**Queensland Environmental Offset Framework**

Offset Delivery Plan

Template

Version 1.0

Version 1 – April 2015

*Please Note:*

*For a proponent-driven offset, an offset delivery plan must be included as part of a notice of election application made under section 18 of the Environmental Offset Act 2014. Please attach this plan to the completed* [*EOD2 - Environmental Offsets Delivery Form 2 - Offset Delivery Plan Details.*](http://www.qld.gov.au/environment/pollution/management/offsets/)

*While use of this template is not mandatory it is the preferred format to provide the necessary offset delivery information to an administering agency. Where necessary, please attach additional pages with further supporting information.*

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# SECTION 1 – SUMMARY INFORMATION

## Part A – Departmental Reference Details

|  |
| --- |
| Impact Site Reference and Assessment Details |
| Department application/reference number:(if applicable) | Authority Number:(if applicable) | Offset ID: (if applicable) |
| Property address: |
| Real property description (Primary Lot on Plan/s): |
| Tenure: | Primary Local Government Area:  |
| Offset Delivery Plan Amendment: In accordance with sections 19(7), 19A(4)(b) and 20(2)(b) of the *Environmental Offset Act 2014* this Offset Delivery Plan is being submitted as part of an amendment to an agreed delivery arrangement for a proponent-driven offset (yes) 🞎 (no) 🞎 |

|  |
| --- |
| **Queensland Environmental Offset Act Offset Triggers** |
| *Activities prescribed for section 9(c)of the Act** a resource activity carried out under an environmental authority under the *Environmental Protection Act 1994* for which an amendment application, a site-specific application or a variation application was made
* a prescribed environmentally relevant activity under the *Environmental Protection Act 1994*
* the carrying out of works authorised under the *Marine Parks Act 2004* in a marine park
* an activity conducted under an authority granted, made, issued or given under the *Nature Conservation Act 1992,* section 34, 35, 38, 42AD or 42AE in a protected area
* taking a protected plant within the meaning of the *Nature Conservation Act 1992* under a protected plant clearing permit granted under the *Nature Conservation (Administration) Regulation 2006*
* development for which an environmental offset may be required under any of the following modules of the State development assessment provisions—

(a) module 4 (environmentally relevant activities);(b) module 5 (fisheries resources);(c) module 8 (native vegetation clearing);(d) module 10 (coastal protection);(e) module 11 (wetland protection and wild river areas)* development for which an environmental offset may be required under any of the following—

(a) a local planning instrument;(b) a State planning regulatory provision within the meaning of the *Sustainable Planning Act 2009*;(c) the State Planning Policy 2013, Part E: Interim development assessment requirements | *Matters prescribed for section 10(i) of the Act** Regulated Vegetation
* Connectivity Areas
* Wetlands and Watercourses
* Protected wildlife habitat
* Protected areas
* Designated precinct in a strategic environmental area
* Highly protected zones of State marine parks
* Fish habitat areas
* Waterway providing for fish passage
* Marine plants
* Legally secured offset areas
* Matter of Local Environmental Significance

Note: Please check all prescribed environmental matters being addressed by the offset delivery plan. |

## Part B – Offset Area Details

|  |
| --- |
| **Landowner Details** |
| Registered Owner/s on Title: |  |
| Real Property Description (Lot and Plan): |  |
| Lessee:(if applicable) |  | Trustee:(if applicable) |  |
| ABN/CAN:(if applicable) |  |
| Phone number: |  | Mobile Number:(if applicable) |  |
| Facsimile:(if applicable) |  | Primary contact person (if required): |  |
| Email: |  |
| Postal Address: |  |

Where the offset area contains multiple land\* parcels please complete the landowner’s details for each land parcel in a separate table. Additional Offset Area Details are attached 🞎

Explanatory Note: In accordance with the *Environmental Offset Act 2014* **land** includes water\*.

All *persons with a registered interest in the land* on which the environmental offset will be undertaken must be recorded in the table below.

|  |
| --- |
| **Registered Interest Details** |
| Lot and Plan\* | Type of Registered Interest | Registered interest holder’s name and contact details |
|  | *e.g owner, lessee, mining interest, tenure holder, authority holder* |  |
|  |  |  |
|  |  |  |
|  |  |  |

Note: A *person with an interest in the land* which is for the purposes of an offset delivery plan means:

* a person with a registered interest, under the *Land Act 1994* or the *Land Title Act 1994,* in the land area; or,
* if the land is subject to a lease, mining interest, geothermal tenure or GHG authority – the lessee, interest holder, tenure holder or authority holder;
* if the land in the area is forest entitlement area, State forest or timber reserve under the *Forestry Act 1959* or land prescribed under a regulation for the purpose of identifying a person with an interest in land– the chief executive of the department in which the *Forestry Act 1959* is administered.

A mining interest means a:

* mining claim, mineral development licence or mining lease granted under the Mineral Resources Act 1989; or
* petroleum lease granted under the Petroleum Act 1923 or the Petroleum and Gas (production and Safety) Act 2004.

Where no lot on plan information is available, please provide spatial information to identify the area of land\* the registered interest is over below.

If this section is not applicable, please check this box 🞎

**Mapping co-ordinates (UTM)**

|  |  |  |  |
| --- | --- | --- | --- |
| **Eastings** | **Northings** | **Zone reference** | **Datum** |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |

**Mapping co-ordinates (Geographic co-ordinates)**

|  |  |  |
| --- | --- | --- |
| **Latitude (decimal degrees)** | **Longitude (decimal degrees)** | **Datum** |
|  |  |  |
|  |  |  |
|  |  |  |

Details of persons with a registered interest in the land are attached 🞎

## Part C – Offset Type Details

A proponent may deliver an offset through the following offset delivery options:

* proponent-driven offset (i.e. standard land-based offset, and/or an offset using an advanced offset, and/or actions in a Direct Benefit Management Plan (DBMP));
* financial settlement offset; or
* a combination of proponent-driven offset and financial settlement offset.

Note: Identification of the type of offset delivery allows the administering agency to determine whether the plan is designed to benefit the full extent of impacted matters or whether a financial settlement offset or other proponent-driven offsets will also be used to counterbalance the impact of development.

1. **Offset Delivery**

The offset, the subject of this delivery plan, will be delivered using a:

* proponent-driven offset (Please specify how the proponent-driven offset will be delivered. You may deliver a proponent-driven offset by using one or more of the following offset delivery approaches):
* land-based offset;
* actions in a DBMP; and/or
* an advanced offset. Or,
* combination of a proponent-driven offset (identified above) and a financial settlement offset.

Note: Where the offset delivery proposes a combination of a proponent-driven offset and financial settlement offset, please submit [EOD4 – Environmental Offsets Delivery Form 4: Financial Settlement Details](http://www.qld.gov.au/environment/pollution/management/offsets/) with the Notice of Election.

Where a proponent is electing to deliver their entire offset obligation through a financial settlement offset payment, they do not need to complete an offset delivery plan.

Where the offset proposes other compensatory measures (e.g. research and education), these measures should not exceed 10% of the offset delivery plan, unless a greater benefit for the impacted matter can be demonstrated and has also been agreed to by the administering agency.

Only complete sections ii) and iii) below where the offset delivery includes actions in a Direct Benefit Management Plan (DBMP) and iv) where the offset delivery includes an advanced offset.

1. **Pre-Approved Direct Benefit Management Plan**

This section applies where the offset, the subject of this offset delivery plan, is being delivered by undertaking actions in a DBMP. The DBMP must have first been pre-approved by the Department of Environment and Heritage Protection (where concerning a matter of State environmental significance (MSES)) or the relevant local government (where concerning a matter of Local environmental significance (MLES)).

Approved DBMPattached 🞎

Note: The Department of Environment and Heritage Protection (EHP) can pre-approve a DBMP that addresses any accredited Matter of National Environmental Significance (MNES) or any Matter of State Environmental Significance (MSES). EHP will only approve a DBMP where the administering agency that is primarily responsible for the management of the MNES or MSES has also endorsed the DBMP. The relevant Local Government can pre-approve a DBMP where the plan addresses a Matter of Local Environmental Significance (MLES) or a MSES under its jurisdiction.

A DBMP checklist is available on the Department of Environment and Heritage Protection Website and can be accessed [here](http://www.qld.gov.au/environment/pollution/management/offsets/). (See Direct Benefit Management Plans – ‘Checklist’)

1. **Advanced offset**

This section applies where the offset, the subject of this offset delivery plan, is being delivered using an existing registered advanced offset, registered with the Department of Environment and Heritage Protection (where concerning a MSES) or the relevant local government (where concerning a MLES), please submit all relevant information for the existing registered advanced offset, including:

* original registration documentation containing baseline assessment of the advanced offset site and habitat quality assessment undertaken at the time of registering the advanced offset;
* details of any conservation outcome (e.g. improvements in habitat condition) achieved for the prescribed environmental matters contained on the advanced offset site from the date the advanced offset was recorded on the offsets register;
* how the advanced offset satisfies all requirements of the Act, Regulation and Policy.

Advanced offset details attached 🞎

# SECTION 2 – PROPORTIONATE OFFSET SIZE AND SCALE

The offset, the subject of this delivery plan, must be of a size and scale proportionate to the significant residual impacts on the *prescribed environmental matter(s)*.

1. **Description of the prescribed environmental matters impacted**

Please complete the following table identifying the *prescribed environmental matters* impacted and the extent of the significant residual impact on each of the *prescribed environmental matters*.

|  |
| --- |
| Impact Site Particulars: *(please insert lot and plan and / or map co-ordinates of impact site)* |
| 🞎 Marine or freshwater | 🞎 Terrestrial  |
| Impact Area (ha) |  | Habitat Quality Score\* |  |
| Local Government Area |  |
| Matter | Matter Group | Bioregion | Subregion | Area (ha) |
| e.g. RE 12.11.5 | e.g. regional ecosystem |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |

 \*Please see the *Guide to determining terrestrial habitat quality* available [here](http://www.ehp.qld.gov.au/assets/documents/pollution/management/offsets/habitat-quality-assessment-guide.pdf)

Impact Site Particulars are attached 🞎

Note: Particulars of the *prescribed environmental matters* contained on the impact site may be provided using the online impact site assessment tool available at [www.qld.gov.au](http://www.qld.gov.au) (search ‘environmental offsets’). The online assessment tool generates a report and a csv file, which can be accessed via email, containing the results of the site assessment.

CSV data results of matters contained on the impact site are attached 🞎

1. **Offset size and scale**

Please specify how the offset, the subject of this delivery plan, is of a size and scale proportionate to the significant residual impacts on the *prescribed environmental matters* identified in i) above.

Note: For example, you may wish to include the following detail:

* Evidence of a habitat quality analysis being undertaken to determine an appropriate offset ratio;
* Identification of co-location of matters, and how this was derived;
* Scientific or expert evidence from a suitably qualified person or organisation.

Where the offset, the subject of this offset delivery plan, is only partly delivered over land, please detail which *prescribed environmental matters* are contained on the offset site and which *prescribed environmental matters* will be offset through other actions (e.g. financial settlement offset).

Please consider whether all impacted *prescribed environmental matters*, to which the offset condition relates, are offset to a size and scale which is necessary to achieve a conservation outcome for the impacted matters.

Guidance on determining the size and scale of the offset is provided in section 2.1.2 of the Queensland Environmental Offset Policy.

Land-Based Offset

For all land-based offsets, please complete the following table identifying the *prescribed environmental matters* contained on the offset site.

|  |
| --- |
| Offset Site Particulars: *(please insert lot and plan and / or map co-ordinates of offset site)* |
| 🞎 Marine or freshwater | 🞎 Terrestrial  |
| Offset Area (ha) |  | Habitat Quality Score\* |  |
| LGA |  |
| Matter | Matter Group | Bioregion | Subregion | Area (ha) |
| e.g. RE 12.11.5 | e.g. regional ecosystem |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |

\*Please see the *Guide to determining terrestrial habitat quality* available [here](http://www.ehp.qld.gov.au/assets/documents/pollution/management/offsets/habitat-quality-assessment-guide.pdf)

Offset Site Particulars are attached 🞎

Note: Particulars of the *prescribed environmental matters* contained on the offset site may be provided using the online offset site assessment tool available at [www.qld.gov.au](http://www.qld.gov.au) (search ‘environmental offsets’). The online assessment tool generates a report and a csv file, which can be accessed via email, containing the results of the site assessment.

CSV data results of matters contained on the offset site are attached 🞎

Direct Benefit Management Plan

Please specify the *prescribed environmental matters* impacted, which will be offset through actions undertaken in the DBMP.

|  |
| --- |
|  |

DBMP particulars are attached 🞎

 Advanced Offset

Please specify the *prescribed environmental matters* impacted, which will be offset by using an advanced offset.

|  |
| --- |
|  |

Advanced Offset site particulars are attached 🞎

# SECTION 3 – ACHIEVING A CONSERVATION OUTCOME

A conservation outcome can be achieved by selecting, designing and managing an offset that maintains the viability of the impacted *prescribed environmental matter*. That is, to maintain the status quo of the matter as if the development and offset had not occurred. A conservation outcome may be achieved through a range of actions, which must be additional to those already occurring, funded or required (e.g. by law or a condition of authority) for the impacted *prescribed environmental matter.*

## Part A – Offset Site Particulars

1. **Detail of the offset land**

In relation to a land-based offset, please attach your completed [EOD3 - Environmental Offset Delivery Form 3: Offset Area Details](http://www.qld.gov.au/environment/pollution/management/offsets/) that provides the legal description and other relevant details relating to the land that is the subject of this delivery plan.

In relation to a DBMP offset, please attach details in relation to the offset land in which the DBMP actions will be undertaken (for example, the whole area subject to the DBMP or identified parts of the DBMP land).

In relation to an advanced offset, please attach relevant details of the *prescribed environmental matters* that the advanced offset has benefited and any condition gain achieved on the site.

Note: This allows the administering agency to identify which matters the plan is designed to benefit, and to compare this against the matters permitted to be impacted in the authority.

EOD3 – Environmental Offset Delivery Form 3: Offset Area Details is attached 🞎

DBMP details are attached 🞎

Advanced Offset details area attached 🞎

1. **Existing land use**

Please describe the existing land use of the land\* subject to this delivery plan and whether the land use could have any impact on the delivery of the offset.

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| --- |
|  |

Explanatory Note: In accordance with the *Environmental Offset Act 2014* land includes water\*.

Note: This allows the administering agency to consider whether the existing land use is in any way incompatible with achieving the offset objectives. For example, where there is a state resource, such as forestry or quarrying on the land, agreement of the appropriate State agency will be required to ensure the proposed offset is compatible with planned use and management of State-owned resources.

Existing land use details are attached 🞎

1. **Map of proposed offset site and management zones**

Please attach a map of the proposed offset site and related management zones (if relevant).

Note: Management zones are defined areas within the offset site that that will be subject to different management, for example, in order to manage a localised threat or habitat for a particular threatened species.

Map is attached 🞎

(Note: Please attach GPS shapefiles and/ or spatial files of both the offset site and management zones)

1. **Threatening processes**

Please identify the key threatening processes impacting the habitat quality of the offset site for each *prescribed environmental matter* that is subject to this offset delivery plan.

Please provide details in relation to each *prescribed environmental matter* present on the offset site, the management zone of each threatened matter and the details of each threat.

Note: This information will assist you to identify the necessary management actions required to achieve a conservation outcome for the impacted matter(s) to be offset on the site.

‘*Threatening Processes’* is defined under s.12 of the *Nature Conservation Act 1992* as:

*A* ***threatening process*** *is any process that is capable of—*

*(a) threatening the survival of any protected area, area of major interest, protected wildlife, community of native wildlife or native wildlife habitat; or*

*(b) affecting the capacity of any protected area, area of major interest, protected wildlife, community of native wildlife or native wildlife habitat to sustain natural processes.*

|  |
| --- |
|  |

Details of threatening processes are attached 🞎

1. **Conservation Outcome**

What is the intended conservation outcome for the offset, the subject of this offset delivery plan?

Please provide a statement which outlines the intended end-state of the offset.

Note: For example, if seeking to manage a site where weeds and pests were the primary threat to the ongoing viability of the matter:

*The offset, the subject of this delivery plan, will achieve a conservation outcome for the impacted matters by achieving a 2 point condition gain in habitat quality score over 70% of the offset site in 20 years. This will be achieved by managing the identified threatening processes, with specific focus on weed and pest eradication.*

Note: This information will assist the administering agency to identify the overall intended conservation outcome to be provided on the offset site.

|  |
| --- |
|  |

Conservation Outcome statement is attached 🞎

1. **Management actions**

Please detail the management actions you intend to undertake in each management zone to achieve the conservation outcome, outlined in item (v), for each *prescribed environmental matter* included on the offset site. As a minimum, management actions should address each of the threating processes identified in item (iv) of this plan.

Please provide the following details for each management action:

* + management zone;
	+ priority proposed management action(s) based on the year & management zone;
	+ method;
	+ timing (e.g. certain actions to occur in years 1-5, followed by actions undertaken in years 5-7);
	+ frequency of those actions (e.g. annual, bi-annual, quarterly);
	+ who will undertake it;
	+ indicative cost ($) of proposed management actions;
	+ evidence attached to support indicative costs;
	+ key performance criteria (e.g. to measure the efficacy of the management actions); and
	+ scientific evidence to support management actions where relevant.

Note: Where the offset will be a land-based offset, the management actions should be clearly linked to those attributes of the ‘habitat quality’ score that will be improved to achieve the conservation outcome. Where the offset includes actions in a DBMP these must be clearly referenced together with an indication of how the conservation outcome will be achieved relative to the scale of the impact on the prescribed matter.

The management actions should also be clearly linked to how the offset provides additionality. This means the plan should identify how the proposed actions are additional to any other benefits the land is receiving through any other requirements or authorities, or under requirements under another Act.

|  |
| --- |
|  |

Details of management actions are attached 🞎

1. **Priority Actions in a Direct Benefit Management Plan (DBMP)**

Where the offset, the subject of this delivery plan, includes undertaking actions in a DBMP, please specify how the selected priority actions from the DBMP are cost effective and in themselves can achieve a conservation outcome for the impact *prescribed environmental matter(s)*?

Note: For example, this may include demonstrating that substantial benefits will be achieved by providing landscape-scale benefits for the matter(s), or if the matter is localised, improved outcomes compared to a traditional land-based offset.

Please also specify how the priority actions selected from the DBMP are additional to existing activities (i.e. existing management practices and requirements) on the offset site.

|  |
| --- |
|  |

Note: For offsets that include actions in a DBMP, the plan needs to demonstrate that the selected actions from the DBMP are cost effective and in themselves can provide a conservation outcome for the impacted prescribed environmental matter relative to the impact on that matter. This may include demonstrating that substantial benefits will be achieved by providing land-scape scale benefits for the matter(s), or if the matter is localised, improved outcomes compared to a traditional land-based offset.

Details of priority actions are attached 🞎

## Part B – Risks to Offset Delivery

This delivery plan should effectively account for and manage the risks of the offset failing to achieve the conservation outcome for each impacted *prescribed environmental matter*. This includes any potential risks that will compromise delivery of the management actions specified in this plan.

1. **Risk Analysis**

Please attach a risk analysis which details the potential risks to delivering a successful conservation outcome through this offset delivery plan. At a minimum, the risk analysis should define the various risks, determine the extent of vulnerabilities and devise remedial actions should the risk eventuate. The risk analysis should effectively account for and manage the level of risk associated with each threat identified in section (iv) Threatening Processes and any other threats that may impact the management of maintaining the viability of each *prescribed environmental matter*.

An example of how to score the likelihood and consequences of each risk occurring is illustrated in Tables 1 and 2 below.

Risk analysis is attached 🞎

Note: There are some threats - like natural disasters - that are not easy to predict or manage. Where these events may be likely to occur, the risk analysis should include a range of general strategies to address restoration of the site after a natural disaster.

**Table 1 - Likelihood of risk occurring**

|  |  |  |
| --- | --- | --- |
| **Likelihood**  | **Qualitative description** | **Quantitative description**  |
| **Almost Certain**  | The event is expected to occur in most circumstances  | May occur once a month or more frequently  |
| **Likely**  | The event will probably occur in many circumstances  | May occur once every year  |
| **Possible**  | Identified factors indicate the event could occur at some time  | May occur once every 2 or 3 years  |
| **Unlikely**  | The event could occur at some time but is not expected  | May occur once every 5 years  |
| **Rare**  | The event may occur only in exceptional circumstances  | May occur once every 10 years  |

**Table 2 - Qualitative Risk Analysis Matrix**

|  |  |  |
| --- | --- | --- |
| **RATING** | **CONSEQUENCES** | **LIKELIHOOD** |
| **Rare - 1** | **Unlikely - 2** | **Possible - 3** | **Likely - 4** | **Almost certain - 5** |
| 5 | **Severe -** Permanent and/or very long term damage to areas of significant value, e.g. permanent loss of vegetation through pest invasion. | H | H | E | E | E |
| 4 | **Major -** Significant and/or long term damage to areas of high value, e.g. significant loss of vegetation through pest invasion. | M | M | H | H | E |
| 3 | **Moderate -** Moderate or medium term damage to areas of value, e.g. moderate loss of vegetation through pest invasion. | M | M | M | H | H |
| 2 | **Minor -** Minor and/or short term damage to areas of low value, e.g. minor loss of vegetation through pest invasion. | L | M | M | M | H |
| 1 | **Insignificant -** Insignificant or very short term damage to areas of very low or negligible value, e.g. insignificant loss of vegetation through pest invasion. | L | L | L | M | M |

|  |  |  |  |
| --- | --- | --- | --- |
| Low Risk (L) | Moderate Risk (M) | High Risk (H) | Extreme Risk (H) |
| Requires routine action | Requires moderate action< 1 Month | Requires priority action < 2 Weeks | Requires immediate action< 1 Week |

## Part C – Monitoring and Reporting

In order to identify whether or not an offset site is successfully being managed to maintain the viability of each matter, the delivery plan needs to include a program of monitoring and a reporting program to the administrating agency on the performance against the stated outcomes and objectives included in Section 3, Part A, (v) Conservation Outcomes. Where there are multiple matters on the offset site the monitoring needs to be designed in a way that enables reporting on the conservation outcomes for all of the matters subject to the offset delivery plan.

The actions listed below provide examples of monitoring and reporting activities that will assist in demonstrating the success of a delivery plan.

1. **Types of monitoring actions**

Please select the types of monitoring actions that will be undertaken and reported on to the administering authority in accordance with the prescribed ‘schedule of proposed monitoring actions’.

* Habitat quality monitoring report (Mandatory for all land-based offsets) 🞎

Note: for further information on habitat quality, please refer to the habitat quality guide found on the Queensland Government website, which can be accessed [here](http://www.ehp.qld.gov.au/assets/documents/pollution/management/offsets/habitat-quality-assessment-guide.pdf)

* Baseline monitoring reports (e.g. species, water quality, soil etc.) 🞎
* Visual monitoring (e.g. GPS shapefiles of monitoring sites) and record keeping 🞎
* Water quality testing 🞎
* Photo monitoring 🞎
* Flora quadrants 🞎
* Flora/Fauna monitoring 🞎
* Other monitoring requested and/or approved by the administering agency 🞎

If other monitoring has been requested and / or approved by the administering agency, please detail the reporting requirements in the space provided below.

Other monitoring will be provided as follows:

|  |
| --- |
|  |

Monitoring actions area attached 🞎

1. **Schedule of proposed monitoring actions**

Please provide details below (or attach details) of the proposed schedule of monitoring actions for the life of the offset. The purpose of the schedule is to evaluate whether the proposed management actions are succeeding. The schedule should have regard to the existing status if the offset site, using it as a benchmark to measure the success of the proposed management actions to achieve a conservation outcome for the site.

The schedule of monitoring action should include:

* Monitoring timeframe (from beginning to end);
* Management zone(s);
* Proposed management action(s);
* Monitoring frequency (e.g. annual, biennial);
* Reporting frequency;
* Proposed reporting date; and
* Any other documents or relevant information.

|  |
| --- |
|  |

Proposed schedule of monitoring actions are attached 🞎

# SECTION 4 – LEGALLY SECURED OFFSET AREA DETAILS

Legal security is generally required for offset sites to enable the protection and management of the *prescribed environmental matter* on the offset site. Where legal security is required, offsets must be legally secured for the duration of the impact on the *prescribed environmental matter*.

Note: There may not be a requirement for legally securing DBMP offsets. For example, where agreements have been made with landholders to undertake EHP approved DBMP activities such as feral animal eradication or conservation activities for mobile animals on their land for specified periods

1. **Legally security to be obtained**

|  |
| --- |
| **Legally Binding Mechanism**  |
| *Type of mechanism proposed* |
| Voluntary Declaration (*Vegetation Management Act 1999*) | 🞎 | Covenant (*Land Act 1994 / Land Title Act 1994*) | 🞎 |
| Protected Area\* (*Nature Conservation Act 1999*) | 🞎 | Environmental Offset Protection Area (*Environmental Offset Act 2014*) | 🞎 |
| Declared fish habitat area (*Fisheries Act 1994*) | 🞎 | Highly protected area of a marine park (*Marine Parks Act 2004*) | 🞎 |
| Other (please specify) | 🞎 | Nil (e.g. DBMP) | 🞎 |

\* Note: A protected area cannot be a legally secured offset area unless it was declared after the offset condition has been imposed.

Please attach the following information in relation to the legal security mechanism selected:

* Details of land\* which the legal security mechanism is to be placed over;
* Evidence of the relevant agency’s in-principle support for the proposed mechanism;
* The timeframe proposed for obtaining legal security after the agreed delivery arrangement has been entered into and an explanation why this timeframe is suitable;
* Explanation as to why that type of legally binding mechanism has been selected, and how the stated measures are reasonable and practical;
* If the legal security mechanism is a protected area, provide evidence that the area will be declared after the offset condition is imposed;
* Where the offset is already a legally secured offset for another purpose, please provide details of the legal security; or
* Where no legal security is proposed, provide evidence that legal security is not required or consider reasonable or practical.

Explanatory Note: In accordance with the *Environmental Offset Act 2014* **land** includes water\*.

All relevant legally security details have been attached 🞎

In order to demonstrate that the stated legal security measures are reasonable and practical it is recommended that evidence of preliminary approval for the use of the proposed legal security measure has been provided from *persons with an interest in the land*.

Preliminary approval from *persons with an interest* *in the land* to legally secure the offset area through the legally binding mechanism indicated above has been attached 🞎

Note: Consent from all relevant parties is required prior to declaring all legally secured offset areas. Where no lot on plan information is available in relation to *persons with an interest in the land*, please provide spatial information to identify the area of land the registered interest is over.

# SECTION 5 – SIGNATORIES AND DECLARATION

## Part A – Signatories

The authority holder, any owner of the land, and the proponent (if different from the landowner), on which the offset will be undertaken, must sign and date this section.

By signing this form you are accepting the responsibility for the delivery of the proposed offset should it be deemed acceptable in meeting the offset obligation by the administering agency.

1. **Landowners**

All *owners* of each parcel of land proposed to be included as part of the offset delivery plan must sign and date this section.

Statement

I/We

* agree to the offset being undertaken over my/our land identified in Section 1, Part B, of this offset delivery plan in the manner outlined in this offset delivery plan;
* request the approval of this offset delivery plan under the *Environmental Offsets Act 2014*;
* consent to the collection and use of the personal information in this form for the purposes of assessing this offset delivery plan made under the *Environmental Offsets Act 2014*;
* solemnly and sincerely declare that the information provided is true and correct to the best of my knowledge and I make this solemn declaration conscientiously believing the same to be true; and
* understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.

|  |  |
| --- | --- |
| Lot and Plan |  |
| Owner |  |
| Signature of owner |  | Date signed |  |

|  |  |
| --- | --- |
| Lot and Plan |  |
| Owner |  |
| Signature of owner |  | Date signed |  |

|  |  |
| --- | --- |
| Lot and Plan |  |
| Owner |  |
| Signature of owner |  | Date signed |  |

Additional details of landowners have been attached 🞎

1. **Proponent**

The proponent (if different from the landowner) who is delivering the offset the subject of this offset delivery plan must sign and date this section.

Statement

I/We

* request the approval of this offset delivery plan under the *Environmental Offsets Act 2014*;
* consent to the collection and use of the personal information in this form for the purposes of assessing this offset delivery plan made under the *Environmental Offsets Act 2014*;
* solemnly and sincerely declare that the information provided is true and correct to the best of my knowledge and I make this solemn declaration conscientiously believing the same to be true; and
* understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.

|  |  |
| --- | --- |
| Full Name |  |
| Address |  |
| Phone |  |
| Email |  |
| Signature of Proponent |  | Date signed |  |

## Part B – Applicant Declaration

Note: If you deliberately provide false information in this application you may be liable for prosecution under the relevant Acts or Regulations.

* I do solemnly and sincerely declare that the information provided is true and correct to the best of my knowledge and I make this solemn declaration conscientiously believing the same to be true.
* I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.
* I confirm that the offset delivery plan provides benefits in relation to the prescribed environmental matters located on the offset site that are additional to any other benefit provided under a requirement of an Act, or agreed to under other schemes or programs and are also additional to the conditions of the approval associated with the prescribed activity held by the authority holder.

|  |  |
| --- | --- |
| Full Name |  |
| Address |  |
| Phone |  |
| Email |  |
| Signature of Applicant |  | Date signed |  |