

Licence Variation

Licence - 20721



ROADS AND MARITIME SERVICES
Trading as RMS
ABN 76 236 371 088
Level 7 266 King Street
NEWCASTLE NSW 2300

Attention: Mr Benjamin Phillipson

Notice Number 1549894
File Number EF15/16334
Date 03-Jul-2017

NOTICE OF VARIATION OF LICENCE NO. 20721

BACKGROUND

- A. ROADS AND MARITIME SERVICES Trading as RMS ("the licensee") is the holder of Environment Protection Licence No. 20721 ("the licence") issued under the *Protection of the Environment Operations Act 1997* ("the Act"). The licence authorises the carrying out of activities at 47 Myoora Road, SOMERSBY, NSW, 2250 ("the premises").
- B. On 07-Dec-2016 the Environment Protection Authority (EPA) received an application for the variation of the licence.
- C. The variation application seeks to vary the licence to move from a scheduled development works license for preliminary works to a scheduled activities licence enabling commencement of full road construction work consistent with the Review of Environmental Factors and consent conditions.
- D. In addition to the conditions sought to be varied by the licensee, the Environment Protection Authority (EPA) has also included conditions consistent with other Roads and Maritime Services road construction licences to ensure consistency across the spectrum and that all licences conditions meet contemporary standards.
- E. The variations are set out below.
- F. This variation notice does not authorise a significant increase in the environmental impact of the activity authorised or controlled by the licence.

Licence Variation



VARIATION OF LICENCE NO. 20721

1. By this notice the EPA varies licence No. 20721. 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 and its conditions:
 - **Information About the Licence**
 - Page One: Licensee's Address Updated
 - Page One: Premises Address Updated
 - Page Five: Licensee's Address Updated

Conditions listed below have been removed added or edited:

- **Discharges to Air and Water and Applications to Land**
 - Condition P1.1 - removed as there are no identified monitoring or authorised discharge points for the road construction works project
- **Administrative Conditions**
 - Condition A1.1:- updated to identify scheduled activities and Note added at end of condition A1.1.
 - Condition A1.2:- removed as no longer relevant. This condition defined early works carried out at part of scheduled development works.
 - Condition A2.1:- Premises description updated to reflect entire project boundary document.
- **Limit Conditions**
 - Former condition L2.1: - Standard construction hours revised and relocated to Condition L4.1.
 - Condition L2.3:- removed as this condition related to hours of operations for scheduled development works activities.
 - Conditions:- L4.2 to L4.8 added relating to extended construction hours, work generating high noise impact and requirements for critical works.
 - Condition L5.1:- standard condition for potentially offensive odour added and Note added at end of condition L5.1.
- **Operating Conditions**
 - Condition O3.1:- updated to standard dust emissions condition for scheduled activities.
 - Conditions O3.3 to O3.5:- standard conditions added relating to dust management.
 - Condition O4.1:- standard emergency response condition added.
 - Former condition O4.1 moved to Condition O5.1 which relates to erosion and sediment controls.
 - Former condition O5.1 moved to Condition O7.1 which relates to vehicular access at Pinnacle Place ancillary site.
 - Former condition O5.2 moved to Condition O5.7 which relates to chemical, fuel and oil storage.
 - Conditions O6.1 to O6.3:- standard conditions that relate to waste management at the premises.
 - Condition O7.2:- standard condition added that relates to carrying out activities in an environmentally satisfactory manner.

Licence Variation



- **Monitoring Conditions**

- Condition M3.4:- standard condition added relating to nomination of a licensee representative to the EPA.

.....
Rebecca Scrivener
Acting Unit Head
North - Hunter
(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).

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Licence Details	
Number:	20721
Anniversary Date:	30-November

Licensee
ROADS AND MARITIME SERVICES
LEVEL 7 266 KING STREET
NEWCASTLE NSW 2300

Premises
M1 UPGRADES KARIONG TO SOMERSBY
47 MYOORA ROAD
SOMERSBY NSW 2250

Scheduled Activity
Extractive activities
Road construction

Fee Based Activity	Scale
Land-based extractive activity	> 50000-100000 T annual capacity to extract, process or store
Road construction	0-10 km of road constructed, widened or re-routed

Region
North - Hunter
Ground Floor, NSW Govt Offices, 117 Bull Street
NEWCASTLE WEST NSW 2302
Phone: (02) 4908 6800
Fax: (02) 4908 6810
PO Box 488G NEWCASTLE
NSW 2300

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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:

ROADS AND MARITIME SERVICES
LEVEL 7 266 KING STREET
NEWCASTLE NSW 2300

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 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
Extractive activities	Land-based extractive activity	> 50000 - 100000 T annual capacity to extract, process or store
Road construction	Road construction	0 - 10 km of road constructed, widened or re-routed

Note: *In relation to this licence, the licensee must comply with:*

- *The activity scale limits imposed by this licence.*
- *The activity scale limits which apply for the reporting period specified in this licence.*
- *The activity scale limits imposed by other legal instruments, such as approvals currently in force under the Environmental Planning and Assessment Act 1979."*

A2 Premises or plant to which this licence applies

A2.1 The licence applies to the following premises:

Premises Details
M1 UPGRADES KARIONG TO SOMERSBY
47 MYOORA ROAD
SOMERSBY
NSW 2250
LOT 131 DP 1034432, LOT 8 DP 1093201
AND ALL AREAS AS SHOWN ON THE SUBMITTED DOCUMENT ENTITLED "SCHEDULED PREMISES". SEE ATTACHMENT C OF TRIM REF DOC16/619786-01.

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:

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- 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.

2 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 or as permitted by Resource Recovery Orders and Exemptions.

L3 Noise limits

- L3.1 Where a noise limit has not been prescribed, all operations and activities occurring on the premises must be conducted in a manner that will not cause offensive noise.

L4 Hours of operation

- L4.1 Standard construction hours

Unless otherwise specified by any other condition of this licence, all construction activities are:

- a) restricted to between the hours of 7:00am and 6:00pm Monday to Friday;
- b) restricted to between the hours of 8:00am and 1:00pm Saturday; and
- c) not to be undertaken on Sundays or Public Holidays.

- L4.2 Extended construction working hours are permitted during the following additional times:
Monday to Friday from 6am to 7am and 6pm to 8pm,
Saturday from 7am to 8am and 1pm to 5pm.
No work on Sundays or Public Holidays

Note: The licensee has provided information that extended construction hours listed above are consistent with the approved project and the associated Environmental Impact Assessment, Review of Environmental factors and extensive community consultation. These hours are also consistent with the categories of works outlined in the Interim Construction Noise Guidelines (ICNG) 2009 which provides for

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public infrastructure works that shorten the length of a project and are supported by the affected community.

L4.3 Work generating high noise impact

Any high noise impact works must only be undertaken:

- a) between the hours of 8:00am and 6:00pm Monday to Friday;
- b) between the hours of 8:00am and 1:00pm Saturday; and
- c) in continuous blocks of no more than 3 hours, with at least a 1 hour respite between each block of work generating high noise impact, where the location of the work is likely to impact the same receivers; except as expressly permitted by another condition of this licence.

For the purposes of this Condition 'continuous' includes any period during which there is less than a 1 hour respite between ceasing and recommencing any of the work the subject of this Condition.

L4.4 The categories of work that may be undertaken outside the standard construction hours and extended construction hours are:

- a) the delivery of oversized plant or structures that police or other authorised authorities determine require special arrangements to transport along public roads;
- b) emergency work to avoid the loss of lives or property, or to prevent environmental harm;
- c) works that are not more than 5 dB(A) over the rating background level (RBL) at the nearest noise sensitive receiver as assessed by acoustic investigation;
- d) the licensee may undertake works which are more than 5dB(A) above RBL if agreement between the licensee and potentially affected noise sensitive receivers must be recorded in writing and a copy of the agreement(s) sent to the EPA, and kept on the premises by the licensee for the duration of the licence; and
- e) where agreement cannot be reached with the noise sensitive receiver(s) for works assessed to be more than 5 dB(A) above RBL, consultation with the EPA is required prior to work commencing.

L4.5 This condition defines the critical works and associated mitigation measures to be employed as described in the environmental assessment documents: "*M1 Pacific Motorway Kariong ramps and Kariong to Somersby widening - review of environmental factors (December 2014)*"; and "*M1 Upgrade Kariong to Somersby concrete road surface repairs - addendum review of environmental factors (May 2016)*".

Identified Critical Works	Definition of Critical Works	Minimum Mitigation Measures to be Employed
Repair of isolated small sections of existing motorway pavement (concrete slab replacement)	As defined in Section 3.1 of M1 Upgrade Kariong to Somersby concrete road surface repairs – Addendum review of environmental factors May 2016	Safeguards and management measures listed in Table 6.3.4 of M1 Upgrade Kariong to Somersby concrete road surface repairs – Addendum review of environmental factors May 2016
Transport, placement and removal of temporary traffic safety barriers	As defined in Sections 3.3.1, 3.3.2 – Site Establishment in M1 Pacific Motorway Kariong Ramps and Kariong to Somersby Widening – Review of Environmental Factors – October 2014	Safeguards and management measures listed in Table 6.15 of M1 Pacific Motorway Kariong Ramps and Kariong to Somersby Widening – Review of Environmental Factors – October 2014

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Critical changes to operational motorway traffic paths to facilitate a staged construction process	As defined in Sections 3.3.8 (vehicle movements), 6.1.2 (traffic impacts – Construction) in M1 Pacific Motorway Kariong Ramps and Kariong to Somersby Widening – Review of Environmental Factors – October 2014	Safeguards and management measures listed in Table 6.5 of M1 Pacific Motorway Kariong Ramps and Kariong to Somersby Widening – Review of Environmental Factors – October 2014
Widening of existing bridges and pavement works near Gindurra Road	Defined as Northbound Option 5 and Southbound Option 5 on pages 21 and 22, Table 3.4 and section 3.3.3 of M1 Pacific Motorway Kariong Ramps and Kariong to Somersby Widening – Review of Environmental Factors – October 2014	Safeguards and management measures listed in Table 6.15 of M1 Pacific Motorway Kariong Ramps and Kariong to Somersby Widening – Review of Environmental Factors – October 2014

L4.6 The licensee may undertake the critical works defined in Condition L4.5

- outside the standard construction hours prescribed in Condition L4.1;
- outside the extended construction hours prescribed in Condition L4.2;
- outside the requirements prescribed in condition L4.3; and
- outside the noise limits prescribed in Condition L4.4.

L4.7 The licensee must undertake all reasonable measures to consult with any affected noise sensitive receivers prior to carrying out any critical works prescribed in Condition L4.5.

L4.8 The licensee shall notify the EPA at least 7 days prior to commencing any critical works prescribed in condition L4.5.

L5 Potentially offensive odour

L5.1 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.

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.

3 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.

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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 licensee must ensure that construction work is carried out by such practicable means as may be necessary to minimise dust emissions on the premises.
- O3.2 All trafficable areas and vehicle manoeuvring areas in or on the premises must be maintained, at all times, in a condition that will minimise the emission of dust to the air, or emission from the premises of wind-blown or traffic generated dust.
- O3.3 Trucks entering and leaving the premises that are carrying loads of dust generating materials must have their loads covered at all times, except during loading and unloading.
- O3.4 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.
- O3.5 The premises must be maintained in a condition which minimises or prevents the emission of dust from the premises.

O4 Emergency response

- O4.1 The licensee must maintain, and implement as necessary, a current emergency response plan for the premises. The licensee must keep the emergency response plan on the premises at all times. The emergency response plan must document systems and procedures to deal with all types of incidents (e.g. spills, explosions or fire) that may occur at the premises or that may be associated with activities that occur at the premises and which are likely to cause harm to the environment. If a current emergency response plan does not exist at the date on which this condition is attached to the licence, the licensee must develop an emergency response plan within three months of that date.

O5 Processes and management

- O5.1 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.
- O5.2 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 licensee must minimise the area of the site that is able to generate suspended material when water runs over it.

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O5.4 The licensee must ensure erosion and sediment control and/or pollution control measures/structures are designed, constructed, operated and maintained to ensure compliance with condition L1.1 of this licence.

O5.5 All erosion and sediment control measures installed on the premises must be inspected and works undertaken to repair and/or maintain these controls:

- a) Weekly during normal construction hours outlined in Condition L3.1;
- b) daily during periods of rainfall; and
- c) within 24 hours of the cessation of a rainfall event causing runoff to occur on or from the premises.

The licensee must record all such inspections including observations and works undertaken to repair and/or maintain erosion and sediment controls.

O5.6 All above ground tanks containing material that is likely to cause environmental harm must be bunded or have an alternative spill containment system in place.

O5.7 The licensee must ensure that all chemicals, fuels and oils stored at the premises are contained within appropriately designed bunded areas that meet the following requirements:

- a) comply with any relevant Australian Standards for the liquids being stored; and
- b) have impervious flooring and walls; and
- c) have a minimum capacity of 110% of the volume of the largest container stored within the bund.

Note: Additional information on bunding design, construction and maintenance can be found in the EPA's Guide: *"Storing and Handling Liquids: Environmental Protection, Participants Manual"*

O6 Waste management

O6.1 Any waste removed off site must be transported from the premises and disposed of in a lawful manner.

O6.2 The licensee must ensure that any liquid and/or non liquid waste generated and/or stored at the premises is assessed and classified in accordance with the EPA's Waste Classification Guidelines as in force from time to time.

O6.3 The licensee must ensure that waste identified for recycling is stored separately from other waste.

O7 Other operating conditions

O7.1 Formal constructed vehicular access to and from the Pinnacle Place ancillary site will be via Pinnacle Place, and not via Myoora Road.

O7.2 The licensee must ensure that activities are conducted in an environmentally satisfactory manner. The licensee must ensure that vehicles or containers prior to leaving the premises are clean and sealed in a manner that will not cause materials or wastes used in conducting the activities at the premises to be tracked, thrown from, blown, fall, or cast from any vehicle or container onto a public road.

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4 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.

M2 Recording of pollution complaints

M2.1 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.

M2.2 The record must include details of the following:

- a) the date and time of the complaint;
- b) the method by which the complaint was made;
- c) any personal details of the complainant which were provided by the complainant or, if no such details were provided, a note to that effect;
- d) the nature of the complaint;
- e) the action taken by the licensee in relation to the complaint, including any follow-up contact with the complainant; and
- f) if no action was taken by the licensee, the reasons why no action was taken.

M2.3 The record of a complaint must be kept for at least 4 years after the complaint was made.

M2.4 The record must be produced to any authorised officer of the EPA who asks to see them.

M3 Telephone complaints line

M3.1 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.

M3.2 The licensee must notify the public of the complaints line telephone number and the fact that it is a

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complaints line so that the impacted community knows how to make a complaint.

M3.3 The preceding two conditions do not apply until four weeks after the date of the issue of this licence.

M3.4 The licensee must nominate to the EPA a representative of the company that is available at all times and is capable of providing immediate assistance or response during emergencies or any other incidents at the premises. The name of the nominated representative and their contact details, including their telephone number, must be current at all times. The nomination and contact details must be provided to the EPA's Regional Manager - Hunter at PO Box 488G, Newcastle NSW 2300, or by email to hunter.region@epa.nsw.gov.au.

Note: This condition does not apply until two (2) weeks after the date of issue of the variation notice to include this condition.

5 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 a copy of the form that must be completed and returned to the EPA.

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.

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:

- a) in relation to the surrender of a licence - the date when notice in writing of approval of the surrender is given; or
- b) in relation to the revocation of the licence - the date from which notice revoking the licence operates.

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- 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:
 - a) the licence holder; or
 - b) by a person approved in writing by the EPA to sign on behalf of the licence holder.

R2 Notification of environmental harm

- R2.1 Notifications must be made by telephoning the Environment Line service on 131 555.

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.

- R2.2 The licensee must provide written details of the notification to the EPA within 7 days of the date on which the incident occurred.

R3 Written report

- R3.1 Where an authorised officer of the EPA suspects on reasonable grounds that:
 - a) where this licence applies to premises, an event has occurred at the premises; or
 - b) 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:
 - a) the cause, time and duration of the event;
 - b) the type, volume and concentration of every pollutant discharged as a result of the event;
 - c) the name, address and business hours telephone number of employees or agents of the licensee, or a 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;

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- 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.

6 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.

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Dictionary

General Dictionary

3DGM [in relation to a concentration limit]	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
Act	Means the Protection of the Environment Operations Act 1997
activity	Means a scheduled or non-scheduled activity within the meaning of the Protection of the Environment Operations Act 1997
actual load	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
AM	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> .
AMG	Australian Map Grid
anniversary date	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.
annual return	Is defined in R1.1
Approved Methods Publication	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
assessable pollutants	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
BOD	Means biochemical oxygen demand
CEM	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> .
COD	Means chemical oxygen demand
composite sample	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.
cond.	Means conductivity
environment	Has the same meaning as in the Protection of the Environment Operations Act 1997
environment protection legislation	Has the same meaning as in the Protection of the Environment Administration Act 1991
EPA	Means Environment Protection Authority of New South Wales.
fee-based activity classification	Means the numbered short descriptions in Schedule 1 of the Protection of the Environment Operations (General) Regulation 2009.
general solid waste (non-putrescible)	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997

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flow weighted composite sample	Means a sample whose composites are sized in proportion to the flow at each composites time of collection.
general solid waste (putrescible)	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
grab sample	Means a single sample taken at a point at a single time
hazardous waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
licensee	Means the licence holder described at the front of this licence
load calculation protocol	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
local authority	Has the same meaning as in the Protection of the Environment Operations Act 1997
material harm	Has the same meaning as in section 147 Protection of the Environment Operations Act 1997
MBAS	Means methylene blue active substances
Minister	Means the Minister administering the Protection of the Environment Operations Act 1997
mobile plant	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
motor vehicle	Has the same meaning as in the Protection of the Environment Operations Act 1997
O&G	Means oil and grease
percentile [in relation to a concentration limit of a sample]	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.
plant	Includes all plant within the meaning of the Protection of the Environment Operations Act 1997 as well as motor vehicles.
pollution of waters [or water pollution]	Has the same meaning as in the Protection of the Environment Operations Act 1997
premises	Means the premises described in condition A2.1
public authority	Has the same meaning as in the Protection of the Environment Operations Act 1997
regional office	Means the relevant EPA office referred to in the Contacting the EPA document accompanying this licence
reporting period	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.
restricted solid waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
scheduled activity	Means an activity listed in Schedule 1 of the Protection of the Environment Operations Act 1997
special waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
TM	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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TSP	Means total suspended particles
TSS	Means total suspended solids
Type 1 substance	Means the elements antimony, arsenic, cadmium, lead or mercury or any compound containing one or more of those elements
Type 2 substance	Means the elements beryllium, chromium, cobalt, manganese, nickel, selenium, tin or vanadium or any compound containing one or more of those elements
utilisation area	Means any area shown as a utilisation area on a map submitted with the application for this licence
waste	Has the same meaning as in the Protection of the Environment Operations Act 1997
waste type	Means liquid, restricted solid waste, general solid waste (putrescible), general solid waste (non - putrescible), special waste or hazardous waste

Mr Cameron Perry

Environment Protection Authority

(By Delegation)

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End Notes