



Licence Application

Division 3, Part V *Environmental Protection Act 1986*

Licence number	L8757/2013/2
Licence holder	Eco Resources Pty Ltd
ACN	148 991 315
File number	2013/001928-1
Premises	Eco Resources Recycling Transfer Station 165 Postans Road, Hope Valley WA 6165 Being Lot 572 and part of Lot 571 on Plan 3475. Certificate of Title Volume 2891 Folio 160 and 159 As defined by the coordinates in Schedule 1 of the licence
Date of report	31/03/2022
Status of report	Final

**SENIOR INDUSTRY REGULATION OFFICER
INDUSTRY REGULATION**

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

1. Scope of assessment

1.1 Application summary and overview of the premises

Eco Resources Pty Ltd (licence holder) lodged an application with the Department of Water and Environmental Regulation (department) on 24 August 2021 for an amendment to include category 77: concrete batching or cement products manufacturing to licence L8757/2013/2. The amendment decision is still pending subject to planning approval from the City of Kwinana.

As the licence is due to expire on 11 April 2022, the department has determined to undertake an administrative renewal of the licence. The licence will only be renewed for a period of two years and extended once planning approval is received from the City of Kwinana.

The licence holder applied on 7 February 2022 to renew licence L8757/2013/2, issued under Division 3 Part V of the *Environmental Protection Act 1986* for the following prescribed premises categories:

- category 13: crushing of building materials;
- category 57: used tyre storage (general); and
- category 61A: solid waste facility.

1.2 Site Operation

The Premises are a recycling transfer facility for materials/resource recovery and are marketed to receive waste from skip bin companies and other earthmoving companies that clean up home building and construction sites.

1.3 Planning

The Premises are within the Hope Valley-Wattleup / Latitude 32 industrial area which falls under Development WA responsibility. Under the Act and Master Plan the Western Australian Planning Commission (WAPC) was the determining authority for planning. However, in early 2012, the WAPC delegated the authority back to the City of Kwinana and City of Cockburn.

1.4 Regulatory framework

In replacing the licence the Delegated Officer has considered and given due regard to the department's regulatory framework and relevant policy documents which are available at <https://dwer.wa.gov.au/regulatory-documents>.

2. Consultation

An invitation to comment on the renewal application was sent to the City of Kwinana and WAPC on 21 February 2022 in accordance with section 54 of the *Environmental Protection Act 1986* (EP Act).

On 1 March 2022 WAPC commented that existing development differs from current on-site operations. Their comments were noted and will be considered and addressed during the assessment of the licence amendment currently before the Department. WAPC also confirmed that local government authority is the delegated body responsible for all planning approvals.

The City of Kwinana did not comment on the application for renewal of the licence but are currently assessing the licence holder's application for renewal of their development approval.

The draft licence and this decision report were provided to the licence holder on 29 March 2022 for comment. The licence holder's comments, along with the delegated officer response, have been summarised in Appendix 1.

3. Decision

The delegated officer determined the risks to human health and the environment from activities on the Premises, and as previously assessed, have not materially changed. The delegated officer has therefore determined to grant the licence without conducting additional risk assessments. The licence has been issued for a period of 2 years.

In renewing the expiring licence the delegated officer has also determined to:

- update the format and appearance of the licence;
- correct clerical mistakes and unintentional errors;
- updated site plans: and
- transferred all existing regulatory controls and conditions to the new licence.

3.1 Summary of changes

The below table provides a summary of the proposed updates and will act as a record of implemented changes. All proposed changes have been incorporated into the new licence.

Condition / table	Description
-	Included licence history table
Schedule 1: Maps	Included updated site plans

Appendix 1: Summary of licence holder's comments on draft licence and decision report

Method	Comments received	DWER response
Email – received 30/03/2022	The licence holder waived the remainder of the consultation period and requested the licence be issued.	DWER issued the renewed licence