



Licence Number	L7210/1997/10
Licence Holder	Mushroom Exchange Pty Ltd
ACN	004 527 440
File Number:	DER2010/010225
Premises	Mushroom Exchange Pty Ltd 230 Gull Road NAMBEELUP WA 6207 Legal description – Part Lot 89 on Plan 741 Certificate of Title Volume 1112 Folio 243 As defined by the coordinates in the Revised Licence
Date of Report	21 April 2020

1. Definitions and interpretation

Definitions

In this Amendment Report, the terms in Table 1 have the meanings defined.

Table 1: Definitions

Term	Definition
ACN	Australian Company Number
Amendment Report	refers to this document
Category/ Categories/ Cat.	categories of Prescribed Premises as set out in Schedule 1 of the EP Regulations
CEO	means Chief Executive Officer. CEO for the purposes of notification means: Director General Department Administering the <i>Environmental Protection Act 1986</i> Locked Bag 33 Cloisters Square PERTH WA 6850 info@dwer.wa.gov.au
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 (WA)</i>
EP Regulations	<i>Environmental Protection Regulations 1987 (WA)</i>
Existing Licence	The Licence issued under Part V, Division 3 of the EP Act and in force prior to the issue of the Revised Licence.
Licence Holder	Mushroom Exchange Pty Ltd
Occupier	has the same meaning given to that term under the EP Act.
Prescribed Premises	has the same meaning given to that term under the EP Act.
Premises	refers to the premises to which this Amendment Report applies, as specified at the front of this Amendment Report.
Revised Licence	the amended Licence issued under Part V, Division 3 of the EP Act, with changes that correspond to the assessment outlined in this Amendment Report.

2. Amendment report

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

This amendment is limited to a change of the licence duration and the correction of administrative errors.

The following guidance statements have informed the assessment and decision outlined in this Amendment Report.

- *Guidance Statement: Licence Duration (August 2016)*

3. Amendment description

This amendment was initiated by DWER due to the approaching expiry date of the Licence. An extension of the Licence duration without a risk assessment is considered appropriate given that a full review of the Licence was finalised in August 2018.

The Licence duration has been extended for three years, from 28 April 2020 to 28 April 2023. The Delegated Officer has given regard to the duration of the current lease agreement in place for the Premise and has determined that an extension of 3 years is appropriate.

4. Lease agreement

The Licence Holder has an agreement in place to sublease from Derby Industries Pty Ltd who lease the Premises from George Weston Foods Limited. The agreement expires on 5 November 2022.

DWER acknowledges that the lease agreement expires prior to the licence expiry. It is the Licence Holder's responsibility to ensure that the lease agreement is extended.

5. Licensing history

Table 2 below provides the history for L7210/1997/10.

Table 2: Licence history

Instrument	Issued	Amendment
W1855/1997/1	03/01/1997	Issued to Chiquita Mushrooms Pty Ltd for the Premises.
L7210/1997/3	26/04/2000	Licence issued to Chiquita Mushrooms Pty Ltd for the Premises with operational control held by Custom Composts Pty Ltd.
L7210/1997/4	26/04/2001	Licence reissue.
L7210/1997/5	07/05/2002	Licence reissue and operational control held by Chiquita Mushrooms Pty Ltd.
L7210/1997/6	28/04/2003	Licence reissue.
L7210/1997/7	14/06/2004	Licence reissue. Application states throughput is 15,000 tonnes per year.

Instrument	Issued	Amendment
L7210/1997/8	28/04/2005	Licence reissue.
L7210/1997/9	28/04/2008	Licence reissue. Licence Holder name change to Mushroom Exchange Pty Ltd.
L7210/1997/10	28/04/2011	Licence reissue.
L7210/1997/10	16/08/2018	Licence review.
L7210/1997/10	21 April 2020	This amendment

6. Consultation

The Licence Holder was provided with the draft Decision Report and Revised Licence on 14 April 2020.

Table 2: Summary of consultation

Method	Comments received	DWER response
Draft decision package referred to Licence Holder for comment on 14 April 2020	DWER received email correspondence on 17 April 2020 requesting to waive the consultation period.	NA

7. Decision

Based on the assessment in this Amendment Report, the Delegated Officer has determined that a licence amendment will be granted, with the changes set out in Section 7.1.

7.1. Summary of amendments

Table 10 provides a summary of the amendments and will act as record of implemented changes. All changes have been incorporated into the Revised Licence as part of the amendment process.

Table 10: Licence amendments

Condition No.	Amendments
N/A – front page of Revised Licence	Expiry changed to 25 April 2023.

Tracey Hassell
A/MANAGER WASTE INDUSTRIES
REGULATORY SERVICES
Officer delegated under section 20 of the Environmental Protection Act 1986

Appendix 1: Key documents

Document title	Availability
DER, August 2016. <i>Guidance Statement: Licence duration</i> . Department of Environment Regulation, Perth.	accessed at www.dwer.wa.gov.au