

**IMPROVEMENT PLAN NO. **

*ANKETELL STRATEGIC INDUSTRIAL AREA*

**WESTERN AUSTRALIAN PLANNING COMMISSION**

**September 2014**

## IMPROVEMENT PLAN NO. [REDACTED]

### ANKETELL STRATEGIC INDUSTRIAL AREA

#### Introduction

1. Under section 119 of the *Planning and Development Act 2005*, the Western Australian Planning Commission (WAPC) is authorised to certify and recommend to the Minister for Planning that an Improvement Plan should be prepared for the purposes of advancing the planning, development and use of any land within the State of Western Australia.
2. The Improvement Plan provisions of the *Planning and Development Act 2005* provides for the WAPC, with the approval of the Governor, to:
  - Plan, replan, design, redesign, consolidate, re-subdivide, clear, develop, reconstruct or rehabilitate land held by the State under the Act or enter into agreement with any owner of land not held by it within the Improvement Plan area;
  - Provide for the land to be used for such purposes as may be appropriate or necessary;
  - Make necessary changes to land acquired or held by it under the act;
  - Manage the tenure of ownership of the land or any improvements to that land held by it under the act or enter into agreement with other owners of land within the Improvement Plan area for the same purposes;
  - Enter into agreement for the purchase, surrender, exchange, vesting, allocation or other disposal of land, including the adjustment of boundaries;
  - Recover costs in implementing the agreement with any owner of land within the Improvement Plan area; and
  - Do any act, matter or thing for the purposes of carrying out any agreement entered into with other land owners; and
3. Improvement Plan No. [REDACTED] is prepared under section 119 of the *Planning and Development Act 2005* to advance planning for the Anketell Strategic Industrial Area, conferring on the WAPC the authority to undertake the necessary tasks to plan for and progress the project on behalf of the Western Australian State Government.
4. The Anketell Strategic Industrial Area is that land outside the area of the proposed Anketell Port that comprises land necessary for infrastructure, industrial activity and buffer associated with port and resource processing activity.

#### Background

5. In 2010, the State Government announced an initiative to create a deepwater port for the Pilbara at Anketell. A multi-user port is intended to export a range of commodities, predominantly hematite and magnetite ores. The export capacity of the port is expected to be at least 350 Mtpa.
6. In association with the port, industrial areas are intended to accommodate downstream resource processing industries, thereby adding value to export

commodities, generating employment opportunities and providing associated economic benefits, including opportunities for Traditional Owners. General industrial activity is also intended to support the development of the port, transport and mining operations. Industrial areas are to be positioned to enable efficient access to transport infrastructure (such as road, rail and conveyors) and utility services (including power, water and communications).

7. The Department of State Development is the lead agency for the various approval processes for the port and industrial areas, with LandCorp managing the planning work needed to facilitate the subsequent subdivision and development of industrial land. Construction of the port and the provision of associated infrastructure is reliant on funding by builders and users of the port. Similarly, development of industrial areas will be instigated by proponents.
8. During the land acquisition phase of the Anketell Port and Strategic Industrial Area Project, the State was required to negotiate with the Ngarluma people who were awarded native title rights and interests. As provided for by section 31 of the Native Title Act 1993 (Cth), a deed for the compulsory acquisition of native title rights and interests was agreed for the first stage requirements of the industrial lands. In addition an Indigenous Land Use Agreement (ILUA) was entered into which, inter alia, provides for LandCorp as the Industrial Area Manager and the Ngarluma Aboriginal Corporation to have an ongoing relationship, particularly in respect to the heavy industrial lands.
9. The Anketell Port and Strategic Industrial Area Project is subject to future agreements between the State and proponents that address the provision of infrastructure as well as terms of access to land and infrastructure. As such, it is important for the Anketell Port and Strategic Industrial Area Project to be subject to State jurisdiction. The port area and associated infrastructure corridor is to be governed by the provisions of the *Port Authorities Act 1999* with industrial and industrial protection areas subject to an Improvement Scheme under the *Planning and Development Act 2005*. These arrangements enable the State to effectively manage the investment agreements and the necessary approvals with proponents.
10. The Improvement Scheme has been prepared following consultation with the City of Karratha.

## **Purpose**

11. The purpose of Improvement Plan No.   is to:
  - a. enable the WAPC to undertake all necessary steps to advance the planning and development of the Anketell Strategic Industrial Area as provided for under Part 8 of the *Planning and Development Act 2005*;
  - b. establish the strategic planning and development intent for the Anketell Strategic Industrial Area;
  - c. provide for a strategic planning framework endorsed by the WAPC, Minister for Planning and the Governor;
  - d. authorise the preparation of an Improvement Scheme for the Anketell Strategic Industrial Area; and

- e. provide the objectives of the Improvement Scheme.

### **Improvement Scheme**

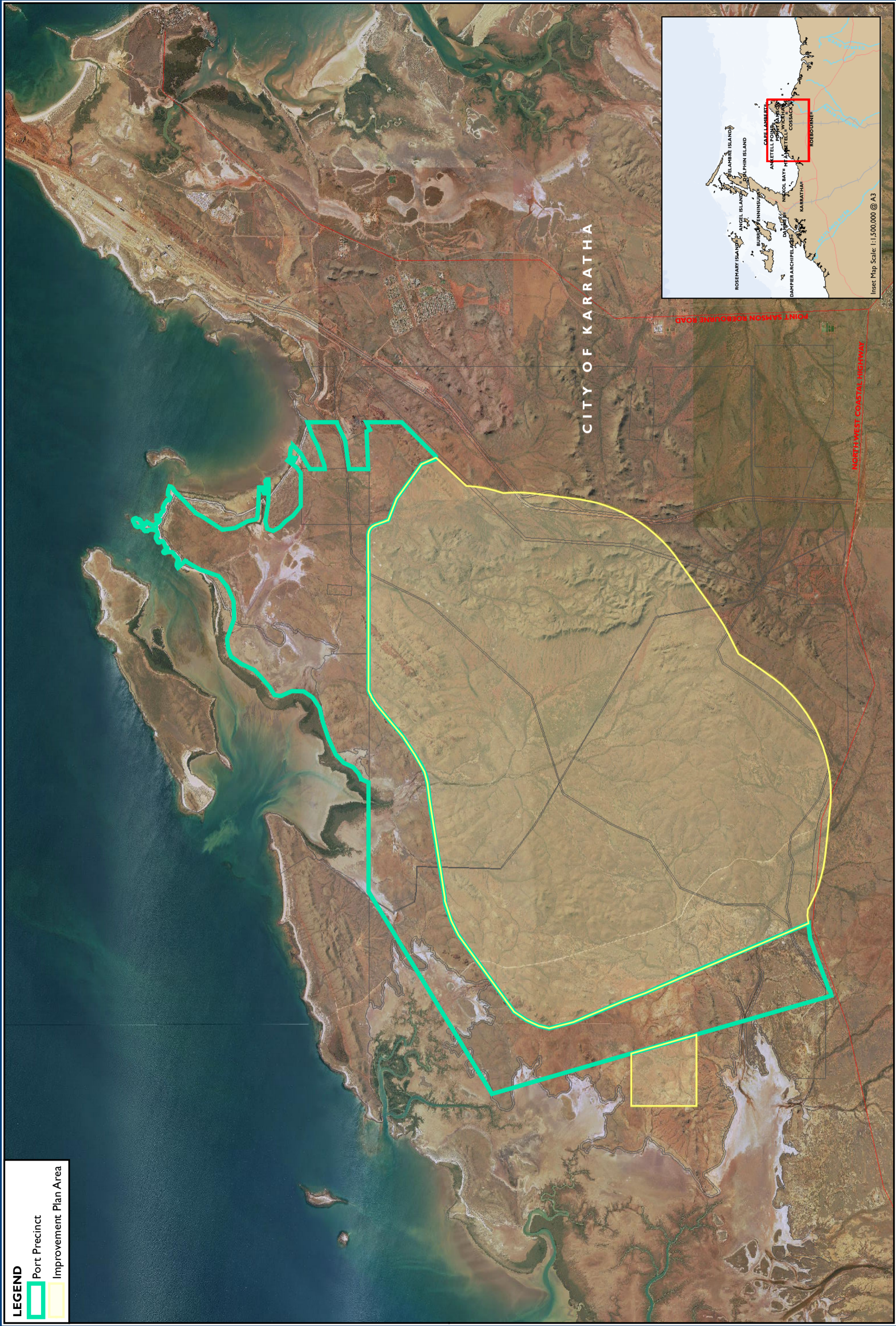
- 12. Section 122A of the *Planning and Development Act 2005* enables the WAPC to introduce an Improvement Scheme in areas where an Improvement Plan is in place. Where applied, the provisions of an Improvement Scheme will prevail over the applicable local planning scheme.
- 13. This Improvement Plan authorises the making of an Improvement Scheme, by resolution of the WAPC and approval of the Minister for Planning.
- 14. The Improvement Scheme made under this Improvement Plan will be informed by the following objectives:
  - a. To establish industrial development areas that enable the establishment of resource processing industries and associated supporting activity.
  - b. To provide industrial development areas that:
    - are ready for subdivision and development;
    - are sufficiently flexible to accommodate the varying needs of future proponents;
    - achieve beneficial economic, environmental and community outcomes by encouraging synergic interactions between business activities consistent with the principles of industrial ecology;
    - are protected from the encroachment of incompatible uses;
    - incorporate environmental management arrangements that minimise impact on the natural environment; and
    - respect sites of heritage significance.

### **Improvement Plan Area**

- 15. Improvement Plan No. [REDACTED] incorporates the subject area depicted on the attached Department of Planning Plan No. [REDACTED]. The area is approximately 8,000 hectares.

### **Affected Local Governments**

- 16. The City of Karratha will be affected by Improvement Plan No. [REDACTED].



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**PLAN NUMBER:**