



Application for Licence Amendment

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

Licence Number	L9212/2019/1
Licence Holder	Washington's Earthmoving Pty Ltd
ACN	112 655 099
File Number	DER2019/000366
Premises	Rock 'N Rubble Solutions 11 and 13 Keates Road ARMADALE WA 6112 Legal description – Lot 255 on Deposited Plan 57226 Certificate of Title Volume 2712 Folio 193 and Lot 254 on Deposited Plan 57226 Certificate of Title Volume 2712 Folio 192 As defined by the Premises maps attached to the Revised Licence
Date of Report	28 June 2024
Proposed Decision	Revised licence granted

A/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 L9212/2019/1. 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 L9212/2019/1 is held by Washington's Earthmoving Pty Ltd (Licence Holder) for Rock 'N Rubble Solutions (the Premises), located at 11 and 13 Keates Road, Armadale WA.

The Premises relates to the categories and the assessed production/design capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in existing Licence L9212/2019/1 and outlined in Table 1 below.

Table 1: Assessed production / design capacity

Prescribed Premises category description (Schedule 1, <i>Environmental Protection Regulations 1987</i>)	Assessed 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.	50,000 tonnes per annual period (combined total with Category 13 production)
Category 13: Crushing of building material: premises on which waste building or demolition material (for example, bricks, stones or concrete) is crushed or cleaned.	50,000 tonnes per annual period (combined total with Category 12 production)
Category 62: Solid waste depot: premises on which waste is stored, or sorted, pending final disposal or re-use.	50,000 tonnes per annual period

On 22 May 2024, the Licence Holder submitted an application to the department to amend Licence L9212/2019/1 under section 59B of the *Environmental Protection Act 1986* (EP Act). The amendment is limited only to updating the premises address, the Licence Holder's registered business address, the premises maps, infrastructure and equipment and reporting requirements.

Licence L9212/2019/1 currently applies to 13 Keates Road, Armadale. The licence holder has acquired the neighbouring lot at 11 Keates Road and plans to expand the prescribed premises

activities into the new lot. This requires an amendment to the current premises address and boundary, and therefore the premises map. The expansion into the new lot will require the removal of the existing southern boundary wall and the eastern wall of one of the storage bays. A new boundary wall will be constructed around 11 Keates Rd. This requires the amendment of infrastructure and equipment conditions to reflect changes to boundary walls and storage bays.

The new lot will only be used for the storage of raw and processed material. All processing will still be undertaken in the processing sheds 1 and 2. As there will be no change to existing activities, minimal changes in distance to sensitive receptors, and there are no complaints recorded within DWER's Incident Complaints Management System for the current facility, the same controls will remain in place.

During validation it was identified that the registered business address has changed. The registered business address on the licence will also be updated as part of the amendment.

3. Consultation

The Licence Holder was provided with the draft Amendment Report on 26 June 2024. The Licence Holder responded on 27 June 2024 confirming changes to the licence and waiving 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.

4.1 Summary of amendments

Table 2 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 2: Summary of licence amendments

Condition no.	Proposed amendments
Cover page	Registered business address has been changed from: 12 McNabb Place LESMURDIE WA 6076 to: 28 Nelson Crescent LESMURDIE WA 6076
Cover page	Premises details have been changed to incorporate the new address.
Explanatory notes	Deleted. This guidance is available in the department's Guideline: Industry Regulation Guide to Licensing (June 2019).
History	Added to licence.
Condition 1 –	Deleted. This condition is considered to unnecessarily duplicate the

Condition no.	Proposed amendments
Emissions (now removed)	legislation.
Condition 9, Table 4, Rows 5 and 6 (now Condition 8, Table 3, Row 5)	<p>Storage Bay 1 has been deleted as this will be removed during construction works to install the new boundary wall.</p> <p>Storage Bays 2 to 5 has been amended to say Storage Bays.</p> <p>Reference to three sided concrete bunkers has been amended to say concrete bunkers.</p>
Condition 31 (now removed)	The report required by this condition has since been submitted therefore this condition is no longer required.
Condition 35 (now 33)	This condition has been amended to reflect the biennial reporting requirements in accordance with the <i>Notice of amendment and schedule of licences with amended reporting conditions (2022)</i> .
Schedule 1, Figure 1	Premises map updated to show the new premises boundary.
Schedule 1, Figure 2	Map of infrastructure and equipment updated to show new layout of boundary walls and storage bays.
Schedule 2, Table 8	Updated references to Storage Bays.

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.

