



Application for Licence

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

Licence Number	L9367/2022/1
Applicant	City of Albany
File Number	DEC9786/1~3
Premises	Bakers Junction Waste Management Facility 1206 Chester Pass Road KALGAN WA 6030 Legal description – Reserve 31472 Lot 7190 on Deposited Plan 175897
Date of Report	20/02/2023
Decision	Licence granted

Stephen Checker
**MANAGER WASTE INDUSTRIES
REGULATORY SERVICES**

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

Table of Contents

1. Purpose and scope of assessment	3
1.1 Regulatory framework	3
1.2 Application summary	3
1.3 Consolidation of Licence.....	3
2. Overview of Premises	3
3. Consultation	5
4. Conclusion	5
4.1 Summary of changes.....	5
References	7

1. Purpose and scope of assessment

1.1 Regulatory framework

In completing the assessment documented in this Decision Report, the department has considered and given due regard to its Regulatory Framework and relevant policy documents which are available at <https://www.der.wa.gov.au>.

1.2 Application summary

On 21 November 2022, the City of Albany submitted an application for a replacement licence for the Bakers Junction Waste Management Facility. This site was previously licensed under L7048/1997/11 until it ceased in accordance with Section 5DA(5) of the *Environmental Protection Regulations 1987* (EP Regulations) due to the non-payment of an annual licence fee.

Due to the administrative nature of this application, no additional risk assessment has been conducted for this premises.

1.3 Consolidation of Licence

As part of this replacement licence, DWER has updated the licence by incorporating the following changes:

- updated the format and appearance of the licence;
- revised licence condition numbers, and removed any redundant conditions and realigned condition numbers for numerical consistency; and
- corrected clerical mistakes and unintentional errors.

The obligations of the licence holder have not changed in updating the licence. DWER has not undertaken any additional risk assessment of the Premises as a part of this process.

2. Overview of Premises

The City of Albany operates the Bakers Junction Waste Management Facility. The Bakers Junction Waste Management Facility operates as a solid waste depot and class II putrescible landfill.

This licence is the successor to licence L7048/1997/11. Table 1 provides the history for L7048/1997/11.

Table 2 provides the prescribed premises category for the replacement licence: L9367/2022/1.

Table 1: Licence history

Instrument	Issued	Description
L7048/1997/4	06/10/2000	Licence reissued – Category 64
L7048/1997/5	05/12/2001	Licence reissued – Category 64
L7048/1997/6	17/12/2002	Licence reissued – Category 64
L7048/1997/7	15/12/2003	Licence reissued – Category 64

Instrument	Issued	Description
L7048/1997/8	15/12/2004	Licence reissued – Category 64
L7048/1997/9	15/12/2007	Licence reissued – Category 64
L7048/1997/10	18/12/2008	Licence reissued – Category 64
L7048/1997/11	22/12/2011	Licence reissued – Category 64
23/07/2021	W6565/2021/1	Works approval for construction of food organics and garden organics (FOGO) waste storage depot issued - category 62
08/12/2022	W6565/2021/1	Works approval emended to facilitate on site shredding of FOGO waste - category 62
	L9367/2022/1	Lapsed licence reissued – Category 64

Table 2: Prescribed Premises Category in the Existing Licence

Category	Description	Approved Premises design capacity
64	Class II or III putrescible landfill site: premises on which waste (as determined by reference to the waste type set out in the document entitled “Landfill Waste Classification and Waste Definitions 1996” published by the Chief Executive Officer and as amended from time to time) is accepted for burial.	50, 000 tonnes per annual period

On 23 July 2021, a works approval was issued to the licence holder to facilitate construction works which would enable the short-term storage of food organics and garden organics (FOGO) waste at the premises. The works approval was subsequently amended on 8 December 2022 to facilitate the shredding of FOGO, waste onsite and to extend the permissible time limited operations by 90 days. Conditions pertaining to ongoing FOGO acceptance will be incorporated into the licence as part of a future licence amendment.

3. Consultation

Table 3 provides a summary of the consultation undertaken by the department.

Table 3: Consultation

Consultation method	Comments received	Department response
Applicant was provided with draft documents on 9 January 2023	<p>“In reference to your correspondence of 8 January 2023 and the proposed draft Licence L9367/2022/1 for the Bakers Junction Waste Management Facility: the proposed conditions of the draft licence are acceptable.</p> <p>I bring your attention to what may be a typing error in Table 1 under Methodology is says “AS/NZS 56670.1:1998” I suspect this is “5667.10” which is a standard that relates to water sampling.”</p>	Noted

4. Conclusion

The Delegated Officer has determined that the replacement of the licence with no material changes made to the premises; infrastructure within the premises; and/or activities undertaken at the premises is an administrative function which does not alter the risk profile of the premises. Operations shall be undertaken in accordance with the conditions of licence, and there is to be no change in the potential emissions associated with the operation of the facility.

4.1 Summary of changes

Table 4 provides a summary of the proposed changes to the revised licence and will act as a record of implemented changes. All proposed changes have been incorporated into the Revised Licence as part of the replacement of licence process.

Table 4: Licence conversion map for new licence format

Existing Licence condition/table/schedule	Condition Summary	Revised Licence condition/table/schedule/attachment	Conversion notes
1	Waste acceptance and management	1	Reference to Landfill Waste Classification and Waste Definitions 1996 (as Amended) changed to Landfill Definitions
4	Clinical waste tracking and record keeping	4	References to <i>waste transfer certificates</i> changed to <i>controlled waste tracking forms</i> as per the <i>Environmental Protection (Controlled Waste) Regulations 2004</i>
5	Disposal of quarantine waste	5	Reference to <i>Landfill Waste Classification and Waste Definitions 1996</i> (as Amended) changed to Landfill Definitions References to AQIS changed to Department of Agriculture, Fisheries, and Forestry Reference to AQIS officer changed to biosecurity officer
8	Fencing requirements	8	TBD
18	Groundwater monitoring bores	18	Reference to attachment 1 changed to Figure 1
Table 1	Water monitoring and sampling	Table 1	Required methodology updated
21	Annual environmental report	21	Reference to director changed to CEO Condition wording corrected
22	Annual audit compliance report	22	Reference to attached AACR form deleted, and reference to online AACR Form inserted
Table 2: Definitions	Defined terms within licence	Table 2: Definitions	Terms updated in accordance with current documents
Attachment 1	Premises map	Figure 1	Current premises map inserted

References

1. DER July 2015. Guidance Statement: Regulatory principles. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
2. DER, October 2015. Guidance Statement: Setting conditions. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
3. DER, August 2016. Guidance Statement: Licence duration. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
4. DER, February 2017. Guidance Statement: Risk Assessments. Department of Environment Regulation, Perth. Accessed at www.dwer.wa.gov.au
5. DWER, June 2019. Guideline: Decision Making. Department of Water and Environmental Regulation, Perth. Accessed at www.dwer.wa.gov.au