



Application for Licence

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

Licence Number	L9431/2024/1
Applicant	RPS Recycling Pty Ltd
ACN	624 333 339
File number	DER2024/000003
Premises	RPS Metal's 48 Kelvin Road, MADDINGTON WA 6109 Legal description - Lot 280 on Deposited Plan 3357 As defined by the coordinates in Schedule 2
Date of report	6 January 2025
Decision	Licence granted

Abbie Crawford
A/Senior Manager, Waste Industries

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

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1. Decision summary

This decision report documents the assessment of potential risks to the environment and public health from emissions and discharges during operation of the premises. As a result of this assessment, licence L9431/2024/1 has been granted.

2. Scope of assessment

2.1 Regulatory framework

In completing the assessment documented in this decision report, the Department of Water and Environmental Regulation (the department; DWER) 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 and overview of premises

RPS Recycling Pty Ltd (RPS) is currently operating a scrap metal recycling facility on Lot 280, 48 Kelvin road in Maddington. On 7 January 2024, RPS Recycling Pty Ltd submitted an application for a licence to the department under section 57 of the *Environmental Protection Act 1986* (EP Act). As a works approval had not been sought prior to moving shearing and baling infrastructure to the lot; the application is to authorise the ongoing operation of a category 47 scrap metal recycling facility.

The premises is in an industrial zoned area within the City of Gosnells. Bickley Brook runs across the north and north-eastern border of the premises and drains into the Canning River. The northern boundary of the premises is fenced along Bickley Brook, over half of this fenced area is further separated by non-combustible separation walls.

The closest residential premises is located 280 m north-east of the premises boundary in Kenwick, and 360 m south of premises in Maddington. Lot 280 (the premises) and the adjacent lot directly south-west of the lot (Lot 281) were previously held by M8 Sustainable Ltd. As of 29 September 2023, M8 Sustainable Ltd now only leases Lot 281. Construction and demolition waste (C&D waste) was previously stockpiled on Lot 280 and has since been removed from the premises.

The application was also informed by a site visit on the 20 March 2024. It is noted by the applicant that the lot area of Lots 280 and 281 may be adjusted in the future. This would require a licence amendment to reflect any occupier changes.

The RPS's facility accepts ferrous and non-ferrous scrap metals consisting of; depolluted car bodies, industrial scrap, metal packaging materials, mixed metal scrap, copper and aluminium electrical conductors. The infrastructure in use at the facility is:

- A shearer baler
- A light gauge baler
- A wheeled excavator
- Container tipper
- Weighbridge (located on Lot 281)
- Stormwater evaporation pond (located on Lot 281)

The premises relates to the category and assessed production capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in licence L9431/2024/1. The infrastructure and equipment relating to the premises category and any associated activities which the department has considered in line with *Guideline: Risk*

Assessments (DWER 2020) are outlined in licence L9431/2024/1.

2.2.1 Shared infrastructure

The adjacent premises, (M8 Sustainable L7845/2003/6) on Lot 281 on Deposited plan 3357, 42 Kelvin road is also a scrap material recycling facility. Access to Lot 280 is through 42 Kelvin road. The licence holder of Lot 280 (RPS) and the licence holder of lot 281 (M8 Sustainable) share the following infrastructure (shown in Figure 1 below):

- Weighbridge and wheel washing facility
- Entrance gate and perimeter fencing
- Signage (detailing waste acceptance, operating times and site contact details)
- Stormwater pond
- Fire management equipment (mobile water truck/cart)
- Lot 281 and 280 boundary markers

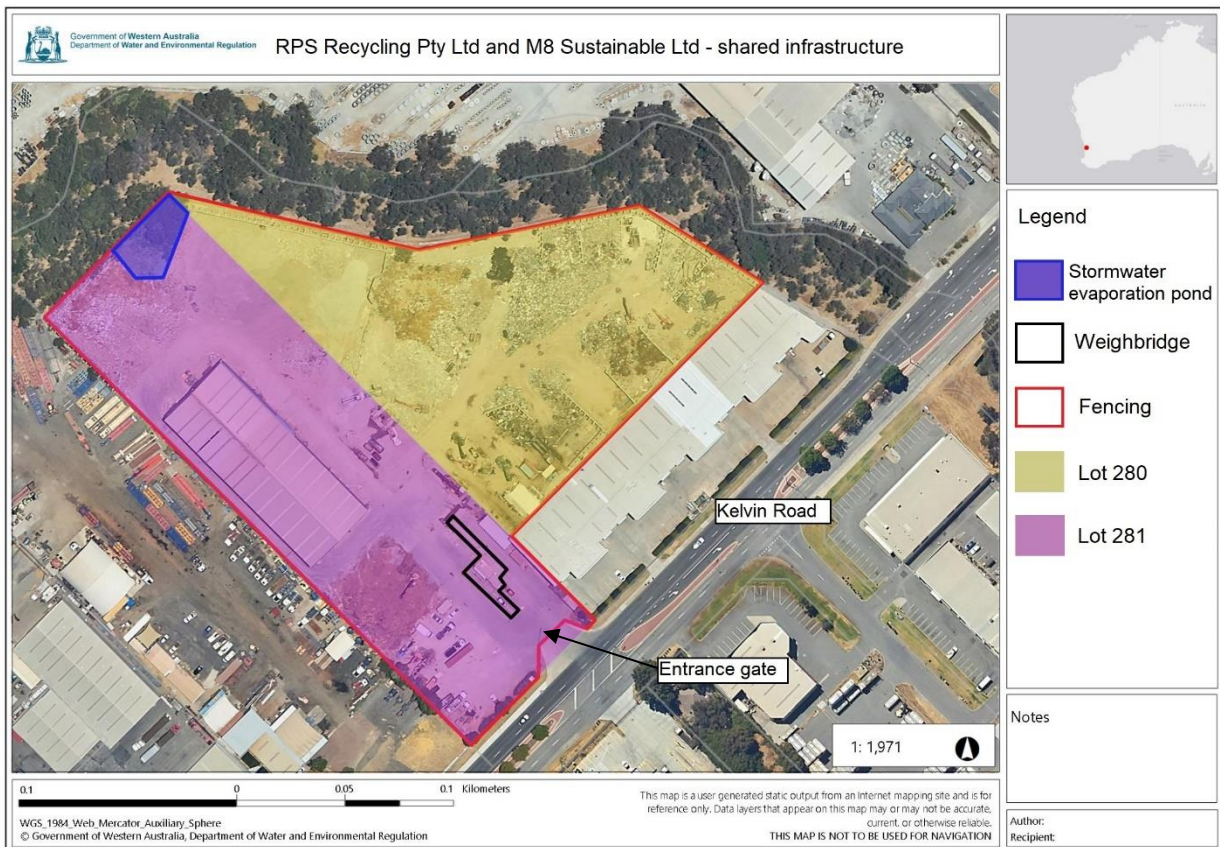


Figure 1: Shared infrastructure of Lots 280 and 281

Lot 281 has a stormwater pond which the premises share. The licence holder has stated that the premises area is graded towards the stormwater pond. Stormwater drains over the compacted limestone layer on Lot 280 (the premises) to the stormwater pond on Lot 281.. Monitoring of this pond is conditioned under licence L7845/2003/6. The department has sighted an agreement between the licence holder and M8 Sustainable which notes that RPS is permitted to discharge stormwater to the stormwater pond on the M8 Sustainable premises, and both parties will share maintenance and monitoring costs of the stormwater monitoring pond.

As part of works to upgrade stormwater management on the M8 Sustainable and RPS premises,

a stormwater management plan was submitted to the department on the 03 December 2024, which included 6 metre swales on the northern boundary of the premises.

2.2.2 Construction work

Ongoing work to increase the production capacity and efficiency of the scrap metal recycling activities is planned for the premises. An additional shearer baler and supporting infrastructure, is expected to be purchased and installed within a year of licence commencement. A concrete hardstand is planned to be gradually constructed around the perimeter of the premises. Currently there are concreted hardstand areas where the shearer baler and the light gauge baler operate. Figure 2 below shows the premises map with all planned works completed and the area the additional shearer baler is to be installed.

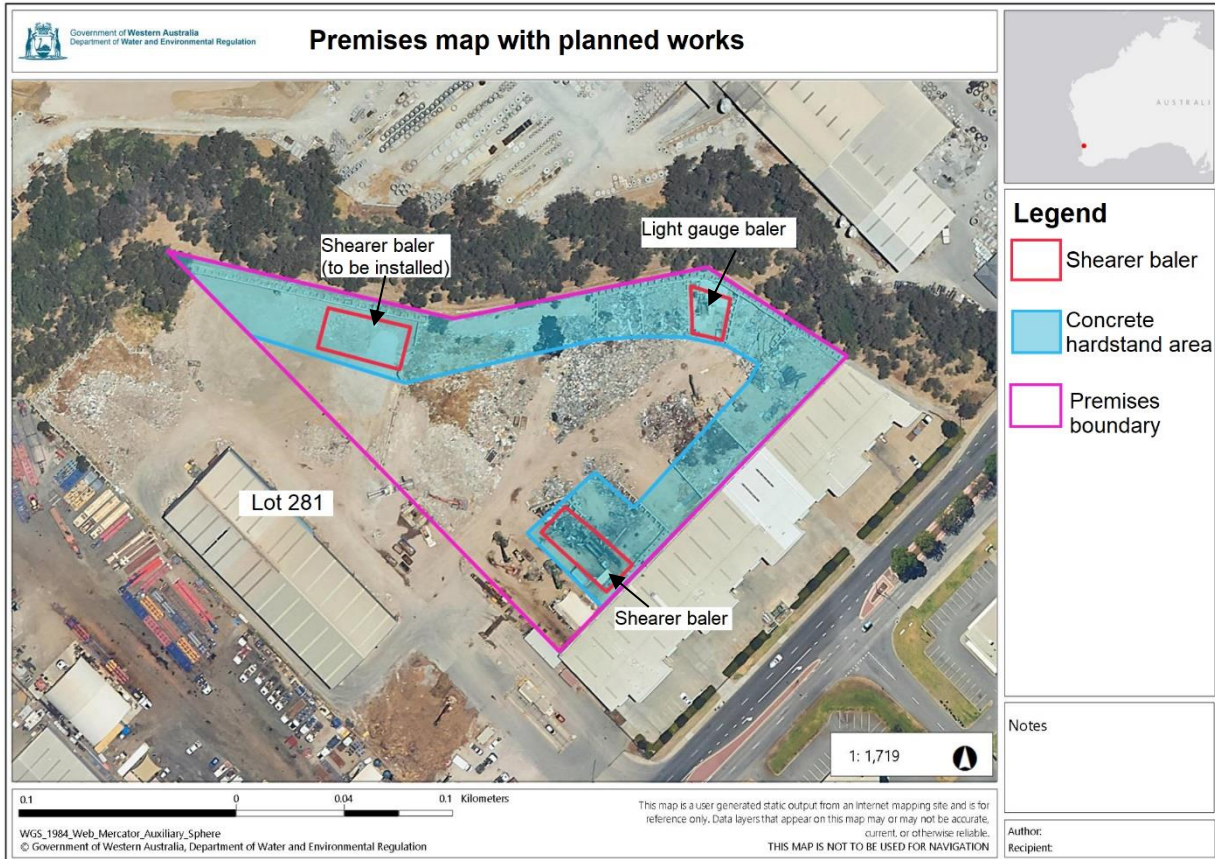


Figure 2: Site arrangement after completion of planned works

An acoustic assessment will be provided upon completion of the shearer baler installation to ensure that activities fall within the noise regulations. The applicant has provided a Fire and Emergency Management Plan (FEMP) for the premises which will also be updated to include the additional infrastructure and any changes upon construction.

2.3 Contaminated Sites Act 2003

In February 2018 the premises was reported under the *Contaminated Sites Act 2003* (CS Act) due to the site receiving crates of clay crucibles for storage, which contained soluble lead, a non-conforming waste. The clay crucibles were received in July 2017 and an Environmental Protection Notice (EPN, CEO 2953/17) was issued by DWER on 9 December 2017 requiring the lead crucibles and underlying impacted soil to be removed. The removal of the lead crucibles and underlying soil was completed in October 2018 in accordance with a Remedial Action Plan prepared in line with the EPN.

In February 2019, DWER received a Site Remediation and Validation Report for the remediation of the impacted area. However, a groundwater assessment had not been undertaken and the validation sampling undertaken was insufficient. The Site was classified under the CS Act as 'possibly contaminated – investigation required' in March 2019, requiring the preparation of a Detailed Site Investigation (DSI). DWER received the DSI for the premises on 20 May 2024. The DSI recommended no further remediation works and re-classification of the site under the CS Act to 'remediated for restricted use'.

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 construction / operation which have been considered in this decision report are detailed in Table 1 below. Table 1 also details the control measures the applicant has proposed to assist in controlling these emissions, where necessary.

Table 1: Proposed applicant controls

Emission	Sources	Potential pathways	Proposed controls
Construction			
Dust	Construction of hardstands, roads	Air/windborne pathway causing impacts to health and amenity	<ul style="list-style-type: none"> Wheel washing facility at weighbridge All vehicles to comply with sign posted speed limit of 10 km per hour on site Mobile water cart to be maintained on site to wet down site surfaces and stockpiles
Noise	Vehicle movements and operation of heavy machinery		<ul style="list-style-type: none"> Operations are only permitted between 07:00 to 17:00 on weekdays, and reduced hours on weekends and public holidays Comply with <i>Environmental Protection (Noise)</i>

Emission	Sources	Potential pathways	Proposed controls
			<i>Regulations 1997</i>
Operation			
Dust	Acceptance of ferrous and non-ferrous scrap metal Shearing, baling and oxy-cutting of scrap metal	Air/windborne pathway causing impacts to health and amenity	<ul style="list-style-type: none"> Wheel washing facility at weighbridge All vehicles to comply with sign posted speed limit of 10 km per hour on site Mobile water cart to be maintained on site to wet down site surfaces and stockpiles Stockpiled materials cannot be higher than 8 m Trucks collecting product from the facility will have their loads covered
Asbestos fibres	Vehicle movements and operation of heavy machinery		<ul style="list-style-type: none"> None
Noise	Stockpiling of scrap metal		<ul style="list-style-type: none"> Operations are only permitted between 07:00 to 17:00 on weekdays, and reduced hours on weekends and public holidays Comply with <i>Environmental Protection (Noise) Regulations 1997</i> Acoustic assessment conducted upon the construction/installation of the shearer baler.
Odour	Shearing, baling and oxy-cutting of scrap metal	Air/windborne pathway causing impacts to health and amenity	<ul style="list-style-type: none"> Daily wetting down of stockpiled material Car bodies depolluted prior to being accepted onsite Car engines and material contaminated with oil not accepted.
Windblown waste	Lift-off from stockpiles and stored product	Air/windborne pathway causing impacts to health and amenity	<ul style="list-style-type: none"> Stockpiled materials cannot be higher than 8 m Fencing around the premises
Contaminated stormwater / firefighting water	Shearing, baling and oxy-cutting of scrap metal Stockpiling of scrap metal Fire on premises	Seepage to land causing impacts to groundwater and underlying soils Overland runoff into Bickley Brook impacting water quality	<ul style="list-style-type: none"> White goods not accepted Car engines and material contaminated with oil not accepted. Concrete hardstands areas for storage Spill kits maintained on site Stockpiled materials cannot be higher than 8 m Daily wetting down of stockpiled material Stormwater evaporation pond to capture

Emission	Sources	Potential pathways	Proposed controls
			surface water run-off <ul style="list-style-type: none"> Stormwater evaporation pond to be inspected on a weekly basis to ensure it is correctly operating Undertake soil sampling if/when contamination is discovered. Undertake sampling analysis from the stormwater evaporation pond Triannual grading of premises to ensure stormwater drains towards the stormwater evaporation pond.
Toxic gas/ smoke	Fire on premises	Air/windborne pathway causing impacts to health and amenity	<ul style="list-style-type: none"> Mobile water trucks and fire prevention and management equipment maintained on site Less than 100 tyres to be stored on site. Tyres from car bodies stored in steel cage in designated area before transfer offsite Signage at entrance of premises displaying hours of operation, prohibited materials, and indicating penalty for lighting fires Daily wetting down of stockpiled material Fencing around premises
Spills / leaks of hydrocarbons	Stockpiling of scrap metal	Seepage to land causing impacts to groundwater and underlying soils Overland runoff into Bickley Brook impacting water quality	<ul style="list-style-type: none"> Concrete hardstands areas for storage Spill kits located on premises to clean up spills Car engines and material contaminated with oil not accepted. Hydrocarbon-laden materials to be contained and transported to approved processing premises Car bodies depolluted prior to being accepted onsite

3.1.2 Receptors

In accordance with the *Guideline: Risk Assessment* (DWER 2020), the Delegated Officer has excluded the applicant’s employees, visitors, and contractors 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 and Figure 3 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
Residential premises	280 m north-west of the premises boundary 360 m south of the premises boundary 400 m south of the premises boundary
Industrial and commercial premises	Directly surrounding the premises
Environmental receptors	Distance from prescribed activity
Bickley Brook (drains into the Canning River) Resource enhancement wetland	Adjacent along the northern and north-east boundary of the premises
Underlying groundwater Proclaimed area (<i>RIWI Act 1911</i>) – Perth Groundwater Area	Depth to groundwater is approximately between 5 and 8 m bgl (Perth Groundwater Map) with groundwater flow to the west. There are 3 groundwater licenses within 500 m of the premises (north, north-east).
Threatened Ecological Communities (TECs) Banksia Woodlands of the Swan Coastal Plain	Approximately 1km east of the premises boundary
Threatened Fauna <ul style="list-style-type: none"> • <i>Zanda latirostris</i> – (Carnaby’s Cockatoo) • <i>Isoodon fusciventer</i> – (Southwestern brown bandicoot) • <i>Calyptorhynchus banksii naso</i> – (Forest red-tailed black cockatoo) 	Occurring within 1km of premises boundary

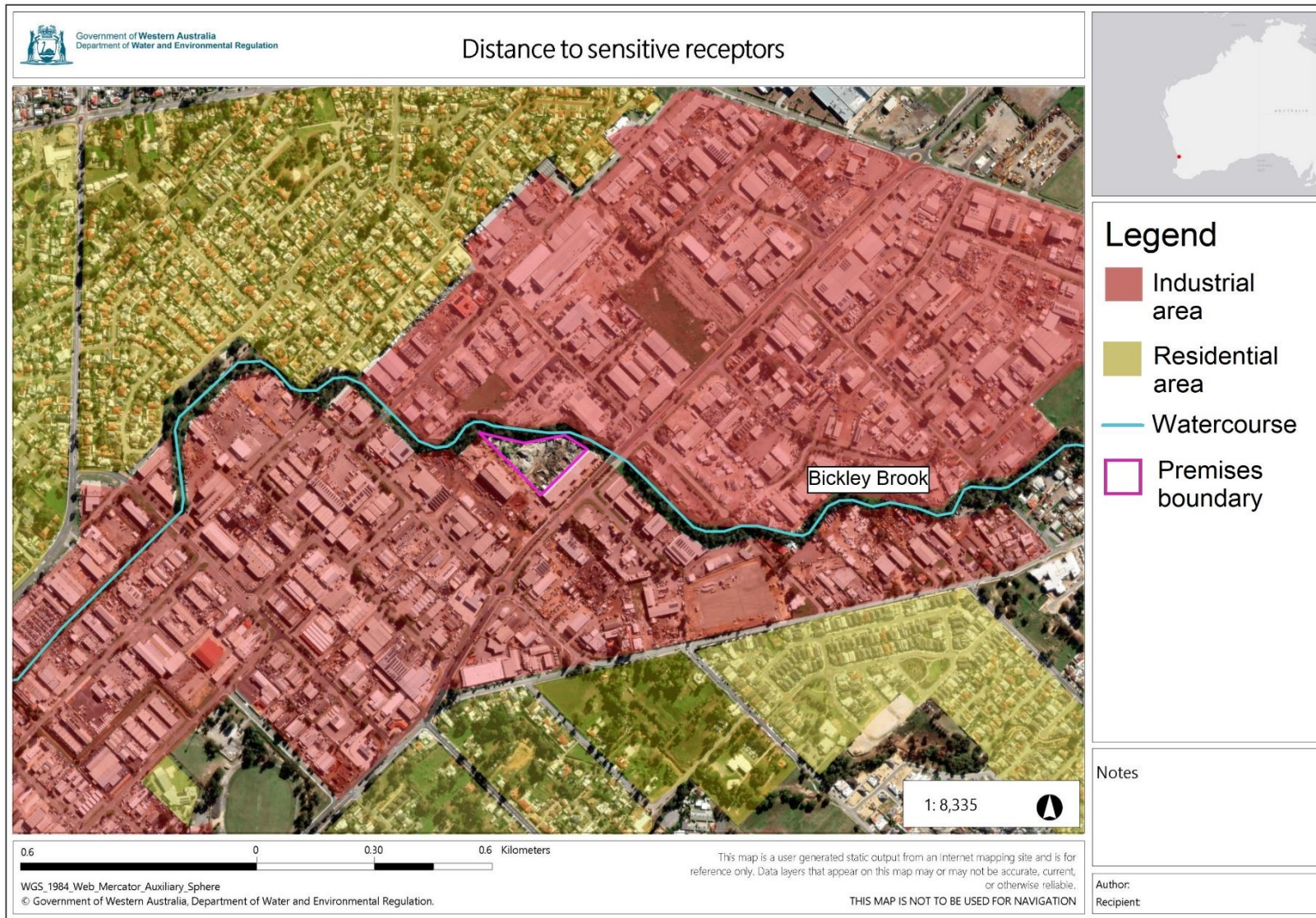


Figure 3: Distance to sensitive receptors

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IR-T13 Decision report template (short) v3.0 (May 2021)

3.2 Risk ratings

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

Where the applicant 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 applicant'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 applicant's controls are not deemed sufficient. Where this is the case the need for additional controls will be documented and justified in Table 3.

Licence L9431/2024/1 that accompanies this decision report authorises emissions associated with the operation of the premises i.e. category 47 scrap metal recycling activities.

The conditions in the issued licence, as outlined in Table 3 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 construction and operation

Risk events					Risk rating ¹	Applicant controls sufficient?	Conditions ² of licence	Justification for additional regulatory controls		
Sources / activities	Potential emission	Potential pathways and impact	Receptors	Applicant controls	C = consequence L = likelihood					
Construction										
Construction of hardstands and installation of shearer balers	Dust	Air / windborne pathway causing impacts to health and amenity	Residents 280 m north-west, 360 m south and 400 m south of the premises boundary Adjacent commercial and industrial premises	Refer to Section 3.1	C = Slight L = Unlikely Low Risk	Y	Condition 4	The delegated officer considers that the dust from the installation of the additional shearer baler and concrete hardstand can be adequately regulated by section 49 of the EP Act.		
Vehicle movements and operation of heavy machinery	Noise and vibration		Threatened ecological communities and fauna approximately 1km from premises boundary	Refer to Section 3.1	C = Slight L = Unlikely Low Risk	Y	N/A	The delegated officer considers that noise emissions generated by the construction and installation of the shearer baler and concrete hardstands can be adequately managed by the <i>Environmental Protection (Noise) Regulations 1997</i> .		
Operation										
Acceptance of ferrous and non-ferrous scrap metal	Dust	Air / windborne pathway causing impacts to health and amenity	Residents 280 m north-west, 360 m south and 400 m south of the premises boundary Adjacent commercial and industrial premises Threatened ecological communities and fauna approximately 1km from premises boundary	Refer to Section 3.1	C = Moderate L = Possible Medium Risk	N	Condition 4 Condition 16	A search of the department's incidents and complaints management system notes dust complaints for the premises in 2021 and 2023. General dust condition 16 has been added to support dust management.		
Shearing, baling and oxy-cutting of scrap metal	Asbestos fibres			Refer to Section 3.1	C = Severe L = Rare High Risk	N	Conditions 5, 6, 7, 8	The delegated officer considers the risk of receiving asbestos waste (e.g. brake pads) in waste accepted. Conditions 5, 6 and 7 have been added to ensure that waste is inspected prior to acceptance and to specify actions taken should waste contain or be suspected to contain asbestos.		
Vehicle movements and operation of heavy machinery	Noise and vibration			Refer to Section 3.1	C = Moderate L = Unlikely Medium Risk	N	Conditions 4, 10 Conditions 17, 18, 19, 20	An acoustic assessment was conducted for the premises with one shearer baler in operation and found noise levels were compliance with assigned levels in the <i>Environmental Protection (Noise) Regulations 1997</i> . Upon completion of the works and operation of the additional shearer baler, an acoustics assessment is to be conducted and provided to the department to ensure the new noise profile is in line with the <i>Environmental Protection (Noise) Regulations 1997</i> . The delegated officer notes that this licence does not permit the shredding of scrap metal, which would increase the noise profile of the premises.		
	Toxic smoke / gases / odour			Air / windborne pathway causing impacts to health and amenity	Residents 280 m north-west, 360 m south and 400 m south of the premises boundary Adjacent commercial and industrial premises	Refer to Section 3.1	C = Moderate L = Unlikely Medium Risk	N	Conditions 4, 5 Condition 8	The delegated officer notes that oil laden material will not be accepted, and car bodies are to be depolluted before shearing. The delegated officer also notes that oxy cutting will be conducted on the premises, and the proximity to receptors. Condition 8 has been added to ensure that oxy cutting activities are conducted in a manner that reduces odour risk and the emission of toxic smoke/gas.
	Contaminated stormwater Spills / leaks of hydrocarbons			Seepage to land causing impacts to groundwater and underlying soils Overland runoff into Bickley Brook impacting water quality	Threatened ecological communities and fauna approximately 1km from premises boundary Beneficial users of groundwater Bickley Brook	Refer to Section 3.1	C = Moderate L = Unlikely Medium Risk	N	Conditions 1, 4, 15 Conditions 11, 12, 14	The delegated officer notes that stormwater will be managed as per the agreement between the applicant and M8 Sustainable. The delegated officer generally finds the applicant controls sufficient, condition 14 has been added as a standard condition to prevent stormwater contamination. Conditions 11 and 12 have been included as standard conditions for the recovery of spills on site.
Stockpiling of scrap metal	Dust	Air/windborne pathway causing impacts to health and amenity	Residents 280 m north-west, 360 m south and 400 m south of the premises boundary Adjacent commercial and industrial premises	Refer to Section 3.1	C = Minor L = Unlikely Medium Risk	N	Conditions 4, 10 Conditions 7, 8, 16	A search of the department's incidents and complaints management system notes dust complaints for the premises in 2021 and 2023. The delegated officer has reinforced the applicant's controls and added controls to reduce the risk of dust; limiting stockpile dimensions and managing dust when dust arises.		
	Windblown waste	Air/windborne pathway causing impacts to health and amenity	Residents 280 m north-west, 360 m south and 400 m south of the premises boundary Adjacent commercial and industrial premises Beneficial users of groundwater	Refer to Section 3.1	C = Minor L = Unlikely Medium Risk	N	Condition 4 Conditions 9, 13	The delegated officer has reduced stockpile size to reduce the likelihood of any lift-off and notes existing fencing at the premises. The delegated officer also notes that the premises is not fenced along the south-east boundary with M8 Sustainable Ltd. Windblown waste may therefore move between the two premises with a possibility of migrating to Bickley Brook. Conditions 9 and 13 have been added to reduce this risk.		

Risk events					Risk rating ¹	Applicant controls sufficient?	Conditions ² of licence	Justification for additional regulatory controls
Sources / activities	Potential emission	Potential pathways and impact	Receptors	Applicant controls	C = consequence L = likelihood			
			Bickley Brook					
	Contaminated stormwater Spills leaks of hydrocarbons	Seepage to land causing impacts to groundwater and underlying soils	Threatened ecological communities and fauna approximately 1km from premises boundary Beneficial users of groundwater Bickley Brook	Refer to Section 3.1	C = Moderate L = Unlikely Medium Risk	N	Conditions 1, 4, 15 <u>Conditions 11, 12, 14</u>	The delegated officer notes that stormwater will be managed as per the agreement between the applicant and M8 Sustainable, and a concrete hardstand is to be constructed along where the finished product stockpile will be stored. The delegated officer generally finds the applicant's controls sufficient, condition 11, 12 and 14 have been added as standard conditions to prevent stormwater contamination.
Fire on premises	Contaminated firewater	Seepage to land causing impacts to groundwater and underlying soils Overland runoff into Bickley Brook impacting water quality	Threatened ecological communities and fauna approximately 1km from premises boundary Beneficial users of groundwater Bickley Brook	Refer to Section 3.1	C = Moderate L = Unlikely Medium Risk	N	<u>Conditions 21, 22, 23</u>	The delegated officer notes the proximity to Bickley Brook and the shared stormwater management agreement allowing stormwater to be directed from the applicant's Lot to the M8 Sustainable Lot. As such general firewater conditions have been added and further FEMP requirements have been included.
	Toxic gas/ smoke	Air/windborne pathway causing impacts to health and amenity	Threatened ecological communities and fauna approximately 1km from premises boundary Residents 280 m north-west, 360 m south and 400 m south of the premises boundary Adjacent commercial and industrial premises	Refer to Section 3.1	C = Severe L = Unlikely Medium Risk	N	Conditions 4, 5 <u>Conditions 8, 21, 22, 23</u>	The delegated officer notes the applicant has provided a FEMP and has fire prevention equipment on site. Condition 8 has been added to manage stockpile size and separation distances as per <i>Guidance Note: GN04 Fire Prevention and Management in a Recycling Facility (DFES 2020)</i> . A minimum distance of 10 m between scrap metal stockpiles has been conditioned to ensure fire truck access in the event of a stockpile fire and reduce the likelihood of spread. Stockpile dimensions have also been conditioned to reduce the likelihood and severity.

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

Note 2: Proposed applicant 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
Application advertised on the department's website on 03 June 2024	None received	N/A
City of Gosnells advised of proposal on 28 March 2024.	City of Gosnells provided comments on 17 June 2024. "The City would like to see the entire boundary be completely fenced off from the Bickley Brook Local Open Space to ensure it is protected from the industrial development. The City requests DWER review the existing licence to ensure the proponent is complying with the requirements to manage sediment run-off from the sediment basin prior to issuing a licence amendment. Sediment must be appropriately captured on-site and the sediment basin cleaned out at regular intervals to ensure no sediment ends up in the Bickley Brook."	Noted. The Department has added conditions to the licence to ensure that the entire premises is fenced and that stormwater is managed to ensure drainage to the stormwater management pond. The department has sighted an agreement between M8 Sustainable Ltd and the applicant confirming ongoing joint management of the stormwater evaporation pond on the M8 Sustainable premises.
Applicant was provided with draft documents on the 31 July 2024	Applicant provided comments on the 12 September 2024.	See Appendix 1.
Applicant was provided with second draft on the 01 October 2024	Applicant provided stormwater management plan to the department on 3 December 2024	See Appendix 1.

5. Conclusion

Based on the assessment in this decision report, the delegated officer has determined that a licence will be granted, subject to conditions commensurate with the determined controls and necessary for administration and reporting requirements.

References

1. Department of Environment Regulation (DER) 2015, *Guidance Statement: Setting Conditions*, Perth, Western Australia.
2. Department of Fire and Emergency Services (DFES) 2020, Guidance Note: GN02 Fire Bulk Storage of Rubber Tyres Including Shredded and Crumbed Tyres, Perth, Western Australia.
3. Department of Fire and Emergency Services (DFES) 2020, Guidance Note: GN04 Fire Prevention and Management in a Recycling Facility, Perth, Western Australia.
4. Department of Water and Environmental Regulation (DWER) 2020, *Guideline: Environmental Siting*, Perth, Western Australia.
5. DWER 2020, *Guideline: Risk Assessments*, Perth, Western Australia.

Appendix 1: Summary of applicant's comments on risk assessment and draft conditions

Condition	Summary of applicant's comment	Department's response
8 Table 4 – Waste processing and storage	<p>Applicant has requested changes of scrap metal (ferrous and non-ferrous) stockpile specifications:</p> <ul style="list-style-type: none"> height from 5 m to 8 m clearance distance between stockpiles from 10 m to 6 m distance between premises boundary and stockpile from 10 m to 4 m, and 0 m where there is a non-combustible barrier at the premises boundary. 	<p>Stockpile height guidance is in line with DFES Guidance Note: 04, noting the hydrocarbon contamination contributing to the high fire risk of the material. The Delegated Officer therefore does not consider the request to increase maximum stockpile height appropriate.</p> <p>Restricting stockpile height is also a dust control and given the proximity of sensitive receptors (Bickley Brook) the Delegated Officer has retained the 5m height restriction.</p> <p>As access to the premises is through the adjacent premises on Lot 281 and there is at present no boundary walls, a separation distance between the premises boundary is necessary to ensure stockpiles are not adjacent to one another. The delegated officer has agreed to the request for a 4 m distance between stockpiles and the premises boundary; and 0 m where a non-combustible barrier; meeting fire ratings for AS1530.4 and the Building Code of Australia, is in place. The Delegated Officer notes that 4 m distance between stockpiles is sufficient for fire vehicles.</p>
8 Table 4 – Waste processing and storage Schedule 1, Figure 4	Applicant has requested explanation of why oxy-cutting is conditioned to only occur within specified areas on Schedule 1, Figure 4.	Noted. The oxy-cutting specified area has been removed and the department has added additional points to ensure the oxy-cutting area is free from combustible material. The Department has removed other specified areas on Figure 4; stockpile areas, concrete walls and tyre storage, to allow for greater flexibility in site arrangement to keep in line with clearance requirements.
8 Table 4 – Waste processing and storage	Applicant has requested for tyre storage to be changed from 'steel cage' to 'non-combustible containment' as applicants seeks to store tires in a 30m ³ bin.	Noted. The Department accepts this request.
1 Table 1 – Design and construction / installation	Applicant has provided stormwater management plans for the construction of swales on the premises.	Noted. The Department has added the construction plans to the licence.

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Condition	Summary of applicant's comment	Department's response
requirements Schedule 1, Figure 5		