Permit

Environmental Protection Act 1994

Environmental authority EPPR00476213

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

Environmental authority number: EPPR00476213

Environmental authority takes effect on the day of approval.

The anniversary date of this environmental authority is 12 October.

Environmental authority holder

Name	Registered address
Capilano Honey Limited TIA Capilano	399 Archerfield Road RICHLANDS QLD 4077

Environmentally relevant activity and location details

Environmentally relevant activity	Location
ERA 23 - Bottling and Canning Bottling and canning (the relevant activity) consists of bottling or canning 200t or more of food in a year	399 Archerfield Road RICHLANDS QLD 4077 – Lot 80 Plan RP909763
ERA 12 - Plastic product manufacturing 1: Manufacturing, in a year, a total of 50t or more of plastic product, other than a plastic product mentioned in item 2	

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.

Queensland Government

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

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.

However, if the EA is authorising an activity that requires an additional authorisation (a relevant tenure for a resource activity, a development permit under the *Planning Act 2016* or an SDA Approval under the *State Development and Public Works Organisation Act 1971*), this EA will not take effect until the additional authorisation has taken effect.

If this EA takes effect when the additional authorisation takes effect, you must provide the administering authority written notice within 5 business days of receiving notification of the related additional authorisation taking effect.

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.



Liz Clarke
Department of Environment and Science
Delegate of the administering authority
Environmental Protection Act 1994

Date issued: 3 February 2021

Enquiries:
Utilities and Government Organisations Assessment
Department of Environment and Science

Phone: 1300 130 372
Email: palm@des.qld.gov.au

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)

Conditions of environmental authority

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

Agency interest: General	
Condition number	**Condition**
G1	All reasonable and practicable **measures** must be taken to prevent or minimise environmental harm caused by the **activities.**
G2	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.
G3	All **records** must be kept for a period of at least five (5) years and provided to the **administering authority** upon request.
G4	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.
G5	Written procedures must be developed which: a. identify all potential risks to the environment from the **activity**, including: i. during routine operations; and ii. outside routine operations; and iii. during closure; and iv. in an emergency; and b. identify **measures** to prevent or minimise the potential for environmental harm for each of the potential risks identified; and c. establish an inspection and maintenance program for plant and equipment including calibration and servicing that is in accordance with manufacturer's instructions; and 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 thereafter; and e. establish processes to review environmental risks, incidents, performance and complaints.
G6	Written procedures required by condition G5 must be: a. implemented; and b. reviewed at least every two years; and c. provided to the **administering authority** upon request and within a timeframe specified by the **administering authority**.
G7	For plant and equipment, all **measures** necessary to comply with the conditions of this **environmental authority** must be: a. installed, operated and maintained in a proper and effective manner; and b. in accordance with the written procedure developed in accordance with condition **G5**.

G8	Chemicals and fuels in containers of greater than 15 litres must be stored within a **secondary containment system.**
G9	**You** must record the following details for all environmental complaints received: a. date and time complaint was received; b. name and contact details of the complainant when provided and authorised by the complainant; c. nature of the complaint; d. investigations undertaken; e. conclusions formed; and f. actions taken.
Agency interest: Air	
Condition number	**Condition**
A1	Other than as permitted within this environmental authority, odours or airborne contaminants must not cause **environmental nuisance** to any **sensitive place** or **commercial place**.
	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 points to air' and must be directed vertically upwards without any impedance or hindrance. **Table 1: Contaminant release points to air**

Release Point
Emission Point 1 – 1 x 1000kW Gas-fired boiler located in centre of facility.
Emission Point 2 – 1 x 147kW Gas-fired boiler located at the rear of shed 1.
Emission Point 3 – 1 x 560kW Gas-fired burner located near rear of shed 1.
Emission Point 4 – 1 x 560kW Gas-fired burner located near rear of shed 1.

	Emissions, including combustion gases, released from vents or stacks must achieve sufficient dispersion to prevent environmental harm.
Agency interest: Water	
Condition number	**Condition**
WT1	Contaminants must not be released to any **waters**.
Agency interest: Noise	
Condition number	**Condition**

<table>
<tr><td>N1</td><td>Noise generated by the activity must not cause environmental nuisance to any sensitive place or commercial place.</td></tr>
<tr><td>N2</td><td>All noise from activities must not exceed the levels specified in Table 2 — Noise limits at any sensitive or commercial place.

Table 2 Noise limits
<table>
<tr><td rowspan="2">Noise level dB (A) measured as</td><td colspan="3">Monday to Saturday</td><td colspan="3">Sundays and public holidays</td></tr>
<tr><td>7am - 6pm</td><td>6pm 10pm</td><td>10pm - 7am</td><td>9am - 6pm</td><td>6pm -10pm</td><td>10pm 9am</td></tr>
<tr><td></td><td colspan="6">Noise measured at a 'sensitive place'</td></tr>
<tr><td>$L_{A10, adj, 10 mins}$</td><td>Bkg + 5</td><td>Bkg + 5</td><td>Bkg + O</td><td>Bkg + 5</td><td>Bkg + 5</td><td>Bkg + O</td></tr>
<tr><td>$L_{A1, adj, 10 mins}$</td><td>Bkg + 10</td><td>Bkg + 10</td><td>Bkg + 5</td><td>Bkg + 10</td><td>Bkg + 10</td><td>Bkg + 5</td></tr>
<tr><td></td><td colspan="6">Noise measured at a 'Commercial place'</td></tr>
<tr><td>$L_{A10, adj, 10 mins}$</td><td>Bkg + 10</td><td>Bkg + 10</td><td>Bkg + 5</td><td>Bkg + 10</td><td>Bkg + 10</td><td>Bkg + 5</td></tr>
<tr><td>$L_{A1, adj, 10 mins}$</td><td>Bkg + 15</td><td>Bkg + 15</td><td>Bkg + 10</td><td>Bkg + 15</td><td>Bkg + 15</td><td>Bkg + 10</td></tr>
</table>
Note: Bkg – Background noise level</td></tr>
<tr><td colspan="2">Agency interest: Waste</td></tr>
<tr><td>Condition number</td><td>Condition</td></tr>
<tr><td>W1</td><td>All waste generated in carrying out the activity must be reused, recycled or removed to a facility that can lawfully accept the waste.</td></tr>
<tr><td colspan="2">Agency interest: Land</td></tr>
<tr><td colspan="2">Condition</td></tr>
<tr><td>L1</td><td>Contaminants must not be released to land.</td></tr>
</table>

Definitions

Key terms and/or phrases bolded in this environmental authority 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.

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

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.

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

$\mathbf{L_{A\ 10,\ adj,\ t}}$ 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.

$\mathbf{L_{A\ 1,\ adj,\ 10\ mins}}$ 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.

$\mathbf{L_{A,\ max,\ adj,\ T}}$ means the average maximum A-weighted sound pressure level, adjusted for noise character and measured over any 10 minute period, using Fast response.

Land 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:

1. a dwelling, residential allotment, mobile home or caravan park, residential marina or other residential premises; or
2. a motel, hotel or hostel; or
3. a kindergarten, school, university or other educational institution; or

4. a medical centre or hospital; or
5. a protected area under the *Nature Conservation Act 1992*, the *Marine Parks Act 2004* or a World Heritage Area; or
6. a public park or garden; or
7. 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.

You means the holder of the environmental authority.

END OF PERMIT