



Application for Licence Amendment

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

Licence Number	L9162/2018/1
Licence Holder	The Valleys Bullsbrook Pty Ltd
ACN	636 954 357
File Number	DER2018/001457
Premises	<p>The Valleys Bullsbrook</p> <p>2510 Great Northern Highway, Lot 2792 and 1288 Taylor Road, and Lot 834 Hurd Road</p> <p>BULLSBROOK WA 6084</p> <p>Legal description –</p> <p>Part of Lot 834 on Deposited Plan 246328, Part of Lot 1288 on Deposited Plan 247994 and Part of Lot 2792 on Deposited Plan 253699</p> <p>Certificate of Title Volume 2997 Folio 448</p> <p>As defined by the premises map in Schedule 1 of the Revised Licence</p>
Date of Report	12 October 2021
Proposed Decision	Revised licence granted

MANAGER WASTE INDUSTRIES REGULATORY SERVICES

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

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1. Decision summary

The Delegated Officer has determined to make amendments to Licence L9162/2018/1. The amendments are administrative in nature, therefore they do not alter the risk profile of the Premises providing that activities, emissions and receptors as stated in existing approvals remain unchanged.

This Amendment Report documents the amendments made pursuant to section 59 and 59(B) of the *Environmental Protection Act 1986* (EP Act).

The decision report for the existing Licence will remain on the department's website for future reference and will act as a record of the department's decision making.

2. Scope of assessment

2.1 Regulatory framework

In amending 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>.

2.2 Application summary

Licence L9162/2018/1 is held by The Valleys Bullsbrook (Licence Holder) for The Valleys Bullsbrook (the Premises), located at Part Lot 834 on Deposited Plan 246328, Part Lot 1288 on Deposited Plan 247994 and Part Lot 2792 on Deposited Plan 253699, Bullsbrook.

The Premises relates to the categories and the assessed design capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in existing Licence L9162/2018/1.

On 24 September 2021, the Licence Holder submitted an application to the department to amend Licence L9162/2018/1 under section 59B of the Environmental Protection Act 1986 (EP Act). The amendment is limited only to extending licence expiry date.

The licence expiry date is being extended for 24 months to allow sufficient time for the Licence Holder to develop a landfill closure plan for submission to the department. The expiry date will be changed from 22 October 2021 to 22 October 2023.

With the exception of final closure of the landfill, the Licence Holder is intending to cease all prescribed activities at the premises from 22 October 2021. Waste acceptance has already ceased at the Premises, however a small stockpile of construction and demolition waste (C&D waste) remains and requires processing into saleable product.

3. Consultation

The Licence Holder was provided with the draft Amendment Report on 7 October 2021. On 8 October 2021 the Licence Holder waived the comment period.

4. Conclusion

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

As the amendment to the expiry date is occurring due to the impending closure of a landfill at the Premises, the Delegated Officer has also determined to specify conditions requiring the submission of a Landfill Closure and Post-Closure Management Plan to the department. The plan will require submission by 23 October 2022, as this provides the licence holder with a year to design and finalise the plan, while also providing the department sufficient time for assessment and any subsequent actions or applications that may be required.

4.1 Summary of amendments

Table 1 below provides a summary of the proposed amendments and will act as a record of implemented changes. All proposed changes have been incorporated into the Revised Licence as part of the amendment process.

Table 1: Summary of licence amendments

Condition no.	Proposed amendments
Duration	The licence expiry date was changed from: <i>22/10/2021</i> to <i>22/10/2023</i>
3	A condition requiring submission of a Landfill Closure and Post-Closure Management Plan by 31 October 2022 was added as follows: <i>The licence holder must prepare and submit to the CEO by 31 October 2022, a Landfill Closure and Post-Closure Management Plan</i>
4	A condition specifying the minimum information requirements for the Landfill Closure and Post-Closure Management Plan was added as follows: <i>The Landfill Closure and Post-Closure Management Plan required by condition 3, must include as a minimum the following:</i> <i>(a) the proposed landuse for the premises following closure and rehabilitation. Where multiple uses are planned, these should be documented, including at a minimum the proposed use above the landfill area;</i> <i>(b) the scope and associated timings of site preparation and rehabilitation works to be undertaken, including any construction quality assurance measures employed;</i> <i>(c) details of the final surface profile design of the landfill, including the expected degree of settlement based on compaction rates within the landfill. This should include the final landform and surface contours (pre and post-settlement) of the landfill and a discussion on the final landform in the context of surrounding topography.</i> <i>(d) a description of materials to be used for rehabilitation of the landfill including, where relevant, if processed materials remaining on the premises will be used;</i> <i>(e) details of the proposed landfill cap design, including the type and thickness of materials proposed for use;</i> <i>(f) details on any proposed post-closure monitoring and aftercare management; and</i> <i>(g) a post-closure risk assessment for potential emissions and a conceptual site model which considers future potential source-pathway-receptor linkages.</i>

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.