



The Manager  
RATCH-Australia Kemerton Pty Ltd  
PO Box 2670  
BUNBURY WA 6231

Dear Sir

**ENVIRONMENTAL PROTECTION ACT 1986 – AMENDMENT TO LICENCE L8026/2004/6**

**Kemerton Power Station  
Lot 505 on Deposited Plan 39528  
WELLESLEY WA 6233**

Further to my letter dated 12 July 2013 please find enclosed your amended *Environmental Protection Act 1986* licence.

If you have any questions or objections relating to the licence, please do not hesitate to contact the enquiries officer above on 6467 5150 for clarification or discussion of any grievances you have.

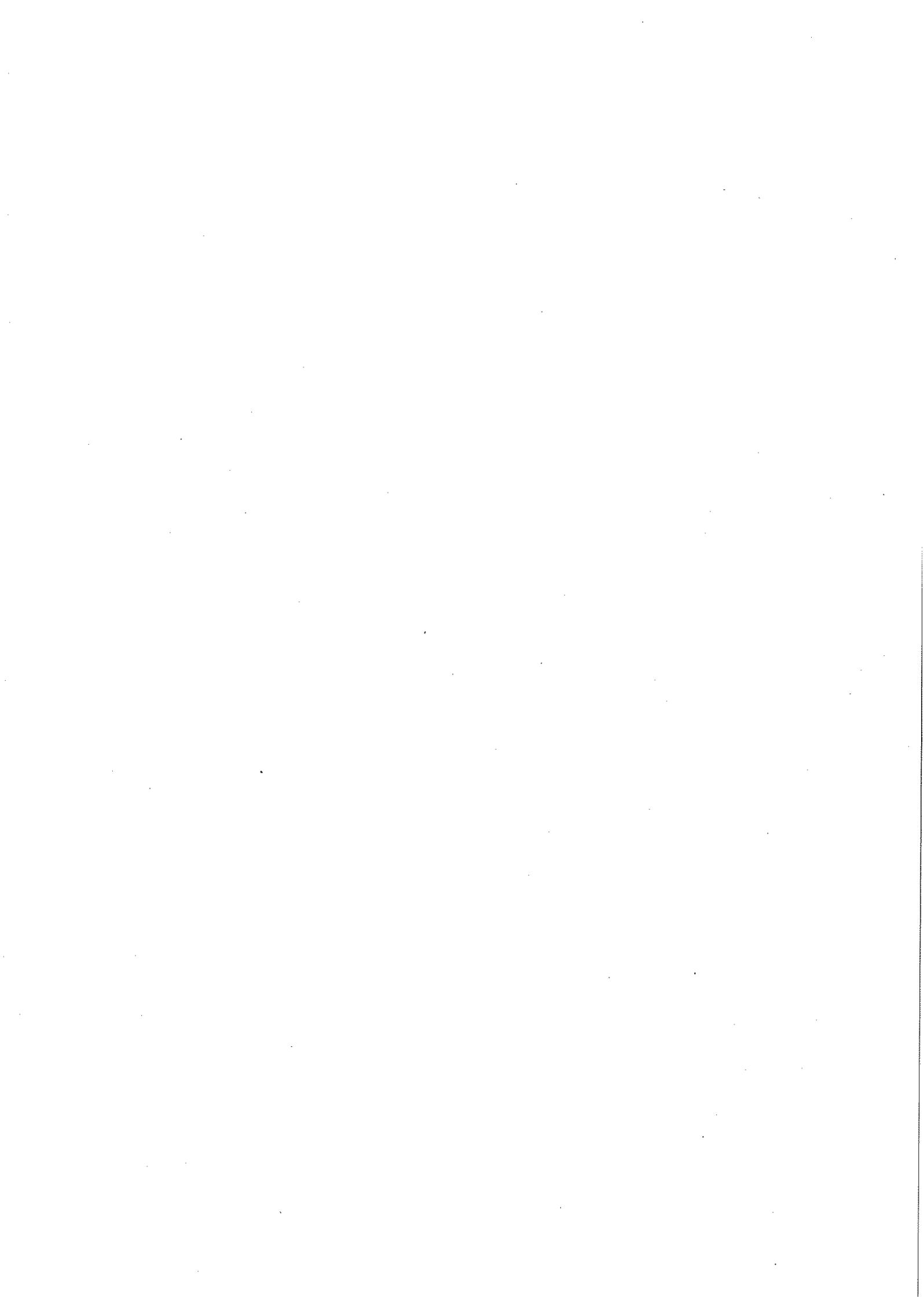
If you are concerned about, or object to any aspect of the amendment, you may lodge an appeal with the Minister for the Environment within 21 days from the date on which this licence is received. The Office of the Appeals Convenor can be contacted on 6467 5190 to find out the procedure and fee.

Members of the public may also appeal the amendments. The Appeals Registrar at the Office of the Appeals Convenor can be contacted after the closing date of appeals to check whether any appeals were received.

Yours sincerely,

Tony Wynne  
Officer delegated under Section 20  
of the *Environmental Protection Act 1986*

22 August 2013





# Licence

## *Environmental Protection Act 1986, Part V*

**Licensee:** RATCH-Australia Kemerton Pty Ltd

**Licence:** L8026/2004/6

**Registered office:** Level 7  
111 Pacific Highway  
NORTH SYDNEY NSW 2060

**ACN:** 106 619 112

**Premises address:** Kemerton Power Station  
Lot 505 on Deposited Plan 39528  
Treasure Road  
WELLESLEY WA 6233

**Issue date:** Thursday 27 October 2011

**Commencement date:** Tuesday 01 November 2011

**Expiry date:** Sunday 31 October 2016

**Prescribed Premises Category**  
Schedule 1 of the Environmental Protection Regulations 1987

Category number	Category description	Category production or design capacity	Premises production or design capacity
52	Electric power generation: premises (other than premises within category 53 or an emergency or standby power generating plant) on which electric power is generated using a fuel.	20 megawatts or more in aggregate (using natural gas) or  10 megawatts or more in aggregate (using a fuel other than natural gas)	320 MWe

**Conditions of Licence**

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



.....  
Officer delegated under Section 20  
of the *Environmental Protection Act 1986*



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## Introduction

This Introduction is not part of the Licence conditions.

### Who we are

The Department of Environment Regulation (DER) is a Government Department for the State of Western Australia in the portfolio of the Minister for Environment. DER's purpose is to protect and conserve the State's environment on behalf of the people of Western Australia.

### Our industry licensing role

DER has responsibilities under Part V of the *Environmental Protection Act 1986* (the Act) for the licensing of prescribed premises. Through this process DER works with the business owners, community, consultants, industry and other representatives to prevent, control and abate pollution and environmental harm to conserve and protect the environment. DER also monitor and audit compliance with works approvals and licence conditions, take enforcement action as appropriate and develop and implement licensing and industry regulation policy.

### Licence requirements

This licence is issued under Part V of the Act. Conditions contained with the licence relate to the prevention, reduction or control of emissions and discharges to the environment and to the monitoring and reporting of them.

Where other statutory instruments impose obligations on the Premises/Licensee the intention is not to replicate them in the licence conditions. You should therefore ensure that you are aware of all your statutory obligations under the Act and any other statutory instrument. Legislation can be accessed through the State Law Publisher website using the following link:

<http://www.slp.wa.gov.au/legislation/statutes.nsf/default.html>

For your Premises relevant statutory instruments include but are not limited to obligations under the:

- Environmental Protection (Unauthorised Discharges) Regulations 2004 – these Regulations make it an offence to discharge certain materials such as contaminated stormwater into the environment other than in the circumstances set out in the Regulations.
- Environmental Protection (Controlled Waste) Regulations 2004 - these Regulations place obligations on you if you produce, accept, transport or dispose of controlled waste.



- Environmental Protection (Noise) Regulations 1997 – these Regulations require noise emissions from the Premises to comply with the assigned noise levels set out in the Regulations.

You must comply with your licence. Non-compliance with your licence is an offence and strict penalties exist for those who do not comply.

Licence holders are also reminded of the requirements of section 53 of the Act which places restrictions on making certain changes to prescribed premises unless the changes are in accordance with a works approval, licence, closure notice or environmental protection notice.

#### **Licence Fees**

If you have a licence that is issued for more than one year, you are required to pay an annual licence fee prior to the anniversary date of issue of your licence. Non payment of annual licence fees will result in your licence ceasing to have effect meaning that it will no longer be valid and you will need to apply for a new licence for your Premises.

#### **Ministerial conditions**

If your Premises has been assessed under Part IV of the Act you may have had conditions imposed by the Minister for the Environment. You are required to comply with any conditions imposed by the Minister.

#### **Premises description and Licence summary**

The Kemerton Power Station is a dual fuel open cycle power station connected to the South West Interconnected System and is operated as a peaking power station which is designed to come on-line when a grid shortfall is imminent. The power station is expected to operate for approximately 1000 hours per year with a nominal throughput of 260 MWe. The power station is operated using natural gas from the Dampier to Bunbury Natural Gas Pipeline and with ultra low sulfur diesel.

The power station comprises two (2) Siemens V94.2 gas turbines each fitted with dry low-NOx hybrid burners for diffusion and pre-mix firing. The turbines operate in simple cycle mode and are designed for fast starts. Main emissions associated with operation of the premises are those typically associated with fossil fuel combustion such as nitrogen oxides, sulfur oxides, carbon monoxide and particulates. The Silo Burner technology used in the turbines improves combustion efficiency thus leaving little potential for soot formation under diesel-fuel firing regimes and therefore no significant particulate emissions are expected. Wet compression technology has been installed on both turbine air inlets to provide increased power generation during summer conditions, without corresponding increase in NOx emissions.

The premises was assessed under Part IV of the *Environmental Protection Act 1986*. The Licensee is required to comply with conditions set on construction and operation of the facility in Ministerial Statement 645.

This Licence is the result of an amendment sought by DER to include standard conditions as part of the REFIRE program. This amendment does not constitute a review or propose changes to existing emission control levels.



The licences and works approvals issued for the Premises since 1/11/2005 are:

Instrument log		
Instrument	Issued	Description
L8026/2004/2	01/11/2005	Licence reissue.
L8026/2004/3	01/11/2006	Licence reissue.
L8026/2004/4	01/11/2007	Licence reissue.
L8026/2004/5	01/11/2008	Licence re- issue. Licence duration extended from 1 to 3 years.
L8026/2004/6	27/10/2011	Licence re- issue. Licence duration extended from 3 to 5 years.
L8026/2004/6	22/8/2013	Licence amended to REFIRE format

#### Severance

It is the intent of these Licence conditions that they shall operate so that, if a condition or a part of a condition is beyond the power of this Licence to impose, or is otherwise *ultra vires* or invalid, that condition or part of a condition shall be severed and the remainder of these conditions shall nevertheless be valid to the extent that they are within the power of this Licence to impose and are not otherwise *ultra vires* or invalid.

END OF INTRODUCTION



## Licence Conditions

### 1 General

#### 1.1 Interpretation

1.1.1 In the Licence, definitions from the *Environmental Protection Act 1986* apply unless the contrary intention appears.

1.1.2 In the Licence, unless the contrary intention appears:

“the Act” means the *Environmental Protection Act 1986*;

“AHD” means the Australian height datum;

“annual period” means the inclusive period from 1 November until 31 October in the following year;

“AS 4323.1” means the Australian Standard AS4323.1 *Stationary Source Emissions Method 1: Selection of sampling positions*;

“AS/NZS 5667.1” means the Australian Standard AS/NZS 5667.1 *Water Quality – Sampling – Guidance of the Design of sampling programs, sampling techniques and the preservation and handling of samples*;

“AS/NZS 5667.4” means the Australian Standard AS/NZS 5667.4 *Water Quality – Sampling – Guidance on sampling from lakes, natural and man-made*;

“AS/NZS 5667.6” means the Australian Standard AS/NZS 5667.6 *Water Quality – Sampling – Guidance on sampling of rivers and streams*;

“AS/NZS 5667.9” means the Australian Standard AS/NZS 5667.9 *Water Quality – Sampling – Guidance on sampling from marine waters*;

“AS/NZS 5667.11” means the Australian Standard AS/NZS 5667.11 *Water Quality – Sampling – Guidance on sampling of groundwaters*;

“averaging period” means the time over which a limit or target is measured or a monitoring result is obtained;

“BTEX” means benzene, toluene, ethylbenzene and xylene;

“CEMS” means continuous emissions monitoring system;

“CEMS Code” means the current version of the Continuous Emission Monitoring System (CEMS) Code for Stationary Source Air Emissions, Department of Environment & Conservation, Government of Western Australia;

“Code of Practice for the Storage and handling of dangerous goods” means the current version of the Storage and handling of dangerous goods, Code of Practice, Department of Mines and Petroleum, Government of Western Australia;



“**dangerous goods**” has the meaning defined in the Dangerous Goods Safety (Storage and Handling of Non-explosives) Regulations 2007;

“**Director**” means:

Regional Leader, Industry Regulation, South West Region  
Department of Environment Regulation  
PO Box 1693  
BUNBURY WA 6231  
Telephone: (08) 9725 4300  
Facsimile: (08) 9725 4351  
Email: SouthWestRegion.IndustryRegulation@der.wa.gov.au;

“**environmentally hazardous material**” means material (either solid or liquid raw materials, materials in the process of manufacture, manufactured products, products used in the manufacturing process, by-products and waste) which if discharged into the environment from or within the premises may cause pollution or environmental harm. Note: Environmentally hazardous materials include dangerous goods where they are stored in quantities below placard quantities. The storage of dangerous goods above placard quantities is regulated by the Department of Mines and Petroleum;

“**fugitive emissions**” means all emissions not arising from point sources identified in Section 2.2;

“**Licence**” means this Licence numbered L8026/2004/6 and issued under the *Environmental Protection Act 1986*;

“**Licensee**” means the person or organisation named as Licensee on page 1 of the Licence;

“**MWe**” means power output (electricity generated) in megawatts;

“**NATA**” means the National Association of Testing Authorities, Australia;

“**NATA accredited**” means in relation to the analysis of a sample that the laboratory is NATA accredited for the specified analysis at the time of the analysis;

“**normal operating conditions**” means any operation of a particular process excluding start-up, shut-down and upset conditions, in relation to stack sampling or monitoring;

“**NO<sub>x</sub>**” means oxides of nitrogen;

“**placard quantity**” has the meaning defined in the Dangerous Goods Safety (Storage and Handling of Non-explosives) Regulations 2007;

“**Premises**” means the area defined in the Premises Map in Schedule 1 and listed as the Premises address on page 1 of the Licence;

“**Schedule 1**” means Schedule 1 of this Licence unless otherwise stated;

“**Schedule 2**” means Schedule 2 of this Licence unless otherwise stated;

“**shut-down**” means the period when plant or equipment is brought from normal operating conditions to inactivity;

“**six monthly period**” means the 2 inclusive periods from 1 November to 30 April and 1 May to 31 October in the following year;



“**spot sample**” means a discrete sample representative at the time and place at which the sample is taken;

“**start-up**” means the period when plant or equipment is brought from inactivity to normal operating conditions;

“**STP dry**” means standard temperature and pressure (0° Celsius and 101.325 kilopascals respectively), dry;

“**USEPA**” means United States (of America) Environmental Protection Agency;

“**USEPA Method 2**” means *Method 2—Determination of Stack Gas Velocity and Volumetric Flow Rate*;

“**USEPA Method 4**” means *Determination of Moisture Content in Stack Gases*;

“**USEPA Method 10**” means *Determination of Carbon Monoxide Emissions from Stationary Sources*;

“**USEPA Method 20**” means *Determination of Nitrogen Oxides, Sulfur Dioxide, and Diluent Emissions from Stationary Gas Turbines*;

“**USEPA CTM-030**” means *Conditional Test Method for Determination of Nitrogen Oxides, Carbon Monoxide, and Oxygen Emissions from Natural Gas-Fired Engines, Boilers and Process Heaters Using Portable Analyzers*;

“**USEPA CTM-034**” means *Conditional Test Method for Determination of Oxygen, Carbon Monoxide and Oxides of Nitrogen from Stationary Sources for Periodic Monitoring (Portable Electrochemical Analyzer Procedure)*;

“**usual working day**” means 0800 – 1700 hours, Monday to Friday excluding public holidays in Western Australia; and

“**µS/cm**” means microsiemens per centimetre.

1.1.3 Any reference to an Australian or other standard in the Licence means the relevant parts of the current version of that standard.

1.1.4 Any reference to a Guideline or Code of Practice in the Licence means the current version of the Guideline or Code of Practice.

## 1.2 General conditions

1.2.1 Nothing in the Licence shall be taken to authorise any emission that is not mentioned in the Licence, where the emission amounts to:

- (a) pollution;
- (b) unreasonable emission;
- (c) discharge of waste in circumstances likely to cause pollution; or
- (d) being contrary to any written law.

1.2.2 The Licensee shall maintain all pollution control and monitoring equipment to the manufacturer's specification or any relevant and effective internal management system.



- 1.2.3 The Licensee, except where storage is prescribed in section 1.3, shall ensure that environmentally hazardous substances are stored in accordance with the Code of Practice for the Storage of dangerous goods.
- 1.2.4 The Licensee shall immediately recover, or remove and dispose of spills of environmentally hazardous materials outside an engineered containment system.

**Stormwater control**

- 1.2.5 The Licensee shall:
- (a) implement all practical measures to prevent stormwater run-off becoming contaminated by the activities on the Premises; and
  - (b) treat contaminated or potentially contaminated stormwater as necessary prior to being discharged from the Premises.<sup>1</sup>

Note1: The Environmental Protection (Unauthorised Discharges) Regulations 2004 make it an offence to discharge certain materials into the environment.

- 1.2.6 The Licensee shall manage process water and potentially contaminated stormwater on the premises by:
- (a) directing potentially contaminated water from plant washdown to a collection basin that includes an oily water separator; and
  - (b) removing the effluent from the oily water separator using an approved controlled waste carrier.

**1.3 Premises operation**

There are no specified conditions relating to Premises operation in this section.



## 2 Emissions

### 2.1 General

2.1.1 The Licensee shall record and investigate the exceedance of any descriptive or numerical limit, and/or target in this section.

### 2.2 Point source emissions to air

2.2.1 The Licensee shall ensure that where waste is emitted to air from the emission points in Table 2.2.1 and identified on the map of emission points in Schedule 1 it is done so in accordance with the conditions of this licence.

Emission point reference	Emission point reference on Map of emission points	Emission Point	Emission point height (m)	Source, including any abatement
A1	11UHN	Stack 1	35	Siemens V94.2 gas turbine generator, able to run on ultra low sulfur diesel, fitted with low NOx burners
A2	12UHN	Stack 2	35	Siemens V94.2 gas turbine generator, able to run on ultra low sulfur diesel, fitted with low NOx burners

### 2.3- 2.4 Point source emissions to surface waters and groundwater

There are no specified conditions relating to point source emissions to surface waters and groundwater in this section.

### 2.5 Emissions to land

There are no specified conditions relating to emissions to land in this section.

### 2.6 Fugitive emissions

2.6.1 The Licensee shall prevent visible dust from crossing the boundary of the premises.

### 2.7- 2.8 Odour and noise

There are no specified conditions relating to odour and noise in this section.



### **3 Monitoring**

#### **3.1 General monitoring**

3.1.1 The licensee shall ensure that:

- (a) all water samples are collected and preserved in accordance with AS/NZS 5667.1;
- (b) all surface water sampling is conducted in accordance with AS/NZS 5667.4, AS/NZS 5667.6 or AS/NZS 5667.9 as relevant;
- (c) all groundwater sampling is conducted in accordance with AS/NZS 5667.11; and
- (d) all samples are submitted to a laboratory with current NATA accreditation for the parameters to be measured.

3.1.2 The Licensee shall ensure that six monthly monitoring is undertaken at least 5 months apart.

3.1.3 The Licensee shall record production or throughput data and any other process parameters relevant to any non-continuous or CEMS monitoring undertaken.

3.1.4 The Licensee shall ensure that all monitoring equipment used on the Premises to comply with the conditions of this Licence is calibrated in accordance with the manufacturer's specifications.

3.1.5 The Licensee shall, where the requirements for calibration cannot be practicably met, or a discrepancy exists in the interpretation of the requirements, bring these issues to the attention of the Director accompanied with a report comprising details of any modifications to the methods.



**3.2 Monitoring of point source emissions to air**

3.2.1 The Licensee shall undertake the monitoring in Table 3.2.1 according to the specifications in that table.

Table 3.2.1: Monitoring of point source emissions to air					
Emission point reference	Parameter	Units <sup>1,3</sup>	Frequency <sup>2</sup>	Fuel type	Method
A1, A2	Nitrogen oxides	mg/m <sup>3</sup> g/s	Once every 4000 hours of operation	Natural gas	USEPA Method 20, USEPA CTM-030, or USEPA CTM-034
	Sulfur oxides				Stoichiometric calculation
	Carbon monoxide				USEPA Method 10, USEPA CTM-030, or USEPA CTM-034
	Nitrogen oxides	mg/m <sup>3</sup> g/s	At least once every five years; and  Once per year whenever: (i) each turbine is operated for more than 48 consecutive hours; or (ii) each turbine is operated for more than 168 cumulative hours annually.	Ultra low sulfur diesel	USEPA Method 20, USEPA CTM-030, or USEPA CTM-034
	Sulfur oxides				Stoichiometric calculation
	Carbon monoxide				USEPA Method 10, USEPA CTM-030, or USEPA CTM-034

Note 1: All units are referenced to STP dry

Note 2: Monitoring shall be undertaken to reflect normal operating conditions and any limits or conditions on inputs or production.

Note 3: All units are referenced to 15% O<sub>2</sub>

3.2.2 The Licensee shall ensure that sampling required under Condition 3.2.1 of the Licence is undertaken at sampling locations in compliance with the AS 4323.1 or relevant part of the CEMS Code.

3.2.3 The Licensee shall ensure that all non-continuous sampling and analysis undertaken pursuant to condition 3.2.1 is undertaken by a holder of NATA accreditation for the relevant methods of sampling and analysis.

**3.3-3.4 Monitoring of point source emissions to surface water and groundwater**

There are no specified conditions relating to monitoring of point source emissions to surface water and groundwater in this section.



### 3.5 Monitoring of emissions to land

There are no specified conditions relating to monitoring of emissions to land in this section.

### 3.6-3.7 Monitoring of inputs and outputs and process monitoring

There are no specified conditions relating to monitoring of inputs and outputs and process monitoring in this section.

### 3.8 Ambient environmental quality monitoring

3.8.1 The Licensee shall undertake the monitoring specified in Tables 3.8.1 and 3.8.2.

Table 3.8.1: Monitoring of ambient surface water quality					
Monitoring point reference	Monitoring point reference on Map of monitoring locations	Parameter	Units	Averaging period	Frequency
WQ1, WQ2	SW1, SW2	pH	-	Spot sample	Twice per year when flowing at dates at least 4 weeks apart
		Total dissolved solids	mg/L		
		Electrical conductivity	µS/cm		
		Total suspended solids	mg/L		
		BTEX	µg/L		
		Total petroleum hydrocarbons	mg/L		

Table 3.8.2 : Monitoring of ambient groundwater quality					
Monitoring point reference	Monitoring point reference on Map of monitoring locations	Parameter	Units	Averaging period	Frequency
GQ1, GQ2	GW1S, GW2S	pH	-	Spot sample	Six monthly (in March and September)
		Total dissolved solids	mg/L		
		Electrical conductivity	µS/cm		
		BTEX	µg/L		
		Total petroleum hydrocarbons	mg/L		
		Standing Water Level <sup>1</sup>	mAHD		

Note 1: Standing Water level must be measured prior to undertaking any other sampling required by Condition 3.8.1.

### 3.9 Meteorological monitoring

There are no specified conditions relating to meteorological monitoring in this section.



## **4 Improvements**

### **4.1 Improvement program**

There are no specified improvement conditions in this section.

## **5 Information**

### **5.1 Records**

#### **5.1.1 All information and records required by the Licence shall:**

- (a) be legible;
- (b) if amended, be amended in such a way that the original and subsequent amendments remain legible or are capable of retrieval;
- (c) except for records listed in 5.1.1(d) be retained for at least 6 years from the date the records were made or until the expiry of the Licence or any subsequent licence; and
- (d) for those following records, be retained until the expiry of the Licence and any subsequent licence:
  - (i) off-site environmental effects; or
  - (ii) matters which affect the condition of the land or waters.

#### **5.1.2 The Licensee shall ensure that:**

- (a) any person left in charge of the Premises is aware of the conditions of the Licence and has access at all times to the Licence or copies thereof; and
- (b) any person who performs tasks on the Premises is informed of all of the conditions of the Licence that relate to the tasks which that person is performing.

#### **5.1.3 The Licensee shall complete an Annual Audit Compliance Report indicating the extent to which the Licensee has complied with the conditions of the Licence, and any previous licence issued under Part V of the Act for the Premises for the previous annual period.**

#### **5.1.4 The Licensee shall implement a complaints management system that as a minimum records the number and details of complaints received concerning the environmental impact of the activities undertaken at the Premises and any action taken in response to the complaint.**



## 5.2 Reporting

5.2.1 The Licensee shall submit to the Director at the Contact Address an Annual Environmental Report by 1 February after the end of the annual period. The report shall contain the information listed in Table 5.2.1 in the format or form specified in that table.

Table 5.2.1: Annual Environmental Report		
Condition or table (if relevant)	Parameter	Format or form <sup>1</sup>
-	Summary of any failure or malfunction of any pollution control equipment or any incidents that have occurred during the annual period and any action taken	None specified
Table 3.2.1	Monitoring of nitrogen oxides, sulfur oxides, carbon monoxide	AR1
Table 3.8.1	Monitoring of ambient surface water quality for parameters including: pH, Total dissolved solids, Electrical conductivity, Total suspended solids, BTEX, Total petroleum hydrocarbons	WR1
Table 3.8.2	Monitoring of groundwater quality for parameters including: pH, Total dissolved solids, Electrical conductivity, BTEX, Total petroleum hydrocarbons, Standing water level	WR1
5.1.3	Compliance	AACR
5.1.4	Complaints summary	None specified

Note 1: Forms are in Schedule 2

5.2.2 The Licensee shall ensure that the Annual Environmental Report also contains:

- any relevant process, production or operational data recorded under Condition 3.1.3;
- an assessment of the information contained within the report against previous monitoring results and Licence limits and/or targets; and
- a list of any original monitoring reports submitted to the Licensee from third parties for the annual period and make these reports available on request.



### 5.3 Notification

5.3.1 The Licensee shall ensure that the parameters listed in Table 5.3.1 are notified to the Director at the Contact Address and in accordance with the notification requirements of the table.

<b>Condition or table (if relevant)</b>	<b>Parameter</b>	<b>Notification requirement<sup>1</sup></b>	<b>Format or form<sup>2</sup></b>
3.1.5	Calibration report	As soon as practicable.	None specified
2.1.1	Breach of any limit specified in the Licence	Part A: As soon as practicable but no later than 5pm of the next usual working day.	N1
	Any failure or malfunction of any pollution control equipment or any incident which has caused, is causing or may cause pollution	Part B: As soon as practicable	

Note 1: Notification requirements in the licence shall not negate the requirement to comply with s72 of the Act

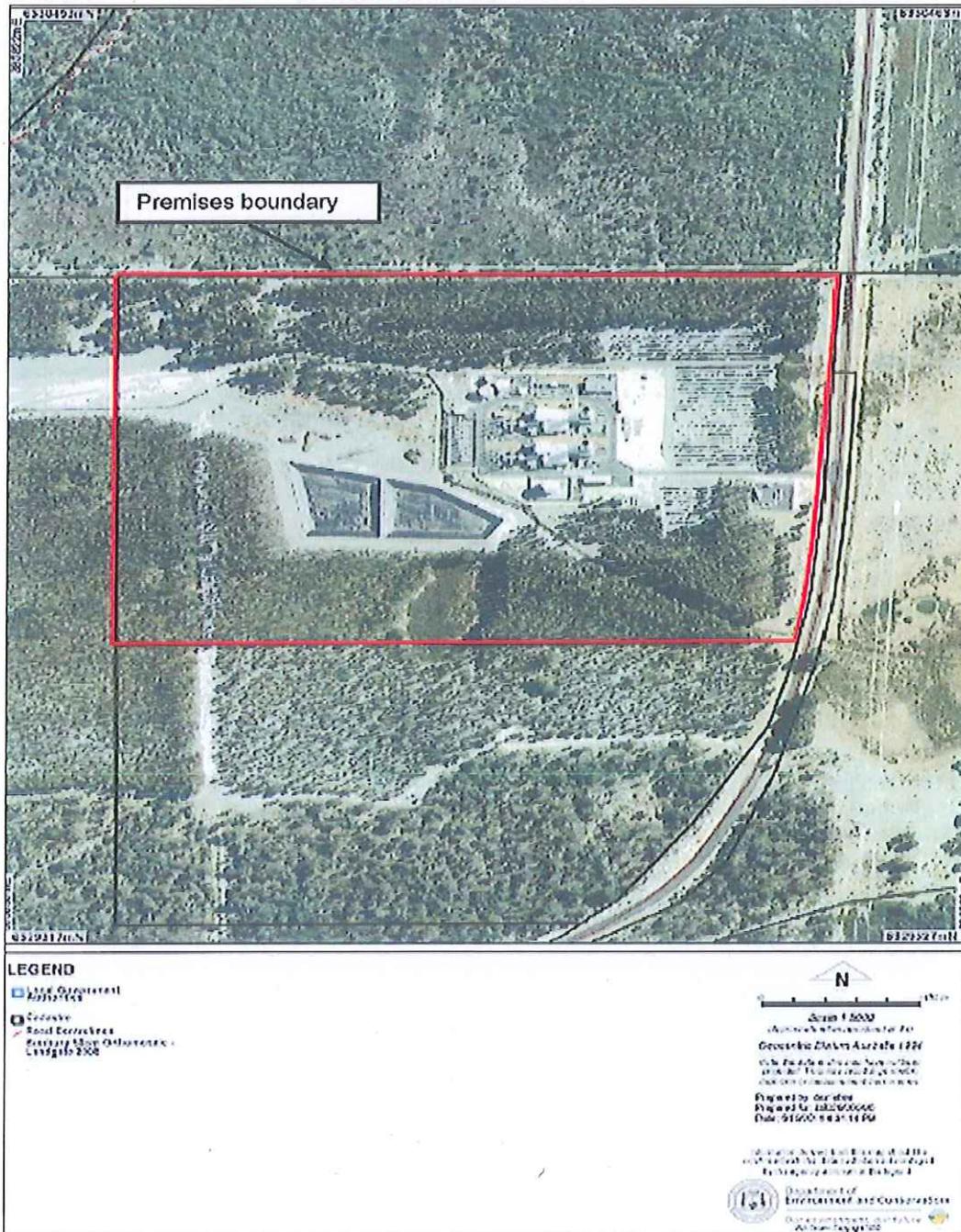
Note 2: Forms are in Schedule 2

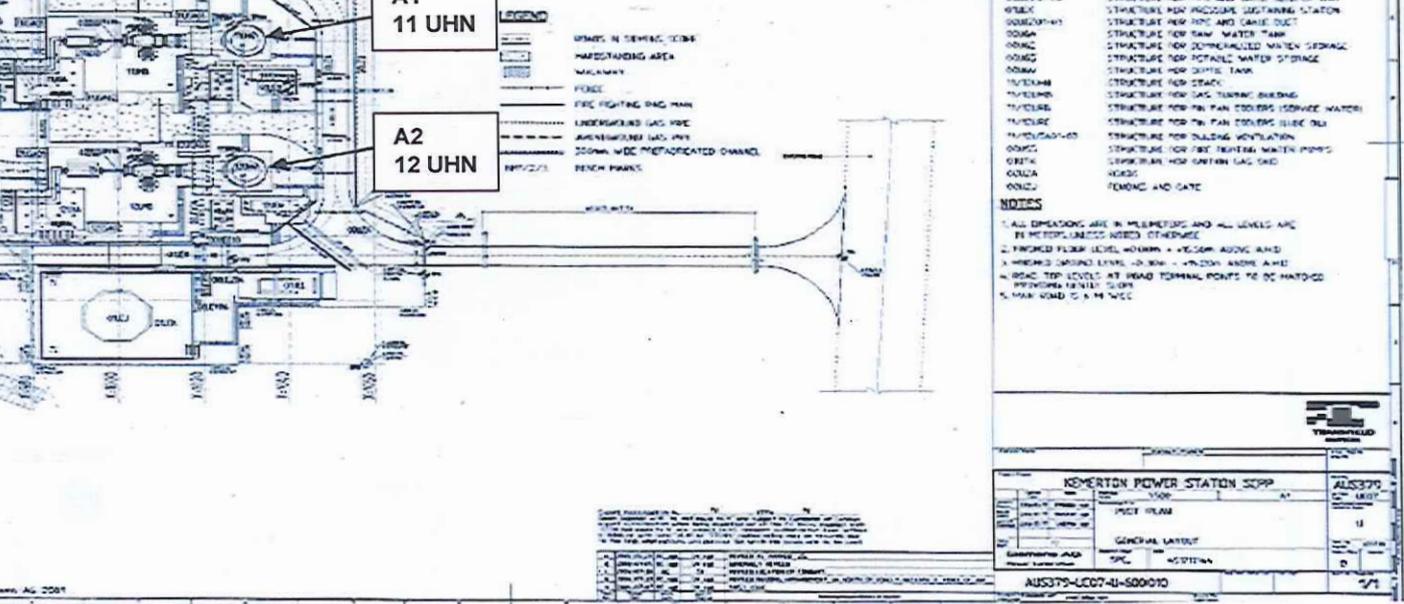


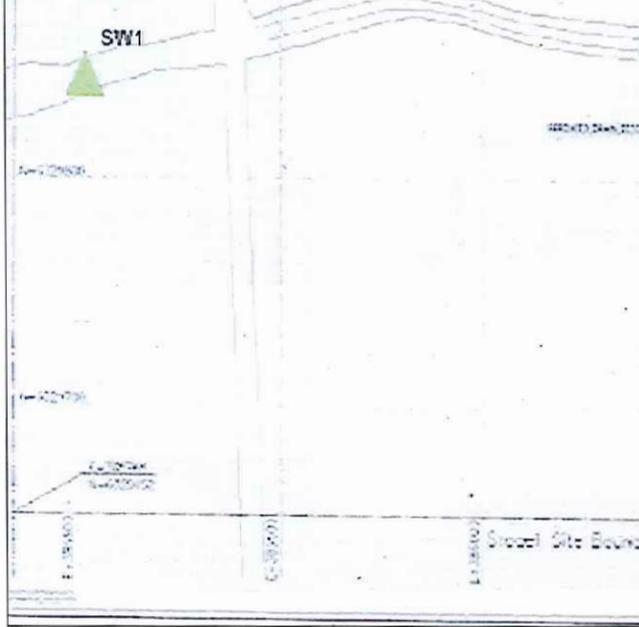
## Schedule 1: Maps

### Premises map

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







Environmental Protection Act 1986  
Licence: L8026/2004/6  
File Number: 2010/010534

Amendment date: Thursday



## Schedule 2: 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.

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Licence: L8026/2004/6 Licensee: Transfield Kemerton Power Services  
Pty Limited  
Form: AACR Period :  
Name: Annual Audit Compliance Report

### Annual audit compliance report

#### Section A: Statement of compliance with Licence conditions

Were all conditions of licence complied with within the annual period?		
Yes	<input type="checkbox"/>	Initial Sections A & B, then proceed to Section C
No	<input type="checkbox"/>	Initial Section A, then proceed to Section B

Each page must be initialled by the person(s) who signs Section C of this Annual Audit Compliance Report (AACR).

Initial:



**Section B: Details of non-compliance with Licence condition**

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

Please use a separate page for each Licence condition that was not complied with. Each page must be initialled by the person(s) who signs Section C of this AACR

Initial:



**Section C: Signature and certification**

This AACR must only be signed by a person(s) with legal authority to sign it as defined 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 AACR must be signed and certified:
an individual	<input type="checkbox"/>  <input type="checkbox"/>	by the individual Licence holder, or  by a person approved in writing by the Chief Executive Officer (CEO) of DER to sign on the Licensee's behalf.
a corporation	<input type="checkbox"/>  <input type="checkbox"/>  <input type="checkbox"/>  <input type="checkbox"/>  <input type="checkbox"/>	by affixing the common seal of the Licensee in accordance with the Corporations Act 2001; or  by two directors of the Licensee; or  by a director and a company secretary of the Licensee, or  if the Licensee is a proprietary company that has a sole director who is also the sole company secretary – by that director, or  by the principal executive officer of the Licensee; or  by a person with authority to sign on the Licensee's behalf who is approved in writing by the CEO of DER.
A public authority (other than a local government)	<input type="checkbox"/>  <input type="checkbox"/>	by the principal executive officer of the Licensee; or  by a person with authority to sign on the Licensee's behalf who is approved in writing by the CEO of DER.
a local government	<input type="checkbox"/>  <input type="checkbox"/>	by the CEO of the Licensee; or  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 AACR 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)

	In sack temperature	
	Plant production and feed rate at the time of the test	

Note 1: All units are referenced to STP dry

Note 2: All units are referenced to 15% O<sub>2</sub>

Signed on behalf of Transfield Kemerton Power Services

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*Environmental Protection Act 1986*  
Licence: L8026/2004/6  
File Number: 2010/010534

Amendment date: Thursday

	µg/L	Spot sample		
	mg/L	Spot sample		
	mAHD	Spot sample		

to STP dry

emerton Power Services Pty Limited: ..... Date: .....



Licence: L8026/2004/6 Licensee: Transfield Kemerton Power Services Pty Limited

Form: N1 Date of breach:

**Notification of detection of the breach of a limit or any failure or malfunction of any pollution control equipment or any incident which has caused, is causing or may cause pollution.**

These pages outline the information that the operator must provide.  
Units of measurement used in information supplied under Part A and B requirements shall be appropriate to the circumstances of the emission. Where appropriate, a comparison should be made of actual emissions and authorised emission limits.

**Part A**

Licence Number	
Name of operator	
Location of Premises	
Time and date of the detection	

<b>Notification requirements for the breach of a limit</b>	
Emission point reference/ source	
Parameter(s)	
Limit	
Measured value	
Date and time of monitoring	
Measures taken, or intended to be taken, to stop the emission	

<b>Notification requirements for any failure or malfunction of any pollution control equipment or any incident which has caused, is causing or may cause pollution</b>	
Date and time of event	
Reference or description of the location of the event	
Description of where any release into the environment took place	
Substances potentially released	
Best estimate of the quantity or rate of release of substances	
Measures taken , or intended to be taken, to stop any emission	
Description of the failure or accident	



### Part B

Any more accurate information on the matters for notification under Part A.	
Measures taken, or intended to be taken, to prevent a recurrence of the incident	
Measures taken, or intended to be taken, to rectify, limit or prevent any pollution of the environment which has been or may be caused by the emission	
The dates of any previous N1 notifications for the Premises in the preceding 24 months.	

Name	
Post	
Signature on behalf of RATCH-Australia Kemerton Pty Ltd	
Date	

