Permit

Environmental Protection Act 1994

Environmental authority P-EA-100745413

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

Environmental authority number: P-EA-100745413

Environmental authority takes effect on the day the authority is issued. This is the take effect date.

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

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

Environmental authority holder

Name	Registered address
LOMANI AUTO REPAIRS PTY LTD	Bay 7/451 Sherwood Road SHERWOOD QLD 4075

Environmentally relevant activity and location details

Environmentally relevant activity	Location
ERA 62 - Resource recovery and transfer facility operation - 1(a) - Operating a facility for receiving and sorting, dismantling, baling or temporarily storing scrap metal, non-putrescible waste or green waste only	Bay 7/451 Sherwood Road SHERWOOD QLD 4075 – Part of Lot 11 on SP109528

Additional information for applicants

Environmentally relevant activities

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

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

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

Queensland Government

Contaminated land

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

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

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

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

Take effect

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

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

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

c) otherwise on the day the authority is issued.

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.

The anniversary day of this environmental authority is the same day each year as the original take effect date unless you apply to change the anniversary day. The payment of the annual fee will be due each year on this day.

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.

Obligations under the *Environmental Protection Act 1994*

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

- general environmental duty (section 319)
- duty to notify environmental harm (section 320-320G)
- offence of causing serious or material environmental harm (sections 437-439)
- offence of causing environmental nuisance (section 440)

- offence of depositing prescribed water contaminants in waters and related matters (section 440ZG)
- offence to place contaminant where environmental harm or nuisance may be caused (section 443)

Other permits required

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

Development Approval

This permit is not a development approval under the *Planning Act 2016*. The conditions of this environmental authority are separate, and in addition to, any conditions that may be on the development approval. If a copy of this environmental authority is attached to a development approval, it is for information only, and may not be current. If you are unsure that you have the most current version of the environmental authority relating to this site please visit https://apps.des.qld.gov.au/env-authorities/ to access all environmental authorities currently approved.



Signature

28 October 2024

Date

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

Enquiries:
Waste Assessment
GPO Box 2454, BRISBANE QLD 4001
Phone: 1300 130 372
Email: palm@des.qld.gov.au

Conditions of environmental authority

Location: Bay 7/451 Sherwood Road SHERWOOD QLD 4075 – Part of Lot 11 on SP109528

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

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

Condition number	Condition
Agency interest: General	
G1	Activities under this environmental authority must be conducted in accordance with the following limitations: a) the only waste types which can be accepted onsite are scrap metal and intact or partially disassembled automotive equipment, including intact motor vehicles; and b) all activities must occur within the 'Activity location' areas as depicted in *Appendix 1 – Site Plan*.
G2	All reasonable and practicable measures must be taken to prevent or minimise environmental harm caused, or likely to be caused, by the activities.
G3	Unless specifically authorised by a condition of this environmental authority, this environmental authority does not authorise a relevant act which is: a) an act that causes serious or material environmental harm or an environmental nuisance; or b) an act that contravenes a noise standard; or c) a deposit of a contaminant, or release of stormwater run-off, mentioned in section 440ZG of the *Environmental Protection Act 1994*.
G4	Unless specifically authorised by a condition of this environmental authority, details of any contravention of a condition of this environmental authority must: a) be reported to the administering authority within 24 hours of becoming aware of the contravention; and b) include the nature and circumstances of the contravention and any immediate actions taken.
G5	As soon as reasonably practicable but no later than 20 business days of a report made under condition G4 (or a longer period agreed to in writing by the administering authority), an investigation must be undertaken to determine: a) the potential circumstances and actions that may have contributed to the contravention; and

	b) reasonable and practicable measures that will be implemented to address the cause of the contravention to prevent future contraventions of this nature.
G6	As soon as reasonably practicable but no later than 20 business days of investigating a contravention under condition G5 (or a longer period agreed to in writing by the administering authority), the reasonable and practicable measures identified in the investigation must be implemented.
G7	The outcome of the investigation carried out under condition G5 and the reasonable and practicable measures implemented under condition G6 must be recorded.
G8	The following details must be recorded for all complaints received and provided to the administering authority upon request: a) date and time the complaint was received; and b) if authorised by the person making the complaint, their name and contact details; and c) nature and details of the complaint.
G9	As soon as reasonably practicable but no later than 5 business days of receiving a complaint (or a longer period agreed to in writing by the administering authority), an investigation must be undertaken to determine: a) the potential circumstances and actions on site that may have contributed to the basis of the complaint; and b) reasonable and practicable measures that will be implemented to address the complaint.
G10	As soon as reasonably practicable but no later than 5 business days of investigating a complaint under condition G9 (or a longer period agreed to in writing by the administering authority), the reasonable and practicable measures identified in the investigation must be implemented.
G11	The outcome of the investigation carried out under condition G9 and the reasonable and practicable measures implemented under condition G10 must be recorded.
G12	When required by the administering authority, monitoring must be undertaken in the manner prescribed by the administering authority to investigate a complaint of environmental harm, including environmental nuisance, arising from the activity. The monitoring data and an analysis of the results must be provided within 10 business days to the administering authority upon its request.
G13	Written procedures must be developed and implemented by an appropriately qualified person that ensure: a) all potential risks to the environment from the carrying out of the activity are identified and assessed, including: i. during routine operations; and ii. outside routine operations (e.g., maintenance, start up and shut down); and

<table>
<tr><td></td><td>iii. during preparation, rehabilitation, and closure; and
iv. in an emergency (e.g., fire, flood or other natural disaster); and
b) for each potential risk identified, any necessary measures to prevent or minimise the potential for environmental harm are implemented; and
c) staff understand their obligations under this environmental authority and the Environmental Protection Act 1994; and
d) environmental risk management procedures are continually reviewed and improved, based on a reasonable risk-management approach.</td></tr>
<tr><td>G14</td><td>An appropriately qualified person must install, operate, calibrate, and maintain the plant and equipment required to carry out the activity (including monitoring devices) in a proper and effective manner.</td></tr>
<tr><td>G15</td><td>Records of installation, calibration and maintenance carried out under condition G14 must be kept.</td></tr>
<tr><td>G16</td><td>Unless otherwise specified by a condition of this environmental authority, records must be:
a) kept for the period outlined in Table 1 – Record keeping requirements; and
b) provided to the administering authority upon request and in the format requested.
Table 1 – Record keeping requirements<table><tr><th>Description of records</th><th>Retention requirement</th></tr><tr><td>Monitoring results</td><td>Retain for 15 years</td></tr><tr><td>All other records</td><td>Retain for 5 years</td></tr></table></td></tr>
<tr><td>G17</td><td>Waste batteries and all liquid chemicals and fuels in containers of greater than 15 litres must be stored within a secondary containment system which must be able to hold the largest container plus 10% of its volume.
Note: Liquid chemicals include, but is not limited to:
oils;
paints;
lacquers;
thinners;
adhesives; and
cleaning solvents.</td></tr>
<tr><td>G18</td><td>An effective method of securing the site from unauthorised access to the premises must be implemented and maintained.</td></tr>
<tr><td>G19</td><td>Safe, efficient and clear access to the site including all stockpiles, storage areas, buildings and structures for fire-fighting vehicles must be provided at all times.</td></tr>
</table>

Agency interest: Waste	
W1	All waste generated in carrying out the activity must be lawfully reused, recycled or removed to a facility that can lawfully accept the waste.
W2	Incompatible wastes must not be mixed in the same container or waste storage area.
W3	All spillages of combustible liquids or material must be cleaned up using the appropriate containment method immediately.
W4	All waste batteries must: a) be separated and stored undercover, away from other waste on an impermeable surface; and b) be stored away from heat and ignition sources, including direct or reflected sunlight, water and humidity; and c) the number of waste batteries stored onsite must not exceed 100 waste batteries.
W5	All residual fluids, including all flammable and combustible liquids (i.e., engine oil, hydraulic oil, brake fluid, petroleum and diesel fuels) and radiator coolant, must be removed or drained from scrap vehicles immediately upon arrival at the premises. Residual fluids must be stored in sealed containers prior to removal from site.
W6	The maximum height of any stockpile of waste must not exceed three (3) metres in height from the base of the stockpile.
W7	Water supply (fire hydrants/boosters) and any fire safety systems or equipment must at all times be clearly marked and identifiable and remain unobstructed for attending fire crews.
Agency interest: Acoustic	
N1	Noise generated by the activity must not cause environmental nuisance to any sensitive place or commercial place.
Agency interest: Air	
A1	This environmental authority does not authorise odours or airborne contaminants generated by the activity to cause a relevant act at a sensitive place or commercial place
A2	The servicing, repair, maintenance or dismantling of motor vehicles must: a) prevent the emission of ozone depleting substances and refrigerant gases; and b) recover all refrigerant gases prior to the dismantling of air conditioning units; and c) be undertaken by a person licensed to carry out this specific activity.
Agency interest: Land	
L1	Contaminants must not be released to land.

Agency interest: Water	
WT1	Contaminants must not be released to waters.
WT2	Stormwater must be managed to: a) prevent stormwater from being contaminated by the activity; and b) direct stormwater that is contaminated by the activity to stormwater treatment and retention measures.

Definitions

Where a word or phrase in this document is defined in this Schedule or within the document, it has its corresponding meaning. Where a word or phrase in this document is not defined in this Schedule, it has the meaning given to it in (in order of priority):

- the *Environmental Protection Act 1994* (EP Act), its regulations or its environmental protection policies;
- the *Acts Interpretation Act 1954*;
- the Macquarie Dictionary (taking account of the context in which the word or phrase is used in this document).

For example, environmental value, environmental harm, environmental nuisance, material environmental harm, serious environmental harm and relevant act are defined in the EP Act and groundwater is defined in the Environmental Protection Regulation 2019.

Defined words or phrases in the singular include the plural and vice versa.

Activity means the environmentally relevant activities to which the environmental authority relates.

Appropriately qualified person means a person who has professional qualifications, training, skills or experience relevant to the EA requirements and can give authoritative assessment, advice and analysis in relation to the EA requirements using the relevant protocols, standards, methods or literature.

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

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

Contaminant(s) as defined in Section 11 of the *Environmental Protection Act 1994*.

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

Incompatible waste means waste that may chemically react when:

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

Land does not include waters.

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

Monitoring results includes analysis results (laboratory and in situ) and monitoring reports.

NATA means National Associated of Testing Authorities.

Records include any written procedures, plans, 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.

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

- 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 2004* or a World Heritage Area; or
- a park or garden; or
- for noise, a place listed as a sensitive receptor in Schedule 1 of the Environmental Protection (Noise) Policy 2019.

Stormwater treatment and retention measures includes stormwater dams/ ponds and sediment dams/ponds.

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.

Appendix 1 – Site Plan



END OF ENVIRONMENTAL AUTHORITY