



# Licence

## *Environmental Protection Act 1986, Part V*

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**Licensee:**           **Hanson Construction Materials Pty Ltd**

**Licence:**           **L8551/2011/1**

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**Registered office:**   Level 10, 35 Clarence Street  
                              SYDNEY NSW 2000

**ACN:**                009 679 734

**Premises address:**   Paganoni Road Sand Quarry  
                              157 Paganoni Road  
                              KARNUP WA 6176  
                              Being Lot 500 on Diagram 72179, as depicted in Schedule 1.

**Issue date:**           Tuesday, 11 August 2011

**Commencement date:** Tuesday, 11 August 2011

**Expiry date:**           Wednesday, 24 June 2020

**Prescribed premises category**

Schedule 1 of the *Environmental Protection Regulations 1987*

Category number	Category description	Category production or design capacity	Approved Premises production or design capacity
12	Screening, etc. of material: premises (other than premises within category 5 or 8) on which material extracted from the ground is screened, washed, crushed, ground, milled, sized or otherwise separated.	50,000 tonnes or more per year	410,000 tonnes per annual period

**Conditions**

This Licence is subject to the conditions set out in the attached pages.

Date signed: 12 May 2016

.....  
Tim Gentle

Manager – Licensing – Industry Regulation (Resource Industries)  
Officer delegated under section 20  
of the *Environmental Protection Act 1986*



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## Introduction

This Introduction is not part of the Licence conditions.

### DER's industry licensing role

The Department of Environment Regulation (DER) is a government department for the state of Western Australia in the portfolio of the Minister for Environment. DER's purpose is to advise on and implement strategies for a healthy environment for the benefit of all current and future Western Australians.

DER has responsibilities under Part V of the *Environmental Protection Act 1986* (the Act) for the licensing of prescribed premises. Through this process DER regulates to prevent, control and abate pollution and environmental harm to conserve and protect the environment. DER also monitor and audit compliance with works approvals and licence conditions, takes enforcement action as appropriate and develop and implement licensing and industry regulation policy.

### Licence requirements

This Licence is issued under Part V of the Act. Conditions contained within the Licence relate to the prevention, reduction or control of emissions and discharges to the environment and to the monitoring and reporting of them.

Where other statutory instruments impose obligations on the Premises/Licensee the intention is not to replicate them in the licence conditions. You should therefore ensure that you are aware of all your statutory obligations under the Act and any other statutory instrument. Legislation can be accessed through the State Law Publisher website using the following link:  
<http://www.slp.wa.gov.au/legislation/statutes.nsf/default.html>

For your Premises relevant statutory instruments include but are not limited to obligations under the:

- *Environmental Protection (Unauthorised Discharges) Regulations 2004* – these Regulations make it an offence to discharge certain materials such as contaminated stormwater into the environment other than in the circumstances set out in the Regulations.
- *Environmental Protection (Controlled Waste) Regulations 2004* - these Regulations place obligations on you if you produce, accept, transport or dispose of controlled waste.
- *Environmental Protection (Noise) Regulations 1997* – these Regulations require noise emissions from the Premises to comply with the assigned noise levels set out in the Regulations.

You must comply with your licence. Non-compliance with your licence is an offence and strict penalties exist for those who do not comply.

Licence holders are also reminded of the requirements of section 53 of the Act which places restrictions on making certain changes to prescribed premises unless the changes are in accordance with a works approval, licence, closure notice or environmental protection notice.



### Licence fees

If you have a licence that is issued for more than one year, you are required to pay an annual licence fee prior to the anniversary date of issue of your licence. Non-payment of annual licence fees will result in your licence ceasing to have effect meaning that it will no longer be valid and you will need to apply for a new licence for your Premises.

### Ministerial conditions

If your Premises has been assessed under Part IV of the Act you may have had conditions imposed by the Minister for Environment. You are required to comply with any conditions imposed by the Minister.

### Premises description and Licence summary

The premises is a small-to-medium scale, yellow sand quarry located near Mandurah, approximately 53 km south of Perth. It has been active since 2010, supplying sand for the concrete products industries.

Operations at the quarry involve the extraction of up to 410,000 tonnes per year of yellow sand, which is dry screened using a mobile screening unit and stockpiled on site, prior to dispatch. The estimated quarry reserve is in the order of 2 – 3 years, upon which the land will be rezoned and developed for housing under the Metropolitan Region Scheme. The principle emissions from operations are noise and fugitive dust, and the potential for contamination of stormwater. There are numerous receptors within proximity to the quarry, the majority being located east of the premises boundary. Paganoni Rd is considered a primary road, linking Mandurah Rd to the Kwinana Fwy.

This Licence is being transferred to Hanson Construction Materials Pty Ltd, who acquired the Rocla Quarry Products business in January 2016.

The licences and works approvals issued for the Premises since 2010 are:

Instrument log		
Instrument	Issued	Description
L6768/1997/8		
W4721/2010/1	24/03/2011	Works approval to expand operations into Lot 500.
L8551/2011/1	11/08/2011	New licence to replace a mobile plant licence.
L8551/2011/1	31/05/2012	Licence amendment to new format.
L8551/2011/1	12/05/2016	Licence transferred to Hanson Construction Materials Pty Ltd. Issued for 4 years to align with planning approval. Lot 11 removed from premises description.

### Severance

It is the intent of these Licence conditions that they shall operate so that, if a condition or a part of a condition is beyond the power of this Licence to impose, or is otherwise *ultra vires* or invalid, that condition or part of a condition shall be severed and the remainder of these conditions shall nevertheless be valid to the extent that they are within the power of this Licence to impose and are not otherwise *ultra vires* or invalid.

## END OF INTRODUCTION



# Licence conditions

## 1 General

### 1.1 Interpretation

1.1.1 In the Licence, definitions from the *Environmental Protection Act 1986* apply unless the contrary intention appears.

1.1.2 For the purposes of this Licence, unless the contrary intention appears:

‘**Act**’ means the *Environmental Protection Act 1986*;

‘**annual period**’ means the inclusive period from 1 August until 31 July in the following year;

‘**CEO**’ means Chief Executive Officer of the Department of Environment Regulation;

‘**CEO**’ for the purpose of correspondence means;

Chief Executive Officer  
Department administering the Environmental Protection Act 1986  
Locked Bag 33  
CLOISTERS SQUARE WA 6850  
Email: [info@der.wa.gov.au](mailto:info@der.wa.gov.au);

‘**Licence**’ means this Licence numbered L8551/2011/1 and issued under the Act;

‘**Licensee**’ means the person or organisation named as Licensee on page 1 of the Licence;

‘**Premises**’ means the area defined in the Premises Map in Schedule 1 and listed as the Premises address on page 1 of the Licence;

‘**Schedule 1**’ means Schedule 1 of this Licence unless otherwise stated; and

‘**Schedule 2**’ means Schedule 2 of this Licence unless otherwise stated.

## 2 Information

### 2.1 Records

2.1.1 All information and records required by the Licence shall:

- (a) be legible;
- (b) if amended, be amended in such a way that the original and subsequent amendments remain legible or are capable of retrieval;
- (c) except for records listed in 2.1.1(d) be retained for at least 6 years from the date the records were made or until the expiry of the Licence or any subsequent licence; and
- (d) for those following records, be retained until the expiry of the Licence and any subsequent licence:
  - (i) off-site environmental effects; or
  - (ii) matters which affect the condition of the land or waters.

2.1.2 The Licensee shall complete an Annual Audit Compliance Report indicating the extent to which the Licensee has complied with the conditions of the Licence, and any previous licence issued under Part V of the Act for the Premises for the previous annual period.



- 2.1.3 The Licensee shall implement a complaints management system that as a minimum records the number and details of complaints received concerning the environmental impact of the activities undertaken at the Premises and any action taken in response to the complaint.

## 2.2 Reporting

- 2.2.1 The Licensee shall submit to the CEO an Annual Environmental Report by 28 August in each year. The report shall contain the information listed in Table 2.2.1 in the format or form specified in that table.

Table 2.2.1: Annual Environmental Report		
Condition or table	Parameter	Format or form <sup>1</sup>
-	Summary of any failure or malfunction of any pollution control equipment or any incidents that have occurred during the annual period and any action taken	None specified
2.1.2	Compliance	AACR
2.1.3	Complaints summary	None specified
-	Total amount of material screened (tonnes) during the annual period	





## Schedule 1: Maps

### Premises map

The Premises is shown in the map below. The red line depicts the Premises boundary.





## Schedule 2: Reporting & notification forms

These forms are provided for the proponent to report monitoring and other data required by the Licence. They can be requested in an electronic format.

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### ANNUAL AUDIT COMPLIANCE REPORT PROFORMA

#### SECTION A

##### LICENCE DETAILS

Licence Number:	Licence File Number:
Company Name:	ABN:
Trading as:	
Reporting period: _____ to _____	

##### STATEMENT OF COMPLIANCE WITH LICENCE CONDITIONS

1. Were all conditions of the Licence complied with within the reporting period? (please tick the appropriate box)

Yes ☐ Please proceed to Section C

No ☐ Please proceed to Section B

Each page must be initialled by the person(s) who signs Section C of this Annual Audit Compliance Report (AACR).

Initial:





## SECTION B

### DETAILS OF NON-COMPLIANCE WITH LICENCE CONDITION.

Please use a separate page for each Licence condition that was not complied with.

a) Licence condition not complied with:	
b) Date(s) when the non compliance occurred, if applicable:	
c) Was this non compliance reported to DER?:	
<input type="checkbox"/> Yes <input type="checkbox"/> Reported to DER verbally Date _____ <input type="checkbox"/> Reported to DER in writing Date _____	<input type="checkbox"/> No
d) Has DER taken, or finalised any action in relation to the non compliance?:	
e) Summary of particulars of the non compliance, and what was the environmental impact:	
f) If relevant, the precise location where the non compliance occurred (attach map or diagram):	
g) Cause of non compliance:	
h) Action taken, or that will be taken to mitigate any adverse effects of the non compliance:	
i) Action taken or that will be taken to prevent recurrence of the non compliance:	

Each page must be initialled by the person(s) who signs Section C of this AACR

Initial:





## SECTION C

### SIGNATURE AND CERTIFICATION

This Annual Audit Compliance Report (AACR) must only be signed by a person(s) with legal authority to sign it. The ways in which the AACR must be signed and certified, and the people who may sign the statement, are set out below.

Please tick the box next to the category that describes how this AACR is being signed. If you are uncertain about who is entitled to sign or which category to tick, please contact the licensing officer for your premises.

If the licence holder is		The Annual Audit Compliance Report must be signed and certified:
An individual	<input type="checkbox"/> <input type="checkbox"/>	by the individual licence holder, or by a person approved in writing by the Chief Executive Officer of the Department of Environment Regulation to sign on the licensee's behalf.
A firm or other unincorporated company	<input type="checkbox"/> <input type="checkbox"/>	by the principal executive officer of the licensee; or by a person with authority to sign on the licensee's behalf who is approved in writing by the Chief Executive Officer of the Department of Environment Regulation.
A corporation	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	by affixing the common seal of the licensee in accordance with the <i>Corporations Act 2001</i> ; or by two directors of the licensee; or by a director and a company secretary of the licensee, or if the licensee is a proprietary company that has a sole director who is also the sole company secretary – by that director, or by the principal executive officer of the licensee; or by a person with authority to sign on the licensee's behalf who is approved in writing by the Chief Executive Officer of the Department of Environment Regulation.
A public authority (other than a local government)	<input type="checkbox"/> <input type="checkbox"/>	by the principal executive officer of the licensee; or by a person with authority to sign on the licensee's behalf who is approved in writing by the Chief Executive Officer of the Department of Environment Regulation.
a local government	<input type="checkbox"/> <input type="checkbox"/>	by the chief executive officer of the licensee; or by affixing the seal of the local government.

It is an offence under section 112 of the *Environmental Protection Act 1986* for a person to give information on this form that to their knowledge is false or misleading in a material particular. There is a maximum penalty of \$50,000 for an individual or body corporate.

I/We declare that the information in this annual audit compliance report is correct and not false or misleading in a material particular.

SIGNATURE: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

NAME:  
(printed) \_\_\_\_\_

NAME:  
(printed) \_\_\_\_\_

POSITION: \_\_\_\_\_

POSITION: \_\_\_\_\_

DATE: \_\_\_\_/\_\_\_\_/\_\_\_\_

DATE: \_\_\_\_/\_\_\_\_/\_\_\_\_

SEAL (if signing under seal)



## ***Environmental Protection Act 1986, Part V***

**Licence: L8551/2011/1**

**Expiry date:** Wednesday, 24 June 2020

Based on the assessment detailed in this document the Department of Environment Regulation (DER), has decided to issue an amended licence. DER considers that in reaching this decision, it has taken into account all relevant considerations and that the Licence and its conditions will ensure that an appropriate level of environmental protection is provided.

Decision Document authorised by: Tim Gentle  
Delegated Officer



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## 1 Purpose of this Document

This decision document explains how DER has assessed and determined the application and provides a record of DER's decision-making process and how relevant factors have been taken into account. Stakeholders should note that this document is limited to DER's assessment and decision making under Part V of the *Environmental Protection Act 1986*. Other approvals may be required for the proposal, and it is the proponent's responsibility to ensure they have all relevant approvals for their Premises.

## 2 Administrative summary

Administrative details		
Application type	Works Approval <input type="checkbox"/> New Licence <input type="checkbox"/> Licence amendment <input checked="" type="checkbox"/> Works Approval amendment <input type="checkbox"/>	
Activities that cause the premises to become prescribed premises	<b>Category number(s)</b> 12: Screening, etc. of material	<b>Assessed design capacity</b> 410,000 tonnes per annual period
Application verified	Date: N/A	
Application fee paid	Date: N/A	
Works Approval has been complied with	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>	
Compliance Certificate received	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>	
Commercial-in-confidence claim	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Commercial-in-confidence claim outcome		
Is the proposal a Major Resource Project?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Was the proposal referred to the Environmental Protection Authority (EPA) under Part IV of the <i>Environmental Protection Act 1986</i> ?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Referral decision No: Managed under Part V <input type="checkbox"/> Assessed under Part IV <input type="checkbox"/>
Is the proposal subject to Ministerial Conditions?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Ministerial statement No: EPA Report No:
Does the proposal involve a discharge of waste into a designated area (as defined in section 57 of the <i>Environmental Protection Act 1986</i> )?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Department of Water consulted Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Is the Premises within an Environmental Protection Policy (EPP) Area	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Is the Premises subject to any EPP requirements?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	



### 3 Executive summary of proposal and assessment

This assessment sets out DER's decision making in relation to an amendment to Licence L8551/2011/1, issued to Rocla Pty Ltd (Rocla) under Part V of the *Environmental Protection Act 1986* for the Paganoni Rd Sand Quarry. The amendment relates to a transfer of the licence to Hanson Construction Materials Pty Ltd (Hanson), who acquired the Rocla Quarry Products business in January 2016.

The premises is a yellow sand quarry located near Mandurah, approximately 53 km south of Perth. Rocla has been quarrying sand from this site since 2010, from Lot 500 and the neighbouring Lot 11. The sand resource had previously been excavated from Lot 11 by the landowner during the early 2000s, which has since been exhausted by Rocla. As such, Lot 11 has not been included in this transfer application.

Lot 500 is located in an expanding area of residential and rural properties, including properties with hobby farms, orchards, horticulture and livestock paddocks. There are numerous residential properties located within 500 m – 1 km to the east of the premises boundary. A natural vegetative buffer on the eastern boundary of Lot 11 provides some protection to these residents. Paganoni Rd is considered a primary road, linking Mandurah Rd to the Kwinana Fwy (6,000 – 8,000 vehicles per day).

Existing operations involve the extraction of up to 410,000 m<sup>3</sup> of sand per year. A mobile screening unit is used to dry screen sand product, which is stockpiled on site prior to dispatch. The resource in 2010 was estimated to be 2.7 million tonnes of sand product, to be mined over a 7 – 8 year period. Lot 500 (in addition to Lot 11) has been identified by the City of Rockingham and the Department of Planning for future urban use. As such, the extraction of the sand resource is considered a temporary land use prior to the land being rezoned to urban under the Metropolitan Region Scheme.

The principal emissions and discharges associated with the screening operations are fugitive dust and noise emissions. Hours of operation are restricted to 7:00 AM – 7:00 PM Monday to Saturday through planning consent issued by the City of Rockingham. The planning consent also requires the implementation of noise and dust management plans, which includes maintaining adequate buffers to sensitive receptors (nominally 150 m). Operation noise is largely masked by a high level of ambient noise (attributed to Paganoni Rd/ Mandurah Rd/ Kwinana Fwy) and is barely audible at nearby receptors. Hanson is aware of its obligation to comply with the *Environmental Protection (Noise) Regulations 1997* and the general provisions of the Act during operations.

There has been no known complaints recorded as result of screening operations during Rocla's tenure at this site. DER is therefore satisfied the site can continue be managed in a manner that minimises impacts to the environment and nearby receptors for the remaining 2 – 3 years of operations, and that additional conditions are not warranted at this stage.





## 4 Decision table

All applications are assessed in line with the *Environmental Protection Act 1986*, the *Environmental Protection Regulations 1987*, DEC's Policy Statement - Limits and targets for prescribed premises (2006), and DER's Operational Procedure on Assessing Emissions and Discharges from Prescribed Premises. Where other references have been used in making the decision they are detailed in the decision document.

DECISION TABLE			
Licence section	Condition number	Justification (including risk description & decision methodology where relevant)	Reference documents
General conditions	No conditions	<p><b>Normal operation</b> There are no specified general conditions for normal operating conditions.</p> <p><b>Abnormal operation</b> <u>Emission Description</u> <i>Emission:</i> Contamination of stormwater with hydrocarbons from operational areas during screening activities. <i>Impact:</i> The discharge of contaminated stormwater into the environment can result in a reduction of fresh groundwater quality and surface water quality. <i>Controls:</i> Stormwater falling within operational areas will be contained within the operational area, and given the porous nature of the soil, will likely immediately infiltrate.</p> <p><u>Risk Assessment</u> <i>Consequence:</i> Minor. <i>Likelihood:</i> Rare. <i>Risk Rating:</i> Low.</p> <p><u>Regulatory Controls</u> No conditions required on the licence. The risk of stormwater runoff from operational areas is low to nil.</p> <p><u>Residual Risk</u> <i>Consequence:</i> Minor. <i>Likelihood:</i> Rare. <i>Risk Rating:</i> Low.</p>	



DECISION TABLE			
Licence section	Condition number	Justification (including risk description & decision methodology where relevant)	Reference documents
	Old L1.2.1 – L1.2.7	L1.2.1 & L1.2.2 from the previous licence have been removed as they are not valid, enforceable or risk based. L1.2.3 from the previous licence has been removed as it is not enforceable as the requirements for compliance are not clear. L1.2.4 – L1.2.5 from the previous licence have been removed as they are not enforceable as there are not sufficiently clear or certain.	
<b>Premises operation</b>	No conditions	There are no specified premises operation conditions.	
<b>Emissions general</b>	No conditions	There are no general emissions conditions.	
<b>Point source emissions to air including monitoring</b>	No conditions	There are no point source emissions to air expected or authorised during screening activities. No specified conditions relating to point source emissions to air or the monitoring of these emissions are required on the licence.	
<b>Point source emissions to surface water including monitoring</b>	No conditions	There are no point source emissions to surface water expected or authorised during screening activities. No specified conditions relating to point source emissions to surface water or the monitoring of these emissions are required on the licence.	
<b>Point source emissions to groundwater including monitoring</b>	No conditions	There are no point source emissions to groundwater expected or authorised during screening activities. No specified conditions relating to point source emissions to groundwater or the monitoring of these emissions are required on the licence.	
<b>Emissions to land including monitoring</b>	No conditions	There are no emissions to land expected or authorised during screening activities. No specified conditions relating to emissions to land or the monitoring of these emissions are required on the licence.	



DECISION TABLE			
Licence section	Condition number	Justification (including risk description & decision methodology where relevant)	Reference documents
Fugitive emissions	No conditions	<p><b>Normal &amp; abnormal operation</b></p> <p><u>Emission Description</u> <i>Emission:</i> Fugitive dust at unknown concentration, generated during screening operations. <i>Impact:</i> Dust emissions can be harmful to human health and the environment. Elevated levels of total suspended particulates (TSP) can impact ambient environmental quality resulting in amenity impacts and can smother vegetation. PM<sub>10</sub> or PM<sub>2.5</sub> can be drawn deep into the lungs causing human health impacts. The chemical and physical properties of the particles, the size of the particles and the duration of exposure are all factors which may affect human health. No dust-related complaints have been received by DER from the existing operations. <i>Controls:</i> Screening coarse sands, which contains a low percentage of fine grained particles and hence generates minimal fugitive dust emissions. The screening plant will be located as far away as practical from the closest neighbouring dwellings.</p> <p><u>Risk Assessment</u> <i>Consequence:</i> Moderate. <i>Likelihood:</i> Possible. <i>Risk Rating:</i> Moderate.</p> <p><u>Regulatory Controls</u> The risk of fugitive dust emissions from sand screening operations causing amenity impacts and smothering vegetation is deemed to be Moderate in consideration of the coarse nature of the material. Dust is currently regulated through the provisions of the planning consent issued by the City of Rockingham. As such, no specified conditions have been added to the licence.</p> <p><u>Residual Risk</u> <i>Consequence:</i> Moderate. <i>Likelihood:</i> Unlikely. <i>Risk Rating:</i> Moderate.</p>	



DECISION TABLE			
Licence section	Condition number	Justification (including risk description & decision methodology where relevant)	Reference documents
Noise emissions	No conditions	<p><b>Normal &amp; abnormal operation</b></p> <p><u>Emission Description</u> <i>Emission:</i> Noise from mobile machinery (front end loaders, etc.) and the screening plant during screening operations. <i>Impact:</i> Noise emissions can cause nuisance and a reduced quality of life and health for human populations, particularly when the source is located near sensitive receptors. Noise can affect the psychological status of human population nearby in terms of emotional stress, anger and physical symptoms. Frequency, intensity, duration, meteorological conditions and distance to receptor are all factors which may affect the impact of noise emissions on sensitive receptors. No noise complaints have been received by DER from the existing operations. <i>Controls:</i> Minimising screening operations to a campaign basis. The screening plant will be located as far away as practical from the closest neighbouring dwellings.</p> <p><u>Risk Assessment</u> <i>Consequence:</i> Moderate. <i>Likelihood:</i> Unlikely. <i>Risk Rating:</i> Moderate.</p> <p><u>Regulatory Controls</u> The risk of noise emissions from sand screening operations causing amenity impacts is deemed to be Moderate in consideration of the distance to receptors. The proponent has a legislative requirement to comply with the Noise Regulations at all times. This requirement is also duplicated in the planning consent issued by the City of Rockingham.</p> <p><u>Residual Risk</u> <i>Consequence:</i> Moderate. <i>Likelihood:</i> Unlikely. <i>Risk Rating:</i> Moderate.</p>	<i>Environmental Protection (Noise) Regulations 1997</i> (Noise Regulations)
Monitoring of inputs and outputs	No conditions	Monitoring of inputs and outputs is not required to adequately manage emissions during screening operations. No specified conditions relating to process monitoring are required to be added to the licence.	
Process monitoring	No conditions	Process monitoring is not required to adequately manage emissions during screening operations. No specified conditions relating to process monitoring are required to be added to the licence.	





DECISION TABLE			
Licence section	Condition number	Justification (including risk description & decision methodology where relevant)	Reference documents
<b>Ambient environmental quality monitoring</b>	No conditions	Monitoring of ambient air quality (dust) and noise are required under the planning consent issued by the City of Rockingham. As such, it is not considered necessary to duplicate these requirements on the Part V licence.	
<b>Meteorological monitoring</b>	No conditions	Monitoring of meteorological conditions is not required.	
<b>Improvements</b>	No conditions	No improvements are required.	
<b>Information</b>	Old L5.1.2 Old L5.2.1 (L2.2.1) Old L5.3.1	Old L5.1.2 – This condition has been removed as it is not enforceable as the requirements for compliance are not clear. L5.2.1 – A summary of the total amount of raw material screened (tonnes) has been added to Table 2.2.1 to demonstrate compliance with the licensed throughput of the premises. L5.3.1 – The requirement to report any failure or malfunction or incident that is causing pollution has been removed, as this duplicates the requirements of section 72 of the Act.	
<b>Licence duration</b>	N/A	The licence duration has been determined in accordance with the DER guidance statement: Licence duration (May 2015), to align with the expiry of the relevant planning consent issued by the City of Rockingham.	DER Guidance Statement: <i>Licence duration</i> (May 2015)



## 5 Advertisement and consultation table

Date	Event	Comments received/Notes	How comments were taken into consideration
9/05/2016	Proponent sent a copy of draft instrument	Query about change to reporting dates.	Dates changed in error. Updated to reflect existing reporting dates.

## 6 Risk Assessment

*Note: This matrix is taken from the DER Corporate Policy Statement No. 07 - Operational Risk Management*

**Table 1: Emissions Risk Matrix**

Likelihood	Consequence				
	Insignificant	Minor	Moderate	Major	Severe
Almost Certain	Moderate	High	High	Extreme	Extreme
Likely	Moderate	Moderate	High	High	Extreme
Possible	Low	Moderate	Moderate	High	Extreme
Unlikely	Low	Moderate	Moderate	Moderate	High
Rare	Low	Low	Moderate	Moderate	High