



Application for Licence

Division 3, Part V *Environmental Protection Act 1986*

Licence Number	L9005/2016/1
Applicant	Industrea Mining Equipment Pty Ltd
ACN	124 156 332
File Number	DER2016/002035-1
Premises	Industrea Mining Equipment 94 Sheffield Road WELSHPOOL WA 6106 Part of Lot 11 on Diagram 78410 Certificate of Title Volume 2057 Folio 456
Date of Report	23 January 2020
Status of Report	Final

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1. Definitions of terms and acronyms

In this Decision Report, the terms in Table 1 have the meanings defined.

Table 1: Definitions

Term	Definition
ACN	Australian Company Number
Applicant	Industrea Mining Equipment Pty Ltd
ASIC	Australian Securities and Investments Commission
Category/ Categories/ Cat.	Categories of Prescribed Premises as set out in Schedule 1 of the EP Regulations
Decision Report	refers to this document.
Delegated Officer	an Officer under section 20 of the EP Act.
Department	means the department established under section 35 of the <i>Public Sector Management Act 1994</i> and designated as responsible for the administration of Part V, Division 3 of the EP Act.
DWER	Department of Water and Environmental Regulation
EP Act	<i>Environmental Protection Act 1986 (WA)</i>
EP Regulations	<i>Environmental Protection Regulations 1987 (WA)</i>
Occupier	has the same meaning given to that term under the EP Act.
Premises	refers to the premises to which this Decision Report applies, as specified at the front of this Decision Report
VPI	means Vacuum Pressure Impregnation

2. Licence application assessment

2.1 Purpose and scope of this Decision Report

Industrea Mining Equipment Pty Ltd (the Applicant) applied for a works approval and concurrent licence on 18 October 2016 (the Application) to establish a metal finishing premises located at Lot 11, 94 Sheffield Road in Welshpool (the premises). The works approval W5998/2016/1 was granted on 15 February 2017 with a commencement date of 20 February 2017.

Recommended operational phase regulatory controls were determined in the assessment for the works approval. The scope of this assessment is to identify any potential changes to the risk profile from the previous assessment and whether the previously determined controls remain adequate.

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

- *Guidance Statement: Regulatory Principles* (July 2015)
- *Guidance Statement: Risk Assessment* (February 2017)
- *Guidance Statement: Setting Conditions* (October 2015)
- *Guideline: Decision Making* (June 2019)
- *Guidance Statement: Licence Duration* (August 2016)
- *Guideline: Industry Regulation Guide to Licensing* (June 2019)

2.2 Background

The Applicant has completed construction under works approval W5998/2016/1 to establish a metal finishing premises that provides a cleaning, inspection and repair service for industrial equipment (such as wheel motors, alternators and blowers from large mining trucks). As part of the inspection/repair process, most parts are processed using Vacuum Pressure Impregnation (VPI), a technology used to coat metal parts with a protective coating.

Key infrastructure associated with the prescribed activities are related to the VPI process (VPI Chiller, VPI Reservoir and VPI Tank) and baking ovens. Further detail on the proposed infrastructure and operational aspects are documented in the works approval W5998/2016/1 decision report (Appendix 2).

2.3 Licence application

The Application for a licence was lodged concurrently with a works approval application on 18 October 2016 but was put on hold pending completion of construction works.

2.4 Compliance documentation

The Applicant lodged a compliance document on 25 November 2019, as required by condition 5 of the works approval. The Delegated Officer reviewed the compliance document and formed the view that works have been completed satisfactorily in accordance with the conditions of the works approval.

2.5 Risk assessment

The environmental risks associated with the emissions and discharges from the operational phase of the premises have been assessed following the *Guidance Statement: Risk Assessment* in decision report for works approval W5998/2016/1 (Appendix 2). The key emissions identified in that decision report for the operational phase were odour and discharge of VOC's through the VPI process and drying and baking ovens. Emissions were subject to detailed risk assessment due to the lack of Applicant controls and the innovation of the VPI process. The Risk Rating was set to Low and the risk was deemed acceptable, subject to a

conditioned requirement of stack testing in the works approval to confirm the low risk rating of emissions to air (Refer to 2.4 Compliance documentation). Following the submission of the compliance documentation for the works approval, which included the results of the stack testing (with very low odour and VOC emissions) the Delegated Officer is of the opinion that the low risk rating of odour and VOC emissions is still appropriate.

2.6 Determined regulatory controls

Regulatory controls for the operational phase of the premises were proposed in the decision report for works approval W5998/2016/1 (Appendix 2). The Delegated Officer has had regard to the recommended regulatory controls in determining the licence conditions. The recommended operational phase controls can be summarised as infrastructure controls and administrative controls.

3. Applicant's comments

The Applicant was provided with the draft Decision Report and draft Licence on 20 January 2020. A response was received on 22 January 2020. No comments were made on the conditions specified in the draft Licence. One typographic error was identified, where "Table 1" was used twice. A suggested renaming of "Table 1 (b)" to "Table 2" was accepted and this change has been made in the final Licence.

4. Conclusion

The Delegated Officer has decided to grant a licence, subject to conditions regarding the infrastructure of the premises.

The licence will also include conditions that are necessary and convenient for the effective administration of the licence (i.e. record keeping and reporting requirements). The Delegated Officer notes that the Department may review the appropriateness and adequacy of controls at any time and that, following a review, the Department may initiate amendments to the Licence under the EP Act.

The Guidance Statement: Licence Duration has been applied and the licence will be granted for a period of 20 years taking into consideration the overall low risk.

Chris Malley
A/Manager, Process Industries
Regulatory Services

Delegated Officer under section 20 of the *Environmental Protection Act 1986*

Appendix 1: Key documents

	Document title	In text ref	Availability
1.	Application for a works approval and licence	the Application	DWER record (A1155861)
2.	Works approval W5998/2016/1	-	Accessed at www.dwer.wa.gov.au
3.	Compliance report	-	DWER record (A1845950)
4.	ASIC company statement	-	DWER record (A1155861)
5.	DER, July 2015. <i>Guidance Statement: Regulatory principles</i> . Department of Environment Regulation, Perth.	N/A	accessed at www.dwer.wa.gov.au
6.	DER, October 2015. <i>Guidance Statement: Setting conditions</i> . Department of Environment Regulation, Perth.		
7.	DER, August 2016. <i>Guidance Statement: Licence duration</i> . Department of Environment Regulation, Perth.		
8.	DER, February 2017. <i>Guidance Statement: Risk Assessments</i> . Department of Environment Regulation, Perth.		
9.	DWER, June 2019. <i>Guideline: Decision Making</i> . Department of Water and Environmental Regulation, Perth.		
10.	DWER, June 2019. <i>Guideline: Industry Regulation Guide to Licensing</i> . Department of Water and Environmental Regulation, Perth.		

Appendix 2: Works Approval W5998/2016/1 decision report