



Application to renew a licence

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

Licence Number	L9133/2018/2
Licence Holder	Lunard Pty Ltd
ACN	063 569 826
File Number	DER2018/000581
Premises	Stoneridge Quarries WA – Postans Quarry Lots 569, 570, 571 on Plan 3475 and Mining Tenement M70/75 HOPE VALLEY WA 6167 As defined by the Premises map attached to the issued licence L9133/2018/2
Date of Report	3/11/2023
Decision	To grant a licence

Lauren Edmands

A/SENIOR MANAGER RESOURCE INDUSTRIES

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 L9133/2018/2 without conducting any additional risk assessment.

The licence can be issued for 5 years, which is consistent with the *Guidance Statement on Licence Duration 2016*. In renewing the licence the Delegated Officer has determined to:

- update information;
- revise licence conditions in line with updated standardized wording; and
- correct clerical mistakes and unintentional errors.

As a result of the above, the Delegated Officer decided to grant Licence L9133/2018/2, subject to conditions set out in the attached licence.

2. Scope of assessment

2.1 Application summary

On 2 August 2023, Lunard Pty Ltd (the licence holder) applied to renew licence L9133/2018/1, as the licence is due to expire on 27 November 2023. The licence was granted to the licence holder for the premises located on Lots 569, 570, 571 on Plan 3475, Hope Valley and mining tenement M70/75 (the 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 12 – Screening etc. of material: Premises (other than Premises within Category 5 or 8) on which material extracted from the ground is screened, washed, crushed, ground, milled, sized or separated	Not more than 300,000 tonnes per Annual Period
Category 13 - Crushing of building material: premises on which water building or demolition material (for example, bricks, stones or concrete) is crushed or cleaned.	Not more than 100,000 tonnes per Annual Period
Category 61A - Solid waste facility: premises (other than premises within category 67A) on which solid waste produced on other premises is stored, reprocessed, treated, or discharged onto land.	Not more than 100,000 tonnes per Annual Period
Category 77 – Concrete batching or cement products manufacturing: premises on which cement products or concrete are manufactured for use at places or premises other than those premises.	More than 100 tonnes per Annual Period

The main activities occurring on the premises include the quarrying of limestone blocks and the manufacture of reconstituted concrete blocks. The reconstituted blocks contain material from the quarry, mixed with construction and demolition waste materials that are delivered to the premises, primarily from Alkina Holdings Pty Ltd.

Alkina Holdings Pty Ltd operates on an excised portion of Lot 596, within the premises of Stoneridge Quarries. Construction and demolition wastes are inspected upon delivery to the premises and are stored in various designated areas. Inspection, testing and handling controls are in place to prevent asbestos containing material (ACM) from being accepted on the premises.

Concrete batching occurs on a designated hardstand area on Lot 570. Crushing and screening of the limestone occurs within the quarry area on mining tenement M70/75. Water cannons and a water cart are used to minimise dust from the operations.

All trucks departing Stoneridge Quarries must exit through the on-site wheel wash facility that is located at the entrance to the weighbridge to ensure their wheels do not carry excess dust off-site.

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 (DWER, the 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

In the past five years, two complaints have been received relating to dust emissions that may have been emitted from the premises in January 2020 (ICMS 60010) and in January 2021 (ICMS 56083).

On 21 October 2021, a compliance audit was undertaken by the department. The premises was audited for compliance against licence L9133/2018/1 requirements, and the requirements of the guideline "*Managing asbestos at construction and demolition waste recycling facilities*" (DWER, 2021). It was recommended that the licence holder improve the water spray coverage in certain areas and line some of the unlined stormwater catchment areas. These works were undertaken, including the installation of a new water cannon, and no enforcement actions were subsequently taken.

4.2 Legal occupancy

The licence holder has demonstrated legal occupancy of the Premises. Certificates of Title for all Lots in the name of the licence holder were provided.

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 Previous relevant decision reports

As the renewal of this licence is deemed an administrative licence renewal and there is no additional risk assessment conducted, the delegated officer likes to note that for the purpose of transparency and ease of access the previous relevant decision reports shown in Table 2 will be viewable when published.

Table 2: Previous relevant decision reports

Description of decision report	Grant Date	Document number
A detailed review of the risks of dust emissions from the site, and changes to monitoring requirements.	7 January 2020	DWERDT241667

4.5 Planning approval

The licence holder has provided the department with the current planning approval from the City of Kwinana (application number 7697.3) for the activities on the premises. This approval expires on 24 July 2024.

Although the duration of this licence has been granted beyond the date of current planning approval, the licence does not negate the licence holder's responsibilities from obtaining all required approvals from the Local Government Authority or any other applicable agencies.

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 3 summarises the changes from the expiring licence into the new licence.

Table 3: Licence conditions changes, description and rationale

Current condition / table	Summary of change	Description and rationale
Cover page	Updated registered business address	Registered business address no aligns with address registered with ASIC.
	Specified the premises Plan number	Added Plan number for clarity.
Definitions	Updated DWER address	Updated information
Interpretation	Updated wording in the interpretation to align with current, standardized, wording.	Updated wording
Site Plan	Updated map in Schedule 1 with the map provided in the licence renewal application	Updated map
Condition 1 and Table 2 - Emissions	Condition removed; all subsequent conditions and tables have been renumbered, including updates to references of these within conditions	This condition was unenforceable and now considered to be redundant.

6. Consultation

The Delegated Officer undertook the consultation for the application to renew the licence as per Table 4.

Table 4: Consultation

Consultation method	Comments received	Delegated Officer's response
Local Government Authority advised of application on 05/09/2023	The City of Kwinana replied on 14/09/2023 confirming that there was a current planning approval in place. They also suggested that the map be updated to better reflect the premises boundary.	The premises map has been updated and accurately reflects the premises boundary.
Application advertised on DWER's website and in <i>The West Australian</i>	No comments received	N/A
Applicant was provided with draft documents on 20 October 2023	The applicant responded to the department on 25 October 2023 and waived the remainder of the consultation period.	N/A