



## Application for a works approval amendment

### Part V Division 3 of the Environmental Protection Act 1986

---

<b>Works approval number</b>	W6090/2017/1
<b>Works approval holder</b>	BMT Australia Pty Ltd
<b>ACN</b>	614 363 647
<b>File number</b>	DER2017/001541-1
<b>Premises</b>	Kwinana Mercury Treatment Plant Lot 101 Donaldson Road, KWINANA BEACH WA 6005
	Legal description - Part of Lot 101 on Plan 73740 As defined by the coordinates in Schedule 1 of the revised works approval
<b>Date of report</b>	04/08/2022
<b>Decision</b>	Works approval granted

## 1. Decision summary

The delegated officer has determined to make amendments to works approval W6090/2017/1. The amendments are largely administrative or minor in nature and therefore do not alter the risk profile of the premises, providing those activities, emissions and receptors as stated in existing works approval remain unchanged.

This amendment report documents the amendments made pursuant to section 59 and 59(B) of the Environmental Protection Act 1986 (EP Act). The decision report for the original works approval will remain on the department's website for future reference and will act as a record of the department's decision making.

In completing the assessment documented in this report, the department has considered and given due regard to its regulatory framework and relevant policy documents which are available at <https://dwer.wa.gov.au/regulatory-documents>.

## 2. Application summary

Works approval W6090/2017/1 is held by BMT Australia Pty Ltd (works approval holder) for the Kwinana Mercury Treatment Plant (the premises), located at Lot 101 Donaldson Road, Kwinana Beach, Western Australia.

On 17 June 2022, the works approval holder submitted an application to the department to amend works approval W6090/2017/1 under section 59B of the *Environmental Protection Act 1986* (EP Act). The amendment requested an update the premises boundary to remove the adjacent parcel of land described as Part F of Lot 101 on Deposited Plan 73740.

The adjacent parcel of land was incorporated during a previous licence amendment (date) for the purpose of enabling the short-term storage of Mercury Containing Wastes within sea containers as an interim measure, pending finalisation of the construction of works at the site. The works approval holder has requested the removal of this land from the prescribed premises boundary as the parcel of land is currently clear of all waste and will not be further utilized by the works approval holder.

The works approval holder also requested an extension to the works approval duration to 07 November 2023 as the site is in administration and the owners are seeking to secure the future of the business through the sale of the treatment plant. An extension of the works approval duration will ensure sufficient time for negotiation, settlement and hand over.

## 2. Consultation

The works approval holder was provided with the draft amended works approval and amendment report on 15 July 2022. The works approval holder responded on 27 July 2022 with no comments provided and opted to waive the comment period.

## 3. Conclusion

Based on this assessment, it has been determined to amend the existing works approval, subject to conditions commensurate with the determined controls and necessary for administration and reporting requirements.

### 3.1 Summary of amendments

The below table provides a summary of the proposed amendments and will act as a record of implemented changes. All proposed changes have been incorporated into the revised works approval as part of the amendment process.

Condition no.	Proposed amendments
Cover page	Updated works approval duration end date
Works approval history	Added current amendment
Condition 9, Table 2 – Infrastructure and equipment	Removal of the Sea Container Storage Area located within the section of land being removed from the premises boundary
	Removed the deadline for the storage of processed mercury wastes (such as elemental mercury sludge) within fit for purpose fire retardant containers as the deadline date has since passed.
Premises maps – Figure 2: Map showing the location of the sea containers within the MCW overflow storage area	Removed this map as it is no longer required due to removal of MCW overflow storage area from premises boundary
Premises maps – Premises boundary map	Updated to reflect changes to premises boundary and GPS coordinates

