



Annual Audit Compliance Report Form

Environmental Protection Act 1986, Part V

Once completed, please submit this form either via email to info-der@dwer.wa.gov.au, or to the below postal address:

Department of Water and Environmental Regulation
Locked Bag 33 Cloisters Square
PERTH WA 6850

Section A – Licence Details

Licence number:	L4474/1976/14	Licence file number:	
Licence holder:	Fremantle Port Authority		
Trading as:	Fremantle Ports		
ACN:	78 187 229 472		
Registered address:	1 Cliff Street Fremantle		
Reporting period:	07 / 04 / 2017 to 06 / 04 / 2018		

Section B – Statement of Compliance with Licence Conditions

Did you comply with all of your licence conditions during the reporting period?
(please tick the appropriate box)

- ☐ Yes – please complete:
- section C;
 - section D if required; and
 - sign the declaration in Section F.
- ☒ No – please complete:
- section C;
 - section D if required;
 - section E; and
 - sign the declaration at Section F.

Section C – Statement of Actual Production

Provide the actual production quantity for this reporting period. Supporting documentation is to be attached.

Prescribed Premises Category	Actual Production Quantity
Category 58	2,267,340 tonnes

Section D – Statement of Actual Part 2 Waste Discharge Quantity

Provide the actual Part 2 waste discharge quantity for this reporting period. Supporting documentation is to be attached.


Prescribed Premises Category	Actual Part 2 Waste Discharge Quantity
N/A	N/A

Section E – Details of Non-Compliance with Licence Condition			
Please use a separate page for each condition with which the licence holder was non-compliant at a time during the reporting period.			
Condition no:	Condition 9 & 11	Date(s) of non-compliance:	29/06/2017
Details of non-compliance:			
<p>KBJ is a common user facility used under licence by berth operators for cargo loading and unloading activities. In this instance the berth was being operated by LINX who were unloading phosphate rock fertiliser for CSBP using ship's grabs discharging into hoppers, which is then loaded into trucks for transport off site. On 29 June 2017, whilst loading a truck the hopper chute failed to close, causing an uncontrolled flow of phosphate rock to be deposited onto the berth with an unknown volume of fertiliser overflowing the berth and entering the marine environment.</p>			
What was the actual (or suspected) environmental impact of the non-compliance?			
<p>NOTE – please attach maps or diagrams to provide insight into the precise location of where the non-compliance took place.</p>			
<p>There were no known adverse environmental impacts associated with the incident. As phosphate rock is insoluble an assessment of the seabed adjacent to the berth was undertaken on 2 August 2017 to determine if spilled cargo was present however the assessment found no phosphate present on the seabed adjacent to the berth. The assessment report was provided to your Department on 9 August 2017.</p>			
Cause (or suspected cause) of non-compliance:			
<p>Investigations by Fremantle Ports into the cause of the incident have eliminated mechanical failure of the hopper. Fremantle Ports were not able to eliminate LINX operator error as the cause.</p>			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
<p>LINX has reviewed and improved their hopper operator work procedure and training package. LINX has implemented refresher training in hopper operations for all relevant personnel and now require hopper operators to be verified as competent prior to operating hoppers. The emergency stop button signage located in the operator's cabin of the hopper has also been improved to provide clearer direction to hopper operators in the event the hopper chute fails to close. In addition, Fremantle Ports Environmental Advisor also undertakes routine assessments of hopper operator competence in relation to the emergency stop protocols during routine operational inspections.</p>			
Was this non-compliance previously reported to DWER?			
<input checked="" type="checkbox"/> Yes, and			
<input checked="" type="checkbox"/> Reported to DWER verbally		Date: 29 / 06 / 2017	
<input checked="" type="checkbox"/> Reported to DWER in writing		Date: 20 / 07 / 2017	

Section F – Declaration

I / We declare that the information in this Annual Audit Compliance Report is true and correct and is not false or misleading in a material particular¹.

I / We consent to the Annual Audit Compliance Report being published on the Department of Water and Environmental Regulation's (DWER) website.

Signature ² :		Signature:	
Name: (printed)	CHRIS LEATT-HAMPTON	Name: (printed)	
Position:	CEO	Position:	
Date:	4.5.18.	Date:	
Seal (if signing under seal):			

¹ 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.

² AACRs can only be signed by the licence holder or an authorised person with the legal authority to sign on behalf of the licence holder.