



Application for Works Approval Amendment

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

Works Approval Number	W6196/2018/1
Works Approval Holder	East Rockingham RRF Project Co. Pty Ltd
ACN	623 495 278
File Number	DER2018/001625 and INS-0002192
Premises	East Rockingham Waste to Energy Facility 26 Office Road EAST ROCKINGHAM WA 6168 Legal description: Lot 1 on Diagram 62220 Certificate of Title: Volume 1608 Folio 741 As defined by the map in Schedule 1 of the works approval
Date of Report	17 April 2025
Decision	Revised works approval granted

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1. Decision summary

The delegated officer has determined to make amendments to works approval W6196/2018/1. 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 works approval W6196/2018/1 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 works approval, 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/regulatory-documents>.

2.2 Application summary

Works approval W6196/2018/1 is held by East Rockingham RRF Project Co. Pty Ltd (works approval holder) for the East Rockingham Waste to Energy Facility (the premises), located at 26 Office Road, East Rockingham.

The premises relates to the categories and the assessed design capacity under Schedule 1 of the Environmental Protection Regulations 1987 (EP Regulations) which are defined in existing works approval W6196/2018/1.

On 24 February 2025, the works approval holder submitted an application to the department to amend Works Approval W6196/2018/1 under section 59B of the EP Act for the purposes of extending the works approval expiry date from July 2025 to July 2027. This extension has become necessary due to critical construction challenges such as skill shortages and delays in the importation of essential plant infrastructure. Consequently, these issues have led to delays in the construction timeline. The works approval holder has stated that construction will restart in mid-2025 and the project will take approximately 15 to 20 months to complete including the time-limited operating phase of 10 calendar months permitted by condition 22 of the works approval.

3. Consultation

The works approval holder was provided with the draft amendment report on 16 April 2025. Works approval holder waived the 21-day period on 16 April 2025.

4. Decision

Section 63 of the EP Act prescribes that a works approval shall continue in force for such period as is specified in the works approval. Works approval W6196/2018/1 is due to expire on 22 July 2025.

The delegated officer has determined that extending the works approval expiry date to 22 July 2025 is appropriate on the basis that it will facilitate the commissioning of all infrastructure while providing sufficient time for time limited operations and subsequent assessment of the expected licence application for the premises.

In determining to extend the duration of the works approval, the following matters were

considered:

- an extension to the works approval duration will not change the current risk profile of the premises, or change the risks posed by ongoing emissions from the premises;
- the risks posed by emissions and discharges from the premises were assessed for the grant of W6196/2018/1 and operational controls were applied in the works approval based on this assessment;
- the premises will continue to be subject to the conditions of the works approval;
- the works approval authorises commissioning of the premises for a period of eight months and ten months of time limited operations; and
- in the event that risk issues arise in relation to the premises, the CEO may (a) amend the works approval conditions at any point, and (b) in the event of an alleged offence, exercise enforcement powers under the provisions of the EP Act.

The delegated officer has therefore amended W6196/2018/1 in accordance with section 59(1) of the EP Act by extending the expiry date from 22 July 2025 to 22 July 2027.

5. Conclusion

Based on the assessment in this Amendment Report, the Delegated Officer has determined that an amended works approval 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 amended works approval as part of the amendment process.

Table 1: Summary of works approval amendments

Condition no.	Proposed amendments
Duration	Extended to 22/07/2027