



Department initiated Amendment

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

| | |
|-------------------------|---|
| Licence Number | L5954/1991/12 |
| Licence Holder | Water Corporation |
| ABN | 28 003 434 917 |
| DWER File Number | DER2014/001048-1 |
| Premises | Kalbarri Wastewater Treatment Plant Corner of Porter Street and Atkinson Crescent KALBARRI WA 6536 Legal description – Lot 11322 on Plan 183298 As defined by the Premises map attached to the Revised Licence |
| Date of Report | 14 December 2020 |
| Decision | Revised licence granted |

Abbie Crawford
Senior Environmental Officer, Industry Regulation

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

Table of Contents

| | |
|-------------------------------|----------|
| 1. Decision summary | 3 |
| 2. Scope of assessment | 3 |
| 2.1 Regulatory framework | 3 |
| 2.2 Amendment summary | 3 |
| 2.3 Re-formatting of Licence | 3 |
| 3. Consultation | 3 |
| 4. Conclusion | 4 |
| 4.1 Summary of amendments | 4 |
| References | 8 |

1. Decision summary

The Delegated Officer has determined to make amendments to Licence L5954/1991/12. The amendments are administrative in nature therefore they do not alter the risk profile of the Premises, providing that activities, emissions and receptors as stated in existing approvals remain unchanged.

This Amendment Report documents the amendments made pursuant to section 59 and 59(B) of the *Environmental Protection Act 1986* (EP Act).

The Decision Report for the Existing Licence will remain on the department's website for future reference and will act as a record of the department's decision making.

2. Scope of assessment

2.1 Regulatory framework

In amending the Licence, 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 Amendment summary

Licence L5954/1991/12 is held by the Water Corporation (Licence Holder) for the Kalbarri Wastewater Treatment Plant (the Premises), located on the corner of Porter Street and Atkinson Crescent, Kalbarri, WA.

The Premises relates to the category and the assessed design capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in existing Licence L5954/1991/12.

On 5 October 2020, the Department initiated an amendment to Licence L5954/1991/12. The amendment is limited to correcting the Plan number for the prescribed premises and updating the format of the Licence.

2.3 Re-formatting of Licence

The obligations of the Licence Holder have not changed in re-formatting the licence. The Department has not undertaken any additional risk assessment of the Premises.

In re-formatting the Licence, the CEO has:

- updated the format and appearance of the Licence;
- revised Licence condition's numbers and realigned condition numbers for numerical consistency;
- corrected clerical mistakes and unintentional errors; and
- removed redundant conditions.

The full list of changes made to the Revised Licence are detailed in Section 4.1.

3. Consultation

The Licence Holder was provided with the draft Licence and Amendment Report on 11 November 2020. On 11 December 2020, the Licence Holder waived the comment period (DWERDT389824).

Licence: L5954/1991/12

IR-T14 Amendment Report Template (administrative) v2.0 (July 2020)

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: Consolidation of licence conditions in this amendment

| Existing condition | Condition summary | Revised licence condition | Conversion notes |
|--------------------|--|---|---|
| N/A | Premises details | N/A | Correction to plan number: Lot 11322 on Plan 193644 to: Lot 11322 on Plan 183298. |
| N/A | Prescribed Premises Category table | N/A | Revised to current licensing format. |
| 1.1.1 1.1.2 | Interpretation and definitions | N/A Interpretation section, Definitions in Table 11 | Redundant condition. Revised to current licensing format. |
| 1.1.3 | Australian or other standard | N/A Interpretation section | Redundant condition. Revised to current licensing format. |
| 1.1.4 | Guideline or code of practice | N/A | Redundant condition. Revised to current licensing format. |
| 1.1.5 | Emissions | N/A | Redundant condition removed from the licence as it relates to general advice and is not a valid or enforceable condition. The Delegated Officer considers that impacts from emissions can be sufficiently regulated under section 49 of the <i>Environmental Protection Act 1986</i> (is an offence to cause pollution and unreasonable emissions). |
| 1.2.1 | Pollution control and monitoring equipment | N/A | Redundant condition removed from licence. The Delegated Officer considers that this condition is not enforceable as the specific equipment or internal management system endorsed is not clearly designated. |

Licence: L5954/1991/12

IR-T14 Amendment Report Template (administrative) v2.0 (July 2020)

| Existing condition | Condition summary | Revised licence condition | Conversion notes |
|----------------------|--|---------------------------|--|
| 1.2.2 | Recovery and removal of spills | N/A | Redundant condition removed from licence. The Delegated Officer considers that spills can be sufficiently regulated under the <i>EP (Unauthorised Discharges) Regulations 2004</i> . |
| 1.2.3 | Prevention of contamination and containment of contaminated stormwater | Condition 6 | New numbering. Relocated under emissions and discharges heading. |
| 1.3.1 | Record and investigate exceedances of limits or targets | N/A | Redundant condition. Deleted from licence. |
| 1.3.2 Table 1.3.1 | Waste acceptance | Condition 1 Table 1 | New numbering. |
| 1.3.3 Table 1.3.2 | Waste processing | Condition 2 Table 2 | New numbering. |
| 1.3.4 Table 1.3.3 | Containment infrastructure | Condition 3 Table 3 | New numbering. |
| 1.3.5 | Wastewater treatment and infiltration ponds | Condition 4 | New numbering. |
| 1.3.6 | Security measures | Condition 5 | New numbering. |
| 2.1.1 | Record and investigate exceedances of limits or targets | N/A | Redundant condition. Deleted from licence. |
| 2.2.1 Table 2.2.1 | Emissions to land | Condition 7 Table 4 | New numbering. |
| 3.1.1 | Sampling requirements | Condition 8 | New numbering. |
| 3.1.2 | Monitoring timeframes | Condition 9 | New numbering. Six-monthly monitoring deleted to reflect changes to Table 7 |
| 3.1.3 | Data recording | Condition 10 | New numbering. |
| 3.1.4 | Monitoring equipment calibration | Condition 11 | New numbering. |
| 3.1.5 | Calibration report | Condition 12 | New numbering. |

Licence: L5954/1991/12

IR-T14 Amendment Report Template (administrative) v2.0 (July 2020)

| Existing condition | Condition summary | Revised licence condition | Conversion notes |
|----------------------|---|---------------------------|--|
| 3.2.1 Table 3.2.1 | Monitoring of emissions to land | Condition 13 Table 5 | New numbering. |
| 3.3.1 Table 3.3.1 | Monitoring of inputs and outputs | Condition 14 Table 6 | New numbering. |
| 3.4.1 Table 3.4.1 | Monitoring of ambient groundwater quality | Condition 15 Table 7 | New numbering. Sampling frequency increased from six monthly to quarterly in accordance with the Licence Holder's Nutrient Management Strategy Actions letter dated 27/02/2017 (A1385112). |
| 4.1.1 Table 4.1.1 | Improvement Program | N/A | This improvement condition and table have been removed from the licence as they are considered complete. (A1395650). Correspondence dated 17 March 2017 was provided to the Licence Holder to confirm this (A1395687). |
| 5.1.1 | Recordkeeping | Condition 16 | New numbering. |
| 5.1.2 | Premises management | Condition 17 | New numbering. |
| 5.1.3 | Annual Audit Compliance Report | Condition 18 | New format and new numbering. |
| 5.1.4 | Complaints management system | Condition 19 | New numbering. |
| 5.2.1 Table 5.2.1 | Annual Environmental Report | Condition 20 Table 8 | New numbering. |
| 5.2.2 | Annual Environmental Report – additional information | Condition 21 | New numbering. |
| 5.2.3 Table 5.2.2 | Non-annual reporting requirements | Condition 22 Table 9 | New numbering. |
| 5.3.1 Table 5.3.1 | Notification requirements | Condition 23 Table 10 | New numbering. |
| Schedule 1: Maps | Premises Map Map of emission points and monitoring locations | Figure 1 Figure 2 | New numbering Inclusion of L1 and L2 reference points. |

Licence: L5954/1991/12

IR-T14 Amendment Report Template (administrative) v2.0 (July 2020)

| Existing condition | Condition summary | Revised licence condition | Conversion notes |
|--|---|---------------------------|--|
| Schedule 2: Reporting & notification forms | Annual Audit Compliance Report N1 Form | N1 Form | Annual Audit Compliance Report removed from Schedule 2. Licence Holder advised to retrieve current AACR forms from the DWER website. |

Licence: L5954/1991/12

IR-T14 Amendment Report Template (administrative) v2.0 (July 2020)

References

1. DER July 2015. *Guidance Statement: Regulatory principles*. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
2. DER, October 2015. *Guidance Statement: Setting conditions*. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
3. DER, August 2016. *Guidance Statement: Licence duration*. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
4. DER, November 2016. *Guidance Statement: Environmental Siting*, Perth, Western Australia. Accessed at www.dwer.wa.gov.au
5. DER, February 2017. *Guidance Statement: Risk Assessments*. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
6. DWER, June 2019. *Guideline: Decision Making*. Department of Water and Environmental Regulation, Perth. Accessed at www.dwer.wa.gov.au
7. DWER, June 2019. *Guideline: Industry Regulation Guide to Licensing*. Department of Water and Environmental Regulation, Perth. Accessed at www.dwer.wa.gov.au