



Licence Number L7026/1997/14

Licence Holder Shire of Plantagenet

File Number: DER2016/000376-1

Premises
Mount Barker Waste Management Facility
O' Neill Road
Shire of Plantagenet
MOUNT BARKER WA 6330

Legal description –
Lot 7546 on Plan 186612

Date of Amendment 18/01/2019

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.

Steve Checker

**MANAGER WASTE INDUSTRIES
REGULATORY SERVICES**

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

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 to extend the expiry date of the Licence. No changes to the aspects of the original licence relating to Category 64 have been requested by the Licence Holder.

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

- *Guidance Statement: Regulatory Principles* (July 2015)
- *Guidance Statement: Setting Conditions* (October 2015)
- *Guidance Statement: Licence Duration* (August 2016)
- *Guidance Statement: Decision Making* (February 2017)
- *Guidance Statement: Risk Assessment* (February 2017)
- *Guidance Statement: Environmental Siting* (November 2016)

Amendment description

As per condition 1.2.13 of licence L7026/1997/14, the Licence Holder must submit a closure management plan for the premises by 1 October 2018. Due to a change in staffing at the Shire of Plantagenet, this condition was not actioned.

The Licence Holder lodged an application to amend the Licence on 14 November 2018 requesting an extension to the date for submission of the closure management plan from 1 October 2018 to 1 January 2020 to allow sufficient time to develop a comprehensive closure plan.

Amendment history

Table 2 provides the amendment history for L7026/1997/14-1

Table 1: Licence amendments

Instrument	Issued	Amendment
W4729/2010/1	14/10/2010	Works Approval issued for Category 61 – liquid waste facility.
W4729/2010/1	10/10/2013	Works approval amendment for Category 61 - liquid waste facility.
L7026/1997/14	25/07/2016	Licence amendment to reflect current activities.
L7026/1997/14	11/05/2018	Amendment Notice 1 – Increase of Category 61 Liquid waste facility design capacity and Category 64 Class II unlined landfill throughput capacity.
L7026/1997/14	18/01/2019	Amendment Notice 2 – Change of date Licence Holder must submit a closure plan for the premises from 1 October 2018 to 1 January 2020

Decision

The Delegated Officer considers that the extension of the due date for the lodgement of the Post Closure Management Plan (PCMP) required under Licence Condition 1.2.13 does not impact on the risk profile of the premises. Extension of the lodgement date does not significantly impact current or previously approved activities in the operational landfill. The Licence Holder is expected to conduct current operations so as to not be inconsistent with final landform contours, potential remedial action and other completion criteria that may be addressed in a PCMP.

The Delegated Officer has granted Amendment Notice 2 to accommodate the requested extension to the expiry date until 1 January 2020.

Licence Holder's comments

The Licence Holder was provided with the draft Amendment Notice on 14 December 2018. Comments received from the Licence Holder have been considered by the Delegated Officer as shown in Appendix 2.

Amendment

1. Condition 1.2.13 of the Licence is amended by the deletion of the text shown in strikethrough below and the insertion of the red text shown in underline below:

1.2.13 The Licence Holder must submit a Closure Management Plan for the Premises to the CEO by ~~1 October 2018~~ 1 January 2020 as defined in, but not limited to, Table 1.2.6 below:

Table 1.2.6: Closure Management Plan	
1	Site risk assessment (leachates): <ul style="list-style-type: none">• Identification of risk factor/s (leachates) and contaminants with consideration of historical groundwater monitoring data available; and• Assessment of potential impacts to groundwater and surface water as a result of the operation of the prescribed premises;• Timeframes for the implementation of any remedial action/ upgrades required as a result of impacts identified, and any changes required to the operation and management of the premises.
2	Determination of closure: <ul style="list-style-type: none">• When (date) is landfill closure proposed;• Determination of estimated period for which the site will require protection and monitoring post-closure.
3	Development of a rehabilitation plan which must specify: <ul style="list-style-type: none">• how the landfill will be rehabilitated;• what capping material is to be used;• estimated final contours of the site after settlement;• proposed drainage system to manage run-off at the site;• options for the use of the site after it has ceased to be a landfill, and specification of preferred option.

Appendix 1: Key documents

	Document title	In text ref	Availability
1	Works Approval issued for Category 61 – liquid waste facility.	W4729/2010/1	accessed at www.dwer.wa.gov.au
2	Works approval amendment for Category 61 - liquid waste facility.	W4729/2010/1	accessed at www.dwer.wa.gov.au
3	Licence amendment to reflect current activities.	L7026/1997/14	accessed at www.dwer.wa.gov.au
4	Amendment Notice 1 – Increase of Category 61 Liquid waste facility design capacity and Category 64 Class II unlined landfill throughput capacity.	L7026/1997/14	accessed at www.dwer.wa.gov.au
5	DER, July 2015. <i>Guidance Statement: Regulatory Principles</i> . Department of Environment Regulation, Perth.	DER 2015a	accessed at www.dwer.wa.gov.au
6	DER, October 2015. <i>Guidance Statement: Setting Conditions</i> . Department of Environment Regulation, Perth.	DER 2015b	
7	DER, August 2016. <i>Guidance Statement: Licence Duration</i> . Department of Environment Regulation, Perth.	DER 2016a	
8	DER, November 2016. <i>Guidance Statement: Risk Assessments</i> . Department of Environment Regulation, Perth.	DER 2016b	
9	DER, November 2016. <i>Guidance Statement: Decision Making</i> . Department of Environment Regulation, Perth.	DER 2016c	

Appendix 2: Summary of Licence Holder comments

The Licence Holder was provided with the draft Amendment Notice on 14 December 2018 for review and comment. No comments were submitted on the draft Amendment Notice.