



Application to renew a licence

Part V Division 3 of the *Environmental Protection Act 1986*

Licence Number	L9007/2016/3
Licence Holder	Veolia Recycling and Recovery Pty Ltd
ACN	002 902 650
File Number	DWERVT7278
Premises	Welshpool Packaged Waste Handling and Transfer Station 2 Carney Road WELSHPOOL WA 6106 Legal description Part of Lot 341 on Diagram 85560 WELSHPOOL WA 6106 As defined by the Premises map
Date of Report	30/01/2023
Decision	To grant a licence

Senior Environmental Officer, Industry Regulation
An officer delegated by the CEO under section 20 of the *Environmental Protection Act 1986*

1. Decision summary

Under the current regulatory framework the Delegated Officer decided to process the application to renew licence L9007/2016/2 without conducting any additional risk assessment.

The licence can be issued for 20 years, which is consistent with the *Guidance Statement on Licence Duration 2016*. In renewing the licence the Delegated Officer has determined to:

- update the format and appearance of the licence;
- include conditions considered necessary for the effective administration of the licence (i.e. record keeping and reporting requirements);
- revise licence conditions and consolidate existing pollution control conditions;
- correct clerical mistakes and unintentional errors; and
- transfer all existing regulatory controls and conditions to the new licence.

As a result of the above, the Delegated Officer has decided to grant Licence L9007/2016/3 subject to conditions set out in the attached licence.

2. Scope of assessment

2.1 Application summary

On 18 October 2022, Veolia Recycling and Recovery Pty Ltd (licence holder) applied to renew licence L9007/2016/2 as the licence is due to expire on 31 January 2023. The licence was granted to the licence holder for the premises located at Part Lot 341 Carney Road, Welshpool (Premises).

The licence relates to prescribed premises categories as described in Table 1.

Table 1: Premises category description and production design capacity

Prescribed premises category description (Schedule 1, <i>Environmental Protection Regulations 1987</i>)	Production / design capacity
Category 61: Liquid waste facility	3,000 tonnes per annual period
Category 62: Solid waste depot – premises on which waste is stored or sorted, pending final disposal or re-use, other than in the course of operating – (a) a refund point (as defined in the <i>Waste Avoidance and Resource Recovery Act 2007</i> section 47C(1)) (a refund point); or (b) a facility or other place (an aggregation point) for the aggregation of containers that have been returned to refund points until those containers are accepted for processing or disposal.	2,000 tonnes per annual period

The Premises accepts, processes and stores liquid and solid wastes. No processing or treatment of waste occur on site, and wastes remain in their original packaging aside from a small volume of liquid waste that may be decanted for consolidation purposes.

As of 1 July 2022, the Premises formally changed its name from Suez Recycling & Recovery Pty Ltd to Veolia Recycling & Recovery Pty Ltd in which the Australian Company Number (ACN) issued by the Australian Securities and Investments Commission (ASIC) remains the

same. The registered business address has also been updated on the licence.

3. Regulatory framework

The Delegated Officer has not conducted a full review and risk assessment of emissions and discharges from the Premises in line with the Department of Water and Environmental Regulation's (department) *Work Instruction: Regulatory Services, COVID-19 licensing position* June 2022. The risk assessment for the Premises can be found in the decision report for L9007/2016/2 which is available on the departments' website.

In granting 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>.

4. Considerations for issuing a new licence

4.1 Compliance and enforcement actions

There have been no incidents or complaints identified at the Premises by the department in the last five years. There have been no enforcement actions taken against the occupier in the last 5 years regarding the licence.

4.2 Legal occupancy

The licence holder has demonstrated legal occupancy of the Premises with the lease expiring on 31 January 2024. As leases can be easily renewed, the Delegated Officer did not find this an issue to prevent the issue of the licence for a period of 20 years.

4.3 Categories of the licence

The requested categories and the corresponding maximum production capacities for the renewal of the licence are consistent with the categories for which the licence holder currently holds a licence and which was previously assessed.

4.4 Planning approval

The licence holder has informed the department that it has planning approval for the activities on the Premises. The City of Canning has confirmed development approval still stands for the Premises (refer to Table 3: Consultation).

5. Summary of changes to the licence conditions

Section 62 of the *Environmental Protection Act 1986* (EP Act) provides the legal power to attach conditions to licences. Most licences are issued with conditions as per *Guidance Statement – Setting Conditions* (October 2015) to prevent, control, abate or mitigate pollution or environmental harm because of the emissions and/or discharges from the premises in question.

Table 2 summarises the changes from the expiring licence into the new licence including changes made to licence conditions where required and the rationale for changes made.

Table 2: Licence conditions changes, description and rationale

Current condition / table	Summary of current condition	New condition / table (if relevant)	Description and rationale
1 - 10	Waste processing Containment infrastructure Monitoring	1 - 10	Transfer of existing conditions.
11	Records	13 & 14	Revised to current licensing format.
12	Complaints	11	Transfer of existing condition.
13	Map and plan to be made available	15	Transfer of existing condition.
14	Annual Audit Compliance Report (AACR)	12	Transfer of existing condition.
Definitions	Table 4: Definitions	Table 4: Definitions	Transfer of existing definitions.
Schedule 1, 2 & 3	Schedule 1: Maps – Figures 1 and 2 Schedule 2: Premises boundary co-ordinates Schedule 3: Waste acceptance, processing and storage	N/A	Transfer of existing Schedules 1,2 and 3.

6. Consultation

The Delegated Officer undertook the consultation for the application to renew the licence as per Table 3.

Table 3: Consultation

Consultation method	Comments received	Delegated Officer's response
Application advertised on the department's website on 24 November 2022	No comments received.	N/A
Local Government Authority advised of application on 4 November 2022.	The City of Canning replied on 8 November confirming the City issued a development approval on 16 May 2017 for the site to be used as a waste transfer station, this approval still stands. Being a licensed premise, the site has not been subjected to LIP inspections, therefore the City cannot provide information in relation to specific activities on the site or compliance with the <i>Environmental Protection (Unauthorised Discharges) Regulations 2004</i> . Since the previous licence renewal, the City has not received any complaints relating to the activities carried out on the site.	Noted.

Consultation method	Comments received	Delegated Officer's response
Other Stakeholders - (Alliance for Clean Environment) advised of application on 24 November 2022.	No comments received.	N/A
Applicant was provided with draft documents on 9 December 2022.	On 20 December 2022, the licence holder advised they were satisfied with the draft licence and draft decision report and requested to waive the remainder of the consultation period.	N/A