



Licence

Environmental Protection Act 1986, Part V

Licensee: Cityscore Pty Ltd

Licence: L7845/2003/5

Registered office: c/o 4C Consulting
5/145 Walcott Street
MOUNT LAWLEY WA 6050

ACN: 603 446 000

Premises address: Aurigen Group Limited
42 – 48 Kelvin Rd
MADDINGTON WA 6109
Being Lots 280 & 281 on Plan 3327, Certificate of Title Volume Number 2142 Folio 400, and Certificate of Title Volume Number 2154 Folio 720 as depicted in Schedule 1.

Issue date: Thursday, 19 December 2013

Commencement date: Sunday, 22 December 2013

Expiry date: Thursday, 21 December 2023

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
13	Crushing of building material: premises on which waste building or demolition material (for example, bricks, stones, or concrete) is crushed or cleaned.	1000 tonnes or more per year	500 000 tonnes combined total per annual period
61A	Solid waste facility: premises (other than within category 67A) on which solid waste produced on other premises is stored, reprocessed, treated, or discharged onto land.	1000 tonnes or more per year	
62	Solid waste depot: premises on which waste is stored, or sorted, pending final disposal or re-use.	500 tonnes or more per year	

Conditions

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

Date signed: 23 June 2016

.....
Alan Kietzmann
Manager Licensing (Waste 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 works with the business owners, community, consultants, industry and other representatives to prevent, control and abate pollution and environmental harm to conserve and protect the environment. DER also monitors and audits compliance with works approvals and licence conditions, takes enforcement action as appropriate and develops and implements 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

Cityscore Pty Ltd operates a solid waste depot and construction demolition waste crushing and recycling facility at 42-48 Kelvin Rd Maddington. The premises is located 270 meters south-east of the residential suburb of Kenwick. Directly behind the premises is the Bickley Brook, which drains into the Canning River.

The key potential emissions from the site are noise and dust. Recycling construction and demolition waste also poses a potential risk of asbestos contamination in the final product output and in any dust emissions from the premises. The Licensee has developed an Asbestos Management Plan (AMP) which DER has assessed and confirmed that it complies with the requirements of DER's Asbestos Guidelines. The AMP includes dust management measures and the sampling and testing regime for product outputs to ensure their asbestos content does not exceed 0.001%w/w.

Waste is accepted onto the premises from many sources including individuals, businesses and local governments. Inert waste that requires sorting is tipped inside a shed and sorted into recyclables and non-recyclables prior to being processed or taken offsite for recycling or disposal. Greenwaste is tipped at the greenwaste area and mulched. Inert waste (mainly construction and demolition waste) is checked at the weighbridge for non-conforming materials such as asbestos, tipped and raked at the tipping area, mechanically processed through crushing and screening plant. Non-conforming waste is rejected prior to acceptance when possible, or otherwise removed to a landfill facility.

On 13 August 2013 at the City of Gosnells Ordinary Council Meeting, the premises received approval to increase their stockpile heights from 4.5m (greenwaste) and 5m (other material) to 8m. The increased allowable stockpile height has caused an increase in the production and design capacity for the premises. The premises applied for the nominated throughput to be increased from 200 000 tonnes to 500 000 tonnes per year.

No noise complaints have been received by DER and noise is therefore not considered to be an issue of concern for the premises. Noise is regulated by the Environmental Protection (Noise) Regulations 1997.

Dust has historically been an issue of concern for the premises. A dust management was implemented in July 2012 and DER has not received a dust complaint since March 2012 which indicates that dust is being effectively managed at the premises.



This amendment is to transfer the licence from All Earth Group Pty Ltd to Cityscore Pty Ltd based on a request from the parent company, Aurigen Group Limited, on 17 May 2016. Other administrative updates have also been undertaken as part of this amendment.

The licences issued for the Premises since 22/12/2003 are:

Instrument log		
Instrument	Issued	Description
L7845/2003/1	22/12/2003	New licence
L7845/2003/2	20/12/2004	Licence re-issue
L7845/2003/3	19/12/2005	Licence re-issue
L7845/2003/4	18/12/2008	Licence re-issue
L7845/2003/4	25/01/2013	Licence amendment to include category 13, asbestos conditions and increased throughput (200 000 tonnes)
L7845/2003/5	19/12/2013	Licence re-issue, increase throughput (500 000 tonnes) and REFIRE conversion
L7845/2003/5	24/7/2014	Amendment following s102 appeal
L7845/2003/5	23/06/2016	Transfer of licence to Cityscore Pty Ltd

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*;

'ACM' means asbestos containing material;

'annual period' means the inclusive period from 22 December until 21 December in the following year;

'AS 5667.1' means the Australian Standard AS 5667 Water quality - Sampling - Guidance on the design of sampling programs, sampling techniques and the preservation and handling of samples;

'AS 5667.4' means the Australian Standard AS 5667 Water quality - Sampling - Guidance on sampling from lakes, natural and man-made;

'AS 5667.6' means the Australian Standard AS 5667 Water quality - Sampling - Guidance on sampling of rivers and streams

'asbestos' means the asbestiform variety of mineral silicates belonging to the serpentine or amphibole groups of rock-forming minerals and includes actinolite, amosite, anthophyllite, chrysolite, crocidolite, tremolite and any mixture containing 2 or more of those;

'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
Telephone: (08) 9333 7510
Facsimile: (08) 9333 7550
Email: info@der.wa.gov.au;

'clean fill' has the meaning defined in Landfill Waste Classification and Waste Definitions 1996 (as amended December 2009), DEC;

'construction and demolition waste' has the meaning defined in Landfill Waste Classification and Waste Definitions

'DER Asbestos Guidelines' means document titled "Guidelines for managing asbestos at construction and demolition waste recycling facilities", published by the Department of Environment and Conservation, as amended from time to time.



'greenwaste' means waste that originates from flora and which does not contain or has not been treated or coated with, preserving agents, biocides, fire retardants, paint, adhesives or binders;

'Inert Waste Type 1' has the meaning defined in Landfill Waste Classification and Waste Definitions;

'Landfill Waste Classification and Waste Definitions' means the document titled "Landfill Waste Classification and Waste Definitions 1996" published by the Chief Executive Officer of the Department of Environment and Conservation as amended from time to time.

'Licence' means this Licence numbered L7845/2003/5 and issued under the Act;

'Licensee' means the person or organisation named as Licensee on page 1 of the Licence;

'limit of reporting' means the minimum concentration of a residue used for reporting purposes;

'non-conforming material' means waste that does not meet the criteria set out in table 1.3.1 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;

'recycled drainage rock' has the meaning defined in DER Asbestos Guidelines;

'recycled road base' has the meaning defined in DER Asbestos Guidelines;

'recycled sand' has the meaning defined in DER Asbestos Guidelines;

'Schedule 1' means Schedule 1 of this Licence unless otherwise stated;

'Schedule 2' means Schedule 2 of this Licence unless otherwise stated; and

'w/w' means weight for weight.

1.1.3 Any reference to an Australian or other standard in the Licence means the relevant parts of the standard in force from time to time during the term of this Licence.

1.1.4 Any reference to a guideline or code of practice in the Licence means the version of that guideline or code of practice in force from time to time, and shall include any amendments or replacements to that guideline or code of practice made during the term of this Licence.

1.2 General conditions

1.2.1 The Licensee shall ensure that the stormwater drains and silt trap connected to the sedimentation basin are maintained and kept clear of waste.

1.2.2 The Licensee shall ensure that all stormwater runoff generated on Lot 281 is directed to the sedimentation basin.

1.3 Premises operation

1.3.1 The Licensee shall only accept waste on to the Premises if:

- (a) it is of a type listed in Table 1.3.1; and
- (b) the quantity accepted is below any quantity limit listed in Table 1.3.1; and
- (c) it meets any specification listed in Table 1.3.1;



Table 1.3.1: Waste acceptance		
Waste type	Quantity Limit	Specification
Clean fill	Combined total 500 000 tonnes per year for all waste types	Waste containing visible asbestos or ACM shall not be accepted.
Inert Waste Type 1		
Greenwaste		

- 1.3.2 The Licensee shall visually inspect all waste on arrival at the Premises and again before it enters any stockpile or treatment process to ensure that it complies with the waste acceptance criteria in Table 1.3.1.
- 1.3.3 The Licensee shall ensure that where waste does not meet the waste acceptance criteria set out in condition 1.3.1 it is removed from the Premises by the delivery vehicle or, where that is not possible, stored in a segregated storage area or container and removed to an appropriately authorised facility.
- 1.3.4 The Licensee shall ensure that wastes accepted onto the Premises are only subjected to the processes set out in Table 1.3.4 and in accordance with any process limits described in that Table.

Table 1.3.4: Waste processing		
Waste type	Processes	Process limits
Clean fill	Receipt, handling and storage of waste prior to treatment.	Waste shall only be stored within storage areas provided with dust control measures.
Inert Waste Type 1	Mechanical treatment consisting only of screening and crushing	Waste that contains unavoidable small quantities of non-conforming material is only to be tipped inside the shed at Lot 281 (as depicted in schedule 1). In the event that non-conforming waste is identified in the waste tipped outside the shed, it is to be re-loaded and tipped inside the shed for sorting.
Greenwaste	Mulching	All greenwaste to be stored on a compacted aggregate pad with a minimum thickness of 300mm. A 5 metre firebreak shall be implemented where any greenwaste is stored. Mulched greenwaste shall be removed from the premises within 21 days. No more than 2000 tonnes of greenwaste is to be stored at the premises at any one time.

- 1.3.5 The Licensee shall comply with the DER Asbestos Guidelines.
- 1.3.6 The Licensee shall implement the following security measures at the site:
- (a) erect and maintain suitable fencing to prevent unauthorised access to the site;



- (b) ensure that any entrance gates to the premises are securely locked when the premises are unattended; and
- (c) undertake regular inspections of all security measures and repair damage as soon as practicable.

1.3.7 The Licensee shall ensure that waste is contained within the boundary of the premises.

1.3.8 The Licensee shall ensure that prior to leaving the Premises, all waste is arranged, contained, fastened or covered so that the load or any part of it cannot fall or otherwise escape from the vehicle.

2 Emissions

2.1 General

2.1.1 The Licensee shall record and investigate the exceedance of any descriptive or numerical limit or target in any part of Section 2 of this Licence.

2.2 Point source emissions to surface water

2.2.1 The Licensee shall ensure that where waste is emitted to surface water from the emission point in Table 2.2.1 and identified on the map of emission points in Schedule 1 it is done so in accordance with the conditions of this licence.

Table 2.2.1: Emission points to surface water		
Emission point reference and location on Map of emission points	Description	Source including abatement
W1	Outlet of the sediment basin.	Potentially contaminated runoff from Lot 281 via the sediment basin and silt trap.

2.2.2 The Licensee(s) shall target point source emissions to surface water to meet the levels specified in Table 2.2.2.

Table 2.2.2: Point source emission targets to surface water			
Emission point reference	Parameter	Target (including units)	Averaging period
W1	pH	6.5-8.5	Spot sample
	Total Suspended Solids	<40 mg/L	
	Biochemical Oxygen Demand	<10 mg/L	
	Total Recoverable Hydrocarbons	<600 µg/L	
	Benzene	<950 µg/L	
	Xylene	<350 µg/L as o-xylene or <200 µg/L as p-xylene	
	Arsenic (filtered)	<13 µg/L	
	Chromium VI (filtered)	<1 µg/L	
	Copper (filtered)	<1.4 µg/L	
	Iron (filtered)	<300 µg/L	
	Lead (filtered)	<3.4 µg/L	
	Nickel (filtered)	<11 µg/L	
	Zinc (filtered)	<8 µg/L	



Table 2.2.2: Point source emission targets to surface water

Emission point reference	Parameter	Target (including units)	Averaging period
	Total Nitrogen	<2 mg/L	
	Total Phosphorus	<0.2 mg/L	

2.3 Fugitive emissions

- 2.3.1 The Licensee shall ensure that in the event that visible dust is discharged beyond the boundary of the premises:
- all dust generating operations at the Premises cease; and
 - operations do not recommence until measures have been put in place to prevent the reoccurrence of the discharge.

3 Monitoring

3.1 General monitoring

- 3.1.1 The licensee shall ensure that:
- all water samples are collected and preserved in accordance with AS/NZS 5667.1;
 - all surface water sampling is conducted in accordance with AS/NZS 5667.4 or AS/NZS 5667.6 as relevant;
 - all laboratory samples are submitted to and tested by a laboratory with current NATA accreditation for the parameters being measured;
 - if field testing is undertaken for pH and Biochemical Oxygen Demand, it is undertaken in accordance with condition 3.1.4; and
 - laboratory limit of reporting to be below the targets in table 2.2.2.
- 3.1.2 The Licensee shall ensure that quarterly monitoring is undertaken at least 60 days apart;
- 3.1.3 The Licensee shall ensure that all monitoring equipment used on the Premises to comply with the conditions of this Licence is calibrated in accordance with the manufacturer's specifications.
- 3.1.4 The Licensee shall, where the requirements for calibration cannot be practicably met, or a discrepancy exists in the interpretation of the requirements, bring these issues to the attention of the CEO accompanied with a report comprising details of any modifications to the methods.

3.2 Monitoring of point source emissions to surface water

- 3.2.1 The Licensee shall undertake the monitoring in Table 3.2.1 according to the specifications in that table.

Table 3.2.1: Monitoring of point source emissions to surface water

Emission point reference	Parameter	Units	Frequency
W1	pH	pH	Quarterly
	Total Suspended Solids	mg/L	
	Biochemical Oxygen Demand		
	Total Recoverable Hydrocarbons	µg/L	



Table 3.2.1: Monitoring of point source emissions to surface water

Emission point reference	Parameter	Units	Frequency
	Benzene	mg/L	
	Ethyl benzene		
	Toluene		
	Xylene		
	Arsenic (filtered)		
	Chromium VI (filtered)		
	Copper (filtered)		
	Iron (filtered)		
	Lead (filtered)		
	Nickel (filtered)		
	Zinc (filtered)		
	Total Nitrogen		
	Total Phosphorus		

3.3 Monitoring of inputs and outputs

3.3.1 The Licensee shall undertake the monitoring in Table 3.3.1 according to the specifications in that table.

Table 3.3.1: Monitoring of inputs and outputs

Input/Output	Parameter	Units	Frequency	Method
Waste Inputs	Clean fill; Inert Waste Type 1; and greenwaste	tonnes	Each load arriving at Premises	A weighbridge
Waste Outputs	Waste type as defined in the Landfill Waste Classification and Waste Definitions 1996	tonnes	Each load leaving or rejected from the Premises	A weighbridge

3.4 Process monitoring

3.4.1 The Licensee shall ensure that the asbestos content of any recycled output originating from construction and demolition waste does not exceed the contamination limits specified in Table 3.4.1.

Table 3.4.1: Recycled output contamination limits

Output	Parameter	Limit
Recycled drainage rock	Asbestos (in any form)	0.001%w/w
Recycled sand		
Recycled road base		

3.4.2 The Licensee shall ensure that recycled outputs originating from construction and demolition waste are sampled and tested in accordance with Table 3.4.2.



Table 3.4.2: Recycled output sampling and testing

Output	Parameter	Method and frequency
Recycled drainage rock	Asbestos (in any form)	In accordance with the DER Asbestos Guidelines.
Recycled sand		
Recycled road base		

4 Information

4.1 Records

- 4.1.1 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 4.1.1(d) be retained for at least 6 years from the date the records were made; 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.
- 4.1.1 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.
- 4.1.2 The Licensee shall:
- (a) implement a complaints management system that shall record the following information (if known or provided) about complaints received at the Premises concerning any environmental impact of the activities undertaken at the Premises:
 - (i) name and address of the complainants (if consented);
 - (ii) date and time of complaint;
 - (iii) date and time of alleged incident;
 - (iv) alleged source of the incident;
 - (v) general description of the alleged incident, including any environmental or health impacts reported by the complainant;
 - (vi) wind direction, wind speed and temperature at time of alleged incident;
 - (vii) likely source of the alleged incident; and
 - (viii) actions taken by licensee to address the complaint, including the outcome of any investigation(s) and action(s) to verify any impacts.
 - (b) complete an annual analysis and review of complaints recorded under 5.1.4(a) to identify any common factors and root cause of complaints and proposals to address these.



4.2 Reporting

4.2.1 The Licensee shall submit to the CEO an Annual Environmental Report within 28 calendar days after the end of the annual period. The report shall contain the information listed in Table 4.2.1 in the format or form specified in that table.

Table 4.2.1: Annual Environmental Report		
Condition	Parameter	Format or form ¹
-	Summary of any failure or malfunction of any pollution control equipment and any environmental incidents that have occurred during the annual period and any action taken	None specified
3.2.1	Summary of quarterly surface water monitoring results	
3.3.1	Summary of waste types and quantities accepted and removed from the Premises in the reporting year	
	Summary of rejected loads	
3.4.1	Summary of recycled output testing results	Annual Audit Compliance Report (AACR)
4.1.1	Compliance	
4.1.2	Complaints summary	None specified

Note 1: Forms are in Schedule 2

4.2.2 The Licensee shall ensure that the Annual Environmental Report also contains:

- an assessment of the information contained within the report against previous monitoring results and Licence limits and/or targets; and
- a list of any original monitoring reports submitted to the Licensee from third parties for the annual period and make these reports available on request.

4.3 Notification

4.3.1 The Licensee shall ensure that the parameters listed in Table 5.3.1 are notified to the CEO in accordance with the notification requirements of the table.

Table 4.3.1: Notification requirements			
Condition or table (if relevant)	Parameter	Notification requirement ¹	Format or form ²
2.1.1	Breach of any limit or target specified in the Licence	Part A: As soon as practicable but no later than 5pm of the next usual working day.	N1
-	Any failure or malfunction of any pollution control equipment or any incident, which has caused, is causing or may cause pollution	Part B: As soon as practicable	
3.1.4	Calibration report	As soon as practicable.	None specified

Note 1: Notification requirements in the licence shall not negate the requirement to comply with s72 of the Act

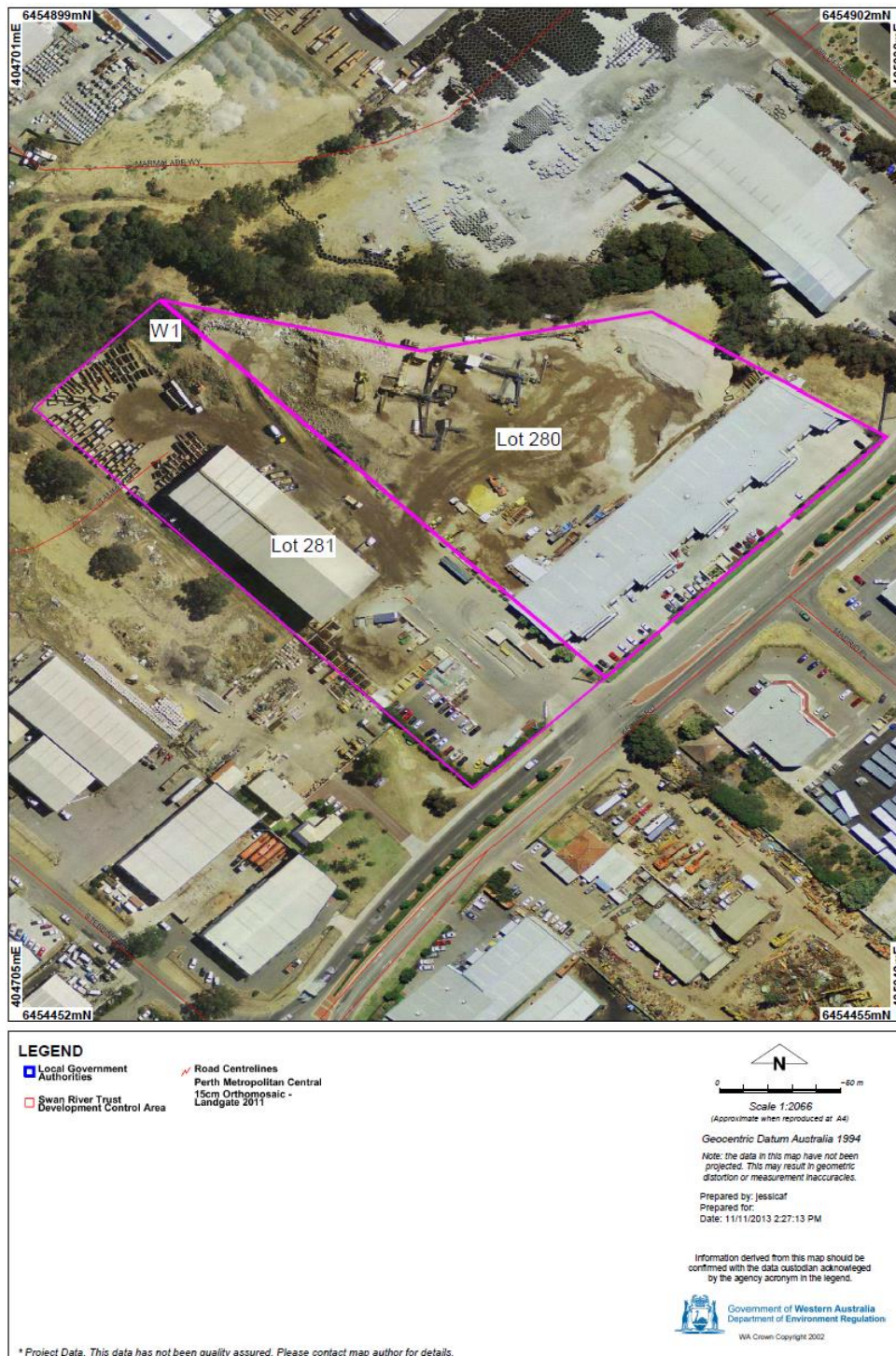
Note 2: Forms are in Schedule 2



Schedule 1: Maps

Premises map

The Premises is shown in the map below. The pink line depicts the Premises boundary. The location of the monitoring point W1 defined in Tables 2.2.1, 2.2.2 and 3.2.1 is shown below.





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.

Licence:	L7845/2003/5	Licensee:	Cityscore Pty Ltd
Form:	AACR	Period :	22 Dec 20__ to 21 Dec 20__
Name:	Annual Audit Compliance Report		

Annual Audit Compliance Report

Section A: Statement of compliance with Licence conditions

Were all conditions of licence complied with within the annual period?		
Yes	<input type="checkbox"/>	Initial Sections A & B, then proceed to Section C
No	<input type="checkbox"/>	Initial Section A, then 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

a) Licence condition not complied with?	
b) Date(s) and time(s) the non-compliance occurred, if applicable?	
c) Was this non-compliance reported to DER?	
<input type="checkbox"/> Yes, and <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 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	

Please use a separate page for each Licence condition that was not complied with. Each page must be initialled by the person(s) who signs Section C of this AACR

Initial:



Section C: Signature and certification

This AACR must only be signed by a person(s) with legal authority to sign it as defined 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 AACR must be signed and certified:
an individual	<input type="checkbox"/>	by the individual Licence holder, or
	<input type="checkbox"/>	by a person approved in writing by the Chief Executive Officer (CEO) of DER to sign on the Licensee's behalf.
a corporation	<input type="checkbox"/>	by affixing the common seal of the Licensee in accordance with the Corporations Act 2001; or
	<input type="checkbox"/>	by two directors of the Licensee; or
	<input type="checkbox"/>	by a director and a company secretary of the Licensee, or
	<input type="checkbox"/>	if the Licensee is a proprietary company that has a sole director who is also the sole company secretary – by that director, or
	<input type="checkbox"/>	by the principal executive officer of the Licensee; or
	<input type="checkbox"/>	by a person with authority to sign on the Licensee's behalf who is approved in writing by the CEO of DER.
A public authority (other than a local government)	<input type="checkbox"/>	by the principal executive officer of the Licensee; or
	<input type="checkbox"/>	by a person with authority to sign on the Licensee's behalf who is approved in writing by the CEO of DER.
a local government	<input type="checkbox"/>	by the CEO of the Licensee; or
	<input type="checkbox"/>	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 AACR is correct and not false or misleading in a material particular.

Signature:

Name: (printed)

Position:

Date:

Seal (if signing under seal)

Signature:

Name: (printed)

Position:

Date:



Licence: L7845/2003/5
Form: N1

Licensee: Cityscore Pty Ltd
Date of breach:

Notification of detection of the breach of a limit.

These pages outline the information that the operator must provide.

Units of measurement used in information supplied under Part A and B requirements shall be appropriate to the circumstances of the emission. Where appropriate, a comparison should be made of actual emissions and authorised emission limits.

Part A

Licence Number	
Name of operator	
Location of Premises	
Time and date of the detection	

Notification requirements for the breach of a limit	
Emission point reference/ source	
Parameter(s)	
Limit	
Measured value	
Date and time of monitoring	
Measures taken, or intended to be taken, to stop the emission	



Part B

Any more accurate information on the matters for notification under Part A.	
Measures taken, or intended to be taken, to prevent a recurrence of the incident.	
Measures taken, or intended to be taken, to rectify, limit or prevent any pollution of the environment which has been or may be caused by the emission.	
The dates of any previous N1 notifications for the Premises in the preceding 24 months.	

Name	
Post	
Signature on behalf of Cityscore Pty Ltd	
Date	



Decision Document

Environmental Protection Act 1986, Part V

Proponent: **Cityscore Pty Ltd**

Licence: **L7845/2003/5**

Registered office: c/o 4C Consulting
5/145 Walcott Street
MOUNT LAWLEY WA 6050

ACN: 603 446 000

Premises address: Aurigen Group Limited
42 – 48 Kelvin Rd
MADDINGTON WA 6109
Being Lots 280 & 281 on Plan 3327, Certificate of Title Volume Number
2142 Folio 400, and Certificate of Title Volume Number 2154 Folio 720.

Issue date: Thursday, 19 December 2013

Commencement date: Sunday, 22 December 2013

Expiry date: Thursday, 21 December 2023

Decision

Based on the assessment detailed in this document the Department of Environment Regulation (DER) CEO, delegated officer has decided to transfer this licence. The delegated officer considers that in reaching this decision, he has taken into account all relevant considerations.

Decision Document prepared by: Rebecca Griffiths
Licensing Officer

Decision Document authorised by: Alan Kietzmann
Delegated Officer



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1 Purpose of this Document

This decision document explains how the DER delegated officer has assessed and determined the application and provides a record of the 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 transfer <input checked="" type="checkbox"/> Works Approval amendment <input type="checkbox"/>	
Activities that cause the premises to become prescribed premises	Category number(s)	Assessed design capacity
	13	500 000 tonnes per year combined total
	61A	
	62	
Application verified	Date: N/A	
Application fee paid	Date: 17/5/2016	
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 checked="" type="checkbox"/> No <input type="checkbox"/>	
Commercial-in-confidence claim outcome	Related to the value of the lease agreements	
Is the proposal a Major Resource Project?	Yes <input type="checkbox"/> No <input checked="" 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 checked="" type="checkbox"/> No <input type="checkbox"/> Bickley Brook is a Proclaimed River under the <i>RIWI Act 1914</i> . Department of Water consulted Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not for the transfer of licence.	
Is the Premises within an Environmental Protection Policy (EPP) Area Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Environmental Protection Swan Coastal Plain Lakes Policy 1992		
Is the Premises subject to any EPP requirements? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not located near any lakes described in the EPP.		

3 Executive summary of proposal and assessment

This amendment is to transfer the licence to Cityscore Pty Ltd. Aurigen Group Limited (Aurigen) has applied to transfer the All Earth Group Licence to their subsidiary company known as Cityscore Pty Ltd on 17 May 2016. They are currently operating a solid waste depot, construction and demolition waste crushing and a recycling facility at 42-48 Kelvin Road Maddington.

No alterations to operations, discharges or emissions are proposed under this application. There has been no risk assessment conducted of any emissions or regulatory controls with this amendment.

This amendment also includes an extension to the licence expiry date to 21 December 2023 in accordance with the DER's Guidance Statement, Licence Duration (Revised May 2015); section 59 (1)(k) of the *Environmental Protection Act 1986* allows the CEO to extend the duration of a licence or works approval. Redundant, non-valid, non-specific and unenforceable conditions and headings have been removed in accordance with DER Guidance Statement: Setting conditions, and the DER Operational Procedure IR-OP-02 Redundant Conditions. This assessment has not reassessed other aspects of the operations. Numbering will be altered subsequent to the finalised transfer.

The premises is located 270 metres south-east of the residential suburb of Kenwick. Directly behind the premises is the Bickley Brook, which drains into the Canning River.

Waste is accepted onto the premises from many sources including, individuals, businesses and local governments. Inert waste that requires sorting is tipped inside a shed and sorted into recyclables and non-recyclables prior to being processed or taken offsite for recycling or disposal. Green waste is tipped at the designated green waste area and mulched.

The key potential emissions from the site are noise and dust. Recycling construction and demolition waste also poses a potential risk of asbestos contamination in the final product output and in any dust emissions from the premises.



4 Decision table

All applications are assessed in line with the *Environmental Protection Act 1986*, the *Environmental Protection Regulations 1987* 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			
Works Approval / Licence section	Condition number W = Works Approval L = Licence	Justification (including risk description & decision methodology where relevant)	Reference documents
Interpretations	N/A	<p>The definition of 'CEO' has been updated in the interpretation section to reflect the correct contact details.</p> <p>The following definitions have been removed from this section as the conditions which they related to have been removed under this amendment and therefore these definitions are no longer applicable;</p> <ul style="list-style-type: none">- 'code of practice for the storage and handling of dangerous goods';- 'environmentally hazardous material'; and- 'fugitive emissions'.	Operational Procedure IR-OP-02 Redundant Conditions
General conditions	N/A	<p>Condition 1.2.1 of the previous licence, which specified that the licence did not authorise pollution and unreasonable emissions, has been removed as the condition is not valid and addressed under the general provisions of the <i>Environmental Protection Act 1986</i>.</p> <p>Condition 1.2.2 related to pollution control and monitoring equipment. It has been removed from this licence as it is unclear as to what it relates to and it is not site specific.</p> <p>The previous licence included conditions 1.2.3- 1.2.4 which related to storage and clean up requirements of environmentally hazardous materials. These conditions have been removed as it is the Licensees responsibility that these materials are stored appropriately and cleaned up in a manner that prevents discharge to the environment.</p>	Operational Procedure IR-OP-02 Redundant Conditions



DECISION TABLE			
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		<p>Any discharges to the environment may be subject to the <i>Environmental Protection (Unauthorised Discharges) Regulations 2004</i>.</p> <p>Condition 1.2.5 has been also removed as per the Operational Procedure as it is unclear and does not specify what stormwater infrastructure is required to be maintained. The risk of potentially contaminated stormwater discharging into the environment can managed under the <i>Environmental Protection (Unauthorised Discharges) Regulations 2004</i>.</p>	
Point source emissions to air	N/A	There are no point source emissions to air in the licence. Therefore, this section has been removed. Numbering has changed within the documentation to reflect this.	
Point source emissions to groundwater including monitoring	N/A	There are no point source emissions to groundwater in the licence. Therefore, this section has been removed. Numbering has changed within the documentation to reflect this.	
Emissions to land including monitoring	N/A	There are no point source emissions to land in the licence. Therefore, this section in the licence has been removed. Numbering has changed within the documentation to reflect this.	
Fugitive emissions	N/A	<p>The licence previously contained condition 2.6.1 requiring the prevention of visible dust emissions crossing the boundary of the premises. It is considered that dust emissions can be sufficiently regulated under section 49 of the <i>Environmental Protection Act 1986</i>.</p> <p>The condition that requires the Licensee to cease operating in the event that visible dust is discharged beyond the premises boundary is retained.</p>	Operational Procedure IR-OP-02 Redundant Conditions
Odour	N/A	Odour emissions from normal operations are not expected as the premises is currently only authorised to accept Inert Type 1 waste and green waste (no municipal	



DECISION TABLE			
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		putrescible waste accepted); non-conforming wastes are quarantined and removed from the premises. Condition 2.4.1 is removed on the basis that it is not specific and replicates requirements under the provisions of the <i>Environmental Protection Act 1986</i> .	
Noise	N/A	There are no noise emission conditions in the licence. Therefore, this section in the licence has been removed. Numbering has changed within the documentation to reflect this.	
Ambient quality monitoring	N/A	There is no ambient quality monitoring conditions in the licence. Therefore, this section has been removed. Numbering has changed within the documentation to reflect this.	
Meteorological monitoring	N/A	There are no meteorological monitoring conditions in the licence. Therefore, this section has been removed. Numbering has changed within the documentation to reflect this.	
Improvements	N/A	As part of this amendment, there is no improvement conditions added and therefore this section has been removed from the licence.	
Information	N/A	Condition 5.1.2 of the previous licence has been removed. This condition required any person who was left in charge of the premises to be aware of the licence conditions. This condition is not clear and is not enforceable as knowledge of the licence conditions does not prevent breaches occurring and is not a defence under the <i>Environmental Protection Act 1986</i>	Operational Procedure IR-OP-02 Redundant Conditions
Licence Duration		The licence duration has been extended to 21 December 2023 in accordance with the DER's Guidance Statement, Licence Duration (Revised May 2015).	DER's Guidance Statement, Licence Duration (Revised May 2015).



5 Advertisement and consultation table

Date	Event	Comments received/Notes	How comments were taken into consideration
15/6/2016	Proponent sent a copy of draft instrument	<ul style="list-style-type: none">• A minor discrepancy on page 3 of the licence document states "All Earth Group operates a solid waste depot' not Cityscore Pty Ltd.• All Earth is again mentioned in the fourth paragraph regarding historical stockpiles.	All changes highlighted by the proponent have been made.



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