



# Amendment Notice 6

**Licence Number** L8889/2015/1

**Licence Holder** Eastern Metropolitan Regional Council

**File Number:** DER2015/000777-1

**Premises** Red Hill Waste Management Facility  
Toodyay Road, Red Hill

Legal description –

Lot 1 on Diagram 15239; Lot 2 on Diagram 68630; and  
Lot 11 on Diagram 69105; and part of Lot 12 on Plan  
26468

**Date of Amendment** 6 May 2019

## Amendment

The Chief Executive Officer (CEO) of the Department of Water and Environmental Regulation (DWER) has amended the above Licence in accordance with section 59 of the *Environmental Protection Act 1986* (EP Act), as set out in this Amendment Notice. This Amendment Notice constitutes written notice of the amendment in accordance with section 59B(9) of the EP Act.

## **A/MANAGER WASTE INDUSTRIES REGULATORY SERVICES**

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

## Definitions and interpretation

### Definitions

In this Amendment Notice, the terms in Table 1 have the meanings defined.

**Table 1: Definitions**

Term	Definition
Category/ Categories/ Cat.	Categories of Prescribed Premises as set out in Schedule 1 of the EP Regulations
Delegated Officer	An officer delegated under section 20 of the EP Act
DWER	Department of Water and Environmental Regulation
EMRC	Eastern Metropolitan Regional Council
EPA	Environmental Protection Authority
EP Act	<i>Environmental Protection Act 1986 (WA)</i>
Existing Licence	The Licence L8889/2015/1 issued under Part V, Division 3 of the EP Act and in force prior to the commencement of and during this assessment, including Amendment Notices 1, 2, 3, 4 and 5.
Licence	The Licence L8889/2015/1 issued under Part V, Division 3 of the EP Act
Licence Holder/Licensee	Eastern Metropolitan Regional Council (EMRC)

## Amendment Notice

This amendment is made pursuant to section 59 of the *Environmental Protection Act 1986* (EP Act) to amend the Licence issued under the EP Act for a prescribed premises as set out below. This notice of amendment is given under section 59B (9) of the EP Act.

This notice is limited only to an amendment of the licence duration. No changes to the aspects of the original licence relating to Categories 12, 62, 64, 65 and 67A have been made in this amendment.

The following guidance statements have informed the decision made on this amendment:

- *Guidance Statement: Regulatory Principles* (July 2015)
- *Guidance Statement: Licence Duration* (August 2016)
- *Guidance Statement: Decision Making* (February 2017)

## Amendment description

This administrative amendment has been initiated by the Department of Water and Environmental Regulation (DWER) to extend the expiry date of the Licence. The Existing Licence has an expiry date of 18 May 2019. The licence is being amended to an expiry date of 18 May 2022 to allow for sufficient time for completion of changes to Ministerial Statements that have the potential to be progressed under Part IV of the EP Act.

An application to renew the licence will be required to be submitted prior to the new expiry date to extend the licence beyond 18 May 2022.

## Amendment history

Table 2 provides the amendment history for L8889/2015/1.

**Table 2: Licence amendments**

Instrument	Issued	Amendment
L8889/2015/1	19/05/2015	Licence granted
N/A	29/04/2016	Notice of amendment and schedule of licences with amended expiry dates
L8889/2015/1	06/09/2017	Amendment Notice 1 – approval to accept and bury PFAS contaminated solid waste in existing Class III landfill cells (Farm Stage 1 and 2 and Stage 15).
L8889/2015/1	01/05/2018	Amendment Notice 2 – approval to accept and store paint wastes and updates to landfill acceptance criteria for PFAS impacted solid wastes (Special Waste Type 3).
L8889/2015/1	09/07/2018	Amendment Notice 3 – construction and operation of three (3) leachate ponds (1 holding pond and 2 evaporation ponds) to manage excess leachate currently being stored in the decommissioned Class IV cell. Ultimately these ponds will be used to store and manage all other existing and future leachate generated from Class III landfill cells at the site in a centralised system.
L8889/2015/1	9/08/2018	Amendment Notice 4: construction of an eastern leachate storage pond for disposal of leachate by evaporation.
L8889/2015/1	01/11/2018	Amendment Notice 5 –increase of the capacity of leachate holding pond 1 by deepening the pond by 3 m.
L8889/2015/1	06/05/2019	Amendment Notice 6 – extension to licence duration

## Decision

The amendment is administrative only to extend the expiry date of the licence.

The Delegated Officer has considered the amendment and grants an extension to the licence duration to 18 May 2022.

DWER intends to undertake a detailed risk review of the licence to align the licence with the DWER's risk-based regulatory framework and consolidate any changes to the Ministerial Statements made following any decisions under Part IV of the EP Act. The risk-based review will commence prior to the renewal of the licence past 18 May 2022.

## Licence Holder's comments

The Licence Holder was provided with the draft Amendment Notice on 12 April 2019. The Licence Holder responded on 2 May 2019 and opted to waive the comment period and requested that the licence be issued with no changes to the draft amendment.

## Amendment

The licence duration shown on page 1 of the Existing Licence, and as amended by the *Notice of Amendment of Licence Expiry Dates* (DER, 29 April 2016), has been amended by the deletion of text shown in the strikethrough below, and the insertion of the red text shown in underline below:

**Expiry date:** ~~Thursday, 18 May 2017 (as amended to 18 May 2019)~~ Wednesday, 18 May 2022

## Appendix 1: Key documents

	Document title	In text ref	Availability
1	Licence L8889/2015/1 -	L8889/2015/1	accessed at <a href="http://www.dwer.wa.gov.au">www.dwer.wa.gov.au</a>
2	Licence L8889/2015/1 – Amendment Notice 1 – 6 September 2017		
3	Licence L8889/2015/1 – Amendment Notice 2 – 1 May 2018		
4	Licence L8889/2015/1 – Amendment Notice 3 – 9 July 2018		
5	Licence L8889/2015/1 – Amendment Notice 4 – 9 August 2018		
6	Licence L8889/2015/1 – Amendment Notice 5 – 1 November 2018		
7	DER, July 2015. <i>Guidance Statement: Regulatory Principles</i> . Department of Environment Regulation, Perth.	DER 2015a	accessed at <a href="http://www.dwer.wa.gov.au">www.dwer.wa.gov.au</a>
8	DER, August 2016. <i>Guidance Statement: Licence Duration</i> . Department of Environment Regulation, Perth.	DER 2016a	
9	DER, November 2016. <i>Guidance Statement: Decision Making</i> . Department of Environment Regulation, Perth.	DER 2016c	