

Amendment Report

Application for Works Approval Amendment

Part V Division 3 of the Environmental Protection Act 1986

Works Approval Number	W6407/2020/1
Works Approval Holder	Silver Lake (Deflector) Pty Ltd
ACN	101 224 999
File Number	DER2020/000240
Premises	Gullewa Gold-Copper Operations
	M59/49, L59/49, L59/64, M59/68, M59/132, M59/294, M59/356, M59/391, M59/392, M59/335, M59/442, L59/35, M59/507, M59/336, M59/522, L59/71, L59/158, L59/159 and L59/160 Morawa – Yalgoo Road
	YALGOO WA 6635
Date of Report	9 March 2022

Decision Revised works approval granted

ALANA KIDD MANAGER, RESOURCE INDUSTRIES

an officer delegated under section 20 of the Environmental Protection Act 1986 (WA)

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1. Decision summary

Works Approval W6407/2020/1 is held by Silver Lake (Deflector) Pty Ltd (Works Approval Holder) for the Gullewa Gold-Copper Operations (the Premises), located at M59/49, L59/49, L59/64, M59/68, M59/132, M59/294, M59/356, M59/391, M59/392, M59/335, M59/442, L59/35, M59/507, M59/336, M59/522, L59/71, L59/158, L59/159 and L59/160 Morawa – Yalgoo Road, YALGOO WA 6635.

This Amendment Report documents the assessment of potential risks to the environment and public health from proposed changes to the emissions and discharges during the construction and operation of the Premises. As a result of this assessment, Revised Works Approval W6407/2020/1 has been granted.

2. Scope of assessment

2.1 Regulatory framework

In completing the assessment documented in this Amendment Report, 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

On 18 October 2021, the Works Approval Holder submitted an application to the department to amend Works Approval W6407/2020/1 under section 59 and 59B of the *Environmental Protection Act 1986* (EP Act). The following amendments are being sought:

• Modifications to the tailings sampling requirements.

This amendment is limited only to changes to Category 5 activities from the Existing Works Approval. No changes to the aspects of the existing Works Approval relating to Category 85 have been requested by the Works Approval Holder.

Condition 25 of Works Approval W6407/2020/1 requires the Works Approval Holder to undertake sampling of at least 20 individual representative tailings samples, including pore water for disposal characterisation studies / investigations, to determine the likely behaviour of tails under a range of conditions.

The Works Approval Holder is instead requesting to complete seven, as opposed to 20, representative samples of the tailings.

Since the original issuing of the Works Approval on 25 November 2020, more information has become available regarding the new ore feed sources reporting to the Processing Facility.

There are two ore sources that currently report to the TSF after processing, Rothsay (RTH) and Deflector (DEF). A future ore resource, Deflector South West (DSW) which is an underground extension of DEF, will be mined/milled in calendar year 2022.

The works approval holder is proposing to undertake a staged testing assessment to generate a dataset to characterize the tailings. This will be staged depending on when ore sources are available. The works approval holder's TSF2 designer has advised that one suite of tests for each ore type weathered state is sufficient under a range of conditions.

The works approval holder is requesting to conduct analysis of five samples within the time limited operations period and conduct analysis of a further two samples during calendar year 2022 when DSW ore is available.

2.2.1 Contaminated Sites Branch

This application was referred to DWER's Contaminated Sites Branch (CSB) for technical advice. CSB referred to the 2017 Conference Paper *"Sampling and blending in environmental campaigns – current practices and future opportunities"*. A summary of the technical advice is provided below:

- The aim of the Works Approval Holder's proposed sampling program is to characterise the waste associated with each 'ore blend' proposed to be passed through the site's processing facility;
- Analysis of a single sample from each 'ore blend' may not account for potential variability of the mined ore bodies or the waste outputs associated with the sites refining processes;
- No detail on how a reduced sampling frequency supports adequate behavioural assessment as required by the Condition 25 has been provided with the request for a reduced sampling frequency; and
- No pore water sampling and analysis (as also required by condition 25) appears to be proposed.

Following the provision of this technical advice, DWER requested further information from the Works Approval Holder to address these issues.

Further information was provided by the Applicant and the Department of Mine, Industry Regulation and Safety (DMIRS) advice/comment provided (Refer to Section 2.2.2) to suggest that five samples testing during TLO and an additional two samples tested during calendar year 2022 are adequate to confirm the geochemical properties of the tailings.

2.2.2 Department of Mines, Industry Regulation and Safety (DMIRS)

This works approval amendment was referred to DMIRS for advice/comments. DMIRS advised the following:

- DMIRS is supportive of samples representing a variety of blends, to understand how this will impact tailings materials properties;
- DMIRS recommend a minimum of two samples per blend are tested, to capture natural variability in the tailings properties. Samples ideally would be collected at different times during the processing for each blend within the Time Limited Operations (TLO) timeframe. Further testing may be required where results indicate significant variability in tailings material properties, or leachate composition (significance to be determined by a tailings engineer / geochemist for respective testing);
- Geotechnical properties of tailings must be compared to TSF2 design assumptions, to validate these assumptions and ensure any changes in tailings materials behaviour that may adversely impact the TSF stability are identified prior to the first TSF embankment raise / lift; and
- If tailings material characteristics are found to differ from what was included in TSF2 design, further testing may be necessary, and may require a revised design for TSF2.

3. Risk assessment

The department assesses the risks of emissions from prescribed premises and identifies the potential source, pathway and impact to receptors in accordance with the *Guideline: Risk assessments* (DWER 2020).

To establish a Risk Event there must be an emission, a receptor which may be exposed to that emission through an identified actual or likely pathway, and a potential adverse effect to the receptor from exposure to that emission.

3.1 Source-pathways and receptors

3.1.1 Emissions and controls

The key emissions and associated actual or likely pathway during premises construction and operation which have been considered in this Amendment Report are detailed in Table 1 below. Table 1 also details the proposed control measures the Works Approval Holder has proposed to assist in controlling these emissions, where necessary.

Emission	Sources	Potential pathways	Proposed controls
Tailings/decant water	TSF: Storage of tailings (including cyanide)	Seepage of tailings through base of TSF	• TSF is a two-cell, paddock-style facility, designed to store approximately 5 Mt of tailings (approximately a 7-year lifespan);
			 Tailings solids of 40 per cent, tailings water content of 60 per cent;
			• Tailings slurry discharged sub-aerially and cyclically in thin >300 mm layers with each layer subject to a drying cycle;
			• Starter embankment of TSF2 is 4.5 m with two embankment raises 3.0 m and 3.5 m, respectively. Starter embankment to be constructed from November 2020, Raise 1 completed by June 2023 and Raise 2 by December 2025;
			• Perimeter cut-off trench, up to 1.2 mbgl to refusal on the competent Ferricrete layer;
			 Decant water removed by a decant structure within each cell, with the pond maintained away from the perimeter of the embankments;
			• A 150 m diameter HDPE liner with a permeability of 1 x 10 ⁻⁸ m/s or less constructed around each decant structure within in each cell;
			 Re-use of decant water in the Deflector Processing Facility;
			 Seepage recovery system at south west corner of the TSF2 site;
			 Stormwater diversion bund to the north and west of the TSF; and
			• Dust suppression during construction and as required during commissioning and operation.
	TSF: Storage of tailings/decant water	Direct contact with fauna	• For fauna, the following has been implemented:

Table 1:	Works	Approval	Holder	controls
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Emission	Sources	Potential pathways	Proposed controls
		Tailings pipeline rupture	 observations will be made once per shift to identify and record any fauna interactions and deaths;
			 fauna mortalities will be investigated to identify trends/contributing factors;
			 if cause is due to cyanide ingestion, investigate mitigation strategies; and
			 consult with DWER before implementing any strategies.
			• Groundwater is hypersaline (TDS ~40,000 mg/L). CIP circuit process adds cyanide (approximately 395 ppm). The high salinity acts as a fauna deterrent (Adams et al 2008); and
			• Tailings delivery and decant return water pipelines are located within bunds, and secondary alarms and/or and telemetry installed. Sumps are installed at low points within the pipe route for spill management and/or maintenance.
	TSF: Storage of tailings/decant water	Overtopping during extreme weather events	• Provision of a minimum of 500 mm total freeboard comprising minimum operational freeboard (vertical height between the tailings beach and embankment crest) of 300 mm and a minimum beach freeboard of 200 mm plus and allowance for the 1:100 yr. AEP 72 hour event of 159 mm; and
			• Any stormwater is captured and utilised at the plant.
	TSF/CIP circuit: Process water pond	Seepage of process water through process ponds Direct contact with fauna	• Return water is pumped to a new 4,000 m ³ HDPE-lined pond with a permeability of 1 x 10 ⁻⁸ m/s or less for reuse in the processing plant. Any stormwater that falls on the TSF is used within the processing plant;
			• Freeboard of 500 mm; and
			• The pond is fenced and animal egress matting or similar is installed.

3.1.2 Receptors

In accordance with the *Guideline: Risk assessments* (DWER 2020), the Delegated Officer has excluded employees, visitors and contractors of the Works Approval Holder's from its assessment. Protection of these parties often involves different exposure risks and prevention strategies, and is provided for under other state legislation.

Table 2 below provides a summary of potential human and environmental receptors that may be impacted as a result of activities upon or emission and discharges from the prescribed premises (*Guideline: Environmental siting* (DWER 2020)).

Table 2:	Sensitive	human a	and environ	mental	receptors	and	distance f	from p	orescribed
activity									

Human receptors	Distance from prescribed activity
Barnong Station homestead	Located 10 km away. The homestead is located within the former Barnong Pastoral Lease. This pastoral lease is managed by the Department of Biodiversity, Conservation and Attractions (DBCA). The homestead is unoccupied and is in a state of disrepair. DBCA has advised DWER there are no plans to repair the homestead for the purpose of occupation.
Environmental receptors	Distance from prescribed activity
Surface water	The Salt River is located approximately 3 km away in an east to south easterly direction from the Premises. Sheet flow from the surrounding catchment contributes to the Salt River during periods of heavy rainfall and it is the main drainage channel for the catchment. Water quality is highly saline (20,000 - 23,000 mg/L TDS) and alkaline (pH 8.3 - 8.4), with elevated concentrations of total nitrogen and some metals. The Salt River supports permanent pools of saline water in topographic lows. In the vicinity of the mine, the river flows in a southerly direction for approximately 15 km, before intercepting a chain of salt lakes including Burra Lake which is the local terminus. Burra Lake is a large shallow evaporative basin that experiences high evaporation rates and shallow water depths. During flooding events, the lake is highly productive, with primary producers comprising benthic algal mats and macrophytes providing a food source for a range of aquatic invertebrates and waterbirds. The riparian zone is dominated by samphire (Tecticornia) and several chenopod species. Burra Lake has also been affected by secondary salinisation, with the addition of salts from the river and the surrounding catchment via runoff. Burra Lake is located on a working pastoral station which is currently stocked with cattle which is causing degradation. Surface water is a potential receptor for the risk assessment.
	assessment.
Groundwater	Groundwater is likely to be found in two distinct settings beneath the Premises: in one or more bedrock aquifers that consist of fracture zones within basalts and other basement rocks; and in shallow regolith that

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	overlies basement rocks. The bedrock aquifers will contain small amounts of saline to hypersaline groundwater on a permanent basis, whereas the shallow regolith forms an ephemeral perched aquifer that is only likely to contain fresh-brackish groundwater for short periods after heavy rainfall events.
	The rate of groundwater flow in fractured bedrock is likely to be limited by the generally low hydraulic conductivity of these materials. Additionally, the presence of dykes, faults or other structural features in the vicinity of the Premises is likely to compartmentalise groundwater in bedrock into a number of distinct flow-systems that will only have a limited degree of hydraulic interconnection. This is supported by the large variations in groundwater salinity that are observed near the Premises.
	Groundwater at the TSF2 area is hypersaline, with TDS levels of between 35,000 to 44,000 mg/L. The high salinity is likely associated with the saline groundwater aquifer underlying the Salt River.
	Groundwater levels are approximately 20 m below ground level.
	Groundwater is a notential recentor for the risk
	assessment.
Fauna	From CPS 5128, the vegetation associations, landforms, and fauna habitat types occurring within the amended permit area are similar to those occurring within previously approved permit area, and are well represented in the region. Additional clearing is unlikely to have a significant impact on fauna habitat availability at a local or regional scale.
Fauna	From CPS 5128, the vegetation associations, landforms, and fauna habitat types occurring within the amended permit area are similar to those occurring within previously approved permit area, and are well represented in the region. Additional clearing is unlikely to have a significant impact on fauna habitat availability at a local or regional scale. Fauna using the TSF are a potential receptor for the risk assessment; however, clearing of fauna habitat is screened out as has been assessed and permitted under CPS 5128.

3.2 Risk ratings

Risk ratings have been assessed in accordance with the *Guideline: Risk Assessments* (DWER 2020) for those emission sources which are proposed to change and takes into account potential source-pathway and receptor linkages as identified in Section 3.1. Where linkages are incomplete they have not been considered further in the risk assessment.

Where the Works Approval Holder has proposed mitigation measures/controls (as detailed in Section 3.1), these have been considered when determining the final risk rating. Where the Delegated Officer considers the Works Approval Holder's proposed controls to be critical to maintaining an acceptable level of risk, these will be incorporated into the works approval as regulatory controls.

Additional regulatory controls may be imposed where the Works Approval Holder's controls are not deemed sufficient. Where this is the case the need for additional controls will be documented and justified in Table 3.

The Revised Works Approval W6407/2020/1 that accompanies this Amendment Report authorises construction and time-limited operations. The conditions in the Revised Works Approval have been determined in accordance with *Guidance Statement: Setting Conditions* (DER 2015).

A licence is required following the time-limited operational phase authorised under the works approval to authorise emissions associated with the ongoing operation of the Premises i.e. Categories 5 and 85. A risk assessment for the operational phase has been included in this Amendment Report, however licence conditions will not be finalised until the department assesses the licence application.

The conditions in the Revised Licence have been determined in accordance with Guidance Statement: Setting Conditions (DER 2015).

Table 3. Risk assessment of potential emissions and discharges from the Premises during construction, commissioning and operation

Risk Event					Risk rating ¹	Works		
Source/Activities	Potential emission	Potential pathways and impact	Receptors	Works Approval Holder's controls	C = consequence L = likelihood	Approval Holder's controls sufficient?	Conditions ² of works approval	Justification for additional regulatory controls
Operations								
(including time-limited-operat	ions operations)	1			1	T	1	1
Category 5 TSF	Tailings/decant	TSF: Storage of tailings (including cyanide) Seepage of tailings through base of TSF Groundwater mounding potentially affecting surrounding vegetation, groundwater contamination	Groundwater, surface water (Salt River)	Refer to Section 3.1	C = Moderate L = Possible Medium Risk	Y	Conditions 2, 3, 4 to 9, 12, 13, 17, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 35 to 40 Condition 25 modified to seven individual representative tailings samples, including pore water	N/A
	water	TSF: Storage of tailings/decant water Direct contact with fauna Tailings pipeline ruptures Fauna health, contamination of surrounding environment, infiltration to groundwater	Groundwater, surface water (Salt River) fauna	Refer to Section 3.1	C = Moderate L = Unlikely Medium Risk	Y	Conditions 1, 26, 28	N/A

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Risk Event					Pick rating ¹	Works		
Source/Activities	Potential emission	Potential pathways and impact	Receptors	Works Approval Holder's controls	C = consequence L = likelihood	Approval Holder's controls sufficient?	Conditions ² of works approval	Justification for additional regulatory controls
		TSF: Storage of tailings/decant water Overtopping during extreme weather events Contamination of surrounding environment, infiltration to groundwater	Groundwater, surface water (Salt River)	Refer to Section 3.1	C = Moderate L = Rare Medium Risk	Y	Conditions 22, 28	N/A
		TSF/CIP circuit: Process water pond Seepage of process water through process ponds Direct contact with fauna Fauna health, contamination of surrounding environment, infiltration to groundwater	Groundwater, surface water (Salt River) fauna	Refer to Section 3.1	C = Moderate L = Possible Medium Risk	Y	Conditions 2, 12, 20, 28	N/A

Note 1: Consequence ratings, likelihood ratings and risk descriptions are detailed in the Guideline: Risk assessments (DWER 2020).

Note 2: Proposed Works Approval Holder's controls are depicted by standard text. Bold and underline text depicts additional regulatory controls imposed by department.

4. Consultation

Table 4 provides a summary of the consultation undertaken by the department.

Table 4: Consultation

Consultation method	Comments received	Department response	
Department of Mines, Industry Regulation and Safety (DMIRS) advised of proposal (01/12/2021)	DMIRS replied on 23/12/2021. Refer to Section 2.2.2.	DMIRS replied on 23/12/2021. Refer to Section 2.2.2.	
Works Approval Holder was provided with draft amendment on (23/02/2022)	Works Approval Holder waived consultation period.	Works Approval Holder waived consultation period.	

5. Conclusion

Based on the assessment in this Amendment Report, the Delegated Officer has determined that a Revised 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 5 provides a summary of the proposed amendments and will act as record of implemented changes. All proposed changes have been incorporated into the Revised Works Approval as part of the amendment process.

Table 5: Summary of works approval amendments

Condition no.	Proposed amendments
25, Table 11	Updated to seven (7) individual representative tailings samples, including pore water.

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. Silver Lake (Deflector) Pty Ltd, W6407/2020/1 Amendment Application Tails Sampling 18/10/2021, Perth, Western Australia.
- Silver Lake (Deflector) Pty Ltd, RE: APPLICANT NOTIFICATION -APPLICATION FOR AN AMENDMENT TO WORKS APPROVAL (W6407/2020/1) - REQUEST FOR FURTHER INFORMATION 21/12/2021, Perth, Western Australia.
- 6. DMIRS, RE: STAKEHOLDER NOTIFICATION REFERRAL OF A WORKS APPROVAL AMENDMENT W6407/2020/1 - REQUEST FOR ADVICE /COMMENT -Attn: Karen Caple 23/12/2021, Perth, Western Australia.
- Silver Lake (Deflector) Pty Ltd, RE: NOTIFICATION: NOTICE OF PROPOSED AMENDMENT TO WORKS APPROVAL W6407/2020/1 04/03/2022, Perth, Western Australia.

Appendix 2: Application validation summary

SECTION 1: APPLICATION SUMMARY						
Application type						
Works approval						
		Relevant works approval number:		None		
		Has the works approval been complied with?		Yes □	No 🗆	
Licence		Has time limited operations under the works approval demonstrated acceptable operations?		Yes □	No 🗆 N/A 🗆	
		Environmental Compliance Report / Critical Containment Infrastructure Report submitted?		Yes 🗆 No 🗆		
		Date Report received:				
Renewal		Current licence number:	ent licence ber:			
Amendment to works approval	X	Current works approval number:	W6407/2020/1			
Amondmont to license		Current licence number:	ice			
		Relevant works approval number:		N/A		
Registration		Current works approval number:		None		
Date application received	18 October 2021					
Applicant and Premises details						
Applicant name/s (full legal name/s)	Silver Lake (Deflector) Pty Ltd					
Premises name	Gullewa Gold-Copper Operations					
Premises location		M59/49, L59/49, L59/64, M59/68, M59/132, M59/294, M59/356, M59/391, M59/392, M59/335, M59/442, L59/35, M59/507, M59/336, M59/522, L59/71, L59/158, L59/159 and L59/160 Morawa – Yalgoo Road YALGOO WA 6635				
Local Government Authority	SHIRE OF YALGOO					
Application documents						
HPCM file reference number:	DWERDT516747					
Key application documents (addition application form):	Letter Application Form					
Scope of application/assessment						

Summary of proposed activities or		Works approval amendment Modifications to the tailings sampling requirements. Instead of			
changes to existing operations.		sampling of 20 tailings samples within the TLO period, the Works Approval Holder is requesting sampling of 5 tailings samples within the TLO period and 2 tailings samples during the calendar year.			
Category number/s (activities that caus	e the	premises to become prescril	ped premises)		
Table 4. Dressribed promises estateries					
Table 1: Prescribed premises categories					
Prescribed premises category and description	[Proposed] [Assessed] production or design capacity		Proposed changes to the production or design capacity (amendments only)		
Category 5: Processing or beneficiation of metallic or non-metallic ore	760,000 tonnes per annual period		N/A		
Category 85: Sewage facility	60 0	cubic metres a day	N/A		
Legislative context and other approvals	5				
Has the applicant referred, or do they			Referral decision No: N/A		
intend to refer, their proposal to the EPA under Part IV of the EP Act as a significant proposal?		Yes 🗆 No 🛛	Managed under Part V \Box		
			Assessed under Part IV		
Does the applicant hold any existing Part IV Ministerial Statements relevant to the application?			Ministerial statement No: N/A		
		Yes 🗆 No 🖾	EPA Report No: N/A		
Has the proposal been referred and/or assessed under the EPBC Act?		Yes 🗆 No 🛛	Reference No: N/A		
Has the applicant demonstrated occupancy (proof of occupier status)?					
			Mining lease / tenement Expiry:		
		Yes 🛛 No 🗆	M59/442 expires on 04/11/2039 (Deflector Gold Pty Ltd)		
			M59/356 expires on 05/12/2036 (Gullewa Gold Project Pty Ltd)		
			Other evidence Expiry:		
Has the applicant obtained all relevant planning approvals?			Approval: N/A		
		Yes 🗆 No 🗆 N/A 🛛	Expiry date: N/A		
			If N/A explain why?		

Has the applicant applied for, or have an existing EP Act clearing permit in relation to this proposal?	Yes 🛛 No 🗆	CPS No: N/A No clearing is proposed. Clearing of approximately 70 ha of native vegetation will be conducted under approved CPS 5128/4 and is not proposed under this application.
Has the applicant applied for, or have an existing CAWS Act clearing licence in relation to this proposal?	Yes □ No ⊠	Application reference No: N/A Licence/permit No: N/A No clearing is proposed. Clearing of approximately 70 ha of native vegetation will be conducted under approved CPS 5128/4 and is not proposed under this application.
Has the applicant applied for, or have an existing RIWI Act licence or permit in relation to this proposal?	Yes 🗆 No 🛛	Application reference No: GWL 18757(6) Licence/permit No: GWL 18757(6)
Does the proposal involve a discharge of waste into a designated area (as defined in section 57 of the EP Act)?	Yes □ No ⊠	Name: N/A Type: N/A Has Regulatory Services (Water) been consulted? Yes □ No ⊠ N/A □ Regional office: Mid-West Gascoyne
Is the Premises situated in a Public Drinking Water Source Area (PDWSA)?	Yes □ No ⊠	Name: N/A Priority: N/A Are the proposed activities/ landuse compatible with the PDWSA (refer to <u>WQPN 25</u>)? Yes No N/A
Is the Premises subject to any other Acts or subsidiary regulations (e.g. Dangerous Goods Safety Act 2004, Environmental Protection (Controlled Waste) Regulations 2004, State Agreement Act xxxx)	Yes ⊠ No □	Mining Act 1978
Is the Premises within an Environmental Protection Policy (EPP) Area?	Yes 🗆 No 🛛	N/A
Is the Premises subject to any EPP requirements?	Yes 🗆 No 🗵	N/A

Is the Premises a known or suspected contaminated site under the <i>Contaminated Sites Act 2003</i> ?		Classification: N/A Date of classification: N/A
	Yes 🗆 No 🛛	