



Application for Works Approval Amendment

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

Works Approval Number	W6412/2020/1
Works Approval Holder	Leeuwin Civil Pty Ltd
ACN	117 828 789
File Number	DER2020/000254~1
Premises	Leeuwin Civil Gravel Pit / Crushing and Screening Facility Lot 2 and Lot 3 Nuttman Road CHAPMAN HILL WA 6280 Legal description Certificate of Title Volume 1624, Folio 634 As defined by the Premises maps attached to the Revised Works Approval
Date of Report	13 September 2023
Decision	Revised works approval granted

Melissa Chamberlain
A/MANAGER, RESOURCE 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 works approval W6412/2020/1. 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 works approval 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 works approval, 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

Works approval W6412/2020/1 is held by Leeuwin Civil Pty Ltd (works approval holder) for the Gravel Pit / Crushing and Screen Facility (the premises), located at Lot 2 and Lot 3 Nuttman Road, Chapman Hill WA.

The premises relates to the category and the assessed production capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in existing works approval W6412/2020/1.

On 1 September 2023, the works approval holder submitted an application to the department to amend works approval W6412/2020/1 under section 59B of the *Environmental Protection Act 1986* (EP Act).

The amendment is limited only to extending time limited operations duration for an additional 180 days to allow sufficient time for a licence application to be submitted and assessed by the department.

Time limited operations (duration of 180 calendar days) commenced on 8 February 2022 when the Environmental Compliance Report (ECR) was submitted to the department for assessment. The works approval holder was authorised to commence time limited operations for a duration of 180 days as authorised in condition 5(a), but monitoring during time limited operations was not conducted, and a compliance report was not submitted to the department within the original 180 days of TLO (TLO ended August 2022).

The department note that an additional 180 days of TLO would not be sufficient as the commencement of TLO was in February 2022 and another 180 days would only take the duration of TLO to February 2023.

To allow for noise monitoring and other reporting to be submitted to the department, and for the department to have adequate time to assess a future licence amendment, an additional 570 days of TLO duration is required under works approval W6412/2020/1.

This will increase TLO in the works approval from 180 days to 750 days, but the department notes the additional duration of time limited operation will not exceed the duration of the works approval (expiry on 28 April 2024).

3. Consultation

The works approval holder was provided with the draft amendment report on 13 September 2023. The works approval holder had no comments on the draft documents and waived the remainder of the comment period, requesting the final revised works approval be issued as soon as possible.

4. Conclusion

Based on the assessment in this Amendment Report, the Delegated Officer has determined that an amended works approval 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 works approval as part of the amendment process.

Table 1: Summary of works approval amendments

Condition no.	Proposed amendments
History	The administrative amendment will be added to the works approval.
Condition 5	TLO duration changed from '180 days' to '750 days', therefore adding 570 calendar days to time limited operations.

References

1. Leeuwin Civil Pty Ltd 2023, *Works approval application form 2306_001*, Kaloorup Western Australia
2. Department of Environment Regulation (DER) 2015, Guidance Statement: Setting Conditions, Perth, Western Australia.
3. Department of Water and Environmental Regulation (DWER) 2020, Guideline: Environmental Siting, Perth, Western Australia.
4. DWER 2020, Guideline: Risk Assessments, Perth, Western Australia.