



Minister for Transport; Planning; Lands

Our Ref 72-04567
Your Ref Petition No 14

Mr Matthew Swinbourn MLC
Standing Committee on Environment and Public Affairs
Parliament House
4 Harvest Terrace
WEST PERTH WA 6005

Dear Mr Swinbourn

PETITION NO. 14 - PROPOSED LANDFILL IN ESPERANCE

Thank you for your letter of 17 August 2017 regarding the above matter which has been referred to me for a response with respect to the Planning portfolio.

I have recently granted final approval for a new local planning scheme for the Shire of Esperance. Under Local Planning Scheme No. 24 (LPS 24), Lot 12 Kirwin Road, Merivale is zoned Rural. It is likely that, under this scheme, a proposed landfill operation would be classified as a 'waste disposal facility', which is not a permitted use in the Rural zone.

To allow a waste disposal facility to be considered in the Rural zone, LPS 24 would need to be changed. For this to occur, the Shire would need to follow a statutory process that includes resolving to initiate an amendment to this scheme, referral of the amendment to the Environmental Protection Authority for environmental assessment, advertising the amendment for public comment and ultimately forwarding it to me for my consideration for approval.

I appreciate you raising this matter with me and trust the above information is of assistance.

Yours sincerely

**HON RITA SAFFIOTI MLA
MINISTER FOR PLANNING; LANDS**

13 SEP 2017