



Application to replace expiring licence

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

Licence Number	L8662/2012/2
Applicant	CSBP Limited
File Number	2012/002609-1
Premises	CSBP Esperance Depot 146 Shelden Road CHADWICK WA 6450 Legal description - Lot 901 on Deposited Plan 48785 As defined by the premises map in Schedule 1
Date of Report	6 December 2021
Status of Report	Final

Jane Dalin
Senior Environmental Officer
Industry Regulation

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

1. Application summary

On 31 August 2021 CSBP Limited (Licence Holder) applied to renew licence L8662/2012/1 as the licence is due to expire on 12 December 2021. The Premises is located at 146 Shelden Road, Chadwick, within the industrial area just north of the Esperance townsite. The licence relates to prescribed premises categories as described below in Table 1.

Table 1: Premises category description and production design capacity

Prescribed premises category description (Schedule 1, <i>Environmental Protection Regulations 1987</i>)	Assessed production capacity
Category 33: Chemical blending or mixing - Premises on which chemicals or chemical products are mixed, blended or packaged in a manner that causes or is likely to cause a discharge of waste into the environment.	Solid fertiliser: 416,000 tonnes per year Liquid fertiliser: 105,000 tonnes per year
Category 61: Liquid Waste Facility - Premises on which liquid waste produced on other premises (other than sewerage waste) is stored, reprocessed, treated or irrigated.	Up to 6,000 tonnes per year

CSBP Esperance Depot on-site activities include the receipt (import via Esperance Port or transferred by road from the company's manufacturing facility in Kwinana), storage and dispatch of granular fertilisers and the manufacture and dispatch of liquid fertiliser. CSBP also receives fertiliser containing industrial wash water (a controlled waste) from fertiliser import activities at the Esperance Port. CSBP receives granular fertiliser and liquid products for the purpose of blending and/or mixing. The nominated throughput for solid fertilisers is 416,000 tonnes per year and 105,000 tonnes per year for liquid fertiliser. The nominated acceptance limit for liquid waste from the Esperance Port is up to 6,000 tonnes per year.

2. Regulatory framework

The Delegated Officer has determined to undertake an administrative renewal of the licence and has not conducted a full review and risk assessment of emissions and discharges from the premises in line with the Department's *Work Instruction: Regulatory Services, COVID-19 licensing position*.

In replacing 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>.

3. Decision summary

Under the regulatory framework the Delegated Officer has determined to grant the licence L8662/2012/2 without conducting any additional assessment or risk assessment.

The existing prescribed premises categories and waste type authorised for acceptance have not been reviewed as part of this renewal. The replacement licence will be issued for 20 years.

In renewing the licence the Delegated Officer has determined to:

- update the format and appearance of the licence;
- consolidate all licence condition changes applied through Amendment Notice 1 issued on 28 June 2018;
- remove redundant definitions and conditions and add new definitions as required;
- include conditions considered necessary for the effective administration of the licence

- (i.e. record keeping and reporting requirements); and
- transfer all relevant existing regulatory controls and conditions to the renewed licence.

As a result of this decision, a renewed Licence L8662/2012/2 has been granted subject to conditions set out in the attached licence and summarised below.

3.1 Summary of administrative changes

Section 62 of the EP Act provides general power to impose conditions on licences. All licences are issued with conditions as per *Guidance Statement – Setting Conditions* (October 2015) for the purposes of the EP Act to prevent, control, abate or mitigate pollution or environmental harm.

Table 2 summarises the transfer of all appropriate conditions from the expiring licence into the renewed licence including changes made to licence conditions through Amendment Notice 1.

Table 2: Licence conditions description and rationale

Licence condition number	Summary - previous licence condition	Conversion notes	New licence condition number
Cover page	Premises street address: 130 Harbour Road	Changed to 143 Sheldon Road consistent with the Certificate of Title for Lot 901 on Deposited Plan 48785	N/A
	Registered address	As per general Amendment Notice issued on 6 February 2017 - update of registered business address applied to all CSBP licences.	
1 and 2	General Conditions – regarding acceptance of ‘low strength wastewater’	Conditions combined and updated to current relevant Controlled Waste Category authorised for acceptance and use at the premises in the production of liquid fertiliser.	1
N/A		Added standard condition requiring recording of total amount of wastewater received over the annual period.	2
3 & 4	Dust management – dust minimisation and prevention of dust emissions beyond the premises boundary	Transferred with terminology updates applied.	3 & 4
5	Hydrocarbon/chemical storage	Conditions removed under Amendment Notice 1.	N/A
6	Spills management – liquids and/or other chemicals		
7	Preventing contamination of stormwater runoff	Condition wording applied as per Amendment Notice 1.	5
8	Stormwater management	Transferred with terminology updates applied.	6
9	Stormwater monitoring points	Condition removed under Amendment Notice 1.	N/A
10	Surface water monitoring requirements	Transferred to new licence incorporating changes applied under Amendment Notice 1.	7
11	Groundwater monitoring requirements		8
12	Collection and preservation of water samples	Transferred to new licence incorporating changes applied under Amendment Notice 1.	9
13	Water sample analysis - laboratory and testing method NATA accreditation requirements		10
14	Installation of groundwater monitoring bores	Condition removed under Amendment Notice 1.	N/A

Licence condition number	Summary - previous licence condition	Conversion notes	New licence condition number
15,16 & 17	Environmental improvement plan - implementation	Conditions removed under Amendment Notice 1.	N/A
18	Annual Environmental Report	Standard current licence template annual reporting condition applied, cross referencing relevant conditions for reporting. Relevant supplementary reporting requirements transferred.	13 & 14
19	Annual Audit Compliance Report (AACR)	Attachment removed as per Amendment Notice 1. Standard current licence template condition for AACR applied.	12
N/A	N/A	Standard current licence template complaints condition has been applied and added to AER annual reporting requirements.	11
N/A	N/A	Standard current licence template condition set for maintaining accurate and auditable books have been applied.	15 & 16
Definitions	N/A	Standard current licence definitions template and relevant additional terms and definitions applied.	Table 5
N/A	Attachment 1 – Premises Map	Updated premises plan as provided by licence holder includes details of labelled key infrastructure and location of all monitoring bores and the North and East Soaks.	Schedule 1 – Figure 1
	Attachment 2 – Liquid waste receipt location	Redundant plan. Liquid waste receipt / storage tank is shown in Schedule 1, Figure 1.	N/A
	Attachment 3 – Controlled Waste Categories	Redundant table removed	N/A
	Attachment 4 – Stormwater soak locations	Redundant plan. Current relevant soaks for monitoring are shown in Schedule 1, Figure 1.	

3.2 Additional conditions

The renewed licence has been updated to include standard conditions for recording complaints (condition 11) and keeping books (conditions 15 and 16) in line with DWER's *Guidance Statement – Setting Conditions 2015*. These are standardised conditions to allow for the effective administration of the renewed licence.

4. Consultation

The draft licence and this decision report were provided to the licence holder on 11 November 2021 for comment. The licence holder made no comments.

5. Conclusion

Based on the assessment in this Decision Report, the Delegated Officer has determined that the renewed licence L8662/2012/2 will be granted. The licence is subject to conditions commensurate with the determined controls as well as conditions necessary for administration and annual reporting requirements.