



Annual Audit Compliance Report Form

Environmental Protection Act 1986, Part V Division 3

Once completed, please submit this form either via email to info@dwer.wa.gov.au, or to the below postal address:

Department of Water and Environmental Regulation
Locked Bag 10
Joondalup DC WA 6919

Section A – Licence details

Licence number:	L6932/1988/11	Licence file number:	2010/002314
Licence holder name:	Derby Industries Pty Ltd		
Trading as:	CM Farms		
ACN:	009 033 612		
Registered business address:	6 Short Street Fremantle, WA 6160		
Reporting period:	01/ 01/2023 to 31/12/2023		

Section B – Statement of compliance with licence conditions

Did you comply with all of your licence conditions during the reporting period?
(please tick the appropriate box)

- ☐ Yes – please complete:
- section C;
 - section D (if required); and
 - sign the declaration in Section F.
- ☒ No – please complete:
- section C;
 - section D (if required);
 - section E; and
 - sign the declaration in Section F.

Section C – Statement of actual production

Provide the actual production quantity for this reporting period. Supporting documentation is to be attached.

Prescribed premises category	Actual production quantity
2: Intensive Piggery	14,700 (SPU 11,688)

Section D – Statement of actual Part 2 waste discharge quantity

Provide the actual Part 2 waste discharge quantity for this reporting period. Supporting documentation is to be attached.

Prescribed premises category	Actual Part 2 waste discharge quantity
N/A	N/A

Section E – Details of non-compliance with licence condition			
Please use a separate page for each condition with which the licence holder was non-compliant at a time during the reporting period.			
Condition no:	8	Date(s) of non-compliance:	20 April – 27 April 2023
Details of non-compliance:			
<p>Condition 8 specifies that:</p> <p>“The Licence Holder must ensure that spent eco-shelter bedding is removed from the Premises on the same day it is removed from the eco-shelters.”</p> <p>The spent eco-shelter bedding was not removed from the Premises on the same day.</p>			
What was the actual (or suspected) environmental impact of the non-compliance?			
<p>NOTE – please attach maps or diagrams to provide insight into the precise location of where the non-compliance took place.</p> <p>The spent bedding was placed outside of the hospital eco-shelter. It was placed in this location for approximately one week.</p> <p>There are no known environmental impacts arising from the non-compliance.</p>			
Cause (or suspected cause) of non-compliance:			
Late removal of the spent eco-shelter bedding from the Premises due to reliance on another party.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
<p>The spent bedding was removed from the Premises by 27 April 2023.</p> <p>The Licence Holder has implemented a plan for the management of spent bedding to ensure compliance with condition 8, which requires:</p> <ol style="list-style-type: none"> 1. Eco-shelter bedding to be removed and replaced with new bedding every eight weeks. 2. At the time of cleaning, the spent bedding is to be scraped to one end of the eco-shelter, picked up by a bobcat and loaded directly onto a truck. 3. The spent bedding is to be taken directly off the Premises and taken to the C-wise Premises. 4. After each cleaning session, the eco-shelters and the surrounding area are to be inspected by the farm manager to confirm that no spent bedding is left over. 			
Was this non-compliance previously reported to DWER?			
<input type="checkbox"/> Yes, and <i>Note: The Department observed the non-compliance at a site inspection on 26 April 2023</i>			
<input type="checkbox"/> Reported to DWER verbally		Date: / /	
<input type="checkbox"/> Reported to DWER in writing		Date: / /	

Section E – Details of non-compliance with licence condition			
Please use a separate page for each condition with which the licence holder was non-compliant at a time during the reporting period.			
Condition no:	10	Date(s) of non-compliance:	26 th April 2023
Details of non-compliance:			
<p>Condition 10 specifies that:</p> <p>“The Licence Holder must ensure that pig carcasses are removed from the conventional sheds and eco-shelters at least daily and immediately placed in the carcass composting tunnel and covered with a minimum of 300 mm of organic material.”</p> <p>While pig carcasses are immediately placed in the carcass composting tunnel, the pig carcasses were not covered with a minimum of 300 mm of organic material on the same day as being placed in the tunnel.</p>			
<p>What was the actual (or suspected) environmental impact of the non-compliance?</p> <p>NOTE – please attach maps or diagrams to provide insight into the precise location of where the non-compliance took place.</p>			
There are no known environmental impacts arising from the non-compliance.			
Cause (or suspected cause) of non-compliance:			
A failure to cover the pig carcasses with organic material on the same day as being placed in the composting tunnel due to reliance on another party.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
<p>The pig carcasses in the composting tunnel were covered immediately after being observed.</p> <p>The Licence Holder has implemented a plan for the management of pig carcasses to ensure compliance with condition 10, which requires the following actions:</p> <ol style="list-style-type: none"> 1. Staff inspect pig enclosures daily to identify and remove dead pigs. 2. Dead pigs are placed into the carcass composting tunnel daily. 3. A stockpile of organic material will be supplied by C-wise and placed at the end of the tunnel on each side so it is readily available to cover carcasses each day. 4. Staff will ensure that the carcasses are covered with a minimum of 300mm of organic material daily. 			
Was this non-compliance previously reported to DWER?			
<input type="checkbox"/> Yes, and <i>Note: The Department observed the non-compliance at a site inspection on 26 April 2023</i>			
<input type="checkbox"/> Reported to DWER verbally		Date: / /	
<input type="checkbox"/> Reported to DWER in writing		Date: / /	

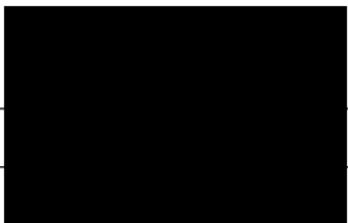
Section E – Details of non-compliance with licence condition			
Please use a separate page for each condition with which the licence holder was non-compliant at a time during the reporting period.			
Condition no:	11	Date(s) of non-compliance:	26 th April 2023
Details of non-compliance:			
<p>Condition 11 specifies that:</p> <p>“The Licence Holder must ensure that the pond sprinklers are not used before 10am or after 4pm each day, or at any time on weekends or public holidays.”</p> <p>Pond sprinklers were used outside the hours specified in condition 11.</p>			
<p>What was the actual (or suspected) environmental impact of the non-compliance?</p> <p>NOTE – please attach maps or diagrams to provide insight into the precise location of where the non-compliance took place.</p>			
There are no known environmental impacts arising from the non-compliance			
Cause (or suspected cause) of non-compliance:			
The pond sprinklers were turned on due to an operational error.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
Staff have received further training on compliance with the Licence conditions to ensure pond sprinklers are not used outside the hours specified.			
Was this non-compliance previously reported to DWER?			
<input type="checkbox"/> Yes, and <i>Note: The Department observed the non-compliance at a site inspection on 26 April 2023</i>			
<input type="checkbox"/> Reported to DWER verbally		Date: / /	
<input type="checkbox"/> Reported to DWER in writing		Date: / /	

Section E – Details of non-compliance with licence condition			
Please use a separate page for each condition with which the licence holder was non-compliant at a time during the reporting period.			
Condition no:	16	Date(s) of non-compliance:	March 2022-December 2023
Details of non-compliance:			
As was reported in the 2022 AACR and AER, sediment from Ponds 3 and 4 were not stored in accordance with Column 3 of Table 5 specified in Condition 16.			
What was the actual (or suspected) environmental impact of the non-compliance?			
NOTE – please attach maps or diagrams to provide insight into the precise location of where the non-compliance took place.			
There has been no actual environmental impact arising from the non-compliance.			
Cause (or suspected cause) of non-compliance:			
At the time, it was understood that the placement of the sediments on the paddocks was authorised by a contaminated sites auditor as part of the broader management of contamination at the site, which was being undertaken by an environmental consultant engaged by the landowner.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
The sediment was removed from the Premises during December 2023 in accordance with an approved Disposal Plan.			
All future desludging and cleaning of the wastewater treatment ponds will be undertaken in accordance with the Licence.			
Was this non-compliance previously reported to DWER?			
<input checked="" type="checkbox"/> Yes, and			
<input checked="" type="checkbox"/> Reported to DWER verbally		Date: 07/07/2022	
<input type="checkbox"/> Reported to DWER in writing		Date: / /	

Section F – Declaration

I / We declare that the information in this Annual Audit Compliance Report is true and correct and is not false or misleading in a material particular¹.

I / We consent to the Annual Audit Compliance Report being published on the Department of Water and Environmental Regulation's (DWER) website.

Signature ² :		Signature:	
Name: (printed)		Name: (printed)	
Position:		Position:	
Date:	27 March 2024	Date:	
Seal (if signing under seal):			

¹ It is an offence under section 112 of the *Environmental Protection Act 1986* for a person to give information on this form that to their knowledge is false or misleading in a material particular.

² AACRs can only be signed by the licence holder or an authorised person with the legal authority to sign on behalf of the licence holder.