



Application for Licence Transfer

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

Licence Number	L4996/1993/10
Applicant	Birdon Pty Ltd
ACN	002 810 255
File number	INS-0001174
Premises	Dampier Supply Base BURRUP WA 6714 Legal description – Part of Crown Reserve 41636
Date of report	28 July 2025
Decision	Licence transfer granted

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A/MANAGER PROCESS INDUSTRIES

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

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1. Decision summary

The Delegated Officer has determined to transfer licence L4996/1993/10 from the existing licence holder Toll Energy and Marine Logistics Pty Ltd to Birdon Pty Ltd. The transfer is administrative in nature therefore does not alter the risk profile of the premises. No changes to the activities, emissions or discharges are proposed or permitted to be undertaken by the new occupier without further application to amend licence L4996/1993/10.

2. Scope of assessment

2.1 Regulatory framework

In completing the assessment documented in this decision report, the Department of Water and Environmental Regulation (the department; DWER) 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 Transfer Summary

Licence L4996/1993/10 was held by Toll Energy and Marine Logistics Pty Ltd. On 25 June 2025 the department received an application to transfer the licence to a new licence holder, Birdon Pty Ltd under section 64 of the EP Act.

Licence L4996/1993/10 relates to the Dampier Supply Base a boat building and maintenance premises, located on part of Crown Reserve 41636 Burrup.

The transfer is limited solely to updating the occupier's business name and registered business address and ACN.

3. Assessment

The assessment of the transfer application involves verification of the legal occupancy details and a review of department records to establish the fitness and competency of the applicant.

Legal occupancy

As part of the application for the transfer of L4996/1993/10 provided a valid Deed of Consent and Sublease between Birdon Pty Ltd (sublessee), Toll Transport Pty Ltd (lessee) and Pilbara Ports Authority (lessor) was provided. The primary lease is set to expire on 31 December 2040 and the sublease relevant to the transfer on 31 December 2026. The sublease area is smaller than the current extent of the premise. The applicant intends to amend the premise boundary to reflect this smaller lease area and has been previously advised by the department to first transfer the licence prior to submitted an application to amend the premise boundary.

Legal entity status

Birdon Pty Ltd is a registered company with a valid and current entry on the Australian Securities & Investments Commission register (ACN 002 810 255) and is therefore a legal entity.

Review of department records

A review of department records including the Incident and Complaints Management System, Content Manager and Environment Online produced no evidence of infringements or non-compliance. From the lack of documented evidence of unfitness, it can be determined that Birdon Pty Ltd as an entity is fit and competent to hold L4996/1993/10.

4. Conclusion

Based on the assessment in this Amendment Report, the Delegated Officer has determined

that an amended licence will be granted, subject to conditions commensurate with the determined controls and necessary for administration and reporting requirements.

4.1 Summary of amendments

Table 1 below provides a summary of the proposed amendments and will act as a record of implemented changes. All proposed changes have been incorporated into the Revised licence as part of the amendment process.

Table 1: Summary of licence amendments

Condition no.	Proposed amendments
Cover page	Updated licence holder, registered business address and ACN to new licence version.
Licence history	Row added to include record of licence transfer and new licence version,

5. References

1. Department of Environment Regulation (DER) 2022, *Licence L4996/1993/9* Perth Western Australia
2. Birdon Pty Ltd, Application to transfer *licence L4996/1993/9*, submitted 20 June 2025, Perth, Western Austra.