



## Application for Licence Amendment

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

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<b>Licence Number</b>	L8410/2009/2
<b>Licence Holder</b>	WA Composts Pty Ltd
<b>ACN</b>	078 383 856
<b>File Number</b>	DER2015/001436
<b>Premises</b>	C-Wise 230 Gull Road NAMBEELUP WA 6207  Legal description – Part Lot 89 on Plan 741 Certificate of Title Volume 1112 Folio 243 As defined by the coordinates in the Revised Licence
<b>Date of Report</b>	02 July 2020
<b>Proposed Decision</b>	Revised licence granted

**Melissa Chamberlain**  
**A/MANAGER WASTE INDUSTRIES**  
**REGULATORY SERVICES**

*An officer delegated by the CEO under section 20 of the EP Act*

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## 1. Decision summary

The Delegated Officer has determined to make amendments to Licence L8410/2009/2 (the Licence). 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://www.der.wa.gov.au>.

### 2.2 Application summary

Licence L8410/2009/2 is held by WA Composts Pty Ltd (Licence Holder) for C-Wise (the Premises), located at 230 Gull Road Nambeelup.

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

On 9 June 2020, the Licence Holder submitted an application to the department to amend the Licence under section 59B of the *Environmental Protection Act 1986* (EP Act). The amendment is limited only to requirements relating to discharge of run-off from the pre-wetting area to Pond 2 within the CM Farms premises.

Condition 5 of the Licence specifies the requirement to install a flow meter, screen and sediment trap for discharge from the pre-wetting area of the western hardstand within the Premises to Pond 2 within the adjacent CM Farms premises.

At the time of the Licence decision, the Licence Holder proposed to re-direct the runoff from a portion of the western hardstand to Pond 2 within the CM Farms premises, in agreement with a Memorandum of Understanding prepared by the Licence Holder and CM Farms.

The Licence Holder has advised that they no longer intend to discharge runoff to the CM Farms premises, and that the infrastructure that previously facilitated this to happen has now been closed and decommissioned. Current discharge from the pre-wetting area is directed to Pond 21 within the Premises, in accordance with Row 4, operational requirement b(i) of condition 4 of the Licence.

As per section 8.4.1 of the decision document for the Licence, "*as requested by the Licence Holder, the condition has been drafted to still give the Licence Holder the option to direct the runoff from the pre-wetting area into Pond 21 within the Premises.*" Thus, while the intent of the Licence was to provide the Licence Holder with the option to direct run-off to either CM Farms or within the Premises, Condition 5 provided inconsistency with this matter, as discharge infrastructure was required for installation irrespective of the intent to discharge.

As the discharge of run-off from the pre-wetting area to Pond 21 within the Premises was

previously assessed and authorised at the time of the Licence decision, the proposed amendment does not alter the risk profile of the Premises, providing that activities, emissions and receptors as stated in existing approvals remain unchanged.

### 3. Consultation

The Licence Holder was provided with the draft Amendment Report on 25 June 2020. On 1 July 2020 the Licence Holder waived the comment period.

### 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
Condition 4 Row 4 of Table 3	Removed clause (b), with all leachate, liquid waste and contaminated stormwater runoff (including from the pre-wetting area) to be directed to Ponds 21, 22 or 31 in accordance with the existing requirements. Reference to the pre-wetting area has been removed, as it is located within the Western Hardstand Area and does not need to be differentiated.
Condition 4 Row 17 of Table 3	Removed as the requirements for screen and sediment trap infrastructure for run-off from the pre-wetting area to ponds within the Premises are specified in Row 16 of Table 3, being the Western Hardstand location.
Condition 4 Row 19 of Table 3	Removed the requirement to monitor the volume of runoff discharged from the pre-wetting area to Pond 2 within the CM Farms premises.
Condition 5	Removed as discharge from the pre-wetting area to Pond 2 within the CM Farms premises is no longer authorised.
Condition 6	Removed as the flow meter to monitor the volume of piggery wastewater accepted from CM Farms premises has been installed. It is noted that the flow meter was installed on 25 January 2019, with written notification provided to DWER on 1 March 2019 through the 2018 Annual Audit Compliance Report.
Condition 32(c)	Removed as discharge to Pond 2 within the CM Farms premises is no longer authorised.
Condition 36(d)	Removed as discharge to Pond 2 within the CM Farms premises is no longer authorised.

## Key Documents

	Document title	Availability
1.	Licence amendment application for L8410/2009/2, received on 9 June 2020.	DWER records (DWERDT293048)