



Application for Licence Amendment

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

Licence Number	L7639/2000/8
Licence Holder	Western Resource Recovery Pty Ltd
ACN	099 144 180
File Number	2012/003338-1
Premises	Western Resource Recovery 113 Ewing Street WELSHPOOL WA 6106 Legal description – Part Lot 278 on Plan 3033 As defined by the Premises map attached to the Revised Licence
Date of Report	2 September 2020
Proposed Decision	Revised licence granted

Abbie Crawford
Senior Environmental Officer, Industry Regulation

An officer delegated by the CEO under section 20 of the EP Act

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1. Decision summary

The Delegated Officer has determined to make amendments to Licence L7639/2000/8. 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 sections 59, 59(B) and 64 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 amending and transferring the licence, the department has considered and given due regard to its Regulatory Framework and relevant policy documents which are available at <https://www.der.wa.gov.au>.

2.2 Application summary

This amendment is limited to a transfer of Licence L7639/2000/8 from Total Waste Management Pty Ltd to Western Resource Recovery Pty Ltd. This transfer has been made at the request of Western Resource Recovery Pty Ltd's company director.

The assessment of the transfer application is limited to a review of ownership details to determine if a Licence transfer may occur. There are no proposed changes to the current approved Premises categories or design capacity.

As part of this Licence transfer package DWER has updated the licence by reviewing and reformatting the Licence conditions, and removing those which are no longer valid.

The obligations of the Licence Holder have not changed in the revision of the Licence. DWER has not undertaken any additional risk assessment of the Premises related to the amalgamation of previous Amendment Notices into the Licence.

In consolidating the licence, the CEO has:

- Amalgamated Amendment Notice 1 into the Licence
- updated the format and appearance of the Licence;
- revised licence condition's numbers, and removed any redundant conditions and realigned condition numbers for numerical consistency;
- reformatted remaining conditions; and
- corrected clerical mistakes and unintentional errors.

3. Consultation

The Licence Holder was provided with the draft Amendment Report on 30 July 2020. Comments received from the Licence Holder on 18 August 2020 have been considered by the Delegated Officer as detailed in Appendix 1.

4. Conclusion

Based on the assessment in this Amendment Report, the Delegated Officer has determined that an amended Licence will be granted, subject to conditions commensurate with the determined controls and necessary for administration and reporting requirements.

4.1 Summary of amendments

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

Table 1: Licence conversion map for new licence format

Existing licence condition/ table/ schedule	Condition summary	Revised licence condition/ table/ schedule	Conversion notes
N/A	Cover Page	-	Licence Holder has been changed from: Total Waste Management Pty Ltd ACN: 077 898 607 to: Western Resource Recovery Pty Ltd ACN: 099 144 180
N/A	-	-	Inclusion of 'DWER file number', 'Duration' to licence cover page.
N/A	-	-	Inclusion of 'Licence history' table. Provides summary to all major changes to the Licence.
N/A	-	-	Replacement of phrase "Licensee" with "Licence Holder" throughout Licence
1.1.1 1.1.2	Interpretation and definitions	N/A Interpretation section, Definitions - Table 7	Redundant conditions. Revised to current licensing format.
1.1.3	Australian or other standard	Interpretation section	Redundant condition. Revised to current licensing format.
1.1.4	Reference to code of practice	Interpretation section	Redundant condition. Revised to current licensing format.
1.1.5	Emissions	N/A	Redundant condition. Revised to current licensing format.
1.2.1	Pollution control and monitoring equipment	N/A	Redundant condition. Adequately covered by alternative existing conditions. Deleted from licence.

Existing licence condition/ table/ schedule	Condition summary	Revised licence condition/ table/ schedule	Conversion notes
1.2.2	Recovery and removal of spills	N/A	Redundant condition. Adequately covered by EP (Unauthorised Discharges) Regulations 2004. Deleted from licence.
1.2.3	Prevention of contamination and containment of contaminated stormwater	Condition 9	Condition relocated into "Emissions and discharges" "Water discharges" subheading.
1.3.1	Record and investigate exceedances of limits or targets	N/A	Redundant condition. Deleted from licence.
1.3.2	Waste acceptance	Condition 1	Table reference numbering updated
1.3.3	Non-conforming waste	Condition 2	Table reference numbering updated
1.3.4	Waste processing	Condition 3	Table reference numbering updated
1.3.5	Waste storage infrastructure	Condition 4	Table reference numbering updated
1.3.6	Premises security	Condition 5	No change
1.3.7 Table 1.3.2	Infrastructure requirements	Condition 6 Table 2	Amendment Notice 1 condition addition
1.3.8	Compliance document submission	Condition 7	Amendment Notice 1 condition addition
2.1.1	Record and investigate exceedances of limits or targets	N/A	Redundant condition. Deleted from licence.
2.2.1 Table 2.2.1	Point source emission limits to surface water	Condition 8 Table 3	Table reference numbering updated
3.1.1	Wastewater sampling	Condition 10	No change.
3.1.2	Monitoring timeframe	Condition 11	No change.
3.1.3	Monitoring equipment calibration	Condition 12	No change.
3.1.4	Calibration requirement reporting	Condition 13	No change.
3.2.1 Table 3.2.1	Monitoring of inputs and outputs	Condition 14 Table 4	Table reference numbering updated

Existing licence condition/ table/ schedule	Condition summary	Revised licence condition/ table/ schedule	Conversion notes
4.1.1	Records	Condition 15 and 16	Update to wording format and recordkeeping
4.1.2	Premises occupier responsibilities	Condition 17	No change
4.1.3	Annual Audit Compliance Report	Condition 18	Update to wording format
4.1.4	Complaints management	Condition 19	Update to wording format and recordkeeping
4.2.1 Table 4.2.1	Annual Environmental Report	Condition 20 Table 5	Condition and table reference numbering updated
4.3.1 Table 4.3.1	Notification requirements	Condition 21 Table 6	Condition and table reference numbering updated
Schedule 1 Maps	Premises Map	Figure 1	Map updated with more recent aerial photograph with GDA94 Zone 50 coordinate grid lines added
Schedule 1 Maps	Premises Map	Figure 2	Updated premises map as per Amendment Notice 1
Schedule 2 Reporting & notifications	Annual Audit Compliance Report Form N1 Notification	N/A	N1 form has been updated into new format
Appendix A Waste acceptance, processing and storage Table 1.3.1	Waste acceptance, processing and storage	Table 1	No change.

References

1. DER July 2015. Guidance Statement: Regulatory principles. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
2. DER, October 2015. Guidance Statement: Setting conditions. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
3. DER, August 2016. Guidance Statement: Licence duration. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
4. DER, February 2017. Guidance Statement: Risk Assessments. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
5. DWER, June 2019. Guideline: Decision Making. Department of Water and Environmental Regulation, Perth. Accessed at www.dwer.wa.gov.au
6. DWER, June 2019. Guideline: Industry Regulation Guide to Licensing. Department of Water and Environmental Regulation, Perth. Accessed at www.dwer.wa.gov.au

Appendix 1: Summary of Licence Holder's comments on draft amendment

Summary of Licence Holder's comment	Department's response
<p>The Licence Holder provided comment on 18/08/2020 requesting the removal of conditions 6 and 7 from the Licence as the proposed additions to infrastructure were never constructed.</p> <p>(HPE DWERDT306947)</p>	<p>DWER considers the transfer of Licence application, an administrative process with a reduced fee, consultation and assessment process. DWER has advised the Licence Holder to submit a Licence amendment application, should the Licence Holder wish to request changes to Licence conditions.</p>