



Department initiated Amendment

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

Works Approval Number	W6855/2023/1
Works Approval Holder	Cleanaway Solid Wate Pty Ltd
ACN	120 175 635
File Number	DER2021/000183
Internal number	INS-0002695
Application number	APP-0035457
Premises	Banksia Road Putrescible Landfill Banksia Road CROOKED BROOK WA 6236 Legal description – Part of Lot 2 on Deposited Plan 65861 As defined by the coordinates in Schedule 2 of the Revised Works Approval
Date of Report	20 May 2026
Decision	Revised works approval granted

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1. Decision summary

On 4 May 2026, the Minister for the Environment, Community Services, Homelessness (the Minister) made a determination on a third-party appeal (Appeal number 14 of 2024) against the grant of a works approval dated 23 February 2024 for the Banksia Road Putrescible Landfill facility.

The Minister received two appeals objecting to the conditions within the works approval. Broadly, the key concerns of the appellants were for the works approval to include additional controls, monitoring and reporting requirements in relation to the following matters:

- Dust emissions
- Noise emissions
- Discharges to land and water
- Compliance reporting

In making the determination the Minister allowed in part the appeals to the extent that the works approval be amended as follows:

- Condition 9 is amended to clarify that sequential submission of compliance reports for each landfill cell is appropriate, to reflect the works schedule required by condition 2.
- Conditions 10 and 11 are amended to give effect to the amendment to condition 9 and reflect the implications of the sequential submission of compliance reports for each landfill cell.
- Condition 16 is amended to give effect to the amendment to condition 9 and require the leachate water balance assessment to be sequentially updated when new inputs from operational areas and landfill cells occur that have not been previously addressed.

Changes have been made to align Licence conditions with the Minister's determination in accordance with Section 110 of the Environmental Protection Act 1986 (EP Act). These changes are summarised in Table 1.

While the determinations specify changes to conditions 9, 10, and 16, additional minor condition amendments are necessary to give full effect to the determination. These are also summarised in Table 1.

In addition to the above, the Minister has advised that there are opportunities for DWER to improve the regulation of the premises and risks from landfills more broadly. These opportunities will be considered by the delegated officer and incorporated where possible as part of future works approval amendments and/or amendments to the premises operational licence (L8904/2015/1).

2. Consultation

The works approval holder was provided with the draft amendment report on 11 May 2026.

On 18 May 2026 the works approval holder waived the comment period.

3. 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.

3.1 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 works

approval as part of the amendment process.

Table 1: Summary of works approval amendments

Condition no.	Proposed amendments
9	Condition wording amended to clarify that separate compliance audits and Critical Containment infrastructure Reports on that compliance are required for cells 9, 10, and Cell 12A.
10	Condition wording amended to clarify that separate reports are required for cells 9, 10, and Cell 12A. (as per condition 9)
11	Table 6 specified timeframe wording to clarify that separate reports are required for cells 9, 10, and Cell 12A. (as per condition 9)
16	Condition wording amended to clarify that separate water balance submissions are required for cells 9, 10, and Cell 12A.
17	Condition wording amended to clarify that multiple water balance submissions are required.

References

1. *Department of Environment Regulation (DER) 2015, Guidance Statement: Setting Conditions, Perth, Western Australia.*
2. *Department of Water and Environmental Regulation (DWER) 2020, Guideline: Environmental Siting, Perth, Western Australia.*
3. *DWER 2020, Guideline: Risk Assessments, Perth, Western Australia.*
4. *Environmental Protection Authority (EPA) 2018, Environmental Impact Assessment (Part IV Divisions 1 and 2) Procedures Manual, Environmental Protection Authority, Perth, WA.*
5. *Snooks & Co 2002, Style Manual for Authors, 6th Edn, John Wiley & Sons Australia Ltd, Brisbane.*