



## Application for Licence Amendment

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

---

<b>Licence Number</b>	L9304/2021/1
<b>Licence Holder</b>	Shire of Ashburton
<b>File Number</b>	DER2021/000287
<b>Premises</b>	<p>Pilbara Regional Waste Management Facility</p> <p>Legal description –</p> <p>Lot 550 and Lot 551 on Plan 414367, being Reserve 53324 Onslow Road</p> <p>TALANDJI WA 53354</p> <p>Certificate of Title: Volume LR3169, Folio 963</p> <p>As defined by the premises maps attached to the amended licence</p>
<b>Date of Report</b>	3 February 2025
<b>Decision</b>	Revised licence granted

#### **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>1</b>
<b>2. Scope of assessment</b> .....	<b>1</b>
2.1 Regulatory framework .....	1
2.2 Application summary .....	1
<b>3. Consultation</b> .....	<b>2</b>
<b>4. Conclusion</b> .....	<b>3</b>
4.1 Summary of amendments.....	3
<b>References</b> .....	<b>3</b>

## 1. Decision summary

The Delegated Officer has determined to make amendments to Licence L9304/2021/1. 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 L9304/2021/1 is held by the Shire of Ashburton (licence holder) for the Pilbara Regional Waste Management Facility (the Premises), located on Lot 550 and Lot 551 on Plan 414367, being Reserve 53324 Onslow Road, Talandji.

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 L9304/2021/1.

On 27 October 2024, the licence holder applied to the department to amend licence L9304/2021/1 under section 59B of the *Environmental Protection Act 1986* (EP Act). The amendment is limited only to an amendment of the prescribed premises boundary to reflect the subdivision of the parent lots to create industrial leaseholds.

On 7 October 2024, a request for information was issued to the licence holder for additional detail on the proposed premises boundary, and the alignment of the 1.8 m high security fence (with 600 mm overhang and skirt) required to be installed around the entire premises under the existing licence.

On 1 November 2024, the licence holder provided the department with an infrastructure map depicting the alignment of the required fence. The licence holder advised that the current fence meets the requirements of the licence and follows the current operational footprint of the premises (i.e., not the prescribed premises boundary) as a portion of the premises is still undeveloped. The fencing will be extended as the operational footprint expands, as required.

### 3. Consultation

Table 1 provides a summary of the consultation undertaken by the department as part of application assessment.

**Table 1: Consultation.**

Consultation method	Comments received	Department response
Department of Mines, Industry Regulation and Safety (DMIRS) advised of proposal on 12 December 2024	DMIRS replied on 13 January 2025 stating/advising that:  <i>“After reviewing the application, DEMIRS notes that, as this works approval does not pertain to Mining Act tenure and is not regulated under the Mining Act, we have no comments to provide on this application.”</i>	Noted.
Department of Planning, lands, and Heritage (DPLH) advised of proposal on 12 December 2024	DPLH responded on 23 December 2024 advising that:  <i>“The Department of Planning, Lands and Heritage has considered the proposal and has no objections to the license being amended.”</i>	Noted.
Licence Holder was provided with draft amendment on 13 January 2025	No comment on the prescribed boundary adjustment accompanied with a request that DWER incorporate premises Time Limited Operations Licence Amendment in line with Condition 07 of Works Approval W6799/2023/1 into the current draft licence amendment.	Noted.  To transition a premises from operating new infrastructure under time limited options to operating under a revised licence, DWER will need to conduct a comprehensive risk assessment on the suitability of time limited operational conditions for ongoing operations, prior to these being transferred onto the licence.  Due to the extensive nature of the proposed additions at this late stage of the current licence amendment assessment, the department will not be able to process the incorporation of time limited operations to operations under licence through this amendment application.  The Delegated Officer advises to submit a separate amendment application to incorporate these changes into conditions on licence L9304/2021/1.

## 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 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.

In addition to the requested amendment to the prescribed premises boundary, the Delegated officer has also incorporated a previously endorsed request to extend the submission deadline for the Landfill Gas Management and Risk Management Plan required under Condition 40 of the existing licence by 12 months. The agreed submission date is now 22 December 2025.

**Table 2: Summary of licence amendments.**

Condition no.	Proposed amendments
Condition 40	The licence holder must submit to the CEO by <b>22 December 2025</b> , or at another time as agreed with the CEO, a consolidated Landfill Gas Management Plan and Risk Assessment including but not limited to:...
Schedule 1 - Premises maps	New maps inserted to reflect change to premises alignment (Figure 1, Figure 2, and Figure 3)

## 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.*
4. *Environmental Protection Authority (EPA) 2018, Environmental Impact Assessment (Part IV Divisions 1 and 2) Procedures Manual, Environmental Protection Authority, Perth, WA.*
5. *Snooks & Co 2002, Style Manual for Authors, 6th Edn, John Wiley & Sons Australia Ltd, Brisbane.*