# Permit

***Environmental Protection Act 1994***

## Environmental authority EA0002883

*This environmental authority is issued by the administering authority under Chapter 5 of the* Environmental Protection Act 1994.

## Environmental authority number: EA0002883

**Environmental authority takes effect on the day it is issued.**

The first annual fee is payable within 20 business days of the effective date.

The anniversary date of this environmental authority is the same day each year as the effective date. Payment of the annual fee will be due each year on the anniversary day.

## Environmental authority holder

| Name | Registered address |
|---|---|
| D & M Hose Pty Ltd | C/- Peter Quinn & Associates Pty Ltd<br>141 Adelaide Street<br>MARYBOROUGH QLD 4650 |

## Environmentally relevant activity and location details

| Environmentally relevant activities | Location |
|---|---|
| ERA 62 – Resource recovery and transfer facility operation - 1: operating a facility for receiving and sorting, dismantling, baling or temporarily storing - (a) scrap metal, non-putrescible waste or green waste only. | 246-248 Ariadne Street, MARYBOROUGH QLD 4650 – LOT 2 on RP171872 |

**Additional information for applicants**

Environmentally relevant activities

The description of any environmentally relevant activity (ERA) for which an environmental authority (EA) is issued is a restatement of the ERA as defined by legislation at the time the EA is issued. Where there is any inconsistency between that description of an ERA and the conditions stated by an EA as to the scale, intensity or manner of carrying out an ERA, the conditions prevail to the extent of the inconsistency.

An EA authorises the carrying out of an ERA and does not authorise any environmental harm unless a condition stated by the EA specifically authorises environmental harm.

A person carrying out an ERA must also be a registered suitable operator under the *Environmental Protection Act 1994* (EP Act).



ABN 46 640 294 485

Queensland Government

Contaminated land

It is a requirement of the EP Act that an owner or occupier of contaminated land give written notice to the administering authority if they become aware of the following:

- the happening of an event involving a hazardous contaminant on the contaminated land (notice must be given within 24 hours); or
- a change in the condition of the contaminated land (notice must be given within 24 hours); or
- a notifiable activity (as defined in Schedule 3) having been carried out, or is being carried out, on the contaminated land (notice must be given within 20 business days)

that is causing, or is reasonably likely to cause, serious or material environmental harm.

For further information, including the form for giving written notice, refer to the Queensland Government website www.qld.gov.au, using the search term 'duty to notify'.

Take effect

Please note that, in accordance with section 200 of the EP Act, an EA has effect:

a) if the authority is for a prescribed ERA and it states that it takes effect on the day nominated by the holder of the authority in a written notice given to the administering authority-on the nominated day; or

b) if the authority states a day or an event for it to take effect-on the stated day or when the stated event happens; or

c) otherwise - on the day the authority is issued.

If you have incorrectly claimed that an additional authorisation is not required, carrying out the ERA without the additional authorisation is not legal and could result in your prosecution for providing false or misleading information or operating without a valid environmental authority.

**Scott Blanchard**
Department of Environment and Science
Delegate of the administering authority
*Environmental Protection Act 1994*

**Enquiries:**
Waste Assessment
Department of Environment and Science
Phone: 1300 130 372
Email: palm@des.qld.gov.au

**Date of issue: 24 JUNE 2021**

**Obligations under the *Environmental Protection Act 1994***

In addition to the requirements found in the conditions of this environmental authority, the holder must also meet their obligations under the EP Act, and the regulations made under the EP Act. For example, the holder must comply with the following provisions of the Act:

- general environmental duty (section 319)
- duty to notify environmental harm (section 320-320G)
- offence of causing serious or material environmental harm (sections 437-439)
- offence of causing environmental nuisance (section 440)
- offence of depositing prescribed water contaminants in waters and related matters (section 440ZG)
- offence to place contaminant where environmental harm or nuisance may be caused (section 443)

**Other permits required**

This permit only provides an approval under the *Environmental Protection Act 1994*. In order to lawfully operate you may also require permits / approvals from your local government authority, other business units within the department and other State Government agencies prior to commencing any activity at the site. For example, this may include permits / approvals with your local Council (for planning approval), the Department of Transport and Main Roads (to access state controlled roads), the Department of Natural Resources, Mines and Energy (to clear vegetation), and the Department of Agriculture and Fisheries (to clear marine plants or to obtain a quarry material allocation).

**Conditions of environmental authority**

**Location:** 246-248 Ariadne Street, MARYBOROUGH QLD 4650 – LOT 2 on RP171872

**Relevant Activities:** ERA 62 – Resource recovery and transfer facility operation 1: operating a facility for receiving and sorting, dismantling, baling or temporarily storing - (a) scrap metal, non-putrescible waste or green waste only.

The environmentally relevant activity conducted at the location as described above must be conducted in accordance with the following site specific conditions of approval.

| Condition number | Condition |
|---|---|
| **Agency interest: General** | |
| G1 | Any breach of a condition of this environmental authority must be reported to the **administering authority** as soon as practicable within 24 hours of becoming aware of the breach. **Records** must be kept including full details of the breach and any subsequent actions taken. |
| G2 | Activities conducted under this environmental authority must be conducted in accordance with the following limitations:<br>a) the **activity** must only receive non-putrescible waste including white goods, motor vehicles and **construction and demolition waste**. |
| G3 | All reasonable and practicable **measures** must be taken to prevent or minimise environmental harm caused by the activities. |
| G4 | Written procedures must be developed and documented within 3 months of the environmental authority taking effect that: |

| | |
|---|---|
| | a) identify all potential risks to the environment from the **activity**, including during and outside routine operations, during closure and in an emergency; and<br>b) identify **measures** to prevent or minimise the potential for environmental harm for each of the potential risks identified; and<br>c) establish an inspection and maintenance program for plant and equipment including calibration and servicing that is in accordance with manufacturer's instructions; and<br>d) establish a staff training program on obligations under this environmental authority and the *Environmental Protection Act 1994* to be conducted as part of staff inductions and at least annually; and<br>e) establish processes to review environmental risks, incidents, performance and complaints. |
| G5 | Written procedures required by condition G4 must be:<br>a) implemented; and<br>b) reviewed at least annually; and<br>c) provided to the **administering authority** upon request at the time and in the format requested. |
| G6 | For plant and equipment, all **measures** necessary to comply with the conditions of this environmental authority must be:<br>a) installed, operated and maintained in a proper and effective manner; and<br>b) in accordance with condition G4. |
| G7 | All **records** must be kept for a period of at least five years and provided to the **administering authority** upon request. |
| G8 | Batteries, liquid wastes, chemicals and fuels in containers of greater than 15 litres must be stored within a **secondary containment system.** |
| G9 | When required by the **administering authority**, monitoring must be undertaken in the manner prescribed by the **administering authority** to investigate a complaint of **environmental nuisance** arising from the **activity**. The monitoring results must be provided within 10 business days to the **administering authority** upon its request. |
| **Agency interest: Air** | |
| A1 | Odours or airborne **contaminants** must not cause **environmental nuisance** to any **sensitive place** or **commercial place**. |
| A2 | The storage and dismantling of intact or partly disassembled equipment including motor vehicles and white goods that contain refrigerant gases must:<br>a) prevent the emission of ozone depleting substances and refrigerant gases; and<br>b) recover all refrigerant gases prior to the dismantling of the equipment. |

| | |
|---|---|
| **Agency interest: Noise** | |
| N1 | Noise generated by the **activity** must not cause **environmental nuisance** to any **sensitive place** or **commercial place.** |
| **Agency interest: Water** | |
| WT1 | **Contaminants** must not be released to any **waters** in a manner that causes or is likely to cause environmental harm. |
| **Agency interest: Waste** | |
| W1 | All waste generated in carrying out the **activity** must be lawfully reused, recycled or removed to a facility that can lawfully accept the waste. |
| W2 | **Incompatible wastes** must not be mixed in the same container or waste storage area. |
| **Agency interest: Land** | |
| L1 | **Contaminants** must not be released to **land.** |

**Definitions**

Key terms and/or phrases used in this document are defined in this section. Where a term is not defined, the definition in the *Environmental Protection Act 1994*, its regulations or environmental protection policies must be used. If a word remains undefined it has its ordinary meaning.

**Activity** means the environmentally relevant activities, whether resource activities or prescribed activities, to which the environmental authority relates.

**Administering authority** means the Department of Environment and Science or its successors or predecessors.

**Commercial place** means a place used as a workplace, an office or for business or commercial purposes and includes a place within the curtilage of such a place reasonably used by persons at that place.

**Construction and demolition waste** —

a) means waste generated from carrying out building work within the meaning of the *Building Act 1975*, section 5; and

b) without limiting paragraph (a), includes waste generated from building, repairing, altering or demolishing infrastructure for roads, bridges, tunnels, sewerage, water, electricity, telecommunications, airports, docks or rail.

**Contaminants** as defined in Section 11 of the *Environmental Protection Act 1994*.

**Environmental nuisance** as defined in Chapter 1 of the *Environmental Protection Act 1994*.

**Incompatible waste** means waste that may chemically react when:

a) placed in proximity to other wastes; and/or
b) mixed with other wastes.

**Land** does not include **waters**.

**Measures** have the broadest interpretation and includes plant, equipment, physical objects, monitoring, procedures, actions, directions and competency.

**Records** include breach notifications, written procedures, analysis results, monitoring reports and monitoring programs required under a condition of this authority.

**Secondary containment system** means a system designed, installed and operated to prevent any release of contaminants from the system, or containers within the system, to land, groundwater, or surface waters.

**Sensitive place** includes the following and includes a place within the curtilage of such a place reasonably used by persons at that place:

a) a dwelling, residential allotment, mobile home or caravan park, residential marina or other residential premises; or
b) a motel, hotel or hostel; or
c) a kindergarten, school, university or other educational institution; or
d) a medical centre or hospital; or
e) a protected area under the Nature Conservation Act 1992, the Marine Parks Act 2004 or a World Heritage Area; or
f) a public park or garden; or
g) for noise, a place defined as a sensitive receptor for the purposes of the Environmental Protection (Noise) Policy 2019.

**Waters** includes river, stream, lake, lagoon, pond, swamp, wetland, unconfined surface water, unconfined water, natural or artificial watercourse, bed and bank of any waters, dams, non-tidal or tidal waters (including the sea), stormwater channel, stormwater drain, roadside gutter, stormwater run-off, and groundwater and any part thereof.

**END OF ENVIRONMENTAL AUTHORITY**