



<b>Licence number</b>	L9381/2023/1
<b>Licence holder</b>	Nigel Palmer Earthmoving Pty Ltd
<b>ACN</b>	613 223 608
<b>Registered business address</b>	Unit 1, 49 Birdwood Avenue COMO WA 6152
<b>DWER file number</b>	DER2023/000152
<b>Duration</b>	22/09/2023 to 21/09/2043
<b>Date of issue</b>	22/09/2023
<b>Date of amendment</b>	04/06/2025
<b>Premises details</b>	Nullaki Limestone Quarry Part of Lot 9005 on Plan 52088 Eden Road Nullaki Peninsula WA 6220 As defined by the premises map in Schedule 1 and coordinates in Schedule 2.

Prescribed premises category description (Schedule 1, <i>Environmental Protection Regulations 1987</i> )	Assessed production / design capacity
Category 12: Screening etc. of material: premises on which material extracted from the ground is screened, washed, crushed, ground, milled, sized or separated.	50,000 tonnes per annum

This amended licence is granted to the licence holder, subject to the attached conditions, on 04 June 2025, by:

Manager, Resource Industries  
an officer delegated under section 20 of the *Environmental Protection Act 1986* (WA)

## Licence history

Date	Reference number	Summary of changes
22/09/2023	L9381/2023/1	Licence granted.
04/06/2025	L9381/2023/1	Amendment (APP-0026254) to expand the prescribed premises boundary to include new stockpiling area and allow crushing and screening activities to occur until 31 August each year.

## Interpretation

In this licence:

- (a) the words 'including', 'includes' and 'include' in conditions mean "including but not limited to", and similar, as appropriate;
- (b) where any word or phrase is given a defined meaning, any other part of speech or other grammatical form of that word or phrase has a corresponding meaning;
- (c) where tables are used in a condition, each row in a table constitutes a separate condition;
- (d) any reference to an Australian or other standard, guideline, or code of practice in this licence:
  - (i) if dated, refers to that particular version; and
  - (ii) if not dated, refers to the latest version and therefore may be subject to change over time;
- (e) unless specified otherwise, any reference to a section of an Act refers to that section of the EP Act; and
- (f) unless specified otherwise, all definitions are in accordance with the EP Act.

**NOTE:** This licence requires specific conditions to be met but does not provide any implied authorisation for other emissions, discharges, or activities not specified in this licence.

## Licence conditions

The licence holder must ensure that the following conditions are complied with:

### Infrastructure and operations

1. The licence holder must ensure that the site infrastructure and equipment listed in Table 1 and located at the corresponding infrastructure location is maintained and operated in accordance with the corresponding operational requirement set out in Table 1.

**Table 1: Infrastructure and equipment requirements**

Site infrastructure and equipment	Operational requirement	Infrastructure location
Crushing or screening plant	<ul style="list-style-type: none"> <li>Operates on the floor of the quarry behind the quarry working face.</li> <li>Maximum manufacturer sound power level of 85 decibels at 12 meters.</li> <li>Maximum processing design capacity of 200 tonnes per hour.</li> <li>Maintain all plant and equipment as per manufacturer's specifications.</li> <li>Keep suitably stocked spill response equipment close to where spills may occur.</li> <li>Operations limited from 1 January to 31 August each year.</li> </ul>	Only to be located and operated in Area A, as depicted in Schedule 1, Figure 2.
2 articulated dump trucks 2 front end loaders 1 excavator 1 bulldozer	<ul style="list-style-type: none"> <li>Maximum manufacturer sound power level on machinery not to exceed 103 decibels at 12 metres.</li> <li>Maintained to manufacturers specifications.</li> <li>Warning light or broadband reversing alarms to be fitted to minimise noise (as opposed to tonal alarms or beepers).</li> <li>Operations limited from 1 January to 31 August each year.</li> </ul>	To be located within the prescribed premises, as depicted in Schedule 1, Figure 1.
Water cart	<ul style="list-style-type: none"> <li>Must be available at all times at the premises during operation phase to suppress dust.</li> </ul>	N/A
Light vehicles and road trucks	<ul style="list-style-type: none"> <li>Warning light or broadband reversing alarms to be fitted to minimise noise (as opposed to tonal alarms or beepers).</li> </ul>	N/A

2. The licence holder must ensure that operations at the premises only occur between the hours of 07:00 to 17:00 on the days Monday through to Friday, and from 08:00 to 17:00 on Saturdays and at no time on Sundays or public holidays.
3. The licence holder must ensure that no visible dust generated from the operations crosses the boundary of the premises.

4. The licence holder shall ensure clean stormwater is diverted around operational areas and potentially contaminated or contaminated stormwater (which includes sediment laden stormwater) is retained onsite using contour bunds and stormwater detention basins.
5. The licence holder shall store environmentally hazardous materials in secured, covered, impervious and bunded areas.
6. The licence holder shall immediately recover, or remove and dispose of, spills of environmentally hazardous materials including fuel, oil, or other hydrocarbons, whether inside or outside an engineered containment system.

## Emissions and discharges

7. The licence holder must ensure that dust and noise controls are implemented in accordance with the requirements specified in Table 2.

**Table 2: Dust and noise controls**

Location	Requirement
Area A – Quarry area	<ul style="list-style-type: none"> <li>Only crushing, screening, stockpiling of limestone and handling of limestone is authorised to occur in this location.</li> <li>Crushing or screening plant may only be operated in the quarry area.</li> <li>Water cart must be available at all times for dust suppression to minimise dust from crushing or screening, stockpiles and open areas.</li> <li>Must utilise covers or water sprays or chemical stabilisers to minimise dust liftoff from stockpiles.</li> </ul>
Area B – Stockpiling area	<ul style="list-style-type: none"> <li>Only the stockpiling of limestone and the transfer of limestone is authorised to occur in this location.</li> <li>Mobile equipment restricted to: <ul style="list-style-type: none"> <li>One haul truck</li> <li>One front end loader</li> <li>One road truck (limestone export truck)</li> <li>One watercart</li> <li>Light vehicles</li> </ul> </li> <li>Water cart must be available at all times for dust suppression to minimise dust from the stockpiles and open areas.</li> <li>Must proactively utilise covers or water sprays or chemical stabilisers to minimise dust liftoff from stockpiles, as required.</li> <li>Stockpile heights limited to 6m at all times.</li> </ul>
All areas	<ul style="list-style-type: none"> <li>Must utilise watercart for dust suppression to minimise dust generation from roads and open areas.</li> <li>Heavy vehicles must operate with a speed limit of 20km/hr on the premises.</li> <li>Must conduct regular inspections to ensure dust controls are effectively being implemented.</li> <li>Must cease an activity causing visible levels of dust where dust management measures have not prevented dust lift-off that may impact sensitive receptors.</li> </ul>

## Monitoring

8. By 30 June 2025, the licence holder must retain the services of a person qualified and experienced in the area of environmental noise assessment and who by their qualifications and experience is eligible to hold membership of the Australian Acoustical Society or the Australian Association of Acoustical Consultants to:
  - (a) investigate the nature and extent of noise emissions from the premises;
  - (b) assess in accordance with the methodology required in the *Environmental Protection (Noise) Regulations 1997*, the compliance of the noise emissions from the primary activities, against the relevant assigned levels specified in those Regulations (noting that the Nullaki Campsite is defined as a *highly sensitive area* under the *Environmental Protection (Noise) Regulations 1997*); and
  - (c) compile and submit to the licence holder by 30 July 2025 a report in accordance with condition 9.
9. A report prepared pursuant to condition 8(c) is to include:
  - (a) a description of the methods used for monitoring and/or modelling of noise emissions from the premises;
  - (b) details and the results of the investigation undertaken pursuant to condition 8(a);
  - (c) details and results of the assessment of the noise emissions from the premises, against the relevant assigned levels in the *Environmental Protection (Noise) Regulations 1997* undertaken pursuant to condition 8(b); and
  - (d) an assessment of noise levels against the most recent previous noise assessment.
10. The licence holder must submit to the CEO the report prepared pursuant to condition 8(c) within 14 days of receiving it.
11. Where an assessment pursuant to condition 8(b) indicates that noise emissions do not comply with the relevant assigned levels in the *Environmental Protection (Noise) Regulations 1997*, the license holder must:
  - (a) reduce or cease operations to achieve compliance with the assigned noise levels;
  - (b) within 30 days of receiving an assessment report pursuant to condition 8(c) prepare a plan to ensure the undertaking of the licensed activity will no longer lead to any contravention of the *Environmental Protection (Noise) Regulations 1997*; and
  - (c) provide to the CEO a copy of the plan prepared pursuant to condition 11(b) within 14 days of its preparation.

## Specified Actions

12. The licence holder must install stormwater management infrastructure within Area B to ensure clean stormwater is diverted around operational areas and potentially contaminated or contaminated stormwater is retained onsite by 31 August 2025.
13. The licence holder must submit a compliance report to the CEO by 30 September 2025 providing evidence of the stormwater management infrastructure that has been installed in accordance with condition 12. The report must include but not be

limited to; photographs of the infrastructure, a detailed site plan showing the location of the infrastructure and be signed by a person authorised to represent the licence holder.

## Records and reporting

- 14.** The licence holder must record the following information in relation to complaints received by the licence holder (whether received directly from a complainant or forwarded to them by the Department or another party) about any alleged emissions from the premises:

  - (a) the name and contact details of the complainant, (if provided);
  - (b) the time and date of the complaint;
  - (c) the complete details of the complaint and any other concerns or other issues raised; and
  - (d) the complete details and dates of any action taken by the licence holder to investigate or respond to any complaint.
- 15.** The licence holder must:

  - (a) undertake an audit of their compliance with the conditions of this licence during the preceding annual period; and
  - (b) prepare and submit to the CEO by no later than 30 days after the end of that annual period an Annual Audit Compliance Report in the approved form.
- 16.** The licence holder must maintain accurate and auditable books including the following records, information, reports, and data required by this licence:

  - (a) the calculation of fees payable in respect of this licence;
  - (b) any maintenance of infrastructure that is performed in the course of complying with condition 1 of this licence; and
  - (c) complaints received under condition 14 of this licence.
- 17.** The books specified under condition 16 must:

  - (a) be legible;
  - (b) if amended, be amended in such a way that the original version(s) and any subsequent amendments remain legible and are capable of retrieval;
  - (c) be retained by the licence holder for the duration of the licence; and
  - (d) be available to be produced to an inspector or the CEO as required.

## Definitions

In this licence, the terms in Table 3 have the meanings defined.

**Table 3: Definitions**

Term	Definition
ACN	Australian Company Number
Annual Audit Compliance Report (AACR)	means a report submitted in a format approved by the CEO (relevant guidelines and templates may be available on the Department's website).
annual period	a 12 month period commencing from 1 July until 30 June of the immediately following year.
Area A	The area of the prescribed premises depicted in Schedule 1, Figure 2 in yellow (also referred to as the quarry area).
Area B	The area of the prescribed premises depicted in Schedule 1, Figure 2 in blue (also referred to as the stockpiling area).
books	has the same meaning given to that term under the EP Act.
CEO	means Chief Executive Officer of the Department. "submit to / notify the CEO" (or similar), means either: Director General Department administering the <i>Environmental Protection Act 1986</i> Locked Bag 10 Joondalup DC WA 6919 or: <a href="mailto:info@dwer.wa.gov.au">info@dwer.wa.gov.au</a>
Department	means the department established under section 35 of the <i>Public Sector Management Act 1994</i> (WA) and designated as responsible for the administration of the EP Act, which includes Part V Division 3.
discharge	has the same meaning given to that term under the EP Act.
emission	has the same meaning given to that term under the EP Act.
EP Act	<i>Environmental Protection Act 1986</i> (WA)
EP Regulations	<i>Environmental Protection Regulations 1987</i> (WA)
licence	refers to this document, which evidences the grant of a licence by the CEO under section 57 of the EP Act, subject to the specified conditions contained within.
licence holder	refers to the occupier of the premises, being the person specified on the front of the licence as the person to whom this licence has been granted.

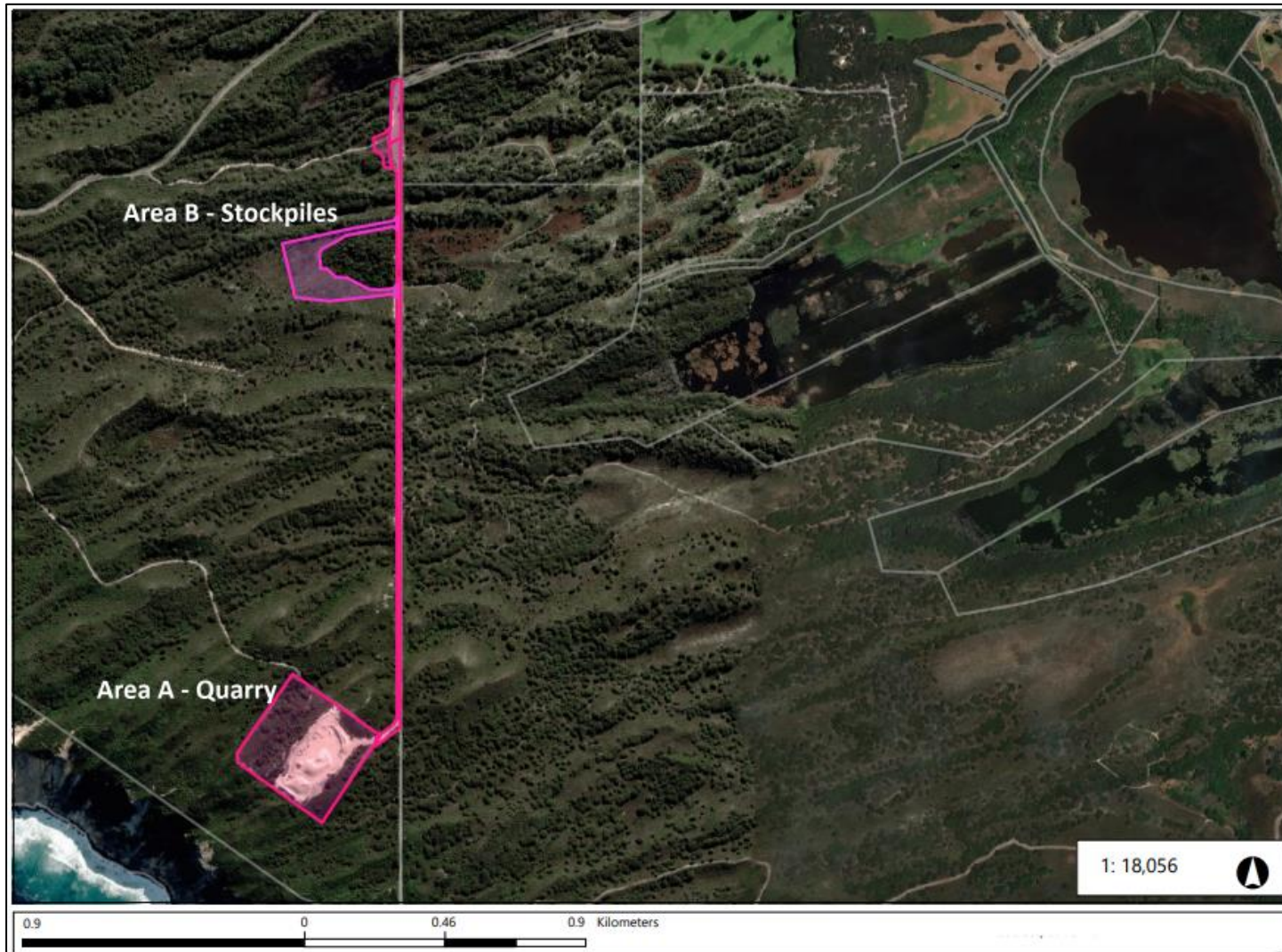
Term	Definition
premises	refers to the premises to which this licence applies, as specified at the front of this licence and as shown on the premises map in Schedule 1 to this licence.
prescribed premises	has the same meaning given to that term under the EP Act.
waste	has the same meaning given to that term under the EP Act.

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**END OF CONDITIONS**

# Schedule 1: Maps

## Premises map



**Figure 1: Prescribed premises boundary depicted in pink**

[L9381/2023/1](#)

IR-T06 Licence template (v8.0) (September 2022)



**Figure 2: Map showing Area A (yellow outline) and Area B (blue outline)**

## Schedule 2: Premises boundary

The corners of the premises boundary are the coordinates listed in Table 1.

**Table 1: Premises boundary coordinates in GDA 2020**

Point	Easting	Northing
1	117.4516573	-35.0370183
2	117.4516218	-35.05250529
3	117.450868	-35.05294549
4	117.4493509	-35.05474723
5	117.4468737	-35.05331803
6	117.446863	-35.05309846
7	117.4484831	-35.05121013
8	117.4510473	-35.05267688
9	117.451394	-35.05243589
10	117.4515258	-35.05226089
11	117.4515261	-35.04222069
12	117.4514173	-35.04213969
13	117.4495553	-35.04230929
14	117.4485587	-35.04221369
15	117.4481811	-35.04093409
16	117.4500641	-35.04059589
17	117.4514179	-35.04038969
18	117.4515267	-35.04028449
19	117.4515271	-35.03925809
20	117.4514359	-35.03915309
21	117.4511881	-35.03911409
22	117.4511337	-35.03906049
23	117.4511319	-35.03889049
24	117.4510475	-35.03878389
25	117.4508625	-35.03872989
26	117.4508503	-35.03840629
27	117.4511727	-35.03828969
28	117.4513309	-35.03815709
29	117.4513879	-35.0370747
30	117.4516573	-35.0370183
31	117.4514175	-35.04200409

32	117.4515265	-35.04190429
33	117.4515269	-35.04082007
34	117.4515267	-35.04060189
35	117.4514187	-35.04052889
36	117.4500383	-35.04073929
37	117.4493599	-35.04105009
38	117.4492629	-35.04114909
39	117.4493035	-35.04152969
40	117.4494813	-35.04153169
41	117.4497347	-35.04173269
42	117.4500741	-35.04174749
43	117.4507001	-35.04202169
44	117.4510373	-35.04203729
45	117.4514175	-35.04200409