Referral Examined, Preliminary Investigations and Inquiries Conducted. Scheme Amendment Not to be Assessed Under Part IV of EP Act. No Advice Given. (Not Appealable)

Thank you for referring the above scheme to the Environmental Protection Authority (EPA).

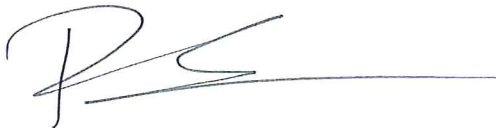
After consideration of the information provided by you, the EPA considers that the proposed scheme should not be assessed under Part IV Division 3 of the *Environmental Protection Act 1986* (EP Act) and that it is not necessary to provide any advice or recommendations.

Please note the following:

- For the purposes of Part IV of the EP Act, the scheme is defined as an assessed scheme. In relation to the implementation of the scheme, please note the requirements of Part IV Division 4 of the EP Act.

- There is no appeal right in respect of the EPA's decision to not assess the scheme.

Yours sincerely

A handwritten signature in blue ink, consisting of a stylized 'P' followed by a horizontal line and a small flourish.

Patrick Seares
Director
Strategic Policy and Planning Division

Delegate of the Chairman of the Environmental Protection Authority
Under Notice of Delegation No. 33 published 17 December 2013

6 June 2017

APPENDIX B

ALPHABETICAL LISTING OF SUBMISSIONS

Alphabetical Listing of Submissions

GBRS Amendment 0041/57

Public Drinking Water Source Protection Areas

Submission Number	Name
8	Biodiversity, Conservation and Attractions, Department of (Parks and Wildlife Service)
5	Health, Department of
7	Jacob Master Denichi
2	Planning, Lands and Heritage, Department of (Heritage)
6	Preston Environmental Group
3	Primary Industries and Regional Development, Department of
1	Water and Environmental Regulation, Department of (Water)
4	Water Corporation

APPENDIX C

SUMMARY OF SUBMISSIONS AND DETERMINATIONS

AMENDMENT 0041/57 TO THE GREATER BUNBURY REGION SCHEME
PUBLIC DRINKING WATER SOURCE PROTECTION AREAS
SUMMARY OF SUBMISSIONS AND DETERMINATIONS

Submission:	1
Submitted by:	Department of Water and Environmental Regulation (DWER)
Nature of Interest:	Government Department
Affected Land:	Various
Summary of Submission:	<ol style="list-style-type: none">1. Proposals 1 to 3 (Bancell Brook Catchment Area, Harvey Dam Catchment Area and Brunswick Dam Catchment Area) have been de-proclaimed and the Department therefore has no objection to their removal from the SCA No. 1 in the GBRS.2. The Wellington Dam Catchment Area has not been de-proclaimed, and only the PDWSA by-laws have been removed; noting that clearing restrictions relating to salinity control under the <i>Country Areas Water Supply (CAWS) Act 1947</i> still apply.3. The Wellington Dam Catchment Area must therefore remain within SCA No. 1 in the GBRS, particularly to ensure that the CAWS clearing controls remain in place.4. The Department strongly recommends the withdrawal of 'Proposal 4 – Wellington Dam Catchment Area' from this Scheme Amendment.
Planning Comment:	<p>The purposes of SCA No. 1 in the Greater Bunbury Region Scheme (GBRS) are:</p> <ol style="list-style-type: none">(a) to implement State Planning Policy No.2.7: Public Drinking Water Source Policy;(b) to identify proclaimed surface water catchments within the Greater Bunbury Region; and(c) to prevent land uses or development which would prejudice the quality or quantity of water supplies for public use. <p>The intent of SCA No. 1 is therefore not to ensure that clearing restrictions relating to salinity control under the CAWS remain in place.</p> <p>This view had subsequently been communicated with DWER who notes that whilst the Wellington Catchment Area is proposed to be removed from the SCA No. 1 via the amendment, it will remain a gazetted controlled catchment area with associated mechanisms in place for salinity management purposes.</p> <p>These mechanisms include referral from the Department of Planning, Lands and Heritage's (DPLH) and Environmental Protection Act's</p>

Clearing Permit System, as well as the CAWSA clearing control regulations, which are sufficient to ensure the protection and retention of native vegetation for salinity management.

On this basis, DWER concurs with the DPLH's proposed amendment to remove the Wellington Catchment Area from the GBRS's SCA No. 1

Determination: Submission noted

Submission: 2

Submitted by: Department of Planning, Lands and Heritage (Heritage)

Nature of Interest: Government Department

Affected Land: Various

Summary of Submission:

1. The Aboriginal Heritage Directorate (AHD) of the Department of Planning, Lands and Heritage (DPLH) can confirm that the proposal extent intersects 18 Aboriginal sites, 27 'Lodged' heritage places and 38 'Stored Data' places.
2. A 'Lodged' status on the Aboriginal Heritage Inquiry System (AHIS) indicates that information on a particular Aboriginal heritage place has been lodged with DAA, however it is yet to be assessed by the Aboriginal Cultural Material Committee (ACMC) against the criteria of the *Aboriginal Heritage Act 1972* (AHA). A 'Stored Data' status indicates that information on those places have been assessed by the ACMC and determined as not meeting the criteria of a site under the AHA.
3. All land owners and users have obligations under the AHA and it is expected that Aboriginal heritage within the Proposal area is managed in accordance with the obligations as detailed under the AHA.
4. The AHD recommends that developers undertaking activities within the area of the proposal take into consideration the DPLH's Aboriginal Heritage Due Diligence Guidelines when planning specific developments associated with the proposal. These guidelines have been developed to assist proponents to identify any risks to Aboriginal heritage and to mitigate risk where heritage sites may be present. The guidelines are available at: <https://www.daa.wa.gov.au/heritage/land-use/>.

Planning Comment: Agreed. Future activities undertaken within the area of the proposal will take the DPLH's Aboriginal Heritage Due Diligence Guidelines into consideration when planning for specific developments.

Determination: Submission noted

Submission:	3
Submitted by:	Department of Primary Industries and Regional Development
Nature of Interest:	Government Department
Affected Land:	Various
Summary of Submission:	No objection.
Planning Comment:	Noted
Determination:	Submission noted

Submission:	4
Submitted by:	Water Corporation
Nature of Interest:	Government Agency
Affected Land:	Various
Summary of Submission:	Supports the changes.
Planning Comment:	Noted
Determination:	Submission noted

Submission:	5
Submitted by:	Department of Health
Nature of Interest:	Government Department
Affected Land:	Various
Summary of Submission:	No objection.
Planning Comment:	Noted
Determination:	Submission noted

Submission:	6
Submitted by:	Preston Environmental Group
Nature of Interest:	Environmental Group
Affected Land:	Proposal 4

Summary of Submission:	<ol style="list-style-type: none"> 1. In January 1978, under a State Cabinet Directive, no further Crown Land in the Wellington Catchment was to be released for development. 2. This directive was in response to degradation of water quality in the Collie and Preston Rivers. 3. Proposal 4 indicate any removal of protecting of land in public drinking water source protection areas will seriously effect water quality, not only in local streams and rivers but also dams. 4. Due to land clearing, logging, mining and agriculture, salinity has increased exponentially in the Wellington Catchment, therefore any amendment to remove the water catchment in proposal 4 where land is located in 'Special Control Area' should be avoided.
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Planning Comment:	DWER notes that whilst the Wellington Catchment Area is proposed to be removed from the SCA No. 1 via the amendment, it will remain a gazetted controlled catchment area with associated mechanisms in place for salinity management purposes.
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These mechanisms include referral from the Department of Planning, Lands and Heritage's and Environmental Protection Act's Clearing Permit System, as well as the CAWSA clearing control regulations, which are sufficient to ensure the protection and retention of native vegetation for salinity management.

DWER subsequently concurs with the DPLH's proposed amendment to remove the Wellington Catchment Area from the GBRS's SCA No. 1

Determination:	Objection dismissed
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Submission:	7
Submitted by:	Jacob Master Denichi
Nature of Interest:	Land Owner
Affected Land:	Proposal 4
Summary of Submission:	<ol style="list-style-type: none"> 1. Note: notice to the principle is notice to the agent notice to agent is notice to the principle. 2. From the rule of law: Getting Kerrine and Ben you requested my submission I will not be submitting instead I will inform ye by way of Affidavit Notice of complaint. 3. I am the Man Denichi, this is my affidavit is in response to your letter dated 19th June 2017 by the person KERRINE BLENKINSOP: This Affidavit is true and correct to the best of

my knowledge: This is my truth the whole true and no thing but the true so help me God.

4. How can the catchment area change to being a not catchment area?, and;
5. Where does the water flow if not to the catchment area?, and;
6. What is Special Control Area (SCA No. 1 ?), and;
7. Are you doing anything in the Harvey Shire that would prompt you to remove the Catchment Area?, and;
8. What activities are planning to do in the future that would require you to remove the Catchment Area?, and
9. Do you use Glyphosate (Roundup) in the Harvey Shire?, and;
10. Is Glyphosate (Roundup) used in the Catchment Area?, and;
11. Is the Stirling Dam and the Harvey Dam used for Perth Water?, and;
12. Are there any Catchment Areas that will be affected by this?, and;
13. Has any consideration been given to the wildlife and endangered species?, and;
14. By removing the catchment area will this mean that off road vehicles will have unlimited access to the catchment area and or the State forest?, and;
15. Will the Catchment Area be used as a skiing area?, and;
16. What is your definition of a minor change as there seems to be a large area affected by this so called minor change?, and;
17. Harvey-Waroona Reporter 8th Aug 2017 front page Mr Hamersley said due to deforestation along the tributary rivers, particularly the Collie River, 5000 tonnes of salt was washed into the Wellington dam in an annual two-month period at the start of winter, and; so by removing the catchment area will this extend the logging in these areas and thus leading to the same problems the Wellington Dam is experiencing?, and;
18. Is there any long term risk assessments to reduce and prevent problems created by decisions made in the short term?, and thus saving Millions of dollars in the future \$37 million in the case of trying to desalinate the Wellington Dam, and;

19. How is it possible to maintain the highest quality water by removing the catchment area thus increasing activity to this region?, and;
20. Therefore I do not consent to the Catchment Area being removed as I require these points pointed out clearly and with specificity, and;
21. I'm the Man Denichi require an Affidavit point for point with any rebuttals within 7 days from the date of this affidavit by the man Ben acting as the agent Muller for the Western Australian Planning Commission

Planning Comment:

The purpose of the amendment to the GBRS is to remove SCA No. 1 from land where Public Drinking Water Source Areas (PDWSAs) have been abolished. The Wellington Dam Catchment Area has not been de-proclaimed, only the PDWSA by-laws have been removed (through different legislation).

Where abolition has occurred, the approved changes to PDWSAs have been determined by DWER in consultation with the water service provider, relevant State government agencies, local government and other key stakeholders considering factors including water quality, potential availability of water, reliability of supply, cost of developing the source, cost of appropriate treatment, existing or proposed land uses in the catchment and the need for other public uses in the area.

The purpose of SCA No. 1 is to prevent land uses or development which would prejudice the quality or quantity of water supplies for public use and since the PDWSAs have been abolished, SCA No. 1 is of no further use or value in the Wellington Dam Catchment Area.

The purpose of SCA No. 1 is not to control the use of herbicides, looking after wildlife, control off road vehicle use or earmarking water skiing areas – these are all controlled through applicable legislation which remains in place.

The intent of SCA No. 1 is further not to ensure that clearing restrictions relating to salinity control remain in place.

DWER notes that whilst the Wellington Catchment Area is proposed to be removed from the SCA No. 1 via the amendment, it will remain a gazetted controlled catchment area with associated mechanisms in place which are sufficient to ensure the protection and retention of native vegetation for salinity management.

Determination:

Objection dismissed

Submission:

8

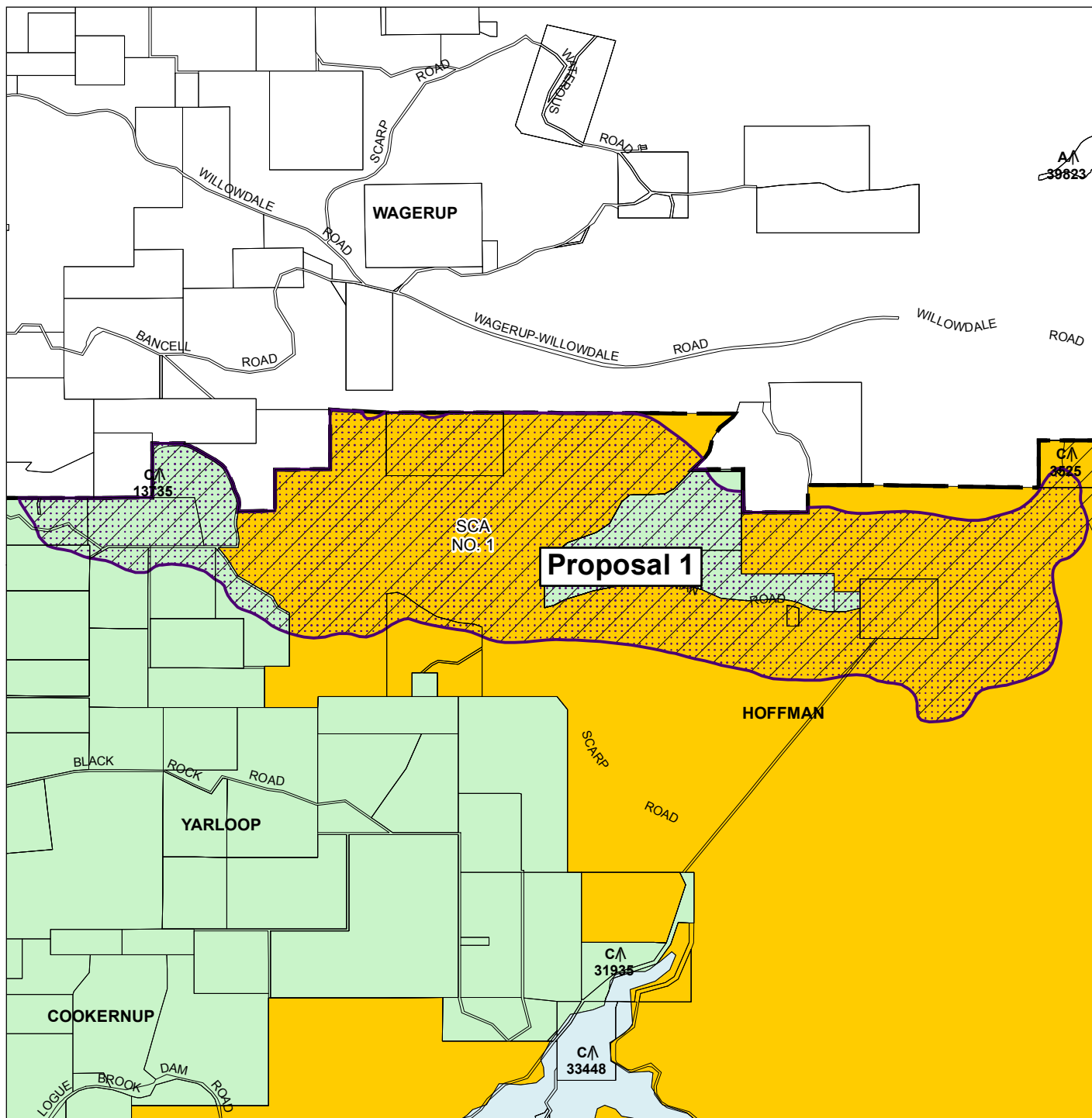
Submitted by:

Department of Biodiversity, Conservation and Attractions (Parks and Wildlife Service)

Nature of Interest:	Government Department
Affected Land:	Various
Summary of Submission	No comment
Planning Comment:	Noted
Determination:	Submission noted

APPENDIX D

THE AMENDMENT PROPOSAL AS ADVERTISED




GBRS Amendment 041/57 - Public Drinking Water Source Protection Areas Proposal 1 - Bancel Brook Catchment Area






27 April 2017

Proposal 1

Proposed Amendment:

 Special Control Area No 1 - water catchments for removal

Existing Region Scheme:

 Rural
 State forests
 Waterways
 (SCA No) Special control areas
 Scheme Boundary

Oracle reference no: 2859

File number: RLS/0621/1

Version number: 2

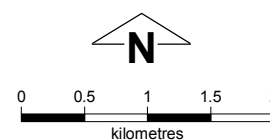


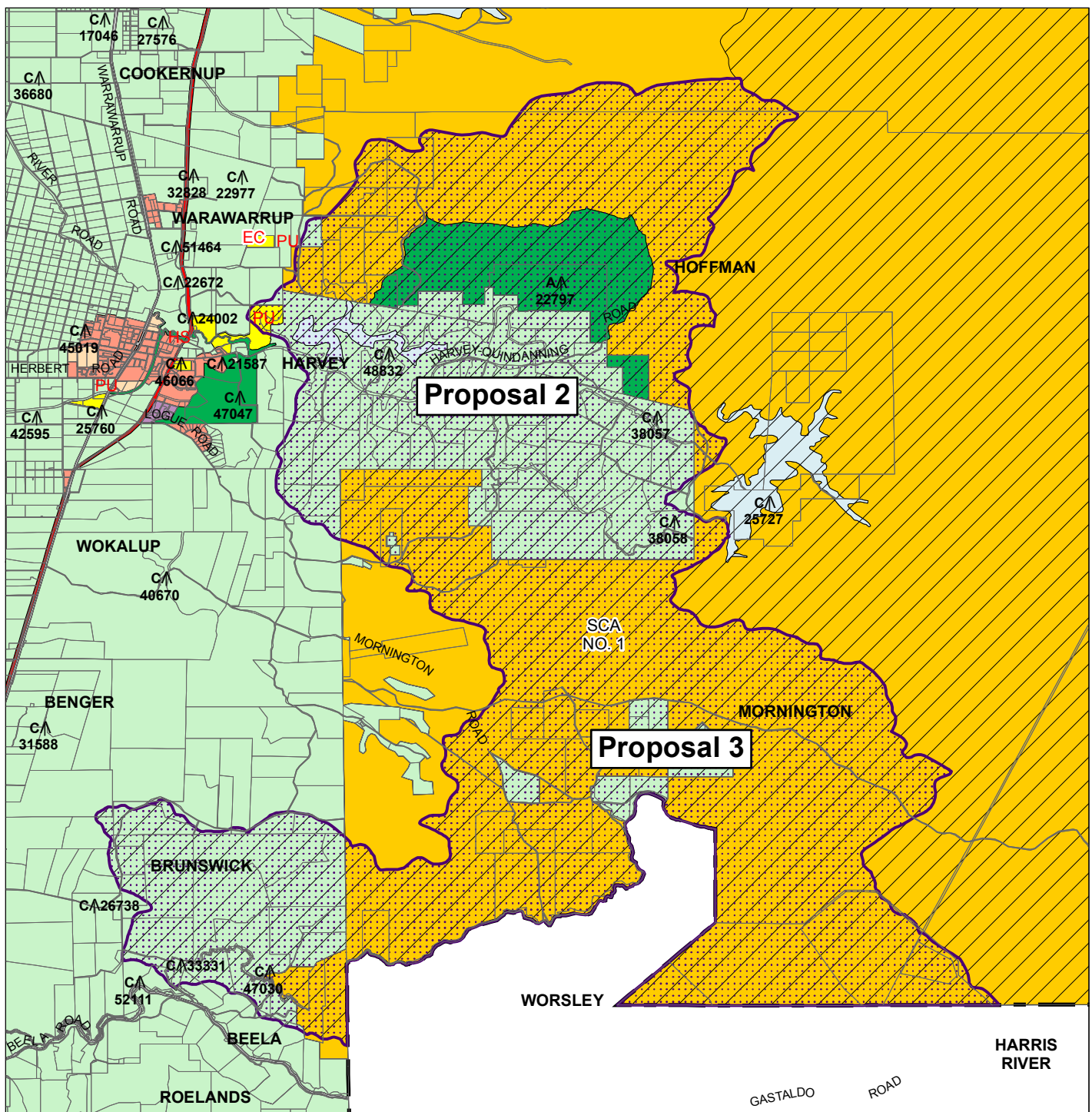
Department of
Planning



Western
Australian
Planning
Commission

Date: 21/03/2017
 Produced by GeoSpatial Planning Support, Department of Planning, Perth WA
 Base information supplied by Western Australian Land Information Authority LI 862-2016-1






GBRS Amendment 041/57 - Public Drinking Water Source Protection Areas Proposals 2 & 3 - Harvey Dam & Brunswick River Catchment Areas














27 April 2017

Proposals 2 & 3

Proposed Amendment:

 Special Control Area No 1 - water catchments for removal

Existing Region Scheme:

 Industrial	 State forests
 Primary regional roads	 Urban
 HS Public purposes - high school	 Urban deferred
 PU Public purposes - public utilities	 Waterways
 Railways	 (SCA No) Special control areas
 Regional open space	 Scheme Boundary
 Rural	

Oracle reference no: 2859

File number: RLS/0621/1

Version number: 2

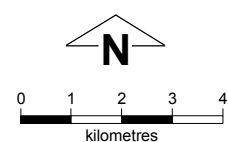


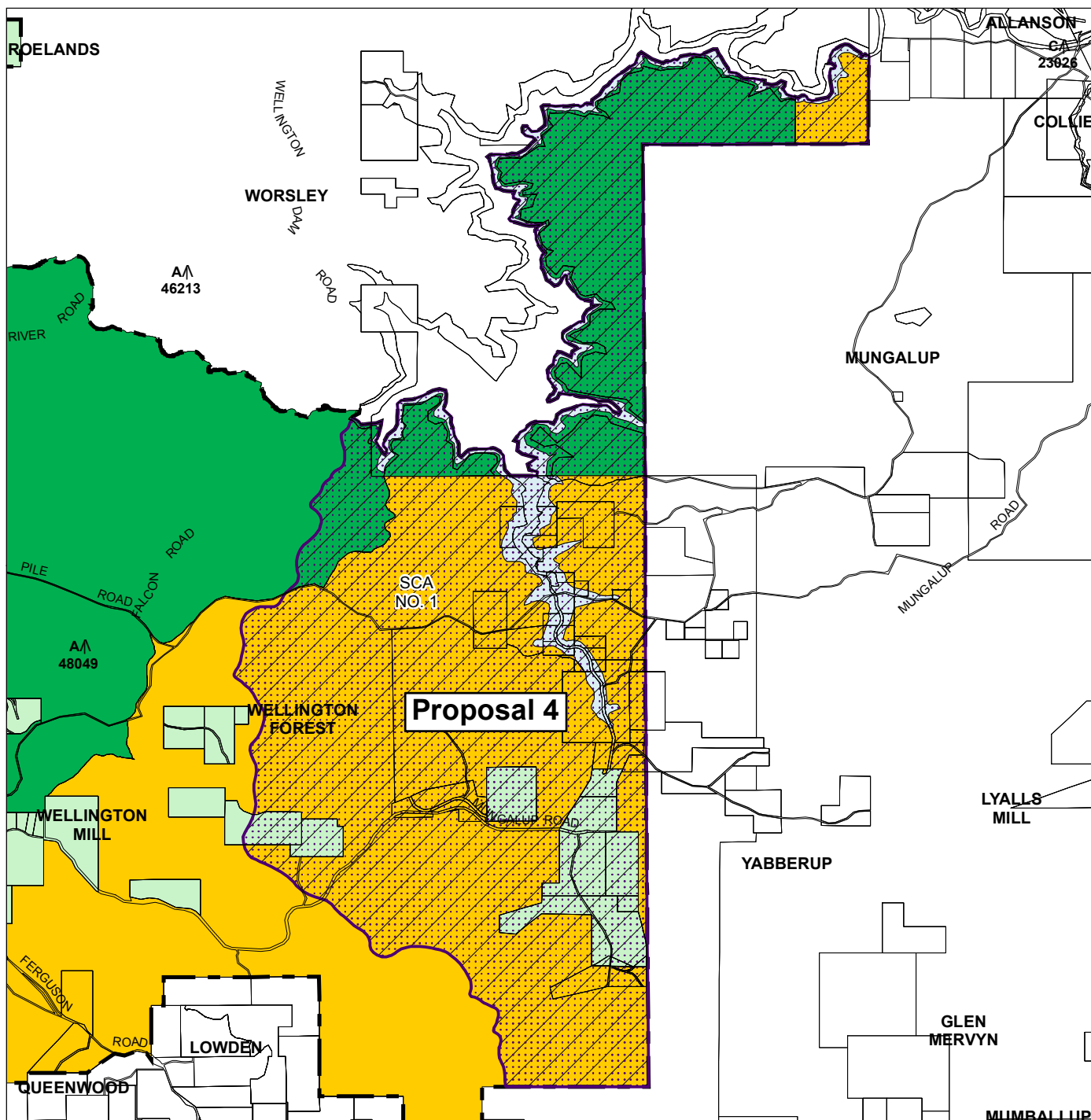
Department of
Planning



Western
Australian
Planning
Commission

Date: 21/03/2017
Produced by GeoSpatial Planning Support, Department of Planning, Perth WA
Base information supplied by Western Australian Land Information Authority LI 862-2016-1






GBRS Amendment 041/57 - Public Drinking Water Source Protection Areas Proposal 4 - Wellington Dam Catchment Area






27 April 2017


Proposal 4

Proposed Amendment:

 Special Control Area No 1 - water catchments for removal

Existing Region Scheme:

 Regional open space
 Rural
 State forests
 Waterways
 (SCA No) Special control areas

 Scheme Boundary

Oracle reference no: 2859

File number: RLS/0621/1

Version number: 2

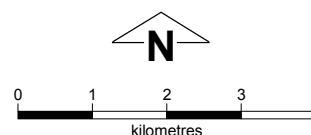


Department of
Planning



Western
Australian
Planning
Commission

Date: 21/03/2017
 Produced by GeoSpatial Planning Support, Department of Planning, Perth WA
 Base information supplied by Western Australian Land Information Authority LI 862-2016-1



APPENDIX E

LIST OF PLANS AS ADVERTISED

Public Drinking Water Source Protection Areas

Proposed minor amendment

Amendment 0041/57

as advertised

Legal plans

1.7439/1

1.7440/1

1.7441/1

APPENDIX F

SUBMISSIONS

Tranter, Michael

From: Daniel Wong <daniel.wong@dwer.wa.gov.au>
Sent: Tuesday, 18 July 2017 11:32 AM
To: corporate; Muller, Ben
Cc: Cathie Derrington; Christa Loos
Subject: Greater Bunbury Region Scheme Amendment 0041/57 – Public Drinking Water Source Protection Areas

Follow Up Flag: Follow up
Flag Status: Flagged



18th July 2017

Our Reference: WRD360921, PA014752

Your Reference: RLS/0704

To: Western Australian Planning Commission

From: Department of Water and Environmental Regulation

Attention: Ben Muller

RE: Greater Bunbury Region Scheme Amendment 0041/57 – Public Drinking Water Source Protection Areas

Dear Ben,

Thank you for referring the above proposed Scheme Amendment to the Department for comment.

As discussed today in our phone conversation, this amendment (consisting of 4 proposals below) is to remove the following four (4) Public Drinking Water Source Protection Areas (PDWSA's) from Special Control Area (SCA) No. 1 as designated in the GBRS (to ensure consistency with the de-proclamations) noting the following statements taken from the proposed amendment:-

Proposal 1 – Bancell Brook Catchment Area

- "The catchment is no longer required for drinking water purposes and all land within it is proposed to be removed from SCA No. 1 in the GBRS."

Proposal 2 – Harvey Dam Catchment Area

- "Land located within the Harvey Dam Catchment Area is to be removed from SCA No.1 in the GBRS to reflect the de-proclamation of this catchment area."

Proposal 3 – Brunswick Dam Catchment Area

- "Land located within the former catchment is to be removed from SCA No.1 in the GBRS to reflect the de-proclamation of this catchment area."

Proposal 4 – Wellington Dam Catchment Area

- "Land located within the former catchment is to be removed from SCA No.1 in the GBRS to reflect the de-proclamation of this catchment area."

Proposals 1 to 3 (Bancell Brook Catchment Area, Harvey Dam Catchment Area and Brunswick Dam Catchment Area) have been de-proclaimed and the Department therefore has no objection to their removal from the SCA No. 1 in the GBRS.

However it should be noted that the Wellington Dam Catchment Area has not been de-proclaimed, and only the PDWSA by-laws have been removed; noting that clearing restrictions relating to salinity control under the *Country Areas Water Supply (CAWS) Act 1947* still apply.

Therefore the above statement against Proposal 4 for the Wellington Dam Catchment Area is incorrect, and the Wellington Dam Catchment Area must therefore remain within SCA No. 1 in the GBRS, particularly to ensure that the CAWS clearing controls remain in place.

Hence the Department strongly recommends the withdrawal of 'Proposal 4 – Wellington Dam Catchment Area' from this Scheme Amendment.

Thank you.

Yours faithfully,

Daniel Wong

Environmental Officer
Department of Water and Environmental Regulation
South West Region

Email: daniel.wong@dwer.wa.gov.au
Phone: 08 9726 4113
Fax: 08 9726 4100
Postal: PO Box 261, Bunbury, WA 6231
Location: 35-39 McCombe Road, Bunbury, WA 6230

Water Resource Advice Only

The Department of Water has recently merged with the Department of Environment Regulation and Office of the Environmental Protection Authority to create the new agency Department of Water and Environmental Regulation.

The former agencies are in the process of amalgamating their functions. Until this fully occurs, please note that the advice in this correspondence pertains only to water resource matters previously dealt with by the Department of Water.

Disclaimer: This e-mail is confidential to the addressee and is the view of the writer, not necessarily that of the Department of Water and Environmental Regulation, which accepts no responsibility for the contents. If you are not the addressee, please notify the Department by return e-mail and delete the message from your system; you must not disclose or use the information contained in this email in any way. No warranty is made that this material is free from computer viruses.



Department of Planning,
Lands and Heritage

Submission **2**



ENQUIRIES : Aidan Ash- Ph 6551 8040

OUR REF: 2017/0049

YOUR REF: RLS/0704

Ms Kerrine Blenkinsop
Secretary, Western Australian Planning Commission
Email: corporate@wapc.wa.gov.au

Dear Ms Blenkinsop

**GREATER BUNBURY REGION SCHEME AMENDMENT 0041/57 PUBLIC
DRINKING WATER SOURCE PROTECTION AREAS**

Thank you for your letter dated 16 June 2017 regarding the proposed amendment to the Greater Bunbury Region Scheme (the Proposal).

The Aboriginal Heritage Directorate (AHD) of the Department of Planning, Lands and Heritage (DPLH) has reviewed the information and provides the following comments. The AHD can confirm that the Proposal extent intersects 18 Aboriginal sites, 27 'Lodged' heritage places and 38 'Stored Data' places (see attached information).

A 'Lodged' status on the Aboriginal Heritage Inquiry System (AHIS) indicates that information on a particular Aboriginal heritage place has been lodged with DAA, however it is yet to be assessed by the Aboriginal Cultural Material Committee (ACMC) against the criteria of the *Aboriginal Heritage Act 1972* (AHA). A 'Stored Data' status indicates that information on those places have been assessed by the ACMC and determined as not meeting the criteria of a site under the AHA.

All land owners and users have obligations under the AHA and it is expected that Aboriginal heritage within the Proposal area is managed in accordance with the obligations as detailed under the AHA.

The AHD recommends that developers undertaking activities within the area of the Proposal take into consideration the DPLH's Aboriginal Heritage Due Diligence Guidelines when planning specific developments associated with the Proposal. These guidelines have been developed to assist proponents to identify any risks to Aboriginal heritage and to mitigate risk where heritage sites may be present.

The guidelines are available at: <https://www.daa.wa.gov.au/heritage/land-use/>.

If you have any queries in regards to this please do not hesitate to contact me on (08) 6551 8040 or via email aidan.ash@daa.wa.gov.au.

Yours sincerely



Aidan Ash
TEAM LEADER HERITAGE

20 July 2017



Aboriginal Heritage Inquiry System

List of Other Heritage Places

For further important information on using this information please see the Department of Aboriginal Affairs' Terms of Use statement at <http://www.daa.wa.gov.au/Terms-Of-Use/>

Search Criteria

65 Other Heritage Places in Shapefile - GBRS_Amd_0041

Disclaimer

The *Aboriginal Heritage Act 1972* preserves all Aboriginal sites in Western Australia whether or not they are registered. Aboriginal sites exist that are not recorded on the Register of Aboriginal Sites, and some registered sites may no longer exist.

The information provided is made available in good faith and is predominately based on the information provided to the Department of Aboriginal Affairs by third parties. The information is provided solely on the basis that readers will be responsible for making their own assessment as to the accuracy of the information. If you find any errors or omissions in our records, including our maps, it would be appreciated if you email the details to the Department at heritageenquiries@daa.wa.gov.au and we will make every effort to rectify it as soon as possible.

South West Settlement ILUA Disclaimer

Your heritage enquiry is on land **within or adjacent** to the following Indigenous Land Use Agreement(s): Gnaala Karla Booja People ILUA.

On 8 June 2015, six identical Indigenous Land Use Agreements (ILUAs) were executed across the South West by the Western Australian Government and, respectively, the Yued, Whadjuk People, Gnaala Karla Booja, Ballardong People, South West Boojarah #2 and Wagyl Kaip & Southern Noongar groups, and the South West Aboriginal Land and Sea Council (SWALSC).

The ILUAs bind the parties (including 'the State', which encompasses all State Government Departments and certain State Government agencies) to enter into a Noongar Standard Heritage Agreement (NSHA) when conducting Aboriginal Heritage Surveys in the ILUA areas, unless they have an existing heritage agreement. It is also intended that other State agencies and instrumentalities enter into the NSHA when conducting Aboriginal Heritage Surveys in the ILUA areas. It is recommended a NSHA is entered into, and an 'Activity Notice' issued under the NSHA, if there is a risk that an activity will 'impact' (i.e. by excavating, damaging, destroying or altering in any way) an Aboriginal heritage site. The Aboriginal Heritage Due Diligence Guidelines, which are referenced by the NSHA, provide guidance on how to assess the potential risk to Aboriginal heritage.

Likewise, from 8 June 2015 the Department of Mines and Petroleum (DMP) in granting Mineral, Petroleum and related Access Authority tenures within the South West Settlement ILUA areas, will place a condition on these tenures requiring a heritage agreement or a NSHA before any rights can be exercised.

If you are a State Government Department, Agency or Instrumentality, or have a heritage condition placed on your mineral or petroleum title by DMP, you should seek advice as to the requirement to use the NSHA for your proposed activity. The full ILUA documents, maps of the ILUA areas and the NSHA template can be found at <https://www.dpc.wa.gov.au/land/Claims/Pages/SouthWestSettlement.aspx>.

Further advice can also be sought from the Department of Aboriginal Affairs (DAA) at heritageenquiries@daa.wa.gov.au.

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Coordinate Accuracy

Coordinates (Easting/Northing metres) are based on the GDA 94 Datum. Accuracy is shown as a code in brackets following the coordinates.

Aboriginal Heritage Inquiry System

List of Other Heritage Places

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Terminology (NB that some terminology has varied over the life of the legislation)

Place ID/Site ID: This is a unique ID assigned by the Department of Aboriginal Affairs to the place.

Status:

- **Registered Site:** The place has been assessed as meeting Section 5 of the *Aboriginal Heritage Act 1972*.

- **Other Heritage Place which includes:**

- **Stored Data / Not a Site:** The place has been assessed as not meeting Section 5 of the *Aboriginal Heritage Act 1972*.

- **Lodged:** Information has been received in relation to the place, but an assessment has not been completed at this stage to determine if it meets Section 5 of the *Aboriginal Heritage Act 1972*.

Access and Restrictions:

- **File Restricted = No:** Availability of information that the Department of Aboriginal Affairs holds in relation to the place is not restricted in any way.

- **File Restricted = Yes:** Some of the information that the Department of Aboriginal Affairs holds in relation to the place is restricted if it is considered culturally sensitive. This information will only be made available if the Department of Aboriginal Affairs receives written approval from the informants who provided the information. To request access please contact heritageenquiries@daa.wa.gov.au.

- **Boundary Restricted = No:** Place location is shown as accurately as the information lodged with the Registrar allows.

- **Boundary Restricted = Yes:** To preserve confidentiality the exact location and extent of the place is not displayed on the map. However, the shaded region (generally with an area of at least 4km²) provides a general indication of where the place is located. If you are a landowner and wish to find out more about the exact location of the place, please contact DAA.

- **Restrictions:**

- **No Restrictions:** *Anyone* can view the information.

- **Male Access Only:** Only *males* can view restricted information.

- **Female Access Only:** Only *females* can view restricted information.

Legacy ID: This is the former unique number that the former Department of Aboriginal Sites assigned to the place. This has been replaced by the Place ID / Site ID.

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Aboriginal Heritage Inquiry System

List of Other Heritage Places

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ID	Name	File Restricted	Boundary Restricted	Restrictions	Status	Type	Knowledge Holders	Coordinate	Legacy ID
4763	HARRIS DAM EXTENSION 01	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420639mE 6323648mN Zone 50 [Unreliable]	S01966
4814	HARRIS RIVER 35	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419239mE 6325498mN Zone 50 [Reliable]	S01881
4815	HARRIS RIVER 36	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420689mE 6325648mN Zone 50 [Reliable]	S01882
4819	HARRIS RIVER 40	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420189mE 6329398mN Zone 50 [Reliable]	S01886
4820	HARRIS RIVER 41	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420439mE 6329448mN Zone 50 [Reliable]	S01887
4821	HARRIS RIVER 42	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420439mE 6329948mN Zone 50 [Reliable]	S01888
4822	HARRIS RIVER 43	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420089mE 6329948mN Zone 50 [Reliable]	S01889
4823	HARRIS RIVER 44	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420439mE 6330348mN Zone 50 [Reliable]	S01890
4825	HARRIS RIVER 46	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420339mE 6330998mN Zone 50 [Reliable]	S01892
4826	HARRIS RIVER 47	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420439mE 6331498mN Zone 50 [Reliable]	S01893
4827	HARRIS RIVER 48	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420589mE 6331498mN Zone 50 [Reliable]	S01894
4832	HARRIS RIVER 53	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419339mE 6324648mN Zone 50 [Reliable]	S01899



Aboriginal Heritage Inquiry System

List of Other Heritage Places

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ID	Name	File Restricted	Boundary Restricted	Restrictions	Status	Type	Knowledge Holders	Coordinate	Legacy ID
4849	HARRIS RIVER 16	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419789mE 6322498mN Zone 50 [Reliable]	S01862
4853	HARRIS RIVER 20	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	418889mE 6323148mN Zone 50 [Reliable]	S01866
4855	HARRIS RIVER 22	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420289mE 6324648mN Zone 50 [Reliable]	S01868
4857	HARRIS RIVER 24	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419539mE 6324548mN Zone 50 [Reliable]	S01870
4859	HARRIS RIVER 26	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419239mE 6324548mN Zone 50 [Reliable]	S01872
4860	HARRIS RIVER 27	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419289mE 6324648mN Zone 50 [Reliable]	S01873
4861	HARRIS RIVER 28	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419339mE 6324748mN Zone 50 [Reliable]	S01874
4862	HARRIS RIVER 29	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419139mE 6324798mN Zone 50 [Reliable]	S01875
4863	HARRIS RIVER 30	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419239mE 6324748mN Zone 50 [Reliable]	S01876
4864	HARRIS RIVER 31	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419239mE 6324848mN Zone 50 [Reliable]	S01877
5193	REFINERY 38	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	412239mE 6324048mN Zone 50 [Reliable]	S01241
5194	REFINERY 39	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	410939mE 6323348mN Zone 50 [Reliable]	S01242

Aboriginal Heritage Inquiry System

List of Other Heritage Places

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ID	Name	File Restricted	Boundary Restricted	Restrictions	Status	Type	Knowledge Holders	Coordinate	Legacy ID
5195	REFINERY 40	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	411079mE 6323328mN Zone 50 [Reliable]	S01243
5196	REFINERY 41	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	411989mE 6322708mN Zone 50 [Reliable]	S01244
5202	REFINERY 47	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	414539mE 6323348mN Zone 50 [Reliable]	S01250
5203	REFINERY 48	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	413689mE 6324598mN Zone 50 [Reliable]	S01251
5232	REFINERY 21	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	410789mE 6323148mN Zone 50 [Reliable]	S01224
5233	REFINERY 22	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	409839mE 6324048mN Zone 50 [Reliable]	S01225
5234	REFINERY 23	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	409239mE 6324248mN Zone 50 [Reliable]	S01226
5235	REFINERY 24	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	409339mE 6324248mN Zone 50 [Reliable]	S01227
5236	REFINERY 25	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	409889mE 6324148mN Zone 50 [Reliable]	S01228
5237	REFINERY 26	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	410089mE 6322748mN Zone 50 [Reliable]	S01229
5238	REFINERY 27	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	410189mE 6322548mN Zone 50 [Reliable]	S01230
5242	REFINERY 31	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	410239mE 6324448mN Zone 50 [Reliable]	S01234

Aboriginal Heritage Inquiry System

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ID	Name	File Restricted	Boundary Restricted	Restrictions	Status	Type	Knowledge Holders	Coordinate	Legacy ID
5243	REFINERY 32	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	410039mE 6324448mN Zone 50 [Reliable]	S01235
5244	REFINERY 33	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	412089mE 6324428mN Zone 50 [Reliable]	S01236
5245	REFINERY 34	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	411589mE 6324798mN Zone 50 [Reliable]	S01237
5247	REFINERY 36	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	412089mE 6325248mN Zone 50 [Reliable]	S01239
5248	REFINERY 37	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	413289mE 6324998mN Zone 50 [Reliable]	S01240
5298	CORRIDOR SITE 19	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	418439mE 6334048mN Zone 50 [Reliable]	S01131
5299	CORRIDOR SITE 20	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	418339mE 6333748mN Zone 50 [Reliable]	S01132
5300	CORRIDOR SITE 21	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	417239mE 6331248mN Zone 50 [Reliable]	S01133
5301	CORRIDOR SITE 22	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	416739mE 6330148mN Zone 50 [Reliable]	S01134
5302	CORRIDOR SITE 23	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	416639mE 6329948mN Zone 50 [Reliable]	S01135
5309	WESTRAIL SURVEY 07	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419639mE 6333648mN Zone 50 [Unreliable]	S00972
5310	WESTRAIL SURVEY 08	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420639mE 6333648mN Zone 50 [Unreliable]	S00973

Aboriginal Heritage Inquiry System

List of Other Heritage Places

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ID	Name	File Restricted	Boundary Restricted	Restrictions	Status	Type	Knowledge Holders	Coordinate	Legacy ID
5311	WESTRAIL SURVEY 09	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	414639mE 6328648mN Zone 50 [Unreliable]	S00974
5312	WESTRAIL SURVEY 10	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	413639mE 6327648mN Zone 50 [Unreliable]	S00975
5313	WESTRAIL SURVEY 11	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	414639mE 6327648mN Zone 50 [Unreliable]	S00976
5314	WESTRAIL SURVEY 12	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	413639mE 6326648mN Zone 50 [Unreliable]	S00977
5315	WESTRAIL SURVEY 13	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	413639mE 6326648mN Zone 50 [Unreliable]	S00978
5316	WESTRAIL SURVEY 14	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	414639mE 6326648mN Zone 50 [Unreliable]	S00979
5317	WESTRAIL SURVEY 15	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	413639mE 6323648mN Zone 50 [Unreliable]	S00980
5318	WESTRAIL SURVEY 16	No	No	No Gender Restrictions	Stored Data / Not a Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	414639mE 6324648mN Zone 50 [Unreliable]	S00981
5319	WESTRAIL SURVEY 17	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	414639mE 6323648mN Zone 50 [Unreliable]	S00982
24674	S05-01	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	406154mE 6353597mN Zone 50 [Reliable]	
24680	S05-07	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	413132mE 6350509mN Zone 50 [Reliable]	
24681	S05-08	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	403163mE 6355124mN Zone 50 [Reliable]	

Aboriginal Heritage Inquiry System

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ID	Name	File Restricted	Boundary Restricted	Restrictions	Status	Type	Knowledge Holders	Coordinate	Legacy ID
24682	S05-09	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	403013mE 6354757mN Zone 50 [Reliable]	
24683	S05-10	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	403105mE 6354840mN Zone 50 [Reliable]	
24686	S05-13	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	414841mE 6351171mN Zone 50 [Reliable]	
24687	S05-14	No	No	No Gender Restrictions	Lodged	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	414285mE 6351619mN Zone 50 [Reliable]	
31943	Yabberup Road Scarred Tree	No	No	No Gender Restrictions	Lodged	Modified Tree, Natural Feature	*Registered Knowledge Holder names available from DAA	408439mE 6295168mN Zone 50 [Reliable]	

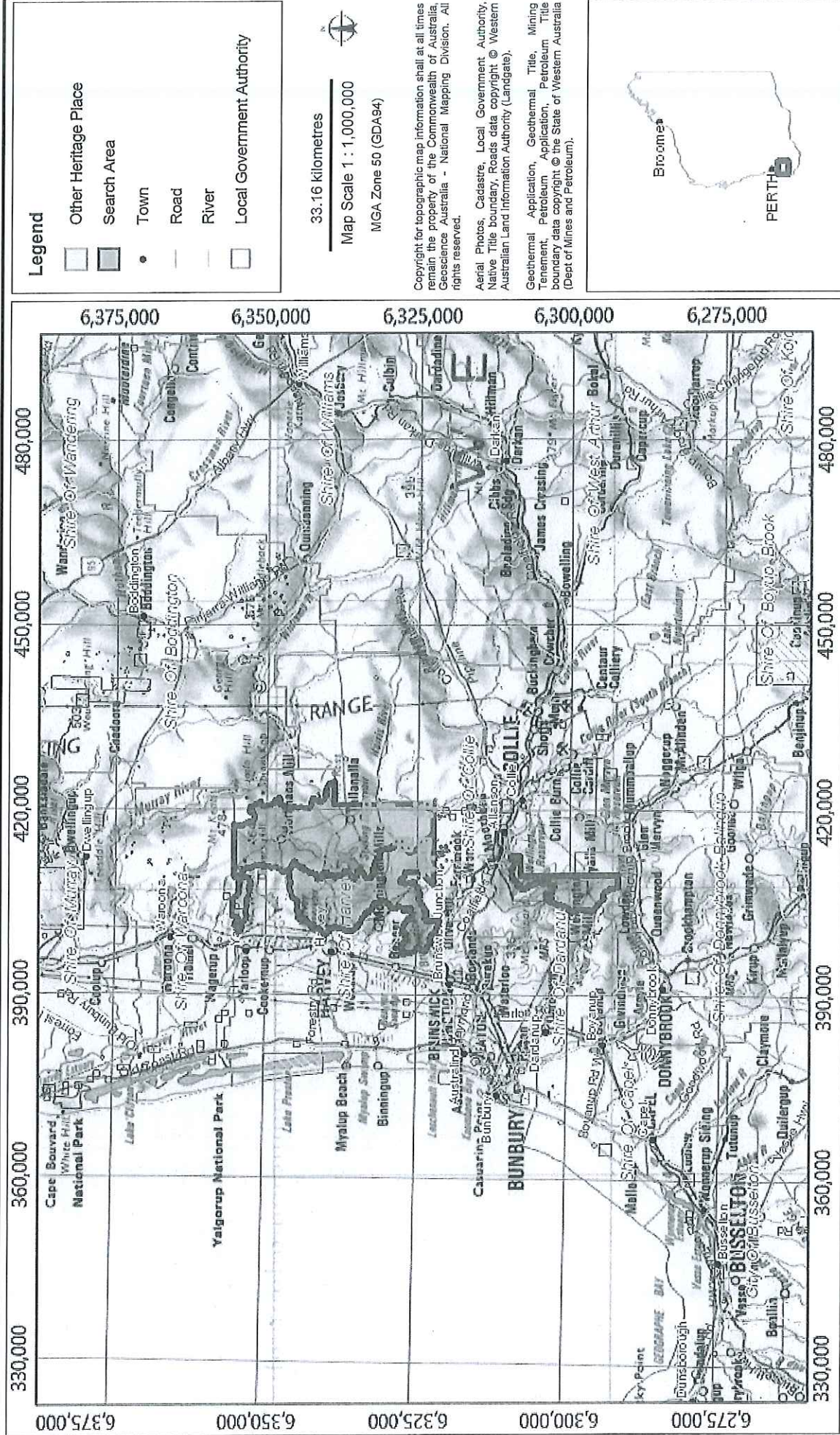


Aboriginal Heritage Inquiry System

Map of Other Heritage Places

Department of Planning,
Lands and Heritage

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Aboriginal Heritage Inquiry System

List of Registered Aboriginal Sites

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Search Criteria

18 Registered Aboriginal Sites in Shapefile - GBRS_Amd_0041

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South West Settlement ILUA Disclaimer

Your heritage enquiry is on land **within or adjacent** to the following Indigenous Land Use Agreement(s): Gnaala Karla Booja People ILUA.

On 8 June 2015, six identical Indigenous Land Use Agreements (ILUAs) were executed across the South West by the Western Australian Government and, respectively, the Yued, Whadjuk People, Gnaala Karla Booja, Ballardong People, South West Boorah #2 and Wagyl Kaip & Southern Noongar groups, and the South West Aboriginal Land and Sea Council (SWALSC).

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If you are a State Government Department, Agency or Instrumentality, or have a heritage condition placed on your mineral or petroleum title by DMP, you should seek advice as to the requirement to use the NSHA for your proposed activity. The full ILUA documents, maps of the ILUA areas and the NSHA template can be found at <https://www.dpc.wa.gov.au/lantu/Claims/Pages/SouthWestSettlement.aspx>.

Further advice can also be sought from the Department of Aboriginal Affairs (DAA) at heritageenquiries@daa.wa.gov.au.

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Coordinate Accuracy

Coordinates (Easting/Northing metres) are based on the GDA 94 Datum. Accuracy is shown as a code in brackets following the coordinates.

Aboriginal Heritage Inquiry System

List of Registered Aboriginal Sites

For further important information on using this information please
see the Department of Aboriginal Affairs' Terms of Use statement at
<http://www.dba.wa.gov.au/Terms-Of-Use/>

Terminology (NB that some terminology has varied over the life of the legislation)

Place ID/Site ID: This is a unique ID assigned by the Department of Aboriginal Affairs to the place.

Status:

- **Registered Site:** The place has been assessed as meeting Section 5 of the *Aboriginal Heritage Act 1972*.

- **Other Heritage Place which includes:**

- **Stored Data / Not a Site:** The place has been assessed as not meeting Section 5 of the *Aboriginal Heritage Act 1972*.

- **Lodged:** Information has been received in relation to the place, but an assessment has not been completed at this stage to determine if it meets Section 5 of the *Aboriginal Heritage Act 1972*.

Access and Restrictions:

- **File Restricted = No:** Availability of information that the Department of Aboriginal Affairs holds in relation to the place is not restricted in any way.

- **File Restricted = Yes:** Some of the information that the Department of Aboriginal Affairs holds in relation to the place is restricted if it is considered culturally sensitive. This information will only be made available if the Department of Aboriginal Affairs receives written approval from the informants who provided the information. To request access please contact heritageenquiries@daa.wa.gov.au.

- **Boundary Restricted = No:** Place location is shown as accurately as the information lodged with the Registrar allows.

- **Boundary Restricted = Yes:** To preserve confidentiality the exact location and extent of the place is not displayed on the map. However, the shaded region (generally with an area of at least 4km²) provides a general indication of where the place is located. If you are a landowner and wish to find out more about the exact location of the place, please contact DAA.

- **Restrictions:**

- **No Restrictions:** *Anyone* can view the information.
- **Male Access Only:** Only *males* can view restricted information.
- **Female Access Only:** Only *females* can view restricted information.

Legacy ID: This is the former unique number that the former Department of Aboriginal Sites assigned to the place. This has been replaced by the Place ID / Site ID.

Basemap Copyright

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Aboriginal Heritage Inquiry System

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ID	Name	File Restricted	Boundary Restricted	Restrictions	Status	Type	Knowledge Holders	Coordinate	Legacy ID
4811	HARRIS RIVER 32	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419339mE 6324748mN Zone 50 [Reliable]	S01878
4812	HARRIS RIVER 33	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419139mE 6324948mN Zone 50 [Reliable]	S01879
4813	HARRIS RIVER 34	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419239mE 6324998mN Zone 50 [Reliable]	S01880
4816	HARRIS RIVER 37	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	418489mE 6326148mN Zone 50 [Reliable]	S01883
4817	HARRIS RIVER 38	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419739mE 6327048mN Zone 50 [Reliable]	S01884
4818	HARRIS RIVER 39	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419488mE 6326706mN Zone 50 [Unreliable]	S01885
4824	HARRIS RIVER 45	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	420439mE 6330648mN Zone 50 [Reliable]	S01891
4852	HARRIS RIVER 19	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419089mE 6322748mN Zone 50 [Reliable]	S01865
4854	HARRIS RIVER 21	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419239mE 6323348mN Zone 50 [Reliable]	S01867
4856	HARRIS RIVER 23	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419789mE 6324548mN Zone 50 [Reliable]	S01869
4858	HARRIS RIVER 25	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	419389mE 6324698mN Zone 50 [Reliable]	S01871
5246	REFINERY 35	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	412539mE 6325148mN Zone 50 [Reliable]	S01238

Aboriginal Heritage Inquiry System

List of Registered Aboriginal Sites

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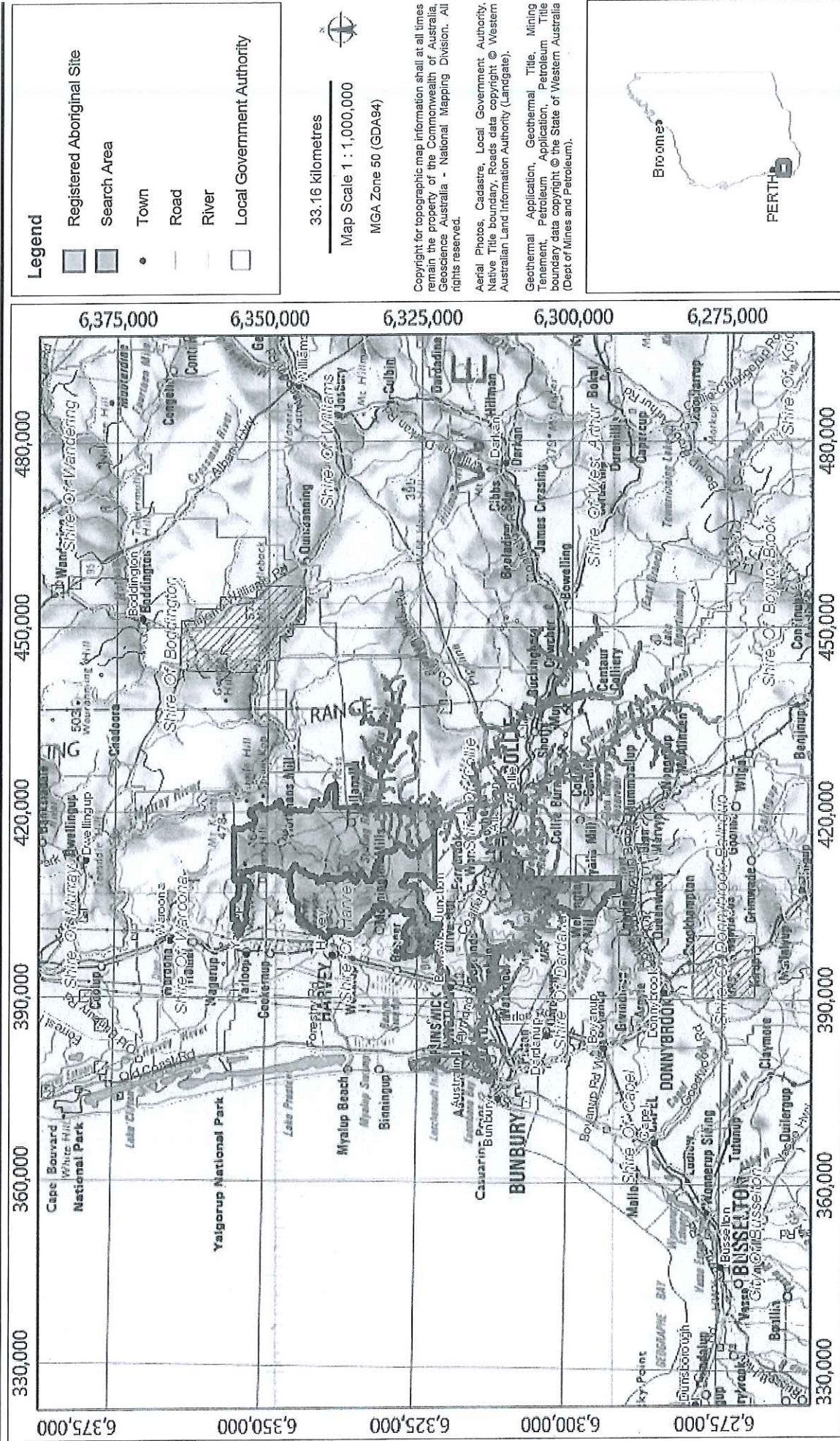
ID	Name	File Restricted	Boundary Restricted	Restrictions	Status	Type	Knowledge Holders	Coordinate	Legacy ID
5249	CORRIDOR SITE 24	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	415139mE 6326648mN Zone 50 [Reliable]	S01136
15713	HARVEY DAM 01	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	402539mE 6339748mN Zone 50 [Reliable]	S03065
15714	HARVEY DAM 02	No	No	No Gender Restrictions	Registered Site	Artefacts / Scatter	*Registered Knowledge Holder names available from DAA	402075mE 6339454mN Zone 50 [Reliable]	S03066
16713	Collie River Waugal	No	No	No Gender Restrictions	Registered Site	Mythological, Natural Feature, Water Source	*Registered Knowledge Holder names available from DAA	409120mE 6308049mN Zone 50 [Reliable]	
17776	BRUNSWICK RIVER	No	No	No Gender Restrictions	Registered Site	Mythological, Natural Feature, Water Source	*Registered Knowledge Holder names available from DAA	393377mE 6321250mN Zone 50 [Reliable]	
21905	Harris River	No	No	No Gender Restrictions	Registered Site	Mythological, Water Source	*Registered Knowledge Holder names available from DAA	426259mE 6328073mN Zone 50 [Reliable]	



Aboriginal Heritage Inquiry System

Map of Registered Aboriginal Sites

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Department of
Primary Industries and
Regional Development

Submission 3

DEPARTMENT OF PLANNING, LANDS AND HERITAGE BUNBURY OFFICE	
- 4 AUG 2017	
FILE	

Secretary
Western Australian Planning Commission
Level 6, 61 Victoria Street
Bunbury WA 6230
Bunbury.Planning@planning.wa.gov.au

Your ref: RLS/0704
Our ref: LUP 193
Enquiries: Leon van Wyk
Date: 31-Jul-17

**RE: GREATER BUNBURY REGION SCHEME AMENDMENT 0041/57 - PUBLIC
DRINKING WATER SOURCE PROTECTION AREAS**

Dear Kerrine

Thank you for the opportunity to comment on the amendment to Public Drinking Water Source Protection Areas.

The Department of Primary Industries and Regional Development (DPIRD) does not object to the removal of the *Water Catchments – Special Control Area (SCA No.1)* from the land where Public Drinking Water Source Areas have been abolished.

I trust these comments inform your decision on this matter. If you have any queries regarding the comments, please contact Leon van Wyk at (08) 9780 6171 or leon.vanwyk@agric.wa.gov.au.

Yours sincerely

Neil Guise
Regional Director
Southern Region

Development
Services

629 Newcastle Street
Leederville WA 6007

PO Box 100
Leederville WA 6902

T (08) 9420 2099
F (08) 9420 3193



Your Ref: RLS/0704
Our Ref: JT1 2007 11241 V01 - LPS349073
Enquiries: Charles Sabato
Direct Tel: 9420 2105
Fax: 9420 3193

Submission 4

01 August 2017

Western Australian Planning Commission
South West Office, Sixth Floor, Bunbury Tower
61 Victoria St
Bunbury WA 6230

DEPARTMENT OF PLANNING, LANDS AND HERITAGE BUNBURY OFFICE	
- 4 AUG 2017	
FILE	

Attention of: Ben Muller

**Re: Greater Bunbury Region Scheme Amendment 0041/57 - Public Drinking
Water Source Protection Areas**

Thank you for your letter dated June 16, 2017. The Water Corporation advises the Commission that it supports the changes detailed in the above Amendment.

Should you have any queries or require further clarification on any of the above issues, please do not hesitate to contact the Enquiries Officer.

A handwritten signature in black ink, appearing to be "Charles Sabato", written over a horizontal line.

Charles Sabato
Senior Development Planner
Development Services

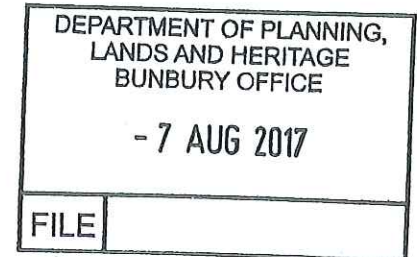


Government of Western Australia
Department of Health

Submission 5

Your Ref: RLS/0704
Our Ref: F-AA-00537/16 D-AA-17/39361
Enquiries: Vic Andrich 9388 4999

Ms Kerrine Blenkinsop
Secretary
Western Australian Planning Commission
South West Office
6th Floor Bunbury Tower
61 Victoria Street
BUNBURY WA 6230



Attention: Ben Muller

Dear Ms Blenkinsop

**GREATER BUNBURY REGION SCHEME AMENDMENT 0041/57 – PUBLIC
DRINKING WATER SOURCE PROTECTION AREAS**

Thank you for your letter of 16 June 2017 requesting comment from the Department of Health (DOH) on the above proposal.

The DOH has no objection to the proposed amendment.

Should you have queries or require further information please contact Vic Andrich on 9388 4999 or ehinfo@health.wa.gov.au

Yours sincerely

Jim Dodds
**EXECUTIVE DIRECTOR
ENVIRONMENTAL HEALTH DIRECTORATE**

01 August 2017

Environmental Health Directorate
All correspondence PO Box 8172 Perth Business Centre Western Australia 6849
Grace Vaughan House 227 Stubbs Terrace Shenton Park WA 6008
Telephone (08) 9388 4999 Fax (08) 9388 4955
www.health.wa.gov.au
28 684 750 332

Planning and Development Act 2005
Section 57 Amendment (Minor)
Form 57

DEPARTMENT OF PLANNING,
LANDS AND HERITAGE
BUNBURY OFFICE

- 7 AUG 2017

Submission

Greater Bunbury Region Scheme Amendment 0041/57

Public Drinking Water Source Protection Areas

To: Secretary
Western Australian Planning Commission
Level 6, 61 Victoria Street
Bunbury WA 6230

Submission

OFFICE USE ONLY

SUBMISSION NUMBER

6

Or: Bunbury.Planning@planning.wa.gov.au

Name PRESTON ENVIRONMENT GROUP
(PLEASE PRINT CLEARLY) DONNYBROOK
Address 90 OLD MEADOW RD Postcode 6239
Contact phone number 94321270 Email address KIMCREEK@BIGPOND.COM

The following proposals are the subject of my submission

PROPOSAL 4 AMENDMENT 041/57

Submission (Please attach additional pages if required. It is preferred that any additional information be loose rather than bound)

IN JANUARY 1978, UNDER A STATE
CABINET DIRECTIVE, NO FURTHER CROWN
LAND IN THE WELLINGTON CATCHMENT
WAS TO BE RELEASED FOR DEVELOPMENT.
THIS DIRECTIVE WAS IN RESPONSE TO
DEGRADATION OF WATER QUALITY IN
THE COLLIE & PRESTON RIVERS.

PROPOSAL 4 (MAX) INDICATE ANY
REMOVAL OF PROTECTING OF LAND IN PUBLIC,
DRINKING WATER SOURCE PROTECTION AREAS
WILL SERIOUSLY EFFECT WATER QUALITY,
NOT ONLY IN LOCAL STREAMS & RIVERS;
BUT ALSO DAMS.

DUE TO LAND CLEARING, LOGGING,
MINING & AGRICULTURE, MINING HAS
INCREASED EXPONENTIALLY IN THE
WELLINGTON CATCHMENT, THEREFORE ANY
AMENDMENT TO REMOVE THE WATER -

turn over to complete your submission

PTO.

You should be aware that:

- The WAPC is subject to the *Freedom of Information Act 1992* and as such, submissions made to the WAPC may be subject to applications for access under the Act.
- In the course of the WAPC assessing submissions, or making its report on these submissions, copies of your submission or the substance of that submission, may be disclosed to third parties.
- Should the Minister approve the proposed amendment the WAPC recommendations are published in a report on submissions.

To be signed by person(s) making the submission

Signature *Patricia Murphy* Date *31/8/17*
CONVENOR - PRESTON ENVIR GROUP

Note: Submissions MUST be received by the advertised closing date, being close of business (5pm) on 14 August 2017. Late submissions will NOT be considered.

Contacts: Telephone - (08) 9791 0577; Fax - (08) 9791 0576; Email - corporate@planning.wa.gov.au; Website - <http://www.planning.wa.gov.au>

Affidavit
Notice of complaint

Note: notice to the principle is notice to the agent notice to agent is notice to the principle

Without-prejudices UCC 308-1

From the rule of law:

Attention: Mr BEN MULLER and KERRINE BLENKINSOP

Western Australian Planning Commission Ref RLS/0704

Getting Karrine and Ben you requested my submission I will not be submitting instead I will inform ye by way of Affidavit Notice of complaint

I am the Man Denichi, this is my affidavit is in response to your letter dated 19th June 2017 by the person KERRINE BLENKINSOP: This Affidavit is true and correct to the best of my knowledge: This is my truth the whole true and no thing but the true so help me God

1. How can the catchment area change to being a not catchment area?, and;
2. Where does the water flow if not to the catchment area?, and;
3. What is Special Control Area (SCA No. 1?), and;
4. Are you doing anything in the Harvey Shire that would prompt you to remove the Catchment Area?, and;
5. What activities are planning to do in the future that would require you to remove the Catchment Area?, and;
6. Do you use Glyphosate (Roundup) in the Harvey Shire?, and;
7. Is Glyphosate (Roundup) used in the Catchment Area?, and;
8. Is the Stirling Dam and the Harvey Dam used for Perth Water?, and;
9. Are there any Catchment Areas that will be affected by this?, and;
10. Has any consideration been given to the wildlife and endangered species?, and;
11. By removing the catchment area will this mean that off road vehicles will have unlimited access to the catchment area and or the State forest?, and;
12. Will the Catchment Area be used as a skiing area?, and;
13. What is your definition of a minor change as there seems to be a large area affected by this so called minor change?, and;
14. Harvey-Waroona Reporter 8th/Aug/2017 front page Mr Hamersley said due to deforestation along the tributary rivers, particularly the Collie River, 5000 tonnes of salt was washed into the Wellington dam in an annual two-month period at the start of winter, and; so by removing the catchment area will this extend the logging in these areas and thus leading to the same problems the Wellington Dam is experiencing?, and;
15. Is there any long term risk assessments to reduce and prevent problems created by decisions made in the short term?, and thus saving Millions of dollars in the future \$37 million in the case of trying to desalinate the Wellington Dam, and;
16. How is it possible to maintain the highest quality water by removing the catchment area thus increasing activity to this region?, and;
17. Therefore I do not consent to the Catchment Area being removed as I require these points pointed out clearly and with specificity, and;

傳

Bertie F. Hocking 9/1

I'm the Man Denichi require an Affidavit point for point with any rebuttals within 7 days from the date of this affidavit by the man Ben acting as the agent Muller for the Western Australian Planning Commission

10th/August/2017

~~Re-Sworn / Re-Affirmed~~ at Bunbury

This 10 day of AUGUST 2017

Deponent: Ben - Jacob: Master: Denichi

Before me :- Barton J. Hatherly JP

Barton James Hatherly
Justice of the Peace 1682
PO Box 173 Dunsborough 6281
Ph 08 9756 6054

-by-the-rule-of-the-law-is-with-the-breach-of-the-admiralty-law-and-as-is:-is-lethal-

DEPARTMENT OF PLANNING,
LANDS AND HERITAGE
BUNBURY OFFICE
11 AUG 2017
FILE RLS/0704



Department of Biodiversity,
Conservation and Attractions

Submission &



Your ref: RLS/0704
Our ref: PRS 41257 2016/002231
Enquiries: Tracy Teede
Phone: 08 9725 4300
Email: swlanduseplanning@dbca.wa.gov.au

Western Australian Planning Commission
South West Office, Sixth Floor
Bunbury Tower, 61 Victoria Street
BUNBURY WA 6230

ATTENTION: Ben Muller

**GREATER BUNBURY REGION SCHEME AMENDMENT 0041/57 –
PUBLIC DRINKING WATER SOURCE PROTECTION AREAS**

I refer to your letter dated 16 June 2017 forwarding a draft Greater Bunbury Region Scheme amendment for the Department of Parks and Wildlife's (Parks and Wildlife) comment.

On 1 July 2017 Parks and Wildlife merged with the Botanic Gardens and Parks Authority, Zoological Parks Authority, and the Rottnest Island Authority to form the Department of Biodiversity Conservation and Attractions (DBCA). Parks and Wildlife has now become a service in DBCA, and any further correspondence will be provided under the banner of the new Department.

DBCA Parks and Wildlife Service South West Region has no comments on this proposal.

It is considered that the proposal and any potential environmental impacts will be appropriately addressed through the existing planning framework.

Thank you for the opportunity to comment on this application. Please contact Tracy Teede at the Parks and Wildlife Service's South West Region office if you have any queries regarding this advice.

For Regional Manager
Parks and Wildlife Service

14 August 2017

South West Region
PO Box 1693, Bunbury, Western Australia 6230
Phone: (08) 9725 4300 Email: bunbury@dbca.wa.gov.au
dbca.wa.gov.au