



Application for Works Approval Amendment

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

Works Approval Number	W6563/2021/1
Works Approval Holder	bp Refinery (Kwinana) Pty Ltd
ACN	008 689 763
File Number	DER2021/000345
Premises	BP Refinery Kwinana Lot 18 Mason Road KWINANA BEACH Legal description: Lot 18 on Deposited Plan 17311 Volume 2058, Folio 310 As defined by the premises map in Schedule 1 of works approval
Date of Report	19 August 2024
Decision	Revised works approval granted

1. Decision summary

The Delegated Officer has determined to make amendments to Works Approval W6563/2021/1. 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 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 of Water and Environmental Regulation (department, DWER) has considered and given due regard to its Regulatory Framework and relevant policy documents which are available at [DWER Regulatory documents | Western Australian Government \(www.wa.gov.au\)](https://www.wa.gov.au/government/publications/dwer-regulatory-documents).

2.2 Application summary

Works Approval W6563/2021/1 is held by bp Refinery (Kwinana) Pty Ltd (Works Approval Holder) for the bp Kwinana Energy Hub (the premises), located at Lot 18 Mason Road, Kwinana Beach.

The premises relates to the categories and the assessed production capacity under Schedule 1 of the *Environmental Protection Regulations 1987* (EP Regulations) which are defined in existing Works Approval W6563/2021/1.

On 1 July 2024 the Works Approval Holder submitted an application to the department to amend Works Approval W6563/2021/1 under section 59B of the EP Act. The amendment is limited only to extending the works approval expiry date from 9 September 2024 to 30 June 2025.

The extension is required because of delays to the commissioning schedule caused by the design and manufacturing timeframe required replacement pipe connections required for the premises 5 MW boiler. Commissioning of the boiler is expected to commence in mid-July followed by a time limited operations period later in 2024. The extension of the works approval duration is to provide additional time to complete commissioning, time limited operations and an amendment to licence L5938/1967/12 to include the boiler.

3. Consultation

The Works Approval Holder was provided with the draft Amendment Report on 15 August 2024. On 19 August 2024 the Works Approval Holder responded and waived the comment period.

4. Decision

Section 63 of the EP Act prescribes that a works approval shall continue in force for such period as is specified in the works approval. Works approval W6593/2021/1 is due to expire on 9 September 2024. The Delegated Officer has determined that extending the works approval expiry date till 30 June 2025 is appropriate on the basis that it will facilitate continued lawful operation of the premises while providing sufficient time to complete the commissioning

and time limited operation of infrastructure specified in the works approval, and the amendment to the licence.

In determining to extend the duration of the works approval, the following matters were considered by the Delegated Officer:

- an environmental compliance report for the 5MW boiler has been submitted and undergone review;
- the risks posed by emissions and discharges from the construction and operation of the premises were assessed for the grant of the works approval and an extension to the duration of the works approval will not change the risk profile of the premises;
- the works approval includes conditions commensurate with the assessed risk and determined controls for construction and time limited operation; and
- in the event that risk issues arise in relation to the premises, the CEO may amend the works approval conditions at any point and in the event of an alleged offence, may exercise enforcement powers under the provisions of the EP Act.

The Delegated Officer has amended works approval W6563/2021/1 in accordance with section 59(1) of the EP Act by extending the expiry date from 9 September 2024 to 30 June 2025.

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
Duration	Extended to 30/06/2025