



Application to replace expiring licence

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

Licence Number	L8871/2014/2
Applicant	Suez Recycling and Recovery (Perth) Pty Ltd
ACN	118 828 872
File Number	DER2014/002858-1~8
Premises	North Bannister Resource Recovery Park 6264 Albany Highway North Bannister WA 6390
Date of Report	4/03/2022
Decision	Licence Granted

Peter Knol
SENIOR ENVIRONMENTAL OFFICER
INDUSTRY REGULATION
An officer delegated by the CEO under section 20 of the EP Act

1. Application summary

On 8 December 2021, Suez Recycling and Recovery (Perth) Pty Ltd (Licence Holder) applied to renew licence L8871/2014/1 as the licence is due to expire on 8 March 2022. North Bannister Resource Recovery Park (The Premises) is located at 6264 Albany Highway, approximately 30 km north of the Shire of Boddington in North Bannister. The licence relates to prescribed Premises categories as described below in Table 1.

Table 1: Premises category description and production design capacity

Prescribed Premises category description (Schedule 1, <i>Environmental Protection Regulations 1987</i>)	Assessed production / design capacity
Category 57: Used tyre storage	1,000 tyres
Category 61: Liquid waste facility	16,000 tonnes per annual period
Category 61A: Solid waste facility	90,000 tonnes per annual period
Category 62: Solid waste depot	14,000 tonnes per annual period
Category 64: Class II putrescible landfill site	400,000 tonnes per annual period
Category 67A: Compost manufacturing and soil blending	100,000 tonnes per annual period

2. Regulatory framework

The Delegated Officer has determined to undertake an administrative renewal of the licence and has not conducted a full review and risk assessment of emissions and discharges from the Premises in line with the Department of Water and Environmental Regulation's (department) *Work Instruction: Regulatory Services, COVID-19 licensing position* June 2021.

In granting the licence, the Delegated Officer 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>.

3. Decision summary

Under the regulatory framework the Delegated Officer has determined to grant the licence L8871/2014/2 without conducting any additional assessment or risk assessment.

The licence will be issued for 20 years and is consistent with the *Guidance Statement: Licence Duration 2016*.

In renewing the licence the Delegated Officer has determined to:

- update the format and appearance of the licence;
- correct clerical mistakes and unintentional errors; and
- transfer all existing regulatory controls and conditions to the renewed licence.

As a result of this decision, a Licence L8871/2014/2 has been granted subject to conditions set out in the attached licence and summarised below.

3.1 Summary of administrative changes

Section 62 of the EP Act provides general power to impose conditions on licences. All licences are issued with conditions as per *Guidance Statement – Setting Conditions* (October 2015) for the purposes of the EP Act to prevent, control, abate or mitigate pollution or environmental harm.

Table 2: summarizes the transfer of all appropriate conditions from the expiring licence into the renewed licence including changes made to licence conditions where required and the rationale for changes made.

Table 2: Summary of changes from Expiring Licence to the new Licence

Licence condition or table number	Conversion notes	New licence condition or table number
Licence version number	Was L8871/2014/1 and is now L8871/2014/2	L8871/2014/2
Condition 1	Changed references to Table 1.1 and Table 1.2 to Table 1 and Table 2.	n/a
Table 1.1	Renumbered only	Table 1
Table 1.2	Renumbered only	Table 2
Condition 11	Changed reference to Table 2.1 and Table 3.2 to Table 4 and Table 5	n/a
Table 2.1	Renumbered only	Table 4
Table 3.2	Renumbered only	Table 5
Table 3 (page 9)	Remove line item 1 – relating to landfill infrastructure works already completed and CQA reviewed by DWER (DWER Ref A2084822).	
Table 3 (page 13)	Renumbered only- please note there where erroneously two Table 3's within the Licence.	Table 6
Condition 16	Condition referenced Table 5 which should have been Table 4 – This has now been updated to Table 7	n/a
Table 4	Renumbered only	Table 7
Condition 17	Changed reference to Table 5 to Table 8	n/a
Table 5	Renumbered only	Table 8
Condition 18	Changed reference to Table 6 to Table 9	n/a
Table 6	Renumbered only	Table 9
Conditions 19 and 20	Changed Table 7 reference to Table 10	n/a
Table 7	Renumbered only	Table 10
Condition 22	Changed Table 8 reference to Table 11	n/a
Table 8	Renumbered only	Table 11
Condition 23	Changed Table 9 reference to Table 12	n/a
Table 9	Renumbered to Table 12.	Table 12
	Removed line 3 from Table, relating to Landfill Gas Collection Infrastructure – after confirming that DWER has reviewed the Suez North Bannister Resource Recovery Park (NBRRP) Landfill Gas CQA Report, October 2019, and concluded that the report satisfied Condition 24, Row 3 of the Licence, and that the Landfill gas extraction infrastructure contained within Cells 1, 2 and 3 was constructed in accordance with Condition 6 and Schedule 4 of the Licence. DWER Ref A2084822.	
Condition 25	Changed Table 10 reference to Table 13	n/a
Table 10	Renumbered only	Table 13
Condition 29	Changed Table 11 reference to Table 14	n/a
Table 11	Renumbered only to Table 14	Table 14

Licence condition or table number	Conversion notes	New licence condition or table number
Condition 30	Changed Table 12 and Table 13 reference to Table 15 and Table 16	n/a
Table 12	Renumbered only to Table 15	Table 15
Table 13	Renumbered only to Table 16	Table 16
Condition 33	Split into condition 33 and new condition 34. Removed reference to material change	Condition 33 and Condition 34
Condition 34	Renumbered only to condition 35	Condition 35
Condition 35	Renumbered only to Condition 36	Condition 36
Condition 36	Removed as redundant condition	n/a
Condition 37	Changed Table 14 reference to Table 17 Split into two separate conditions in line with newer format and removed single (a) from condition	Condition 37 and Condition 38
Table 14	Renumbered to Table 17 Changed typographic error reference to Table 102 to Table 13 (which previously was Table 10). Changed typographic error reference to Table 113 to Table 14 (which previously was Table 11). Changed typographic error reference to Table 124 to Table 15 (which previously was Table 12) Changed typographic error reference to Table 135 to new Table 16 (which previously was Table 13)	Table 17
Condition 38	Changed Table 15 reference to Table 18 and renumbered to Condition 39	Condition 39
Table 15	Renumbered to Table 18 Changed Table 5 reference to Table 8 Changed Table 6 reference to Table 9	Table 18
Condition 39 (b)	Changed typographic error reference- Reference to Condition 25 has been changed to Condition 26 Changed typographic error reference- Reference to Condition 26 has been changed to Condition 27 Renumbered to Condition 40	Condition 40
Definitions section	Table 17 reference renumbered to Table 19	n/a
Table 16	Renumbered only to Table 19	Table 19
Schedule 2	Corrected typographic error in text referring to Table 18 which should have referred to Table in Schedule 2 (which was previously Table 17) now refers to Table 20 due to renumbering of Table 17.	n/a
Table 17 (in Schedule 2)	Renumbered only to Table 20	Table 20
Schedule 4	Removed schedule 4 in line with DWER correspondence regarding CQA of landfill gas infrastructure works (DWER Ref A2084822).	Removed.
Schedule 5	Renumbered only to Schedule 4	Schedule 4
Schedule 6	Renumbered only to Schedule 5	Schedule 5
Schedule 7	Renumbered only to Schedule 6	Schedule 6
Schedule 8	Renumbered only to Schedule 7	Schedule 7

4. Consultation

The draft licence and this decision report were provided to the licence holder on 24 February 2022 for comment. The licence holder provided a response on 3 March 2022.

The licence holder noted that condition 34(c) in the draft instrument erroneously referred to condition 33 (k) which should refer to condition 34 (d). This has been updated in the final version.

5. Decision

Based on the information in this decision report, the Delegated Officer has determined that a Licence will be granted.