Letter

Environmental Protection Act 1994

Finalisation of an Environmental Protection Order

This letter of finalisation of an environmental protection order is issued by the administering authority to advise that the environmental protection order issued pursuant to section 360 of the Environmental Protection Act 1994 *is no longer in effect.*

SEQ Waste & Recycling Pty Ltd (ACN 629 249 332)
HQ Tower South
Level 3, 520 Wickham Street
FORTITUDE VALLEY QLD 4006

Our reference: E-100047124 : 101:0029256

Monday, 8 May 2023

Dear Sir/Madam

Take notice: that on 20 November 2020, under the *Environmental Protection Act 1994* (the Act), the administering authority issued SEQ Waste & Recycling Pty Ltd an Environmental Protection Order (the original EPO). The original EPO was replaced by a varied EPO on Friday 8 January 2021 following an internal review decision. The administering authority is the Chief Executive of the Department of Environment and Science (the department).

The EPO was issued with respect to the activities ERA 62 Resource recovery and transfer facility operation at North Tivoli on land described as Lot 2 on plan RP885020 at 540 – 604 Warrego Highway North Tivoli Qld 4306 (the premises).

A. Requirements

The requirements of this EPO were:

1. As soon as practicable, but by no later than 5pm on 10 December 2020, you must ensure that all waste awaiting processing, or having been processed (but excluding waste that consists of concrete only), are kept in stockpiles not exceeding 20m (length), 15m (width) and 4m (height).

2. As soon as practicable, but by no later than **5pm on 10 December 2020**, you must ensure that a minimum separation distance of 9m exists, and is maintained, between each of the following:
   - each stockpile of waste, whether processed or unprocessed (whether or not that stockpile is comprised of combustible material); and

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- each stockpile and any structure (e.g. processing shed); and
- any stockpile of waste, whether or not that stockpile is comprised of combustible material) and the boundary of the approved activity area (see development permit 9996/2018/MCU).

3. **From 5pm** on **5 February 2021**, you must not cause or permit waste to be stored at any place within the approved site (see development permit 9996/2018/MCU) other than with the areas depicted in Appendix 1 of this Environmental Protection Order, unless:
   a) the waste is in a container with at least 4 sides (e.g. inside a skip bin having been received at the premises prior to unloading awaiting processing or is processed material awaiting removal from the premises);
   b) the waste is arising from the operation of processing equipment and reasonable in the context of the operation of that equipment (e.g. a stockpile of processed material at the outlet of that equipment); or
   c) minor volumes of material, other than waste that is the subject of the Environmental Authority, that is normally associated with the operation of the business.

4. As soon as practicable but not later than **5pm on 5 February 2021**, you must ensure that:
   - Light Waste* awaiting processing is confined to Area 1 as depicted in Appendix 1;
   - Heavy Waste is confined to Area 2 as depicted in Appendix 1; and
   - Concrete waste is confined to Area 3 as depicted in Appendix 1
   - Receipt of waste is ceased, and not recommenced, at any time whilst waste is stockpiled outside Areas 1, 2 and 3 in Appendix 1.

B. Compliance with the requirements

In determining compliance with these requirements of the EPO, the department has considered:

a) The findings of site inspections conducted on 11 December 2020 and 23 February 2021 that concluded that SEQ Waste & Recycling Pty Ltd had complied with the requirements of the EPO concerning mitigation of fire risk through stockpile management and stockpile locations and size limits respectively; and

b) That, on 8 July 2022, SEQ Waste & Recycling Pty Ltd transferred environmental authority (EA) EA0001696 upon which the EPO was premised to another legal entity.

C. Obligations

The department has determined that SEQ Waste & Recycling Pty Ltd has satisfied the requirements of the EPO. Accordingly, this letter serves as a notice that this EPO is finalised and no longer in effect.

Should you have any queries in relation to this notice, please contact John Rice on telephone number (07) 3894 8159.



Signature

8 May 2023

Date

Paul Butcher
Manager (Compliance)
Department of Environment and Science
Delegate of the Chief Executive
Environmental Protection Act 1994

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