

**NORTHERN TERRITORY OF AUSTRALIA**

*Pastoral Land Act 1992 – section 38(1)(h)*

**CONSENT TO CLEAR PASTORAL LAND**

**Permit Number: PLC21/03**

**DESCRIPTION OF THE LAND SUBJECT OF THE PERMIT**

N.T. Portion 2094

5940 Stuart Hwy, Pamayu locality

**Perpetual Pastoral Lease No. 948 – Powell Creek Station**

**Barkly Pastoral District**

**APPROVED PURPOSE**

To use and develop the land for the purpose of clearing 9.04ha of native vegetation, in accordance with the attached Schedule of Conditions and the Endorsed Drawing.

**TERM OF PERMIT**

Commencing on 14 October 2021 and expiring on 14 October 2028, subject to the Schedule of Conditions.

**EXTENSION OF TERM OF PERMIT**

The Permit Holder may apply to the Pastoral Land Board (Board) for an extension of the Term of this Permit, provided that:

- (i) The Permit Holder Substantially Commenced the Clearing Activity within the Commencement Period; and
- (ii) The application for extension is submitted to the Board in the approved form at least one (1) year before the Expiry Date.

The Board may, at its absolute discretion, grant or reject the request, or grant the request subject to conditions.



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LUIS DA ROCHA  
Delegate of the Pastoral Land Board

14 October 2021

## DEFINITIONS

In this Permit:

**"Clearing Activities"** means any works associated with the clearing of native vegetation; including, but not limited to, any earth-disturbing preparatory works within the permitted clearing area for example boundary demarcation by grading and/or installation of erosion and sediment controls.

**"Commencement Period"** means the period of two (2) years of the Date of Permit.

**"Endorsed Drawing"** means any plan subject to the conditions of the Permit that has been endorsed by the Board as forming part of this Permit.

**"Expiry Date"** means the period of seven (7) years from the Date of Permit.

**"Pastoral Lessee"** has the same meaning as in the *Pastoral Land Act 1992*.

**"Pastoral Purposes"** has the same meaning as in the *Pastoral Land Act 1992*.

**"Permit Holder/s"** means the Pastoral Lessee.

**"Permitted Clearing Area"** means the area shown as permitted on the Endorsed Drawing.

**"Substantially Commenced"** and **"Substantially Commence"** means not less than 10% of the total area proposed for clearing under this Permit has been cleared.

## SCHEDULE OF CONDITIONS

### General Conditions

1. The Permit Holder must ensure that Clearing Activities are carried out in accordance with the Endorsed Drawing Number PLC21/03-01 to the satisfaction of the Pastoral Land Board.
2. The Permit Holder must have, and must ensure that any person who carries out the clearing on its behalf has, a copy of this Permit and the Endorsed Drawing Number PLC21/03-01, in possession at all times while carrying out Clearing Activities and comply with them.
3. Appropriate erosion and sediment control measures are to be employed throughout the clearing and establishment phases of the development to the satisfaction of the Pastoral Land Board, including (but not limited to):
  - a. retention of buffer zones where appropriate and measures to address seasonal timing of works;
  - b. management of groundcover and minimisation of bare ground;
  - c. maintenance of natural sheet flow patterns;
  - d. avoidance or removal of soil windrows or other surface modifications that create concentrated flow paths for runoff; and
  - e. installation of erosion controls on access tracks, fence-lines and firebreaks where appropriate.
4. Consent for the clearing of native vegetation subject to this permit is provided for the purposes of a temporary trial solar facility only.
5. A rehabilitation and revegetation plan must be developed to the satisfaction of the Pastoral Land Board, and enacted at least two years prior to the expiry of the permit. The plan must address methods for rehabilitation and revegetation within the approved clearing area. A copy of the plan is to be submitted to [PastoralAssessment.DEPWS@nt.gov.au](mailto:PastoralAssessment.DEPWS@nt.gov.au) prior to the plan being enacted.

6. A rehabilitation and revegetation report must be submitted to the Pastoral Land Board, to the satisfaction of the Pastoral Land Board, prior to the expiry of the permit. The rehabilitation and revegetation report is to document the outcomes of the implementation of the rehabilitation and revegetation plan and provide evidence of the decommissioned site, land condition and species present in the revegetated land and details of the maturity of the vegetation.

## NOTES

1. The permitted clearing area has been approved for the specific purpose/s stated in the corresponding pastoral land clearing application and on the permit. The proponent has indicated that a future permit may be sought over this same area of land. In the instance that a new permit is issued over this area of land, the requirements of this permit and the completion of the conditions of this permit may be superseded by the new permit. Contact [PastoralAssessment.DEPWS@nt.gov.au](mailto:PastoralAssessment.DEPWS@nt.gov.au) for further advice on the effect of this permit should a new permit be issued.
2. The Permit will be revoked automatically upon: the termination of the Pastoral Lease; or surrender of the Pastoral Lease. For the avoidance of doubt, a transfer of the Pastoral Lease does not revoke this Permit. Similarly conversion from a term pastoral lease to one in perpetuity in accordance with Section 62 of the *Pastoral Land Act 1992* will not result in the permit being revoked.
3. The Board may revoke this Permit by written notice to the Permit Holder should the Permit Holder breach any condition of this Permit and fail to remedy the breach within ninety (90) days after receiving notice requiring the Permit Holder to do so.
4. Despite any term or condition of this Permit, this Permit Holder must at its own cost in all respects comply with all relevant laws, statutes and subordinate instruments, applicable to the clearing of pastoral land.
5. This Permit is at all times subject to existing rights, title and interests of all other persons, including any rights or interests registered on the certificate as to title (as defined by the *Land Titles Act 2001*). The Permit Holder must comply with all terms and conditions of such existing rights, title and interests. The Permit Holder must not unreasonably or unduly interfere with, impede, restrict or limit the rights, title or interests of any person.
6. Despite assessments made under Northern Territory legislation, the Commonwealth *Environment Protection and Biodiversity Conservation Act 1999* requires that the Permit Holder self-assess potential risk to protected matters identified by the protected matters search tool and self-refer where scientific uncertainty exists in relation to the likelihood of a significant impact occurring or being likely to occur.
7. Information regarding best practice erosion and sediment control is available on the following websites: <https://www.austieca.com.au/>; <https://nt.gov.au/environment/soil-land-vegetation/soil-management-erosion-sediment-control>; <http://www.catchmentsandcreeks.com.au/index.html>. For further information, contact the Development Coordination Branch, Department of Environment, Parks and Water Security on: (08) 8999 4404.
8. All land in the Northern Territory is subject to the *Weeds Management Act 2001*. The Act states that the owner and occupier of land must:
  - a) take all reasonable measures to prevent the land being infested with a declared weed; and

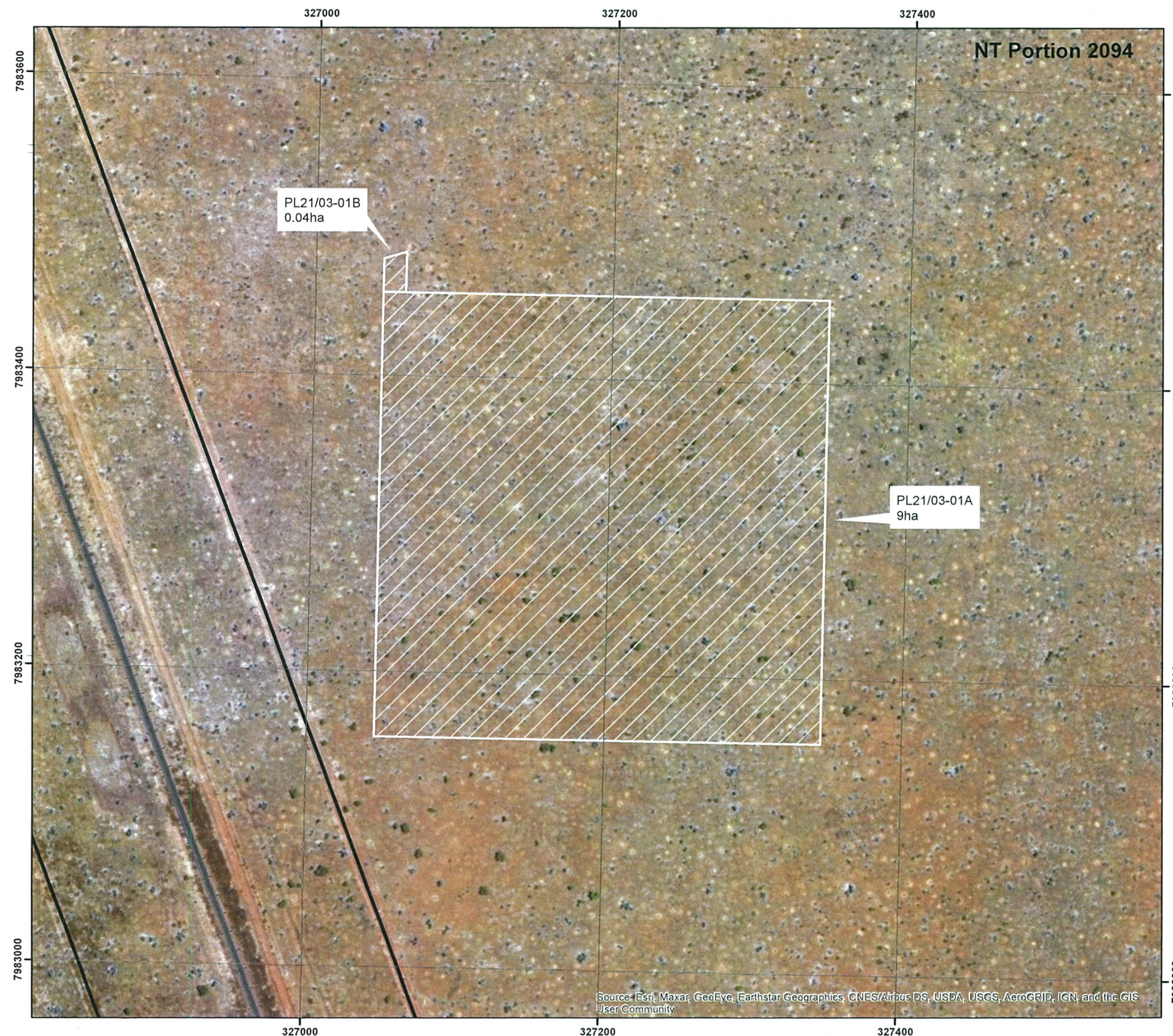


- b) take all reasonable measures to prevent a declared weed or potential weed on the land spreading to other land.

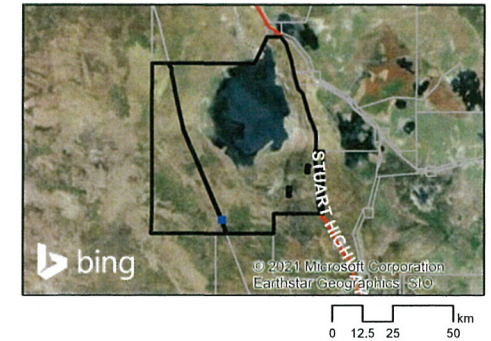
Further information is provided at: <https://depws.nt.gov.au/rangelands/publications2/weed-management-publications/weed-notes/prevent-weeds-spreading>.

9. Standard precautions to reduce bushfire risk should be taken in relation to the use of heavy machinery and burning of felled vegetation windrows. Fire prevention measures are to be implemented in accordance with the requirements of the *Bushfires Management Act 2016*.
10. A Permit to Burn must be obtained prior to the ignition of any felled vegetation on the land which is the subject of this Permit during the declared Fire Danger Period. To obtain a Permit to Burn, contact the Katherine Bushfires NT office, Department of Environment, Parks and Water Security on (08) 8973 8871.
11. It is an offence to disturb or destroy declared places and objects without consent under the *Heritage Act 2011*. Should any heritage or archaeological material be discovered during the clearing operation, the Permit Holder must cease operation and telephone the Heritage Branch on (08) 8999 5036.
12. Under the *Northern Territory Aboriginal Sacred Sites Act 1989*, entry onto and carrying out of work on Aboriginal sacred sites is an offence unless the work is done in accordance with an Authority Certificate issued by the Aboriginal Areas Protection Authority (AAPA). It is the responsibility of the Permit Holder to ensure that all works comply with the requirements of this Act. AAPA recommends the Permit Holder obtain an Authority Certificate. For further information, telephone (08) 8981 4365, email [enquiries.aapa@nt.gov.au](mailto:enquiries.aapa@nt.gov.au) or refer to <https://www.aapant.org.au/>.
13. The Permit Holder is required to comply at all times with the *Waste Management and Pollution Control Act 1998* including the General Environmental Duty under section 12 of the Act, and dust management requirements. More information can be found at: <https://ntepa.nt.gov.au/about-ntepa/legislation>. For advice telephone: (08) 8924 4218.
14. A permit issued for the clearing of the land is not an approval for access to adjacent roads. Approval for access to be taken from, or constructed within a public road reserve rests solely with the relevant Road Authority.





**Powell Creek Station  
PPL 948  
NT Portion 2094  
Barkly Pastoral District**



**Legend**

- Permit Clearing (9.04ha)
- ▬ NT Portion 2094
- ▬ Cadastre
- Major Roads
- Railway

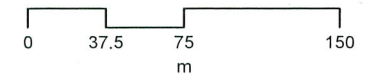
Drawing No: **PLC21/03-01** referred to in

Permit No: **PLC21/03** issued by

The Pastoral Land Board on: **14/10/2021**

*[Signature]*

Luis Da Rocha, Delegate of the Pastoral Land Board



Projection: Universal Transverse Mercator (UTM)  
Map Grid of Australia (MGA), Zone 53  
Horizontal Datum: Geocentric Datum of Australia (GDA94)

**DATA SOURCE:**  
Endorsed Clearing Areas: Department of Environment  
Parks and Water Security  
Cadastre/Roads/Placenames:  
Department of Infrastructure, Planning and Logistics  
Drainage: 250K © Commonwealth of Australia (BoM) 2012



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Department of Environment, Parks and Water Security  
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Map compiled: 13/10/2021

