



Application for Licence Transfer

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

Licence Number	L5897/1993/11
Applicant	BAE Systems Australia Limited
ACN	008 423 005
File number	2012/008857-2
Premises	BAE Systems Australia Legal description Lot 1 on Diagram 75186, Lot 2953 on Plan 188910, Part Lot 804 on Plan 38196 and Part Lot 4552 on Plan 220690 Quill Way, Henderson WA 6166 As defined by the premises maps attached to the issued licence
Date of report	16 November 2023
Decision	Licence granted

Amine Fisher

A/Manager Process Industries

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

1. Decision summary

The Delegated Officer has determined to transfer Licence L5897/1993/11 from the existing licence holder, BAE Systems Australia Defence Pty Ltd, to BAE Systems Australia Limited. This transfer is administrative in nature and therefore does not alter the risk profile of the Premises, providing those activities, emissions, and receptors, as stated in the existing approvals, remain unchanged.

2. Scope of assessment

2.1 Regulatory framework

In granting the transfer, the Department of Water and Environmental Regulation (the department; DWER) has considered and given due regard to its regulatory framework and relevant policy documents which are available at [DWER Regulatory documents | Western Australian Government \(www.wa.gov.au\)](https://www.wa.gov.au/government/publications/dwer-regulatory-documents).

2.2 Transfer Summary

Licence L5897/1993/11 is held by BAE Systems Australia Defence Pty Ltd which has been licensed since 1993. The licence is granted for category 49, boat building and maintenance and Category 81, metal coating.

BAE Systems Australia Defence Pty Ltd is an entity that is intended to be wound up as a body corporate subsidiary to BAE Systems Australia Limited. This transfer is to reflect the continuing occupation of the prescribed premises by the parent company.

On 24 October 2023 BAE Systems Australia Limited (the applicant) submitted an application to the department to transfer Licence L5897/1993/11 under section 61 of the EP Act.

3. Assessment

The assessment of the transfer application is limited to a review of the legal occupancy details to determine if a transfer may occur.

Legal occupancy

BAE Systems Australia Limited owns the title on Lot 1 on Diagram 75186 and has leases for the other portions of the prescribed premises. The expiry date for the lease on part Lot 804 on Deposited Plan 38396 and Lot 2953 on Deposited Plan 188910 is 31 December 2038. Access to Lot 4552 on Deposited Plan 220690 is gained by a lease with the Fremantle Port Authority.

Legal entity status

BAE Systems Australia Limited is a registered company with a valid and current entry on the Australian & Investments Commission register (ACN 008 423 005) and is therefore a legal entity.

4. Conclusion

Based on the assessment in this decision report, the delegated officer has determined that the application to transfer licence L5897/1993/11 will be granted, subject to conditions remaining unchanged within the licence.

References

1. Department of Water and Environment Regulation (DWER) 2015, *Licence L5897/1993/11* Perth Western Australia
2. BAE Systems Australia Limited, *Application to transfer licence L5897/1993/11, submitted 24 October 2023*, Perth, Western Australia