



Application for Works Approval Amendment

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

Works Approval Number	W6450/2020/1
Works Approval Holder	Co-operative Bulk Handling Limited
File Number	DER2020/000458
Premises	Co-operative Bulk Handling Limited Lot 108 Rockingham Beach Road KWINANA BEACH WA 6167 Legal description- Part of Lot 108 on Deposited Plan 400167 Certificate of Title Volume 2953 Folio 177 As defined by the premises maps attached to the issued works approval
Date of Report	11/01/2023
Proposed Decision	Revised works approval granted

Table of Contents

1. Decision summary	3
2. Scope of assessment	3
2.1 Regulatory framework	3
2.2 Application summary	3
3. Consultation	3
4. Decision	3
5. Conclusion	4
5.1 Summary of amendments	4
References	5

1. Decision summary

Co-operative Bulk Handling Pty Ltd (works approval holder) hold works approval W6450/2020/1 granted in 2020 to establish a liquid and granular fertiliser plant in Kwinana Beach. The works approval holder applied to amend the application to allow completion and compliance reporting of the liquid and granular parts of the project in respective separate stages.

The Delegated Officer determined to grant an amended works approval noting that the amendments are generally administrative in nature altering the works approval holders obligations for compliance reporting on the completed works. The amendments were assessed not alter the risk profile of emissions and discharges from the premises.

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

The works approval granted in 2020 relates to the construction of a plant to blend, mix and dispatch solid and liquid fertiliser.

On 23 December 2022, the works approval holder submitted an application to the department to amend the works approval under section 59B of the *Environmental Protection Act 1986* (EP Act). The works approval holder requested amendments to allow optional works completion and compliance reporting in two discrete stages for liquid fertiliser and granular fertiliser parts of the project. The requested amendments are to:

- Aggregate items 2, 3 4, 6 and 7 in Table 1 (condition 1) into a stage 1 works for the liquid fertiliser component of works;
- Aggregate items 1 and 5 in Table 1 (condition 1) into a stage 2 works for the granular component of works; and
- Amend condition 3 and 4 to allow preparation and lodgement of compliance reports for each of stage 1 and stage 2 works.

3. Consultation

The draft amended works approval and draft amendment report were to the works approval holder on 10 January 2023. The works approval holder replied on 10 January 2023 advising that there were 2 not 3 Urea Ammonium Nitrate storage tanks and seeking clarification of the wording around the blending plant in condition 1 to show that associated plant was not subject to the condition that they must be fully enclosed. The delegated officer agreed to these changes.

4. Decision

Based on the assessment in this decision report, the delegated officer has determined to grant the amendment of works approval W6450/2020/1 subject to the existing conditions.

The delegated officer considered that the requested amendments are generally administrative in nature relating to reporting obligations in the works approval and there is no change to the previously assessed risk profile of emissions.

As the works approval relates to Category 75, the works approval holder has the option of applying for a registration rather than a licence for the operational phase, subject to compliance with the works approval requirements. In the event the works approval holder opts to complete and report on works in stages, it has the option to apply for a registration along with its compliance report for stage 1 (liquid fertiliser plant).

The delegated officer also noted that the existing works approval refers to ‘minimum’ hydraulic conductivity when it should refer to ‘maximum’ hydraulic conductivity. This was considered to be a typographical error and corrected in the amended works approval.

5. 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.

5.1 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
Condition 1, Table 1	Divided the infrastructure table into Stage 1 and Stage 2 to allow for staged compliance reporting.
Condition 1, Table 1	Change 3 urea ammonium nitrate tanks to 2
Condition 1, Table 1	Divide the infrastructure description of the blending plant to show the blending plant and associated infrastructure.
Condition 1, Table 1	In items 4 and 7, changed the word ‘minimum’ to ‘maximum’ for hydraulic conductivity.
Condition 2	Update the condition to allow for staged reporting.
Condition 3	Updated the condition to allow staged reporting
History	Updated to include this amendment
Definitions	Added definition for ‘stage of works.’

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.