



## Annual Audit Compliance Report Form

*Environmental Protection Act 1986, Part V Division 3*

Once completed, please submit this form either via email to [info@dwer.wa.gov.au](mailto:info@dwer.wa.gov.au), or to the below postal address:

Department of Water and Environmental Regulation  
Locked Bag 10  
Joondalup DC WA 6919

Section A – Licence details			
Licence number:	L7057/1997/12	Licence file number:	
Licence holder name:	Shire of East Pilbara (Nullagine Refuse Site)		
Trading as:	Shire of East Pilbara		
ACN:	47 854 334 350		
Registered business address:	Kalgan Drive, Newman WA 6753		
Reporting period:	01 / 01 / 2019 to 31 / 12 / 2019		

Section B – Statement of compliance with licence conditions
Did you comply with all of your licence conditions during the reporting period? (please tick the appropriate box)
<input type="checkbox"/> Yes – please complete: <ul style="list-style-type: none"><li>section C;</li><li>section D (if required); and</li><li>sign the declaration in Section F.</li></ul>
<input checked="" type="checkbox"/> No – please complete: <ul style="list-style-type: none"><li>section C;</li><li>section D (if required);</li><li>section E; and</li><li>sign the declaration in Section F.</li></ul>

Section C – Statement of actual production	
Provide the actual production quantity for this reporting period. Supporting documentation is to be attached.	
Prescribed premises category	Actual production quantity
Category 64 Class 2 or 3 putrescible landfill site	1190 tonnes per annum (estimated)

Section D – Statement of actual Part 2 waste discharge quantity	
Provide the actual Part 2 waste discharge quantity for this reporting period. Supporting documentation is to be attached.	
Prescribed premises category	Actual Part 2 waste discharge quantity

Section E – Details of non-compliance with licence condition			
Please use a separate page for each condition with which the licence holder was non-compliant at a time during the reporting period.			
Condition no:	1.3.2 Waste Acceptance	Date(s) of non-compliance:	Throughout 2019
Details of non-compliance:			
The landfill is unsupervised, as a result of this it is not possible to comply with the license condition that requires continuous monitoring of the waste that enters the site for acceptance.			
What was the actual (or suspected) environmental impact of the non-compliance?			
<b>NOTE</b> – please attach maps or diagrams to provide insight into the precise location of where the non-compliance took place.			
Potential pollution to the ground water from unauthorized dumping of waste including liquid waste. The Shire reported the site as a Contaminated Site under the 2003 Contaminated Sites Act and carried out a site investigation and Hydrological Study 2018. A Site Management Plan has been developed and approved for the site which is now being implemented.			
Cause (or suspected cause) of non-compliance:			
It is not possible to comply with the licence conditions as it requires continuous surveillance of dumping and recording of waste dumped. There is no means of directly estimating the amount of waste dumped due to the site being unsupervised the majority of the time. There are daily visits from Shire staff and a site running sheet with daily details and observations. This information is compiled and uploaded on the Shire’s intranet.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
The Shire of East Pilbara developed a Landfill Waste Management Plan, finalized in October 2019, which addresses all operational and compliance issues related to all its Licensed Landfills including Nullagine.			
Was this non-compliance previously reported to DWER?			
<input checked="" type="checkbox"/> Yes, and			
<input checked="" type="checkbox"/> Reported to DWER verbally		Date: 2015 Landfill Site Inspection	
<input checked="" type="checkbox"/> Reported to DWER in writing		Date: AERs 2017 onwards	

Section E – Details of non-compliance with licence condition			
Please use a separate page for each condition with which the licence holder was non-compliant at a time during the reporting period.			
Condition no:	1.3.4 Process Limits	Date(s) of non-compliance:	Throughout 2019

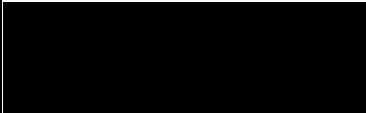

Section E – Details of non-compliance with licence condition	
Details of non-compliance:	
Some rubbish infill within the 35 metre internal buffer.	
What was the actual (or suspected) environmental impact of the non-compliance? <b>NOTE</b> – please attach maps or diagrams to provide insight into the precise location of where the non-compliance took place.	
Remote landfill is located 2-3 Kilometers from Township. Refer to Appendix 1: SoEP Nullagine Landfill Site Feature Survey Plan 2019	
Cause (or suspected cause) of non-compliance:	
Legacy issue.	
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:	
The Shire of East Pilbara developed a Landfill Waste Management Plan, finalized in October 2019, which addresses all operational and compliance issues related to all its Licenses Landfills including Nullagine.	
Was this non-compliance previously reported to DWER?	
<input checked="" type="checkbox"/> Yes, and	
<input checked="" type="checkbox"/> Reported to DWER verbally	Date: 2015 Landfill Site Inspection
<input checked="" type="checkbox"/> Reported to DWER in writing	2017 and 2018 AER

Section E – Details of non-compliance with licence condition			
Please use a separate page for each condition with which the licence holder was non-compliant at a time during the reporting period.			
Condition no:	1.3.2 No specific stormwater drainage construction	Date(s) of non-compliance:	Throughout 2019
Details of non-compliance:			

Section E – Details of non-compliance with licence condition	
No storm drainage swales are presently in use on the landfill site which may result in contaminated water runoff. The waste cells constructed are deep and have a bunded at the top to help divert storm water in the event of heavy rain.	
What was the actual (or suspected) environmental impact of the non-compliance? <b>NOTE</b> – please attach maps or diagrams to provide insight into the precise location of where the non-compliance took place.	
Refer to Appendix 1: SoEP Nullagine Landfill Site Feature Survey Plan 2019	
Cause (or suspected cause) of non-compliance:	
Lack of land at the site.	
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:	
No adverse effects have been reported through the site running sheets for the reporting period of 2019.  The Shire of East Pilbara developed a Landfill Waste Management Plan, finalized in October 2019, which addresses all operational and compliance issues related to all its Licensed Landfills including Nullagine.	
Was this non-compliance previously reported to DWER?	
<input checked="" type="checkbox"/> Yes, and	
<input type="checkbox"/> Reported to DWER verbally	Date
<input checked="" type="checkbox"/> Reported to DWER in writing	Date: 2017 and 2018 AER

Section F – Declaration
I / We declare that the information in this Annual Audit Compliance Report is true and correct and is not false or misleading in a material particular <sup>1</sup> .
I / We consent to the Annual Audit Compliance Report being published on the Department of Water and Environmental Regulation’s (DWER) website.

## Department of Water and Environmental Regulation

Signature <sup>2</sup> :		Signature:	
Name: (printed)		Name: (printed)	
Position:	Chief Executive Officer	Position:	
Date:	31/03/2020	Date:	
Seal (if signing under seal):			

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<sup>1</sup> It is an offence under section 112 of the *Environmental Protection Act 1986* for a person to give information on this form that to their knowledge is false or misleading in a material particular.

<sup>2</sup> AACRs can only be signed by the licence holder or an authorised person with the legal authority to sign on behalf of the licence holder.