



## Department initiated Amendment

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

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<b>Licence Number</b>	L9252/2020/1
<b>Licence Holder</b>	Earthcare Recycling Pty Ltd
<b>ACN</b>	092 525 678
<b>File Number</b>	DER2020/000234
<b>Premises</b>	Earthcare Recycling Pty Ltd 426 Great Northern Highway MIDDLE SWAN WA 6056  Legal description – Part of Lot 23 on Diagram 82744 Certificate of Title Volume 1950 Folio 614  As defined by the Premises map in Schedule 1 and coordinates in Schedule 2 of the Revised Licence
<b>Date of Report</b>	8 March 2022
<b>Decision</b>	Revised licence granted

**MANAGER WASTE INDUSTRIES  
REGULATORY SERVICES**

an officer delegated under section 20 of the *Environmental Protection Act 1986* (WA)

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# 1. Decision summary

The Delegated Officer has determined to make amendments to Licence L9252/2020/1. 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).

Due to the administrative nature of this amendment, no additional risk assessment has been conducted for the premises. Accordingly, the decision report for the Existing licence 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 licence, 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 Amendment summary

#### 2.2.1 Background

Licence L9252/2020/1 is held by Earthcare Recycling Pty Ltd (Licence Holder) for the Earthcare Recycling Pty Ltd facility (the Premises), located at 426 Great Northern Highway, Middle Swan. The Premises relates to the categories and the assessed design capacity under Schedule 1 of the Environmental Protection Regulations 1987 (EP Regulations) which are defined in existing Licence L9252/2020/1.

On 14 February 2022, the department initiated an amendment to Licence L9252/2020/1. The amendment is limited to extending the licence duration and aligning the expiry date with the end of the annual fee period for the licence.

#### 2.2.2 Reason for amendment

Licence L9252/2020/1 would have been due for renewal on 8 March 2022. However due to a fault in DWER's Industry Licensing System (ILS), L9252/2020/1 was not appearing on the list of licences requiring renewal in 2022 and the Licence Holder was not reminded of the approaching expiry date. In consideration of licence L9252/2020/1 being granted recently in July 2020 and the information provided at the time generally fitting the intended scope of an administrative renewal application, the Delegated Officer has determined that a department-initiated amendment to the licence expiry date is applicable.

#### 2.2.3 Proposed licence duration

The Licence Holder was granted planning approval DA-60/2015 by the City of Swan on 6 January 2016. The approval has no expiry date. Occupancy of the premises has been demonstrated via a lease agreement with a nominal duration until 30 November 2023, with options to be provided to extend the lease in an ongoing manner.

In accordance with the *Guidance Statement: Licence Duration* (DER 2016), the Delegated Officer has determined that a 10-year licence duration is suitable. To align the duration with the annual fee period for the licence, the proposed expiry date will be set at 19 July 2032.

### 3. Consultation

The Licence Holder was provided with the draft Amendment Report on 4 March 2022. On 4 March 2022 the Licence Holder waived the comment period.

### 4. Conclusion

Based on the assessment in this Amendment Report, the Delegated Officer has determined that an amended licence will be granted, subject to conditions commensurate with the determined controls and necessary for administration and reporting requirements.

#### 4.1 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 licence as part of the amendment process.

**Table 1: Summary of licence amendments**

Condition no.	Proposed amendments
Licence duration	The licence expiry date is amended from: <i>08/03/2022</i> to: <i>19/07/2032</i>

## References

1. City of Swan, 2016, *Planning Approval DA-60/2015*, unpublished document. (DWER reference: DT564091).
2. Department of Environment Regulation (DER) 2016, *Guidance Statement: Licence Duration*, Perth, Western Australia.
3. Department of Water and Environmental Regulation (DWER) 2020, *Guideline: Risk Assessments*, Perth, Western Australia.
4. Earthcare Recycling, 2020, *Lease Agreement*, unpublished document. (DWER reference: DT564098).