

Notice

Change to an existing approval

*This notice is issued by the*Environmental Protection Agency pursuant to Section 3.5.33 of the Integrated Planning Act 1997 to advise of a decision or action.*

Central Burnett Food Processors Co-operative
Association Limited
T/A C. B. Juice
Lot 1 Jack Parr Street
MUNDUBBERA QLD 4626

Our reference: 221642 /
IPDE01110208

Attention: BARRY EMERY

Dear Mr Emery

Re: Application to change existing development approval ¹

The Environmental Protection Agency (EPA), acting as assessment manager, wishes to advise that your application to change existing development approval Permit Ref: IPDE01110208 (formerly CM0132), received on 02-JUL-2008, has been assessed, and on 22 July 2008 was granted.

1. Your application requested:

Change conditions to include the following condition:

Provision of Treated Effluent to Other Persons.

If responsibility of the treated effluent is given or transferred to another person:

- (a) The responsibility of such effluent must only be given or transferred in accordance with a written agreement (the third party agreement);
- (b) Include in the third party agreement a commitment from the person utilising the effluent to use effluent in such a way as to prevent environmental harm or public health incidences and specifically make the persons aware of the General Environmental Duty (GED) under section 319 of the Environmental Protection Act 1994, environmental sustainability of any effluent disposal and protection of environmental values of waters; and
- (c) Upon being notified or otherwise becoming aware that the person's use of effluent is causing or threatens to cause environmental harm or is posing a human health risk, and if the person does not rectify the situation upon written request, the giving and transferring responsibility for such effluent must cease.

¹ Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service

Change to an existing approval

2. The details of the original approval were:

Property/Location:

Street address - Jack Parr Street MUNDUBBERA QLD 4626

Lot/Plan - Lot 1 Plan 190341, Parish of Mundowran, County of Yarrol

Currency period:

Original Approval issued on 8 October 1999

The approved plans

n/a

3. OR 4. IDAS Referral Agencies

The IDAS concurrence agencies and their responses to the application (attached) are:

Concurrence Agency: Nil

An attached extract from the *Integrated Planning Act 1997* details your appeal rights regarding this decision. You should seek independent advice to confirm all your available avenues.

Should you require any further information please contact Tracey Wilson the project manager, on the telephone number listed below.

Yours sincerely



Delegate

Environmental Protection Agency
22-JUL-2008

Enquiries:

ES - Reg Serv - Wide Bay Burnett - MBorough -
EPA

PO Box 101 MARYBOROUGH QLD 4650

Phone: (07) 41211800

Fax: (07) 41211650

APPEAL RIGHTS - Extract from the *Integrated Planning Act 1997***Division 8—Appeals to court relating to development applications****4.1.27 Appeals by applicants**

- (1) An applicant for a development application may appeal to the court against any of the following -
 - (a) the refusal, or the refusal in part, of a development application;
 - (b) a matter stated in a development approval, including any condition applying to the development, and the identification of a code under section 3.1.6;
 - (c) the decision to give a preliminary approval when a development permit was applied for;
 - (d) the length of a currency period;
 - (e) a deemed refusal.
- (2) An appeal under subsection (1)(a) to (d) must be started within 20 business days (the “**applicant’s appeal period**”) after the day the decision notice or negotiated decision notice is given to the applicant.
- (3) An appeal under subsection (1)(e) may be started at any time after the last day a decision on the matter should have been made.

4.1.28 Appeals by submitters

- (1) A submitter for a development application may appeal to the court only against -
 - (a) the part of the approval relating to the assessment manager’s decision under section 3.5.14 or 3.5.14A; or
 - (b) for an application processed under section 6.1.28(2) – the part of the approval about the aspects of the development that would have required public notification under the repealed Act.
- (2) To the extent an appeal may be made under subsection (1), the appeal may be against 1 or more of the following-
 - (a) the giving of a development approval;
 - (b) any provision of the approval including-
 - (i) a condition of, or lack of condition for, the approval; or
 - (ii) the length of a currency period for the approval.
- (3) However, a submitter may not appeal if the submitter-
 - (a) withdraws the submission before the application is decided; or
 - (b) has given the assessment manager a notice under section 3.5.19(1)(b)(ii).
- (4) The appeal must be started within 20 business days (the “**submitter’s appeal period**”) after the decision notice or negotiated decision notice is given to the submitter.

4.1.29 Appeals by advice agency submitters

- (1) Subsection (1A) applies if an advice agency, in its response for an application, told the assessment manager to treat the response as a properly made submission.
- (1A) The advice agency may, within the limits of its jurisdiction, appeal to the court about any part of the approval relating to the assessment manager’s decision under section 3.5.14 or 3.5.14A.
- (3) The appeal must be started within 20 business days after the day the decision notice or negotiated notice is given to the advice agency as a submitter.
- (4) However, if the advice agency has given the assessment manager a notice under section 3.5.19(1)(b)(ii), the advice agency may not appeal the decision.

4.1.30 Appeals for matters arising after approval given (co-respondents)

- (1) For a development approval given for a development application, a person to whom any of the following notices have been given may appeal to the court against the decision in the notice -
 - (a) a notice giving a decision on a request for an extension of the currency period for an approval;
 - (b) a notice giving a decision on a request to make a minor change to an approval.
- (2) The appeal must be started within 20 business days after the day the notice of the decision is given to the person.
- (3) Subsection (1)(a) does not apply if the approval resulted from a development application (superseded planning scheme) that was assessed as if it were an application made under a superseded planning scheme.

Division 9 - Appeals to court about other matters**4.1.31 Appeals for matters arising after approval given (no co-respondents)**

- (1) A person to whom any of the following notices have been given may appeal to the court against the decision in the notice -
 - (a) a notice giving a decision on a request to change or cancel a condition of a development approval;
 - (b) a notice under section 3.5.33A(9)(b) or 6.1.44 giving a decision to change or cancel a condition of a development approval.
- (2) The appeal must be started within 20 business days after the day the notice of the decision is given to the person.

4.1.32 Appeals against enforcement notices

- (1) A person who is given an enforcement notice may appeal to the court against the giving of the notice.
- (2) The appeal must be started within 20 business days after the day notice is given to the person.

4.1.33 Stay of operation of enforcement notice

- (1) The lodging of a notice of appeal about an enforcement notice stays the operation of the enforcement notice until -
 - (a) the court, on the application of the entity issuing the notice, decides otherwise; or
 - (b) the appeal is withdrawn; or
 - (c) the appeal is dismissed.
- (2) However, subsection (1) does not apply if the enforcement notice is about -
 - (a) a work, if the enforcement notice states the entity believes the work is a danger to persons or a risk to public health; or
 - (b) carrying out development that is the demolition of a work.

4.1.34 Appeals against decisions on compensation claims

- (1) A person who is dissatisfied with a decision under section 5.4.8 or 5.5.3 for the payment of compensation may appeal to the court against -
 - (a) the decision; or
 - (b) a deemed refusal of the claim.
- (2) An appeal under subsection (1)(a) must be started with 20 business days after the day notice of the decision is given to the person.
- (3) An appeal under subsection (1)(b) may be started at any time after the last day a decision on the matter should have been made.

4.1.35 Appeals against decisions on requests to acquire designated land under hardship

- (1) A person who is dissatisfied with a designator's decision to refuse a request made by the person under section 2.6.19, may appeal to the court against -
 - (a) the decision; or
 - (b) a deemed refusal of the request.
- (2) An appeal under subsection (1)(a) must be started within 20 business days after the day notice of the decision is given to the person.
- (3) An appeal under subsection (1)(b) may be started at any time after the last day a decision on the matter should have been made.

4.1.37 Appeals from tribunals

- (1) A party to a proceeding decided by a tribunal may appeal to the court against the tribunal's decision, but only on the ground -
 - (a) of error or mistake in law on the part of the tribunal; or
 - (b) that the tribunal had no jurisdiction to make the decision or exceeded its jurisdiction in making the decision.
- (2) An appeal against a tribunal's decision must be started within 20 business days after the day notice of the tribunal's decision is given to the party.

4.1.38 Court may remit matter to tribunal

If an appeal includes a matter within the jurisdiction of a tribunal and the court is satisfied the matter should be dealt with by a tribunal, the court must remit the matter to the tribunal for decision.

Division 10 - Making an appeal to court**4.1.39 How appeals to the court are started**

- (1) An appeal is started by lodging written notice of appeal with the registrar of the court.
- (2) The notice of appeal must state the grounds of the appeal.
- (3) The person starting the appeal must also comply with the rules of the court applying to the appeal.
- (4) However, the court may hear and decide an appeal even if the person has not complied with subsection (3).

4.1.41 Notice of appeal to other parties (div 8)

- (1) An appellant under division 8 must give written notice of the appeal to-
 - (a) if the appellant is an applicant-
 - (i) the chief executive; and
 - (ii) the assessment manager; and
 - (iii) any concurrence agency; and
 - (iv) any principal submitter whose submission has not been withdrawn; and
 - (v) any advice agency treated as a submitter whose submission has not been withdrawn; or
 - (b) if the appellant is a submitter or an advice agency whose response to the development application is treated as a submission for an appeal-
 - (i) the chief executive; and
 - (ii) the assessment manager; and
 - (iii) any referral agency; and
 - (iv) the applicant; or
 - (c) if the appellant is a person to whom a notice mentioned in section 4.1.30 has been given-
 - (i) the chief executive; and
 - (ii) the deciding entity; and
 - (iii) any entity that was a concurrence agency or building referral agency for the development application to which the notice relates.
- (2) The notice must be given within-
 - (a) if paragraph (b) does not apply-10 business days after the appeal is started; or
 - (b) if the appellant is a submitter or advice agency whose response to the development application is treated as a submission for an appeal-2 business days after the appeal is started.
- (3) The notice must state-
 - (a) the grounds of the appeal; and
 - (b) if the person given the notice is not the respondent or a co-respondent under section 4.1.43 -
 - (c) that the person may, within 10 business days after the day the notice is given, elect to become a co-respondent to the appeal by filing in the court a notice of election in the approved form.

4.1.42 Notice of appeal to other parties (div 9)

- (1) An appellant under division 9 must, within 10 business days after the day the appeal is started give written notice of the appeal to -
 - (a) if the appellant is a person to whom a notice mentioned in section 4.1.31⁷³ has been given - the entity that gave the notice; or
 - (b) if the appellant is a person to whom an enforcement notice is given - the entity that gave the notice and if the entity is not the local government, the local government; or
 - (c) if the appellant is a person dissatisfied with a decision about compensation - the local government that decided the claim; or
 - (d) if the appellant is a person dissatisfied with a decision about acquiring designated land - the designator; or
 - (e) if the appellant is a person who is disqualified as a private certifier - the entity disqualifying the person and if the entity disqualifying the person is not the accrediting body, the accrediting body; or
 - (f) if the appellant is a party to a proceeding decided by a tribunal - the other party to the proceeding.
- (2) The notice must state the grounds of the appeal.

4.1.43 Respondent and co-respondents for appeals under div 8

- (1) Subsections (2) to (8) apply for appeals under section 4.1.27 to 4.1.29.
- (2) The assessment manager is the respondent for the appeal.
- (3) If the appeal is started by a submitter, the applicant is a co-respondent for the appeal.
- (4) Any submitter may elect to become a co-respondent to the appeal.
- (5) If the appeal is about a concurrence agency response, the concurrence agency is a co-respondent for the appeal.
- (6) If the appeal is only about a concurrence agency response, the assessment manager may apply to the court to withdraw from the appeal.
- (7) The respondent and any co-respondents for an appeal are entitled to be heard in the appeal as a party to the appeal.
- (8) A person to whom a notice of appeal is required to be given under section 4.1.41 and who is not the respondent or a co-respondent for the appeal may elect to be a co-respondent.
- (9) For an appeal under section 4.1.30-
 - (a) the assessment manager is the respondent; and
 - (b) any entity that was a concurrence agency or a building referral agency for the development application to which a notice under section 3.6.3 relates may elect to become a co-respondent.

4.1.44 Respondent and co-respondents for appeals under div 9

- (1) This section applies if an entity is required under section 4.1.42 to be given a notice of an appeal.
- (2) The entity given written notice is the respondent for the appeal.
- (3) However, if under a provision of the section more than 1 entity is required to be given notice, only the first entity mentioned in the provision is the respondent.
- (4) The second entity mentioned in the provision may elect to be a co-respondent.

4.1.45 How an entity may elect to be a co-respondent

An entity that is entitled to elect to be a co-respondent to the appeal may do so, within 10 business days after notice of the appeal is given to the entity, by following the rules of court for the election.

4.1.46 Minister entitled to be represented in an appeal involving a State interest

If the Minister is satisfied that an appeal involves a State interest, the Minister is entitled to be represented in the appeal.

4.1.47 Lodging appeal stops certain actions

- (1) If an appeal (other than an appeal under section 4.1.30) is started under division 8, the development must not be started until the appeal is decided or withdrawn.
- (2) Despite subsection (1), if the court is satisfied the outcome of the appeal would not be affected if the development or part of the development is started before the appeal is decided, the court may allow the development or part of the development to start before the appeal is decided.

Development Permit

Section 3.5.15 Integrated Planning Act 1997

EPA Permit¹ number: IPDE01110208*This document replaces the document (CM0132) issued on 8 October 1999*

EPA Permit¹ number:	IPDE01110208
Assessment Manager reference:	as above
Permit¹ Type:	Development Approval for a MCU involving an ERA
Date of Decision:	22-JUL-2008
Decision:	approved with conditions
Relevant Laws and Policies:	<i>Environmental Protection Act 1994</i> and any subordinate legislation

Development Description

Property	Lot/Plan	Aspect of Development
Lot 1 Jack Parr Street, MUNDUBBERA QLD 4626	Lot 1 Plan 190341	ERA 29(a)(i) Beverage production - commercially producing any non-alcoholic beverage in works having a production output of 200,000L or more, but less than 2,000,000L, a year.

¹ Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service

EPA Permit number: IPDE01110208

Additional comments or advice about the application

Nil

Additional information for applicants

The standard currency periods stated in section 3.5.21 of the *Integrated Planning Act 1997* or the nominated currency period, apply to each aspect of development in this permit. This permit replaces CM0132 and takes effect immediately.

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 by Schedule 2 of the *Environmental Protection Act 1994*) is being carried out on the land or that the land has been affected by a hazardous contaminant, they must, within 30 days after becoming so aware, give notice to the Environmental Protection Agency.

Environmentally Relevant Activities

The aforementioned description of any environmentally relevant activity (ERA) for which this permit is issued is simply a restatement of the ERA as prescribed in the legislation at the time of issuing this permit. Where there is any conflict between the abovementioned description of the ERA for which this permit is issued and the conditions specified herein as to the scale, intensity or manner of carrying out of the ERA, then such conditions prevail to the extent of the inconsistency.

This permit authorises the ERA. It does not authorise environmental harm unless a condition within this permit explicitly authorises that harm. Where there is no such condition, or the permit is silent on a matter, the lack of a condition or silence shall not be construed as authorising harm.

In addition to this permit, the person to carry out the ERA must be a registered operator under the *Environmental Protection Act 1994*. For the person to become a registered operator, they must apply for a registration certificate under section 73F of the *Environmental Protection Act 1994*.



Tim Brain
Delegate
Environmental Protection Agency
22-JUL-2008

EPA Permit number: IPDE01110208

This development approval 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

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52-7-03

SCHEDULE A - GENERAL CONDITIONS

Access to Copy of Development Approval

- (A1) A copy of this approval must be kept in a location readily accessible to personnel carrying out the activity.

Records

- (A2) Any record or document required to be kept by a condition of this approval must be kept at the site 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

- (A3) 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 approval.

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

- (A4) All determinations of the quality of contaminants released to the environment and all measurement and reporting of noise levels that are required by this approval must be undertaken by a person or body possessing appropriate experience and qualifications to perform the required determinations and the required measurements.
- (A5) All instruments and devices used for the measurement or monitoring of any parameter under any condition of this approval must be calibrated, and appropriately operated and maintained.

END OF CONDITIONS FOR SCHEDULE A

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22-7-08

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SCHEDULE B - AIR

Release of Contaminants to the Atmosphere

- (B1) Except as otherwise provided by the conditions of this approval the environmentally relevant activity must be carried out by such practicable means necessary to prevent or minimise the release or likelihood of release of contaminants to the atmosphere.

Noxious or Offensive Odour

- (B2) Notwithstanding any other condition of this approval, no release of contaminants from the site is to cause a noxious or offensive odour beyond the boundaries of the site.

END OF CONDITIONS FOR SCHEDULE B

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12-7-08

EPA Permit number: IPDE01110208

SCHEDULE C - WATER

Release of Contaminants to Waters

- (C1) Except as otherwise provided by the conditions of this approval the environmentally relevant activity must be carried out by such practicable means necessary to prevent or minimise the release or likelihood of release of contaminants to waters.
- (C2) Contaminants must not be directly or indirectly released from the site 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 Local Government.

END OF CONDITIONS FOR SCHEDULE C

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SCHEDULE D - STORMWATER MANAGEMENT

General

- (D1) Except as provided by the conditions of this Schedule of this approval, the environmentally relevant activities must be carried out by such practicable means necessary to prevent or minimise the contact of incident rainfall and stormwater runoff with wastes or other contaminants, and prevent or minimise the release or likelihood of release of any such contaminated runoff from the site.

Discharges to Stormwater

- (D2) There must be no direct discharge of contaminants from any plant and equipment to the stormwater drainage system or to a place where any discharge might reasonably be expected to enter the stormwater drainage system.

Vehicle and Equipment Maintenance

- (D3) The maintenance and cleaning of vehicles and any other equipment or plant must not be carried out in areas from which contaminants can be released into any waters, roadside gutter or stormwater drainage system.

Cleaning

- (D4) Any spillage of wastes, contaminants or other materials must be cleaned up as quickly as practicable. Such spillage must not be cleaned up by hosing, sweeping or otherwise releasing such wastes, contaminants or material to any stormwater drainage system, roadside gutter or waters.

END OF CONDITIONS FOR SCHEDULE D

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SCHEDULE E - LAND APPLICATION

Release of Contaminants to Land

- (E1) Except as otherwise provided by the conditions of this approval the environmentally relevant activities must be carried out by such practicable means necessary to prevent or minimise the release or likelihood of release of contaminants to land.

Disposal of Waste Peel to Land

- (E2) Waste peel may be placed in a disposal area approved by the North Burnett Regional Council and subject to approval being granted by the North Burnett Regional Council.
- (E3) Waste peel must not be placed within 50 metres of a watercourse or gully expected to carry stormwater.

END OF CONDITIONS FOR SCHEDULE E

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22-7-08

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SCHEDULE F - NOISE

Emission of Noise

- (F1) In the event of a complaint about noise to the Administering Authority in writing, that the Administering Authority considers is not frivolous or vexatious then a noise management plan is to be developed that will adequately address any such emission of noise that constitutes annoyance.
- (F2) In the event of a complaint in accordance with condition (F1), and at the request of the Administering Authority, the registered operator must, within two (2) months, develop a noise management plan. The noise management plan must address the following matters:
- (i) identification of component noise sources and activities at the site which impact on noise sensitive areas;
 - (ii) the measured and/or predicted level of these noise sources and activities at noise sensitive places;
 - (iii) the control or abatement measures that can be undertaken to reduce identified intrusive noise sources;
 - (iv) the level of noise at noise sensitive places that would be achieved from implementing these measures.
 - (v) the handling of future noise complaints;
 - (vi) community liaison and consultation; and
 - (vii) training of staff in noise management practices.
- (F3) Upon the completion of the noise management plan it must be submitted to the Administering Authority for approval within 30 days.
- (F4) After the Administering Authority has given approval to the noise management plan, the registered operator must implement the plan as soon as practicable.

END OF CONDITIONS FOR SCHEDULE F

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SCHEDULE G - WASTE MANAGEMENT**General**

- (G1) Waste must not be released to the environment, stored, transferred or disposed of contrary to any condition of this approval.
- (G2) The registered operator must not:
 - (i) allow waste to burn or be burned at or on the licensed place; nor
 - (ii) remove waste from the licensed place and burn such waste elsewhere.
- (G3) Records of trade waste agreements must be made available for inspection on request.
- (G4) Drum storage of waste or processed materials must be within roofed areas provided with impervious concrete bases and bund walls.

Vehicle Loading

- (G5) All loading of bulk materials must take place only within designated vehicle loading/unloading areas.
- (G6) The tailgates of all trucks leaving the premises must be securely fixed prior to loading and immediately after unloading to prevent loss of materials.
- (G7) Trucks removing waste (e.g. fruit peel) must be filled or covered so as to prevent spillage of material during transport.

Waste Utilisation Report

- (G8) The registered operator must report to the Administering Authority, with each annual return, a reasonable estimation of the percentage of fruit waste:
 - (i) transported to the fruit peel waste disposal area referred to in (E2); and
 - (ii) transported to other properties and utilised by feeding livestock or other appropriate waste utilisation.
- (G9) The registered operator must report to the Administering Authority, with each annual return;
 - (i) a reasonable estimation of the area covered by fruit peel in the disposal area at the time of the annual return; and
 - (ii) a report outlining when the accumulated fruit peel waste will be cleared from the disposal area.

END OF CONDITIONS FOR SCHEDULE G

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SCHEDULE H - MONITORING AND REPORTING**Complaint Recording**

- (H1) All complaints received by the registered operator relating to releases of contaminants from operations at the site must be recorded and kept with the following details:
- (i) time, date and nature of complaint;
 - (ii) type of communication (telephone, letter, personal etc.);
 - (iii) 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);
 - (iv) response and investigation undertaken as a result of the complaint;
 - (v) name of person responsible for investigating complaint; and
 - (vi) action taken as a result of the complaint investigation and signature of responsible person.

Noise Monitoring

- (H2) For the purposes of checking compliance with Schedule F, monitoring and recording of the noise levels from the activity/activities must be undertaken for the following descriptions, characteristics and conditions:
- (i) $L_{Amax, Adj T}$;
 - (ii) $L_{Aeq, T}$ or $LA90, T$;
 - (iii) $L_{AN, t}$ (where N equals statistical levels of 1, 10, 50, 90 and 99);
 - (iv) $L_{pA T}$;
 - (v) $L_{Aeq, T}$;
 - (vi) The level and frequency of occurrence of impulsive or tonal noise;
 - (vii) Atmospheric conditions including temperature, relative humidity and wind speed and direction; and
 - (viii) Effects due to extraneous factors such as traffic noise.
- (H3) 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

- (H4) The registered operator must ensure that the results of all monitoring performed in accordance with this approval for the period covered by the return is submitted with the Annual Return.

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Incident Recording

(H5) A record must be maintained of at least the following events:

- (i) 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;
- (ii) any uncontrolled release of contaminants reasonably likely to cause environmental harm; and
- (iii) 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

(H6) Where the registered operator has not given notification to the Administering Authority under section 320 of the *Environmental Protection Act 1994*, 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 approval, the registered operator must notify the Administering Authority of the release by telephone or facsimile.

END OF CONDITIONS FOR SCHEDULE H

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22-7-08

EPA Permit number: IPDE01110208

SCHEDULE I - DEFINITIONS

- (I1) For the purposes of this approval any term not otherwise defined in the the Act and any subordinate legislation made pursuant to the Act or in the Definitions Schedule of this approval has the meaning conferred to that term in its common usage.
- (I2) In the event of any inconsistency arising between the meaning of any term provided in the Definitions Schedule of this approval and any common usage of that term, the meaning conferred in the Definitions Schedule of this approval prevails.

For the purposes of this approval the following definitions apply:

- (I3) "Act" means the *Environmental Protection Act 1994*.
- (I4) "Administering Authority" means the Environmental Protection Agency or its successor.
- (I5) "approval" means 'notice of development application decision' or 'notice of concurrence agency response' under the Integrated Planning Act 1997.
- (I6) "land" in the Land Application Schedule means land excluding waters and the atmosphere.
- (I7) "offensive" means causing offence or displeasure; is disagreeable to the sense; disgusting, nauseous or repulsive.
- (I8) "site" means land or tidal waters on or in which it is proposed to carry out the development approved under this development approval.

Noise Definitions

- (I9) " $L_{Amax\ adj, T}$ " 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.
- (I10) "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
- $L_{A\bar{g}, T}$ 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.
- (I11) " $MaxL_{pA T}$ " means the absolute maximum instantaneous A-weighted sound pressure level measured over a time period of not less than 15 minutes, using Fast response.
- (I12) "noise sensitive place" means -
- (i) a dwelling, mobile home or caravan park, residential marina or other residential premises; or
 - (ii) a motel, hotel or hostel; or
 - (iii) a kindergarten, school, university or other educational institution; or
 - (iv) a medical centre or hospital; or

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- (v) a protected area; or
- (vi) a public park or gardens.

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

END OF CONDITIONS FOR SCHEDULE I

END OF CONDITIONS

113
22-7-08

Registration certificate

Environmental Protection Act 1994

Certificate of Registration

No: ENRE00801708

This registration certificate is issued by the administering authority and takes effect from: 01-DEC-2009.

The anniversary day for the purposes of the Annual Return remains: 25 October.

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 place; subject to the conditions set out in a development approval attached to the premises, or the relevant code of environmental compliance.

Registered Operator:-

Central Burnett Fruit Processors Co-Operative Association Limited

T/A C. B. Juice

Lot 1 Jack Street

MUNDUBBERA QLD 4626

Development Approval No.	Place	Location	Activity
IPDE01110208	Lot 1 Plan RP190341	Lot 1 Jack Parr Street, MUNDUBBERA QLD 4626	ERA 22 Beverage production Threshold 1(a) - producing, in a year, 1ML to 10ML of non-alcoholic beverages


Tim Brain
Delegate
Administering authority
Environmental Protection Act 1994

01-DEC-2009