

Environment Protection Licence



Licence - 2775

Licence Details	
Number:	2775
Anniversary Date:	16-June

Licensee
TANGARATTA STOCKFEEDS PTY. LIMITED
PO BOX 21
PENDLE HILL NSW 2145

Premises
TANGARATTA STOCKFEEDS PTY LIMITED
WALLAMORE ROAD
TAMWORTH NSW 2340

Scheduled Activity
Agricultural Processing

Fee Based Activity	Scale
General agricultural processing	> 250000 T processed

Region
North - Armidale
Ground Floor, NSW Govt Offices, 85 Faulkner Street
ARMIDALE NSW 2350
Phone: (02) 6773 7000
Fax: (02) 6772 2336
PO Box 494 ARMIDALE
NSW 2350

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Information about this licence

Dictionary

A definition of terms used in the licence can be found in the dictionary at the end of this licence.

Responsibilities of licensee

Separate to the requirements of this licence, general obligations of licensees are set out in the Protection of the Environment Operations Act 1997 ("the Act") and the Regulations made under the Act. These include obligations to:

- ensure persons associated with you comply with this licence, as set out in section 64 of the Act;
- control the pollution of waters and the pollution of air (see for example sections 120 - 132 of the Act); and
- report incidents causing or threatening material environmental harm to the environment, as set out in Part 5.7 of the Act.

Variation of licence conditions

The licence holder can apply to vary the conditions of this licence. An application form for this purpose is available from the EPA.

The EPA may also vary the conditions of the licence at any time by written notice without an application being made.

Where a licence has been granted in relation to development which was assessed under the Environmental Planning and Assessment Act 1979 in accordance with the procedures applying to integrated development, the EPA may not impose conditions which are inconsistent with the development consent conditions until the licence is first reviewed under Part 3.6 of the Act.

Duration of licence

This licence will remain in force until the licence is surrendered by the licence holder or until it is suspended or revoked by the EPA or the Minister. A licence may only be surrendered with the written approval of the EPA.

Licence review

The Act requires that the EPA review your licence at least every 5 years after the issue of the licence, as set out in Part 3.6 and Schedule 5 of the Act. You will receive advance notice of the licence review.

Fees and annual return to be sent to the EPA

For each licence fee period you must pay:

- an administrative fee; and
- a load-based fee (if applicable).

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The EPA publication “A Guide to Licensing” contains information about how to calculate your licence fees. The licence requires that an Annual Return, comprising a Statement of Compliance and a summary of any monitoring required by the licence (including the recording of complaints), be submitted to the EPA. The Annual Return must be submitted within 60 days after the end of each reporting period. See condition R1 regarding the Annual Return reporting requirements.

Usually the licence fee period is the same as the reporting period.

Transfer of licence

The licence holder can apply to transfer the licence to another person. An application form for this purpose is available from the EPA.

Public register and access to monitoring data

Part 9.5 of the Act requires the EPA to keep a public register of details and decisions of the EPA in relation to, for example:

- licence applications;
- licence conditions and variations;
- statements of compliance;
- load based licensing information; and
- load reduction agreements.

Under s320 of the Act application can be made to the EPA for access to monitoring data which has been submitted to the EPA by licensees.

This licence is issued to:

TANGARATTA STOCKFEEDS PTY. LIMITED
PO BOX 21
PENDLE HILL NSW 2145

subject to the conditions which follow.

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1 Administrative Conditions

A1 What the licence authorises and regulates

A1.1 This licence authorises the carrying out of the scheduled activities listed below at the premises specified in A2. The activities are listed according to their scheduled activity classification, fee-based activity classification and the scale of the operation.

Unless otherwise further restricted by a condition of this licence, the scale at which the activity is carried out must not exceed the maximum scale specified in this condition.

Scheduled Activity	Fee Based Activity	Scale
Agricultural Processing	General agricultural processing	> 250000 T processed

A2 Premises or plant to which this licence applies

A2.1 The licence applies to the following premises:

Premises Details
TANGARATTA STOCKFEEDS PTY LIMITED
WALLAMORE ROAD
TAMWORTH
NSW 2340
LOT 4 DP 578865

A3 Information supplied to the EPA

A3.1 Works and activities must be carried out in accordance with the proposal contained in the licence application, except as expressly provided by a condition of this licence.

In this condition the reference to "the licence application" includes a reference to:

- a) the applications for any licences (including former pollution control approvals) which this licence replaces under the Protection of the Environment Operations (Savings and Transitional) Regulation 1998; and
- b) the licence information form provided by the licensee to the EPA to assist the EPA in connection with the issuing of this licence.

2 Discharges to Air and Water and Applications to Land

P1 Location of monitoring/discharge points and areas

P1.1 The following points referred to in the table below are identified in this licence for the purposes of

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monitoring and/or the setting of limits for the emission of pollutants to the air from the point.

Air

EPA identification no.	Type of Monitoring Point	Type of Discharge Point	Location Description
1	Discharge to Air. Discharge Air Quality Monitoring.	Discharge to Air. Discharge Air Quality Monitoring.	Boiler stack for the boiler room located on Figure 7 contained in Appendix G (Water and Wastewater Management Strategy) of the Environmental Impact Statement - Upgrade of Tangaratta Poultry Feedmill Wallamore Road, Tangaratta dated May 2001.
2	Discharge to Air. Discharge Air Quality Monitoring.	Discharge to Air. Discharge Air Quality Monitoring.	Multiple cyclones on the roof of the "Main Building" located on Figure 7 contained in Appendix G (Water and Wastewater Management Strategy) of the EIS - Upgrade of Tangaratta Poultry Feedmill Wallamore Road, Tangaratta dated May 2001.

P1.2 The following points referred to in the table are identified in this licence for the purposes of the monitoring and/or the setting of limits for discharges of pollutants to water from the point.

P1.3 The following utilisation areas referred to in the table below are identified in this licence for the purposes of the monitoring and/or the setting of limits for any application of solids or liquids to the utilisation area.

Water and land

EPA Identification no.	Type of Monitoring Point	Type of Discharge Point	Location Description
3	Discharge to Waters. Discharge Water Quality Monitoring.	Discharge to Waters. Discharge Water Quality Monitoring.	Overflow outlet pipe of the First Flush Pit defined on Figure 7 contained in Appendix G (Water and Wastewater Management Strategy) of the Environmental Impact Statement - Upgrade of Tangaratta Poultry Feedmill Wallamore Road, Tangaratta dated May 2001.
4	Discharge to Land. Soils Monitoring.	Discharge to Land. Soils Monitoring.	First Flush Disposal Area defined on Figure 7 contained in Appendix G (Water and Wastewater Management Strategy) of the Environmental Impact Statement - Upgrade of Tangaratta Poultry Feedmill Wallamore Road, Tangaratta dated May 2001.

3 Limit Conditions

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L1 Pollution of waters

L1.1 Except as may be expressly provided in any other condition of this licence, the licensee must comply with section 120 of the Protection of the Environment Operations Act 1997.

L2 Concentration limits

L2.1 Air Concentration Limits

POINT 1

Pollutant	Units of measure	100 percentile concentration limit	Reference conditions	Oxygen correction	Averaging period
Sulphur trioxide	milligrams per cubic metre	100			
Nitrogen dioxide	milligrams per cubic metre	350			
Smoke Emissions	Visible	<=1	Ringleman		
Solid Particles	milligrams per cubic metre	100			
Cadmium	milligrams per cubic metre	1			
Mercury	milligrams per cubic metre	1			
Total Heavy Metals	milligrams per cubic metre	5.0	In Aggregate		

POINT 2

Pollutant	Units of measure	100 percentile concentration limit	Reference conditions	Oxygen correction	Averaging period
Solid Particles	milligrams per cubic metre	100			

L2.2 Water and/or Land Concentration Limits

POINT 3

Pollutant	Units of Measure	50 percentile concentration limit	90 percentile concentration limit	3DGM concentration limit	100 percentile concentration limit
Ammonia	milligrams per litre	12			
BOD	milligrams per litre	15			

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Faecal Coliforms	colony forming units per 100 millilitres	500
Nitrogen (total)	milligrams per litre	25
Oil and Grease	milligrams per litre	10
pH	pH	6.5 - 8.5
Phosphorus (total)	milligrams per litre	10
Total suspended solids	milligrams per litre	50

L3 Noise limits

- L3.1 Noise generated from the premises must not exceed the noise limits in the table below. The locations referred to in the table below are defined in the site plan provided on page 2 of the report (document no. DOC12/1459) entitled '*Noise Compliance Monitoring July 2011, Tangaratta Stockfeeds Site - Wallamore Road, Tamworth*' by Reverb Acoustics on file LIC07/1368-02:

Locality and Location	Day LAeq (15 minute)	Evening LAeq (15 minute)	Night LAeq (15 minute)	Night LA1 (1 minute)
Location 1 - Nearest affected residence known as 'Rosebank' located at Lot 22 in DP733610, on Wallamore Road, Tamworth.	38	37	35	45
Location 2 - Any other affected residence	38	37	35	45

- L3.2 For the purpose of the condition above;
- Day is defined as the period from 7am to 6pm on any day.
 - Evening is defined as the period 6pm to 10pm on any day.
 - Night is defined as the period from 10pm to 7am on any day.
- L3.3 The noise limits set out in the Noise Limits table apply under all meteorological conditions except for the following:
- Wind speeds greater than 3 metres/second at 10 metres above ground level; or
 - Stability category F temperature inversion conditions and wind speeds greater than 2 metres/second at 10 metres above ground level; or
 - Stability category G temperature inversion conditions.

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For the purposes of this condition:

- a) Data recorded by a suitably representative meteorological station that has been previously nominated in writing by the licensee must be used to determine meteorological conditions; and
- b) Temperature inversion conditions (stability category) are to be determined by the sigma-theta method referred to in Part E4 of Appendix E to the NSW Industrial Noise Policy.

L3.4 Determining Compliance

To determine compliance:

- a) with the Leq(15 minute) noise limits in the Noise Limits table, the noise measurement equipment must be located:
 - i) approximately on the property boundary, where any dwelling is situated 30 metres or less from the property boundary closest to the premises; or
 - ii) within 30 metres of a dwelling façade, but not closer than 3m, where any dwelling on the property is situated more than 30 metres from the property boundary closest to the premises; or, where applicable
 - iii) within approximately 50 metres of the boundary of a National Park or a Nature Reserve.
- b) with the LA1(1 minute) noise limits in the Noise Limits table, the noise measurement equipment must be located within 1 metre of a dwelling façade.
- c) with the noise limits in the Noise Limits table, the noise measurement equipment must be located:
 - i) at the most affected point at a location where there is no dwelling at the location; or
 - ii) at the most affected point within an area at a location prescribed by part (a) or part (b) of this condition.

Note: A non-compliance of the Noise Limits table will still occur where noise generated from the premises in excess of the appropriate limit is measured:

- i) at a location other than an area prescribed in part (a) and part (b); and/or
- ii) at a point other than the most affected point at a location.

L3.5 For the purposes of determining the noise generated at the premises the modification factors in Section 4 of the NSW Industrial Noise Policy must be applied, as appropriate, to the noise levels measured by the noise monitoring equipment.

L4 Hours of operation

L4.1 All construction work at the premises must only be conducted between 7 am and 6 pm on any day.

L4.2 Activities at the premises, other than construction work, may be carried out at any time subject to the exclusions specified in conditions L6.1 to L6.5 of this licence.

Note: Restrictions may be placed on operating times for activities at the premises where ongoing compliance with the noise limits established by condition L3.1 can not be demonstrated by the licensee.

L4.3 This condition does not apply to the delivery of material outside the hours of operation permitted by condition L4.1 and L4.2, if that delivery is required by police or other authorities for safety reasons; and/or the operation or personnel or equipment are endangered. In such circumstances, prior notification must be provided to the EPA and affected residents as soon as possible or within a reasonable period in the case of emergency.

L4.4 The hours of operation specified in conditions L4.1 and L4.2 may be varied with written consent if the

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EPA is satisfied that the amenity of the residents in the locality will not be adversely affected.

- L4.5 Loading and/or unloading of trucks on the premises by pneumatic or similar processes must only be carried out between 7 am and 6 pm on any day.

L5 Potentially offensive odour

- L5.1 No condition of this licence identifies a potentially offensive odour for the purposes of section 129 of the Protection of the Environment Operations Act 1997.

Note: Section 129 of the Protection of the Environment Operations Act 1997, provides that the licensee must not cause or permit the emission of any offensive odour from the premises but provides a defence if the emission is identified in the relevant environment protection licence as a potentially offensive odour and the odour was emitted in accordance with the conditions of a licence directed at minimising odour.

L6 Other limit conditions

L6.1 Staged Development

Staged Development
The upgrade development works and activities outlined in;
a) development consent 2000/428 dated 25/10/2001 (as modified 26/11/01) issued by Parry Shire Council;
b) environmental impact statement titled "Upgrade of Tangaratta Poultry Feedmill, Wallamore Road, "Tangaratta" (volumes 1 to 3) dated May 2001; and
c) additional documents supplied to the EPA in relation to the upgrade, including, but not limited to;
· the document titled "Additional Acoustic Assessment of the Planned Upgrade of Tangaratta Stockfeeds Mill, Wallamore Road, Westdale via Tamworth" dated 14 August 2001; and
· letter from HLA-Envirosciences Pty Ltd dated 3 September 2001;
must be carried out as limited by the stages set in the Table in conditions L6.2 to L6.5 below. The licensee must meet the minimum timeframe and milestone requirements of each stage prior to progressing to the next stage subject to the exclusion provided by condition L6.6 of this licence.

L6.2 STAGE 1

All works and actions required by Stage 1 must be completed and compliance with condition L3.1 demonstrated to the EPA's satisfaction prior to commencing Stage 2 defined in condition L6.3 of this licence.

ACTION	PROGRESS
A. Undertake the following works and/or actions identified in the EIS and accompanying documents (identified in condition A3.1 on this licence) including but not limited to:	

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i) relocate site entrance to the premises (including the new weigh bridge)	COMPLETED
ii) install the noise barrier	COMPLETED
iii) install all other noise attenuation measures necessary to comply with condition L3.1 of this licence by 30 June 2002.	COMPLETED
B. Undertake all works and actions identified in the EIS that do not impact on noise output from the premises significantly. A list of the proposed works and actions must be approved by the EPA prior to commencement.	
C. Demonstrate compliance with condition L3.1 of this licence by 30 June 2002.	COMPLETED
D. Restrict truck movements on the premises to between 6 am and 10 pm on any day except as allowed by condition L3.1 of this licence;	ONGOING
E. Develop and implement a complaints management system by 30 June 2002 incorporating the requirements of conditions M3.1, M3.2, M3.3 of this licence including:	
i) a 24 telephone contact number; ii) recording and investigating every complaint; and iii) providing a written report to the EPA of every complaint detailing all items listed in condition R3.3 of this licence. Additionally, if the complaint relates to noise provide a summary and analysis of the noise data retrieved from the noise logger on the "Rosebank" premises.	
The system is to be approved by the EPA and implemented by the licensee.	COMPLETED

L6.3 STAGE 2

All works and actions required by Stage 2 must be completed and compliance with condition L3.1 demonstrated to the EPA's satisfaction prior to commencing Stage 3 defined in condition L6.4 of this licence.

ACTION	PROGRESS
A. Install and/or replace additional noise producing equipment on the premises as identified in the EIS on a staged basis outlined in section 3.3.2 of the EIS referred to in condition A3.1 and demonstrate compliance with condition L3.1 of this licence prior to installing the equipment identified in the next Stage (as detailed in section 3.3.2 of the EIS referred to in condition A3.1);	ONGOING
Any modification to the sequence of the Stages set out in section 3.3.2 of the EIS referred to in condition A3.1 of this licence must be approved by the EPA prior to any change occurring;	
B. Assess impact of each individual piece of equipment installed on the premises for each Stage (as detailed in section 3.3.2 of the EIS referred to in condition A3.1) and demonstrate compliance with condition L3.1 of this licence prior to installing the next piece of equipment;	ONGOING

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C. All equipment identified in stages outlined in section 3.3.2 of the EIS referred to in condition A3.1 must be installed and compliance with condition L3.1 of this licence demonstrated prior to commencing Stage 3; and	ONGOING
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D. Restrict truck movements on the premises to between 6 am and 10 pm on any day except as provided by condition L6.6 of this licence.	ONGOING
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L6.4 STAGE 3

All works and actions required by Stage 3 must be completed and compliance with condition L3.1 demonstrated to the EPA's satisfaction prior to commencing Stage 4 defined in condition L6.4 of this licence.

ACTION	PROGRESS
A. Trial 24 hour, 7 days per week truck movements on the premises for a 3 month period during which time a detailed noise assessment of the impacts must be undertaken; and	NOT COMMENCED
B. Demonstrate compliance with condition L3.1 of this licence prior to progressing to Stage 4.	INCOMPLETE

L6.5 STAGE 4

All works and actions in Stage 4 are permitted subject to ongoing compliance with condition L3.1 demonstrated to the EPA's satisfaction.

ACTION	PROGRESS
Permanent 24 hour, 7 days per week truck movement permitted on the premises.	NOT YET PERMITTED

L6.6 Where the licensee is unable to demonstrate compliance with the any action, timeframe and/or milestone in conditions L6.1 to L6.5 of this licence and/or condition L3.1 of this licence, the licensee may negotiate an alternative solution with the owners of the "Rosebank" and "Braekel" properties to control noise impacts. Any negotiated solution must be approved by the EPA, and if agreed to, formalised in a manner agreed to by the EPA.

Note: The EPA retains the option to remove or modify the requirements of condition L3.1 in line with any negotiated agreement to control noise impacts where the EPA is satisfied that doing so will not result in any adverse noise impact on any other residential receivers.

4 Operating Conditions

O1 Activities must be carried out in a competent manner

O1.1 Licensed activities must be carried out in a competent manner.

This includes:

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- a) the processing, handling, movement and storage of materials and substances used to carry out the activity; and
- b) the treatment, storage, processing, reprocessing, transport and disposal of waste generated by the activity.

O2 Maintenance of plant and equipment

- O2.1 All plant and equipment installed at the premises or used in connection with the licensed activity:
 - a) must be maintained in a proper and efficient condition; and
 - b) must be operated in a proper and efficient manner.
- O2.2 Wastewater in the First Flush Pit must be irrigated to the First Flush Disposal Area as soon as possible after any inflow event to restore the free design capacity of the pit.

O3 Dust

- O3.1 All operations and activities occurring at the premises must be carried out in a manner that will minimise the emission of dust from the premises.

O4 Effluent application to land

- O4.1 The quantity of wastewater applied to the First Flush Disposal area must not exceed the capacity of the area to effectively utilise the wastewater.

For the purposes of this condition, 'effectively utilise' includes the use of wastewater for pasture and crop production, as well as the ability of the soil to use / store nutrient, salt and hydraulic load and organic material.

5 Monitoring and Recording Conditions

M1 Monitoring records

- M1.1 The results of any monitoring required to be conducted by this licence or a load calculation protocol must be recorded and retained as set out in this condition.
- M1.2 All records required to be kept by this licence must be:
 - a) in a legible form, or in a form that can readily be reduced to a legible form;
 - b) kept for at least 4 years after the monitoring or event to which they relate took place; and
 - c) produced in a legible form to any authorised officer of the EPA who asks to see them.
- M1.3 The following records must be kept in respect of any samples required to be collected for the purposes of this licence:
 - a) the date(s) on which the sample was taken;
 - b) the time(s) at which the sample was collected;
 - c) the point at which the sample was taken; and

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d) the name of the person who collected the sample.

M2 Requirement to monitor concentration of pollutants discharged

M2.1 Air Monitoring Requirements

POINT 1

Pollutant	Units of measure	Frequency	Sampling Method
Cadmium	milligrams per cubic metre	Special Frequency 1	TM-14
Mercury	milligrams per cubic metre	Special Frequency 1	TM-14
Nitrogen dioxide	milligrams per cubic metre	Special Frequency 1	TM-11
Smoke Emissions	Visible	Special Frequency 1	TM-16
Solid Particles	milligrams per cubic metre	Special Frequency 1	TM-15
Sulphur trioxide	milligrams per cubic metre	Special Frequency 1	TM-3
Total Heavy Metals	milligrams per cubic metre	Special Frequency 1	TM-12, TM-13 & TM-14

POINT 2

Pollutant	Units of measure	Frequency	Sampling Method
Solid Particles	milligrams per cubic metre	Special Frequency 1	TM-15

M2.2 For the purposes of the table(s) above Special Frequency 1 means the collection of samples within three (3) months of commissioning of the equipment and analysing for the specified pollutants to determine compliance with the POEO (Clean Air) Regulations.

M2.3 Water and/ or Land Monitoring Requirements

POINT 3

Pollutant	Units of measure	Frequency	Sampling Method
Ammonia	milligrams per litre	Special Frequency 2	Representative sample
BOD	micrograms per litre	Special Frequency 2	Representative sample
Faecal Coliforms	colony forming units per 100 millilitres	Special Frequency 2	Representative sample
Nitrogen (total)	milligrams per litre	Special Frequency 2	Representative sample
Oil and Grease	milligrams per litre	Special Frequency 2	Representative sample
pH	pH	Special Frequency 2	In situ
Phosphorus (total)	milligrams per litre	Special Frequency 2	Representative sample
Total suspended solids	milligrams per litre	Special Frequency 2	Representative sample

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POINT 4

Pollutant	Units of measure	Frequency	Sampling Method
Available phosphorus	milligrams per kilogram	Special Frequency 4	Special Method 1
Electrical conductivity	microsiemens per centimetre	Special Frequency 3	Special Method 1
Exchangeable sodium percentage	percent	Special Frequency 5	Special Method 1
Nitrate	milligrams per kilogram	Special Frequency 3	Special Method 1
Nitrogen (total)	milligrams per kilogram	Special Frequency 4	Special Method 1
pH	pH	Special Frequency 3	Special Method 1
Phosphorus (total)	milligrams per kilogram	Special Frequency 5	Special Method 1
Phosphorus Sorption Capacity	kilograms per hectare	Special Frequency 6	Special Method 1

- M2.4 For the purposes of the table(s) above, **Special Frequency 2** means as soon as practicable after discharge commences, but in any case, within 12 hours of any discharge commencing and analysing the sample for the pollutants specified in that table.
- M2.5 For the purposes of the table(s) above, **Special Frequency 3** means sampling the top-soil and sub-soil annually and analysing the sample(s) for the pollutants specified in that table.
- M2.6 For the purposes of the table(s) above, **Special Frequency 4** means sampling the top-soil annually and analysing the sample(s) for the pollutants specified in that table.
- M2.7 For the purposes of the table(s) above, **Special Frequency 5** means sampling the top-soil annually and sampling the sub-soil every 3 years and analysing the sample(s) for the pollutants specified in that table.
- M2.8 For the purposes of the table(s) above, **Special Frequency 6** means sampling the top-soil initially to establish background then every 3 years and sampling the sub-soil every 3 years and analysing the sample(s) for the pollutants specified in that table.
- M2.9 For the purposes of the table(s) above, **Special Method 1** means that for each soil type within the utilisation area, representative composite samples must be taken of the top-soils and representative composite samples must be taken of the sub-soils.

M3 Testing methods - concentration limits

Note: The *Protection of the Environment Operations (Clean Air) Regulation 2010* requires testing for certain purposes to be conducted in accordance with test methods contained in the publication "Approved Methods for the Sampling and Analysis of Air Pollutants in NSW".

M4 Recording of pollution complaints

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- M4.1 The licensee must keep a legible record of all complaints made to the licensee or any employee or agent of the licensee in relation to pollution arising from any activity to which this licence applies.
- M4.2 The record must include details of the following:
- a) the date and time of the complaint;
 - b) the method by which the complaint was made;
 - c) any personal details of the complainant which were provided by the complainant or, if no such details were provided, a note to that effect;
 - d) the nature of the complaint;
 - e) the action taken by the licensee in relation to the complaint, including any follow-up contact with the complainant; and
 - f) if no action was taken by the licensee, the reasons why no action was taken.
- M4.3 The record of a complaint must be kept for at least 4 years after the complaint was made.
- M4.4 The record must be produced to any authorised officer of the EPA who asks to see them.

M5 Telephone complaints line

- M5.1 The licensee must operate during its operating hours a telephone complaints line for the purpose of receiving any complaints from members of the public in relation to activities conducted at the premises or by the vehicle or mobile plant, unless otherwise specified in the licence.
- M5.2 The licensee must notify the public of the complaints line telephone number and the fact that it is a complaints line so that the impacted community knows how to make a complaint.
- M5.3 The preceding two conditions do not apply until 3 months after:
- a) the date of the issue of this licence or
 - b) if this licence is a replacement licence within the meaning of the Protection of the Environment Operations (Savings and Transitional) Regulation 1998, the date on which a copy of the licence was served on the licensee under clause 10 of that regulation.

M6 Other monitoring and recording conditions

Noise Monitoring

- M6.1 To assess compliance with the noise limits presented in the Noise Limits table for Location 1, attended noise monitoring must be undertaken in accordance with the condition titled Determining Compliance, outlined above, and:
- a) at Location 1 listed in the Noise Limits table;
 - b) occur every six months (i.e. twice in each reporting period);
 - c) occur during each day, evening and night period as defined in the NSW Industrial Noise Policy for a minimum of:
 - i) 1.5 hours during the day;
 - ii) 30 minutes during the evening; and
 - iii) 1 hour during the night.
 - d) occur for three consecutive operating days.

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- M6.2 To assess compliance with the noise limits presented in the Noise Limits table for Location 2, attended noise monitoring must be undertaken in accordance with the limit condition titled Determining Compliance, outlined above, only if required to do so at a location, frequency and manner specified in writing by the EPA.

6 Reporting Conditions

R1 Annual return documents

- R1.1 The licensee must complete and supply to the EPA an Annual Return in the approved form comprising:
- a) a Statement of Compliance; and
 - b) a Monitoring and Complaints Summary.
- At the end of each reporting period, the EPA will provide to the licensee a copy of the form that must be completed and returned to the EPA.
- R1.2 An Annual Return must be prepared in respect of each reporting period, except as provided below.
- R1.3 Where this licence is transferred from the licensee to a new licensee:
- a) the transferring licensee must prepare an Annual Return for the period commencing on the first day of the reporting period and ending on the date the application for the transfer of the licence to the new licensee is granted; and
 - b) the new licensee must prepare an Annual Return for the period commencing on the date the application for the transfer of the licence is granted and ending on the last day of the reporting period.
- R1.4 Where this licence is surrendered by the licensee or revoked by the EPA or Minister, the licensee must prepare an Annual Return in respect of the period commencing on the first day of the reporting period and ending on:
- a) in relation to the surrender of a licence - the date when notice in writing of approval of the surrender is given; or
 - b) in relation to the revocation of the licence - the date from which notice revoking the licence operates.
- R1.5 The Annual Return for the reporting period must be supplied to the EPA by registered post not later than 60 days after the end of each reporting period or in the case of a transferring licence not later than 60 days after the date the transfer was granted (the 'due date').
- R1.6 The licensee must retain a copy of the Annual Return supplied to the EPA for a period of at least 4 years after the Annual Return was due to be supplied to the EPA.
- R1.7 Within the Annual Return, the Statement of Compliance must be certified and the Monitoring and Complaints Summary must be signed by:
- a) the licence holder; or
 - b) by a person approved in writing by the EPA to sign on behalf of the licence holder.
- R1.8 A person who has been given written approval to certify a certificate of compliance under a licence issued under the Pollution Control Act 1970 is taken to be approved for the purpose of this condition until the date of first review of this licence.

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Note: The term "reporting period" is defined in the dictionary at the end of this licence. Do not complete the Annual Return until after the end of the reporting period.

Note: An application to transfer a licence must be made in the approved form for this purpose.

R2 Notification of environmental harm

R2.1 Notifications must be made by telephoning the Environment Line service on 131 555.

R2.2 The licensee must provide written details of the notification to the EPA within 7 days of the date on which the incident occurred.

Note: The licensee or its employees must notify all relevant authorities of incidents causing or threatening material harm to the environment immediately after the person becomes aware of the incident in accordance with the requirements of Part 5.7 of the Act.

R3 Written report

R3.1 Where an authorised officer of the EPA suspects on reasonable grounds that:

- a) where this licence applies to premises, an event has occurred at the premises; or
- b) where this licence applies to vehicles or mobile plant, an event has occurred in connection with the carrying out of the activities authorised by this licence,

and the event has caused, is causing or is likely to cause material harm to the environment (whether the harm occurs on or off premises to which the licence applies), the authorised officer may request a written report of the event.

R3.2 The licensee must make all reasonable inquiries in relation to the event and supply the report to the EPA within such time as may be specified in the request.

R3.3 The request may require a report which includes any or all of the following information:

- a) the cause, time and duration of the event;
- b) the type, volume and concentration of every pollutant discharged as a result of the event;
- c) the name, address and business hours telephone number of employees or agents of the licensee, or a specified class of them, who witnessed the event;
- d) the name, address and business hours telephone number of every other person (of whom the licensee is aware) who witnessed the event, unless the licensee has been unable to obtain that information after making reasonable effort;
- e) action taken by the licensee in relation to the event, including any follow-up contact with any complainants;
- f) details of any measure taken or proposed to be taken to prevent or mitigate against a recurrence of such an event; and
- g) any other relevant matters.

R3.4 The EPA may make a written request for further details in relation to any of the above matters if it is not satisfied with the report provided by the licensee. The licensee must provide such further details to the EPA within the time specified in the request.

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R4 Other reporting conditions

- R4.1 A noise compliance assessment report must be submitted to the EPA within 30 days of the completion of the six monthly noise monitoring. The assessment must be prepared by a suitably qualified and experienced acoustical consultant and include:
- a) an assessment of compliance with noise limits presented in the Noise Limits table; and
 - b) an outline of any management actions taken within the monitoring period to address any exceedences of the limits contained in the Noise Limits table.

7 General Conditions

G1 Copy of licence kept at the premises or plant

- G1.1 A copy of this licence must be kept at the premises to which the licence applies.
- G1.2 The licence must be produced to any authorised officer of the EPA who asks to see it.
- G1.3 The licence must be available for inspection by any employee or agent of the licensee working at the premises.

8 Special Conditions

E1 Notification of Completion of Plant Upgrade

- E1.1 The licensee must inform the EPA in writing at the completion of the following upgrade works as outlined in the EIS titled "Upgrade of Tangaratta Poultry Feedmill, Wallamore Road, Tangaratta":
- First Flush Disposal System,
 - the wheel wash turkey's nest dam,
 - Cyclone on Pellet Line No. 1,
 - Cyclone on Pellet Line No. 2, and
 - the boiler stack

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Dictionary

General Dictionary

3DGM [in relation to a concentration limit]	Means the three day geometric mean, which is calculated by multiplying the results of the analysis of three samples collected on consecutive days and then taking the cubed root of that amount. Where one or more of the samples is zero or below the detection limit for the analysis, then 1 or the detection limit respectively should be used in place of those samples
Act	Means the Protection of the Environment Operations Act 1997
activity	Means a scheduled or non-scheduled activity within the meaning of the Protection of the Environment Operations Act 1997
actual load	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
AM	Together with a number, means an ambient air monitoring method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .
AMG	Australian Map Grid
anniversary date	The anniversary date is the anniversary each year of the date of issue of the licence. In the case of a licence continued in force by the Protection of the Environment Operations Act 1997, the date of issue of the licence is the first anniversary of the date of issue or last renewal of the licence following the commencement of the Act.
annual return	Is defined in R1.1
Approved Methods Publication	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
assessable pollutants	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
BOD	Means biochemical oxygen demand
CEM	Together with a number, means a continuous emission monitoring method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .
COD	Means chemical oxygen demand
composite sample	Unless otherwise specifically approved in writing by the EPA, a sample consisting of 24 individual samples collected at hourly intervals and each having an equivalent volume.
cond.	Means conductivity
environment	Has the same meaning as in the Protection of the Environment Operations Act 1997
environment protection legislation	Has the same meaning as in the Protection of the Environment Administration Act 1991
EPA	Means Environment Protection Authority of New South Wales.
fee-based activity classification	Means the numbered short descriptions in Schedule 1 of the Protection of the Environment Operations (General) Regulation 2009.
general solid waste (non-putrescible)	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997

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flow weighted composite sample	Means a sample whose composites are sized in proportion to the flow at each composites time of collection.
general solid waste (putrescible)	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
grab sample	Means a single sample taken at a point at a single time
hazardous waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
licensee	Means the licence holder described at the front of this licence
load calculation protocol	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
local authority	Has the same meaning as in the Protection of the Environment Operations Act 1997
material harm	Has the same meaning as in section 147 Protection of the Environment Operations Act 1997
MBAS	Means methylene blue active substances
Minister	Means the Minister administering the Protection of the Environment Operations Act 1997
mobile plant	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
motor vehicle	Has the same meaning as in the Protection of the Environment Operations Act 1997
O&G	Means oil and grease
percentile [in relation to a concentration limit of a sample]	Means that percentage [eg.50%] of the number of samples taken that must meet the concentration limit specified in the licence for that pollutant over a specified period of time. In this licence, the specified period of time is the Reporting Period unless otherwise stated in this licence.
plant	Includes all plant within the meaning of the Protection of the Environment Operations Act 1997 as well as motor vehicles.
pollution of waters [or water pollution]	Has the same meaning as in the Protection of the Environment Operations Act 1997
premises	Means the premises described in condition A2.1
public authority	Has the same meaning as in the Protection of the Environment Operations Act 1997
regional office	Means the relevant EPA office referred to in the Contacting the EPA document accompanying this licence
reporting period	For the purposes of this licence, the reporting period means the period of 12 months after the issue of the licence, and each subsequent period of 12 months. In the case of a licence continued in force by the Protection of the Environment Operations Act 1997, the date of issue of the licence is the first anniversary of the date of issue or last renewal of the licence following the commencement of the Act.
restricted solid waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
scheduled activity	Means an activity listed in Schedule 1 of the Protection of the Environment Operations Act 1997
special waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
TM	Together with a number, means a test method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .

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TSP	Means total suspended particles
TSS	Means total suspended solids
Type 1 substance	Means the elements antimony, arsenic, cadmium, lead or mercury or any compound containing one or more of those elements
Type 2 substance	Means the elements beryllium, chromium, cobalt, manganese, nickel, selenium, tin or vanadium or any compound containing one or more of those elements
utilisation area	Means any area shown as a utilisation area on a map submitted with the application for this licence
waste	Has the same meaning as in the Protection of the Environment Operations Act 1997
waste type	Means liquid, restricted solid waste, general solid waste (putrescible), general solid waste (non - putrescible), special waste or hazardous waste

Mr David Dutailis

Environment Protection Authority

(By Delegation)

Date of this edition: 15-March-2001

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End Notes

- 1 Licence varied by notice 1015683, issued on 25-Jun-2002, which came into effect on 20-Jul-2002.
- 2 Licence varied by notice 1025880, issued on 21-Mar-2003, which came into effect on 15-Apr-2003.
- 3 Licence varied by notice 1030408, issued on 17-Nov-2003, which came into effect on 12-Dec-2003.
- 4 Licence varied by notice 1039436, issued on 30-Jul-2004, which came into effect on 30-Jul-2004.
- 5 Licence varied by change to record due to LGA amalgamation, issued on 29-Nov-2004, which came into effect on 29-Nov-2004.
- 6 Licence varied by notice 1064564, issued on 03-Oct-2006, which came into effect on 03-Oct-2006.
- 7 Licence varied by notice 1074154, issued on 19-Jul-2007, which came into effect on 19-Jul-2007.
- 8 Licence varied by notice 1088892, issued on 09-Jul-2008, which came into effect on 09-Jul-2008.
- 9 Condition A1.3 Not applicable varied by notice issued on <issue date> which came into effect on <effective date>
- 10 Licence varied by notice 1093902, issued on 13-Nov-2008, which came into effect on 13-Nov-2008.
- 11 Licence varied by notice 1104575, issued on 24-Sep-2009, which came into effect on 24-Sep-2009.
- 12 Licence varied by notice 1503762 issued on 13-Mar-2012
- 13 Licence varied by notice 1514370 issued on 16-Aug-2013