

NORTHERN TERRITORY OF AUSTRALIA
Section 38(1)(h) – Pastoral Land Act (NT)

CONSENT TO CLEAR PASTORAL LAND

PERMIT NUMBER: PLC16/7

I, PAUL ZLOTKOWSKI, Chairman, Pastoral Land Board

GRANT TO: Legune Land Pty. Ltd. (ACN 092 818 810) and each Pastoral Lessee from time to time (collectively "the **Permit Holders**") in respect of Perpetual Pastoral Lease No 1062 ("**PPL**") Legune Station, which relates to NT Portion 798,

A PERMIT TO CLEAR PASTORAL LAND ("the **Permit**"), for the area within NT Portion 798 (being part of the PPL) which is more particularly depicted in the Endorsed Clearing Plan contained at Schedule 1 of this Permit,

COMMENCING: on the date of this Permit and expiring on the Expiry Date ("the **Term**"),

SUBJECT TO: the Schedule of Conditions contained at Schedule 2 of this Permit, and I

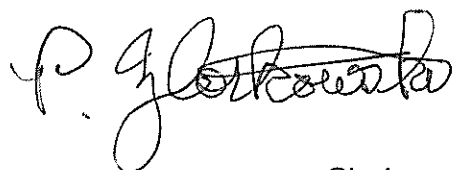
CONSENT TO THE PERMIT HOLDERS:

The clearing of approximately five hectares of native vegetation for the purpose of a trial aquaculture pond ("the **Clearing Activities**").

REASONS FOR DECISION:

- A. On 10 June 2016, Brian John McLean, lessee of Legune Station, submitted the Original Application to the Pastoral Land Board, requesting consent to clear pastoral land under section 38(1)(h) of the *Pastoral Land Act (NT)*.
- B. In response to feedback from Northern Territory Government agencies and authorities, Mr Chris Mitchell, Project Sea Dragon, submitted the Additional Information on 19 July 2016.
- C. On the basis of the information contained in the Original Application and the Additional Information, the Pastoral Land Board is satisfied that it is appropriate to issue this Permit.

DATED 29 July 2016



Chairman
Pastoral Land Board

DEFINITIONS:

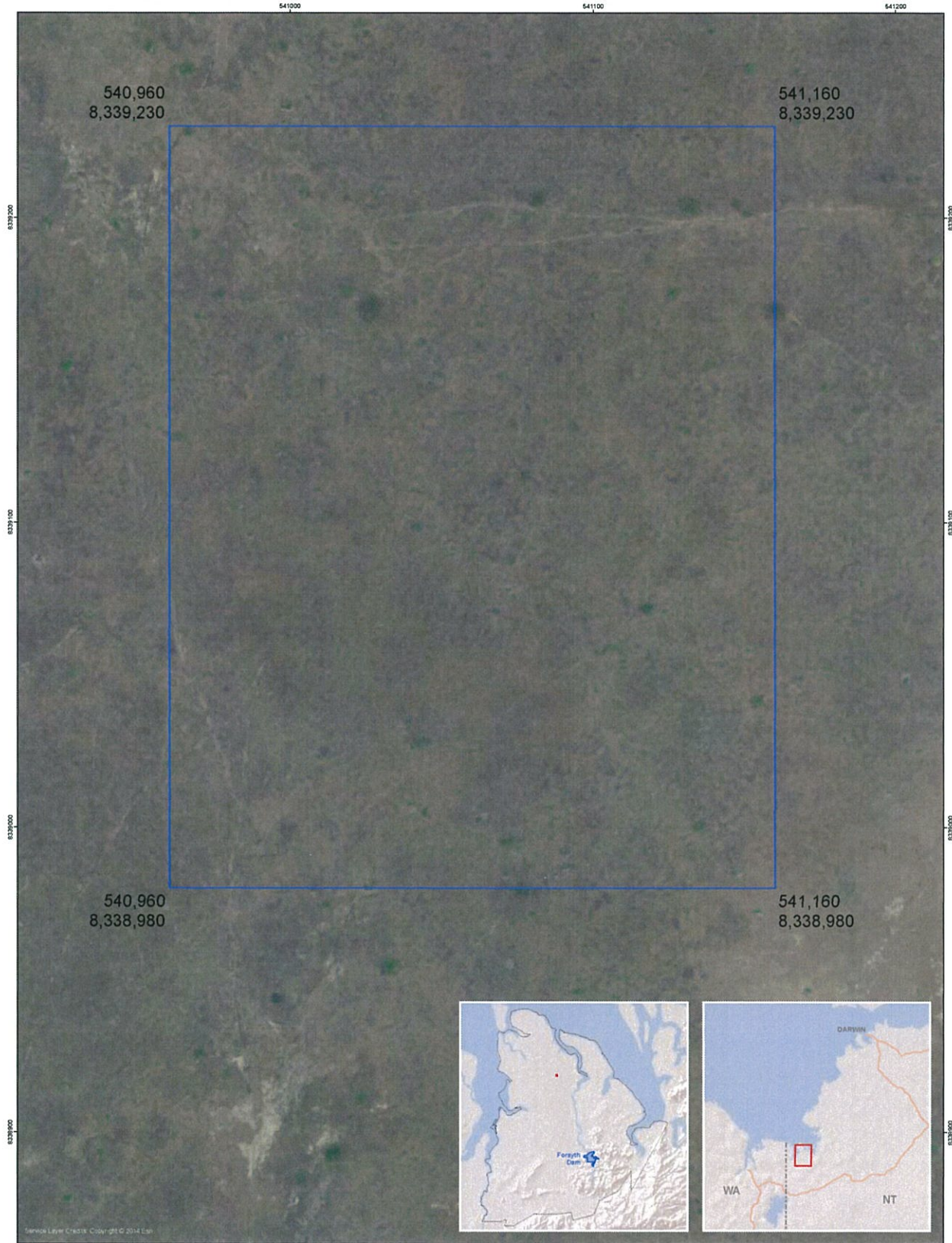
In this Permit:

"Original Application" means the document entitled "*Application to Clear Pastoral Land (s.38(1)(h) Pastoral Land Act*" submitted 10 June 2016.

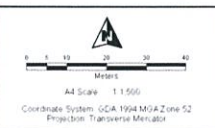
"Additional Information" means the email submitted 19 July 2016.

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

SCHEDULE 1 AREA OF LAND



Source	Cadastre Northern Territory Government 2015 Roads Geoscience Australia 2012
Disclaimer	© 2020 Kurbak. All Rights Reserved 2020. This map references third party data sources and neither Project Sea Dragon Pty Ltd or CO2 Australia Limited give any warranty as to the accuracy of information included in this map and accept no liability for any loss, damage or cost, including consequential damages, resulting from any use of the map.
Map	Legume_Earthworks_Trial_vegetation



	Earthworks Trial extent
	Legume Station outline

**Legume Vegetation
Earthworks Trial**

SCHEDULE 2 SCHEDULE OF CONDITIONS

1. The clearing, clearing methods, ongoing pasture and grazing management and ongoing environmental management (including erosion and sediment control) of cleared areas must be undertaken:
 - a. in accordance with the Original Application;
 - b. in accordance with the Endorsed Clearing Plan; and
 - c. to the satisfaction of the Pastoral Land Board.
2. The Permit Holder is required to ensure land management practices do not instigate erosion and to ensure that appropriate erosion and sediment control measures are employed throughout the ongoing pasture and grazing management including:
 - a. retention of buffer zones where appropriate and measures to address seasonal timing of works;
 - b. management of groundcover and minimisation of bare ground, crop layout and maintenance of natural sheet flow patterns;
 - c. avoidance or removal of soil windrows or other surface modifications that create concentrated flow paths for runoff; and
 - d. use of erosion controls on access tracks where appropriate.
3. This Permit is subject to the Permit Holder's ongoing compliance with its obligations under the PPL.
4. Despite any term or condition of this Permit, the Permit Holder must at its own cost in all respects, comply with all laws, statutes and subordinate instruments, applicable to the clearing of pastoral land including but not limited to the following:
 - a. *Northern Territory Aboriginal Sacred Sites Act (NT)*;
 - b. *Territory Parks and Wildlife Conservation Act (NT)*;
 - c. *Weeds Management Act (NT)*;
 - d. *Bushfires Act (NT)*;
 - e. *Heritage Act (NT)*;
 - f. *Environmental Assessment Act (NT)*; and
 - g. *Environment Protection and Biodiversity Conservation Act 1999 (Cth)*.

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 of title). 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.

5. This Permit shall be revoked automatically upon the:
 - a. termination of the PPL; or
 - b. surrender of the PPL.

For the avoidance of doubt, a transfer of the PPL does not revoke this Permit.

6. The Pastoral Land Board may immediately revoke this Permit by written notice to the Permit Holder if the Permit Holder breaches any condition of this Permit and fails to remedy the breach within ninety (90) days after receiving notice requiring it to do so.

NOTES

1. Under the *Northern Territory Aboriginal Sacred Sites Act* (NT), 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**”). The Permit Holder must to ensure that all clearing complies with the requirements of that Act.
2. The Permit Holder is advised that there are statutory obligations under the *Weeds Management Act* (NT) to take all practical measures to manage weeds on the property. It is the responsibility of the Permit Holder to ensure that all clearing complies with the requirements of that Act. For advice on weed management please contact the Regional Weeds Officer, Department of Land Resource Management (“**DLRM**”) on telephone 8999 4567. The Permit Holder can also access information on the requirements of that Act on DLRM’s website (<http://www.lrm.nt.gov.au/>)
3. Fire prevention measures are to be implemented in accordance with the requirements of the *Bushfires Act* (NT). A permit must be obtained before ignition of any felled timber in this area. It is the responsibility of the Permit Holder to ensure that all clearing complies with the requirements of that Act. Please contact the Regional Fire Control Officer of the DLRM on telephone (08) 8976 0098. The Permit Holder can also access information on the requirements of that Act on DLRM’s website (<http://www.lrm.nt.gov.au/>)
4. The *Heritage Act* (NT) protects archaeological places and objects, regardless of the level of documentation that the Department of Lands, Planning and the Environment (Heritage Branch) (“**DLPE**”) has of such sites. It is an offence to undertake work on a heritage place or object without first obtaining the relevant approval under the Act. It is the responsibility of the Permit Holder to ensure that all clearing complies with the requirements of that Act. The Permit Holder can access information on the requirements of that Act on DLPE’s website (<http://dlp.nt.gov.au/heritage/heritage-act>).
5. It is the responsibility of the Permit Holder to ensure that the proposal to clear pastoral land meets the requirements of the *Environmental Assessment Act* (NT). The Northern Territory Environment Protection Authority (“**NTEPA**”) administers that Act. The Permit Holder can access information on the requirements of that Act on NTEPA’s website (<http://www.ntepa.nt.gov.au/>).
6. It is the responsibility of the Permit Holder to ensure that the proposal to clear pastoral land meets the requirements of the *Environment Protection and Biodiversity Conservation Act 1999* (Cth). The Commonwealth Department of Environment (“**DoE**”) administers that Act. The Permit Holder can access information on the requirements of that Act on DoE’s website (<http://www.environment.gov.au/epbc/index.html>).
7. Pursuant to section 119 of the *Pastoral Land Act*, a pastoral lessee who is dissatisfied with a decision of the Pastoral Land Board may appeal to the Pastoral Land Appeal Tribunal against the decision of the Board.