



KIMBERLEY AGRICULTURAL INVESTMENT

Kimberley Agricultural Investment P/L
PO Box 2531 Kununurra WA 6743

Mr Rowan Inglis
Department of Water and Environmental Regulation
Locked Bag 10
Joondalup DC
WA 6919

10th March 2020

Dear Mr Inglis,

STATEMENT 1081 – CARLTON PLAIN: STAGE 1 – IRRIGATED AGRICULTURE

I write in reply to your recent correspondence regarding compliance with Statement 1081.

Condition 1-1

As noted in your letter and in the annual compliance report submitted in December 2019, KAI has (in places) exceeded the approved boundaries of the entrance track to Carlton Plain, and did not lodge a notice of notice of potential non-compliance within the required 7-day time frame. A s45C variation request has been lodged separately in relation to this matter.

I have attached, for your information, a plan noting those areas where deviation from the originally approved track has occurred. There are two key reasons this deviation has occurred:

- 1) The detailed, on-ground survey determined a more preferred road alignment to manage surface water run-off. Relocation of the track further away from the existing (historical) station track location adjacent to the riverbank to reduce erosion/scour risk, but not as far north as was included in the original proposal. This alignment is more efficient, utilises the existing track and reduces the physical pressure on the existing property firebreak track along the Ord River, near a location known as 'Macca's Barra Camp'.
- 2) Survey marker error is believed to have occurred in the location around the river bend. There is a discrepancy between a localised set of coordinates, KUN94 and the standard MGA52. It is believed an error in the basic georeferencing in the original mapping may have resulted in the track misalignment in some places.

Table 1 in the attached document highlights those areas where deviation from the originally approved path can be observed. Allowing for mapping error calculations, there is approximately 12.64ha cleared outside of the approved alignment. As noted in Table 2 of the attached document, when considering the impact on the Vegetation Types (VT) within the immediate, local area of the track, and offsetting the original track alignment not cleared against the area cleared, the net impact is 3.64ha of additional clearing. Of this, the full area is within VT's classified as very poor to degraded in the baseline surveys. Per the annual compliance report, the total amount of clearing has not been exceeded, and it is KAI's

intent to reduce the overall footprint by 110ha, as proposed in the s45C application.

To ensure no further non-compliances of this nature, KAI has submitted the s45C request for variation to EPA Services at DWER to accommodate the improved site knowledge and the survey issues noted above. KAI will complete its boundary clearing in the current year (2020) and will ensure boundary integrity is maintained. Additional management inspections have been implemented to ensure boundary compliance occurs and operators have been briefed on the requirements of the approval.

Condition 5-1

KAI will make available on its website its environmental monitoring data relating to Carlton Plain by 30 April 2020, in order to rectify this non-compliance.

I trust this response meets your requirements. Please do not hesitate to contact me if further clarification is needed.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Jim Engelke', written over a large, light-colored circular mark.

Jim Engelke
General Manager
Kimberley Agricultural Investment