



Works Approval Number	W6192/2018/1
Works Approval Holder	AB No 2 Pty Ltd as Trustee for Culford Unit Trust
ACN	159 232 881
File Number:	DER2018/001561
Premises	Culford Quarry 6364 Albany Highway BANNISTER WA 6390 Being Part Lot 11 on Plan 2767
Date of Amendment	10 May 2019

Amendment

The Chief Executive Officer (CEO) of the Department of Water and Environmental Regulation (DWER) has amended the above Works Approval in accordance with section 59 of the *Environmental Protection Act 1986* (EP Act), as set out in this Amendment Notice. This Amendment Notice constitutes written notice of the amendment in accordance with section 59B(9) of the EP Act.

Lauren Fox

A/MANAGER LICENSING

REGULATORY SERVICES

an officer delegated under section 20 of the *Environmental Protection Act 1986* (WA).

1. Definitions

In this Amendment Notice, the terms in the table below have the meanings defined.

Term	Definition
ACN	Australian Company Number
Amendment Notice	refers to this document
Delegated Officer	an officer under section 20 of the EP Act
Department	means the department established under section 35 of the <i>Public Sector Management Act 1994</i> and designated as responsible for the administration of Part V, Division 3 of the EP Act.
DWER	Department of Water and Environmental Regulation
EP Act	<i>Environmental Protection Act 1986</i> (WA)
EP Regulations	<i>Environmental Protection Regulations 1987</i> (WA)
Existing Works Approval	The Works Approval issued under Part V, Division 3 of the EP Act and in force prior to the commencement of and during this Amendment Notice.
Prescribed Premises	has the same meaning given to that term under the EP Act.
Premises	refers to the premises to which this Decision Report applies, as specified at the front of this Decision Report.
Works Approval Holder	AB No 2 Pty Ltd as Trustee for Culford Unit Trust

2. Amendment description

This amendment is made pursuant to section 59 of the *Environmental Protection Act 1986* (EP Act) to amend the Works Approval issued under the EP Act for a prescribed premises as set out below. This notice of amendment is given under section 59B(9) of the EP Act.

This amendment is a DWER initiated amendment to remove infrastructure required to be installed under Works Approval W6192/2018/1, namely the screening plant, crushing plant and pug mill.

The Works Approval Holder has advised that they do not intend to bring these pieces of infrastructure on-site until they receive a licence to operate the Premises, as it is uneconomical to store these items prior to use.

The Works Approval Holder is unable to demonstrate compliance with the Works Approval, and therefore submit a licence application, while these items are specified within the Works Approval.

Delaying the installation of the infrastructure does not alter the risk profile of the proposed Premises. These items are critical to the operation of the Premises and any Licence issued for the Premises will specify that the same infrastructure is installed prior to operation commencing.

The Works Approval Holder will still be required to demonstrate compliance with the rest of the Works Approval, including the other pieces of infrastructure, prior to a Licence application being accepted for assessment, which is consistent with the provisions of the EP Act.

This amendment has been informed by DWER's Regulatory Framework which is available at <https://www.der.wa.gov.au/our-work/regulatory-framework>.

3. Works Approval Holder's comments

The Works Approval Holder was provided with the draft Amendment Notice on 1 May 2019. The Works Approval Holder notified DWER on 7 May 2019 that they wished to waive the comment period.

4. Decision

The Delegated Officer has determined that the screening plant, crushing plant and pug mill will be removed from the Works Approval, to enable the Works Approval Holder to demonstrate compliance with the Works Approval and apply for a Licence to operate. These changes have been shown below:

1. Table 2 of Condition 4 is amended by the deletion of the text shown in strikethrough below:

Table 2: Infrastructure and equipment requirements table

Column 1	Column 2		Column 3
Infrastructure/Equipment	Requirements (design and construction)		Site plan reference
	Decibels at 100m	Capacity (M ³ /hour)	
Screening Plant	94	Between 80 to 200	Commencing initially within the area marked Existing Pit then moving into the New Pit area as depicted on the Site Layout Map in Schedule 1
Crushing Plant	124	Between 80 to 200	Commencing initially within the area marked Existing Pit then moving into the New Pit area as depicted on the Site Layout Map in Schedule 1
Pug Mill	94	Not exceeding 200	
Stormwater sump	N/A	N/A	At the located marked Stormwater Dam as depicted on the Site Layout Map in Schedule 1
Dozer	102	Not exceeding 250	Used within the area marked Existing Pit then moving into the New Pit area as depicted on the Site Layout Map in Schedule 1.
Water cart (when in use)	91	N/A	
Front end loader	102	Not exceeding 120	