



# Appeal Form

This form is for use in all appeals made under Part VII of the *Environmental Protection Act 1986*.

Form date: 28Aug18

## 1. Name of appellant

Name of appellant:

## 2. Proposal, land or premises to which appeal relates

Proposal description:

Location:

Name of proponent/owner:

## 3. Type of appeal

In this section, identify the decision/report to which your appeal relates, and include the relevant agency reference or report number (where applicable).

Environmental Protection  
Authority  
Minister for Environment

**Report or assessment number:** \_\_\_\_\_

Date published/advertised: \_\_\_\_\_

- |  |   |
|--|---|
| <input type="checkbox"/> Decision not to assess a proposal | <input type="checkbox"/> Report and recommendations |
| <input type="checkbox"/> Other (please specify): _____     | <input type="checkbox"/> Implementation conditions  |

Department of Water and  
Environmental Regulation  
(DWER)

**Name of decision making agency** (e.g. DWER): \_\_\_\_\_

**Type of appeal:**

Department of Mines,  
Industry Regulation and  
Safety (some clearing  
permits)

**1. Native vegetation permits, notices**

**CPS No:** \_\_\_\_\_

- |   |  |
|---|--|
| <input type="checkbox"/> Refusal to grant a permit                        | <input type="checkbox"/> Conditions of permit                          |
| <input type="checkbox"/> Grant of a permit                                | <input type="checkbox"/> Amendment, suspension of permit               |
| <input type="checkbox"/> Requirements of a vegetation conservation notice | <input type="checkbox"/> Amendment of a vegetation conservation notice |

Local government (some  
environmental protection  
notices and noise  
approvals)

**2. Licences and works approvals**

**Lic/WA No.** \_\_\_\_\_

- |  |   |
|--|---|
| <input type="checkbox"/> Refusal to grant licence/works approval | <input type="checkbox"/> Conditions of licence/works approval |
| <input type="checkbox"/> Amendment, suspension, revocation       |   |

**3. Environmental protection notices/closure notices**

**Ref:** \_\_\_\_\_

- |   |  |
|---|--|
| <input type="checkbox"/> Requirements of a notice | <input type="checkbox"/> Amendment of a notice |
|---|--|

**4. Other type of appeal – please specify:**

- \_\_\_\_\_

## 4. Release of appeal and supporting documentation

Pages 1-4 of this Form and any supporting documentation will be provided to the agency whose decision is the subject of this appeal. If you are not the proponent or occupier of the relevant premises, the first four pages of this Form and all supporting documentation will also be provided to the proponent or occupier to provide it with the opportunity to respond to any issues raised. Pages 1-4 of this Form and all supporting documentation may be published after the determination of the appeal.

If you are of the view that your name should not be provided to the proponent or other party to an appeal, please attach a separate letter to the Appeals Convenor requesting your name be withheld pending the determination of appeals, setting out the reasons for the request (e.g. disclosure of name may prejudice employment). **Please note that with the exception of withdrawn appeals, the names of all appellants will be published after the determination of appeals, consistent with regulation 8 of the *Environmental Protection Regulations 1987*.**

## 5. Grounds of appeal and outcomes sought

### Why do you want the Minister to review the decision, report or recommendations?

Please provide a statement of grounds on which you object to the decision, report or recommendations. This should be a precise list of issues you wish to be considered. Each issue should include sufficient detail to allow the Appeals Convenor to ascertain the basis for your concern.

### What outcome are you seeking?

Please also identify what outcome you are seeking from the appeal, that is, what decision do you want the Minister to make. Use this section of the form to identify what solutions or measures you would like to see included to make the proposal environmentally acceptable to you.

### Guidance on completing this section

Use plain English and identify only those issues that are of concern to you. Also clearly identify the part or aspect of the decision or report which you object to. As your grounds of appeal can be made public, do not use emotive or defamatory language. The following is an example of how to set out your appeal:

<b>Sample appeal ground:</b>	<i>Acid Sulphate Soils: excavations associated with the proposal will expose "high risk" acid sulphate soils (see page 12 of EPA report). The conditions recommended by the EPA for management of these soils are considered to be inadequate for the following reasons:</i> 1. <i>[state reasons]</i>
<b>Sample outcome sought:</b>	<i>It is recommended that any approval conditions include the following:</i> 1. <i>Requirement that the proponent [describe]</i>

### Ground 1

(Insert title)

**Describe concern:**

**Outcome sought:**

Did you raise this ground of appeal through an earlier public submission period?

Yes

No

If "yes", provide: Date of submission

Submission made to:

**Ground 2**

(Insert title)

**Describe concern:**

**Outcome sought:**

**Did you raise this ground of appeal through an earlier public submission period?**

Yes

No

If "yes", provide:

Date of submission

Submission made to:

**Ground 3**

(Insert title)

**Describe concern:**

**Outcome sought:**

**Did you raise this ground of appeal through an earlier public submission period?**

Yes

No

If "yes", provide:

Date of submission

Submission made to:

**Ground 4**  
(Insert title)

**Describe concern:**

**Outcome sought:**

Did you raise this ground of appeal through an earlier public submission period?

Yes

No

If "yes", provide:

Date of submission

Submission made to:

**Please note: if there is insufficient space, attach a separate sheet of paper using the above format.**

**6. Supporting documentation**

All relevant supporting information should be numbered and attached to your appeal as listed below. Please also identify to which appeal ground(s) the information relates.

Please lodge two copies of all attachments (unless sent by email).

Electronic documents should be in PDF or Microsoft Word format, with no document exceeding 10MB in size.

No.	Title or description of supporting information	Appeal ground
1.	_____	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____
6.	_____	_____

## 7. Address and contact details of appellant and contact person

Name (same as 1 above):			
Address:			
Daytime contact number:		Mobile number:	
Fax number:		Email:	

**Contact person/representative** use this section where appeal is lodged by an organisation/company, or is represented by an agent

Name:			
Address:			
Daytime contact number:		Mobile number:	
Fax number:		Email:	

## 8. Appeal fee

For most types of appeal under Part VII of the *Environmental Protection Act 1986*, the appellant must pay the applicable appeal fee. Details of the fee applicable to the different appeal types is available from the Appeals Convenor's website [www.appealsconvenor.wa.gov.au](http://www.appealsconvenor.wa.gov.au) or by telephoning (08) 6364 7990 during business hours.

Fee payment can be made by cash (only for hand delivered appeals), cheque/money order (made payable to "Office of the Appeals Convenor") or by credit card via BPoint on our website.

### Payment options:

- Please find attached cash/cheque/money order in the sum of \$\_\_\_\_\_ being the fee for this appeal.
- Credit card payment (online) – access [www.appealsconvenor.wa.gov.au](http://www.appealsconvenor.wa.gov.au), select *Pay Appeal Fee* and follow the prompts.

- Please include:
- Full name
  - Description of payment
  - Contact phone number (10 digits)

Before submitting this form, record the payment information below:

Receipt no:	Payment date:
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## 9. Signature

In signing this form, the appellant/representative confirms the accuracy of matters contained herein and acknowledge the release statement under item 4. **All appeals must be signed.**

Signature of appellant/agent:	Date:
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## 10. Time for lodging appeal

All appeals must be received by 11.59pm on the closing date (5pm if delivered in person or by mail). Each appeal has a different closing date – refer to [www.appealsconvenor.wa.gov.au](http://www.appealsconvenor.wa.gov.au) for more information.

It is your responsibility to ascertain the closing date for the appeal and ensure your appeal is lodged within that time. **Late appeals cannot be accepted.**

## 11. Lodging the appeal and additional information

You can lodge your appeal by post, hand delivery, email or fax:

Address: Level 22 Forrest Centre  
221 St Georges Terrace  
PERTH WA 6000

Telephone: (08) 6364 7990  
Fax: (08) 6364 7999  
Email: [admin@appealsconvenor.wa.gov.au](mailto:admin@appealsconvenor.wa.gov.au)  
Internet: [www.appealsconvenor.wa.gov.au](http://www.appealsconvenor.wa.gov.au)

Office use only:

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