



Licence

Environmental Protection Act 1986, Part V

Licensee: Sean B Widdeson
Licence: L9165/2018/1

Registered office: 47 Craigie St
 Davenport WA 6230

Premises Address: Bunbury Ezy Bins
 Lot 62 on Diagram 54981
 47 Craigie Street
 DAVENPORT WA 6230

Issue date: 01 November 2018

Expiry date: 31 October 2031

Prescribed Premises Category
 Schedule 1 of the *Environmental Protection Regulations 1987*

Category number	Category description	Category production or design capacity	Premises production or design capacity
62	Solid waste depot – premises on which waste is stored or sorted pending final disposal or re-use	500 tonnes or more per year	4,500 tonnes per year

Conditions of Licence

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

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**A/MANAGER WASTE INDUSTRIES
 REGULATORY SERVICES (ENVIRONMENT)**

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.

DWER's industry licensing role

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

DWER has responsibilities under Part V of the *Environmental Protection Act 1986* (the Act) for the licensing of prescribed premises. Through this process DWER 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. DWER 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

The main activity at the site is the breakdown of raw building site waste into individual recycle components. The site is in an industrial area and the key surrounding environmental features are:

1. Nearest industry – cabinet maker – 20 metres to the west; sandblaster and painter – 60 metres to the north; metal fabricator – 100 metres to the north;
2. Nearest residence – 250 metres to the northeast; and
3. Nearest waterway and wetland – 50 metres to the east.

This licence is issued for the replacement of licence L8737/2013/1 and no risk assessment was undertaken by the DWER.

The licences and works approvals issued for the Premises prior to issue of this Licence are:

Instrument Log		
Instrument	Issued	Description
L8737/2013/1	07/06/2013	First licence issued.
L8737/2013/1	29/10/2015	Licence amended to allow acceptance of asbestos and other minor changes.
L8737/2013/1	Ceased	Licence ceased to have effect due to system error.
L9165/2018/1	01/11/2018	New replacement licence issued.

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 In the Licence, unless the contrary intention appears:

'AACR' means Annual Audit Compliance Report, the template of which can be found on the DWER's website www.dwer.wa.gov.au

'the Act' means the *Environmental Protection Act 1986*;

'annual' means the period from 1 April until 31 March in the following year;

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

'asbestos containing material' has the meaning defined in the Guidelines for Assessment, Remediation and Management of Asbestos Contaminated Sites, Western Australia, (DOH, 2009);

'CEO' means Chief Executive Officer of the Department of Water and Environmental Regulation;

'CEO' for the purpose of correspondence means;

Chief Executive Officer
Department of Water and Environmental Regulation
Locked Bag 33
CLOISTERS SQUARE WA 6850
Email: info@dwer.wa.gov.au;

'construction and demolition waste' has the meaning defined in Landfill Waste Classification and Waste Definitions 1996 (as amended December 2009), DEC

'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;

'Licence' means this Licence numbered L9165/2018/1 and issued under the Act for the replacement of ceased licence L8737/2013/1;

'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;

'waste' has the meaning defined in the *Environmental Protection Act 1986*;



- 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 Nothing in the Licence shall be taken to authorise any emission that is not mentioned in the Licence, where the emission amounts to:
 - (a) pollution;
 - (b) unreasonable emission;
 - (c) discharge of waste in circumstances likely to cause pollution; or
 - (d) being contrary to any written law.

1.2 General conditions

- 1.2.1 The Licensee shall operate and maintain all pollution control and monitoring equipment to the manufacturer’s specification or any relevant and effective internal management system.
- 1.2.2 The Licensee shall immediately recover, or remove and dispose of spills of environmentally hazardous materials outside an engineered containment system.
- 1.2.3 The Licensee shall:
 - (a) implement all practical measures to prevent stormwater run-off becoming contaminated by the activities on the Premises; and
 - (b) treat contaminated or potentially contaminated stormwater as necessary prior to being discharged from the Premises.¹

Note 1: *The Environmental Protection (Unauthorised Discharges) Regulations 2004* make it an offence to discharge certain materials into the environment.

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

Table 1.3.1: Waste acceptance		
Waste	Quantity Limit	Specification¹
Inert waste Type 1	4,500 tonnes per annual period	None specified
Inert Waste Type 2		
Putrescible waste		
Special Waste Type 1		Cement bonded asbestos only. No fibrous asbestos shall be accepted.

Note 1: Additional requirements for the acceptance of controlled waste (including asbestos and tyres) are set out in the *Environmental Protection (Controlled Waste) Regulations 2004*.

- 1.3.2 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 as soon as practicable.
- 1.3.3 The Licensee shall ensure that wastes accepted onto the Premises are only subjected to the process(es) set out in Table 1.3.2 and in accordance with any process limits described in that Table.



Table 1.3.2: Waste processing		
Waste type	Process	Process limits
Inert Waste Type 1	Receipt, handling, mechanical and hand sorting and storage prior to disposal.	Crushing and/or screening of construction and demolition waste is not permitted.
Inert Waste Type 2		
Putrescibles	Receipt, handling and storage prior to disposal	None specified
Special Waste Type 1		To be stored in sealed and secure containers.

- 1.3.4 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.
- 1.3.5 The Licensee shall implement control measures to prevent infestations of pests, flies and vermin at the Premises.
- 1.3.6 The Licensee shall take all reasonable and practical measures to ensure that no windblown litter escapes from the Premises.
- 1.3.7 The Licensee shall ensure that no waste is burnt on the premises.

2 Monitoring

2.1 General monitoring

- 2.1.1 The Licensee shall have all monitoring equipment referred to in any condition of the Licence calibrated in accordance with the manufacturer's specifications.
- 2.1.2 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.

2.2 Monitoring of inputs and outputs

- 2.2.1 The Licensee shall undertake the monitoring specified in Table 2.2.1.



Table 2.2.1 Monitoring of inputs and outputs

Input/Output	Parameter	Units	Averaging Period	Frequency
Waste inputs and outputs: Waste type as defined in the Landfill Waste Classification and Waste Definitions 1996		tonnes (where a weighbridge is present on the site) m ³ where no weighbridge is present	N/A	Each load leaving or rejected from the Premises

3 Information

3.1 Records

3.1.1 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 3.1.1(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 or any subsequent licence:
 - (i) off-site environmental effects; or
 - (ii) matters which affect condition of the land or groundwater.

3.1.2 The Licensee shall ensure that:

- (a) any person left in charge of the Premises is aware of the conditions of the Licence and has access at all times to the Licence or copies thereof; and
- (b) any person who performs tasks on the Premises is informed of all of the conditions of the Licence that relate to the tasks which that person is performing.

3.1.3 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 year.

3.1.4 The Licence 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.

3.1.5 The Licensee shall:

- (a) implement and maintain a system which ensures that a record is made of:
 - (i) the waste types and quantities removed from the Premises;
 - (ii) loads rejected from the Premises including the reason for rejection.



3.2 Reporting

3.2.1 The Licensee shall submit to the CEO an annual environmental report within 28 calendar days after of the end of the annual period. The report shall contain the information listed in Table 3.2.1 in the format or form specified in that table.

Table 3.2.1: Annual environmental report		
Condition or Table (if relevant)	Parameter	Format or Form
-	Summary of any failure or malfunction of any pollution control equipment or any incidents that have occurred during the year and any action taken	None specified
2.2.1	Throughput for each waste type	Tabular format: monthly maximum and Total
3.1.3	Compliance	AACR Form (a copy of the template is available on the DWER website)
3.1.4	Complaints summary	None specified
2.2.1 and 3.1.5	Summary of wastes rejected from the Premises	None specified

3.3 Notification

3.3.1 The Licensee shall ensure that the parameters listed in Table 3.3.1 are notified to the CEO in accordance with the notification requirements of the table.

Table 3.3.1: Notification requirements			
Condition or table (if relevant)	Parameter	Notification requirement	Format or form¹
2.1.2	Calibration report	As soon as practicable.	None specified
-	Breach of any limit specified in the Licence	Part A: As soon as practicable but no later than 5PM of the next usual working day. Part B: As soon as practicable	N1

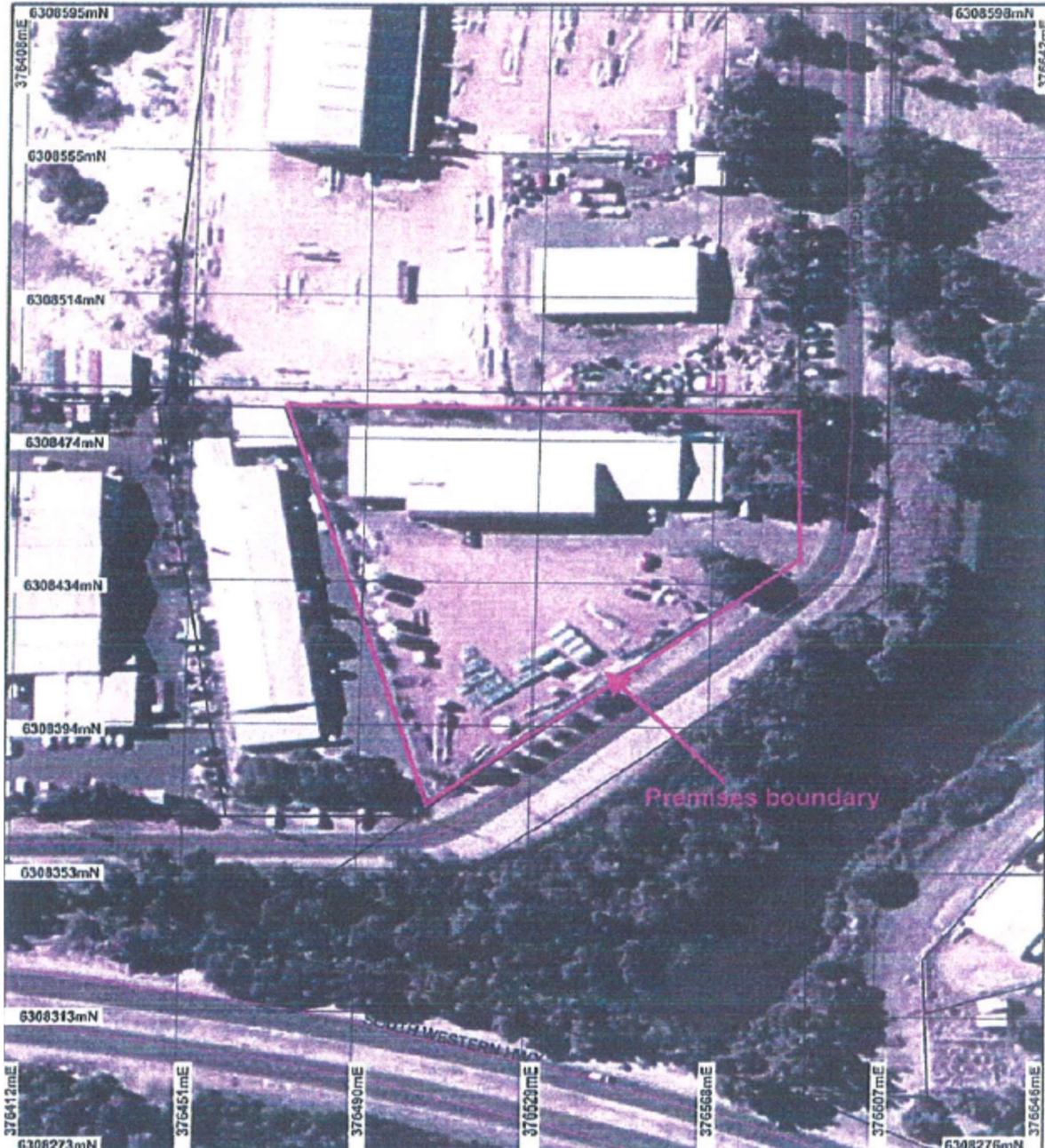
Note 1: Forms are in Schedule 2



Schedule 1: Maps

Premises map

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





Schedule 2: N1 form

Licence: L9165/2018/1 Licensee: Sean B Widdeson
 Form: N1 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	
To be notified as soon as practicable and no later than 5PM of the next working day	
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 - to be submitted as soon as practicable

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 unauthorised emissions from the installation in the preceding 24 months.	



Name*	
Post	
Signature on behalf of Sean Widdeson	
Date	