

Environmental Protection Act 1994

Licence No. CM0237

FILE COPY

Section 45(1)

Under the provisions of the *Environmental Protection Act 1994* this environmental authority is issued:

To: Peanut Company of Australia Limited

Address: 133 Haly Street
KINGAROY QLD 4610

in respect of carrying out the environmentally relevant activities at the following places:

Site No.	FACILITY	LOT	PLAN	PARISH	LOCATION	ERA
1	Peanut Processing and Associated activities	61	RP89766, Re-subdivision 1, Portion 123V	Wooroolin	133 Haly Street, KINGAROY	30, 35, 47
2	Peanut Dryer	3 to 12 inclusive	Section 42	Taughboyne	Cordelia Street, Gayndah	35
2	Peanut Dryer	1	Section 54	Taughboyne	Cordelia Street, Gayndah	35

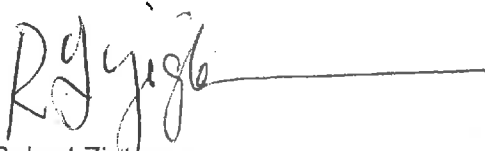
ERA 30 Edible oil processing - commercial vegetable oil or oilseed processing in works having a design production capacity of 1 000 tonnes or more per year.

ERA 35 Smoking, drying or curing works - smoking, drying or curing meat, fish or other edible products by applying heat, smoke or other dehydration method in works (other than a retail butcher shop or chicken outlet) having a design production capacity of 200 tonnes or more per year.

ERA 47 Pet, stock or aquaculture food manufacturing - commercially manufacturing or processing pet, stock or aquaculture food (other than an abattoir, slaughter house, rendering works or animal glue or gelatine works)

This environmental authority is issued subject to the conditions set out in the schedules attached to this environmental authority.

The amendments to this licence take effect from 21 February 2000, however, the anniversary date for this licence remains as 1 August each year.


Robert Zigterman
Delegate of Administering Authority
Environmental Protection Act 1994

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

This environmental authority consists of the following schedules-

Schedule A - General Conditions

Schedule B - Air

Schedule C - Water

Schedule D - Stormwater Management

Schedule E - Land Application

Schedule F - Noise

Schedule G - Waste Management

Schedule H - Monitoring and Reporting

Schedule I - Definitions

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

SCHEDULE A - GENERAL CONDITIONS

Access to Copy of Environmental Authority *(Refers to site number 1 and 2)*

- (A3) A copy of this environmental authority must be kept in a location readily accessible to personnel carrying out the activity.

Records *(Refers to site number 1 and 2)*

- (A4) Any record or document required to be kept by a condition of this environmental authority must be kept at the licensed place for a period of at least five years and be available for examination by an authorised person. For daily and weekly records, the record retention requirements of this condition will be satisfied if any daily and weekly records are kept for a period of at least three (3) years and these records are then kept in the form of annual summaries after that period.

Alterations *(Refers to site number 1 and 2)*

- (A6) No change, replacement or operation of any plant or equipment is permitted if the change, replacement or operation of the plant or equipment increases, or is likely to substantially increase, the risk of environmental harm above that expressly provided by this environmental authority.

An example of a substantial increase in the risk of environmental harm is an increase of 10% or more in the quantity of the contaminant to be released into the environment.

Monitoring and Measurements *(Refers to site number 1 and 2)*

- (A7) All instruments and devices used for the measurement or monitoring of any parameter under any condition of this environmental authority must be calibrated, and appropriately operated and maintained.
- (A25) All determinations of the quality of contaminants released to the environment and all measurement and reporting of noise levels that are required by this environmental authority must be undertaken by a person or body possessing appropriate experience and qualifications to perform the required determinations and the required measurements.

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

Integrated Environmental Management System (IEMS) *(Refers to site number 1 and 2)*

(NS1) The holder of this environmental authority must:

- (a) develop and implement an Integrated Environmental Management System which provides for the following functions:
 - the monitoring of releases of contaminants into the environment and an environmental assessment of the releases; and
 - staff training and awareness of environmental issues; and
 - the conduct of environmental and energy audits; and
 - waste prevention, treatment and disposal; and
- (b) on or before 1 September 1997 lodge a proposed Integrated Environmental Management System and its documentation with the administering authority for its review and comment; and
- (c) have due regard to that comment in the finalisation of the Integrated Environmental Management System; and
- (d) lodge with the administering authority on or before 1 March 1998 and at 6 months intervals thereafter until 1 March 1999, a brief report describing the progress in implementing the Integrated Environmental Management System; and
- (e) on or before 1 March 1999, have completed and implemented the Integrated Environmental Management System.

(A10) A copy of the Integrated Environmental Management System must be kept in a location readily accessible to personnel carrying out the activity.

End of Conditions for Schedule A

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

SCHEDULE B - AIR

Release of Contaminants to the Atmosphere (*Refers to site number 1 and 2*)

- (NS2) (a) The licensee must take reasonable and practicable measures to keep to a practicable minimum, releases and the likelihood of releases of dust emissions from the Intake Pit.
- (b) For the purpose of this condition, examples of reasonable and practicable measures could include the following:
- (i) providing appropriate enclosure over the source of emission;
 - (ii) ensuring that dust is collected by an appropriate Fabric Filter or Cyclone before release to the atmosphere; and
 - (iii) promoting good housekeeping practices.
- (B1) Contaminants resulting from the operation of the sources described in Table 1 of the air schedule must only be released to the atmosphere from those release points specified in Table 1 of the air schedule.
- (NS3) Contaminants released from each release point specified in Table 1 of the air schedule must be directed vertically upwards.
- (B3) Contaminants must be released to the atmosphere from a release point at a height not less than the corresponding height stated for that release point in Table 1 of the air schedule.
- (B4) Contaminants must be released to the atmosphere from a release point at a velocity not less than the corresponding velocity stated for that release point in Table 1 of the air schedule.
- (B6) Contaminants must not be released to the atmosphere from a release point at a concentration, as measured at a monitoring point specified in Schedule H, in excess of that stated in Table 2 of the air schedule.

Air Contaminant Control Equipment (*Refers to site number 1 and 2*)

- (NS4) The holder of this environmental authority must take all reasonable and practicable measures to ensure that Fabric Filters and Cyclones must be operated and maintained in a way which minimises the likelihood of environmental harm being caused.
- (B16) All collected material removed from the Fabric Filter Dust Collectors must be removed and disposed of in a manner that will not cause the release of contaminants to the atmosphere or to waters.

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

SCHEDULE B -Table 1

SITE NUMBER	RELEASE POINT NUMBER*	SOURCE DESCRIPTION	MINIMUM RELEASE HEIGHT ABOVE GROUND* (metres)
1	A2 (Bag house filter - No.1)	Intake Holding Bins	3.7
1	A3 (Bag house filter - No.2)	Intake Holding Bins	11.4
1	A4 (Cyclone)	Intake Pit	Ground Level
1	A5 (Bank of 2 cyclones)	Cleaning plant	10.3
1	A6 (Bag house filter)	Cleaning Plant	12.3
1	A7 (Bank of 2 green cyclones)	No. 2 Silo Cleaners	14.3
1	A8 (Stack)	Roaster outlet	11.3
1	A9 (Bag house filter)	Seed Plant	7.5
1	A10 (Bank of 2 cyclones)	Stockfood Plant	12.6
1	A11 (Bank of 10 cyclones)	Shell Transfer and Storage	16.2
1	A12 (2 Bag house filters)	Shell Transfer and Storage	16.2
1	A13 (Bank of 2 cyclones)	Silo Cleaners	9.39
1	A14 (Bank of 2 cyclones)	NIS Gravity No. 2 Silo	9.39
1	A15 (Bank of 2 cyclones)	Silo Cleaners	7.16
1	A16 (cyclones)	Pure Seed Plant	6.9
1	A17 (cyclones)	Transfer No. 4 Silo	7.0
1	A18 (cyclones)	No. 2 Silo	43.0
1	A19 (cyclones)	No. 3 Silo	43.0

* The release points are marked on a Figure attached with the Company's letter dated 4 March 1998.

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

SCHEDULE B - Table 2

RELEASE POINT NUMBERS	CONTAMINANT	RELEASE LIMIT	RELEASE LIMIT UNITS
A2, A3, A4, A5, A6, A7, A8, A9, A10, A11, A12, A13, A14, A15, A16, A17, A18, A19	Solid particles	250	mg/Nm ³

End of Conditions for Schedule B

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

SCHEDULE C - WATER

Release of Contaminants to Waters (*Refers to site number 1 and 2*)

(NS5) Contaminants must not be directly or indirectly released from the licensed place to any waters or the bed and banks of any waters except as permitted under the water schedule or the stormwater management schedule, or to a sewer as permitted or otherwise agreed from time to time by the relevant Local Government.

End of Conditions for Schedule C

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

SCHEDULE D - STORMWATER MANAGEMENT

Stormwater Management Plan (*Refers to site number 1 and 2*)

- (NS6) By 1 March 1999 the holder of this environmental authority, must develop and implement a Stormwater Management Plan which details how the holder of this environmental authority will effectively and appropriately manage the carrying out of the environmentally relevant activity so as to prevent, as far as is practicable, any contamination of stormwater and any release of contaminated stormwater.
- (NS7) In developing the Stormwater Management Plan and periodically updating it to incorporate changing practices and future options, the holder of the environmental authority must have regard to the following hierarchy of preferred methods of dealing with stormwater. Where reasonable and practicable, the method of dealing with stormwater which is higher in the hierarchy must be adopted over another method which lower in the hierarchy.

Hierarchy of methods of dealing with stormwater

The most preferred method (method (1)):

- (1) Avoid the contamination of stormwater in the first place, for example by roofing areas where contaminants and or wastes are stored or handled, diverting uncontaminated stormwater runoff away from areas where contaminants or wastes are stored or handled, by preventing the contact of incident rainfall with contaminants or wastes and utilising alternate materials and or processes.
- (2) Minimise the quantity and or hazardous nature of the contaminated stormwater generated, for example by minimising the size of areas where contaminants or wastes are stored or handled and by utilising alternate materials and or processes.
- (3) Recycling of contaminated stormwater produced, for example by incorporating reuse, reprocessing, and utilisation of the stormwater for a worthwhile purpose.
- (4) Treatment of any contaminated stormwater to render it less or non-hazardous.

The least preferred method (method (4))

End of Conditions for Schedule D

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

SCHEDULE E - LAND APPLICATION

Release of Contaminants to Land *(Refers to site number 1)*

(E1) The defined contaminant release area is described as "Waste Disposal Area" and marked on Figure 2.1(#13) in the Environmental Evaluation Report submitted with the Licence application.

(NS8) The holder of this environmental authority must:

- (a) develop and implement an irrigation management plan which provides for the following functions:
 - disposal of washwater effluent by irrigation,
 - sustainable use of the irrigated land, and
 - monitoring of the effluent and the land on which it is irrigated.
- (b) on or before 1 March 1999, have completed and implemented the irrigation management plan.

End of Conditions for Schedule E

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

SCHEDULE F - NOISE

Emission of Noise *(Refers to site number 1 and 2)*

- (NS9) The licensee must take all reasonable and practicable measures to minimise noise which could cause environmental nuisance and to minimise the likelihood of complaints about noise emission.

End of Conditions for Schedule F

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

SCHEDULE G - WASTE MANAGEMENT

General (*Refers to site number 1 and 2*)

- (NS10) On or before 1 March 1998, each container which is used only for storage of chemicals must be enclosed by bunding so that the capacity of each bunded area is not less than 110% of the capacity of the largest container it encloses.
- (NS11) The holder of this environmental authority must take all reasonable and practicable measures to ensure that oil spills are cleaned up, and the materials used must be disposed of in a way which minimises the likelihood of environmental harm being caused.

Solid Wastes (*Refers to site number 1*)

- (NS12) Solid waste disposal at the licensed place must be restricted to an area which is defined by condition number E1 of Schedule E and must be limited to the following waste streams:
- (a) extraneous material such as soil, rocks, and sticks from the cleaning and sieving processes;
 - (b) wet peanut pulp from the laboratories;
 - (c) meal from the blanching plant; and
 - (d) dust and fine material from on-site cyclones and baghouses.
- (NS13) Solid waste must not be placed within the bed and banks of any waters.
- Note: The term "waters" includes the water course which crosses the licensed premises.
- (NS14) Solid waste disposal area at the licensed place must be protected from the ingress of uncontaminated stormwater runoff by the adequate provision of diversion drains and/or embankments.
- (NS15) The entire surface of the solid waste disposal area is to be adequately drained at all times during the operational phase and after closure to prevent the generation of leachates, ponding of surface water and the erosion of earthworks.
- (NS16) Wet peanut pulp from the laboratories and meal from the blanching plant must be covered by inert material to suppress odour, disease vectors and access of animals to waste.

End of Conditions for Schedule G

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

SCHEDULE H - MONITORING AND REPORTING

Complaint Recording (*Refers to site number 1 and 2*)

- (H1) All complaints received by the holder of this environmental authority relating to releases of contaminants from operations at the licensed place must be recorded and kept with the following details:
- (a) time, date and nature of complaint;
 - (b) type of communication (telephone, letter, personal etc.);
 - (c) name, contact address and contact telephone number of complainant (Note: if the complainant does not wish to be identified then "Not identified" is to be recorded);
 - (d) response and investigation undertaken as a result of the complaint;
 - (e) name of person responsible for investigating complaint; and
 - (f) action taken as a result of the complaint investigation and signature of responsible person.

Monitoring of Contaminant Releases to the Atmosphere (*Refers to site number 1*)

- (H2) The holder of this environmental authority must conduct and keep records of a monitoring program of contaminant releases to the atmosphere at the release points, frequency, and for the parameters specified in Schedule H Table 1 and which complies with the following:
- (a) Monitoring provisions for the release points listed in Schedule H Table 1 must comply with the Australian Standard AS 4323.1 - 1995 "Stationary source emissions Method 1: Selection of sampling provisions".
 - (b) The following tests must be performed for each required determination specified in Table 1:
 - (i) gas velocity and volume flow rate
 - (ii) temperature
 - (iii) water vapour concentration
 - (c) where practicable samples taken must be representative of the contaminants discharged when emissions are expected to be normal.

Schedule H Table 1
Required Release Point Determinations

DETERMINATION REQUIRED	RELEASE POINT NUMBERS	FREQUENCY
Solid particles	A2, A3, A4, A5*, A6, A7*, A8, A9, A10*, A11*, A12*, A13*, A14*, A15*, A16, A17, A18, A19	2 Years

* monitoring of any one Cyclone which belongs to a group of same emission source is acceptable (eg. monitoring of any one Cyclone from the bank of 10 Cyclones of source release point "A11 - Shell Transfer and Storage" is acceptable).

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

Noise Monitoring (*Refers to site number 1 and 2*)

(NS18) In the event of a complaint about noise that the administering authority considers is reasonable, then the holder of this environmental authority must monitor and record the "L(Amax adj,T)" and "Background" noise level at the place from where the complaint originates during the operation period.

(H11) The method of measurement and reporting of noise levels must comply with the Department of Environment and Heritage Noise Measurement Manual, second edition, March 1995, or more recent additions or supplements to that document as become available.

Report Submission (*Refers to site number 1 and 2*)

(H14) The holder of this environmental authority must ensure that the results of all monitoring performed in accordance with this environmental authority for the period covered by the return are submitted with the Annual Return.

Incident Recording (*Refers to site number 1 and 2*)

(H16) A record must be maintained of at least the following events:

- (a) the time, date and duration of equipment malfunctions where the failure of the equipment resulted in the release of contaminants reasonably likely to cause environmental harm;
- (b) any uncontrolled release of contaminants reasonably likely to cause environmental harm and
- (c) any emergency involving the release of contaminants reasonably likely to cause material or serious environmental harm requiring the use of fire fighting equipment.

Notification of Emergencies and Incidents (*Refers to site number 1 and 2*)

(H18) Where the holder of this environmental authority has not given notification to the administering authority under section 37 of the Environmental Protection Act, as soon as practicable after becoming aware of any emergency or incident which results in the release of contaminants not in accordance, or reasonably expected to be not in accordance with the conditions of this environmental authority, the holder of this environmental authority must notify the administering authority of the release by telephone or facsimile.

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

- (H19) Where the holder of this environmental authority has not given notification to the administering authority under section 37 of the Environmental Protection Act, the notification of emergencies or incidents as required by condition number H18 must include but not be limited to the following:
- (a) The holder of the environmental authority;
 - (b) the location of the emergency or incident;
 - (c) the number of the environmental authority;
 - (d) the name and telephone number of the designated contact person;
 - (e) the time of the release;
 - (f) the time the holder of the environmental authority became aware of the release;
 - (g) the suspected cause of the release;
 - (h) the environmental harm and or environmental nuisance caused, threatened, or to be caused by the release; and
 - (i) actions taken to prevent further any release and mitigate any environmental harm and or environmental nuisance caused by the release.
- (H20) Where the holder of this environmental authority has not given notification to the administering authority under section 37 of the Environmental Protection Act, not more than 14 days following the initial notification of an emergency or incident, the holder of the environmental authority must provide written advice of the information supplied in accordance with condition number H19 in addition to:
- (a) proposed actions to prevent a recurrence of the emergency or incident; and
 - (b) outcomes of actions taken at the time to prevent or minimise environmental harm and or environmental nuisance.

Exception Reporting (*Refers to site number 1 and 2*)

- (H21) The holder of this environmental authority must notify the administering authority in writing within 28 days of completion of analysis of any result of a monitoring program required by a condition of this environmental authority which indicates an exceedance of any limit specified in this environmental authority.
- (H22) The written notification required by condition number H21 above must include:
- (a) The full analysis results, and
 - (b) Details of investigation or corrective actions taken, and
 - (c) Any subsequent analysis.

End of Conditions for Schedule H

Licence No. CM0237

Peanut Company of Australia Limited

Section 45(1)

SCHEDULE I - DEFINITIONS

For the purposes of this environmental authority the following definitions apply:

Air Definitions. (*Refers to site number 1 and 2*)

(NS19) "mg" means milligrams.

(NS20) "normal cubic metre" ("Nm³") means the volume of dry gas which occupies 1 cubic metre at a temperature of zero degrees Celsius and at an absolute pressure of 101.3 kiloPascals.

Noise Definitions. (*Refers to site number 1 and 2*)

(I16) " $L_{Amax\ adj,T}$ " means the average maximum A-weighted sound pressure level, adjusted for noise character and measured over a time period of not less than 15 minutes, using Fast response.

(I17) "Background noise level" means either:

$L_{A90,T}$ being the A-weighted sound pressure level exceeded for 90 percent of the time period of not less than 15 minutes, using Fast response, or

$L_{A\ bg,T}$ being the arithmetic average of the minimum readings measured in the absence of the noise under investigation during a representative time period of not less than 15 minutes, using Fast response.

(I19) "noise sensitive place" means -

- (a) a dwelling, 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; or
- (f) a public park or gardens.

End of Conditions for Schedule I

END OF LICENCE CONDITIONS

Decision notice

This notice is issued by the Department of Environment and Resource Management pursuant to section 334 (decision notice) of the Sustainable Planning Act 2009 ("the Act").

Peanut Company of Australia
PO Box 26
KINGAROY QLD 4610

cc. South Burnett Regional Council
Kingaroy Office
Glendon Street, Kingaroy
PO Box 336,
Kingaroy QLD 4610

Our reference: 346092

Re: Application for development approval

1. Application Details

Date application made to DERM: 01 March 2010

Development approval applied for: Development Permit

Aspect of development: *Sustainable Planning Regulation 2009 - Schedule 3, Part 1, Table 2, item 1.*

Development description: ERA 24 Edible oil manufacturing or processing – manufacturing or processing 1000t or more of feedstock material for edible oil production in a year.

Property/Location description: 117-131 Haly Street, Kingaroy Qld.
Lot 138 FY1569 and Lots 10 and 11 RP7913.

2. The name and address of each referral agency is as follows.

Nil.

3. The Chief Executive, Department of Environment and Resource Management (DERM) decision notice for the aspect of development involved with the application the subject of this Notice is as follows.

- The application was decided on 26 May 2010 and is approved subject to the permit conditions attached to this Notice.

4. Any other development permits or compliance permits necessary to allow the aspect of development the subject of this Notice to be carried out are stated below.

Nil.



5. Any code the applicant must comply with for self-assessable development related to the aspect of approved development the subject of this Notice is stated below.
Nil.
6. Details of any compliance assessment required under chapter 6, part 10 of the Act for documents or work in relation to the aspect of development the subject of this Notice are stated below.
Nil.
7. If the application is not taken to have been approved under section 331 of the Act, the assessment manager considers the assessment manager's decision for the aspect of development the subject of this Notice does not conflict with a relevant instrument.
8. If the application is not taken to have been approved under section 331 of the Act, and if the assessment manager is satisfied the decision for the aspect of development the subject of this Notice conflicts with a relevant instrument, the reasons for the decision, including a statement of sufficient grounds mentioned in sections 326(1)(b) and 329(1)(b) of the Act, are stated below.
Not applicable.
9. Information about the rights of appeal for the applicant any submitters are attached to this Notice.
10. **Approved plans and specifications**
Nil.



Delegate
Tim Brain
Delegate for Chief Executive administering the
Environmental Protection Act 1994
Department of Environment and Resource Management
26 May 2010

Enquiries:
Louise Karle
Department of Environment and Resource
Management
Wide Bay /Burnett
Cnr Lennox & Alice Streets
PO Box 101 Maryborough Qld 4650
Phone: (07) 4121 1800
Fax: (07) 4121 1650

Attachments

DERM Permit No. SPDE00234710

Information Sheet – Appeals – *Sustainable Planning Act 2009* (extract from the *Sustainable Planning Act 2009*)

Permit

Sustainable Planning Act 2009

DERM Permit ¹ number: SPDE00234710

This notice is issued by the Department of Environment and Resource Management (DERM) pursuant to section 334 of the Sustainable Planning Act 2009 ("the Act").

DERM Permit Reference Number:	SPDE00234710
Date application received:	01-Mar-2010
Permit type:	Development Approval for a Material Change of Use involving an Environmentally Relevant Activity (ERA).
Date of decision:	26 May 2010.
Decision:	Granted with conditions.
Relevant laws and policies:	<i>Sustainable Planning Act 2009.</i>
Jurisdiction(s):	
Material change of use of premises – For an environmentally relevant activity	Sustainable Planning Regulation 2009 - Schedule 3, Part 1, Table 2, item 1

Development Description(s)

Property	Lot/Plan	Aspect of Development
117 – 131 Haly Street, Kingaroy Qld.	Lot 138 Plan FY1569 and Lots 10 and 11 RP7913.	ERA 24 Edible oil manufacturing or processing - manufacturing or processing 1000t or more of feedstock material for edible oil production in a year

Reason(s) for inclusion of conditions

In accordance with section 289 of the *Sustainable Planning Act 2009*, the reason(s) for inclusion of conditions stated in this permit required by the concurrence agency response for the application are as follows.

- The conditions are included pursuant to section 73B of the *Environmental Protection Act 1994*.

¹ Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Department of Environment and Resource Management.



CONDITIONS

Conditions for: ERA 24 Edible oil manufacturing or processing - manufacturing or processing 1000t or more of feedstock material for edible oil production in a year

Agency Interest: General

G1 Prevent and/or minimise likelihood of environmental harm.

In carrying out an Environmentally Relevant Activity (ERA) to which this approval relates, all reasonable and practicable measures must be taken to prevent and / or to minimise the likelihood of environmental harm being caused.

G2 Maintenance Of Measures, Plant and Equipment.

The operator of an ERA to which this approval relates must:

- (a) install all measures, plant and equipment necessary to ensure compliance with the conditions of this approval; and
- (b) maintain such measures, plant and equipment in a proper and efficient condition; and
- (c) operate such measures, plant and equipment in a proper and efficient manner.

G3 Site Based Management Plan.

From commencement of an ERA to which this approval relates, a site based management plan (SBMP) must be implemented. The SBMP must identify all sources of environmental harm, including but not limited to the actual and potential release of all contaminants, the potential impact of these sources and what actions will be taken to prevent the likelihood of environmental harm being caused. The SBMP must also provide for the review and 'continual improvement' in the overall environmental performance of all ERAs that are carried out.

The SBMP must address the following matters:

- (a) Environmental commitments - a commitment by senior management to achieve specified and relevant environmental goals.
- (b) Identification of environmental issues and potential impacts.
- (c) Control measures for routine operations to minimise likelihood of environmental harm.
- (d) Contingency plans and emergency procedures for non-routine situations.
- (e) Organisational structure and responsibility.
- (f) Effective communication.
- (g) Monitoring of contaminant releases.
- (h) Conducting environmental impact assessments.
- (i) Staff training.
- (j) Record keeping.
- (k) Periodic review of environmental performance and continual improvement.

G4 The site based management plan must not be implemented or amended in a way that contravenes any condition of this approval.

G5 Records.

Record, compile and keep all monitoring results required by this approval and present this information to the administering authority when requested.

MB
26-5-10

G6 All records required by this approval must be kept for 5 years.

G7 Waste Records.

A record of all waste (excluding trackable waste) must be kept detailing the following information:

- a) date of pickup of waste;
- b) description of waste;
- c) quantity of waste;
- d) origin of the waste; and
- e) destination of the waste.

Note: Trackable wastes as listed in *Schedule 1 of the Environmental Protection (Waste Management) Regulation 2000* are not covered by this condition. Trackable wastes have similar recording requirements to this condition in accordance with a waste tracking system established under the above Regulation.

G8 Notification.

Telephone the administering authority's Pollution Hotline or local office as soon as practicable after becoming aware of any release of contaminants not in accordance with the conditions of this approval.

G9 Information About Spills.

A written notice detailing the following information must be provided to the administering authority within 14 days of any advice provided in accordance with condition A1G8:

- a) the name of the operator, including their approval / registration number;
- b) the name and telephone number of a designated contact person;
- c) quantity and substance released;
- d) the location and time of the release;
- g) the suspected cause of the release;
- h) a description of the effects of the release;
- i) the results of any sampling performed in relation to the release,
- j) actions taken to mitigate any environmental harm caused by the release; and
- k) proposed actions to prevent a recurrence of the release.

G10 Monitoring.

A competent person(s) must conduct any monitoring required by this approval.

G11 Equipment Calibration.

All instruments, equipment and measuring devices used for measuring or monitoring in accordance with any condition of this approval must be calibrated, and appropriately operated and maintained.

G12 Spill Kit.

An appropriate spill kit, personal protective equipment and relevant operator instructions/emergency procedure guides for the management of wastes and chemicals associated with the ERA must be kept at the site.

MS
26-5-10

G13 Spill Kit Training.

Anyone operating under this approval must be trained in the use of the spill kit.

Agency Interest: Air

A6 Nuisance.

The release of noxious or offensive odours or any other noxious or offensive airborne contaminants resulting from the activity must not cause a nuisance at any nuisance sensitive or commercial place.

A1 Dust Nuisance.

The release of dust and/or particulate matter resulting from the ERA must not cause an environmental nuisance at any nuisance sensitive or commercial place.

- A7** When requested by the administering authority, dust and particulate monitoring must be undertaken to investigate any complaint of environmental nuisance caused by dust and/or particulate matter, and the results notified within 14 days to the administering authority following completion of monitoring. Monitoring must be carried out at a place(s) relevant to the potentially affected dust sensitive place and at upwind control sites and must include:
- for a complaint alleging dust nuisance, dust deposition; and
 - for a complaint alleging adverse health effects caused by dust, the concentration per cubic metre of particulate matter with an aerodynamic diameter of less than 10 micrometre (μm) (PM10) suspended in the atmosphere over a 24hr averaging time.

A2 The Release Of Contaminants To The Atmosphere.

The release of contaminants to the atmosphere from a point source must only occur from those release points identified in Table 1 - Contaminant release limits to air and must be directed vertically upwards without any impedance or hindrance.

Table 1 -Contaminant release limits to air

Release point	Minimum release height (metres)
200kW capacity LPG boiler	14.0 metres
5-stage vertical steam cooker flue	12.5 metres

- A5** When requested by the administering authority, monitoring must be undertaken to investigate any complaint of environmental nuisance caused by a release to the atmosphere from a release point at the site, and the results thereof notified to the administering authority within 14 days following completion of monitoring.

Agency Interest: Land

L1 Preventing Contaminant Release To Land.

Contaminants must not be released to land.

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Agency Interest: Noise

N1 Noise Nuisance.

Noise from the ERA must not cause an environmental nuisance at any nuisance sensitive place or commercial place

N2 In the event of a complaint about noise, and at the request of the administering authority, the Registered Operator must, within four weeks, develop a noise management plan. The noise management plan must address at least, but not be limited to, the following matters:

- (a) identification of component noise sources and activities at the place(s) which impact on nuisance sensitive places;
- (b) the measured and/or predicted level of these noise sources and activities at nuisance sensitive places;
- (c) the control or abatement measures that can be undertaken to reduce identified intrusive noise sources;
- (d) the level of noise at nuisance sensitive places that would be achieved from implementing these measures;
- (e) the handling of future noise complaints;
- (f) community liaison and consultation; and
- (g) training of staff in noise management practices.

N4 Upon the completion of the noise management plan it must be submitted to the administering authority.

N5 After the administering authority has provided comment on the noise management plan, the registered operator must have due regard to any comments made by the administering authority, and must implement the plan as soon as practicably possible.

N3 Noise Monitoring.

When requested by the administering authority, noise monitoring must be undertaken to investigate any complaint of noise nuisance, and the results notified within 14 days to the administering authority. Monitoring must include:

- L_A 10, adj, 10 mins
- L_A 1, adj, 10 mins
- a representative background sound pressure level;
- the level and frequency of occurrence of impulsive or tonal noise;
- atmospheric conditions including wind speed and direction;
- effects due to extraneous factors such as traffic noise; and
- location, date and time of recording.

N6 The method of measurement and reporting of noise levels must comply with the latest edition of the Department of Environment and Resource Management's Noise Measurement Manual.

Agency Interest: Water

WA1 Contaminants must not be released to waters.

WA2 Spillage of all chemicals and fuels must be contained within an on-site containment system and controlled in a manner that prevents environmental harm.
NOTE: All petroleum product storage's must be designed, constructed and maintained in accordance with AS 1940 - Storage and Handling of Flammable and Combustible Liquids.

WA3 All bunding must be constructed and maintained so as to be sufficiently impervious to allow retention and recovery of any materials being stored within the bund.

WA4 The base and walls of all bunded areas must be maintained and kept free from gaps and cracks.

1/3
26-5-10

WA5 All bunding must be roofed where practicable.

WA6 Spillage Control

The holder of this environmental authority must take all reasonable and practical measures to ensure that oil spills are cleaned up, and the materials used in cleaning up any oil spill must be disposed of in a way which minimises the likelihood of environmental harm being caused.

WA7 No contaminated water collected within any bunded area is to be directly released to the stormwater drainage system.

WA8 All oil-contaminated or potentially oil-contaminated waters generated on the licensed place must be either discharged to sewer in accordance with an appropriate trade waste agreement with the local government, or collected by an appropriately approved regulated waste transporter for disposal to an approved facility.

Agency Interest: Social

S1 Complaint Response.

The operator of the ERA must record the following details for all complaints received and provide this information to the administering authority on request:

- a) Time, date, name and contact details of the complainant;
- b) reasons for the complaint;
- c) any investigations undertaken;
- d) conclusions formed; and
- e) any actions taken.

113
26-5-10

DEFINITIONS

Words and phrases used throughout this permit¹ are defined below. Where a definition for a term used in this permit¹ is sought and the term is not defined within this permit¹ the definitions provided in the relevant legislation shall be used.

"administering authority" means the Department of Environment and Resource Management Agency or its successor.

"annual return" means the return required by the annual notice (under section 316 of the *Environment Protection Act 1994*) for the section 73F registration certificate that applies to the development approval.

"approval" means 'notice of development application decision' or 'notice of concurrence agency response' under the *Sustainable Planning Act 2009*.

"authorised place" means the place authorised under this development approval for the carrying out of the specified environmentally relevant activities.

"commercial place" means a place used as an office or for business or commercial purposes.

"dwelling" means any of the following structures or vehicles that is principally used as a residence –

- a house, unit, motel, nursing home or other building or part of a building;
- a caravan, mobile home or other vehicle or structure on land;
- a water craft in a marina.

"Department of Environment and Resource Management" means the department or agency (whatever called) administering the *Coastal Protection and Management Act 1995* or the *Environmental Protection Act 1994*.

"intrusive noise" means noise that, because of its frequency, duration, level, tonal characteristics, impulsiveness or vibration –

- is clearly audible to, or can be felt by, an individual; and
 - annoys the individual.
- In determining whether a noise annoys an individual and is unreasonably intrusive, regard must be given to Australian Standard 1055.2 – 1997 Acoustics – Description and Measurement of Environmental Noise Part 2 – Application to Specific Situations.

"L_A 10, adj, 10 mins" means the A-weighted sound pressure level, (adjusted for tonal character and impulsiveness of the sound) exceeded for 10% of any 10 minute measurement period, using Fast response.

"L_A 1, adj, 10 mins" means the A-weighted sound pressure level, (adjusted for tonal character and impulsiveness of the sound) exceeded for 1% of any 10 minute measurement period, using Fast response.

"L_A, max adj, T" means the average maximum A-weighted sound pressure level, adjusted for noise character and measured over any 10 minute period, using Fast response.

"land" in the "land schedule" of this document means land excluding waters and the atmosphere.

"noxious" means harmful or injurious to health or physical well being.

"nuisance sensitive place" includes –

- a dwelling, residential allotment, mobile home or caravan park, residential marina or other residential premises; or
- a motel, hotel or hostel; or
- a kindergarten, school, university or other educational institution; or
- a medical centre or hospital; or
- a protected area under the *Nature Conservation Act 1992*, the *Marine Parks Act 1992* or a World Heritage Area; or
- a public thoroughfare, park or gardens; or
- 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.

"offensive" means causing offence or displeasure; is disagreeable to the sense; disgusting, nauseous or repulsive.

"protected area" means –

- a protected area under the *Nature Conservation Act 1992*; or
- a marine park under the *Marine Parks Act 1992*; or
- a World Heritage Area.

"regulated waste" means non-domestic waste mentioned in Schedule 7 of the *Environmental Protection Regulation 1998* (whether or not it has been treated or immobilised), and includes -

- for an element - any chemical compound containing the element; and
- anything that has contained the waste.

"site" means land or tidal waters on or in which it is proposed to carry out the development approved under this development approval.

"watercourse" means a river, creek or stream in which water flows permanently or intermittently-

- in a natural channel, whether artificially improved or not; or
- in an artificial channel that has changed the course of the watercourse.

"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.

"works" or "operation" means the development approved under this development approval.

"you" means the holder of this development approval or owner / occupier of the land which is the subject of this development approval.

END OF CONDITIONS

Additional comments or advice about the application

Nil.

Additional information for applicants

Environmentally relevant activities

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

A development permit authorising the carrying out of an ERA and does not authorise any environmental harm unless a condition stated by the permit specifically authorises environmental harm.

A person carrying out an ERA must hold a registration certificate issued under the *Environmental Protection Act 1994*, or must be acting under a registration certificate, for the ERA.

Contaminated land

It is a requirement of the *Environmental Protection Act 1994* that if an owner or occupier of land becomes aware a Notifiable Activity (as defined in Schedule 3 and Schedule 4 of the *Environmental Protection Act 1994*) is being carried out on the land, or that the land has been, or is being, contaminated by a hazardous contaminant, the owner or occupier must, within 22 business days after becoming so aware, give written notice to the Department of Environment and Resource Management.

Delegate



Tim Brain

Delegate for Chief Executive administering the Environmental Protection Act 1994
Department of Environment and Resource Management

26 May 2010

Registration certificate

Environmental Protection Act 1994

Certificate of Registration

No: ENRE00935909

This registration certificate is issued by the administering authority and takes effect from: 08-JUN-2010.

The anniversary day for the purposes of the Annual Return remains: 1 August.

This registration certificate is a requirement of section 73F of the *Environmental Protection Act 1994* and authorises the registered operator to undertake the activity listed below at the following places; subject to the conditions set out in a development approval attached to the premises, or the relevant code of environmental compliance.

Registered Operator:-

Peanut Company of Australia Limited
133 Haly Street
KINGAROY QLD 4610

Development Approval No.	Place	Location	Activity
IPDE02223110 (CM0237)	Lot 61 Plan RP89766	133 Haly Street, KINGAROY QLD 4610	ERA 24 Edible oil manufacturing or processing - manufacturing or processing 1000t or more of feedstock material for edible oil production in a year
SPDE00234710	Lot 138 Plan FY1569, Lot 10 Plan RP7913, Lot 11 Plan RP7913	117 – 131 Haly Street, KINGAROY QLD 4610	



Tim Brain
Delegate
Administering authority
Environmental Protection Act 1994

08-JUN-2010