

General Terms of Approval - Issued



Notice No: 1582927

The General Manager
Moree Plains Shire Council
PO Box 420
MOREE NSW 2400

PLANNING PORTAL SUBMISSION

Attention: Murray Amos

Notice Number 1582927

Date 23-Mar-2021

Issued pursuant to Section 4.46 Environmental Planning and Assessment Act 1979

Dear Mr Amos,

Re: Concurrence and referral request CNR-13769 - Application DA2019/37 (Amended) - Proposed Meppem Quarry - Lot 10 DP751753 & Lot 110 DP 257328, Manamoi Road, Bellata NSW

I refer to the development application for the proposed Meppem Quarry ("the project") at 73 Wilgaroi Road, Gurley. The Environment Protection Authority (EPA) has reviewed the following documents:

- Development Application and Environmental Impact Statement (EIS) relating to CNR-567, received by the EPA on 17 June 2019;
- Amended Development Application (CNR-13769) and EIS, received by the EPA on 21 October 2020; and
- Revised EIS received by the EPA on 17 February 2021.

The EPA understands that the original application received on 17 June 2019 was amended to reflect changes to the haul road route.

The EPA provided general terms of approval (GTAs) on 26 July 2019. The EPA has reviewed the subsequent information provided and has made a number of amendments to the previously issued GTAs. The updated GTA's now replace those issued in July 2019. The applicant will need to obtain an environment protection licence for extractive activities and crushing, grinding or separating before commencing construction of the quarry.

The EPA's assessment of the project was limited to activities at the quarry site, which would require an environment protection licence, and did not consider noise or dust issues on public roads.

The updated GTAs for the project are provided at **Attachment A**. New and amended conditions are marked by an asterisk, bold type and strike out. Conditions where sections are highlighted in yellow indicate specific location details are to be advised by the proponent, preferably before being included on any consent for the project.

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If Moree Plains Shire Council approves the project conditions in Attachment A should be incorporated into the development consent. The general terms relate to the development as proposed in documents and information currently held by the EPA.

Mandatory environment protection licence conditions are also provided for your information at **Attachment B**.

If the development is modified either by the applicant prior to the granting of consent, or as a result of the conditions proposed to be attached to the consent, council needs to consult with the EPA about the changes before the consent is issued. This will allow the EPA to determine whether its general terms need to be modified in light of the changes.

Noise

The Noise Impact Assessment (NIA) indicated that Project Noise Trigger Levels will not be exceeded if crushing and screening do not occur prior to the daytime period. Therefore, the EPA has adopted hours of operation in GTA Condition L5.5 requiring that crushing and screening activities do not occur before 7:00am.

The EPA encourages the applicant to develop an Operational Noise Management Plan for the site which sets out how the project will be managed to ensure compliance with the general terms of approval. This should include the management measures outlined in Section 12 of the NIA.

Additionally, the EPA encourages the applicant to prepare a Construction Noise Management Plan, including the noise management strategies described in Appendix V of the NIA.

Air

The EPA encourages the applicant to develop an Air Quality Management Plan that includes, but is not limited to:

- Site specific benchmarking of emission controls with best management practice;
- Key performance indicator(s);
- Monitoring method(s);
- Location, frequency and duration of monitoring;
- Record keeping;
- Response mechanisms; and
- Compliance reporting.

The Air Quality Management Plan should be implemented prior to the commencement of any dust generating activities associated with the proposal.

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If you have any questions, or wish to discuss this matter further, please call Daniel Stokes on 6773 7000 or email armidale@epa.nsw.gov.au

Yours sincerely

A handwritten signature in black ink, appearing to read 'Lindsay Fulloon', written over a dotted line.

Lindsay Fulloon

Manager

Regional West - Armidale

(by Delegation)

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Attachment A – General Terms of Approval for DA2019/37 – Meppem Quarry

Administrative conditions

A1. Information supplied to the EPA

- A1.1** Except as expressly provided by these general terms of approval, works and activities must be carried out in accordance with the proposal contained in:
- the development application DA2019/37 submitted to Moree Plains Shire Council on 28 May 2019; and
 - the revised Environmental Impact Statement received by the EPA on 17 February 2021 relating to the development.

A2. Fit and Proper Person

- A2.1** The applicant must, in the opinion of the EPA, be a fit and proper person to hold a licence under the *Protection of the Environment Operations Act 1997*, having regard to the matters in s.83 of that Act.

Limit conditions

L1. Pollution of waters

- L1.1** Except as may be expressly provided by a licence under the *Protection of the Environment Operations Act 1997* in relation of the development, Section 120 of the *Protection of the Environment Operations Act 1997* must be complied with in and in connection with the carrying out of the development.

L2. Concentration limits

- L2.1** The only authorised discharge point is the spillway of the sediment dam to be built on the premises. The exact location and coordinates of the discharge point must be provided to council and the EPA as soon as practicable once the dam is built.
- L2.2** For each discharge point, the concentration of a pollutant discharged at that point, or applied to that area, must not exceed the concentration limits specified for that pollutant in Table 1.
- L2.3** Where a pH quality limit is specified in Table 1, the specified percentage of samples must be within the specified ranges.
- L2.4** To avoid any doubt, Conditions L2.1, L2.2 and L2.3 do not authorise the discharge or emission of any other pollutants.
- L2.5** The total suspended solids concentration limits specified in Table 1 may be exceeded for water discharged from the sediment dam provided that:

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- a) the discharge occurs solely as a result of rainfall measured at the premises exceeding 36.3 millimetres over any consecutive 5-day period immediately before the discharge occurred; and
- b) all practicable measures have been implemented to dewater all sediment dams within 5 days of rainfall so they have sufficient capacity to store runoff from a 36.3 millimetre, 5-day rainfall event.

Note: 36.3 millimetres is the 5-day 90th percentile rainfall depth for Moree in Table 6.3a of Volume 1 of *Managing urban stormwater: soils and construction* (4th edition, March 2004).

Table 1 - Discharge Point: Overflow from the spillway of sediment dam (exact location to be confirmed)

Pollutant	Units of measure	50% concentration limit	90% concentration limit	3DGM concentration limit	100% concentration limit
Oil & grease	mg/L	-	-	-	10
pH	pH	-	-	-	6.5-8.5
Total suspended solids	mg/L	-	-	-	50

L3. Waste

L3.1 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 a licence under the *Protection of the Environment Operations Act 1997*.

L3.2 This condition only applies to the storage, treatment, processing, reprocessing or disposal of waste at the premises if it requires an environment protection licence under the *Protection of the Environment Operations Act 1997*.

Note: Condition L3 is included to ensure that a premises based activity is not used as a waste facility (unless that scheduled activity is permitted by another condition).

L4. Noise limits

***L4.1** Noise generated at the premises must not exceed the noise limits **at the times and locations** presented in the table below. ~~at the nominated locations:~~

Location	Noise Limits in dB(A)		
	Morning Shoulder		Day
	LAeq(15 minute)	LAm _{ax}	LAeq(15 minute)
"Manamoi" 425 Manamoi Road, Gurley (Lot 1, DP 24614)	35	52	40
"Wilgaroi" 207 Wilgaroi Road, Bellata (Lot 97, DP 753961)	35	52	40

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"Baringa" 1215 Berrigal Creek Road, Bellata (Lot 3, DP 24614)	35	52	40
"Saltwell" 1499 Berrigal Creek Road	35	52	40
"Black Ridge" 73 Wilgaroi Road	35	52	40
"Yarrabindi" 1733 Boo Boo Road	35	52	40
"Boundary Well" 1396 Berrigal Creek Road	35	52	40

***L4.2** For the purposes of Condition L4.1:

- **Morning Shoulder means the period from 6am to 7am Monday to Saturday and the period from 6am to 8am Sunday and public holidays.**
- Day is the period from 7am to 6pm Monday to Saturday, and 8am to 6pm Sundays and Public Holidays.
- ~~Evening is the period from 6pm to 10pm.~~
- ~~Night is the period from 10pm to 7am Monday to Saturday, and 10pm to 8am Sundays and Public Holidays.~~

***L4.3 Noise-enhancing meteorological conditions**

- a) The noise limits in Condition L4.1 apply under ~~all~~ **the following** meteorological conditions ~~except for~~:

Assessment Period	Meteorological Conditions
Day	Stability Categories A, B, C and D with wind speeds up to and including 0.5m/s at 10m above ground level
Night	Stability Categories A, B, C and D with wind speeds up to and including 3m/s at 10m above ground level; or Stability category E and F with wind speeds up to and including 2m/s at 10m above ground level.

- b) **For those meteorological conditions not referred to in condition L4.3(a), the noise limits that apply are the noise limits in condition L4.1 plus 5dB.**

~~a) Wind speeds greater than 3 metres per second at 10 metres above ground level~~

~~b) Stability category F temperature inversion conditions and wind speeds greater than 2 metres per second at 10 metres above ground level, or~~

~~c) Stability category G temperature inversion conditions.~~

***L4.4 For the purposes of condition L4.3:**

- an a) The meteorological conditions are to be determined from meteorological data obtained from **on-site meteorological station or alternate representative meteorological station agreed to in writing by the EPA.**
- b) Stability category shall be determined using the following method from Fact Sheet D of the *Noise Policy for Industry* (NSW EPA, 2017):
- i. Use of sigma-theta data (section D1.4).

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~~L4.4~~ Noise from the premises must not exceed the limits in L4.1 positively adjusted by 5dB, during these meteorological conditions:

- ~~a) Wind speeds greater than 3 metres per second at 10 metres above ground level~~
- ~~b) Stability category F temperature inversion conditions and wind speeds greater than 2 metres per second at 10 metres above ground level, or~~
- ~~c) Stability category G temperature inversion conditions.~~

***L4.5** To determine compliance:

a) with the LAeq(15 minute) **or** **L_{Amax}** noise limits in Condition L4.1 and **L4.3**, the noise measurement equipment must be located:

- approximately on the property boundary, where any dwelling is situated 30 metres or less from the property boundary closest to the premises; **or where applicable,**
- 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,
- within approximately 50 metres of the boundary of a National Park or a Nature Reserve.
- **at any other location identified in condition L4.1.**

b) with the noise limits in Condition L4.1 and L4.4, the noise measurement equipment must be located:

- at the **reasonably** most affected point at a location where there is no dwelling at the location, or
- at the **reasonably** most affected point within an area at a location prescribed by Condition L4.5(a).

Note: *The reasonably most affected point is a point at a location, or within an area at a location, experiencing or expected to experience the highest sound pressure level from the premises.*

~~L4.5~~ For the purposes of Conditions ~~L4.3~~ and ~~L4.4~~:

- ~~a) Data recorded by a Bureau of Meteorology meteorological station at Moree must be used to determine meteorological conditions, and~~
- ~~b) Temperature inversion conditions (stability category) must be determined by the sigma-theta method referred to in Fact Sheet D of the Noise Policy for Industry.~~

~~Note:~~ *The location of the Bureau of Meteorology Meteorological Station is to be negotiated with the Proponent by the EPA and Consent Authority.*

L4.6 A non-compliance of Condition L4.1 or L4.4, as applicable, will still occur where noise generated from the premises in excess of the appropriate limit is measured:

- at a location other than an area prescribed by conditions L4.5(a) and L4.5(b), and/or
- at a point other than the most affected point at a location.

***L4.7** For the purposes of determining the noise generated at the premises the modifying **factor corrections** factors in **Table C1** in Fact Sheet C of the *Noise Policy for Industry (NSW EPA, 2017)* may be applied, as appropriate, to the noise levels measured by the noise monitoring equipment.

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- *L4.8 Noise measurements must not be undertaken where rain or wind speed at microphone level will affect the acquisition of valid measurements.**

L5. Hours of operation

- *L5.1** ~~The hours of operation must be limited to~~ **Activities at the premises must only be conducted between 6:00am to 6:00pm, Monday to Friday and 6:00am to 1:00pm on Saturday.** No work is to be carried out on Sunday or public holidays. For the purpose of this licence, "work" includes all activities on the premises associated with the project, during construction and operation.
- *L5.2 All construction work must only be conducted between 7:00am and 6:00pm Monday to Friday and between 8:00am and 1:00pm Saturday. No construction work may be carried out during Sundays and public holidays.**
- *L5.3** The following activities may take place outside the hours specified in Condition L5.1 **and L5.2**:
- a) the delivery of materials required by the police or other authorities for safety reasons
 - b) activities required in an emergency to avoid loss of life, property, and/or to prevent environmental harm
 - c) activities approved through the process in Condition L5.3.
- *L5.4** The hours of operation specified in condition L5.1 **and L5.2** may be varied with the prior written approval of the EPA. Any request to vary the hours of operation must include:
- a) details of the nature and justification for activities to be conducted during the varied construction hours
 - b) evidence that appropriate consultation has been undertaken with potentially affected sensitive receivers and Moree Plains Shire Council
 - c) a noise impact assessment using the guidelines in the *Noise Policy for Industry* (EPA 2017), and other relevant EPA noise guidelines in force at the time of assessment.
- *L5.5 Crushing and processing activities must only be undertaken:**
- a) **between the hours of 7:00am and 6:00pm Monday to Friday; and**
 - b) **between the hours of 7:00am and 1:00pm Saturday**
- *L5.6 Truck movements to and from the site are restricted to 7:00am and 6:00pm, Monday to Friday and between 7:00am and 1:00pm Saturday to minimise the impact on sleep during the night time period.**

L6. Blasting

Overpressure

- L6.1** The airblast overpressure level from blasting operations at the premises must not exceed 120dB (Lin Peak) at any time at any noise sensitive location. Error margins associated with any monitoring equipment used to measure this are not to be taken into account in determining whether or not the limit has been exceeded.
- L6.2** The airblast overpressure level from blasting operations at the premises must not exceed 115dB (Lin Peak) at any noise sensitive location for more than five per cent of the total number of blasts in each reporting period.

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Error margins associated with any monitoring equipment used to measure this are not to be taken into account in determining whether or not the limit has been exceeded.

Ground vibration (ppv)

- L6.3** Ground vibration peak particle velocity from blasting operations at the premises must not exceed 10 millimetres per second at any time at any noise sensitive location. Error margins associated with any monitoring equipment used to measure this are not to be taken into account in determining whether or not the limit has been exceeded.
- L6.4** Ground vibration peak particle velocity from blasting operations at the premises must not exceed 5 millimetres per second at any noise sensitive location for more than five per cent of the total number of blasts in each reporting period. Error margins associated with any monitoring equipment used to measure this are not to be taken into account in determining whether or not the limit has been exceeded.

Time of blasting

- *L6.5** Blasting at the premises may only take place between 9:00am and **3:00pm**, Monday to **Friday**, or **9.00am and 1.00pm on Saturday**. Blasting must not take place on public holidays
- L6.6** Blasting outside the hours specified in Condition L6.5 can only take place with the written approval of the EPA.
- *L6.7** **The airblast overpressure and ground vibration levels in conditions L6.1 to L6.4 do not apply at noise sensitive locations that are owned by the licensee or subject to a private agreement, relating to airblast overpressure and ground vibration levels, between the proponent and land owner.**

Frequency of blasting

- L6.8** Blasting at the premises is limited to 1 blast each day on which blasting is permitted.

L7. Production Limit

- L7.1** Extraction from the premises must not exceed 490,000 tonnes during any consecutive 12 month period.
- L7.2** For the purposes of determining compliance with this condition, a record of each vehicle carrying each load from the premises must be maintained by the applicant, to enable production to be calculated for any consecutive 12 month period by multiplying the number of loads for each vehicle type by the known capacity of each relevant vehicle.

Operating conditions

Note: Conditions O1 and O2 are mandatory on all environment protection licences and are included in Attachment B.

O3. Odour

Note: The POEO Act states that no offensive odour may be emitted from particular premises unless potentially offensive odours are identified in the licence and the odours are emitted in accordance with conditions specifically directed at minimising the odours.

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04. Dust

- 04.1** Activities occurring at the premises must be carried out in a manner that will minimise emissions of dust from the premises.
- 04.2** Trucks entering and leaving the premises that are carrying loads must be covered at all times, except during loading and unloading.
- *04.3** All unsealed haul roads must be regularly watered to prevent to minimise the emission of dust from the premises.
- *04.4** When undertaking crushing of extracted material, wet suppression must be applied to prevent or minimise the emission of dust.
- *04.5** No more than 1,818 tonnes of material can be extracted per day.
- *04.6** No more than 3,000 tonnes of material can be transported from the premises per day.

05. Stormwater/sediment control - Construction Phase

- 05.1** A *Soil and Water Management Plan (SWMP)* must be prepared and implemented. The plan must describe the measures that will be employed to minimise soil erosion and the discharge of sediment and other pollutants to lands and waters during construction activities and be prepared in accordance with the guidance in *Managing Urban Stormwater: Soils and Construction* (available at <http://www.environment.nsw.gov.au/stormwater/publications.htm>).

06. Stormwater/sediment control - Operation Phase

- 06.1** An erosion and sediment control plan must be prepared and implemented. The plan must describe the measures that will be used to minimise soil erosion and the discharge of sediment and other pollutants to lands and waters for the life of the project, and be prepared in accordance with the guidance in *Managing Urban Stormwater: Soils and Construction*, particularly *Volume 2E: Mines and quarries* (available at <http://www.environment.nsw.gov.au/stormwater/publications.htm>).

07. Emergency Response

- 07.1** 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.

Monitoring and recording conditions

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M1. Monitoring records

- M1.1** The results of any monitoring required to be conducted by the EPA's general terms of approval, or a licence under the *Protection of the Environment Operations Act 1997*, in relation to the development must be recorded and retained as set out in conditions M1.2, M1.3 and M1.4.
- M1.2** All records required to be kept by the licence must be:
- in a legible form, or in a form that can readily be reduced to a legible form;
 - kept for at least 4 years after the monitoring or event to which they relate took place; and
 - 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:
- the date(s) on which the sample was taken;
 - the time(s) at which the sample was collected;
 - the point at which the sample was taken; and
 - the name of the person who collected the sample.

M2. Requirement to monitor concentration of pollutants discharged

- M2.1** For each monitoring/ discharge point or utilisation area specified below, the applicant must monitor (by sampling and obtaining results by analysis) the concentration of each pollutant specified in Column 1. The applicant must use the sampling method, units of measure, and sample at the frequency, specified opposite in the other columns:

Table 2 - Discharge Point: Overflow from the spillway of water sediment basin (exact location to be confirmed)

Pollutant	Unit of measure	Frequency	Sampling Method
Oil & grease	mg/L	Special frequency 1	Representative sample
pH	pH	Special frequency 1	Representative sample
Total suspended solids	mg/L	Special frequency 1	Representative sample

- M2.2** For the purposes of Condition M2.1, "Special frequency 1" means as soon as practicable, and no more than 12 hours, after overflow commences, and before any controlled discharge from the sediment basin.

M3. Testing methods - concentration limits

- M3.1** Monitoring for the concentration of a pollutant discharged to waters or applied to a utilisation area required by condition **M2** must be done in accordance with:
- the Approved Methods Publication; or

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- if there is no methodology required by the Approved Methods Publication, by the general terms of approval or by the licence under the *Protection of the Environment Operations Act 1997*, a method approved by the EPA in writing before any tests are conducted,
- unless otherwise expressly provided in the licence.

M4. Blast monitoring

M4.1 To determine compliance with Conditions L6.1 to L6.4:

a) Airblast overpressure and ground vibration levels must be measured and **electronically** recorded in **accordance with the ANZECC guidelines** for all blasts carried out at the premises; and ~~at the nearest residence that is not owned by the applicant or subject to a private agreement relating to airblast overpressure and ground vibration levels.~~

b) **The written records must include:**

- i) **the time and date of each blast;**
- ii) **the station(s) at which the noise was measured;**
- iii) **the ground vibration for each blast;**
- iv) **the airblast overpressure for each blast;**
- v) **evidence that during the past 12 months, a calibration check had been carried out on each blast monitor to ensure accuracy of the reported data; and**
- vi) **the waveform for the ground vibration and overpressure for each blast that exceeds a ground vibration of 5mm/sec (peak particle velocity) or an airblast overpressure of 115dB(B).**

c) Instrumentation used to measure and record airblast overpressure and ground vibration levels must meet the requirements of Australian Standard AS 2187.2-2006.

Note: A breach will still occur if airblast overpressure or ground vibration levels from blasting at the premises exceeds a limit specified in Conditions L6.1 to L6.4 at any "noise sensitive location" other than the one specified in Condition M4.1.

M4.2 The airblast overpressure and ground vibration limits in Conditions L6.1 to L6.4 do not apply at noise sensitive

locations that are owned by the licensee or subject to a private agreement, relating to airblast overpressure and ground vibration, between the applicant and owner of the noise sensitive location.

M5. Noise Monitoring

M5.1 Noise monitoring requirements may be added to the environment protection licence for the premises if the EPA receives complaints about noise emissions from the premises, or otherwise suspects that noise limits have not been complied with.

Reporting conditions

R1.1 The applicant must provide an annual return to the EPA in relation to the development as required by any licence under the *Protection of the Environment Operations Act 1997* in relation to the development. In the return the

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applicant must report on the annual monitoring undertaken (where the activity results in pollutant discharges), provide a summary of complaints relating to the development, report on compliance with licence conditions and provide a calculation of licence fees (administrative fees and, where relevant, load based fees) that are payable. If load based fees apply to the activity the applicant will be required to submit load-based fee calculation worksheets with the return.

Definitions

- Approved Methods Publication - the document entitled "Approved Methods for the Sampling and Analysis of Water Pollutants in New South Wales", prepared by the EPA and published in the Gazette, as in force from time to time.
- Noise Policy for Industry - the document entitled "Noise Policy for Industry" published by the Environment Protection Authority in October 2017.
- Noise - 'sound pressure levels' for the purposes of Conditions L4.1 to L4.8.
 - **L_{Aeq}(15 minute)** - the value of the A-weighted sound pressure level of a continuous steady sound that, over a 15 minute time interval, has the same mean square sound pressure level as a sound under consideration with a level that varies with time (Australian Standard AS 1055:2018 *Acoustics: description and measurement of environmental noise*).
 - **L_{AFmax}** - the maximum sound pressure level of an event measured with a sound level meter satisfying Australian Standard AS IEC 61672.1-2013 *Electroacoustics - Sound level meters - Part 1: Specifications* set to 'A' frequency weighting and fast time weighting.
- "Noise sensitive locations" are buildings used as a residence, hospital, school, child care centre, place of public worship and nursing homes, as well as the land within 30 metres of any such building.

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Attachment B – Mandatory Conditions for all EPA licences

Administrative conditions

A3 Other activities

A3.1 This licence applies to all other activities carried on at the premises.

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.

Monitoring and recording conditions

M5 Recording of pollution complaints

M5.1 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.

M5.2 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;

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- 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.

M5.3 The record of a complaint must be kept for at least 4 years after the complaint was made.

M5.4 The record must be produced to any authorised officer of the EPA who asks to see them.

M6 Telephone complaints line

M6.1 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.

M6.2 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.

M6.3 Conditions M6.1 and M6.2 do not apply until 3 months after the licence is issued.

Reporting conditions

R1 Annual Return documents

What documents must an Annual Return contain?

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

- e. a Statement of Compliance,
- f. a Monitoring and Complaints Summary,
- g. a Statement of Compliance - Licence Conditions,
- h. a Statement of Compliance - Load based Fee,
- i. a Statement of Compliance - Requirement to Prepare Pollution Incident Response Management Plan,
- j. a Statement of Compliance - Requirement to Publish Pollution Monitoring Data; and
- k. a Statement of Compliance - Environmental Management Systems and Practices.

Before 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.

Period covered by Annual Return

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

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

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

- x. 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
- y. 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.

Deadline for Annual Return

R1.4 The Annual Return for the reporting period must be supplied to the EPA using eConnect EPA or 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').

Licensee must retain copy of Annual Return

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.

Certifying of Statement of Compliance and Signing of Monitoring and Complaints Summary

R1.7 Within the Annual Return, the Statement of Compliance must be certified and the Monitoring and Complaints Summary must be signed by:

- a. the licence holder; or
- b. 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 EPA's Pollution 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 the incident occurred.

Note: *The licensee or its employees must notify the EPA 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*

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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; and
 - 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;
 - 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.

General conditions

G1 Copy of licence kept at the premises or on the vehicle or mobile plant

- G1.1** A copy of this licence must be kept at the premises or on the vehicle or mobile plant 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 or operating the vehicle or mobile plant.

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G2 Contact number for incidents and responsible employees

- G2.1** The licensee must operate one 24-hour telephone contact line for the purpose of enabling the EPA:
- a. to contact the licensee or a representative of the licensee who can respond at all times to incidents relating to individual premises, and
 - b. to 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 licence.
- G2.2** The licensee must inform the EPA of the contact number within 3 months of the licence being issued.