

LICENCE

VIVA ENERGY AUSTRALIA PTY LTD

Holder of

Licence: 3674

Issued: 21/03/1991

Last Amended: 22/11/2017

ACN: 004 610 459

Registered Address: LEVEL 16 720 BOURKE ST
DOCKLANDS VIC 3008

Premises Address: 39-81 BURLEIGH ST
SPOTSWOOD VIC 3015

Scheduled Categories: G04 Bulk Storage

Description: The licence holder operates a bulk storage and distribution facility for petroleum hydrocarbon products. This licence allows for discharges to air.



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STEPHEN ADAMTHWAITE
Team Leader
Development Assessments
Delegate of the Environment Protection Authority

Issued under the *Environment Protection Act 1970*, Section 20

PREAMBLE

Licences

Who we are: The Environment Protection Authority (“EPA”) is an independent statutory authority established under the *Environment Protection Act 1970* (“the Act”). Our purpose is to protect and improve our environment by preventing harm to the environment and human health.

Why we issue licences: EPA is responsible for preventing or controlling pollution (including noise) and improving the quality of the environment. This responsibility includes regulating activities that may present a danger to the environment. One of the tools available to EPA is the licensing of certain scheduled premises that may present a risk to the environment.

Section 20 of the Act requires the occupier of a “scheduled premises” to obtain an EPA licence to discharge, handle, treat or dispose of waste to the environment. These premises are defined in the *Environment Protection (Scheduled Premises and Exemptions) Regulations 2017* (“the Regulations”).

When we issue licences: EPA will issue a licence when satisfied that an applicant has put in place measures to protect the environment. Licences allow activities to occur and set performance outcomes based on a site’s environmental risk. EPA can amend, suspend or revoke a licence in response to changes in standards, site activities or licence holder performance. Licence holders must submit an annual performance statement and pay an annual fee to EPA. All licences and performance statements are publicly available.

Licence information and obligations

Interpretation: For the purposes of this licence “You” means the licence holder identified on the first page of this licence at the “premises” identified on the first page and represented in Schedule 1.

Unless the contrary intention appears, words or terms used in the conditions of your licence have the same meaning as in the Act, including any regulations or policies made pursuant to the Act.”

Compliance:

You must comply at all times with the Act and all policies and regulations administered by EPA. Strict penalties apply for non-compliance with any part of your licence or making a false claim on your annual performance statement.

Your licence is subject to conditions. These conditions give rise to a number of duties and obligations on you as the licence holder. Some of these are general in nature, while others require you to do (or not to do) specific things. The duties and obligations imposed by these conditions do not derogate from each other in any way, nor do they affect any other duties or obligations which you are required by law to comply with. You must fulfil all of the duties and perform all of the obligations set out in this licence or otherwise required by law. Certain conditions on your licence may require you to seek a further approval from EPA. Such approvals can be sought via written application to approvals.applications@epa.vic.gov.au. Approvals are only given in writing from the lead assessing officer.

Landfill levy: Landfills must, in accordance with the method and frequency specified in section 50SB of the Act, calculate the amount of landfill levy payable, prepare a landfill levy statement, and submit to EPA both the statement and fee payable.

Review of decisions: If you object to any of the licence conditions, you may have the decision reviewed by applying in writing to the Registrar, Planning and Environment Division, Victorian Civil and Administrative Tribunal ("VCAT"), 7th Floor, 55 King Street, Melbourne within 21 days of the date of issue. An application fee may be applicable when lodging an appeal with VCAT. Contact VCAT on (03) 9628 9777 for further details on fees associated with an appeal. A copy of the appeal should also be forwarded to the Manager, Development Assessments Unit, Environment Protection Authority, GPO Box 4395, Melbourne, 3001, within 7 days of lodgement of the appeal.

Interested (third) parties may also appeal against the licence within 21 days of the date of issue. The Tribunal will notify you if such appeals are received. If an appeal is lodged, this licence will not come into effect.

Licence structure

Structure: Your licence has multiple parts:

- Environmental performance conditions - setting out the performance outcomes you must meet;
- Schedule 1A - locality plan of your premises;
- Schedule 1B - plan of premises (provided by you).

Some types of licences also contain Schedule 1C - final landfill contour plans and/or Schedule 2 - tables specifying wastes that may be accepted at the premises and the associated treatment applied to them.

CONDITIONS

General Conditions

- LI_G1 You must ensure that waste is not discharged, emitted or deposited beyond the boundaries of the premises except in accordance with this licence or under the Act.
- LI_G2 You must immediately notify EPA of non-compliance with any condition of this licence by calling 1300 EPA VIC (1300 372 842), sending an email to contact@epa.vic.gov.au, or using the EPA Interaction Portal.
- LI_G3 By 30 September each year you must submit an annual performance statement to EPA for the previous financial year in accordance with the Annual Performance Statement Guidelines (EPA Publication 1320.3, released June 2011).
- LI_G4 Documents and monitoring records used for preparation of the annual performance statement must be retained at the premises for five years from the date of each statement, and be able to be immediately produced upon request by an officer of the Authority.
- LI_G5 You must establish and implement a risk based monitoring program that enables you and EPA to determine compliance with each condition of this licence. The monitoring program must comply with the requirements of the monitoring guidelines (EPA document 1321.2, released June 2011).
- LI_G6 You must provide EPA with a financial assurance determined by the EPA, and maintain such assurance (including any part of such assurance) so that it can be claimed on, utilised or realised as and when required.

Amenity Conditions

- LI_A1 You must ensure that odours offensive to the senses of human beings are not discharged, emitted or released beyond the boundaries of the premises.

Waste Acceptance Conditions

Licence does not have any waste acceptance conditions.

Waste Management Conditions

Licence does not have any waste management conditions.

Landfill Conditions

Licence does not have any landfill conditions.

Air Conditions

LI_DA1 Discharge of waste to air must be in accordance with the 'Discharge to Air' Table.

Discharge to Air Table - Maximum Discharge Rates

Discharge Point No	Description of Discharge Points	Indicator	Limit Type	Unit	Discharge Limit
ALL	All Air Discharge Points	Benzene	Bubble	to/yr	0.6
		Total volatile organic compounds	Bubble	to/yr	111

to/yr = tonnes/year

LI_DA1.12 Air emissions from the vapour recovery unit (VRU) must not exceed 0.1 grams per minute of benzene.

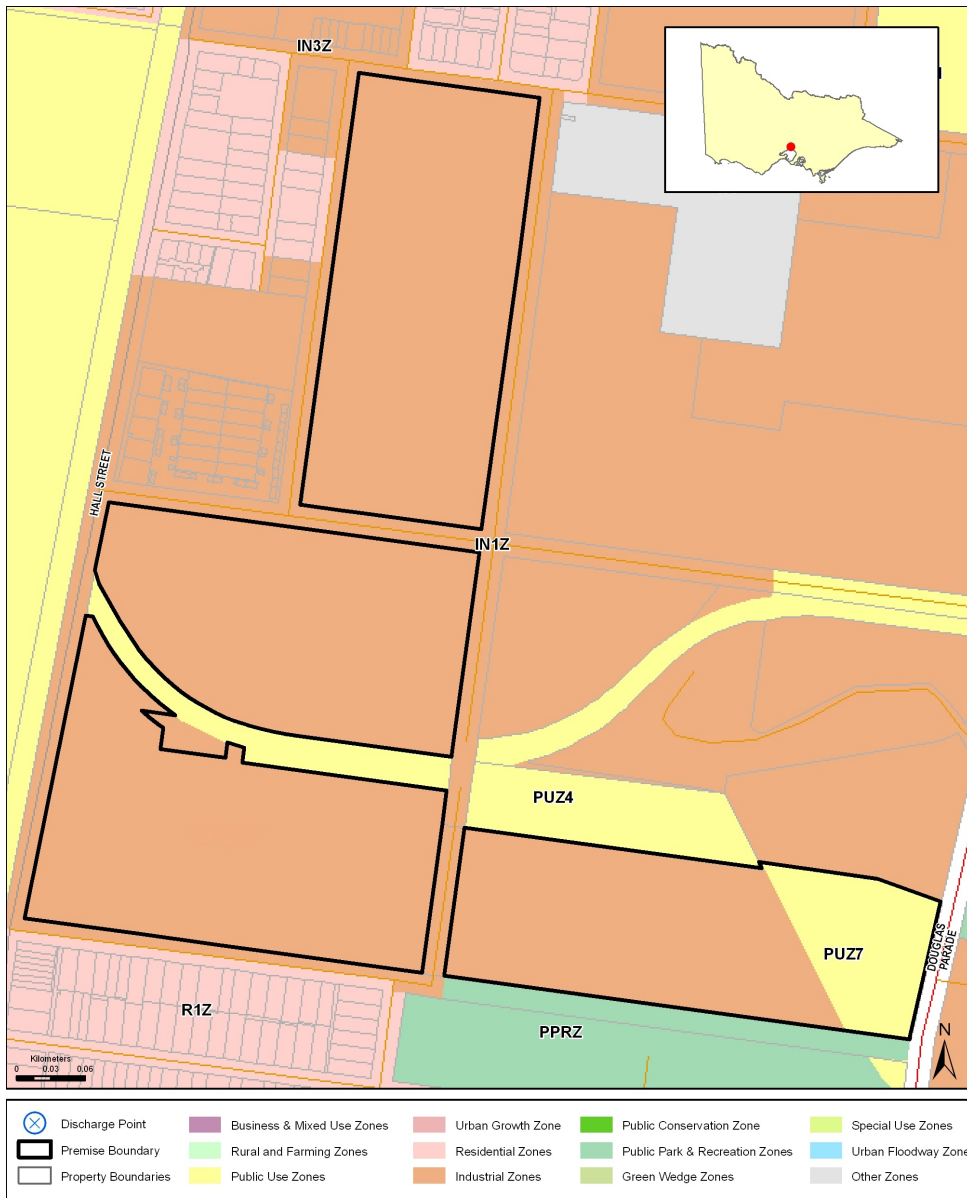
Water Conditions

LI_DW1 You must ensure that surface water discharged from the premises is not contaminated with waste.

Land Conditions

LI_DL1 You must not contaminate land or groundwater.

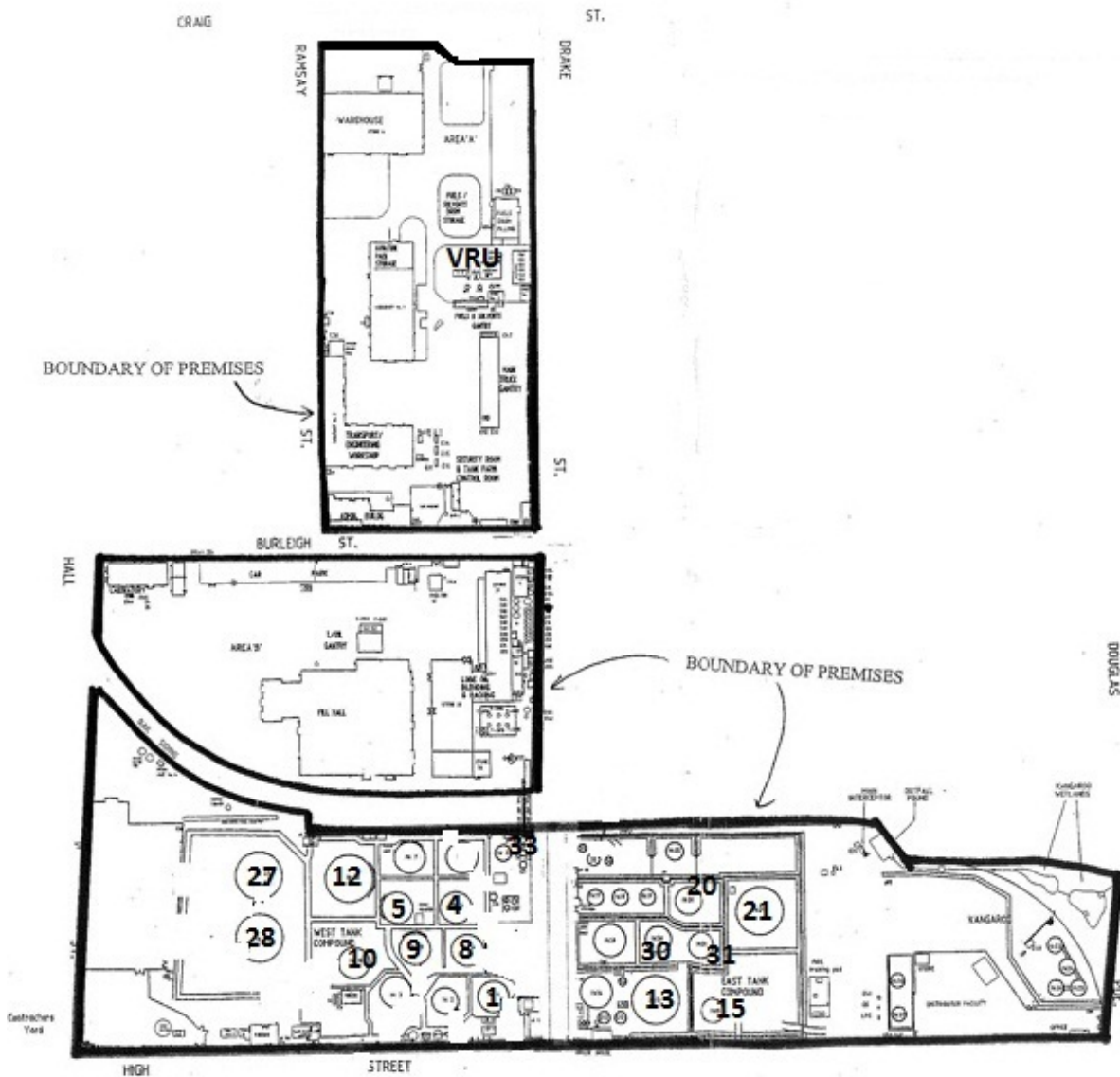
SCHEDULE 1A - LOCALITY PLAN



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SCHEDULE 1B - PREMISES PLAN



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