

# Licence Variation

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Licence - 20702

AUSTRALIAN STRATEGIC MATERIALS (HOLDINGS) LTD  
ABN 51 091 489 511 ACN 091 489 511  
PO BOX 768  
WEST PERTH WA 6872

Attention: Mike Sutherland

Notice Number      1621594  
File Number        EF13/8531  
Date                 15-Aug-2022

## NOTICE OF VARIATION OF LICENCE NO. 20702

### BACKGROUND

- A. AUSTRALIAN STRATEGIC MATERIALS (HOLDINGS) LTD (“the licensee”) is the holder of Environment Protection Licence No. 20702 (“the licence”) issued under the *Protection of the Environment Operations Act 1997* (“the Act”). The licence authorises the carrying out of activities at TOONGI ROAD, DUBBO, NSW, 2830 (“the premises”).
- B. On the Environment Protection Authority (EPA) instigated a licence variation.
- C. On 9 August 2022 the EPA sent the licensee a draft copy of the licence variation. The licensee responded to the EPA on the same day regarding the proposed variation.

### VARIATION OF LICENCE NO. 20702

1. By this notice the EPA varies licence No. 20702. The attached licence document contains all variations that are made to the licence by this notice.
2. The following variations have been made to the licence:
  - Fee Based Activity Scale for Extractive Activities was 100,000-500,000 tonne annually extracted or processed.  
**has been replaced with:**
  - Fee Based Activity Scale for Extractive Activities was 30,000-50,000 tonne annually extracted or processed.

# Licence Variation

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.....  
**Damien Robert Rindfleish**  
**Unit Head**  
**Environment Protection Authority**  
(by Delegation)

## **INFORMATION ABOUT THIS NOTICE**

- This notice is issued under section 58(5) of the Act.
- Details provided in this notice, along with an updated version of the licence, will be available on the EPA's Public Register (<http://www.epa.nsw.gov.au/prpoeo/index.htm>) in accordance with section 308 of the Act.

## **Appeals against this decision**

- You can appeal to the Land and Environment Court against this decision. The deadline for lodging the appeal is 21 days after you were given notice of this decision.

## **When this notice begins to operate**

- The variations to the licence specified in this notice begin to operate immediately from the date of this notice, unless another date is specified in this notice.
- If an appeal is made against this decision to vary the licence and the Land and Environment Court directs that the decision is stayed the decision does not operate until the stay ceases to have effect or the Land and Environment Court confirms the decision or the appeal is withdrawn (whichever occurs first).

# Environment Protection Licence

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## Licence Details

Number:	20702
Anniversary Date:	14-March

## Licensee

AUSTRALIAN STRATEGIC MATERIALS (HOLDINGS) LTD

PO BOX 768

WEST PERTH WA 6872

## Premises

DUBBO PROJECT

TOONGI ROAD

DUBBO NSW 2830

## Scheduled Activity

Cement or lime works

Chemical storage

Crushing, grinding or separating

Extractive activities

Mineral processing

Mining for minerals

## Fee Based Activity

## Scale

Cement or lime handling	0-30000 T annual handling capacity
Crushing, grinding or separating	0-30000 T annual processing capacity
Extractive activities	> 30000-50000 T annually extracted or processed
General chemicals storage	0-5000 kL storage capacity
Mineral processing	0-30000 T annual processing capacity
Mining for minerals	0-30000 T annual production capacity



# Environment Protection Licence

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## **Contact Us**

NSW EPA

4 Parramatta Square

12 Darcy Street

PARRAMATTA NSW 2150

Phone: 131 555

Email: [info@epa.nsw.gov.au](mailto:info@epa.nsw.gov.au)

Locked Bag 5022

PARRAMATTA NSW 2124



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## Information about this licence

### Dictionary

A definition of terms used in the licence can be found in the dictionary at the end of this licence.

### Responsibilities of licensee

Separate to the requirements of this licence, general obligations of licensees are set out in the Protection of the Environment Operations Act 1997 ("the Act") and the Regulations made under the Act. These include obligations to:

- ensure persons associated with you comply with this licence, as set out in section 64 of the Act;
- control the pollution of waters and the pollution of air (see for example sections 120 - 132 of the Act);
- report incidents causing or threatening material environmental harm to the environment, as set out in Part 5.7 of the Act.

### Variation of licence conditions

The licence holder can apply to vary the conditions of this licence. An application form for this purpose is available from the EPA.

The EPA may also vary the conditions of the licence at any time by written notice without an application being made.

Where a licence has been granted in relation to development which was assessed under the Environmental Planning and Assessment Act 1979 in accordance with the procedures applying to integrated development, the EPA may not impose conditions which are inconsistent with the development consent conditions until the licence is first reviewed under Part 3.6 of the Act.

### Duration of licence

This licence will remain in force until the licence is surrendered by the licence holder or until it is suspended or revoked by the EPA or the Minister. A licence may only be surrendered with the written approval of the EPA.

### Licence review

The Act requires that the EPA review your licence at least every 5 years after the issue of the licence, as set out in Part 3.6 and Schedule 5 of the Act. You will receive advance notice of the licence review.

### Fees and annual return to be sent to the EPA

For each licence fee period you must pay:

- an administrative fee; and
- a load-based fee (if applicable).



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The EPA publication “A Guide to Licensing” contains information about how to calculate your licence fees. The licence requires that an Annual Return, comprising a Statement of Compliance and a summary of any monitoring required by the licence (including the recording of complaints), be submitted to the EPA. The Annual Return must be submitted within 60 days after the end of each reporting period. See condition R1 regarding the Annual Return reporting requirements.

Usually the licence fee period is the same as the reporting period.

## Transfer of licence

The licence holder can apply to transfer the licence to another person. An application form for this purpose is available from the EPA.

## Public register and access to monitoring data

Part 9.5 of the Act requires the EPA to keep a public register of details and decisions of the EPA in relation to, for example:

- licence applications;
- licence conditions and variations;
- statements of compliance;
- load based licensing information; and
- load reduction agreements.

Under s320 of the Act application can be made to the EPA for access to monitoring data which has been submitted to the EPA by licensees.

## This licence is issued to:

<b>AUSTRALIAN STRATEGIC MATERIALS (HOLDINGS) LTD</b>
<b>PO BOX 768</b>
<b>WEST PERTH WA 6872</b>

subject to the conditions which follow.



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## 1 Administrative Conditions

### A1 What the licence authorises and regulates

A1.1 This licence authorises the carrying out of the scheduled development work listed below at the premises listed in A2:

On-site earthworks and construction activities in preparation for the commencement of scheduled activities as approved by the then Department of Planning and Environment on 28 May 2015 (SSD-5251).

A1.2 This licence authorises the carrying out of the scheduled activities listed below at the premises specified in A2. The activities are listed according to their scheduled activity classification, fee-based activity classification and the scale of the operation.

Unless otherwise further restricted by a condition of this licence, the scale at which the activity is carried out must not exceed the maximum scale specified in this condition.

Scheduled Activity	Fee Based Activity	Scale
Cement or lime works	Cement or lime handling	0 - 30000 T annual handling capacity
Crushing, grinding or separating	Crushing, grinding or separating	0 - 30000 T annual processing capacity
Extractive activities	Extractive activities	> 30000 - 50000 T annually extracted or processed
Chemical storage	General chemicals storage	0 - 5000 kL storage capacity
Mineral processing	Mineral processing	0 - 30000 T annual processing capacity
Mining for minerals	Mining for minerals	0 - 30000 T annual production capacity

A1.3 The licensee is prohibited from carrying out the scheduled activities identified at condition A1.2 of this licence during the undertaking of those scheduled development works identified at condition A1.1 above.

A1.4 Condition A1.3 above does not apply to those extractive activities permitted by DA 2016-70-2 as approved by Dubbo Regional Council on 7 July 2021.

### A2 Premises or plant to which this licence applies

A2.1 The licence applies to the following premises:

Premises Details
DUBBO PROJECT
TOONGI ROAD
DUBBO

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NSW 2830

LOT 1 DP 133581, LOT A DP 391069, LOT 19 DP 405495, LOT 55 DP 405495,  
 LOT B DP 439352, LOT 311 DP 595631, LOT 35 DP 753220, LOT 18 DP  
 753252, LOT 19 DP 753252, LOT 1 DP 818802, LOT 7300 DP 1149010, LOT 1  
 DP 1201149

## A3 Information supplied to the EPA

A3.1 Works and activities must be carried out in accordance with the proposal contained in the licence application, except as expressly provided by a condition of this licence.

In this condition the reference to "the licence application" includes a reference to:

- a) the applications for any licences (including former pollution control approvals) which this licence replaces under the Protection of the Environment Operations (Savings and Transitional) Regulation 1998; and
- b) the licence information form provided by the licensee to the EPA to assist the EPA in connection with the issuing of this licence.

A3.2 Any other document and/or management plan is not to be taken as part of the documentation in condition A3.1, other than those documents and/or management plans specifically referenced in this licence.

## 2 Discharges to Air and Water and Applications to Land

### P1 Location of monitoring/discharge points and areas

P1.1 The following points referred to in the table below are identified in this licence for the purposes of weather and/or noise monitoring and/or setting limits for the emission of noise from the premises.

#### *Noise/Weather*

EPA identification no.	Type of monitoring point	Location description
2	Meteorological Station	Meteorological weather station at the premises identified as M-1 as defined by document titled Figure 6 - Noise Monitoring Locations emailed to the EPA on 27/09/2021 (EPA Reference DOC21/849046)
3	Noise monitoring	Receptor R1 identified as N-1 as defined by document titled Figure 6 - Noise Monitoring Locations emailed to the EPA on 27/09/2021 (EPA Reference DOC21/849046)

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4	Noise monitoring	Receptor R23 identified as N-23 as defined by document titled Figure 6 - Noise Monitoring Locations emailed to the EPA on 27/09/2021 (EPA Reference DOC21/849046)
5	Noise monitoring	Receptor R7B identified as N-7B as defined by document titled Figure 6 - Noise Monitoring Locations emailed to the EPA on 27/09/2021 (EPA Reference DOC21/849046)
6	Noise monitoring	Receptor R12 identified as N-12 as defined by document titled Figure 6 - Noise Monitoring Locations emailed to the EPA on 27/09/2021 (EPA Reference DOC21/849046)
7	Noise monitoring	Receptor R20 identified as N-20 as defined by document titled Figure 6 - Noise Monitoring Locations emailed to the EPA on 27/09/2021 (EPA Reference DOC21/849046)
8	Noise monitoring	All other residential receptors

## 3 Limit Conditions

### L1 Pollution of waters

L1.1 Except as may be expressly provided in any other condition of this licence, the licensee must comply with section 120 of the Protection of the Environment Operations Act 1997.

### L2 Waste

L2.1 The licensee must not cause, permit or allow any waste generated outside the premises to be received at the premises for storage, treatment, processing, reprocessing or disposal or any waste generated at the premises to be disposed of at the premises, except as expressly permitted by the licence.

### L3 Noise limits

L3.1 Noise generated at the premises that is measured at each noise monitoring point established under this licence must not exceed the noise levels specified in Column 4 of the table below for that point during the corresponding time periods specified in Column 1 when measured using the corresponding measurement parameters listed in Column 2.

#### POINT 3,4,5,6,7,8

Time period	Measurement parameter	Measurement frequency	Noise level dB(A)
Day	LAeq (15 minute)	-	35

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Evening	LAeq (15 minute)	-	35
Night	LAeq (15 minute)	-	35
Night	Lmax OR LA1,1min	-	45

L3.2 For the purpose of condition L3.1 above:

- a) day is defined as the period from 7am to 6pm Monday to Saturday and 8am to 6pm Sundays and Public Holidays;
- b) evening is defined as the period from 6pm to 10pm; and
- c) night is defined as the period from 10pm to 7am Monday to Saturday and 10pm to 8am Sundays and Public Holidays.

L3.3 The noise limits set out in condition L3.1 of this licence apply under all meteorological conditions except for the following:

- a) wind speeds greater than 3 metres/second at 10 metres above ground level; or
- b) stability category F temperature inversion conditions and wind speeds greater than 2 metres/second at 10 metres above ground level; or
- c) stability category G temperature inversion conditions.

L3.4 For the purposes of condition L3.3 above:

- a) data recorded by the meteorological station identified as EPA Identification Point(s) 2 must be used to determine meteorological conditions; and
- b) temperature inversion conditions (stability category) are to be determined by the sigma-theta method referred to in Part E4 of Appendix E to the NSW Industrial Noise Policy.

L3.5 To determine compliance:

- a) with the Leq(15 minute) noise limits stipulated by condition L3.1 of this licence, the noise measurement equipment must be located:
  - i) approximately on the property boundary, where any dwelling is situated 30 metres or less from the property boundary closest to the premises; or
  - ii) within 30 metres of a dwelling façade, but not closer than 3m, where any dwelling on the property is situated more than 30 metres from the property boundary closest to the premises; or, where applicable
  - iii) within approximately 50 metres of the boundary of a National Park or a Nature Reserve.
- b) with the LA1(1 minute) noise limits stipulated by condition L3.1 of this licence, the noise measurement equipment must be located within 1 metre of a dwelling façade.
- c) with the noise limits stipulated by condition L3.1 of this licence, the noise measurement equipment must be located:
  - i) at the most affected point at a location where there is no dwelling at the location; or
  - ii) at the most affected point within an area at a location prescribed by part (a) or part (b) of this condition.

L3.6 A non-compliance of the noise limits stipulated in condition L3.1 of this licence will still occur where noise generated from the premises in excess of the appropriate limit is measured:

- a) at any noise sensitive location other than those stipulated by this licence; and/or
- b) at a point other than the most affected point at any noise sensitive location.

L3.7 For the purposes of determining the noise generated at the premises the modification factors in Section 4 of the NSW Industrial Noise Policy must be applied, as appropriate, to the noise levels measured by the noise

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monitoring equipment.

## L4 Blasting

L4.1 Blasting in or on the premises must only be carried out during the following time periods:

- a) 9am and 5pm Monday to Friday; and
- b) 9am and 12noon Saturday.

Blasting in or on the premises must not take place on Sundays or Public Holidays without the prior written approval of the EPA.

L4.2 The overpressure level from blasting operations carried out in or on the premises must not:

- a) exceed 115 dB(L) for more than 5% of the total number of blasts carried out on the premises within the 12 months annual reporting period; and
- b) exceed 120 dB(L) at any time at any residence or noise sensitive location (such as a school or hospital) that is not owned by the licensee or subject of a private agreement between the owner of the residence or noise sensitive location and the licensee as to an alternative overpressure level.

L4.3 The ground vibration peak particle velocity from blasting operations carried out in or on the premises must not:

- a) exceed 5mm/second for more than 5% of the total number of blasts carried out on the premises within the 12 months annual reporting period; and
- b) exceed 10mm/second at any time at any residence or noise sensitive location (such as a school or hospital) that is not owned by the licensee or subject of a private agreement between the owner of the residence or noise sensitive location and the licensee as to an alternative ground vibration level.

L4.4 Blasting at the premises is limited to the following on each day on which blasting is permitted or as otherwise approved in writing by the EPA:

- a) a maximum of 2 blasts per day;
- b) 5 blasts per week, averaged over a calendar year.

This condition does not apply to blasts that generate ground vibration of 0.5mm/s or less at any residence on privately owned land, or blasts required to ensure the safety of the site or its workers.

## L5 Hours of operation

L5.1 Unless otherwise stipulated by a condition of this licence, construction activities at the premises must only occur during the following time periods:

- a) 7am to 6pm Monday to Friday;
- b) 8am to 1pm Saturday; and
- c) at no time on Sundays or Public Holidays.

## L6 Potentially offensive odour

L6.1 No condition of this licence identifies a potentially offensive odour for the purposes of Section 129 of the Protection of the Environment Operations Act 1997.

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Note: Section 129 of the Protection of the Environment Operations Act 1997, provides that the licensee must not cause or permit the emission of any offensive odour from the premises but provides a defence if the emission is identified in the relevant environment protection licence as a potentially offensive odour and the odour was emitted in accordance with the conditions of a licence directed at minimising odour.

## 4 Operating Conditions

### O1 Activities must be carried out in a competent manner

O1.1 Licensed activities must be carried out in a competent manner.

This includes:

- a) the processing, handling, movement and storage of materials and substances used to carry out the activity; and
- b) the treatment, storage, processing, reprocessing, transport and disposal of waste generated by the activity.

### O2 Maintenance of plant and equipment

O2.1 All plant and equipment installed at the premises or used in connection with the licensed activity:

- a) must be maintained in a proper and efficient condition; and
- b) must be operated in a proper and efficient manner.

### O3 Dust

O3.1 The premises must be maintained in a condition which minimises or prevents the emission of dust from the premises.

O3.2 All operations and activities occurring at the premises must be carried out in a manner that will minimise the emission of dust from the premises.

O3.3 Trucks entering and leaving the premises that are carrying loads of dust generating material must be covered at all times, except during loading and unloading.

### O4 Emergency response

Note: The licensee must maintain, and implement as necessary, a current Pollution Incident Response Management Plan (PIRMP) for the premises in accordance with Part 5.7A of the Protection of the Environment Operations Act 1997 and Part 3A of the Protection of the Environment Operations (General) Regulation 2009.

### O5 Processes and management

O5.1 Prior to the commencement of any surface disturbance and construction activities, the licensee must install and maintain appropriate erosion and sediment control measures at the premises in accordance with the publication "Managing Urban Stormwater: Soils and construction – Volume 1" (Landcom, 2004), "Managing Urban Stormwater: Soils and construction – Volume 2A, Installation of Services" (DECC, 2008) and

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"Managing Urban Stormwater: Soils and construction – Volume 2E, Mines and quarries" (DECC, 2008).

- O5.2 The licensee must maximise the diversion of run-on waters from lands upslope and around the site whilst land disturbance activities are being undertaken.
- O5.3 The drainage from all areas that will mobilise suspended solids when stormwater runs over these areas must be controlled and diverted through appropriate erosion and sediment control measures.
- O5.4 All above ground tanks, vessels, drums and containers (not including fuel or oil storages fixed to a piece of plant or equipment or a vehicle such as an internal fuel tank) containing material capable of causing harm to the environment must be stored within a bund or within an alternative spill containment system in accordance with any relevant standards.
- O5.5 The licensee must take all practicable measures to minimise the tracking of mud and waste by vehicles leaving the premises.

## O6 Waste management

- O6.1 The licensee must ensure that any liquid and non liquid waste generated and/or stored at the premises that is to be sent offsite:
  - a) is assessed and classified in accordance with the EPA's Waste Classification Guidelines as in force from time to time prior to leaving the premises; or
  - b) where the waste is covered by an in-force Resource Recovery Order and Exemption, the waste must meet the conditions of the relevant Order prior to leaving the premises.

## 5 Monitoring and Recording Conditions

### M1 Monitoring records

- M1.1 The results of any monitoring required to be conducted by this licence or a load calculation protocol must be recorded and retained as set out in this condition.
- M1.2 All records required to be kept by this licence must be:
  - a) in a legible form, or in a form that can readily be reduced to a legible form;
  - b) kept for at least 4 years after the monitoring or event to which they relate took place; and
  - c) produced in a legible form to any authorised officer of the EPA who asks to see them.
- M1.3 The following records must be kept in respect of any samples required to be collected for the purposes of this licence:
  - a) the date(s) on which the sample was taken;
  - b) the time(s) at which the sample was collected;
  - c) the point at which the sample was taken; and
  - d) the name of the person who collected the sample.

Note: Page Break.

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## M2 Environmental monitoring

- M2.1 The licensee must monitor all blasts carried out in or on the premises at or near the nearest residence or noise sensitive location (such as a school or hospital) that is not owned by the licensee or subject of a private agreement between the licensee and owner of the residence or noise sensitive location relating to alternative blasting limits, to adequately determine compliance with the blast limits stipulated by conditions L4.2 and L4.3 of this licence.
- M2.2 The licensee, following the receipt of a noise related complaint and if required by the EPA, must undertake noise monitoring as required in writing by the EPA.

## M3 Weather monitoring

- M3.1 At the point(s) identified below, the licensee must monitor (by sampling and obtaining results by analysis) the parameters specified in Column 1 of the table below, using the corresponding sampling method, units of measure, averaging period and sampling frequency, specified opposite in the Columns 2, 3, 4 and 5 respectively.

### POINT 2

Parameter	Sampling method	Units of measure	Averaging period	Frequency
Rainfall	AM-4	millimetres	1 hour	Continuous
Wind Direction at 10 metres	AM-2 & AM-4	Degrees	15 minutes	Continuous
Siting	AM-1 & AM-4	-	-	-
Sigma Theta	AM-2 & AM-4	Degrees	-	Continuous
Wind Speed at 10 metres	AM-2 & AM-4	metres per second	15 minutes	Continuous

## M4 Recording of pollution complaints

- M4.1 The licensee must keep a legible record of all complaints made to the licensee or any employee or agent of the licensee in relation to pollution arising from any activity to which this licence applies.
- M4.2 The record must include details of the following:
- the date and time of the complaint;
  - the method by which the complaint was made;
  - any personal details of the complainant which were provided by the complainant or, if no such details were provided, a note to that effect;
  - the nature of the complaint;
  - the action taken by the licensee in relation to the complaint, including any follow-up contact with the complainant; and
  - if no action was taken by the licensee, the reasons why no action was taken.



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M4.3 The record of a complaint must be kept for at least 4 years after the complaint was made.

M4.4 The record must be produced to any authorised officer of the EPA who asks to see them.

## M5 Telephone complaints line

M5.1 The licensee must operate during its operating hours a telephone complaints line for the purpose of receiving any complaints from members of the public in relation to activities conducted at the premises or by the vehicle or mobile plant, unless otherwise specified in the licence.

M5.2 The licensee must notify the public of the complaints line telephone number and the fact that it is a complaints line so that the impacted community knows how to make a complaint.

M5.3 The preceding two conditions do not apply until - the date of the issue of this licence.

## 6 Reporting Conditions

### R1 Annual return documents

R1.1 The licensee must complete and supply to the EPA an Annual Return in the approved form comprising:

1. a Statement of Compliance,
2. a Monitoring and Complaints Summary,
3. a Statement of Compliance - Licence Conditions,
4. a Statement of Compliance - Load based Fee,
5. a Statement of Compliance - Requirement to Prepare Pollution Incident Response Management Plan,
6. a Statement of Compliance - Requirement to Publish Pollution Monitoring Data; and
7. a Statement of Compliance - Environmental Management Systems and Practices.

At the end of each reporting period, the EPA will provide to the licensee notification that the Annual Return is due.

R1.2 An Annual Return must be prepared in respect of each reporting period, except as provided below.

Note: The term "reporting period" is defined in the dictionary at the end of this licence. Do not complete the Annual Return until after the end of the reporting period.

R1.3 Where this licence is transferred from the licensee to a new licensee:

- a) the transferring licensee must prepare an Annual Return for the period commencing on the first day of the reporting period and ending on the date the application for the transfer of the licence to the new licensee is granted; and
- b) the new licensee must prepare an Annual Return for the period commencing on the date the application for the transfer of the licence is granted and ending on the last day of the reporting period.

Note: An application to transfer a licence must be made in the approved form for this purpose.

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- R1.4 Where this licence is surrendered by the licensee or revoked by the EPA or Minister, the licensee must prepare an Annual Return in respect of the period commencing on the first day of the reporting period and ending on:
- in relation to the surrender of a licence - the date when notice in writing of approval of the surrender is given; or
  - in relation to the revocation of the licence - the date from which notice revoking the licence operates.
- R1.5 The Annual Return for the reporting period must be supplied to the EPA via eConnect *EPA* or by registered post not later than 60 days after the end of each reporting period or in the case of a transferring licence not later than 60 days after the date the transfer was granted (the 'due date').
- R1.6 The licensee must retain a copy of the Annual Return supplied to the EPA for a period of at least 4 years after the Annual Return was due to be supplied to the EPA.
- R1.7 Within the Annual Return, the Statements of Compliance must be certified and the Monitoring and Complaints Summary must be signed by:
- the licence holder; or
  - by a person approved in writing by the EPA to sign on behalf of the licence holder.

## R2 Notification of environmental harm

Note: The licensee or its employees must notify all relevant authorities of incidents causing or threatening material harm to the environment immediately after the person becomes aware of the incident in accordance with the requirements of Part 5.7 of the Act.

- R2.1 Notifications must be made by telephoning the Environment Line service on 131 555.
- R2.2 The licensee must provide written details of the notification to the EPA within 7 days of the date on which they became aware of the incident.

## R3 Written report

- R3.1 Where an authorised officer of the EPA suspects on reasonable grounds that:
- where this licence applies to premises, an event has occurred at the premises; or
  - where this licence applies to vehicles or mobile plant, an event has occurred in connection with the carrying out of the activities authorised by this licence, and the event has caused, is causing or is likely to cause material harm to the environment (whether the harm occurs on or off premises to which the licence applies), the authorised officer may request a written report of the event.
- R3.2 The licensee must make all reasonable inquiries in relation to the event and supply the report to the EPA within such time as may be specified in the request.
- R3.3 The request may require a report which includes any or all of the following information:
- the cause, time and duration of the event;
  - the type, volume and concentration of every pollutant discharged as a result of the event;
  - the name, address and business hours telephone number of employees or agents of the licensee, or a

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specified class of them, who witnessed the event;

d) the name, address and business hours telephone number of every other person (of whom the licensee is aware) who witnessed the event, unless the licensee has been unable to obtain that information after making reasonable effort;

e) action taken by the licensee in relation to the event, including any follow-up contact with any complainants;

f) details of any measure taken or proposed to be taken to prevent or mitigate against a recurrence of such an event; and

g) any other relevant matters.

R3.4 The EPA may make a written request for further details in relation to any of the above matters if it is not satisfied with the report provided by the licensee. The licensee must provide such further details to the EPA within the time specified in the request.

## 7 General Conditions

### G1 Copy of licence kept at the premises or plant

G1.1 A copy of this licence must be kept at the premises to which the licence applies.

G1.2 The licence must be produced to any authorised officer of the EPA who asks to see it.

G1.3 The licence must be available for inspection by any employee or agent of the licensee working at the premises.

### G2 Contact number for incidents and responsible employees

G2.1 The licensee must operate 24-hour telephone contact lines for the purpose of enabling the EPA to directly contact one or more representatives of the licensee who can:

a) respond at all times to incidents relating to the premises; and

b) contact the licensee's senior employees or agents authorised at all times to:

i) speak on behalf of the licensee; and

ii) provide any information or document required under this licence.

G2.2 The licensee is to inform the EPA in writing of the appointment of any subsequent contact persons, or changes to the person's contact details as soon as practicable and in any event within fourteen days of the appointment or change.

### G3 Signage

G3.1 The location of each Monitoring and Discharge point must be clearly marked by signs that indicate the point identification number used in this licence and be located as close as practical to the point.

# Environment Protection Licence

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## Dictionary

### General Dictionary

<b>3DGM [in relation to a concentration limit]</b>	Means the three day geometric mean, which is calculated by multiplying the results of the analysis of three samples collected on consecutive days and then taking the cubed root of that amount. Where one or more of the samples is zero or below the detection limit for the analysis, then 1 or the detection limit respectively should be used in place of those samples
<b>Act</b>	Means the Protection of the Environment Operations Act 1997
<b>activity</b>	Means a scheduled or non-scheduled activity within the meaning of the Protection of the Environment Operations Act 1997
<b>actual load</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>AM</b>	Together with a number, means an ambient air monitoring method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .
<b>AMG</b>	Australian Map Grid
<b>anniversary date</b>	The anniversary date is the anniversary each year of the date of issue of the licence. In the case of a licence continued in force by the Protection of the Environment Operations Act 1997, the date of issue of the licence is the first anniversary of the date of issue or last renewal of the licence following the commencement of the Act.
<b>annual return</b>	Is defined in R1.1
<b>Approved Methods Publication</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>assessable pollutants</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>BOD</b>	Means biochemical oxygen demand
<b>CEM</b>	Together with a number, means a continuous emission monitoring method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .
<b>COD</b>	Means chemical oxygen demand
<b>composite sample</b>	Unless otherwise specifically approved in writing by the EPA, a sample consisting of 24 individual samples collected at hourly intervals and each having an equivalent volume.
<b>cond.</b>	Means conductivity
<b>environment</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>environment protection legislation</b>	Has the same meaning as in the Protection of the Environment Administration Act 1991
<b>EPA</b>	Means Environment Protection Authority of New South Wales.
<b>fee-based activity classification</b>	Means the numbered short descriptions in Schedule 1 of the Protection of the Environment Operations (General) Regulation 2009.
<b>general solid waste (non-putrescible)</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997

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<b>flow weighted composite sample</b>	Means a sample whose composites are sized in proportion to the flow at each composites time of collection.
<b>general solid waste (putrescible)</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>grab sample</b>	Means a single sample taken at a point at a single time
<b>hazardous waste</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>licensee</b>	Means the licence holder described at the front of this licence
<b>load calculation protocol</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>local authority</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>material harm</b>	Has the same meaning as in section 147 Protection of the Environment Operations Act 1997
<b>MBAS</b>	Means methylene blue active substances
<b>Minister</b>	Means the Minister administering the Protection of the Environment Operations Act 1997
<b>mobile plant</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>motor vehicle</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>O&amp;G</b>	Means oil and grease
<b>percentile [in relation to a concentration limit of a sample]</b>	Means that percentage [eg.50%] of the number of samples taken that must meet the concentration limit specified in the licence for that pollutant over a specified period of time. In this licence, the specified period of time is the Reporting Period unless otherwise stated in this licence.
<b>plant</b>	Includes all plant within the meaning of the Protection of the Environment Operations Act 1997 as well as motor vehicles.
<b>pollution of waters [or water pollution]</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>premises</b>	Means the premises described in condition A2.1
<b>public authority</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>regional office</b>	Means the relevant EPA office referred to in the Contacting the EPA document accompanying this licence
<b>reporting period</b>	For the purposes of this licence, the reporting period means the period of 12 months after the issue of the licence, and each subsequent period of 12 months. In the case of a licence continued in force by the Protection of the Environment Operations Act 1997, the date of issue of the licence is the first anniversary of the date of issue or last renewal of the licence following the commencement of the Act.
<b>restricted solid waste</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>scheduled activity</b>	Means an activity listed in Schedule 1 of the Protection of the Environment Operations Act 1997
<b>special waste</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>TM</b>	Together with a number, means a test method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .

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<b>TSP</b>	Means total suspended particles
<b>TSS</b>	Means total suspended solids
<b>Type 1 substance</b>	Means the elements antimony, arsenic, cadmium, lead or mercury or any compound containing one or more of those elements
<b>Type 2 substance</b>	Means the elements beryllium, chromium, cobalt, manganese, nickel, selenium, tin or vanadium or any compound containing one or more of those elements
<b>utilisation area</b>	Means any area shown as a utilisation area on a map submitted with the application for this licence
<b>waste</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>waste type</b>	Means liquid, restricted solid waste, general solid waste (putrescible), general solid waste (non-putrescible), special waste or hazardous waste
<b>Wellhead</b>	Has the same meaning as in Schedule 1 to the Protection of the Environment Operations (General) Regulation 2021.

Mr Lindsay Fulloon

Environment Protection Authority

(By Delegation)

Date of this edition: 14-March-2016

## End Notes

- |   |  |
|---|--|
| 2 | Licence format updated on 02-Feb-2017                  |
| 3 | Licence varied by notice 1582614 issued on 19-Jul-2019 |
| 4 | Licence varied by notice 1607053 issued on 29-Sep-2021 |