



**Licence Number** L4533/1967/15

**Licence Holder** Cockburn Cement Limited

**ACN** 008 673 470

**File Number:** DER2015/000597

**Premises** Cockburn Cement Limited Munster  
Being Lot 450 on Plan 249735 Rockingham Rd,  
Lot 50 on Diagram 6065, Lot 88 on Plan 22127, Lot  
246 on Plan 226117, Lot 5 and Lot 4 on Diagram  
18525 and Lot 311 on Plan 300770 Russell Road,  
MUNSTER 6166

**Date of Amendment** 17 May 2021

## 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 Licence Amendment Report. The report constitutes written notice of an amendment to Licence L4533/1967/15 in accordance with section 59B(9) of the EP Act.

## Paul Newell

### Senior Manager, Process Industries

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

## Licence Amendment

This amendment is made pursuant to section 59(1)(k) of the *Environmental Protection Act 1986* (EP Act) to amend Licence L4533/1967/15 granted to Cockburn Cement Limited (CCL) for its cement and lime manufacturing plant in Munster. The amendment has been initiated by the Department of Water and Environmental Regulation (DWER) to extend the duration of the licence which expires on 30 June 2021.

This amendment is limited to extending the duration of the licence and no other changes to the licence have been considered. In amending the licence, the Delegated Officer has given due regard to DWER's Regulatory Framework and relevant policy documents which are available at [www.dwer.wa.gov.au/regulatory-documents](http://www.dwer.wa.gov.au/regulatory-documents)

Details of the amendment are set out in the form of a revised licence document.

## Background

CCL was required by its licence to conduct an investigation into the source and cause of the odour from the Munster premises and submit a report to DWER that was received on 1 August 2019. DWER engaged an international expert in cement and lime manufacturing to conduct a peer-review of CCL's report. DWER has also conducted its own odour analysis and investigations.

DWER initiated review of licence L4533/1967/15 based on all the information now available which has identified further measures are required to mitigate the risk of odour impacts on the local community. DWER provided CCL with a draft amended licence and draft decision report on 27 November 2020 for comment. DWER is now taking into account CCL's comments and finalising a decision on amendments to the licence.

Separate to DWER's odour review of the licence, CCL submitted a works approval application for the installation of an alternative shell sand feed location as a solution to address odour emissions. Upon acceptance by DWER, this works approval application will be published and advertised on its website for public comment. Direct interest stakeholders will also be notified of the application by DWER seeking submissions.

DWER expected to complete its odour review and extend the duration of the licence as part of any amendments granted to the licence. As licence amendments are yet to be determined and noting CCL's works approval application, DWER has initiated a licence amendment to ensure the licence does not expire on 30 June 2021.

## Applicant's comments

CCL was provided with a draft amended licence and a draft version of this amendment report on 30 April 2021. CCL provided a correspondence to the Department on 11 May 2021 waiving the 21 day consultation period and requesting the amended licence be issued as soon as possible.

## Decision

The Delegated Officer has determined that the licence duration will be extended by nine months until 30 March 2022. This will allow for the continued operation of the premises while the licence review process and any amendments to the licence are finalised. The duration extension will also allow DWER to assess CCL's works approval application to trial an alternative feed location. The nine month extension period also aligns the annual fee period for the licence with the new 30 March 2022 licence expiry date.

In determining to amend the duration of the licence, the following matters were considered by the Delegated Officer:

- the extension to the duration of the licence will allow the licence odour review and amendment process to be completed;
- the amendment will allow DWER to assess the works approval to trial an alternative method for odour reduction;
- this amendment to extend the licence duration does not change the risk profile of emissions and discharges from premises;
- the premises will be subject to ongoing compliance inspections and investigations following incidents and complaints, in accordance with the EP Act; and
- in the event that risk issues arise in relation to the premises, the CEO may, depending on the circumstances:
  - amend the conditions of the works approval at any time; and
  - in the event of an alleged offence, exercise enforcement powers under the EP Act.

Any further extension of licence duration beyond 30 March 2022 will be considered as part of the current licence review to allow any odour mitigation infrastructure to be installed and commissioned.

## Amendment history

Table 1 provides the recent amendment history for Licence L4533/1967/15.

**Table 1: Recent Licence amendments**

Instrument	Issued	Amendment
L4533/1967/15	30/03/2012	Amendment to the Licence requiring the installation of a baghouse, the operation within PM limits and to conduct an odour survey.
L4533/1967/15	14/12/2012	Licence amendment to give effect to Minister for Environment's determination of appeals against the amendment to the Licence issued in March 2012
L4533/1967/15	30/03/2015	Extension of expiry date of the Licence
L4533/1967/15	17/03/2016	Extension of the expiry date of the Licence.
L4533/1967/15	9/12/2016	Licence amendment in response to a review of the Licence and odour investigations completed in 2013
L4533/1967/15	11/1/2019	Licence amendment is in response to the Minister for Environment's determination of appeals against the amendments to the Licence issued in March and December 2016.
L4533/1967/15	30/5/2019	Amendment in response to the outcomes of the discontinued judicial review proceedings in February 2019 as well as correcting some minor administrative errors and amendment of the annual reporting period to align it with the calendar year.
L4533/1967/15	17/05/2021	Amendment to extend the duration of the licence to allow for the licence review process initiated by the Department to address odour issues to be finalised.