



Annual Audit Compliance Report Form

Environmental Protection Act 1986, Part V Division 3

Section A – Licence Details			
Licence number:	L8437/2010/3	Licence file number:	2012/000069
Licence holder name:	BHP Nickel West Pty Ltd		
Trading as:	BHP Nickel West		
ACN:	004 184 598		
Registered business address:	125 St Georges Terrace, Perth, WA 6000		
Reporting period:	01/11/2022 to 31/10/2023		

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)
<input type="checkbox"/> Yes – please complete: <ul style="list-style-type: none">• section C;• section D (if required); and• sign the declaration in Section F.
<input checked="" type="checkbox"/> No – please complete: <ul style="list-style-type: none">• 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
12 Screening etc. of material	0 tonnes * Note 1
31 Chemical manufacturing	698.16 tonnes of hydrogen sulphide gas
	15,353 tonnes of nickel sulphate
34 Oil or gas refining	3,725.46 tonnes of Hydrogen Gas
44 Metal smelting or refining	56,062.40 tonnes nickel metal
62 Solid waste depot	14968.3 tonnes residue (dry)
67 Fuel burning	6,234.42 kg of natural gas per hour

Note 1: No screening of material during the reporting period

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:	3 (a) Point Source Stack Monitoring	Date(s) of non-compliance:	December 2022
Details of non-compliance:			
Stack testing on Sinter Furnace 2 and Pre-oxidation Stack 2 was not conducted in the Round 1 (November – December 2022) stack testing period, as the furnace was not operational due to maintenance.			
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.			
No known environmental impact.			
Cause (or suspected cause) of non-compliance:			
Stack testing was rescheduled to December 2022, however due to malfunction of a drive chain testing was not able to be conducted. Further testing was not possible within the Round 1 stack testing period.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
Testing was rescheduled, however due to malfunctions the equipment was not online during these subsequent testing windows. Stack testing on Sinter Furnace 2 and Pre-oxidation Stack 2 was conducted in the Round 2 (May – June 2023) stack testing period.			
Was this non-compliance previously reported to DWER?			
<input type="checkbox"/> Yes, and			
<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:	38	Date(s) of non-compliance:	22/2/2023
Details of non-compliance:			
As per condition 38, the licence holder must submit a post commissioning summary within 30 days of infrastructure listed under Condition 33 being commissioned. BHP Nickel West completed commissioning of the Baldivis evaporation equipment on 23/1/2023 however failed to submit the commissioning report by 22/2/2023.			
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.			
Failure to give notice within the 30-day period did not result in any environmental impact. This non-compliance is administrative only.			
Cause (or suspected cause) of non-compliance:			
Administrative error due to human oversight.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
No adverse impacts as administrative error. Report was submitted to DWER on 14/3/2023. Report is not required on an ongoing basis.			
Was this non-compliance previously reported to DWER?			
<input checked="" type="checkbox"/> Yes, and			
<input type="checkbox"/> Reported to DWER verbally		Date:	
<input checked="" type="checkbox"/> Reported to DWER in writing		Date: 14/03/2023	

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:	33	Date(s) of non-compliance:	28/11/2023
Details of non-compliance:			
<p>Table 4 of the license states that Pit Boss Evaporation units must have a “<i>centralised weather station, controlling units start up and shut down on set parameters</i>”.</p> <p>Pit Boss Evaporation units were placed into manual override mode [and did not operate using the centralized weather station, controlling units start up and shut down on set parameters]. Operators were manually checking weather station readings alongside visual wind anemometer observations to determine unit start up and shut down.</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>			
No known environmental impact.			
Cause (or suspected cause) of non-compliance:			
Result of miscommunication regarding requirements of pit boss operation.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
<p>Pit Boss system was returned to automatic mode. Operators responsible for pit boss have been retrained in applicable license conditions. Updated operations checklist to reflect license requirements</p>			
Was this non-compliance previously reported to DWER?			
<input type="checkbox"/> Yes, and			
<input type="checkbox"/> Reported to DWER verbally		Date:	
<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:	General Manager	Position:	
Date:	21/12/23	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.

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:	42	Date(s) of non-compliance:	31/1/2023
Details of non-compliance:			
<p>Condition 42 of the licence states “<i>The Licence Holder shall submit a copy of the report detailing the most recent integrity test results of the evaporation ponds EC1, EC2 and EC3 and staging pond by 31 January 2023</i>”.</p> <p>The integrity test results were not provided to DWER until 21 February 2023 and therefore BHP failed to meet the deadline of 31 January 2023.</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>			
<p>Failure to submit the report by 31 January 2023 did not result in any environmental impact. This non-compliance is administrative only.</p>			
Cause (or suspected cause) of non-compliance:			
Administrative error due to human oversight.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
No adverse impacts as administrative error. Report is not required on an ongoing basis.			
Was this non-compliance previously reported to DWER?			
<input type="checkbox"/> Yes, and			
<input type="checkbox"/> Reported to DWER verbally		Date:	
<input type="checkbox"/> Reported to DWER in writing		Date:	