



Department initiated Amendment

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

Licence Number	L8000/2000/5
Licence Holder	Craig Mostyn Farms Pty Ltd
ACN	127 068 115
File Number	2010/005958
Premises	CM Farms Mogumber Piggery Legal description – CM Farms – Mogumber Piggery Lot 501 on Plan 55017 RED GULLY WA 6503 As defined by the Premises maps attached to the Revised Licence
Date of Report	3 January 2024
Decision	Revised licence granted

1. Decision summary

The Delegated Officer has determined to make amendments to Licence L8000/2000/5. 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 amending the licence, the department 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.dwer.wa.gov.au/regulatory-documents).

2.2 Amendment summary

Licence L8000/2000/5 is held by Craig Mostyn Farms Pty Ltd (licence holder) for the Mogumber Piggery (the premises), located at Lot 501 on Plan 55017, Red Gully.

The premises relates to the category and the assessed production capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in existing licence L8000/2000/5.

On 7 November 2023, the department initiated an amendment to Licence L8000/2000/5. The amendment is limited to extending the licence expiry date and correcting typographical errors.

This licence amendment extends the duration of the current licence by 24 months to allow DWER further time to consider whether the risk profile of emissions and discharges from the premises has been adequately addressed by the current risk assessment and licence conditions. Following this review, if changes are required, DWER will amend the conditions relating to emissions and discharges.

3. Consultation

The licence holder was provided with the draft amended licence and his report on 21 November 2023. On 2 January 2024 the licence holder waived the comment period.

4. Decision

The Delegated Officer has determined that an amendment shall be granted to extend the licence period by 24 months. The short-term extension is to allow sufficient time for the department to conduct a review of the licence and the risks to public health and the environment associated with emissions and discharges from the premises.

In granting this extension the Delegated Officer has also determined that Table 1 should be amended due to a typographical error in the hydraulic conductivity description for infrastructure requirements which is intended to be 1×10^{-9} m/s or less rather than at least 1×10^{-9} which effectively places no restriction on the hydraulic conductivity.

The licence was amended by an amendment notice on 16 May 2022 to remove the

requirement for an Annual Environmental Report (AER). Condition 15 has therefore been removed from the amended licence to consolidate the amendment notice into the licence.

5. 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.

5.1 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: Summary of licence amendments

Condition no.	Proposed amendments
Duration	Extended to 16/01/2026
History	Updated to include this amendment
Condition 3 – Table 1	Amend wording from at least 1×10^{-9} m/s to 1×10^{-9} m/s or less to accurately reflect intent of the condition
Condition 15	AER submission requirement removed to give effect to the amendment notice dated 16 May 2022.

References

1. Department of Environment Regulation (DER) 2015, *Guidance Statement: Setting Conditions*, Perth, Western Australia.