



## Application for Licence Amendment

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

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<b>Licence Number</b>	L9159/2018/2
<b>Licence Holder</b>	City of Cockburn
<b>File Number</b>	DER2018/001433~9
<b>Premises</b>	Henderson Waste Recovery Park 920 Rockingham Road WATTLEUP WA 6166  Legal description - Lot 202 on Deposited plan 60443, Lot 2 on Diagram 17988 and Lot 235 on Deposited Plan 226117
<b>Date of Report</b>	11 October 2023
<b>Decision</b>	Revised licence granted

Abbie Crawford

A/MANAGER, WASTE INDUSTRIES

An officer delegated under section 20 of the *Environmental Protection Act 1986* (WA)

## Table of Contents

<b>1. Decision summary</b>	<b>3</b>
<b>2. Scope of assessment</b>	<b>3</b>
2.1 Regulatory framework	3
2.2 Application summary	3
<b>3. Risk assessment</b>	<b>3</b>
3.1 Source-pathways and receptors	3
3.1.1 Emissions and controls	3
3.1.2 Receptors	5
3.2 Risk ratings	7
<b>4. Consultation</b>	<b>13</b>
<b>5. Conclusion</b>	<b>13</b>
5.1 Summary of amendments	13
<b>Appendix 1: Summary of Licence Holder’s comments on risk assessment and draft conditions</b>	<b>16</b>
<b>Appendix 2: Application validation summary</b>	<b>17</b>
Table 1: Licence Holder controls	4
Table 2: Sensitive human and environmental receptors and distance from prescribed activity	5
Table 3: Risk assessment of potential emissions and discharges from the Premises during operation	8
Table 4: Consultation	13
Table 5: Summary of licence amendments	13
Figure 1: Distance to receptor	6

## 1. Decision summary

Licence L9159/2018/2 is held by City of Cockburn (Licence Holder) for the Henderson Waste Recovery Park (the Premises), located at 920 Rockingham Road, Wattleup.

This Amendment Report documents the assessment of potential risks to the environment and public health from proposed changes to the emissions and discharges during the operation of the Premises. As a result of this assessment, Revised L9159/2018/2 has been granted.

## 2. Scope of assessment

### 2.1 Regulatory framework

In completing the assessment documented in this Amendment Report, 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>.

### 2.2 Application summary

On 28 February 2023 the Licence Holder submitted an application to the department to amend Licence L9159/2018/2 under section 59 and 59B of the *Environmental Protection Act 1986* (EP Act).

The applicant requested to amend hazardous waste acceptance, process specification and storage requirements. As part of the amendment, the department undertook a site inspection of the premises on 21 June 2023. It was noted that e-waste, waste oil and mattresses were also being stored at the Premises outside of the approved waste acceptance criteria. Subsequently, the applicant requested that e-waste, waste oil and mattresses be added to the licence as part of the amendment.

As part of this amendment the department has updated the format and appearance of the waste acceptance table and corrected any identified clerical mistakes or unintentional errors. The obligations of the Licence Holder have not changed as a result of amending the waste acceptance table and no further risk assessment was undertaken.

## 3. Risk assessment

The department assesses the risks of emissions from prescribed premises and identifies the potential source, pathway and impact to receptors in accordance with the *Guideline: Risk assessments* (DWER 2020).

To establish a Risk Event there must be an emission, a receptor which may be exposed to that emission through an identified actual or likely pathway, and a potential adverse effect to the receptor from exposure to that emission.

### 3.1 Source-pathways and receptors

#### 3.1.1 Emissions and controls

The key emissions and associated actual or likely pathway during premises operation which have been considered in this Amendment Report are detailed in Table 1 below. Table 1 also details the proposed control measures the Licence Holder has proposed to assist in controlling these emissions, where necessary.

**Table 1: Licence Holder controls**

Emission	Sources	Potential pathways	Proposed controls
Dust	Acceptance and storage of hazardous waste e-waste and waste oil for storage pending removal from site	Air/windborne pathway causing impacts to health and amenity	No additional controls were proposed. The existing Licence includes various controls and infrastructure for the management of dust and noise.
Noise			
Spills or leaks of hazardous wastes		Overland flow and seepage to soils and groundwater	Hazardous wastes will only be accepted with limits of 20 kilograms (solid wastes) or 20 litres (liquid wastes). No more than 100 litres of paint will be accepted per visit. Paint to be stored in self-bunded undercover containers.
Leachate		Overland flow and seepage to soils and groundwater	
Fire/smoke		Air/windborne pathway	The existing Licence includes various controls and infrastructure for the management of leachate and spills. All incompatible waste type to be stored separately. Fire extinguishers, gas cylinders will be stored in the metal cages on the waste transfer station. Vehicle batteries, household batteries and aerosol cans stored in separate containers on the waste transfer station. E-waste collected in metal cages and waste oil stored within a self-bunded container on the transfer station.
Firewater		Overland flow and seepage to soils and groundwater	No additional controls were proposed. The existing Licence includes various controls and infrastructure for the management of firewater.
Dust	Acceptance of mattresses for storage pending removal from site	Air/windborne pathway	No additional controls were proposed. The existing Licence includes various controls and infrastructure for the management of dust and noise.
Noise			
Fire/smoke			
Leachate		Overland flow and seepage to soils and groundwater	A maximum of 130 mattresses will be stored at the premises at any one time.
Firewater			Mattresses stored on the transfer station located on top of temporarily capped lined landfill Cells 4 and 5. The existing Licence included various controls and leachate management infrastructure for landfill cells for management of potentially contaminated stormwater, fire water and spills.

### 3.1.2 Receptors

In accordance with the *Guideline: Risk assessments* (DWER 2020), the Delegated Officer has excluded employees, visitors and contractors of the Licence Holder's from its assessment. Protection of these parties often involves different exposure risks and prevention strategies and is provided for under other state legislation.

Table 2 below provides a summary of potential human and environmental receptors that may be impacted as a result of activities upon or emission and discharges from the prescribed premises (*Guideline: Environmental siting* (DWER 2020)).

**Table 2: Sensitive human and environmental receptors and distance from prescribed activity**

Human receptors	Distance from prescribed activity
Private residence	Approximately 25 m northeast from premises boundary and approximately 300 m from transfer station activities.
Commercial premises	Approximately 20 m north of the premises boundary and approximately 145 m from transfer station activities.
Environmental receptors	Distance from prescribed activity
Groundwater	Groundwater beneath the premises has been observed at depths between 7 and 18 metres below ground level. Relative standing water level ranged from 0.48 to 1.1 m AHD.
Beneficial users of groundwater	Local groundwater flow direction is inferred to be in a south-west direction. Approximately 230 groundwater abstraction licenses are located within a 500 m radius of the premises with abstraction predominately from the Superficial and Leederville. Aquifers.
RIWI Act Groundwater Area	The Premises is within the proclaimed Cockburn Groundwater Area.
Bush Forever Site 346	Approximately 150 m west of premises boundary.
Threatened and Priority Ecological Communities (TEC/PEC)	Northern Spearwood shrublands and woodlands, and Tuart ( <i>Eucalyptus gomphocephala</i> ) woodlands and forests of the Swan Coastal Plain located approximately 150 m west of the premises boundary
Threatened Fauna	Identified surrounding the premises ( <i>Calyptorhynchus latirostris</i> , <i>Tringa nebularia</i> , <i>Isoodon fusciventer</i> , <i>Lerista lineata</i> ) indicating that native vegetation may be providing habitat.
DBCAs Legislated Tenure	Conservation Park located approximately 200m west of the premises boundary.
Regional Parks	Beelihar Regional Park located approximately 150 m west of the premises boundary.
Geomorphic Wetlands- Swan Coastal Plain (Management)	Brownman Swamp – Approximately 320m west of the premises boundary Lake Mount Brown – Approximately 525m south-west of the premises boundary



**Figure 1: Distance to receptors**

## 3.2 Risk ratings

Risk ratings have been assessed in accordance with the *Guideline: Risk Assessments* (DWER 2020) for those emission sources which are proposed to change and takes into account potential source-pathway and receptor linkages as identified in Section 3.1. Where linkages are incomplete they have not been considered further in the risk assessment.

Where the Licence Holder has proposed mitigation measures/controls (as detailed in Section 3.1), these have been considered when determining the final risk rating. Where the Delegated Officer considers the Licence Holder's proposed controls to be critical to maintaining an acceptable level of risk, these will be incorporated into the licence] as regulatory controls.

Additional regulatory controls may be imposed where the Licence Holder's controls are not deemed sufficient. Where this is the case the need for additional controls will be documented and justified in Table 3.

The Revised Licence L9159/2018/2 that accompanies this Amendment Report authorises emissions associated with of the acceptance of hazardous waste, waste oil, e-waste and mattresses.

The conditions in the Revised Licence have been determined in accordance with Guidance Statement: Setting Conditions (DER 2015).

**Table 3: Risk assessment of potential emissions and discharges from the Premises during operation**

Risk Event					Risk rating <sup>1</sup> C = consequence L = likelihood	Licence Holder's controls sufficient?	Conditions <sup>2</sup> of licence	Justification for additional regulatory controls
Source/Activities	Potential emission	Potential pathways and impact	Receptors	Licence Holder's controls				
<b>Operation</b>								
Acceptance and storage of hazardous wastes, waste oil and e-waste.	Dust	Air/windborne pathway causing impacts to health and amenity	Residential properties located ~25 m northeast from premises boundary Commercial properties located ~ 20 m north of the premises boundary Threatened/priority ecological community and threatened fauna identified surrounding the premises. Geomorphic wetlands located ~ 320m west of the premises boundary	Refer to Section 3.1	C = Slight L = Unlikely <b>Low Risk</b>	Yes	Conditions 3 and 9	The Delegated Officer considers dust emissions associated with the acceptance and storage of hazardous wastes, waste oil and e-waste can be adequately regulated by the general provisions of the EP Act.
	Noise		DBCA land tenure located ~200m west of the premises boundary	Refer to Section 3.1	C = Slight L = Unlikely <b>Low Risk</b>	Yes	N/A	The Delegated Officer considers dust emissions associated with the acceptance and storage of hazardous wastes, waste oil and e-waste can be sufficiently managed through the <i>Environmental Protection (Noise) Regulations 1997</i> .



Risk Event					Risk rating <sup>1</sup>	Licence Holder's controls sufficient?	Conditions <sup>2</sup> of licence	Justification for additional regulatory controls
Source/Activities	Potential emission	Potential pathways and impact	Receptors	Licence Holder's controls	C = consequence L = likelihood			
Acceptance and storage of hazardous wastes, waste oil and e-waste.	Spills or leaks of environmentally hazardous wastes and/or Leachate	Overland runoff potentially causing ecosystem disturbance or impacting stormwater quality  Seepage into underlying soils causing localised contamination.  Infiltration into groundwater potentially causing ecosystem disturbance or impacting groundwater quality.	Underlying groundwater of the Cockburn Groundwater Area.  Threatened/priority ecological community buffers and threatened fauna surrounding the Premises.  Geomorphic wetlands located ~ 320m west of the premises boundary  DBCA land tenure located ~200m west of the premises boundary.	Refer to Section 3.1	C = Moderate L = Unlikely <b>Medium Risk</b>	Yes	Condition 1, 3, 15, 16 and 17	The Delegated Officer considers that the Applicant's proposed controls and the current conditions within the existing licence are likely to be sufficient at mitigating emissions from spills or leaks of environmentally hazardous wastes and/or Leachate
	Potentially contaminated stormwater			Refer to Section 3.1	C = Moderate L = Unlikely <b>Medium Risk</b>	Yes	Condition 1, 3, 15, 16 and 17	The Delegated Officer considers that the Applicant's proposed controls and the current conditions within the existing licence are likely to be sufficient at mitigating emissions from potentially contaminated stormwater
	Firewater			Refer to Section 3.1	C = Moderate L = Unlikely <b>Medium Risk</b>	Yes	Condition 1,3, 15,16 and 17	The Delegated Officer considers that the Applicant's proposed controls and the current conditions within the existing licence are likely to be sufficient at mitigating emissions from fire water.

Risk Event					Risk rating <sup>1</sup>	Licence Holder's controls sufficient?	Conditions <sup>2</sup> of licence	Justification for additional regulatory controls
Source/Activities	Potential emission	Potential pathways and impact	Receptors	Licence Holder's controls	C = consequence L = likelihood			
Acceptance and storage of mattresses	Fire/smoke	Air/windborne pathway causing impacts to health and amenity	Residential properties located ~25 m northeast from premises boundary  Commercial properties located ~ 20 m north of the premises boundary  Threatened/priority ecological community and threatened fauna identified surrounding the premises.  Geomorphic wetlands located ~ 320m west of the premises boundary  DBCA land tenure located ~200m west of the premises boundary.	Refer to Section 3.1	C = Major L = Unlikely <b>Medium Risk</b>	Yes	Condition 1, 3, 6, 8 and 15 <b>Condition 7</b>	The Delegated Officer considers that the Applicant's proposed controls for fire/smoke are likely to be sufficient with additional regulatory controls to mitigate potential emissions.
	Dust	Air/windborne pathway causing impacts to health and amenity	Residential properties located ~25 m northeast from premises boundary  Commercial properties located ~ 20 m north of the premises boundary Threatened/priority ecological community and threatened fauna identified surrounding the premises.  Geomorphic wetlands located ~ 320m west of the premises boundary  DBCA land tenure located ~200m west of the premises boundary	Refer to Section 3.1	C = Slight L = Unlikely <b>Low Risk</b>	Yes	Conditions 3 and 9,	The Delegated Officer considers dust emissions associated with the acceptance and storage of mattresses can be adequately regulated by the general provisions of the EP Act.

Risk Event					Risk rating <sup>1</sup>	Licence Holder's controls sufficient?	Conditions <sup>2</sup> of licence	Justification for additional regulatory controls
Source/Activities	Potential emission	Potential pathways and impact	Receptors	Licence Holder's controls	C = consequence L = likelihood			
Acceptance and storage of mattresses	Noise	Air/windborne pathway causing impacts to health and amenity	Residential properties located ~25 m northeast from premises boundary  Commercial properties located ~ 20 m north of the premises boundary Threatened/priority ecological community and threatened fauna identified surrounding the premises.  Geomorphic wetlands located ~ 320m west of the premises boundary  DBCA land tenure located ~200m west of the premises boundary	Refer to Section 3.1	C = Slight L = Unlikely <b>Low Risk</b>	Yes	N/A	The Delegated Officer considers noise emissions associated with the acceptance and storage of mattresses can be sufficiently managed through the <i>Environmental Protection (Noise) Regulations 1997</i> .
	Fire/smoke	Air/windborne pathway causing impacts to health and amenity	Residential properties located ~25 m northeast from premises boundary  Commercial properties located ~ 20 m north of the premises boundary Threatened/priority ecological community and threatened fauna identified surrounding the premises.  Geomorphic wetlands located ~ 320m west of the premises boundary  DBCA land tenure located ~200m west of the premises boundary.	Refer to Section 3.1	C = Major L = Unlikely <b>Medium Risk</b>	Yes	Conditions 1, 3, 6, 8 and 15 <b><u>Condition 7</u></b>	The Delegated Officer considers that the Applicant's proposed controls for fire/smoke are likely to be sufficient with additional regulatory controls to mitigate potential emissions.

Risk Event					Risk rating <sup>1</sup>	Licence Holder's controls sufficient?	Conditions <sup>2</sup> of licence	Justification for additional regulatory controls
Source/Activities	Potential emission	Potential pathways and impact	Receptors	Licence Holder's controls	C = consequence L = likelihood			
Acceptance and storage of mattresses	Leachate	Overland runoff potentially causing ecosystem disturbance or impacting stormwater quality  Seepage into underlying soils causing localised contamination.	Underlying groundwater of the Cockburn Groundwater Area  Threatened/priority ecological community buffers and threatened fauna surrounding the Premises.	Refer to Section 3.1	C = Minor L = Unlikely <b>Medium Risk</b>	Yes	Condition 1 and 3,	The Delegated Officer considers that the Applicant's proposed controls and the current conditions within the existing licence are likely to be sufficient at mitigating emissions from leachates.
	Firewater	Infiltration into groundwater potentially causing ecosystem disturbance or impacting groundwater quality.	Geomorphic wetlands located ~ 320m west of the premises boundary  DBCA land tenure located ~200m west of the premises boundary	Refer to Section 3.1	C = Moderate L = Unlikely <b>Medium Risk</b>	Yes	Condition 1,3, 15,16 and 17	The Delegated Officer considers that the Applicant's proposed controls and the current conditions within the existing licence are likely to be sufficient at mitigating emissions from fire water.

Note 1: Consequence ratings, likelihood ratings and risk descriptions are detailed in the *Guideline: Risk assessments* (DWER 2020).

Note 2: Proposed Licence Holder's controls are depicted by standard text. **Bold and underline text** depicts additional regulatory controls imposed by department.

## 4. Consultation

Table 4 provides a summary of the consultation undertaken by the department.

**Table 4: Consultation**

Consultation method	Comments received	Department response
Licence Holder was provided with draft amendment on 20/09/2023	Refer to Appendix 1	Refer to Appendix 1

## 5. Conclusion

Based on the assessment in this Amendment Report, the Delegated Officer has determined that a Revised Licence will be granted, subject to conditions commensurate with the determined controls and necessary for administration and reporting requirements.

### 5.1 Summary of amendments

Table 5 provides a summary of the proposed amendments and will act as record of implemented changes. All proposed changes have been incorporated into the Revised Licence as part of the amendment process.

**Table 5: Summary of licence amendments**

Condition no.	Proposed amendments
Cover page	Updated the category 62- solid waste depot throughput capacity from 50,000 tonnes to 40,400 tonnes per annually. Removed Category 61 – Liquid waste facility throughput from Licence and incorporate that throughput capacity to category 62
Condition 1	Update to waste acceptance table to current licence format Inclusion of acceptable limit/specification of hazardous waste, waste oil and E-Waste.
Condition 3	Inclusion of process limit of hazardous waste E-Waste, waste oil and mattresses into Table 2: waste processing Notes added to table for additional requirements for the acceptance, handling, storage and transport of dangerous goods, household hazardous waste program, paintback scheme and e-waste.
Condition 7	Inclusion of condition 7 under the general site management to minimise the fire risk due to the household hazardous waste
Condition 12	Updated to current format.
Condition 17	Redundant condition. Updated to current format.
Condition 27	Added hazardous waste, waste oil and E-waste to the Table 6: Waste accepted onto the premises
Condition 28	Updated the Table 7: Waste removed from the premises
Condition 34	Condition wording updated to current format
Condition 35	Condition wording updated to current format

Condition 37	Condition wording updated to current format
Table 13: Definition	Added new definition for e-waste and hazardous Waste
Schedule 1:	Added new map which shown prescribed premises boundary (Figure 1)

## References

1. Department of Environment Regulation (DER) 2015, *Guidance Statement: Setting Conditions*, Perth, Western Australia.
2. Department of Water and Environmental Regulation (DWER) 2020, *Guideline: Environmental Siting*, Perth, Western Australia.
3. DWER 2020, *Guideline: Risk Assessments*, Perth, Western Australia.

## Appendix 1: Summary of Licence Holder's comments on risk assessment and draft conditions

Condition	Summary of Licence Holder's comment	Department's response
N/A	Licence Holder requested to update the registered business address in the cover page of the Licence	Administrative error. The Delegated Officer updated the registered business address as requested.
Condition 1 Table 1	Licence Holder requested to increase waste acceptance limit for Inert waste type 1 up to 20,000 tonnes and Inert waste type 2 up to 20,000 tonnes per annually.	The Delegated Officer agreed to increase the waste acceptance limit as requested. The increased waste acceptance did not increase the assessed risk.
	Licence Holder requested to increase waste acceptance limit for Waste oil up to 50 tonnes and hazardous waste used batteries up to 50 tonnes per annually	



## Appendix 2: Application validation summary

SECTION 1: APPLICATION SUMMARY					
<b>Application type</b>					
Works approval	<input type="checkbox"/>				
Licence	<input type="checkbox"/>	Relevant works approval number:		None	<input type="checkbox"/>
		Has the works approval been complied with?	Yes <input type="checkbox"/>		No <input type="checkbox"/>
		Has time limited operations under the works approval demonstrated acceptable operations?	Yes <input type="checkbox"/>		No <input type="checkbox"/>
		Environmental Compliance Report / Critical Containment Infrastructure Report submitted?	Yes <input type="checkbox"/>		No <input type="checkbox"/>
		Date Report received:			
Renewal	<input type="checkbox"/>	Current licence number:			
Amendment to works approval	<input type="checkbox"/>	Current works approval number:			
Amendment to licence	<input checked="" type="checkbox"/>	Current licence number:	L9159/2018/2		
		Relevant works approval number:		N/A	<input type="checkbox"/>
Registration	<input type="checkbox"/>	Current works approval number:		None	<input type="checkbox"/>
Date application received	28/2/2023				
<b>Applicant and Premises details</b>					
Applicant name/s (full legal name/s)	City of Cockburn				
Premises name	Henderson Waste Recovery Part				
Premises location	Lot 202 on deposited plan 6044, Lot 2 on Diagram 17998 and Lot 233 on deposited plan 226117; 920 Rockingham Road, Wattleup 6166				
Local Government Authority	City of Cockburn				
<b>Application documents</b>					
HPCM file reference number:	DER2018/001433~13				
Key application documents (additional to application form):	Attachment 6B: Wastes permitted under the Household Hazardous Waste program				
<b>Scope of application/assessment</b>					
Summary of proposed activities or changes to existing operations.	<p><i>Licence amendment</i></p> <p>To include all HHW streams they are accepting into their already licenced HHW storage area.</p>				

Category number/s (activities that cause the premises to become prescribed premises)

Table 1: Prescribed premises categories

Prescribed premises category and description	Assessed production or design capacity
Category 61: Liquid waste facility	120 tonnes per annual period.
Category 61A: Solid waste facility	15,000 tonnes per annual period
Category 62: Solid waste depot	50,000 tonnes per annual period
Category 63: Class I inert landfill site	15,000 tonnes per annual period
Category 64: Class II or III putrescible landfill site	200,000 tonnes per annual period

Legislative context and other approvals

Has the applicant referred, or do they intend to refer, their proposal to the EPA under Part IV of the EP Act as a significant proposal?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	N/A
Does the applicant hold any existing Part IV Ministerial Statements relevant to the application?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	N/A
Has the proposal been referred and/or assessed under the EPBC Act?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	N/A
Has the applicant demonstrated occupancy (proof of occupier status)?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	N/A
Has the applicant obtained all relevant planning approvals?	Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>	N/A
Has the applicant applied for, or have an existing EP Act clearing permit in relation to this proposal?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	No clearing is proposed.
Has the applicant applied for, or have an existing CAWS Act clearing licence in relation to this proposal?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	No clearing is proposed.
Has the applicant applied for, or have an existing RIWI Act licence or permit in relation to this proposal?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Licence / permit not required.

Does the proposal involve a discharge of waste into a designated area (as defined in section 57 of the EP Act)?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Name: Cockburn Groundwater Area Type: Proclaimed Groundwater Area Has Regulatory Services (Water) been consulted? Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/> Regional office: Swan Avon/ Kwinana Peel
Is the Premises situated in a Public Drinking Water Source Area (PDWSA)?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	N/A
Is the Premises subject to any other Acts or subsidiary regulations (e.g. <i>Dangerous Goods Safety Act 2004, Environmental Protection (Controlled Waste) Regulations 2004, State Agreement Act xxx</i> )	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	RIWI – Ground water Areas GAZ– Name -Cockburn Groundwater Area GAZ Date - Jun 29, 1988 12:00 AM
Is the Premises within an Environmental Protection Policy (EPP) Area?	Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/>	Kwinana EPP Area
Is the Premises subject to any EPP requirements?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	N/A
Is the Premises a known or suspected contaminated site under the <i>Contaminated Sites Act 2003</i> ?	Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/>	Classification – Possibly contaminated- Investigation required.