

# Environment Protection Licence

Licence - 2775

<b>Licence Details</b>	
Number:	2775
Anniversary Date:	16-June

<b>Licensee</b>
TANGARATTA STOCKFEEDS PTY. LIMITED
PO BOX 21
PENDLE HILL NSW 2145

<b>Premises</b>
TANGARATTA STOCKFEEDS PTY LIMITED
WALLAMORE ROAD
TAMWORTH NSW 2340

<b>Scheduled Activity</b>
Agricultural processing

<b>Fee Based Activity</b>	<b>Scale</b>
General agricultural processing	> 250000 T annual processing capacity

<b>Region</b>
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

# Environment Protection Licence



Licence - 2775

<b>INFORMATION ABOUT THIS LICENCE</b>	4
Dictionary	4
Responsibilities of licensee	4
Variation of licence conditions	4
Duration of licence	4
Licence review	4
Fees and annual return to be sent to the EPA	4
Transfer of licence	5
Public register and access to monitoring data	5
<b>1 ADMINISTRATIVE CONDITIONS</b>	6
A1 What the licence authorises and regulates	6
A2 Premises or plant to which this licence applies	6
A3 Information supplied to the EPA	6
<b>2 DISCHARGES TO AIR AND WATER AND APPLICATIONS TO LAND</b>	7
P1 Location of monitoring/discharge points and areas	7
<b>3 LIMIT CONDITIONS</b>	7
L1 Pollution of waters	7
L2 Concentration limits	7
L3 Noise limits	8
L4 Hours of operation	9
L5 Potentially offensive odour	10
L6 Other limit conditions	10
<b>4 OPERATING CONDITIONS</b>	13
O1 Activities must be carried out in a competent manner	13
O2 Maintenance of plant and equipment	13
O3 Dust	13
O4 Other operating conditions	13
<b>5 MONITORING AND RECORDING CONDITIONS</b>	13
M1 Monitoring records	13
M2 Recording of pollution complaints	14
M3 Telephone complaints line	14
M4 Noise monitoring	15
<b>6 REPORTING CONDITIONS</b>	16
R1 Annual return documents	16

# Environment Protection Licence

Licence - 2775



R2	Notification of environmental harm	17
R3	Written report	17
R4	Other reporting conditions	18
<b>7</b>	<b>GENERAL CONDITIONS</b>	<b>18</b>
G1	Copy of licence kept at the premises or plant	18
<b>8</b>	<b>SPECIAL CONDITIONS</b>	<b>19</b>
E1	Notification of Completion of Plant Upgrade	19
<b>DICTIONARY</b>		<b>20</b>
	General Dictionary	20

# Environment Protection Licence

---

Licence - 2775



## 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);
- 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).

# Environment Protection Licence

Licence - 2775

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:

<b>TANGARATTA STOCKFEEDS PTY. LIMITED</b>
<b>PO BOX 21</b>
<b>PENDLE HILL NSW 2145</b>

subject to the conditions which follow.

# Environment Protection Licence

Licence - 2775

## 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 annual processing capacity

### 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:

- 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
- 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

# Environment Protection Licence

Licence - 2775

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

<i>Air</i>			
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.

## 3 Limit Conditions

### 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 For each monitoring/discharge point or utilisation area specified in the table below (by a point number), the concentration of a pollutant discharged at that point, or applied to that area, must not exceed the concentration limits specified for that pollutant in the table.

L2.2 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			

# Environment Protection Licence



Licence - 2775

Smoke Emissions	Visible	<=1	Ringleman
Solid Particles	milligrams per cubic metre	50	
Cadmium	milligrams per cubic metre	0.2	
Mercury	milligrams per cubic metre	0.2	
Total Heavy Metals	milligrams per cubic metre	1	In Aggregate

## POINT 2

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



# Environment Protection Licence



Licence - 2775

c) Stability category G temperature inversion conditions.

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



# Environment Protection Licence

Licence - 2775

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

## 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
--------	----------

# Environment Protection Licence

Licence - 2775

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:	
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.	COMPLETED
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 L4.1 of this licence	COMPLETED
E. Develop and implement a complaints management system by 30 June 2002 incorporating the requirements of conditions M4.1, M4.2, M4.3 and M4.4 of this licence. 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);	ALTERNATIVE ACTION COMPLETED - REFER TO NOTE
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;	ALTERNATIVE ACTION COMPLETED - REFER TO NOTE

# Environment Protection Licence



Licence - 2775

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

ALTERNATIVE ACTION COMPLETED - REFER TO NOTE

Note: The licensee undertook alternative noise mitigation works and actions to those listed in the above table at the premises. The EPA is satisfied that the alternative works and actions have led to the premises demonstrating compliance with the noise limits prescribed in the table at condition L3.1. The EPA considers that Stage 2 of the staged development has been completed.

## 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	IN PROGRESS
B. Demonstrate compliance with condition L3.1 of this licence prior to progressing to Stage 4.	IN PROGRESS

## 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 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" property 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 impacts on any other residential receivers.

## 4 Operating Conditions

# Environment Protection Licence

---



Licence - 2775

## **O1 Activities must be carried out in a competent manner**

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

This includes:

- 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.

## **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 Other operating conditions**

### **Three Month Truck Movement Trial**

O4.1 The licensee may undertake a three month, 24 hour a day, 7 day a week truck movement trial at the premises in accordance with condition L6.4 of the licence.

O4.2 At least one week prior to the trial commencing, the licensee must notify the Armidale EPA office in writing of the start date of the trial.

O4.3 The trial must cease no longer than 3 months after the start date of the trial and the licensee must notify the Armidale EPA office in writing of the completion date of the trial.

O4.4 The trial must include monitoring during periods representative of full production activity at the premises.

O4.5 The trial must include, or appropriately predict, noise levels during worst-case weather conditions during which the limits in Condition L3.1 apply including: 3m/s source to receiver winds, F class stability category conditions with 2m/s source to receiver winds.

## **5 Monitoring and Recording Conditions**

### **M1 Monitoring records**

# Environment Protection Licence

---



Licence - 2775

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

## M2 Recording of pollution complaints

- M2.1 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.
- M2.2 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.
- M2.3 The record of a complaint must be kept for at least 4 years after the complaint was made.
- M2.4 The record must be produced to any authorised officer of the EPA who asks to see them.

## M3 Telephone complaints line

- M3.1 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.
- M3.2 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.
- M3.3 The preceding two conditions do not apply until 3 months after: the date of the issue of this licence.

# Environment Protection Licence

Licence - 2775



## M4 Noise monitoring

- M4.1 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 condition L3.4 titled 'Determining Compliance', and must:
- be located at 'Location 1' listed within the Noise Limits table at condition L3.1;
  - occur every six months (i.e. twice in each reporting period);
  - occur during each day, evening and night period as defined in the NSW Industrial Noise Policy for a minimum of:
    - 1.5 hours during the day;
    - 30 minutes during the evening; and
    - 1 hour during the night.
  - occur for three consecutive operating days.
- M4.2 To assess compliance with the noise limits presented in the Noise Limits table for 'Location 2' in the Noise Limits table, attended noise monitoring must be undertaken in accordance with condition L3.4 titled 'Determining Compliance'. Noise monitoring at 'Location 2' must be undertaken when required to do so in writing by the EPA and must be undertaken at a location, frequency and manner specified in writing by the EPA.

### Three Month Truck Movement Trial

- M4.3 Noise monitoring during the trial must be conducted by a suitably qualified and experienced person.
- M4.4 To determine compliance with the noise limits for 'Location 1' presented in the Noise Limits Table at condition L3.1, noise monitoring equipment must be located;
- Approximately on the property boundary, where any dwelling is situated 30 metres or less from the property boundary closest to the premises; or
  - Within 30 metres of a dwelling façade, but not closer than 3 metres, where any dwelling on the property is situated more than 30 metres from the property boundary closest to the premises; or
  - At an alternative location approved in writing by the EPA.
- M4.5 Noise monitoring must be conducted using the following methodology;
- Program the noise monitoring equipment to commence recording audio files when the noise level reaches L<sub>max</sub> 45dBA. Sufficient audio before and after the maximum noise event must be recorded so the source of the exceedance can be identified.
  - The noise monitoring equipment must also record appropriate statistical noise levels during this period (e.g. L<sub>max</sub>, L<sub>Aeq</sub>, L<sub>A1</sub>, L<sub>A90</sub>).
  - Results for the night period (10pm - 7am) must be downloaded, analysed and listened to daily. All measured levels above L<sub>eq</sub>(15 min) 35 dBA or L<sub>Amax</sub> 45dBA, and the likely cause of each of those levels must be reported to the EPA in the weekly report required by condition R4.2 of this licence.

# Environment Protection Licence



Licence - 2775

d) The licensee must take appropriate action to address the non-compliances identified and report the action taken to the EPA in the weekly report required by condition R4.2 of this licence.

## 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:

1. a Statement of Compliance,
2. a Monitoring and Complaints Summary,
3. a Statement of Compliance - Licence Conditions,
4. a Statement of Compliance - Load based Fee,
5. a Statement of Compliance - Requirement to Prepare Pollution Incident Response Management Plan,
6. a Statement of Compliance - Requirement to Publish Pollution Monitoring Data; and
7. a Statement of Compliance - Environmental Management Systems and Practices.

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 via eConnect *EPA* or 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 Statements 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.



# Environment Protection Licence

---



Licence - 2775

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.

# Environment Protection Licence

---

Licence - 2775



## R4 Other reporting conditions

- R4.1 The licensee must submit a noise compliance assessment report with their Annual Return. The assessment report 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.

### Three Month Truck Movement Trial

- R4.2 A weekly noise compliance assessment summary must be submitted to the Armidale EPA office within a fortnight after the end of each week of the trial. The assessment summary must be prepared by a suitably qualified and experienced person and include;
- An assessment of compliance with the noise limits for 'Location 1' presented within the Noise Limits Table at condition L3.1 of this licence. This should include a summary of the measured noise levels compared with the noise limits and the likely cause of any non-compliances.
  - A truck movement schedule for the premises for the week.
  - Details of the level of production per day at the premises during the week.
  - Details of the meteorological conditions at the dates and times of any recorded non-compliances of the noise limits.
  - An outline of any management actions taken by the licensee to address any non-compliances of the noise limits.

## 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

# Environment Protection Licence

---

Licence - 2775



## **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; and
  - The wheel wash turkey's nest dam.

# Environment Protection Licence

Licence - 2775

## Dictionary

### General Dictionary

<b>3DGM [in relation to a concentration limit]</b>	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
<b>Act</b>	Means the Protection of the Environment Operations Act 1997
<b>activity</b>	Means a scheduled or non-scheduled activity within the meaning of the Protection of the Environment Operations Act 1997
<b>actual load</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>AM</b>	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> .
<b>AMG</b>	Australian Map Grid
<b>anniversary date</b>	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.
<b>annual return</b>	Is defined in R1.1
<b>Approved Methods Publication</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>assessable pollutants</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>BOD</b>	Means biochemical oxygen demand
<b>CEM</b>	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> .
<b>COD</b>	Means chemical oxygen demand
<b>composite sample</b>	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.
<b>cond.</b>	Means conductivity
<b>environment</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>environment protection legislation</b>	Has the same meaning as in the Protection of the Environment Administration Act 1991
<b>EPA</b>	Means Environment Protection Authority of New South Wales.
<b>fee-based activity classification</b>	Means the numbered short descriptions in Schedule 1 of the Protection of the Environment Operations (General) Regulation 2009.
<b>general solid waste (non-putrescible)</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997

# Environment Protection Licence

Licence - 2775

<b>flow weighted composite sample</b>	Means a sample whose composites are sized in proportion to the flow at each composites time of collection.
<b>general solid waste (putrescible)</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>grab sample</b>	Means a single sample taken at a point at a single time
<b>hazardous waste</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>licensee</b>	Means the licence holder described at the front of this licence
<b>load calculation protocol</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>local authority</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>material harm</b>	Has the same meaning as in section 147 Protection of the Environment Operations Act 1997
<b>MBAS</b>	Means methylene blue active substances
<b>Minister</b>	Means the Minister administering the Protection of the Environment Operations Act 1997
<b>mobile plant</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>motor vehicle</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>O&amp;G</b>	Means oil and grease
<b>percentile [in relation to a concentration limit of a sample]</b>	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.
<b>plant</b>	Includes all plant within the meaning of the Protection of the Environment Operations Act 1997 as well as motor vehicles.
<b>pollution of waters [or water pollution]</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>premises</b>	Means the premises described in condition A2.1
<b>public authority</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>regional office</b>	Means the relevant EPA office referred to in the Contacting the EPA document accompanying this licence
<b>reporting period</b>	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.
<b>restricted solid waste</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>scheduled activity</b>	Means an activity listed in Schedule 1 of the Protection of the Environment Operations Act 1997
<b>special waste</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>TM</b>	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> .

# Environment Protection Licence



Licence - 2775

<b>TSP</b>	Means total suspended particles
<b>TSS</b>	Means total suspended solids
<b>Type 1 substance</b>	Means the elements antimony, arsenic, cadmium, lead or mercury or any compound containing one or more of those elements
<b>Type 2 substance</b>	Means the elements beryllium, chromium, cobalt, manganese, nickel, selenium, tin or vanadium or any compound containing one or more of those elements
<b>utilisation area</b>	Means any area shown as a utilisation area on a map submitted with the application for this licence
<b>waste</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>waste type</b>	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

# Environment Protection Licence



Licence - 2775

## 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
- 14 Licence varied by notice 1552781 issued on 08-Jun-2017
- 15 Licence varied by notice 1569385 issued on 21-Nov-2018