



Application to replace expiring licence

Division 3, Part V *Environmental Protection Act 1986*

Licence number	L8969/2016/2
Licence holder	Allday Construction WA Pty Ltd
ACN	125 470 162
File number	DER2016/000422-1
Premises	Allday Construction Lease Area 3 190 Flynn Drive NEERABUP WA 6031 Legal description - Part of Lot 5 on Deposited Plan 91435 Certificate of Title Volume 2083 Folio 241 As defined by the coordinates in Schedule 1
Date of report	8/10/2021
Status of report	FINAL

1. Decision summary

This decision report documents the Delegated Officer's decision to grant licence L8969/2016/2 to Allday Construction WA Pty Ltd (The Licence Holder) for Allday Construction located at Lease Area 3, 190 Flynn Drive, as defined by the coordinate stipulated in the licence -(the premises).

In determining to grant this licence, the Delegated Officer noted that no changes to the activities undertaken, or the volumes of material produced, at the Premises have occurred. The Delegated Officer has not undertaken a detailed review and risk assessment of emissions and discharges from the premises. The format of the licence has been updated consistent with the current licence format.

2. Scope of assessment

2.1 Application summary and overview of the Premises

The licence holder applied for the renewal of licence L8969/2016/1 for the premises at Lease Area 3, 190 Flynn Drive. The premises is located within the City of Wanneroo and is currently zoned 'Rural' with 'Residential Urban Development' zoning on the southern side of Flynn Drive. The site is located within the Neerabup Industrial estate, however, in an area of the estate that is yet to be formally developed. The City of Wanneroo has issued planning approval for Industry – General (Storage and Sorting Activity) that expires on 2 December 2025.

The licence relates to Category 13: Crushing of building material, and Category 61A: Solid waste facility. The application form and supporting information submitted for the licence renewal indicates that the activities within the premises have not changed since the last amendment and therefore the risk presented by the premises to environmental and sensitive receptors has not changed. The Delegated Officer has therefore determined that the existing controls at the premises are adequate to manage the risks to environmental and sensitive receptors.

2.2 Regulatory framework

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>.

2.3 Complaints and incidents history

There have been no incidents or complaints identified at the Premises, by the department since the licence was issued in May 2014.

3. Consultation

The draft replacement licence and this decision report were provided to the licence holder on 01/08/2021 for comment. The licence holder responded on 08/10/2021 with no comment.

4. Decision

The Delegated Officer has granted licence L8969/2016/2 with administrative changes only and without conducting any additional risk assessment. In determining to grant this licence the Delegated Officer notes that no changes to the activities undertaken or the volumes of material produced at the premises have occurred. Therefore, the Delegated Officer determined the risks to public health and the environment from activities at the premises, as previously assessed by the Delegated Officer, have not materially changed and are deemed acceptable. The format of the licence and conditions have been updated to be consistent with the current licence format. The updates are administrative in nature and do not alter the risk profile of the premises.

The replacement licence has been issued for a period of 4 years, in which the department proposes to conduct a review of the licence before the next expiry, to ensure the risks to public health and the environment from activities on the premises, as previously assessed by the department, have not materially changed.

In replacing the expiring license, the Delegated Officer has also determined to:

- update the format and appearance of the licence;
- revise licence condition numbers and realign condition numbers for numerical consistency; and
- transfer all existing regulatory controls and conditions to the replacement licence.

Summary of changes

The below table provides a summary of changes to the previous licence and will act as a record of implemented changes. All changes have been incorporated into the replacement licence.

Condition / table	Description
Cover page	Licence version updated. Issue and expiry dates updated.
Condition 30	A typographic error on the old licence had two condition 30's rather than a condition 30 and then a condition 31. The second condition 30 has been replaced by condition 31.

Neville Welsh

SENIOR ENVIRONMENTAL OFFICER

Officer delegated under Section 20 of the Environmental Protection Act 1986.