



Application for Licence Amendment

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

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|--------------------------|---|
| Licence Number | L6112/1996/11 |
| Licence Holder | Borrello Holdings (WA) Pty Ltd |
| ACN | 150 463 442 |
| File Number | DER2015/001535-1 |
| Premises | Gingin Meatworks 326 Cockram Road LENNARD BROOK WA 6503 |
| | Legal description - Lots 195 and 328 on Deposited Plan 231420, Lot 343 on Deposited Plan 231044 Certificate of Title Volume 1565 Folio 557 |
| Date of Report | 24 September 2020 |
| Proposed Decision | Revised licence granted |

1. Decision summary

The Delegated Officer has determined to make amendments to licence L6112/1996/11. The amendments are administrative in nature therefore they do not alter the risk profile of the Premises, providing that activities, emissions and receptors as stated in existing approvals 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 existing licence will remain on the department's website for future reference and will act as a record of the department's decision making.

2. Scope of assessment

2.1 Regulatory framework

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/one-stop-shop> under Industry Regulation – Regulatory documents.

2.2 Application summary

Licence L6112/1996/11 is held by Borrello Holdings (WA) Pty Ltd (licence holder) for the Gingin Meatworks (the Premises), located at 326 Cockram Road, Lennard Brook, Western Australia.

The Premises relates to the categories and the assessed production capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in existing licence L6112/1996/11.

On 5 August 2020, the licence holder submitted an application to the department to amend licence L6112/1996/11 under section 59B of the *Environmental Protection Act 1986* (EP Act). The following amendments were requested by the licence holder:

- extension of timeframe for installation of new groundwater monitoring bores; and
- extension of timeframe for commencement of soil monitoring.

Condition 2 of the existing licence requires the licence holder to construct, develop and commence operation of new groundwater monitoring bores MW12, MW13 and MW10R by 30 September 2020. The licence holder has requested an extension to the 31st December to complete this requirement. Condition 11 of the existing licence requires the licence holder to undertake annual soil sampling, commencing within 90 days of the licence amendment date of 10 July 2020. The first annual soil sampling is therefore due to be completed by 8 October 2020. The licence holder has requested an extension for the commencement of soil sampling to the 31st March 2021.

The primary reason for this request is due to the reduced availability of capital for projects that had not already been budgeted for earlier in the year, as a result of Covid-19 impacts on export markets. Additionally the licence holder has concern seasonal winter water levels may impact soil sampling results providing inconsistent data and will also impact accessibility to install the groundwater monitoring bores making completion of the groundwater monitoring bores difficult in the timeframe proposed.

3. Consultation

The licence holder was provided with the draft amendment report and draft amended licence

on 18 September 2020 for comment. On 22 September 2020, the licence holder waived the comment period.

4. Conclusion

The delegated officer has accepted the licence holder's reasoning for requesting an extension to the timeframe for groundwater monitoring bore installation and commencement of soil sampling.

The timeframe for completing the installation of the groundwater monitoring bores and commencing annual soil sampling was based on what was considered at the time of the assessment to be an adequate timeframe, and not upon there being an imminent environmental risk. The delegated officer is therefore of the view that extending the timeframe for monitoring bore installation by three months will not alter the environmental risk and has extended the timeframe for completion to 31 December 2020. Similarly the delegated officer considers extending the commencement date for soil sampling will not alter the environmental risk and that requiring the annual soil sampling to be conducted in a set period of the year would be beneficial for the consistency of the results. The delegated officer has therefore amended the sampling period for soil sampling to annually between the months January and March providing the licence holder with adequate time to commence the first annual sampling event in the nominated period.

Based on the assessment in this amendment report, the delegated officer has determined that an amended licence will be granted.

4.1 Summary of amendments

Table 1 provides a summary of the licence amendments and will act as record of implemented changes. All changes have been incorporated into the amended licence as part of the amendment process.

Table 1: Summary of licence amendments

| Condition no. | Amendments |
|---------------|---|
| 2 | Timeframe amended to 31 December 2020 |
| 11 | Sampling frequency amended to occur between the months of January - March |

5. References

1. DER 2015, *Guidance Statement: Setting Conditions*, Perth, Western Australia.
2. DER 2017, *Guidance Statement: Risk Assessments*, Perth, Western Australia.
3. DWER 2019, *Guideline: Decision Making*, Perth, Western Australia.

Amine Fisher
A/Manager, Process Industries

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