

ANNUAL RETURN

Information on this form is required in accordance with the conditions of your licence or approval issued under part 5 of the *Waste Management and Pollution Control Act* or part 7 of the *Water Act*.

Failure to provide the information requested on this form and/or the provision of false or misleading information is an offence under the legislation and you may be liable to heavy penalties.

LICENCE/APPROVAL NO.	EPL229
REPORTING PERIOD	2019

Section 1. Licence/Approval Holder Details

Please check your business details and contact details including 24 hour emergency response in NT EPA online and/or on page one of your licence.

Are these details correct?

☒ Yes Go to Section 2

☐ No Please correct your details by updating in NT EPA Online or complete the table below.

Licence holder	
Legal Entity Name:	Smorgon Fuels Pty Ltd
ABN:	84 094 541 723
Registered Business Address:	Smorgon Fuels Pty Ltd 644 Chapel Street South Yarra VIC 3141
Postal Address:	Smorgon Fuels Pty Ltd 644 Chapel Street South Yarra VIC 3141
Contact Person:	George Hatzimihalis
Position Title:	Director - Global Resource Recovery
Contact Details:	Todd Sinclair
b/h:	0459477521
mobile:	0459477521
email:	todds@globalrr.com.au
Location of premises	
Address:	800 Berrimah Road, East Arm, Darwin, 0822
24 hour emergency response	
Position Title:	HSE and Compliance Manager
phone:	0459477521

mobile: 0459477521

Section 2. Statement of Compliance

Were all conditions of the licence/approval complied with during the reporting period?

☐ Yes Proceed to Section 4.☒ No Complete details below (add more rows if required)

Details of Non-compliance				
Condition number	Date of non-compliance (dd/mm/yy)	Was NT EPA notified? (Yes / No)	If yes, date NT EPA notified (dd/mm/yy)	If yes, how was NT EPA notified? (e.g. phone, email, Pollution Hotline)
		If no, complete Section 3		
41	18/11/19	Yes	18/11/2019	Phone discussion with Ms Erica Eastick
48	Ongoing	Yes	Ongoing	Email and reports

Section 3. Report of Non-compliance

Please supply the following details for each non-compliance not reported to the NT EPA identified in Section 2. Use a separate page for each non-compliance.

The date and time of the non-compliance.
Condition 41 November 2019 (awareness of likely non compliance)
When the non-compliance was detected and by whom.
The non conformance was formally identified on 18 November 2019 by the new (incoming) GRR HSE and Compliance Manager (Todd Sinclair) during preparation for end of year licence renewal.
The actual and potential causes and contributing factors to the non-compliance.
<p>The non compliance occurred as a result of:</p> <p>An extended period required to recruit a dedicated EPL Compliance Manager at the Darwin site and;</p> <p>The wider implications arising from this business undertaking being delayed in it's planned operational activities. The site was scheduled to become operational in early 2019 but project delays have not made this possible. This has meant that the majority of intended waste related activities for which an EPL is required have not yet commenced.</p>
The risk of environmental harm arising from the non-compliance.
Nil actual or increased potential for any form of environmental harm. The non compliance is administrative in nature and is now being addressed.
The action(s) that have or will be undertaken to mitigate any environmental harm arising from the non-compliance.
This non compliance is administrative in nature and will not lead to any direct increase in the risk of causing environmental harm via our planned operational undertakings. GRR has however sought EPA approval to engage CDM Smith as our ongoing EPL auditor and has received advice that this proposal is acceptable and that CDM Smith is an approved EPL auditor.
Corrective actions that have or will be undertaken to ensure the non-compliance does not reoccur.

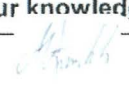

CDM Smith will be engaged, appointed and scheduled to perform all future external compliance audits as per the conditions of the GRR EPL.

If no action was taken, why no action was taken.

Action has been taken to address the causes of this non compliance and to prevent future non compliances under this licence condition.

Information regarding EPL Condition 48 – Air Quality Monitoring
The date and time of the non compliance
Since initial EPL 229 was issued - ongoing (unable to comply)
When the non compliance was detected and by whom
This non compliance with the licence condition has been identified by GRR since our EPL was initially issued, has been ongoing throughout our initial EPL licence and will continue until boiler operations are commenced and emissions are generated to allow monitoring to occur.
The actual and potential causes and contributing factors to the non compliance
Nil – Delays to construction and commissioning with respect to the boiler unit and associated emissions sources, no emissions have been produced and therefore no emissions can be monitored. This also means that the impact of impact to air quality due to emissions have not occurred.
The risk of environmental harm arising from the non compliance
Nil – this non compliance is the result of an inability to undertake air emissions monitoring due to the source of the target emissions being inoperable.
The action (s) that have or will be undertaken to mitigate any environmental harm arising from the non compliance
GRR has developed an air quality (emissions) monitoring schedule which will be undertaken as soon as boiler operations are commenced.
Corrective actions that have or will be undertaken to ensure the non compliance does not reoccur
GRR has engaged an air quality consultant to model likely air quality risks and we will undertake the baseline modelling as soon as the boiler and related infrastructure are commissioned and operational.

Section 4. Signature and Certification

This declaration must only be signed by a person(s) with the legal authority to sign it. The ways in which the application may be signed, and the people who may sign the application, are set out in the categories below.			
If the licence holder is:	Tick	The application must be signed and certified by one of the following:	
An individual	<input type="checkbox"/>	The individual.	
A partnership	<input type="checkbox"/>	A partner.	
A company	<input type="checkbox"/>	The common seal being affixed in accordance with the <i>Corporations Act</i> , or	
	<input type="checkbox"/>	Two directors, or	
	<input checked="" type="checkbox"/>	A director and a company secretary, or	
	<input type="checkbox"/>	If a proprietary company that has a sole director who is also the sole company secretary – by that director.	
A public authority	<input type="checkbox"/>	The Chief Executive Officer (CEO) of the public authority, or	
	<input type="checkbox"/>	By a person delegated to sign on the public authority's behalf in accordance with its legislation (Please note: a copy of the relevant instrument of delegation must be attached to this application).	
I/We hereby declare that the information provided in this Annual Return and accompanying documents is to the best of my/our knowledge, true and correct.			
Signature		Signature	
Name (printed)	George Hatzimihalis	Name (printed)	TODD SINCLAIR
Position	Director	Position	HSE MANAGER
Date	19/12/2019	Date	19/12/19
Seal (if signing under seal):			