



Registration

Environment Protection Act 2017

Registration number	R000300383
Issue date	30 June 2021
Expiry date	30 June 2026
Registration holder	B MURRIHY DEMOLITIONS PTY LTD
ACN	128067274
Registered address	25 FAIRY ST, WARRNAMBOOL, VIC, 3280, AU
Activity site	2 Hammond Place, Warrnambool, Victoria, 3280, Australia
Activity site	-
Prescribed permission activities	A13c (Waste and resource recovery - small)

Granted under section 85(1) of the *Environment Protection Act 2017* (the Act).

A handwritten signature in blue ink, appearing to read 'Tim Faragher'.

Tim Faragher
Director - Development & Infrastructure
Delegate of Environment Protection Authority Victoria (EPA)

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Context

Environment Protection Authority Victoria (EPA) is Victoria's environmental regulator acting in accordance with the *Environment Protection Act 2017* (the Act). Our regulatory role is to work with community, industry and business to prevent and reduce the harmful effects of pollution and waste on Victoria's environment and people.

About granting registrations

A range of registration activity types are prescribed in the Environment Protection Regulations 2021 (the Regulations) because they give rise to risks of harm to human health or the environment. We grant registrations so applicants can lawfully undertake prescribed registration activities.

Section 47 of the Act provides that a person must not engage in a prescribed registration activity except as authorised by a registration in respect of that activity.

EPA grants registrations under section 85(1) of the Act. EPA can amend, suspend or revoke a registration for a range of reasons. This can include in response to changes in activities, risks or registration holder performance. All registration details are publicly accessible via the EPA Public Register.

Key information and obligations

Interpretation

For the purposes of this registration "You" means the "registration holder" identified on the first page. Unless a contrary intention appears, words or terms used in the conditions of your licence have the same meaning as in the Act, and in any regulations made pursuant to the Act.

Compliance

Your registration is subject to conditions. These conditions confer legal obligations on you as the registration holder.. The requirements of these conditions do not detract from each other in any way, nor do they affect any other duties or obligations with which you are required to comply by law. You must fulfil all duties and perform all obligations set out in this registration or otherwise required by law.

Strict penalties apply for non-compliance with any part of your registration.

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You must comply with the Act and regulations administered by EPA. This includes, but is not limited to, compliance with the general environmental duty (GED).

Duties under the Act

Under the Act, you have legal obligations in relation to your prescribed and non-prescribed activities. These legal obligations exist to minimise risks of harm to human health and the environment from pollution and waste.

You may be committing an offence and be liable to a penalty under the Act if your actions or omissions constitute a breach of these legal obligations.

General environmental duty

The Act places the onus on you to understand the risks associated with your operation or activity and requires you to minimise the risk of harm. This is called the general environmental duty (GED).

Sections 6 and 25 of the Act provide the legal basis for the GED. These sections state that a person engaging in an activity which may give rise to risks of harm to human health or the environment from pollution or waste must eliminate or minimise those risks, as far as reasonably practicable.

Duty to notify EPA of notifiable incidents

A notifiable incident is a pollution incident that causes or threatens to cause material harm to human health or the environment or is a prescribed notifiable incident. Under section 32 of the Act, you have an obligation to notify EPA of a notifiable incident as soon as practicable after you become aware of the incident.

Duty to take action to respond to harm caused by pollution incident

Under section 31 of the Act, if a pollution incident has occurred as a result of an activity (whether by act or omission) and the pollution incident causes or is likely to cause harm to human health or the environment, a person who is engaging in that activity must, so far as reasonably practicable, restore the affected area to the state it was in before the pollution incident occurred.

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Duty to notify of contaminated land

Under section 40(1) of the Act, a person in management or control of land must notify EPA if the land has been contaminated by notifiable contamination as soon as practicable after the person becomes aware of the notifiable contamination.

Notifiable contamination means contamination which is prescribed in the Regulations, or contamination for which the cost of action to remediate the land is likely to exceed \$50,000, or any other prescribed amount.

Duties relating to industrial waste, priority wastes and reportable priority wastes

Under parts 6.4 and 6.5 of the Act, a person has obligations in relation to the generation, receiving, recording, managing, transporting, and disposal of industrial, priority wastes and reportable priority wastes. These duties include:

- Duties of persons depositing industrial waste.
- Duties of persons receiving industrial waste.
- Duty of persons involved in transporting industrial waste.
- Duties of persons managing priority waste.
- Duty to investigate alternatives to waste disposal.
- Duty to notify of transaction in reportable priority waste.
- Duty of persons transporting reportable priority waste.

For further information on waste classifications see schedule 5 of the Regulations.

Further information and resources

To aid compliance with the Act and the Regulations, Environment Reference Standards (ERS), Compliance Codes, Position Statements and Guidelines have been developed to address a range of environmental objectives, permitted and non-permitted activities and risks.

You should understand how the Victorian environment protection framework applies to you and your activity, operation or business by making yourself familiar with the Act, Regulations, Compliance Codes and other relevant guidance material.

To assist you with understanding your obligations refer to www.epa.vic.gov.au.

Duration and renewal

This registration is subject to the expiry date identified on the first page of this registration. It will remain in force until that time unless you request in writing that it be revoked and EPA

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consents, or it is suspended or revoked by EPA. EPA may agree to renew the registration under section 86 of the Act. Note that an application for a registration renewal must be submitted to EPA before the registration expiry date.

Registration structure

Your registration has multiple parts:

- Conditions
- Appendix 1 – waste acceptance table

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Conditions

REG_G1	A copy of this registration must be kept at the activity site and be easily accessible to persons who are engaging in an activity conducted at the activity site. Information regarding the requirements of the registration and the Act duties must be included in site induction and training information.
REG_G2	You must immediately notify the Authority by calling 1300 EPA VIC (1300 372 842) in the event of a discharge, emission or deposit which gives rise to, or may give rise to, actual or potential harm to human health or the environment.
REG_G3	You must: a) notify the Authority of any change to your name or address (including your registered address or activity site address as applicable); and b) update the EPA Interaction Portal if any other administrative details relevant to this registration change.
REG_WM1	For all wastes of a type listed in Appendix 1, you must keep records detailing: a) incoming and outgoing movements of waste; b) the current location of waste at your activity site; and c) the waste type of any waste located at your activity site. These records must be retained for five years and be made available to the Authority on request.
REG_WM2	All plant and equipment must be maintained and operated in proper working condition, in accordance with the manufacturer's specifications.
REG_WM3.1	You must ensure that: a) Only waste of a type shown in Appendix 1 of this registration is accepted at the activity site, except where waste is received in accordance with a permission, determination or designation issued by the Authority under the Environment Protection Act 2017 or regulations made pursuant to that Act; and b) if any waste is received at the activity site that is not in accordance with a) (above), that this waste is placed in a designated and clearly sign-posted temporary storage area and is transported to a site which is authorised to receive this waste within 21 days of the date it was received.
REG_WM4	You must store waste in a manner which minimises the risk of fires
REG_WR1	You must immediately notify the Authority by calling 1300 EPA VIC (1300 372 842), if the volume of waste stored on the activity site exceeds 4500m ³ at any time.

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Appendix 1 – waste acceptance table

Waste Code	Waste Description
N122	Excavated material or engineered fill including fill material, other than item 83 or 85 of "Schedule 5—Waste Classification" of the Environment Protection Regulations 2021

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