



CEO initiated licence amendment

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

Licence number	L4511/1967/13
Applicant	Boral Bricks Western Australia Pty Ltd
ACN	008 674 244
File number	2012/002146-1
Premises	<p>Part Lot 103 on Plan 54208, Part Lot 87 on Plan 5036, Part Lot 2 on Plan 15380 and Part Lot 5601 on Plan 190183 Great Northern Highway; and Lot 80 on Plan 5036, MIDDLE SWAN WA 6056.</p> <p>Part Lot 1 on Plan 6149, Lots 200 to 205, and Lots 220 and 221 on Plan 10145 Winston Crescent; Lots 214 to 219 on Plan 10145 Bernley Drive; Lot 159 on Plan 9113, Lots 162 to 166 on Plan 9113, and Lots 190 to 198 on Plan 9113 Brentford Avenue; Lots 167 to 169 on Plan 9113 Surrey Court; Lot 158 on Plan 9113, Lots 152 to 157 on Plan 9113, and Lots 160 to 162 on Plan 9113 Somerset Street; Lots 149 to 151 on Plan 9113 York Street; and Lots 142 to 148 on Plan 9113 Cranwood Crescent, VIVEASH 6056</p> <p>as depicted in Schedule 1 of the licence</p>
Date of report	29/06/2020
Decision	Amended licence granted

1. Definitions

Key terms relevant to this decision report and their associated definitions are listed in Table 1.

Table 1: Definitions

Term	Definition
Amendment Report	refers to this document.
Category / categories	Categories of prescribed premises as set out in Schedule 1 of the EP Regulations.
Delegated Officer	An officer delegated under section 20 of the EP Act.
Department	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
Emission	has the same meaning given to that term under the EP Act.
EP Act	<i>Environmental Protection Act 1986</i> (WA)
EP Regulations	<i>Environmental Protection Regulations 1987</i> (WA)
Licence Holder	Boral Bricks Western Australia Pty Ltd
Occupier	has the same meaning given to that term under the EP Act.
Prescribed premises	This 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

2. Purpose and scope of assessment

This amendment is made pursuant to section 59 of the *Environmental Protection Act 1986* (EP Act) to amend licence L4511/1967/13 issued under the EP Act to Boral Bricks Western Australia Pty Ltd (Boral Bricks).

Boral Bricks hold licence L4511/1967/13 for the manufacturing of bricks. The current licence is due to expire on 30 December 2020 therefore the Delegated Officer has initiated an amendment to the licence to extend its duration. The Delegated Officer has not undertaken any additional risk assessment of emissions and discharges from the Premises during this amendment process.

This Amendment Report documents the Delegated Officer's decision to amend the licence to extend its expiry date by an additional 12 months, such that the new expiry date will be 30 December 2021.

The licence includes the prescribed premises categories listed in Table 2

Table 2: Classification of premises and assessed design capacity

Prescribed premises category description (Schedule 1, Environmental Protection Regulations 1987)	Assessed production / design capacity
Category 41: Clay bricks or ceramic products manufacturing	1,000,000 tonnes per year
Category 77: Concrete batching or cement products manufacturing	200 000 tonnes

The guidance statements and documents that have informed the assessment and decision outlined in the amendment report are listed in Appendix 1.

3. Amendment description

The Delegated Officer has initiated an amendment to extend the expiry date of licence L4511/1967/13 by 12 months to 30 December 2021.

This amendment also incorporates changes to the formatting and style of the licence. The obligations of the Licence Holder have not changed in making this amendment.

The Delegated Officer has also undertaken administrative changes to the licence as discussed in section 3.1 of this report.

3.1 Summary of amendments

Table 3 provides a summary of the amendments and will act as record of implemented changes to the Amended Licence. All proposed changes have been incorporated into the Amended Licence as part of the amendment process.

Table 3: Licence amendments

Condition	Amendments processed
NA	Licence duration extended from 30 December 2020 to 30 December 2021
1.1.2	Included the definition for AACR Updated the definition for the CEO and the associated correspondence address.

4. Consultation

The Licence Holder was provided with the draft Amendment Report and draft Amended Licence on the 15 June 2020. A response was provided on 24 June 2020 advising the Licence Holder accepted the changes and had no further comments.

5. Decision

The Delegated Officer has granted an amendment to the licence to extend the expiry date to 30 December 2021 and undertake administrative updates or corrections.

The extension of expiry was limited to 12 months beyond the existing expiry date on the expectation Boral will be requested to apply for a licence (renewal) towards the end of 2020 or in early 2021. The extended expiry provides additional time for Boral to apply and for DWER to assess and determine the application for the licence renewal. This will include review of the risk profile of emissions and discharges from the Premises and changes to controls on the licence, where required. A review of the risk profile may occur sooner, for example where Boral applies for a licence amendment.

6. Conclusion

Based on the assessment in this Amendment Report, the Delegated Officer has determined that an Amended Licence will be granted.

The Delegated Officer notes that the Department may also review the appropriateness and adequacy of controls at any time and that, following a review, the Department may initiate amendments to the Licence under the EP Act.

Amine Callegari

A/MANAGER, PROCESS INDUSTRIES

Officer delegated under section 20 of the *Environmental Protection Act 1986* (WA)

Appendix 1: Key documents

Document title	Availability
Licence L4511/1967/13	accessed at www.dwer.wa.gov.au
DWER June 2019, <i>Industry Regulation Guide to Licensing</i> . Department of Water and Environmental Regulation, Perth.	
DER, July 2015. <i>Guidance Statement: Regulatory principles</i> . Department of Environment Regulation, Perth.	
DER, August 2016. <i>Guidance Statement: Licence duration</i> . Department of Environment Regulation, Perth.	
DWER, June 2019. <i>Guideline: Decision Making</i> . Department of Water and Environmental Regulation, Perth.	