

Decision Report

Application for Licence

Part V Division 3 of the Environmental Protection Act 1986

Licence Number	L9271/2020/1
Applicant ACN	REMONDIS AUSTRALIA PTY LTD 002 429 781
File Number	DER2020/000514
Premises	Remondis Australia Pty Ltd 4 Sarich Court Osborne Park WA 6017
	Being Lot 14 on Deposited Plan 099393 Certificate of Title Volume 2188 Folio 294 As defined by the Premises maps attached to the issued licence
Date of Report	14 December 2021
Proposed Decision	Licence granted

MANAGER WASTE INDUSTRIES REGULATORY SERVICES

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

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1. Decision summary

This Decision Report documents the assessment of potential risks to the environment and public health from emissions and discharges during the operation of the Premises. As a result of this assessment, Licence L9721/2020/1 has been granted.

2. Scope of assessment

2.1 Regulatory framework

In completing the assessment documented in this Decision Report, the department has considered and given due regard to its Regulatory Framework and relevant policy documents which are available at https://dwer.wa.gov.au/regulatory-documents.

2.2 Application summary and overview of Premises

On 20 October 2020, the Applicant submitted an application for a licence to the department under section 57 of the *Environmental Protection Act 1986* (EP Act).

The application sought a licence relating to paper recycling receival and the storage and transfer of grease trap waste at 4 Sarich Court (the Premises), located within the Osborne Precinct of the Stirling City Centre Special Control Area.

The application was initially placed on-hold pending further information confirming approvals from the City of Stirling in relation to the grease trap waste transfer activities onsite. On 29 July 2021, the Applicant advised that grease trap waste operations have ceased at the premises and the tank has been decommissioned. As such, the assessment has been revised to remove prescribed premises category 61 (Liquid waste facility).

The Premises therefore only relates to the prescribed premises category 62 (Solid waste depot) and assessed production/design capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in Licence L9721/2020/1.

The infrastructure and equipment relating to the premises category and any associated activities which the department has considered in line with *Guidance Statement: Risk Assessments* (DER 2017) are outlined in Licence L9721/2020/1.

2.3 Operational aspects

The Premises undertakes the receival, baling and export of cardboard, newsprint, magazines and white paper. The materials accepted in the general baling area must be sorted prior to delivery and are as follows:

- Cardboard;
- Newsprint;
- Magazines;
- White paper; and
- Paper towel.

Materials received are sorted by the customer prior to delivery and can be delivered either loose or in baled form. Material is weighed and inspected on arrival and assessed to ensure that there are no contaminants in the load. Non-conforming materials are either reloaded onto the delivery vehicle or sorted by the Applicant's staff. Loose material is placed into the specified bunker for each product. Baled materials are stacked and stored ready for loading into shipping containers for export. Where baled materials do not meet the required export bale weight and require reprocessing, the bales are opened and placed into the specified bunker for each product ready for re-baling. Once baled, products are stacked and stored in a designated area prior to loading into shipping containers for export markets or sale to local markets.

The current throughput is approximately 30,000 tonnes per annum however, the site capacity is approximately 90,000 tonnes per annum.

The site is open to receive deliveries between the hours of 6:00am and 2:00pm Monday to Friday, however Remondis vehicles and a small number of contractors have access to tip at the site anytime (24/7).





3. Risk assessment

The department assesses the risks of emissions from prescribed premises and identifies the potential source, pathway and impact to receptors in accordance with the *Guidance Statement: Risk Assessments* (DER 2017).

To establish a Risk Event, there must be an emission, a receptor that may be exposed to that emission through an identified actual or likely pathway, and a potential adverse effect to the receptor from exposure to that emission.

3.1 Source-pathways and receptors

3.1.1 Emissions and controls

The key emissions and associated actual or likely pathway during premises operation which have been considered in this Decision Report are detailed in Table 1 below. Table 1 also details the proposed control measures the Applicant has proposed to assist in controlling these emissions, where necessary.

Emission	Sources	Potential pathways	Proposed controls
Odour	Unloading, loading, baling and storage of solid waste	Air/windborne pathway	Solid wastes accepted are limited to cardboard, office paper, newspaper, magazines and paper towels. Non-conforming materials are removed from the stream as soon as identified and placed in a
			hook lift bin to be disposed of at landfill. This bin is emptied 2-3 times per week. If required, odorous material will be removed from site on the same day.
			Wastes are stored within a warehouse.
Dust	Unloading, loading, baling and storage of solid waste	Air/windborne pathway	Activities occur within an enclosed warehouse. If a dust hazard is identified, operations in the area will be halted and the source of dust emissions will be manually removed and disposed of in a hook lift bin which will then be transported to landfill for disposal.
Noise	Unloading, loading, baling and storage of solid waste	Air/windborne pathway	Activities predominantly occur within an enclosed warehouse. A boundary noise assessment was conducted on 25 June 2020 and found that the noise generated from the facility reached a maximum level of 64dB. The assessment noted that a +5dB leeway was included to account for tonality. The Application notes that the Premises has been operating for 13 years with no complaints
			from surrounding businesses.

 Table 1: Proposed applicant controls during operation

Emission	Sources	Potential pathways	Proposed controls
Windblown waste	Unloading, loading, baling and storage of solid waste	Air/windborne pathway	Wastes are contained within an enclosed shed or within closed bins.
Contaminated stormwater	Unloading, loading, baling and storage of solid waste	Seepage to soil and groundwater	Activities occur within an enclosed shed. Wastes are stored withing designated areas within the enclosed shed or within storage bins.
	Solid Waste	Overland runoff	
Fire/smoke	Upset conditions (Fire)	Air/windborne pathway	The Applicant has a Fire Management Plan (FMP). Key controls from the FMP include:
			• Fire extinguishers, water sources, fire hoses at various locations onsite.
			• Panning thermal detection camera targets tipping floor and storage areas and baler. Camera is monitored 24/7 for temperature increases which may indicate fire.
			Separation of stored material from processed material.
			Hazardous materials segregated and stored in accordance with relevant Dangerous Goods codes of practice.
Firefighting washwater	Upset conditions (Fire)	Seepage to soil and	 Installation of bunding to contain firewater runoff.
		groundwater	 Stormwater drainage system – installation of bunds and drain blocks.
		Overland runoff	

3.1.2 Receptors

In accordance with the *Guidance Statement: Risk Assessment* (DER 2017), the Delegated Officer has excluded employees, visitors and contractors of the Applicant from its assessment. Protection of these parties often involves different exposure risks and prevention strategies, and is provided for under other state legislation.

Figure 3 shows the current stormwater infrastructure for the premises. The site stormwater is a shared infrastructure with other businesses in the catchment area. Stormwater flows in a north-easterly direction towards Osborne Park Main Drain. Osborne Park Main Drain flows into Herdsman Lake.

Table 2 below provides a summary of potential human and environmental receptors that may be impacted as a result of activities upon or emission and discharges from the prescribed premises (*Guidance Statement: Environmental Siting* (DER 2016)).

 Table 2: Sensitive human and environmental receptors and distance from prescribed activity

Human receptors	Distance from prescribed activity
Residential Housing and an aged care facility (zoned 'Development' by the City of Stirling)	320m north-west of Premises boundary
Shops and retail area (zoned 'Development' by the City of Stirling)	150m north of Premises boundary
Adjacent businesses (zoned 'Development' by the City of Stirling)	Directly adjacent to and surrounding the Premises boundary
Stirling Train Station	Approx. 400m north of Premises boundary
Environmental receptors	Distance from prescribed activity
Herdsman Lake	Approx. 1.25km south of Premises boundary
Resource Enhancement Sumpland	Approx. 25m north-west of the Premises boundary
Multiple Use Sumpland	Approx. 570m north-west and 680m east of the Premises boundary
Bushforever	Approx. 1.25km south of Premises boundary
Regional Park (Herdsman Lake)	Approx. 1.25km south of Premises boundary
Priority ecological community (Priority 3 - endangered)	Identified within 1km of the Premises boundary
Perth Coastal and Gwelup Underground Water Pollution Control Area (Priority 3 PDWSA)	Approx. 610m east of the Premises boundary
Groundwater	The Perth Groundwater Atlas indicates that groundwater is encountered between 3.8mbgl (north-west portion) to 4.8mbgl (south-east corner) with a TDS between 250-500mg/L.



Figure 2: Premises location



Figure 3: Stormwater drainage

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3.2 Risk ratings

Risk ratings have been assessed in accordance with the *Guidance Statement: Risk Assessments* (DER 2017) for each identified emission source and takes into account potential source-pathway and receptor linkages as identified in Section 3.1. Where linkages are in-complete they have not been considered further in the risk assessment.

Where the Applicant has proposed mitigation measures/controls (as detailed in Section 3.1), these have been considered when determining the final risk rating. Where the Delegated Officer considers the Applicant's proposed controls to be critical to maintaining an acceptable level of risk, these will be incorporated into the licence as regulatory controls.

Additional regulatory controls may be imposed where the Applicant's controls are not deemed sufficient. Where this is the case the need for additional controls will be documented and justified in Table 3.

Licence L9271/2020/1 that accompanies this Decision Report authorises emissions associated with the operation of the Premises i.e. prescribed premises category 61 and 62 activities.

The conditions in the issued Licence, as outlined in Table 3 have been determined in accordance with *Guidance Statement: Setting Conditions* (DER 2015).

Risk Event	Risk Event				Risk rating ¹			
Source/Activities	Potential emission	Potential pathways and impact	Receptors	Applicant controls	C = consequence L = likelihood	controls sufficient?	Conditions ² of licence	Justification for additional regulatory controls
Unloading, loading, baling	Odour	Air/windborne pathway causing impacts to health and amenity	Directly adjacent businesses, residences 320m north- west and shops/retail area 150m north	Refer to Section 3.1	C = Minor L = Unlikely Medium Risk	Y	Conditions 1-4: waste acceptance and management	Taking into consideration the solid waste types accepted onsite, odour generation onsite will probably not occur in most circumstances. Conditions restricting the waste types authorised onsite will be included in the Licence.
and storage of solid waste	Dust	Air/windborne pathway causing impacts to health and amenity	Directly adjacent businesses, residences 320m north- west and shops/retail area 150m north	Refer to Section 3.1	C = Minor L = Unlikely Medium Risk	Y	Conditions 1-4: waste acceptance and management	Taking into consideration the waste types accepted onsite, dust generation onsite will probably not occur in most circumstances. Conditions restricting the waste types authorised onsite will be included in the Licence.

Table 3: Risk assessment of potential emissions and discharges from the Premises during operation

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Risk Event					Risk rating ¹	Annlinent		
Source/Activities	Potential emission	Potential pathways and impact	Receptors	Applicant controls	C = consequence L = likelihood	Applicant controls sufficient?	Conditions ² of licence	Justification for additional regulatory controls
	Noise	Air/windborne pathway causing impacts to health and amenity	Directly adjacent businesses, residences 320m north- west and shops/retail area	Refer to Section 3.1	C = Minor L = Unlikely Medium Risk	Y	N/A	Taking into consideration the quantity of wastes to be accepted onsite and infrastructure controls in place (i.e. operations predominantly occurring within an enclosed shed), noise emissions are expected to meet the assigned levels.
			150m north					The Environmental Protection (Noise) Regulations 1997 apply.
	Windblown waste	Air/windborne causing impacts to health and amenity	Directly adjacent businesses, residences 320m north- west and shops/retail area 150m north	Refer to Section 3.1	C = Minor L = Unlikely Medium Risk	Y	Condition 4: Windblown waste management	Taking into consideration the Applicant's infrastructure and management controls, windblown waste will probably not occur in most circumstances. A condition will be included in the licence to ensure that any windblown waste that does escape is collected and contained on a daily basis.
	Contaminated stormwater	Stormwater contaminated by waste materials onsite, discharging to land and seepage to groundwater	Groundwater and groundwater dependent ecosystems	Refer to Section 3.1	C = Moderate L = Unlikely Medium Risk	Y	Condition 3: Waste processing requirements Condition 5: Infrastructure and equipment	Taking into consideration the Applicant's infrastructure and management controls (i.e waste handling and storage operations predominantly occurring within an enclosed shed with hardstand), contaminated stormwater discharges will probably not occur in most circumstances. Conditions will be included in the licence requiring all waste handling operations to occur within the enclosed shed and requiring maintenance of stormwater drainage infrastructure onsite.

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Risk Event					Risk rating ¹	Applicant		
Source/Activities	Potential emission	Potential pathways and impact	Receptors	Applicant controls	C = consequence L = likelihood	controls sufficient?	Conditions ² of licence	Justification for additional regulatory controls
		Direct discharge to land, overland flow to surrounding wetlands	Wetlands (sumplands and Herdsman Lake)	Refer to Section 3.1	C = Moderate L = Unlikely Medium Risk	Y	Condition 5: Infrastructure and equipment	Taking into consideration the Applicant's infrastructure and management controls (i.e waste handling and storage operations predominantly occurring within an enclosed shed with hardstand), contaminated stormwater discharges will probably not occur in most circumstances. Conditions will be included in the licence requiring all waste handling operations to occur within the enclosed shed and requiring maintenance of stormwater drainage infrastructure onsite.
Upset conditions	Fire/smoke	Air/windborne pathway causing impacts to health and amenity	Directly adjacent businesses, residences 320m north- west and shops/retail area 150m north	Refer to Section 3.1	C = Moderate L = Unlikely Medium Risk	Y	Condition 5: Infrastructure and equipment Condition 7-9: Fire prevention and management	Taking into consideration controls proposed in the Fire Management Plan and advice received from DFES, smoke emissions from a fire will probably not occur in most circumstances. Conditions will be included in the Licence consistent with those proposed in the Applicant's Fire Management Plan.
(Fire)	Fire-fighting water	Overland runoff and infiltration potentially causing soil and groundwater contamination	Groundwater and groundwater dependent ecosystems	Refer to Section 3.1	C = Moderate L = Unlikely Medium Risk	Y	Condition 5: Infrastructure and equipment Condition 7-9: Fire prevention and management	Taking into consideration infrastructure controls in place and controls proposed in the Fire Management Plan, the Delegated Officer considers that emissions of fire-fighting water will probably not occur in most circumstances.

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Risk Event				Risk rating ¹	Annlinent			
Source/Activities	Potential emission	Potential pathways and impact	Receptors	Applicant controls	C = consequence L = likelihood	Applicant controls sufficient?	Conditions ² of licence	Justification for additional regulatory controls
								Conditions will be included in the Licence requiring all fire-fighting waters to be captured and retained on the premises.
		Overland runoff potentially causing surface water contamination	Wetlands (sumplands and Herdsman Lake)	Refer to Section 3.1	C = Moderate L = Unlikely Medium Risk	Y	Condition 5: Infrastructure and equipment Condition 7-9: Fire prevention and management	Taking into consideration infrastructure controls in place and distance to surface water bodies, the Delegated officer considers that overland runoff of fire-fighting water causing surface water contamination will probably not occur in most circumstances. Conditions will be included in the Licence requiring all fire-fighting waters to be captured and retained on the premises.

Note 1: Consequence ratings, likelihood ratings and risk descriptions are detailed in the *Guidance Statement: Risk Assessments* (DER 2017).

Note 2: Proposed applicant controls are depicted by standard text. Bold and underline text depicts additional regulatory controls imposed by department.

4. Consultation

Table 4 provides a summary of the consultation undertaken by the department.

Table 4: Consultation

Consultation method	Comments received	Department response
Application advertised on the department's website (17/12/2020)	None received	N/A
Application advertised in the West Australian (21/12/2020)	None received	N/A
Local Government Authority advised of proposal (17/12/2020)	The City of Stirling advised on 8 January 2021, the proposed developments are considered as a 'Noxious Industry' in accordance with the City's Local Planning Scheme No. 3. The site is zoned as 'Development' and is located within the Stirling City Centre Special Control Area. The property is within the Osborne Precinct of the Stirling City Centre Special Control Area, which is currently incomplete. As there are currently no land use provisions assigned to the specific site, the proposed change of use will require further development approval as it is a discretionary land use. The City has not received any applications for development approval for the proposed development.	Evidence of planning approvals for the site was requested from the Applicant. On 15 January 2021, the Applicant provided evidence of planning approval from the City of Stirling dated 20 July 2020. Clarification was sought from the City of Stirling as to the appropriateness of the planning approval to cover all activities onsite.
	 On 20 January 2021, the City of Stirling further advised following receipt of further advice from the City's Health and Compliance team that: The proposed development will not be considered as a noxious industry; The most recent development approval (retrospective) was for a 'Use not listed – Waste Storage Facility – Paper and Carboard'. As a result, the proposal for the processing of liquid waste (grease) falls outside of the current retrospective approval and 	Evidence of planning approval for the liquid waste component of the operations was requested from the Applicant 21 January 2021. On 29 July 2021, the Applicant advised that grease trap waste operations have ceased at the premises, and the tank has been decommissioned. As such, the assessment has been revised to remove prescribed premises category 61.

Consultation method	Comments received	Department response
	therefore requires further development approval.	
Department of Fire and Emergency Services (DFES) advised of proposal (18/12/2020)	DFES replied on 18 December 2020, advising that the legislative requirements administered by DFES with regard to this site have been met and the Fire Management Plan supplied is adequate.	Noted, key requirements under the Fire Management Plan will be conditioned in the Licence.
Applicant was provided with draft documents on 3/12/2021	The Applicant replied by email on 10 December 2021 to advise no objections to any of the licence conditions proposed for the site.	Noted.

5. Conclusion

Based on the assessment in this Decision Report, the Delegated Officer has determined that a licence will be granted, subject to conditions commensurate with the determined controls and necessary for administration and reporting requirements.

References

- 1. Department of Environment Regulation (DER) 2016, *Guidance Statement: Environmental Siting*, Perth, Western Australia.
- 2. DER 2017, Guidance Statement: Risk Assessments, Perth, Western Australia.
- 3. DER 2015, Guidance Statement: Setting Conditions, Perth, Western Australia.

Appendix 1: Application validation summary

Works approval Licence Renewal Amendment to works approval Amendment to licence Registration		Relevant works approval number: Has the works appr with? Has time limited op works approval den acceptable operation Environmental Com Critical Containment Report submitted? Date Report receive	erations under the nonstrated ons? upliance Report /		⊠ No □ No □		
Renewal Amendment to works approval Amendment to licence		approval number: Has the works appr with? Has time limited op works approval den acceptable operation Environmental Com Critical Containmen Report submitted? Date Report receive	erations under the nonstrated ons? upliance Report /	Yes 🗆 Yes 🗆	No 🗆		
Renewal Amendment to works approval Amendment to licence		with? Has time limited op works approval den acceptable operation Environmental Com Critical Containmen Report submitted? Date Report receive	erations under the nonstrated ons? upliance Report /	Yes 🗆	-		
Renewal Amendment to works approval Amendment to licence		works approval den acceptable operation Environmental Com Critical Containmen Report submitted? Date Report receive	nonstrated ns? pliance Report /		No □ N/A ⊠		
Amendment to works approval Amendment to licence		Critical Containmen Report submitted? Date Report receive					
Amendment to works approval Amendment to licence		-		169 🗆	No 🗆		
Amendment to works approval Amendment to licence		-	ed: N/A				
Amendment to licence		Current licence number:					
		Current works approval number:					
		Current licence number:					
Registration		Relevant works approval number:		N/A			
		Current works approval number:		None			
Date application received		20 October 2020					
Applicant and Premises details							
Applicant name/s (full legal name/s)		REMONDIS AUST	REMONDIS AUSTRALIA PTY LTD				
Premises name		REMONDIS AUSTRALIA PTD LTD					
Premises location		4 Sarich Court OSBORNE PARK WA 6017 Being Lot 14 on Deposited Plan 099393 (VOL/FOL: 2188/294)					
Local Government Authority		City of Stirling					
Application documents							
HPCM file reference number:		DER2020/000514 (A1944959 & A1949523)					
Key application documents (additional to application form):		Lease Agreement Emergency Action Plan Attachment 2: Premises Maps Attachment 3B: Proposed Activities Attachment 6A: Emissions and Discharges					

	Operation of a category 61, 61A and 62 prescribed premises.
Summary of proposed activities or changes to existing operations.	Activity 1: The receival, baling and export of cardboard, newsprint, magazines and white paper are the main activities on site.
	Activity 2: Grease trap waste liquid transfer of approximately 2 million tonnes of K110 waste per annum utilising a self-bunded mild steel tank.

Category number/s (activities that cause the premises to become prescribed premises)

Table 1: Prescribed premises categories

Prescribed premises category and description	Proposed production	Proposed production or design capacity	
Category 61: Liquid waste facility	liquid waste)		
Category 61A: Solid waste facility	30,000 tonnes per a	5,000,000L per annum (maximum capacity)30,000 tonnes per annum (nominated throughput)90,000 tonnes per annum (maximum design capacity)	
Category 62: Solid waste depot	solid waste)	30,000 tonnes per annum (nominated throughput for	
egislative context and other approvals			
Has the Applicant referred, or do they intend to refer, their proposal to the EPA under Part IV of the EP Act as a significant proposal?	Yes □ No ⊠	Referral decision No: N/A Managed under Part V Assessed under Part IV	
Does the Applicant hold any existing Part IV Ministerial Statements relevant to the application?	Yes □ No ⊠	Ministerial statement No: N/A EPA Report No: N/A	
Has the proposal been referred and/or assessed under the EPBC Act?	Yes □ No ⊠	Reference No: N/A	
Has the Applicant demonstrated occupancy (proof of occupier status)?	Yes ⊠ No □	Certificate of title □ General lease ⊠ Expiry: 30 April 2022 Mining lease / tenement □ Expiry: Other evidence □ Expiry:	
Has the Applicant obtained all relevant planning approvals?	Yes 🗆 No 🗆 N/A 🗆	Approval: Expiry date: If N/A explain why?	

Has the Applicant applied for, or have an existing EP Act clearing permit in relation to this proposal?	Yes 🗆 No 🖂	CPS No: N/A No clearing is proposed.
Has the Applicant applied for, or have an existing CAWS Act clearing licence in relation to this proposal?	Yes 🗆 No 🛛	Application reference No: N/A Licence/permit No: N/A No clearing is proposed.
Has the applicant applied for, or have an existing RIWI Act licence or permit in relation to this proposal?	Yes 🗆 No 🖂	Application reference No: N/A Licence/permit No: N/A Licence / permit not required.
Does the proposal involve a discharge of waste into a designated area (as defined in section 57 of the EP Act)?	Yes □ No ⊠	Name: Perth Groundwater AreaType: Proclaimed Groundwater AreaHas Regulatory Services (Water) been consulted?Yes □ No □ N/A ⊠ Regional office: Swan Avon
Is the Premises situated in a Public Drinking Water Source Area (PDWSA)?	Yes □ No ⊠	Name: N/A Priority: N/A Are the proposed activities/ landuse compatible with the PDWSA (refer to <u>WQPN 25</u>)? Yes □ No □ N/A ⊠
Is the Premises subject to any other Acts or subsidiary regulations (e.g. Dangerous Goods Safety Act 2004, Environmental Protection (Controlled Waste) Regulations 2004, State Agreement Act xxxx)	Yes ⊠ No □	The premises accepts bulk controlled waste in the form of grease trap waste, therefore the <i>Environmental Protection</i> <i>(Controlled Waste) Regulations</i> <i>2004.</i> Note: the Application states that Dangerous goods are not stored onsite.
Is the Premises within an Environmental Protection Policy (EPP) Area?	Yes □ No ⊠	N/A
Is the Premises subject to any EPP requirements?	Yes □ No ⊠	N/A
Is the Premises a known or suspected contaminated site under the <i>Contaminated Sites Act 2003</i> ?	Yes □ No ⊠	Classification: N/A Date of classification: N/A