



Department initiated Amendment

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

Licence Number	L9367/2022/1
Licence Holder	City of Albany
File Number	DER2022/000634~1
Premises	Bakers Junction Waste Management Facility 1206 Chester Pass Road KALGAN WA 6030 Legal description – Reserve 31472 Lot 7190 on Deposited Plan 175897 As defined by the Premises maps attached to the Revised Licence
Date of Report	5 February 2024
Decision	Revised licence granted

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SENIOR ENVIRONMENTAL OFFICER, INDUSTRY REGULATION
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 L9367/2022/1. 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 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

Licence L9367/2022/1 is held by the City of Albany (Licence Holder) for the Bakers Junction Waste management facility (the Premises), located at 1206 Chester Pass Road, Kalgan.

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 L9367/2022/1.

On 7 December 2023, the Licence Holder advised the Delegated Officer of a number of minor typographical errors within the issued Licence. On 8 December 2023, the department initiated an amendment to Licence L9367/2022/1. The amendment is limited to the correction of typographical errors and clarifying condition requirements.

3. Consultation

The Licence Holder was provided with the draft Amendment Report on 12 December 2023. Comments received from the Licence Holder on 2 February 2024 have been considered by the Delegated Officer as detailed in Appendix 1.

4. Conclusion

The Delegated Officer has determined that an amended licence will be granted. 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
3	“Upton entry” corrected to “upon entry”
4(e)	Erroneous reference to “asbestos disposal” amended to “clinical waste disposal”
5(e)	“he quarantine waste” corrected to “The quarantine waste”
5(e)	“the” corrected to “The”
5(f)	“licensee” amended to “licence holder”
6(a)	“at least five (50 metres from the premises boundary” corrected to “at least fifty (50) metres from the premises boundary”
6(g)	“Shall manage” amended to “manage”
	“land filling” corrected to “landfilling”
6(h)	“Shall cover waste” amended to “Cover waste”
Table 1, Drainage infrastructure	Duplicated Figure 2 reference deleted
Table 3, Note 1	Note amended to include “or an appropriately authorised facility”.
24	“depicted in Figure 1 and to allow ‘representative” amended to “depicted in Figure 1, to allow representative”
26	“licensee” amended to “licence holder”
30	“thereafter for preceding” amended to “thereafter for the preceding”
30(a)	“previous years data” corrected to “previous years’ data”
Definitions	Punctuation amended

References

1. *Department of Environment Regulation (DER) 2015, Guidance Statement: Setting Conditions, Perth, Western Australia.*
2. *Department of Water and Environmental Regulation (DWER) 2020, Guideline: Environmental Siting, Perth, Western Australia.*
3. *DWER 2020, Guideline: Risk Assessments, Perth, Western Australia.*
4. *Environmental Protection Authority (EPA) 2018, Environmental Impact Assessment (Part IV Divisions 1 and 2) Procedures Manual, Environmental Protection Authority, Perth, WA.*
5. *Snooks & Co 2002, Style Manual for Authors, 6th Edn, John Wiley & Sons Australia Ltd, Brisbane.*

Appendix 1: Summary of Licence Holder's comments on draft amendment

Condition	Summary of Licence Holder's comment	Department's response
3	Typo (Upton not Upon).	Noted and amended.
4(e)	Reference to asbestos should be clinical waste.	Noted and amended.
5(e) and 5(f)	Minor typos.	Noted and amended.
6(a)	Typo (five (50 not five (5)).	Noted and amended.
6(g) and (h)	Superfluous "shall" to be removed.	Noted and amended.
8, Table 1 – Drainage infrastructure	Erroneous figure reference duplication.	Noted and amended.
10, Table 3 – FOGO waste	<i>Query: is shredding of FOGO prior to transport offsite optional? We don't think the Mindijup Multiple Use Facility licence requires it to be shredded. Can it be clear that FOGO waste MAY be shredded at Bakers Junction prior to transport?</i>	No requirement for FOGO waste to be shredded onsite. Condition amended to provide flexibility.
10, Table 3. Note 1	Non-organic and non-conforming waste removed as part of FOGO waste decontamination to be collected and disposed of to onsite landfill... <i>or removed to an appropriately authorised facility"</i>	Noted and amended.
24	Superfluous and to be removed.	Noted and amended.
Definitions	Multiple grammatical errors.	Noted amended.