



## Application to renew a licence

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

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<b>Licence Number</b>	L8729/2013/2
<b>Licence Holder</b>	Catwest Pty Ltd
<b>ACN</b>	125 426 539
<b>File Number</b>	2013/000416-1~2
<b>Premises</b>	Narngulu Asphalt Plant 21 Foskew Way Narngulu WA 6532  Legal description Lots 138 on Plan 77301, 165 and 166 on plan 401127 Volume/Folio: 1880/927, 2835/575 and 2835/576 As shown in Schedule 1 of the issued licence
<b>Date of Report</b>	18/08/2023
<b>Decision</b>	To grant a licence

Senior Environmental Officer, Industry Regulation  
An officer delegated by the CEO under section 20 of the *Environmental Protection Act 1986*

## 1. Decision summary

Under the regulatory framework the Delegated Officer decided to process the application to renew licence L8729/2013/2 without conducting any additional risk assessment.

The licence can be issued for 20 years, which is consistent with the *Guidance Statement on Licence Duration 2016*. In renewing the licence the Delegated Officer has determined to:

- update the format and appearance of the licence;
- incorporate licence amendment/s issued prior to the replacement licence;
- remove redundant conditions;
- include conditions considered necessary for the effective administration of the licence (i.e. record keeping and reporting requirements);
- include all infrastructure into condition 1, *Table 1: infrastructure and equipment requirements*; and
- transfer all existing regulatory controls and conditions to the new licence.

As a result of the above, the Delegated Officer decided to grant Licence L8729/2013/2, subject to conditions set out in the attached licence.

## 2. Scope of assessment

### 2.1 Application summary

On 22 February 2023 Catwest Pty Ltd (licence holder) applied to renew licence L8729/2013/1, as the licence is due to expire on 31 August 2023. The application to renew the licence included an application to amend the licence to allow for the inclusion of a second asphalt manufacturing plant. Due to the short timeframe to expiry of the existing licence and the need for a risk assessment associated with the proposed increase to production, the Delegated Officer determined that an administrative renewal, would proceed based on the existing approved infrastructure with an application to amend the licence to undergo a separate assessment.

The renewed licence was granted to the licence holder for the premises located at 21 Foskew Way, Narngulu WA 6532 (Premises).

The licence relates to prescribed premises categories as described in Table 1.

**Table 1: Premises category description and production design capacity**

<b>Prescribed premises category description (Schedule 1, <i>Environmental Protection Regulations 1987</i>)</b>	<b>Production capacity</b>
Category 35: Asphalt manufacturing: premises on which hot or cold mix asphalt is produced using crushed or ground rock aggregates mixed with bituminous or asphaltic materials for use at places or premises other than those premises.	39,000 tonnes per annum

The main activities occurring on the Premises include the production of asphalt. Up to 39,000 tonnes per year of hot mix asphalt will be manufactured onsite in a batch mix process. An enclosed conveyor feeds aggregate from a cold feed unit into an insulated rotary drier. Dust from the rotation is drawn through a baghouse filter where airborne particulates are removed from the airstream before being discharged to the atmosphere via the stack.

When heated aggregate reaches a preset temperature, it is dumped into the pugmill for mixing with hot, liquid bitumen. The pugmill is insulated and enclosed to retain heat and minimise dust and odour emissions. After a short mixing period, contents from the pugmill is released onto a conveyor for loading.

### 3. Regulatory framework

The Delegated Officer has not conducted a full review and risk assessment of emissions and discharges from the Premises in line with the Department of Water and Environmental Regulation’s (department) *Work Instruction: Regulatory Services, COVID-19 licensing position* October 2021.

In granting the licence, the Delegated Officer has considered and given due regard to the department’s regulatory framework and relevant policy documents which are available at <https://dwer.wa.gov.au/regulatory-documents>.

### 4. Considerations for issuing a new licence

#### 4.1 Compliance and enforcement actions

There have been no incidents or complaints identified at the Premises by the department in the last five years. There have been no enforcement actions taken against the occupier in the last 5 years regarding the licence.

#### 4.2 Legal occupancy

The licence holder has demonstrated legal occupancy of the Premises.

#### 4.3 Categories of the licence

The requested categories and the corresponding maximum production capacities for the renewal of the licence are consistent with the categories for which the licence holder currently holds a licence and which was previously assessed.

#### 4.4 Planning approval

The licence holder has informed the department that it has planning approval for the activities on the Premises.

### 5. Summary of changes to the licence conditions

Section 62 of the *Environmental Protection Act 1986* (EP Act) provides the legal power to attach conditions to licences. Most licences are issued with conditions as per *Guidance Statement – Setting Conditions* (October 2015) to prevent, control, abate or mitigate pollution or environmental harm as a result of the emissions and/or discharges from the premises in question.

Table 1 summarises the changes from the expiring licence into the new licence including changes made to licence conditions where required and the rationale for changes made.

**Table 1: Licence conditions changes, description and rationale**

Current condition / table	Summary of current condition	New condition / table (if relevant)	Description and rationale
1.1.1, 1.1.3 and 1.1.4	Interpretation	N/A	Removed as no longer relevant.
1.1.2	Definitions	Table 6	Definitions revised to

<b>Current condition / table</b>	<b>Summary of current condition</b>	<b>New condition / table (if relevant)</b>	<b>Description and rationale</b>	
			current licensing format.	
1.2.1 - 1.2.5	General conditions	N/A	Removed as no longer relevant.	
1.3.1 and 1.3.2	Baghouse operations and Bulk materials storage operations	N/A	Removed as no longer relevant.	
2.1.1	Records	4, 8 and 10	Revised to current licensing format.	
2.2.1 and Table 2.2.1	Emission points to air	Table 2		
2.2.2 and Table 2.2.2	Point source emissions targets to air	3 and Table 3 (no longer a target but a limit)		
2.2.3	Management actions	N/A	Removed as no longer relevant.	
2.2.4	Cessation of emissions or operations	N/A		
2.3 and 2.4	Emission to surface water and groundwater	N/A		
2.5	Emissions to land	N/A		
2.6.1 and 2.6.2	Fugitive emissions	N/A		
2.7.1	Odour emissions	N/A		
2.8	Noise emissions	N/A		
3.1.1, 3.1.2, 3.1.3 and 3.1.4	General monitoring	N/A		
3.2	Monitoring of point source emissions to air	Conditions 5 and 6 and Table 4.		Revised to current licensing format.
3.3 and 3.4	Monitoring of point source emissions to surface water and groundwater	N/A		Removed as no longer relevant.
3.5	Monitoring of emissions to land	N/A		
3.6	Monitoring of inputs and outputs	N/A		
3.7	Process monitoring	N/A		
3.8 and 3.9	Ambient environment quality and meteorological monitoring	N/A		
4	Improvements	N/A		
5.1.1, 5.1.2, 5.1.3 and 5.1.4	Records	7 -11	Revised to current licensing format.	
5.2.1, 5.2.2 and 5.2.3	Reporting	7-11		
5.3	Notification	N/A	Removed as no longer	

Current condition / table	Summary of current condition	New condition / table (if relevant)	Description and rationale
Schedule 2	Reporting and notification forms	N/A	relevant.
N/A	Infrastructure and equipment	Table 1	Included to comply with current licensing format.
N/A	Biannual reporting	7 and table 5	Included to comply with current licensing format.

## 6. Consultation

The Delegated Officer undertook the consultation for the application to renew the licence as per Table 2.

**Table 2: Consultation**

Consultation method	Comments received	Delegated Officer's response
Local Government Authority advised of application on 17 May 2023	The licence renewal application is consistent with the City of Greater Geraldton's Local Planning Scheme No. 1.	Noted.