



LICENCE FOR PRESCRIBED PREMISES

Environmental Protection Act 1986, Part V

LICENCE NUMBER L8190/2007/1

FILE NUMBER 2012/006884

LICENSEE AND OCCUPIER

Department of Finance
Building Management and Works
Optima Centre, 16 Parkland Road
OSBORNE PARK WA 6017

ABN: 995 933 47728

PREMISES

Intractable Waste Disposal Facility Mt Walton East
Crown Reserve No. 42001, approximately 100 km north of Great Eastern Highway
BOORABBIN, WA, 6429
(as depicted in attachment 1)

PRESCRIBED PREMISES CATEGORY

Schedule 1 of the *Environmental Protection Regulations 1987*

CATEGORY	DESCRIPTION	CAPACITY
66	Class V intractable landfill site.	Not applicable

CONDITIONS OF LICENCE

Subject to the conditions of licence set out in the attached pages.

Date signed: 11 February 2016

Steve Checker
MANAGER LICENSING (WASTE INDUSTRIES)
Officer delegated under Section 20
of the *Environmental Protection Act 1986*

ISSUE DATE Thursday, 14 February 2008
COMMENCEMENT DATE Monday, 18 February 2008
EXPIRY DATE Friday, 17 February 2017
AMENDMENT DATE Thursday, 11 February 2016

CONDITIONS OF LICENCE

Environmental Protection Act 1986

LICENCE NUMBER L8190/2007/1

FILE NUMBER 2012/006884

DEFINITIONS

'CEO' means Chief Executive Officer of the Department of Environment Regulation;

'CEO' for the purpose of correspondence means;

Chief Executive Officer
Department Administering the Environmental Protection Act 1986
Locked Bag 33
CLOISTERS SQUARE WA 6850
Email: info@der.wa.gov.au

REPORTING CONDITIONS

- 1 The licensee shall by **1 March** in each year, provide to the CEO an Annual Audit Compliance Report in the form in Attachment 3 to this licence, signed and certified in the manner required by Section C of the form, indicating the extent to which the licensee has complied with the conditions of this licence, and any previous licence issued under Part V of the Act for the premises, during the period beginning 1 February the previous year and ending on 31 January in that year.

NOTIFICATION OF INTENTION TO DISPOSE

- 2 The licensee shall notify the CEO in writing at least 3 months prior to the delivery of waste to the Intractable Waste Disposal Facility Mt Walton East.

CONDITIONS OF LICENCE

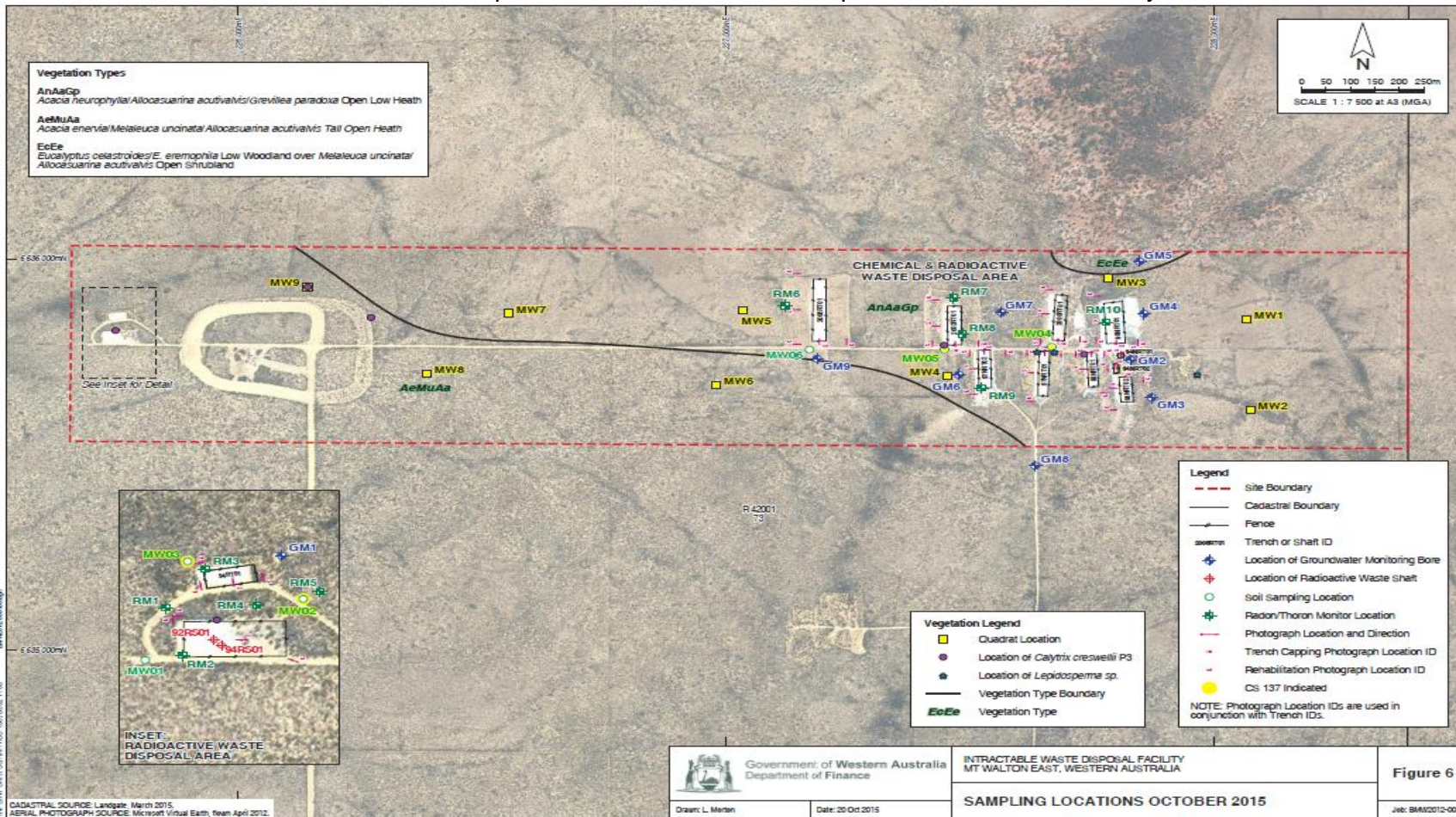
Environmental Protection Act 1986

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Attachment 1 – Premises map

The Premises is shown in the map below. The red dotted line depicts the Premises boundary.



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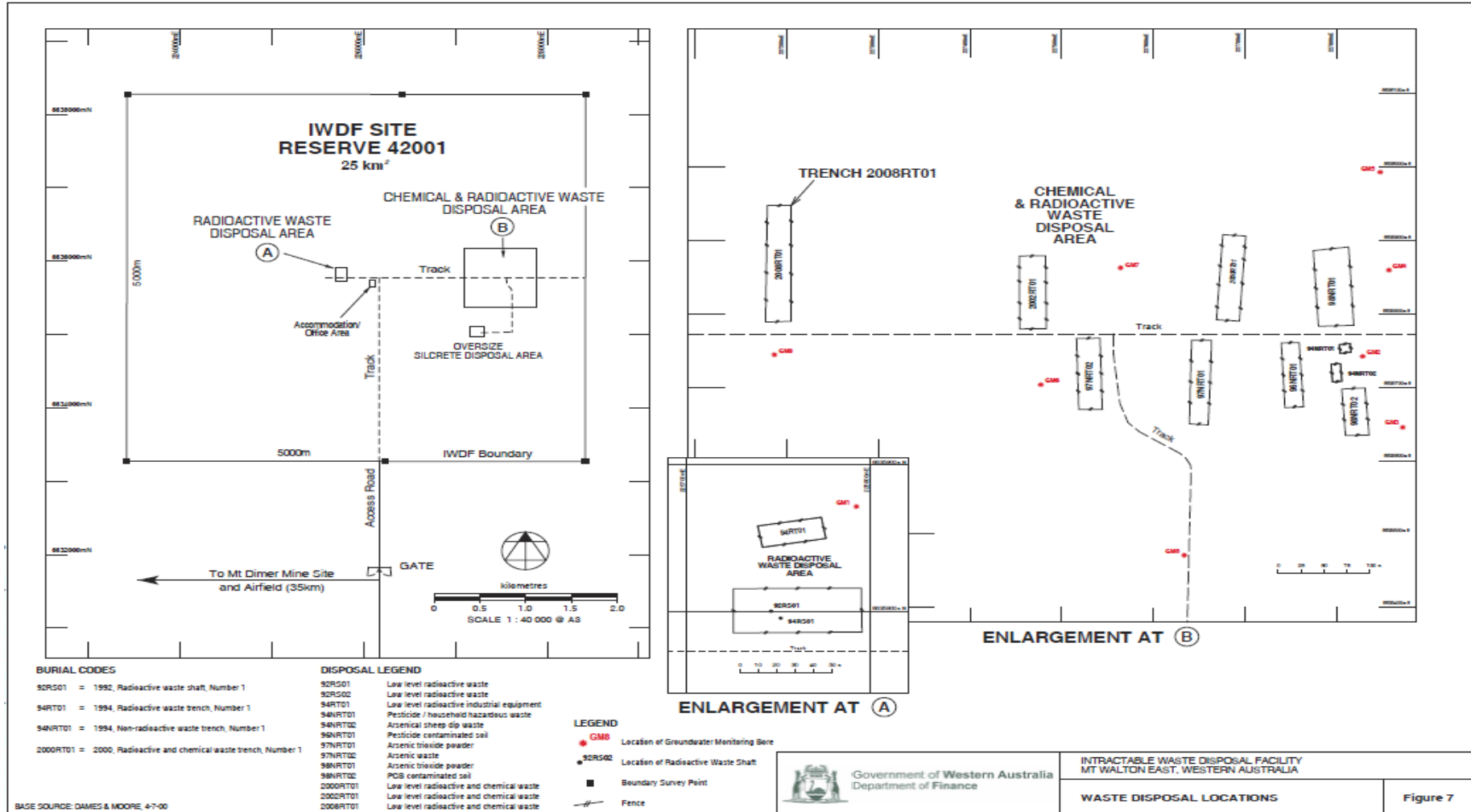
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Attachment 2 – Waste disposal locations



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ATTACHMENT 3: Reporting & notification forms

These forms are provided for the proponent to report monitoring and other data required by the Licence. They can be requested in an electronic format.

SECTION A - LICENCE DETAILS

Licence Number:	Licence File Number:
Company Name: Department of Finance	ABN: 995 933 47728
Trading as:	
Reporting period: _____ to _____	

STATEMENT OF COMPLIANCE WITH LICENCE CONDITIONS

1. Were all conditions of licence complied with within the reporting period? (please tick the appropriate box)
- Yes Please proceed to Section C
No Please proceed to Section B

Each page must be initialed by the person(s) who signs Section C of this annual audit compliance report

INITIAL: _____

CONDITIONS OF LICENCE

Environmental Protection Act 1986

LICENCE NUMBER L8190/2007/1

FILE NUMBER 2012/006884

SECTION B - DETAILS OF NON-COMPLIANCE WITH LICENCE CONDITION.

Please use a separate page for each licence condition that was not complied with.

a) Licence condition not complied with?	
b) Date(s) when the non-compliance occurred, if applicable?	
c) Was this non-compliance reported to DER?	
<input type="checkbox"/> Yes <input type="checkbox"/> Reported to DER verbally Date _____	<input type="checkbox"/> No
<input type="checkbox"/> Reported to DER in writing Date _____	
d) Has DER taken, or finalised any action in relation to the non-compliance?	
e) Summary of particulars of non-compliance, and what was the environmental impact?	
f) If relevant, the precise location where the non-compliance occurred (attach map or diagram)	
g) Cause of non-compliance	
h) Action taken or that will be taken to mitigate any adverse effects of the non-compliance	
i) Action taken or that will be taken to prevent recurrence of the non-compliance	

Each page must be initialed by the person(s) who signs Section C of this annual audit compliance report

INITIAL: _____

ISSUE DATE

Thursday, 14 February 2008

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AMENDMENT DATE

Thursday, 11 February 2016

CONDITIONS OF LICENCE

Environmental Protection Act 1986

LICENCE NUMBER L8190/2007/1

FILE NUMBER 2012/006884

SECTION C - SIGNATURE AND CERTIFICATION

This Annual Audit Compliance Report (AACR) may only be signed by a person(s) with legal authority to sign it. The ways in which the AACR must be signed and certified, and the people who may sign the statement, are set out below.

Please tick the box next to the category that describes how this AACR is being signed. If you are uncertain about who is entitled to sign or which category to tick, please contact the licensing officer for your premises.

If the licence holder is	The Annual Audit Compliance Report must be signed and certified:
an individual	<input type="checkbox"/> by the individual licence holder, or <input type="checkbox"/> by a person approved in writing by the Chief Executive Officer of the Department of Environment Regulation to sign on the licensee's behalf.
A firm or other unincorporated company	<input type="checkbox"/> by the principal executive officer of the licensee; or <input type="checkbox"/> by a person with authority to sign on the licensee's behalf who is approved in writing by the Chief Executive Officer of the Department of Environment Regulation.
A corporation	<input type="checkbox"/> by affixing the common seal of the licensee in accordance with the Corporations Act 2001; or <input type="checkbox"/> by two directors of the licensee; or <input type="checkbox"/> by a director and a company secretary of the licensee, or <input type="checkbox"/> if the licensee is a proprietary company that has a sole director who is also the sole company secretary – by that director, or <input type="checkbox"/> by the principal executive officer of the licensee; or <input type="checkbox"/> by a person with authority to sign on the licensee's behalf who is approved in writing by the Chief Executive Officer of the Department of Environment Regulation.
A public authority (other than a local government)	<input type="checkbox"/> by the principal executive officer of the licensee; or <input type="checkbox"/> by a person with authority to sign on the licensee's behalf who is approved in writing by the Chief Executive Officer of the Department of Environment Regulation.
a local government	<input type="checkbox"/> by the chief executive officer of the licensee; or <input type="checkbox"/> by affixing the seal of the local government.

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. There is a maximum penalty of \$50,000 for an individual or body corporate.

I/We declare that the information in this annual audit compliance report is correct and not false or misleading in a material particular.

SIGNATURE: _____

SIGNATURE: _____

NAME: (printed) _____

NAME: (printed) _____

POSITION: _____

POSITION: _____

DATE: ____/____/____

DATE: ____/____/____

SEAL (if signing under seal)



Decision Document

Environmental Protection Act 1986, Part V

Proponent: Department of Finance

Licence: L8190/2007/1

Registered office: Department of Finance
Building Management and Works
Optima Centre, 16 Parkland Road
OSBORNE PARK WA 6017

Premises address: Intractable Waste Disposal Facility Mt Walton East
Portion of Reserve No. 42001, approximately 100 km north of Great Eastern
Highway
BOORABBIN, WA, 6429

Issue date: Thursday, 14 February 2008

Commencement date: Monday, 18 February 2008

Expiry date: Friday, 17 February 2017

Decision

Based on the assessment detailed in this document, the Department of Environment Regulation (DER), has decided to issue an amended licence. DER considers that in reaching this decision, it has taken into account all relevant considerations.

Decision Document prepared by: Abnesh Chetty
Licensing Officer

Decision Document authorised by: Steve Checker
Delegated Officer



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1 Purpose of this Document

This decision document explains how DER has assessed and determined the application for a works approval or licence, and provides a record of DER's decision-making process and how relevant factors have been taken into account. Stakeholders should note that this document is limited to DER's assessment and decision making under Part V of the *Environmental Protection Act 1986*. Other approvals may be required for the proposal, and it is the proponent's responsibility to ensure they have all relevant approvals for their Premises.



2 Administrative summary

Administrative details		
Application type	Works Approval <input type="checkbox"/>	<input type="checkbox"/>
	New Licence <input type="checkbox"/>	<input type="checkbox"/>
	Licence amendment <input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	Works Approval amendment <input type="checkbox"/>	<input type="checkbox"/>
Activities that cause the premises to become prescribed premises	Category number(s)	Assessed design capacity
	66	Not applicable
Application verified	Date: N/A	
Application fee paid	Date: N/A	
Works Approval has been complied with	Yes <input type="checkbox"/>	No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
Compliance Certificate received	Yes <input type="checkbox"/>	No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
Commercial-in-confidence claim	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Commercial-in-confidence claim outcome	N/A	
Is the proposal a Major Resource Project?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Was the proposal referred to the Environmental Protection Authority (EPA) under Part IV of the <i>Environmental Protection Act 1986</i> ?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
		Referral decision No: Managed under Part V <input type="checkbox"/> Assessed under Part IV <input type="checkbox"/>
Is the proposal subject to Ministerial Conditions?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
		Ministerial statement No:562 EPA Report No:
Does the proposal involve a discharge of waste into a designated area (as defined in section 57 of the <i>Environmental Protection Act 1986</i>)?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
	Department of Water consulted Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Is the Premises within an Environmental Protection Policy (EPP) Area	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If Yes include details of which EPP(s) here.		
Is the Premises subject to any EPP requirements?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If Yes, include details here, eg Site is subject to SO ₂ requirements of Kwinana EPP.		



3 Executive summary of proposal and assessment

The IWDF was established to take waste that is a management problem due to its toxicity or physical or chemicals properties that make it difficult to dispose of or to treat safely and is not suitable for disposal into a Class I, II, III or IV category of landfill. Examples of these wastes are:

- Radioactive wastes (approved by the Radiological Council of Western Australia);
- Significantly contaminated soils, industrial sludge (with any free liquid removed prior to transport), some spent catalyst wastes.

DoF operates the IWDF on a cost recovery basis, providing the only such disposal site in Western Australia. Use of the site has been very infrequent, with the most recent disposal of waste being in 2008.

DER is amending the current Licence (L8190/2007/1) to extend the expiry date by 12 months to 17 February 2016. This will allow for a full review of the Licence in accordance with DER's current licensing practices which was not able to be achieved under the previous expiry date due to time constraints. Administrative changes have been incorporated in accordance with DER protocol.

The IWDF risk rating will remain as Medium until a full review of the site's operations has been carried out.



4 Decision table

All applications are assessed in line with the *Environmental Protection Act 1986*, the *Environmental Protection Regulations 1987* and DER's Operational Procedure on Assessing Emissions and Discharges from Prescribed Premises. Where other references have been used in making the decision they are detailed in the decision document.

Based on the information available to DER at the time of the renewal, DER is not aware of any changes at the premises that would alter the risk profile for emissions and discharges since the previous licence was granted.

DECISION TABLE				
Works Approval / Licence section	Condition number W = Works Approval L = Licence	OSC or NSC	Justification (including risk description & decision methodology where relevant)	Reference documents
Licence Duration	N/A	N/A	DER will amend the current Licence and extend the duration of the Licence for 12 months to allow for a fully review of the sites Licence to be carried out. DER will consider the duration of any future licence issues based on the outcomes of the review. Administrative changes have also been incorporated in accordance with DER protocol.	



5 Advertisement and consultation table

Date	Event	Comments received/Notes	How comments were taken into consideration
4/02/2016	Proponent sent a copy of draft instrument	Confirmation and acceptance of the draft amended instrument was provided on 10 February 2016.	Finalisation of instrument



6 Risk Assessment

Note: This matrix is taken from the DER Corporate Policy Statement No. 07 - Operational Risk Management

Table 1: Emissions Risk Matrix

Likelihood	Consequence				
	Insignificant	Minor	Moderate	Major	Severe
Almost Certain	Moderate	High	High	Extreme	Extreme
Likely	Moderate	Moderate	High	High	Extreme
Possible	Low	Moderate	Moderate	High	Extreme
Unlikely	Low	Moderate	Moderate	Moderate	High
Rare	Low	Low	Moderate	Moderate	High