

RESERVE ACTION SHEET: CONSERVATION RESERVES

RESERVE No. 53978

LOCAL GOVERNMENT: Shire of Perenjori

NAME: 'Mungada Ridge' National Park

PURPOSE: National Park

VESTING: Conservation and Parks Commission & Bundi Yamatji Aboriginal Corporation

ACTION: Creation of a class A national park over Lot 500 on Plan 421082 and Lot 501 on Plan 421083, and joint vesting of the park with the Conservation and Parks Commission and Bundi Yamatji Aboriginal Corporation.

Total Area: 1031.29 ha

REASON FOR ACTION: The creation and joint vesting of the class A national park was a commitment from the conservation estate component of the Yamatji Nation Indigenous Land Use Agreement.

Date of amendment: 23/12/2021

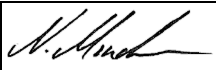
Maps: pg. 2

Customer advice: pg. 3

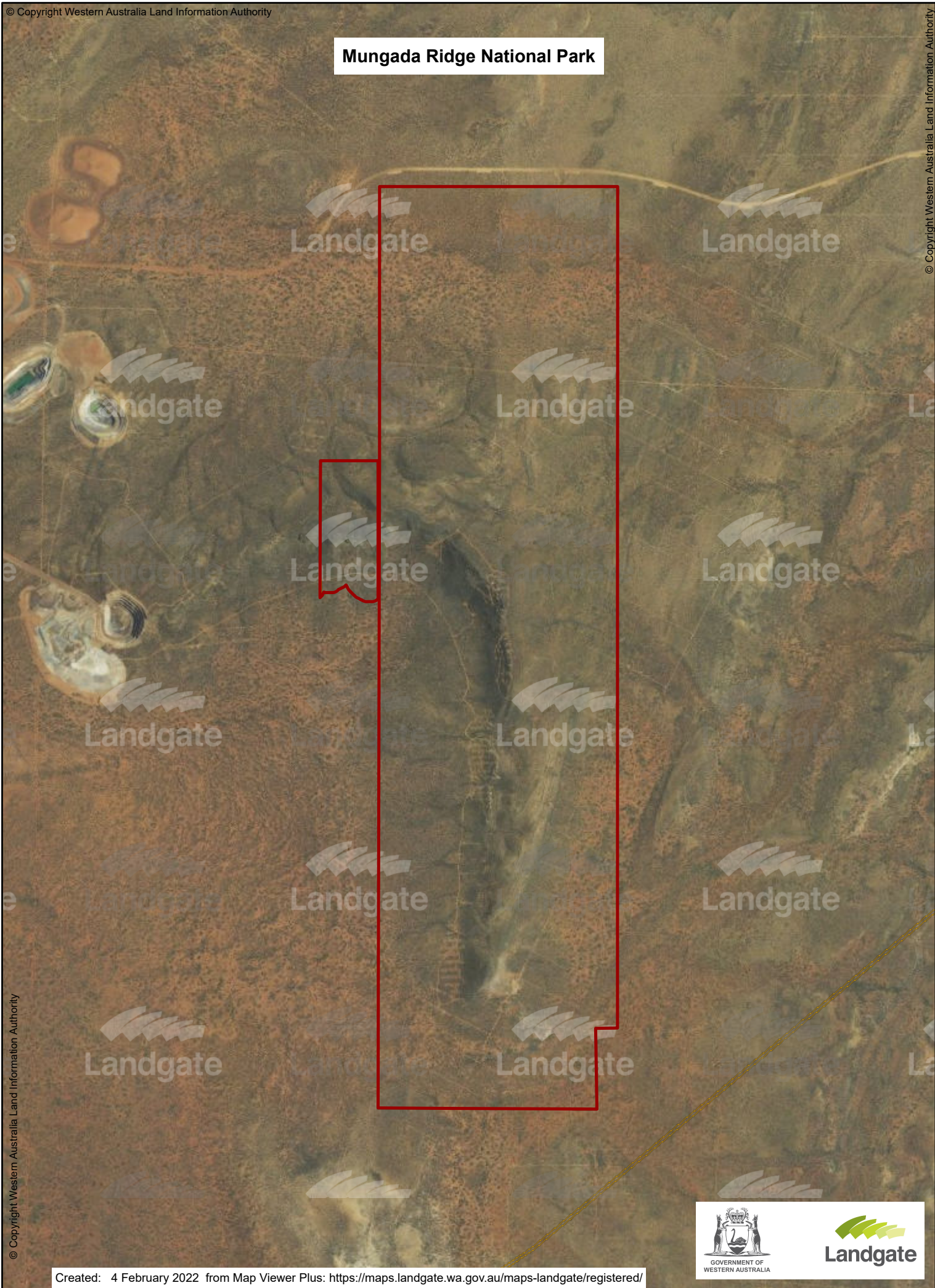
Proposal Summary: pg. 4 onwards

Recommended IUCN classification: 2

Native Title:

1	LAND UNIT LEADER	To note	 16/02/22
2	LAND UNIT	Send scan of RAS, customer advice, Reserve Enquiry Detail and maps to: <ul style="list-style-type: none"> • Lisa Wright (Kensington) DIGITAL COPY • District Manager DIGITAL COPY • Regional Manager DIGITAL COPY • Geoffrey Banks GIS Branch DIGITAL COPY 	MH 16/02/2022 MH 16/02/2022 MH 16/02/2022 MH 16/02/2022
		Attach Landgate RED to file	MH 04/02/2022
		Strikethrough from District Proposals spreadsheets	MH 04/02/2022
		Create Conservation Commission summary	MH 04/02/2022
		TENIS amended	
3	EXECUTIVE DIRECTOR, PARKS AND VISITOR SERVICES	To note	

Mungada Ridge National Park



Created: 4 February 2022 from Map Viewer Plus: <https://maps.landgate.wa.gov.au/maps-landgate/registered/>



**Customer Advices for Reserve Actions
1/01/2022 - 31/01/2022**

Shire of Perenjori 1/01/2022 - 31/01/2022

Reserve No.	Land Description	DPLH File No.	Volume/Folio	Action	Document No.	Registered	Street Name	Area	Public Plans
53978	Lot 500 on Deposited Plan 421082	00348-2021	3174-270	Reserve Creation for the designated purpose of "National Park".	O991177	23/12/2021		1031.2945 Ha	
	Lot 501 on Deposited Plan 421083		3174-271						

20. YAMATJI CONSERVATION ESTATE

In the clause the Parties agree to set up a “Yamatji Conservation Estate” which means that the State (acting through DBCA) will manage certain land together with the Regional Entity. This is called “joint management”.

The State will also provide funding for the joint management and the creation of ranger positions.

20.1 Definitions

In this clause:

Adjacent Barnong National Park means the land identified as 'Adjacent Barnong National Park' in Item 1 of Schedule 14 and shown on Map 3 in Item 2 of Schedule 14.

Barnong Conservation Park means the land identified as 'Barnong Conservation Park' in Item 1 of Schedule 14 and shown on Map 3 in Item 2 of Schedule 14.

Barnong National Park means the land identified as 'Barnong National Park' in Item 1 of Schedule 14 and shown on Map 3 in Item 2 of Schedule 14.

Beekeepers Reserve means that portion of Reserve 24496, reserved under the LA Act for the purpose of 'Protection of Flora' within the Agreement Area, which is comprised of all of the lots as identified as "Beekeepers Reserve' in Item 1 of Schedule 14.

Conservation Estate State Parties means the Minister for Lands, the Minister for Environment, the Conservation and Parks Commission and the DBCA CEO.

Existing Conservation Areas comprise:

- (a) **Beekeepers Reserve Area** means Beekeepers Reserve and any additions to Beekeepers Reserve identified as 'Beekeepers Reserve Area' in Item 1 of Schedule 14;

- (b) **Utcha Well Reserve Area** means Utcha Well Nature Reserve and any additions to Utcha Well Nature Reserve identified as 'Utcha Well Reserve Area' in Item 1 of Schedule 14; and
- (c) **Wandana Reserve Area** means Wandana Nature Reserve and any additions to Wandana Nature Reserve as identified as 'Wandana Reserve Area' in Item 1 of Schedule 14.

Existing Jointly Managed Areas means those areas identified as 'Existing Jointly Managed Areas' in Item 1 of Schedule 14 and shown on Map 1 in Item 2 of Schedule 14.

Karara Conservation Park means the land identified as 'Karara Conservation Park' in Item 1 of Schedule 14 and shown on Maps 6A, 6B and 6C in Item 2 of Schedule 14.

Mining Leases M59/596 and M59/650 means a portion of mining lease M59/596 and the whole of mining lease M59/650 granted under the Mining Act and shown on Map 6B at Item 2 of Schedule 14 and, in respect of those mining leases, any mining or other tenement applied for or granted in renewal, extension, modification, substitution or variation of that tenement and any tenement which may hereafter be in force or issued in lieu of or in relation to any of the same land the subject of those mining leases.

Mungada Ridge National Park means the land identified as 'Mungada Ridge National Park' in Item 1 of Schedule 14 and shown on Map 6 in Item 2 of Schedule 14.

New Conservation Park Areas comprise the land identified as 'New Conservation Park Areas' in Item 1 of Schedule 14 and shown on Map 1 in Item 2 of Schedule 14.

New National Park Areas comprise the land identified as 'New National Parks' in Item 1 of Schedule 14 and shown on Map 1 in Item 2 of Schedule 14.

Pre-Reserve Actions means the land assembly activities required to give effect to the New Conservation Park Areas, the New National Park Areas and the Existing Conservation Areas, which includes some or all of:

- (a) the continuation of existing Encumbrances and interests;

- (b) the creation of any new Encumbrances or interests;
- (c) amending responsible agencies;
- (d) revocation of existing Management Orders; and
- (e) surveys for the creation of deposited or interest only plans.

Utcha Well Nature Reserve means Reserve 640, reserved under the LA Act for the purpose of ‘Conservation of Flora and Fauna’, which is comprised of all of the lots identified as 'Utcha Well Nature Reserve' in Item 1 of Schedule 14 and shown on Map Enlargement 1A in Item 2 of Schedule 14.

Wandana Nature Reserve means Reserve 36388, reserved under the LA Act for the purpose of ‘Conservation of Flora and Fauna’, which is comprised of all of the lots identified as 'Wandana Nature Reserve' in Item 1 of Schedule 14.

Water Corporation means the Water Corporation of Western Australia established under the *Water Corporation Act 1995* (WA).

Water Miscellaneous Licences means the miscellaneous licences granted to Karara Mining Limited under section 91 of the Mining Act for the purpose of exploration for groundwater.

Wicherina Conservation Park means all of the lots identified as 'Wicherina Conservation Park' in Item 1 of Schedule 14.

Wicherina Contamination Zone means a portion of the Wicherina Reserve indicatively identified on Map 4AB of Item 2 at Schedule 14.

Wicherina Reserve means all those land and waters being Lots 7019 and 9726 as shown on Deposited Plan 232302 (Reserve 17711) reserved under the LA Act for the purpose of ‘Reservoir Geraldton Water Supply’.

20.2 Yamatji Conservation Estate

The Yamatji Conservation Estate is comprised of the New Conservation Park Areas, the New National Park Areas, the Existing Conservation Areas, and the Existing Jointly Managed Areas.

20.3 New Conservation Park Areas

- (a) In respect of the New Conservation Park Areas, the Conservation Estate Parties agree that, on and from the Conclusive Registration Date, they will use best endeavours to:
- (1) effect the reservation of the unclassified Conservation Park Areas pursuant to section 41 of the LA Act for the purpose of “Conservation Park”, which may be subject to Pre-Reserve Actions; and
 - (2) jointly vest the New Conservation Park Areas in the Conservation and Parks Commission and the PBC, as provided for in section 8AA(2) of the CALM Act.
- (b) The PBC consents to the joint vesting of the New Conservation Park Areas in clause 20.3(a)(2) in accordance with section 8AA(3) of the CALM Act.

Wicherina Conservation Park

- (c) In respect of the proposed Wicherina Conservation Park, the Conservation Estate Parties acknowledge and agree that:
- (1) Wicherina Reserve is currently under the care, control and management of the Water Corporation and includes the indicative location of the Wicherina Contamination Zone;
 - (2) the boundaries of the Wicherina Conservation Park will exclude the Wicherina Contamination Zone, which will remain under the care, control and management of the Water Corporation;
 - (3) the creation of the Wicherina Conservation Park is subject to the Conservation Estate Parties:
 - (i) further defining the boundaries of the Wicherina Contamination Zone and amending the Wicherina Reserve, pursuant to section 51 of the LA Act, to be only that portion covered by the Wicherina Contamination Zone;

- (ii) granting the easements in favour of the Water Corporation;
 - (iii) completing the capital works project for the relocation of the existing pump station; and
 - (iv) obtaining all relevant statutory approvals to the capital works project including but not limited to heritage, planning and environmental approvals;
- (4) subject to the completion of the conditions in clause 20.3(c)(3), clause 20.3(a) applies.

Karara miscellaneous licences

- (d) In respect of the Water Miscellaneous Licences, the Conservation Estate Parties acknowledge and agree that:
- (1) a portion of the New Conservation Park Areas is subject to the Water Miscellaneous Licences;
 - (2) the holder of the Water Miscellaneous Licences intends to refine the boundaries of the Water Miscellaneous Licence and apply for a new miscellaneous licence under section 91 of the Mining Act for water related infrastructure (**Refined Water Miscellaneous Licence**);
 - (3) in the event that the Refined Water Miscellaneous Licence is unable to reasonably coexist with the Karara Conservation Park, the boundaries of the New Conservation Park Areas may be required to be amended under section 51 of the LA Act to exclude the Refined Water Miscellaneous Licence; and
 - (4) if required, the Parties will use their best endeavours to give effect to the amendment of the boundaries of the New Conservation Park Areas to exclude the Refined Water Miscellaneous Licence.

20.4 New National Parks

- (a) In respect of the New National Park Areas, the Conservation Estate Parties agree that, on and from the Conclusive Registration Date, they will use best endeavours to:
- (1) effect the reservation of the New National Park Areas pursuant to section 41 of the LA Act for the purpose of “National Park”, which may be subject to Pre-Reserve Actions;
 - (2) classify the New National Park Areas as Class A under section 42 of the LA Act; and
 - (3) jointly vest the New National Park Areas in the Conservation and Parks Commission and the PBC, as provided for in section 8AA(2) of the CALM Act.
- (b) The PBC consents to the joint vesting of the New National Park Areas in clause 20.4(a)(3) in accordance with section 8AA(3) of the CALM Act.

Karara miscellaneous licences

- (c) The Conservation Estate Parties acknowledge and agree that, in respect of the Water Miscellaneous Licence:
- (1) a portion of the New National Park Areas is subject to the Water Miscellaneous Licence;
 - (2) the holder of the Water Miscellaneous Licence intends to refine the boundaries of the Water Miscellaneous Licence and apply for a Refined Water Miscellaneous Licence;
 - (3) in the event that the Refined Water Miscellaneous Licence is unable to reasonably coexist with the New National Park Areas, the boundaries of the New National Park Areas may be required to be amended under section 51 of the LA Act to exclude the Refined Water Miscellaneous Licence; and
 - (4) if required, the Parties will use their best endeavours to give effect to the amendment of the boundaries of the New National

Park Areas to exclude the Refined Water Miscellaneous Licence.

Mungada Ridge National Park Area

- (d) In respect of the proposed Mungada Ridge National Park, the Conservation Estate Parties acknowledge and agree that:
- (1) the proposed Mungada Ridge National Park is the subject of Mining Leases M59/596 and M59/650;
 - (2) the State intends to seek the agreement of the holders of Mining Leases M59/596 and M59/650 to relinquish Mining Leases M59/596 and M59/650 prior to the creation of the Mungada Ridge National Park in accordance with clause 20.4(a);
 - (3) the creation of the Mungada Ridge National Park is subject to the holders of those mining leases relinquishing Mining Leases M59/596 and M59/650, through agreement or otherwise; and
 - (4) subject to completion of the conditions in clause 20.4(d), clause 20.4(a) applies.

20.5 Existing Conservation Areas

Beekeepers Reserve Area

- (a) In respect of the Beekeepers Reserve Area, the Conservation Estate State Parties agree that, on and from the Conclusive Registration Date, they will use best endeavours to:
- (1) amend the boundaries of the Beekeepers Nature Reserve 24496 to be the entirety of the Beekeepers Reserve Area, or as otherwise agreed by the Conservation Estate Parties; and
 - (2) jointly vest the Beekeepers Reserve Area in the Conservation and Parks Commission and the PBC, as provided for in section 8AA(2) of the CALM Act, which will be subject to Pre-Reserve Actions.

Transmittal to Minister's office (Executive Use Only)				
Date/Time Sent:	16-11-21			
By Whom:	Jenn Debono			
Via:	<input checked="" type="radio"/> Email	<input type="radio"/> MST	<input type="radio"/> Courier	<input type="radio"/> Hand

Department of Biodiversity, Conservation and Attractions

Author: Maddison Howard, Land Administration Officer, 9219 9910
Office of Origin: Parks and Visitor Services Division
Your Reference:
Our Reference: MIN1378/21

MINISTER FOR ENVIRONMENT

RESERVATION AND JOINT VESTING OF 'MUNGADA RIDGE' NATIONAL PARK

ISSUE

Your endorsement and action is required to determine joint vesting for the Mungada Ridge National Park, being Lot 500 on Deposited Plan 421082 and Lot 501 on Deposited Plan 421083, with the Conservation and Parks Commission (CPC) and the Bundi Yamatji Aboriginal Corporation (BYAC).

BACKGROUND

In 2009 and 2019 respective, the Karara Mining and Midwest Sinosteel iron ore projects were assessed under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act).

The Karara Rail Project (EPBC 2009/5040) was approved subject to conditions, including condition 3(a) which required the relinquishment of tenement M59/650 to the Government of Western Australia to be gazetted for the purpose of conservation.

The Midwest Sinosteel Blue Hills Iron Ore Project (EPBC 2019/8591) was determined not to be a controlled action under the EPBC Act and was subsequently assessed under the *Environmental Protection Act 1986* (EP Act). The project was permitted subject to a 'Flora and Vegetation Offsets Strategy' that required at least 36 hectares within mining lease M59/596 to be protected, managed and/or restored for conservation. In April 2020, Sinosteel Midwest relinquished 36 hectares from M59/596 to the Government of Western Australia for the purposes of conservation. This area is now identified as Lot 501 on Deposited Plan 421083 (Attachment 1).

In November 2020, the Yamatji Nation Indigenous Land Use Agreement (ILUA) was settled between the State Government and the Yamatji Nation Native Title holders (a consolidation of the Mullewa Wadjari, Hutt River, Widi Mob and Southern Yamatji claims). The ILUA recognised the non-exclusive native title rights and interests of the Yamatji Nation over areas in the Midwest and committed to the creation of the Yamatji Conservation Estate. The ILUA committed the relinquished land from M59/596, and the proposed land to be relinquished from M59/650 to become a class A national park.

In August 2021, Karara Mining relinquished M59/650 to the Government of Western Australia. This area is identified as Lot 500 on Deposited Plan 421082 (Attachment 1).

The State is now required to reserve the relinquished areas as a class A national park. The CPC and BYAC, as signatories to the ILUA, provided consent to the creation of the national park and to subsequent joint vesting of the area. An excerpt map from the ILUA is at Attachment 2.

Following the creation of the national park, the Department of Biodiversity, Conservation and Attractions will work with the Department of Planning, Lands and Heritage (DPLH) to progress the reservation of the remaining Yamatji conservation estate areas. The areas have been organised into three priority groupings, in consideration of their political and regional importance, cultural significance, and associated land assembly requirements. Reservation of the priority one areas is anticipated for the first half of 2022.

CURRENT STATUS

The class A national park can now be progressed for reservation and determination of joint vesting.

Your endorsement of these arrangements is required, in accordance with section 8AA(2) of the *Conservation and Land Management Act 1984*. Implementing the proposed actions is the responsibility of DPLH and the Minister for Lands, Hon Tony Buti MLA.

A memo to the Minister for Lands has been drafted for your approval (Attachment 3), requesting he finalise the actions in accordance with section 41 of the *Land Administration Act 1997*.

RECOMMENDATION

That you:

1. note this information; and

NOTED

2. provide written determination to jointly vest the national park, being Lot 500 on Deposited Plan 421082 and Lot 501 on Deposited Plan 421083, with the CPC and BYAC; and

DETERMINED NOT DETERMINED

3. sign the attached memo to the Minister for Lands to have the land actions finalised and national park jointly vested (Attachment 3).

SIGNED NOT SIGNED



Mark Webb
DIRECTOR GENERAL

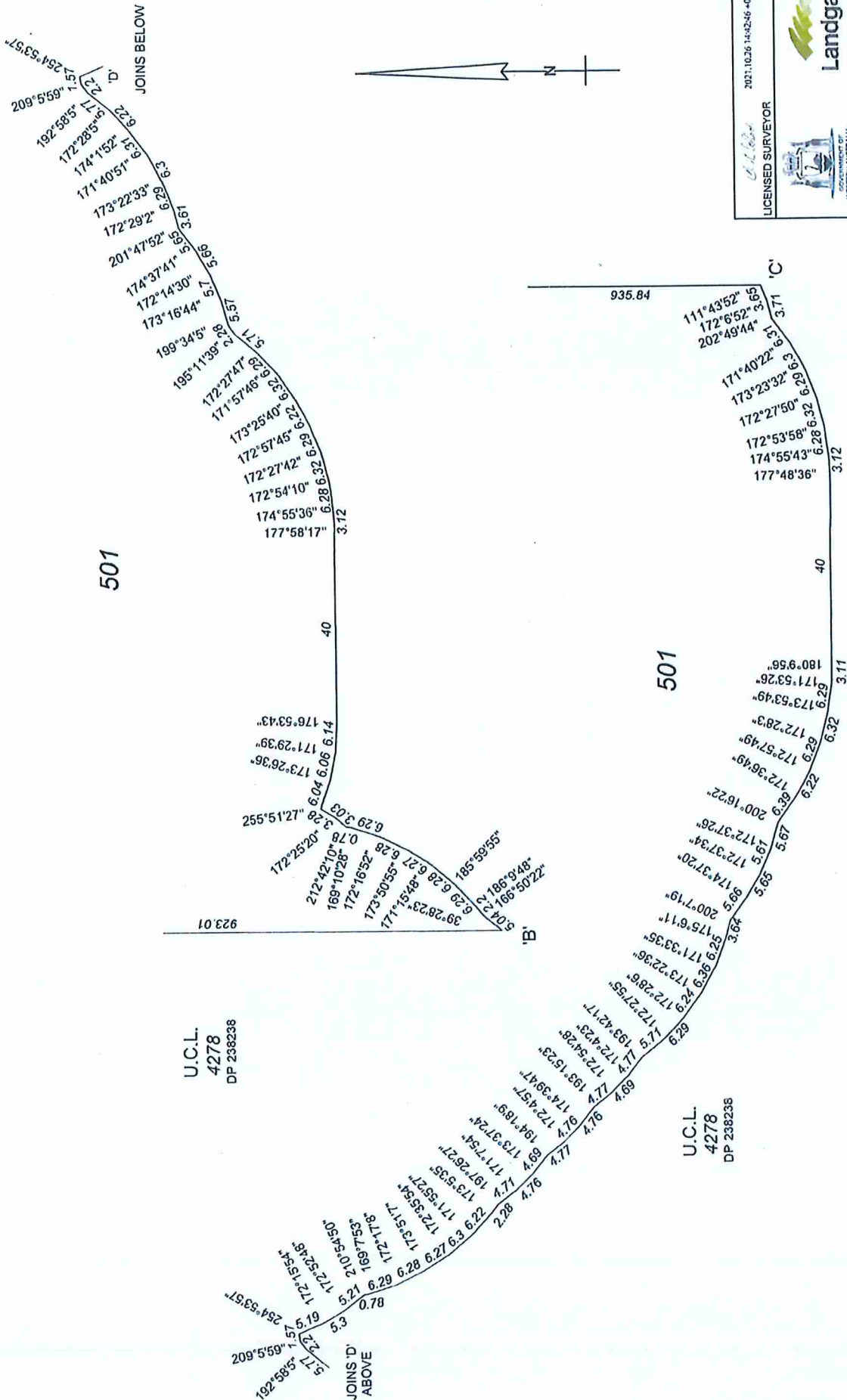
16 November 2021

Att


MINISTER FOR ENVIRONMENT

Date: 18/11/21

FOR HEADING SEE SHEET 1



501

501

U.C.L.
4278
DP 238238

U.C.L.
4278
DP 238238

LICENSED SURVEYOR	DATE
<i>[Signature]</i>	2021.10.26 14:02:46 +03'00'
 Landgate <small>GOVERNMENT OF VICTORIA, AUSTRALIA</small>	
DEPOSITED PLAN <h1>421083</h1>	
SHEET 2 OF 2 SHEETS VERSION 1	

ENLARGEMENT 'B' TO 'C'
NOT TO SCALE

HELD BY LANDGATE IN DIGITAL FORMAT ONLY

HTD REF: 352-21-Ksiam



HTD
SURVEYORS & PLANNERS
HILL, THOMPSON & DELANEY

PO Box 803, GERALDTON, WA 6531
Ph: (08) 9821 3111 Fax: (08) 9821 6072

TYPE CROWN	S.S.A.	YES/NO
PURPOSE	SUBDIVISION	
PLAN OF		
LOT 500		
FORMER TENURE	LOT 4278 ON DP 238238 C/T LR 3084/824	
LOCAL AUTHORITY	SHIRE OF PERENJORI	
LOCALITY	ROTHSAY	
D.P./L.H. FILE	L00372-2019	
FIELD RECORD		
SURVEYOR'S CERTIFICATE - Completed		
I. BRAD LEIGH COLLARD		
hereby certify that this compiled plan -		
(a) is a correct and accurate representation of the survey(s) of the subject land, and		
(b) is in accordance with the relevant law in relation to which it is lodged		
LICENSED SURVEYOR	DATE	
<i>Brad Leigh Collard</i>	2021.10.19 17:01:57	
	LODGED	
DATE	FEE PAID	
I.S.C.		
	EXAMINED	
DATE		
WESTERN AUSTRALIAN PLANNING COMMISSION		
FILE	EXEMPT FROM WAPC APPROVAL	
	Delegated under S.16 P/AD Act 2005	
SUBJECT TO	IN ORDER FOR DEALINGS	
FOR INSPECTOR OF PLANS AND SURVEYS		
APPROVED		
INSPECTOR OF PLANS AND SURVEYS (S.18 Licensed Surveyors Act 1995)		



DEPOSITED PLAN
421082
SHEET 1 OF 1 SHEETS
VERSION 1

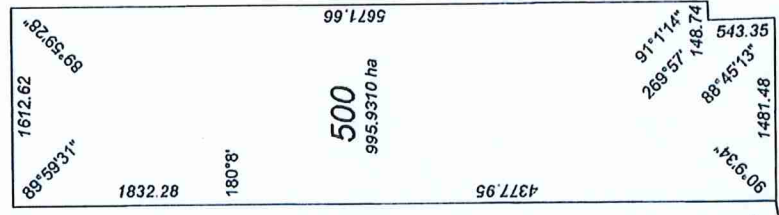
HTD REF: 352-21-Kirana
HTD SURVEYORS & PLANNERS
MILLE THOMPSON & BELVOIS
PO Box 420, GERALDTON, WA 6531
Ph: (08) 9201 3111 Fax: (08) 9201 8072

SCALE: 1:40,000
AT A3 SIZE
ALL DIMENSIONS
ARE IN METRES

0 800 1600 2400

SSM BA 11

The residue land comprised in Certificate of Crown Land Title LR 3084/824 being for Lot 4278 on DP238238 is not shown on this plan pursuant to an exemption granted under Regulation 5(6) of the Transfer of Land (Surveys) Regulations 1995. (Approval ID 13-2021 dated 18 October 2021; Landgate file 02401-2010/03).



COMPILED FROM: DEPARTMENT OF INDUSTRY & RESOURCES OP 2863
DEPARTMENT OF INDUSTRY & RESOURCES FB P.D. HEYHOE 209

U.C.L.
4278
DP 238238

80° 40' 54.79397" GDA94 Mid Azimuth
12646.69 Ground Dist.
Not to Scale

INTERESTS & NOTIFICATIONS

SUBJECT	PURPOSE	STATUTORY REFERENCE	ORIGIN	LAND BURDENED	BENEFIT TO	COMMENTS

HELD BY LANDGATE IN DIGITAL FORMAT ONLY