



Application to renew a licence

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

Licence Number	L9092/2017/2
Licence Holder	Water Corporation
ABN	28 003 434 917
File Number	DER2017/001571
Premises	Wiluna Wastewater Treatment Plant Forrest Street WILUNA WA 6646 Legal description - Lot 510 on Deposited Plan 54565 Certificate of Title Volume 3158 Folio 751 As defined by the Premises map and coordinates attached to the licence
Date of Report	12 October 2022
Decision	To grant a licence

Stephen Checker
MANAGER WASTE INDUSTRIES
REGULATORY SERVICES

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 L9092/2017/2 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);
- revise licence conditions and consolidate existing pollution control conditions;
- include all infrastructure into condition 1, *Table 1: infrastructure and equipment requirements*;
- correct clerical mistakes and unintentional errors; 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 L9092/2017/2 subject to conditions set out in the attached licence.

2. Scope of assessment

2.1 Application summary

On 5 July 2022 Water Corporation (licence holder) applied to renew licence L9092/2017/1 as the licence is due to expire on 12 October 2022. The licence was granted to the licence holder for the premises located at Forrest Street in Wiluna (Premises).

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

Table 1: Premises category description and production design capacity

Prescribed premises category description (Schedule 1, <i>Environmental Protection Regulations 1987</i>)	Production / design capacity
Category 61: Liquid waste facility	2,000 tonnes per annual period

3. Regulatory framework

The Delegated Officer has not conducted a full review or 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	New condition / table (if relevant)	Description and rationale
1		Removed, no longer part of standard condition set.
2	2	Updated wording.
3	3	Updated wording.
4	4	Updated wording.
5	1	Updated wording. Focus of condition now on infrastructure.
6	7 & 8	Updated wording.
7	5	Updated wording.
8	6	Updated wording.
9		Removed. Ability to request information is in the EP Act.
Definitions		Updated.
Schedule 2		Removed.

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
<i>Application advertised on the department's website on 1/9/2022</i>	<i>None received</i>	N/A
<i>Application referred to the Shire of Wiluna on 19 August 2022</i>	<i>None received</i>	N/A
<i>Applicant was provided with draft documents on 7/10/2022</i>	<i>No comments received prior to the date given for comments.</i>	N/A