

# Licence Variation



Licence - 20850

MACH ENERGY AUSTRALIA PTY LTD  
PO BOX 407  
NEWCASTLE NSW 2300

Attention: Mr Andrew Reid

Notice Number 1642647  
File Number EF16/11941  
Date 04-Dec-2024

## NOTICE OF VARIATION OF LICENCE NO. 20850

### BACKGROUND

- A. MACH ENERGY AUSTRALIA PTY LTD (Licensee) is the holder of Environment Protection Licence No. 20850 (Licence) issued under the *Protection of the Environment Operations Act 1997* (Act). The Licence authorises the carrying out of scheduled activities at 1100 WYBONG ROAD, MUSWELLBROOK, NSW, 2333 (Premises).
- B. On 27 August 2024, the Environment Protection Authority (EPA) received an application for the variation of the Licence (Application).

#### Proposed Updates to the Premises Boundary

- C. The Application proposed the following updates to the description of the Premises.
- (i) Amending the boundary adjoining the Bengalla Coal Mine to accurately represent the interim discharge pipeline under the Hunter River Salinity Trading Scheme (HRSTS).
  - (ii) Amending the boundary to include a temporary construction corridor to access Mining Lease (ML) 1829.
  - (iii) Amending the boundary to include the construction footprint for the Northern Link Road.
- D. On 1 November 2024, the Licensee wrote to the EPA amending the Application (Amended Application). The Amended Application provided supporting documentation and requested:
- (i) Deferring the joint premises boundary amendment in respect to paragraph C.(i) above;
  - (ii) Amending the boundary as per paragraph C.(iii) above, as well as including parts of the Dorset Road and Castlerock Road corridors.
- E. This Notice varies the Licence to amended the description of the Premises as per paragraph D.(ii) above.

#### Removal of Outdated Monitoring Points

- F. The Application identified two outdated Points referenced on the Licence, and proposed:
- (i) Amending Licence condition M8.1 by removing reference to Point 12, as this Monitoring Point was removed from the Licence in a previous Licence variation (see Notice No. 1625016);

## Licence Variation

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(ii) Amending Licence conditions P1.2 and M2.3 by removing Point 14, as the Sewage Treatment Plant that was the subject of this point no longer exists .

G. By this Notice, the EPA varies the Licence as per paragraph F.

### Reclassification of Exploration Drilling Activities

- H. Licence condition O3.5(a) identifies 'dust generating activities' that must cease under adverse wind and PM10 concentrations as set out in Licence conditions O3.5(b) and O3.5(c) (Adverse Conditions).
- I. The Application proposed amending Licence conditions O3.5(a) and O3.5(e) to define and allow 'exploration drilling activities' to be operational during periods where the Adverse Conditions are triggered.
- J. The Amended Application provided information supporting the Licensee's proposal to allow 'wet drilling methods' to occur when Adverse Conditions are triggered. The Amended Application states wet drilling method "applies water at the point of drilling, to suppress dust particles generated when drilling into rock or soil". The Amended Application provided several references, which identified that 'wet drilling techniques' achieve over 90% reduction of airborne dust levels when applied effectively and under optimal conditions.
- K. By this Notice, the EPA varies the Licence by excluding exploration drilling using 'wet drilling methods' as a 'dust generating activity'. The EPA considers that the Licence conditions O1.1, O2.1 and O3.1-O3.3 still apply to exploration drilling activities using wet drilling methods.

### Administrative Amendments to the Licence

- L. The Application requested removing Licence condition R5.5 as it refers to Licence condition O2.5 which does not exist.
- M. The EPA has identified an administrative error occurred by way of Notice No. 1607276 issued on 23 April 2021. Licence condition R5.5 should reference condition O2.3 (not condition O2.5).
- N. By this Notice, the EPA varies to the Licence to address the administrative error referred to in paragraph M.
- O. The Application requested to amend condition M7.1 to modify the 'sampling method' for Monitoring Point 16, as the existing 'sampling method' inaccurately defines the Licensees current infrastructure and sampling technique.
- P. By this Notice, the EPA varies the Licence by amending the table in condition M7.1 to update the 'sampling method' for Point 16 to 'Special Method 2'. Condition M7.2 has been added to the Licence to define Special Method 2 as an 'electronic sensor and continuous logger'.
- Q. The EPA has identified condition M2.2 defines the requirements for sampling method 'Special Method 1' as a 'Note' on the Licence. However, the sampling method requirements for Licence Monitoring Points 1 and 2 should be defined as a Licence condition.
- R. By this Notice, the EPA varies the Licence by adding Condition M2.3 to define the requirements for 'Sampling Method 1' as referenced in the table in condition M2.2. Subsequently, this has amended the Licences 'Water and / or Land Monitoring Requirements to become condition M2.4.
- S. This Notice does not authorise a significant increase in the environmental activities authorised or controlled by the licence.

# Licence Variation

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## VARIATION OF LICENCE NO. 20850

1. By this notice the EPA varies licence No. 20850. The attached licence document contains all variations that are made to the licence by this notice.
2. The following variations have been made to the licence:
  - Condition A2.1 - updated to reference new Premises Plan and state the Licence includes parts of Castlerock Road and Dorset Road.
  - Condition P1.3 - updated to remove Monitoring Point 14.
  - Condition M2.3 - updated to remove Monitoring Point 14.
  - Condition O3.5(a) - updated to reference all drilling activities.
  - Condition O3.5(f) - added to exclude exploration drilling that uses 'wet drilling methods' as a dust generating activity as defined in condition O3.5(a).
  - Condition M2.3 – added to define 'Special Method 1'.
  - Condition M2.4 - added to the Licence, previously identified as condition M2.3.
  - Condition M7.1 – table updated to reference 'Special Method 2'.
  - Condition M7.2 - added to define 'Special Method 2'.
  - Condition M8.1a) - updated to remove reference to Monitoring Point 12.
  - Condition R5.5 - updated to reference condition O2.3.

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**Hamish Rutherford**  
**Acting Unit Head**  
**Environment Protection Authority**  
(by Delegation)

## INFORMATION ABOUT THIS NOTICE

- This notice is issued under section 58(5) of the Act.
- Details provided in this notice, along with an updated version of the licence, will be available on the EPA's Public Register (<http://www.epa.nsw.gov.au/prpoeo/index.htm>) in accordance with section 308 of the Act.

# Licence Variation

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## Appeals against this decision

- You can appeal to the Land and Environment Court against this decision. The deadline for lodging the appeal is 21 days after you were given notice of this decision.

## When this notice begins to operate

- The variations to the licence specified in this notice begin to operate immediately from the date of this notice, unless another date is specified in this notice.
- If an appeal is made against this decision to vary the licence and the Land and Environment Court directs that the decision is stayed the decision does not operate until the stay ceases to have effect or the Land and Environment Court confirms the decision or the appeal is withdrawn (whichever occurs first).



# Environment Protection Licence

Licence - 20850

## Licence Details

Number:	20850
Anniversary Date:	01-January

## Licensee

MACH ENERGY AUSTRALIA PTY LTD  
 PO BOX 407  
 NEWCASTLE NSW 2300

## Premises

MOUNT PLEASANT OPERATION  
 1100 WYBONG ROAD  
 MUSWELLBROOK NSW 2333

## Scheduled Activity

Coal works  
 Mining for coal

## Fee Based Activity

<u>Fee Based Activity</u>	<u>Scale</u>
Coal works	> 5000000 T annual handing capacity
Mining for coal	> 5000000 T annual production capacity

## Contact Us

NSW EPA  
 6 Parramatta Square  
 10 Darcy Street  
 PARRAMATTA NSW 2150  
 Phone: 131 555  
 Email: [info@epa.nsw.gov.au](mailto:info@epa.nsw.gov.au)

Locked Bag 5022  
 PARRAMATTA NSW 2124



# Environment Protection Licence

Licence - 20850

<b>INFORMATION ABOUT THIS LICENCE</b>	<b>4</b>
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>	<b>6</b>
A1 What the licence authorises and regulates	6
A2 Premises or plant to which this licence applies	6
A3 Other activities	6
A4 Information supplied to the EPA	7
<b>2 DISCHARGES TO AIR AND WATER AND APPLICATIONS TO LAND</b>	<b>7</b>
P1 Location of monitoring/discharge points and areas	7
<b>3 LIMIT CONDITIONS</b>	<b>9</b>
L1 Pollution of waters	9
L2 Concentration limits	9
L3 Waste	10
L4 Noise limits	10
L5 Blasting	12
L6 Potentially offensive odour	13
<b>4 OPERATING CONDITIONS</b>	<b>13</b>
O1 Activities must be carried out in a competent manner	13
O2 Maintenance of plant and equipment	13
O3 Dust	13
O4 Effluent application to land	15
O5 Emergency response	15
O6 Waste management	16
<b>5 MONITORING AND RECORDING CONDITIONS</b>	<b>16</b>
M1 Monitoring records	16
M2 Requirement to monitor concentration of pollutants discharged	16
M3 Testing methods - concentration limits	17
M4 Weather monitoring	18



# Environment Protection Licence

Licence - 20850

M5	Recording of pollution complaints	18
M6	Telephone complaints line	19
M7	Requirement to monitor volume or mass	19
M8	Blasting	19
M9	Other monitoring and recording conditions	20
M10	Noise monitoring	20
<b>6</b>	<b>REPORTING CONDITIONS</b>	<b>21</b>
R1	Annual return documents	24
R2	Notification of environmental harm	22
R3	Written report	22
R4	Other notifications	23
R5	Other reporting conditions	24
<b>7</b>	<b>GENERAL CONDITIONS</b>	<b>25</b>
G1	Copy of licence kept at the premises or plant	25
G2	Contact number for incidents and responsible employees	26
<b>8</b>	<b>SPECIAL CONDITIONS</b>	<b>26</b>
E1	Hunter River Salinity Trading Scheme (HRSTS)	26
<b>DICTIONARY</b>		<b>27</b>
	General Dictionary	27



# Environment Protection Licence

Licence - 20850

## 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 - 20850

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>MACH ENERGY AUSTRALIA PTY LTD</b>
<b>PO BOX 407</b>
<b>NEWCASTLE NSW 2300</b>

subject to the conditions which follow.



# Environment Protection Licence

Licence - 20850

## 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
Coal works	Coal works	> 5000000 T annual handing capacity
Mining for coal	Mining for coal	> 5000000 T annual production capacity

### A2 Premises or plant to which this licence applies

A2.1 The licence applies to the following premises:

Premises Details
<b>MOUNT PLEASANT OPERATION</b>
<b>1100 WYBONG ROAD</b>
<b>MUSWELLBROOK</b>
<b>NSW 2333</b>
<b>AREA IDENTIFIED AS 'MOUNT PLEASANT EPL 20850 (2024-12)' ON PLAN TITLED "MACH ENERGY AUSTRALIA MOUNT PLEASANT OPERATION ENVIRONMENT PROTECTION LICENCE PREMISES MAP" DATED 1/11/2024, PDF REF: MACH EPL - 2024 - 12241030.PDF</b>
<b>EPA DOCUMENT REFERENCE: DOC24/944673.</b>
<b>THIS LICENCE INCLUDES PARTS OF CASTLEROCK ROAD AND DORSET ROAD.</b>

### A3 Other activities

A3.1 This licence applies to all other activities carried on at the premises, including:

Ancillary Activity
Coal Works
Land-based extractive activity



# Environment Protection Licence

Licence - 20850

sewage treatment plant

## A4 Information supplied to the EPA

A4.1 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 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	Particulate Matter Monitoring (PM10)		Continuous particulate monitor located to the south-east of the premises, at MGA56 299558 6428748 shown as "A-PF2" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190.
2	Particulate Matter Monitoring (PM10)		Continuous particulate monitor located to the north of the premises, at coordinates MGA56 295811 6434686 shown as "A-PF5" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190.

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.

*Water and land*

EPA Identification no.	Type of Monitoring Point	Type of Discharge Point	Location Description
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# Environment Protection Licence

Licence - 20850

15	Effluent quality monitoring; Discharge to mine water system	Effluent quality monitoring; Discharge to mine water system	Monitoring of effluent discharge quality from MIA STP at MGA56 294163 6429420, shown as "MIA-STP" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190.
16	Discharge and monitoring of saline water under the Hunter River Salinity Trading Scheme (HRSTS)	Discharge and monitoring of saline water under the Hunter River Salinity Trading Scheme (HRSTS)	Discharge and monitoring from Mine Water Dam location named 'MWD' as shown in Figure titled 'Environment Protection Licence Premises Map' dated 8/12/22 (EPA ref DOC22/1084473)

P1.3 The following points referred to in the table below are identified in this licence for the purposes of weather and/or noise monitoring and/or setting limits for the emission of noise from the premises.

## Noise/Weather

EPA identification no.	Type of monitoring point	Location description
3	Air blast overpressure & ground vibration peak particle velocity monitoring	Blast monitor located to the south-west of the premises, at MGA56 296265 6430737, shown as "B-VOC" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190.
4	Meteorological Station	Meteorological monitoring located at MGA56 299023 6433749, shown as "M-WS4" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190.
5	Noise monitoring	Attended noise monitoring at MGA56 291465, 6427182, shown as "N-AT1" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190.
6	Noise monitoring	Attended noise monitoring at MGA56 290608 6434490, shown as "N-AT2" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190. Representative of dwellings to the north-west of the premises.
7	Noise monitoring	Attended noise monitoring at MGA56 300725 6432946, shown as "N-AT3" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190. Representative of NAG 5.



# Environment Protection Licence

Licence - 20850

8	Noise monitoring	Attended noise monitoring at MGA56 299947 6429264, shown as "N-AT4" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190. Representative of NAG 6 & 7.
9	Noise monitoring	Attended noise monitoring at MGA56 299161 6427503, shown as "N-AT5" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190. Representative of NAG 8 & 9.
10	Noise monitoring	Attended noise monitoring at MGA56 289092 6423155, shown as "N-AT6" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190. Representative of NAG 11.
11	Meteorological Station	Meteorological monitoring located at MGA56 299558 6428748, shown as "M-WM2" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190.
13	Air blast overpressure & ground vibration peak particle velocity monitoring	Blast monitor located to the south-west of the premises, at MGA56 300036 6428691, shown as "B-VO2" on plan titled "Environment Protection Licence Premises Map" at EPA Reference: DOC21/1102190.

P1.4 For the purpose of Condition P1.3, NAG refers to the Noise Assessment Groups shown in Figure 5-3 of Appendix 5 of DA 92/97 (MOD 4) dated 16 November 2018 (EPA reference DOC19/1010437).

## 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/s 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 Where a pH quality limit is specified in the table, the specified percentage of samples must be within the specified ranges.

L2.3 To avoid any doubt, this condition does not authorise the pollution of waters by any pollutant other than those specified in the table\.



# Environment Protection Licence

Licence - 20850

## L2.4 Water and/or Land Concentration Limits

### POINT 16

Pollutant	Units of Measure	50 Percentile concentration limit	90 Percentile concentration limit	3DGM concentration limit	100 percentile concentration limit
pH	pH				6.5 - 9.5
Total suspended solids	milligrams per litre				120

### L3 Waste

L3.1 The licensee must not cause, permit or allow any waste to be received at the premises, except the wastes expressly referred to in the column titled "Waste" and meeting the definition, if any, in the column titled "Description" in the table below.

Any waste received at the premises must only be used for the activities referred to in relation to that waste in the column titled "Activity" in the table below.

Any waste received at the premises is subject to those limits or conditions, if any, referred to in relation to that waste contained in the column titled "Other Limits" in the table below.

This condition does not limit any other conditions in this licence.

Code	Waste	Description	Activity	Other Limits
NA	Waste tyres	Disposal of used heavy mobile equipment tyres at approved on-site locations.	Waste disposal (application to land)	50 tonnes of used tyres stored per dump location.

### L4 Noise limits

L4.1 Noise generated at the premises must not exceed the noise limits presented in the table below.

Note:

The noise limits in the table below do not apply if the licensee has a written agreement with the relevant landowner to exceed the noise limit and the licensee has advised the EPA in writing of the terms of the agreement.

The noise limits in the table below do not apply to residences owned by the licensee or those residences that are subject to acquisition as listed in Table 1 of Schedule 3 of Development Consent DA 92/97 (MOD 4),



# Environment Protection Licence

Licence - 20850

dated 16 November 2018.

Residences referenced in this table are from Table 3 of Schedule 3 of Development Consent DA92/97 (MOD 4), dated 16 November 2018 (EPA reference DOC19/1010437).

Location	Day - LAeq(15 minute)	Evening - LAeq(15 minute)	Night - LAeq(15 minute)	Night - LA1(1 minute)
EPA Point 5	43	43	43	45
EPA Point 6	36	36	36	45
EPA Point 7	41	41	41	45
EPA Point 8	43	42	42	45
EPA Point 9	40	40	40	45
EPA Point 10	35	35	35	45
Residence 68 & 74	43	42	42	45
Residence 86a	42	42	42	45
Residence 35, 35b & 77	42	41	41	45
Residence 79, 80a, 140c & 526	41	41	41	45
Residence 289	41	40	40	45
Residence 84a, 139, 154, 203, 257 & 258a	40	40	40	45
Residence 83	40	39	39	45
Residence 86b, 140a, 202 & 259	39	39	39	45
Residence 198 & 202b	38	38	38	45
Residence 260 & 261	37	37	37	45
Residence 169 & 272	36	36	36	45
NAG 5 - All other privately-owned land	41	40	39	45
NAG 6 - All other privately-owned land	37	37	37	45
NAG 7 - All other privately-owned land	40	37	37	45
NAG 8 - All other privately-owned land	41	39	39	45



# Environment Protection Licence

Licence - 20850

NAG 9 - All other privately-owned land	39	38	37	45
NAG 11 - All other privately-owned land	37	36	35	45
All other privately-owned land	35	35	35	45

- L4.2 For the purposes of the noise limits in this licence:
- Day is defined as the period from 7 am to 6 pm Monday to Saturday, and 8 am to 6 pm Sundays and Public Holidays,
  - Evening is defined as the period from 6 pm to 10 pm, and
  - Night is defined as the period from 10 pm to 7 am Monday to Saturday, and 10 pm to 8 am Sundays and Public Holidays.
- L4.3 The noise limits set out in this licence 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.
- L4.4 For the purposes of condition L3.3:
- Data recorded by the closest and most representative meteorological station installed on the premises at EPA Identification Point 4 or 11 must be used to determine the meteorological conditions; and
  - Temperature inversion conditions (stability category) are to be determined using the sigma-theta method described in Appendix E of the Industrial Noise Policy (EPA 2000).

## L5 Blasting

- L5.1 Blasting in or on the premises must only be carried out between 0900 hours and 1700 hours, Monday to Saturday. Blasting in or on the premises must not take place on Sundays or Public Holidays without the prior approval of the EPA.
- L5.2 The airblast overpressure level from blasting operations in or on the premises must not exceed 115 dB (Lin Peak) for more than 5% of the total number of blasts during each reporting period at any blast monitoring location specified in this licence.
- L5.3 The airblast overpressure level from blasting operations in or on the premises must not exceed 120 dB (Lin Peak) at any time at any blast monitoring location specified in this licence.
- L5.4 Ground vibration peak particle velocity from blasting operations in or on the premises must not exceed 5 mm/second for more than 5% of the total number of blasts during each reporting period at any blast monitoring location specified in this licence.
- L5.5 Ground vibration peak particle velocity from blasting operations in or on the premises must not exceed 10 mm/second at any time at any blast monitoring location specified in this licence.
- L5.6 Offensive blast fume must not be emitted from the premises.
- Definition:*





# Environment Protection Licence

Licence - 20850

*Offensive blast fume means post-blast gases from the detonation of explosives at the premises that by reason of their nature, duration, character or quality, or the time at which they are emitted, or any other circumstances:*

- 1. are harmful to (or likely to be harmful to) a person that is outside the premises from which it is emitted; or*
- 2. interferes unreasonably with (or is likely to interfere unreasonably with) the comfort or repose of a person who is outside the premises from which it is emitted.*

## L6 Potentially offensive odour

L6.1 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.

## 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:

- 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.

#### Sewage Treatment System

O2.2 The sewage treatment system at the premises must be serviced by a suitably qualified and experienced wastewater technician at least once in each quarterly period and a minimum of four times per year.

O2.3 The licensee must record each inspection and any actions required or recommended by the technician including date, time, and all results of tests performed on the sewage treatment system by the technician.

### O3 Dust



# Environment Protection Licence

Licence - 20850

- O3.1 The premises must be maintained in a condition which minimises or prevents the emission of dust from the premises.
- O3.2 Activities occurring in or on the premises must be carried out in a manner that will minimise the generation, or emission from the premises, of wind-blown or traffic generated dust.
- O3.3 All trafficable areas, coal storage areas and vehicle manoeuvring areas in or on the premises must be maintained, at all times, in a condition that will minimise the generation, or emission from the premises, of wind-blown or traffic generated dust.
- O3.4 The licensee must cease all dust generating activities during adverse conditions being the occurrence of both:
- i) the adverse wind conditions set out in Condition O3.5 (b), and
  - ii) the adverse PM<sub>10</sub> concentrations set out in Condition O3.5 (c).
- O3.5 For the purpose of Condition O3.4 the following definitions apply:
- (a) 'dust generating activities' means all drilling activities, blasting, earthworks, construction activities, all hauling activities on unsealed haul roads, all overburden and coal extraction operations including loading and dumping activities and grader, loader, dozer and dragline operations.
- (b) 'adverse wind conditions' means the 1-hour average wind direction between 250 degrees and 340 degrees (inclusive) measured at the Muswellbrook NW Upper Hunter Air Quality Monitoring Network monitor. Australian Standard AS3580.14-2014 is to be used to calculate the 1 hour average wind direction.
- (c) 'adverse PM<sub>10</sub> concentrations' means a rolling 24-hour average PM<sub>10</sub> concentration of equal to or greater than 44 micrograms per cubic metre measured at the Muswellbrook NW Upper Hunter Air Quality Monitoring Network monitoring station.
- (d) Operation of watercarts is permitted at all times.
- (e) Activities within the Coal Handling and Preparation Plant and Materials Handling Area, including run-of-mine (ROM) coal, product coal handling (including dozer/loader operations) and train loading operations as identified in blue on plan titled 'Mach Energy Materials Handling Area Dust Exclusion Zone General Arrangement Mount Pleasant Coal Drawing 90500-51-1-SV-Material Handling Area Update-r1' (EPA ref DOC23/37979-1) are not included as dust generating activities provided all automated dust suppression spray systems at the ROM hopper, conveyor transfer points and product stockpiles are in use, at least one water cart is in use on the ROM stockpile and an adjustable hood is lowered onto rail wagons loadings.
- (f) Exploration drilling operations using 'wet drilling methods' (as per definition in EPA ref DOC24/944673) are not included as a dust generating activity as defined in Condition O3.5(a).
- O3.6 Shutdown of dust generating activities required by Condition O3.4 must be completed within 1 hour of receiving data that triggers action required by Condition O3.4.
- O3.7 The licensee may resume dust generating activities at the premises when:
- (a) adverse wind conditions as defined in Condition O3.5(b); or
  - (b) adverse PM<sub>10</sub> concentrations as defined in Condition O3.5(c)
- are not measured for a minimum time period of 1 hour from the time that cessation of dust generation



# Environment Protection Licence

Licence - 20850

activities is completed.

O3.8 At any time when there is no access to the meteorological data or PM<sub>10</sub> data from the Muswellbrook NW Upper Hunter Air Quality Monitoring Network monitoring station, definitions of 'adverse wind conditions' and 'adverse PM<sub>10</sub> concentrations' in condition O3.5 are replaced with:

- 'adverse wind conditions' means a 1-hour average wind direction between 245 and 345 degrees (inclusive) measured at EPA Monitoring Point 11, identified in condition P1.3

- 'adverse PM<sub>10</sub> concentrations' means a rolling 24-hour average PM<sub>10</sub> concentration of equal to or greater than 44 micrograms per cubic metre measured at the EPA Monitoring Point 1, identified in condition P1.3

Note: If at any time, there is no access to the Muswellbrook NW Upper Hunter Air Quality Monitoring Network monitoring station and to either 1-hour average wind direction data from monitoring point 11 or PM<sub>10</sub> data from monitoring point 1 the licensee must cease dust generating activities at the premises.

O3.9 For the purpose of condition O3.5 (e), dust suppression systems must be operated in a manner to ensure that there is no visible dust emissions emitted from the premises.

## O4 Effluent application to land

O4.1 The licensee must ensure that the effluent discharge utilisation area perimeter is fenced, signposted and controlled in a manner to ensure exclusion of persons from that area.

O4.2 The licensee must ensure that sprays or mists from irrigation do not drift beyond the boundary of the effluent discharge utilisation area and that no ponding occurs.

O4.3 Application of wastewaters must only be applied at a rate that can be assimilated by the effluent discharge utilisation area and its evapotranspiration capacity.

## O5 Emergency response

Note: The licensee must prepare a Pollution Incident Response Management Plan (PIRMP) as per section 153A of the *Protection of the Environment Operations Act 2021*. The PIRMP must:

1. Include the information detailed in section 153A of the *Protection of the Environment Operations Act 2021*, and to be in the form required by clause 71 in the *Protection of the Environment Operations (General) Regulation 2022*.
2. Be kept at the premises to which the licence relates; and
3. Be tested in accordance with clause 75 of the *Protection of the Environment Operations (General) Regulation 2022*.



# Environment Protection Licence

Licence - 20850

## O6 Waste management

- O6.1 The licensee is authorised to dispose of heavy plant waste tyres generated on the premises, in the pit. The licensee must:
- a) ensure heavy plant waste tyres are reused on the premises as much as practical;
  - b) ensure that any surplus waste tyres can be emplaced by being spread out on the pit floor and be buried as deep as is reasonably practical;
  - c) ensure buried waste tyres are covered by at least 20 m of inert material beneath any final rehabilitated surfaces;
  - d) place the waste tyres at least 10 m away from coarse reject material or tailings emplacement areas;
  - e) not place waste tyres near heated material; and
  - f) not place any waste tyres in an area likely to leach to any waters.

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

### M2 Requirement to monitor concentration of pollutants discharged

- M2.1 For each monitoring/discharge point or utilisation area specified below (by a point number), the licensee must monitor (by sampling and obtaining results by analysis) the concentration of each pollutant specified in Column 1. The licensee must use the sampling method, units of measure, and sample at the frequency, specified opposite in the other columns:
- M2.2 Air Monitoring Requirements

POINT 1,2



# Environment Protection Licence

Licence - 20850

Pollutant	Units of measure	Frequency	Sampling Method
PM10	milligrams per cubic metre	Continuous	Special Method 1

M2.3 For the purpose of the table(s) above Special Method 1 means monitoring in strict accordance with the manufacturer's operating manual supplied with the continuous monitoring equipment, or any updated versions as published by the manufacturer.

M2.4 Water and/ or Land Monitoring Requirements

## POINT 15

Pollutant	Units of measure	Frequency	Sampling Method
Faecal Coliforms	colony forming units per 100 millilitres	Quarterly	Grab sample
pH	pH	Quarterly	Grab sample

## POINT 16

Pollutant	Units of measure	Frequency	Sampling Method
Conductivity	microsiemens per centimetre	Continuous during discharge	A probe designed to measure the range 0 to 10,000 uS/cm
pH	pH	Daily during any discharge	Representative sample
Total suspended solids	milligrams per litre	Daily during any discharge	Representative sample

## M3 Testing methods - concentration limits

M3.1 Monitoring for the concentration of a pollutant emitted to the air required to be conducted by this licence must be done in accordance with:

- any methodology which is required by or under the Act to be used for the testing of the concentration of the pollutant; or
- if no such requirement is imposed by or under the Act, any methodology which a condition of this licence requires to be used for that testing; or
- if no such requirement is imposed by or under the Act or by a condition of this licence, any methodology approved in writing by the EPA for the purposes of that testing prior to the testing taking place.

Note: The *Protection of the Environment Operations (Clean Air) Regulation 2022* 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".



# Environment Protection Licence

Licence - 20850

M3.2 Subject to any express provision to the contrary in this licence, monitoring for the concentration of a pollutant discharged to waters or applied to a utilisation area must be done in accordance with the Approved Methods Publication unless another method has been approved by the EPA in writing before any tests are conducted.

## M4 Weather monitoring

M4.1 At the point(s) identified below, the licensee must monitor (by sampling and obtaining results by analysis) the parameters specified in Column 1 of the table below, using the corresponding sampling method, units of measure, averaging period and sampling frequency, specified opposite in the Columns 2, 3, 4 and 5 respectively.

### POINT 11

Parameter	Sampling method	Units of measure	Averaging period	Frequency
Wind Speed at 10 metres	AM-2 & AM-4	metres per second	10 minutes	Continuous
Wind Direction at 10 metres	AM-2 & AM-4	Degrees	10 minutes	Continuous

### POINT 4

Parameter	Sampling method	Units of measure	Averaging period	Frequency
Wind Speed at 10 metres	AM-2 & AM-4	metres per second	10 minutes	Continuous
Temperature at 2 metres	AM-4	degrees Celsius	10 minutes	Continuous
Sigma theta	AM-2 & AM-4	degrees Celsius	10 minutes	Continuous
Rainfall	AM-4	millimetres per hour	1 hour	Continuous
Relative humidity	AM-4	percent	1 hour	Continuous
Siting	AM-1	None	-	-
Temperature at 10 metres	AM-4	degrees Celsius	10 minutes	Continuous
Total Solar Radiation	AM-4	Watts per square metre	10 minutes	Continuous

M4.2 All methods specified in conditions M4.1 are specified in the *Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales ('Approved Methods')* and all monitoring must be conducted strictly in accordance with the requirements outlined the Approved Methods.

## M5 Recording of pollution complaints

M5.1 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.



# Environment Protection Licence

Licence - 20850

M5.2 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.

M5.3 The record of a complaint must be kept for at least 4 years after the complaint was made.

M5.4 The record must be produced to any authorised officer of the EPA who asks to see them.

## M6 Telephone complaints line

M6.1 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.

M6.2 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.

M6.3 The preceding two conditions do not apply until two weeks from the date of the issue of this licence.

## M7 Requirement to monitor volume or mass

M7.1 For each discharge point or utilisation area specified below, the licensee must monitor:

- a) the volume of liquids discharged to water or applied to the area;
  - b) the mass of solids applied to the area;
  - c) the mass of pollutants emitted to the air;
- at the frequency and using the method and units of measure, specified below.

### POINT 16

Frequency	Unit of Measure	Sampling Method
Continuous during discharge	megalitres per day	Special Method 2

M7.2 For the purpose of the table(s) above Special Method 2 means electronic sensor and continuous logger.

## M8 Blasting

M8.1 To determine compliance with the blast limits specified in this licence:

- a) Airblast overpressure and ground vibration levels must be measured and electronically recorded for Monitoring Points 3 and 13 for the parameters specified in column 1 of the table below; and



# Environment Protection Licence

Licence - 20850

b) The licensee must use the units of measure, sampling method and sample at the frequency specified opposite in the other columns.

Parameter	Units of Measure	Frequency	Sampling Method
Airblast Overpressure	Decibels (Linear Peak)	All blasts	Australian Standard AS 2187.2-2006
Ground Vibration Peak Particle Velocity	millimetres/second	All blasts	Australian Standard AS 2187.2-2006

## M9 Other monitoring and recording conditions

### Requirement to Monitor Particulate Matter

M9.1 The licensee must record the average PM<sub>10</sub> concentration at Monitoring Points 1 and 2 at intervals of 10 minutes. This data must be made available upon request by any authorised officer of the EPA who asks to see them.

### HRSTS Monitoring

M9.2 The Licensee must continuously operate and maintain communication equipment which makes the conductivity and flow measurements, taken at Point 16 available to the "Service Coordinator" within one hour of those measurements being taken and makes them available in the format specified in the report titled "Hunter River Salinity Trading Scheme Discharge Point Telemetry Specification - Rev V1.0 Released 4 October 2018" as published by WaterNSW.

M9.3 The licensee must ensure that all monitoring data is within a margin of error of 5% for conductivity measurements and 10% for discharge flow measurement.

M9.4 The licensee must mark monitoring point 16 with a sign which clearly indicates the name of the licensee, whether the monitoring point is up or down stream of the discharge point and that it is a monitoring point for the Hunter River Salinity Trading Scheme.

## M10 Noise monitoring

M10.1 To assess compliance with the noise limits specified within this licence, the licensee must undertake operator attended noise monitoring at each specified noise monitoring point in accordance with the table below.





# Environment Protection Licence

Licence - 20850

**POINT 5,6,7,8,9,10**

Assessment period	Minimum frequency in a reporting period	Minimum duration within assessment period	Minimum number of assessment period
Night	Monthly	15 minutes	1 operation day

M10.2 To assess compliance with the noise limits specified within the licence, operator attended noise monitoring must be undertaken in accordance with Conditions L3.2 to L3.4:

- a) at the noise monitoring locations specified in condition P1.3; and
- b) occur every calendar month in a reporting period; and
- c) occur during one night time period as defined in the Industrial Noise Policy (EPA 2000) for a minimum of 15 minutes at each location from a).

M10.3 For the purposes of compliance monitoring and determining the noise generated at the premises the modification factors in Fact Sheet C of the Noise Policy for Industry (EPA 2017) must be applied, as appropriate, to the noise levels measured by noise monitoring equipment.

M10.4 Where required in writing by the EPA, the licensee must carry out attended noise monitoring at sensitive receivers in addition to the monitoring required by Condition M9.2.

## 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 notification that the Annual Return is due.

R1.2 An Annual Return must be prepared in respect of each reporting period, except as provided below.

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.



# Environment Protection Licence

Licence - 20850

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.

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

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.

## R2 Notification of environmental harm

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

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.

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

## 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.



# Environment Protection Licence

Licence - 20850

- 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.

## R4 Other notifications

### Blast Exceedance Notification

- R4.1 The licensee must report any exceedance of the blast limits specified in this licence to the EPA at [info@epa.nsw.gov.au](mailto:info@epa.nsw.gov.au) as soon as practicable after the exceedance becomes known to the licensee or to one of its employees or agents.

### Noise Exceedance Notification

- R4.2 The licensee must report any exceedance of noise limits specified in this licence to the EPA at [info@epa.nsw.gov.au](mailto:info@epa.nsw.gov.au) as soon as practicable after the exceedance becomes known to the licensee or to one of its employees or agents.

### Dust Shutdown Notification

- R4.3 The licensee must report any exceedance of the 1 hour dust shutdown timeframe prescribed in condition O3.6 of this licence to the EPA at [info@epa.nsw.gov.au](mailto:info@epa.nsw.gov.au) as soon as practicable after the exceedance becomes known to the licensee or to one of its employees or agents.

### Notification of Pollutions of Waters

- R4.4 The licensee must notify the EPA by telephoning the Environment Line service on 131555 immediately after the licensee becomes aware of any contravention or potential contravention of Condition L1.1 of this licence.
- R4.5 The licensee must provide written details of the notification to the EPA at [info@epa.nsw.gov.au](mailto:info@epa.nsw.gov.au) within 7 days of the date of the notification.



# Environment Protection Licence

Licence - 20850

## R5 Other reporting conditions

### Reporting of Blast Monitoring

- R5.1 For each Annual Return reporting period the licensee must submit a Blast Monitoring Report to the EPA for that period. The report must:
- a) include the results of the blast monitoring required by this licence;
  - b) identify any exceedance of the blast limits in this licence; and
  - c) describe management actions taken to address any exceedances.

### Noise Monitoring Report

- R5.2 For each Annual Return reporting period the licensee must submit a Noise Compliance Assessment Report to the EPA for that period. The report must:
- a) be prepared by an appropriately qualified acoustic consultant and determine compliance with noise limits specified in this licence;
  - b) include all routine attended monitoring undertaken throughout the year;
  - c) include measurement and reporting of C-weighted noise levels; and
  - d) outline management actions taken within the monitoring period to address any exceedances of the limits specified in this licence.

### Dust Monitoring Report

- R5.3 For each Annual Return reporting period the licensee must submit a Dust Monitoring Report to the EPA for that period. The report must include:
- a) details of times, wind speeds and wind direction during 'adverse conditions';
  - b) details of the date, time and duration when dust generating activities were ceased in accordance with condition O3.4;
  - c) weather conditions monitored at Monitoring Point 4:
    - i. during the period when dust generating activities were ceased;
    - ii. for the 24 hour period immediately prior to dust generating activities being ceased; and
    - iii. for the 24 hour period immediately after dust generating activities resumed.
  - d) PM10 monitoring data measured at Monitoring Points 1 and 2:
    - i. during the period when dust generating activities were ceased;
    - ii. for the 24 hour period immediately prior to dust generating activities being ceased; and
    - iii. for the 24 hour period immediately after dust generating activities resumed.
  - e) details of the date and time dust generating activities were resumed;
  - f) a list of days when the average 24 hour PM10 at the Muswellbrook Upper Hunter Air Quality Monitoring Network monitor exceeded 50 µg/m<sup>3</sup>.
  - g) 10 minute wind speed and direction data at Monitoring Point 4 for days when the average 24 hour PM10 at the Muswellbrook Upper Hunter Air Quality Monitoring Network monitor exceeded 50 µg/m<sup>3</sup>.
  - h) 10 minute PM10 data from Monitoring Points 1 and 2 for days when the average 24 hour PM10 at the Muswellbrook Upper Hunter Air Quality Monitoring Network monitor exceeded 50 µg/m<sup>3</sup>.



# Environment Protection Licence

Licence - 20850

Note: This information is necessary for the EPA to review whether conditions O3.4 to O3.8 are achieving the objective of ensuring that activities carried on at the premises do not increase the number of days when average PM10 concentrations in Muswellbrook exceed 50ug/m<sup>3</sup>. The EPA may review these conditions if this objective is not being achieved.

## Sewage Treatment Systems

R5.4 For each Annual Return reporting period the licensee must submit a Sewage Treatment System Maintenance Report to the EPA for that period. The report must include:

- a) sewage system maintenance program including any logs;
- b) results of any water quality sampling undertaken;
- c) any system issues identified; and
- d) management response to any issues.

R5.5 The licensee must retain a copy of each report as required by Condition O2.3 for 3 years from the date each record is made.

## Heavy Plant Tyre Disposal Report

R5.6 For each Annual Return reporting period the licensee must submit a Heavy Plant Tyre Disposal Report to the EPA for that period.

The report must include the following information for each waste tyre:

- a) the size and type;
- b) disposal date;
- c) cumulative tonnage of waste tyres disposed in each disposal area;
- d) GPS coordinates (easting and northing) of the disposal location;
- e) the Real Level (RL) in metres of the burial depth; and
- f) where reasonably available the purchase date, supplier and serial number.

## HRSTS Reporting

R5.7 The licensee must compile a written report of the activities under the Hunter River Salinity Trading Scheme for each scheme year. The scheme year shall run from 1 July to 30 June each year. The written report must be submitted to the EPA's regional office within 60 days after the end of each scheme year and be in a form and manner approved by the EPA. The information will be used by the EPA to compile an annual scheme report.

## 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.



# Environment Protection Licence

Licence - 20850

## G2 Contact number for incidents and responsible employees

- G2.1 The licensee must operate 24-hour telephone contact lines for the purpose of enabling the EPA to directly contact one or more representatives of the licensee who can:
- a) respond at all times to incidents relating to the premises; and
  - b) contact the licensee's senior employees or agents authorised at all times to:
    - i) speak on behalf of the licensee; and
    - ii) provide any information or document required under this licence.
- G2.2 The licensee is to inform the EPA in writing of the appointment of any subsequent contact persons, or changes to the person's contact details as soon as practicable and in any event within fourteen days of the appointment or change.

## 8 Special Conditions

### E1 Hunter River Salinity Trading Scheme (HRSTS)

- E1.1 This licence authorises the discharge of saline water into the Hunter River Catchment from an authorised discharge point (or points), in accordance with the Protection of the Environment Operations (Hunter River Salinity Trading Scheme) Regulation 2002.
- E1.2 For the purposes of Clauses 23 and 29 of the Protection of the Environment Operations (Hunter River Salinity Trading Scheme) Regulation 2002 the licensee must apply the conversion factor of 0.6.
- E1.3 The licensee must not exceed the hourly volume discharge limit calculated using the following formula, at all discharge point(s) on this licence titled "Discharge of saline water under the Hunter River Salinity Trading Scheme (HRSTS)":

$$H = V / RRT$$

Where:

**H** is the hourly volume discharge limit (in megalitres per hour);

**V** is the licence holder's volume discharge limit for the block (in megalitres) calculated in accordance with clause 23 of the Protection of the Environment Operations (Hunter River Salinity Trading Scheme) Regulation (2002); and

**RRT** is the difference between the discharge stop and start times shown on the river register for that block (in hours)

*Note 1:* The intent of this condition is to prevent spikes of saline water in the Hunter River as a result of discharges of less than the duration permitted by the river register.

*Note 2:* A river register is issued by the Service Co-ordinator and allows participants of the Hunter River Salinity Trading Scheme (HRSTS) to discharge saline to the Hunter River during a discharge period.



# Environment Protection Licence

Licence - 20850

## 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 - 20850

<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 - 20850

<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
<b>Wellhead</b>	Has the same meaning as in Schedule 1 to the Protection of the Environment Operations (General) Regulation 2021.

Mr Michael Howat

Environment Protection Authority

(By Delegation)

Date of this edition: 24-November-2016



# Environment Protection Licence

Licence - 20850

## End Notes

2	Licence varied by notice	1549577 issued on 21-Feb-2017
3	Licence varied by notice	1551444 issued on 27-Apr-2017
4	Licence varied by notice	1553615 issued on 11-Jul-2017
5	Licence varied by notice	1555281 issued on 18-Aug-2017
6	Licence varied by notice	1560563 issued on 05-Mar-2018
7	Licence varied by notice	1569819 issued on 08-Oct-2018
8	Licence varied by notice	1573657 issued on 01-May-2019
9	Licence varied by notice	1588703 issued on 12-Aug-2020
10	Licence varied by notice	1604737 issued on 20-Jan-2021
11	Licence varied by notice	1607276 issued on 23-Apr-2021
12	Licence varied by notice	1613067 issued on 28-Oct-2021
13	Licence varied by notice	1616240 issued on 07-Feb-2022
14	Licence varied by notice	1625016 issued on 28-Feb-2023
15	Licence fee period changed by notice	1635444 on 13-Dec-2023