

ABN: 64 162 247 529 13

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## POLLUTION INCIDENT RESPONSE MANAGEMENT PLAN

### Introduction

Licencees under the Protection of the Environment Operations Act 1997 (POEO Act) are required to prepare a Pollution Incident Response Management Plan (PIRMP) for each licensed activity, in accordance with the requirements set out in Part 5.7A of the POEO Act and in Chapter 7 Part 3A of the Protection of the Environment Operations (General) Regulation 2009 (POEO(G) Regulation).

The objectives of the PIRMP are to:

- Ensure comprehensive and timely communication about a pollution incident to staff at the premises, the Environment Protection Authority (EPA), other relevant authorities specified in the POEO Act (such as local councils, the relevant state Ministry of Health, WorkCover, and Fire and Rescue) and people outside the facility who may be affected by the impacts of the pollution incident;
- Minimise and control the risk of a pollution incident at the facility by requiring identification of risks and the development of planned actions to minimise and manage those risks; and
- Ensure that the plan is properly implemented by trained staff, identifying persons responsible for implementing it, and ensuring that the plan is regularly tested for accuracy, currency and suitability.

This PIRMP contains relevant information that must be made available to the public, including the procedures for contacting the relevant authorities and communicating with the community in the event of a pollution incident for which there is a risk of 'material harm to the environment' within the meaning of section 147 of the POEO Act.

### Incident Definition

A pollution incident is required to be notified if there is a risk of 'material harm to the environment', which is defined in section 147 of the POEO Act as:

1. Harm to the environment is material if:
  - i. It involves actual or potential harm to the health or safety of human beings or to ecosystems that is not trivial, or
  - ii. It results in actual or potential loss or property damage of an amount, or amounts in aggregate, exceeding \$10,000 (or such other amount as is prescribed by the regulations), and
2. Loss includes the reasonable costs and expenses that would be incurred in taking all reasonable and practicable measures to prevent, mitigate or make good harm to the environment.

A 'pollution incident' includes a leak, spill or escape of a substance, or circumstances in which this is likely to occur.

### Responsibility to notify

Under Section 148 of the POEO Act, the following people have a duty to notify a pollution incident occurring in the course of an activity that causes or threatens material harm to the environment:

- The person carrying on the activity;
- An employee or agent carrying on the activity;
- An employer carrying on the activity;
- The occupier of the premises where the incident occurs.

Once determined that the incident causes or threatens material harm to the environment, notification must be given immediately, i.e. promptly and without delay, after the person becomes aware of the incident.

### Protocol for industry notification of pollution incidents

Part 5.7 of the 'Protection of the Environment Operations Act 1997 (POEO Act)' specify the requirements relating to the notification of pollution incidents.

Requiring the occupier of premises, the employer or any person carrying on the activity which causes a pollution incident to immediately notify each relevant authority (identified below) when material harm to the environment is caused or threatened. The following information and procedures may assist those responsible for reporting a pollution incident.

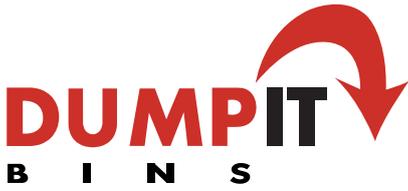
Firstly, call 000 if the incident presents an immediate threat to human health or property. Fire and Rescue NSW, the NSW Police and the NSW Ambulance Service are the first responders, as they are responsible for controlling and containing incidents.

If the incident does not require an initial combat agency, or once the 000 call has been made, notify the relevant authorities in the following order. The 24-hour hotline for each authority is given when available:

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- The appropriate regulatory authority (ARA) for the activity under the POEO Act (usually the EPA or local authority) – the local authority is a local council of an area under the Local Government Act 1993), the Lord Howe Island Board for Lord Howe Island, or the Western Lands Commissioner for the Western Division (except any part of the Western Division within the area of a local council)
- The EPA, if it is not the ARA – phone Environment Line on 131 555
- The Ministry of Health via the local Public Health Unit – (02) 9391 9000  
see [www.health.nsw.gov.au/publichealth/infectious/phus.aspx](http://www.health.nsw.gov.au/publichealth/infectious/phus.aspx)
- SafeWork NSW (formerly WorkCover) – phone 13 10 50
- Smithfield - Fairfield Council (02) 9725 0222
- Arndell Park - Blacktown Council (02) 9839 6000
- Fire and Rescue NSW – phone 1300 729 579

Note: If the situation warranted calling 000 as a first point of notification, you do not need to ring Fire and Rescue NSW again.

Dumplt recognises that complying with these notification requirements does not remove the need to comply with any other obligations for incident notification, for example, those that apply under other environment protection legislation or legislation administered by Safework NSW.

### Emergency Response

If a pollution incident occurs, all necessary action will be taken to minimise the size and any adverse effects of the release. If the incident presents an immediate threat to human health or property, Fire and Rescue NSW, the NSW Police and the NSW Ambulance Service should be contacted first for emergency assistance (phone 000). Dumplt will contact the other response agencies to satisfy notification obligations.

Persons whose activities have contaminated land and owners of land who become aware, or ought reasonably to be aware, that the land has been contaminated must notify the EPA as soon as practicable after becoming aware of the contamination, if the contamination meets certain criteria. The duty to notify is a requirement under section 60 of the Contaminated Land Management Act 1997 (CLM Act).

For Dumplt emergency response procedures refer to:

- Environment Waste Recycling Sustainability Manual and the
- Emergency Response Management Manual

Dumplt recognises that each site and contract has its own particular environmental requirements. Each site is inspected & audited prior to and during each contract to ensure that where necessary the Environment Waste Recycling Sustainability Manual can be reviewed in line with the Emergency Response Management Plan and to be:

- Fully comply with applicable environment protection legislation.
- Comply with local council environmental guidelines and requirements.
- Minimise damage to the environment caused by our activities.
- Zero Harm to the environment.
- At all times minimising harm to persons shall be a priority.

Dumplt employees and visitors are encouraged not to feed local wildlife, including lizards, local bird life, etc. as this encourages further activity within sites and leaves scraps around which in turn attracts and provides a breeding ground for vermin.

The local council is able to provide properly equipped and manned responses to Environmental Emergencies and to requests for assistance from emergency services within the response times set out in the Australian Standards and Legislative requirements. Dumplt provides 'Spill Kits' relevant to the quantity and type of chemicals and fuels stored within the Site that are used by Dumplt.

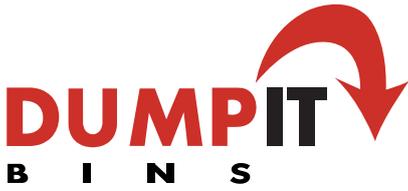
All environmental incidents and any non-compliance with environmental controls will be documented, investigated, and the investigation of the incident or non-compliance shall include:

- Identification of the real cause of the environmental incident or non-compliance.
- Identification of the major contributing factors of the environmental incident or non-compliance.
- Identification of any legislative compliance issues associated with the environmental incident or non-compliance.
- Development of an appropriate corrective and preventative action plan to manage the resulting environmental effect occurring from the incident or non-compliance (if any).
- Monitoring of the corrective and preventative measures to ensure that the necessary follow-up is completed in a timely fashion and the appropriate environmental outcome is achieved.

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The level of detail of the investigation will be proportionate to the seriousness of the incident or non-conformance.

### Containment Measures

In the event of spillage of fuels, paint and / or hazardous chemicals on site DumpIt will:

- Identify the spilled material and, from its Safety Data Sheet (SDS), determine what precautions need to be taken i.e. wearing Personal Protective Equipment,
- Stop the source of the spill.
- Use containment equipment / kits to contain the spill in accordance with the SDS.
- Block nearby drainage channels with earth or sandbags.
- If the spill occurs in the vicinity of a natural watercourse or in an environmentally sensitive area take immediate extra precautions such as construction of earth mounds downstream of the spill, blocking-off natural drainage channels with earth or sandbags.
- Treat any hazardous chemical spill according to the SDS.
- If the spill is large or if the above measures appear to be inadequate, call the Fire Brigade and give them location, UN number and Hazchem code (from off the HAZCHEM register) and the size of spill.
- Excavate and store (in labelled drums) contaminated material and transport it to an authorised depot or transport and dispose of it in an approved waste management facility.
- Raise an Incident Report, and report the incident to the local council or their representative,
- The local council or their Representative will then notify the required government body (DECC) in accordance with the requirements of the Protection of the Environment Operations Act 1997 if:
  - Actual or potential non-trivial harm to the health or safety of people has been done.
  - Non-trivial damage to ecosystems has been done.
  - Actual or potential loss or property damage (including clean-up charges) exceeds \$10,000.

Refer to the DumpIt Risk Matrix for the likelihood and consequence descriptors and matrix, and the hierarchy of controls.

The 'DumpIt Environment Risk Assessment Control Register' along with the 'Dump It Operational Risk Register' lists the environmental risks and pollutants that have been identified, providing effective controls and systems of work to minimise or remove the risks.

### Site Emergency Maps

In-line with DumpIt site based emergency response and evacuation procedures, the detail of the muster point, evacuation points, emergency equipment and first aid kits are provided on the site evacuation maps.

### Training and Testing of the Plan

DumpIt provides an environmental awareness induction, along with a Workplace Health and Safety (WHS) Induction. These cover environmental & emergency response, and in-line with DumpIt emergency response procedures an emergency full site evacuation drill is completed at least annually.

### Communicating with the Local Community and Neighbours

During an emergency situation, it may be necessary to communicate the state / type of the emergency, the possible cause, its effects / consequences, likely duration and impact to potential stakeholders.

These early warning and updates will ensure the stakeholders have the information needed to minimise any risk of harm from the incident. All information that is communicated to external stakeholders must be authorised by the Director. Decisions to notify neighbours and the local community will be made in consultation with regulatory authorities.

Stakeholders that may require notification include:

- Neighbours, local landowners and community representatives;
- DumpIt employees and family members;
- Media;
- Insurers and lawyers.

Methods of Communication to the Community may include:

- Personal visits;
- Letter box drops and newsletters;
- Emails to community representatives;
- Phone calls or
- SMS messages;
- Local radio announcements; and
- Newspaper advertisements.

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### Immediate Neighbours

In response to the introduction of changes to 5.7 of the POEO Act, and as part of this PIRMP, in the event of a notifiable pollution incident, and dependent upon nature and scale, immediate neighbouring properties will be notified, under the direction of Emergency Services with immediate response information.

See Appendix A – Neighbouring Companies for a list of neighbours to each DumpIt site.

### Waste Particulates on Site

For all hazardous chemicals used on site there is a 'Safety Data Sheet' (SDS) these are used for the PPE required, the first aid required, and environmental controls should there be an incident on site.

ALL Dump It sites will not accept loads with asbestos present.

A 3 pronged approach to identifying contaminated loads

- Truck drivers access the loads prior to picking them up
- The loads are then assessed prior to the skip bins being unloaded
- Once a skip bin has been unloaded it is then visually checked to ensure that no asbestos or other contaminated waste is present

All loads found to be contaminated are returned to sender, with the load listed in the 'Rejected Load Register'

Attached as Appendix B Waste Particulates Delivered to Site is a broad list of the types of waste that are delivered to the DumpIt sites. Those in italics and in red are not accepted on site.

### Definitions

CLM Act

Contaminated Land Management Act 1997

EMS

Environmental Management Systems

EPA

Environment Protection Authority

EPL

Environment Protection License

ERP - ERMM

Emergency Response Plan - Emergency Response Management Manual

Loss

The reasonable costs and expenses that would be incurred in taking all reasonable and practicable measures to prevent, mitigate or make good harm to the environment.

Material Harm

(i) It involves actual or potential harm to the health or safety of human beings or to ecosystems that is not trivial, or

(ii) It results in actual or potential loss or property damage of an amount, or amounts in aggregate, exceeding \$10,000 (or such other amount as is prescribed by the regulations), it does not matter that harm to the environment is caused only in the premises where the pollution incident occurs.

PIRMP

Pollution Incident Response Management Plan

POEO Act

Protection of the Environment Operations Act 1997

POELA Act

Protection of the Environment Legislation Amendment Act 2011

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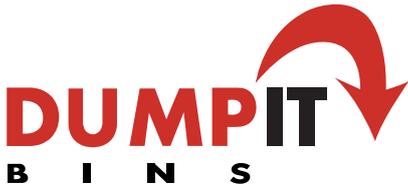
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## Pollution Incident

An incident or set of circumstances during or as a consequence of which there is or is likely to be a leak, spill or other escape or deposit of a substance, as a result of which pollution has occurred, is occurring or is likely to occur. It includes an incident or set of circumstances in which a substance has been placed or disposed of on premises, but it does not include an incident or set of circumstances involving only the emission of any noise.

## Legislation

Protection of the Environment Operations Act 1997 No 156

Part 5.7A Duty to prepare and implement pollution incident response management plans

153A Duty of licence holder to prepare pollution incident response management plan

The holder of an environment protection licence must prepare a pollution incident response management plan that complies with this Part in relation to the activity to which the licence relates.

Maximum penalty:

(a) in the case of a corporation—\$1,000,000 and, in the case of a continuing offence, a further penalty of \$120,000 for each day the offence continues, or

(b) in the case of an individual—\$250,000 and, in the case of a continuing offence, a further penalty of \$60,000 for each day the offence continues.

153B EPA may direct other persons to prepare pollution incident response management plan

(1) The EPA may, in accordance with the regulations, require the occupier of premises at which industry is carried out to prepare a pollution incident response management plan that complies with this Part in relation to activities at the premises.

(2) A person must not fail to comply with such a requirement.

Maximum penalty:

(a) in the case of a corporation—\$1,000,000 and, in the case of a continuing offence, a further penalty of \$120,000 for each day the offence continues, or

(b) in the case of an individual—\$250,000 and, in the case of a continuing offence, a further penalty of \$60,000 for each day the offence continues.

(3) The regulations may make provision for or with respect to:

(a) the class or classes of premises, or industries carried out at premises, that may be the subject of a requirement to prepare a pollution incident response management plan, and

(b) the circumstances in which some or all premises within those classes may be the subject of a requirement to prepare a pollution incident response management plan.

153C Information to be included in plan

A pollution incident response management plan must be in the form required by the regulations and must include the following:

(a) the procedures to be followed by the holder of the relevant environment protection licence, or the occupier of the relevant premises, in notifying a pollution incident to:

(i) the owners or occupiers of premises in the vicinity of the premises to which the environment protection licence or the direction under section 153B relates, and

(ii) the local authority for the area in which the premises to which the environment protection licence or the direction under section 153B relates are located and any area affected, or potentially affected, by the pollution, and

(iii) any persons or authorities required to be notified by Part 5.7,

(b) a detailed description of the action to be taken, immediately after a pollution incident, by the holder of the relevant environment protection licence, or the occupier of the relevant premises, to reduce or control any pollution

(c) the procedures to be followed for co-ordinating, with the authorities or persons that have been notified, any action taken in combating the pollution caused by the incident and, in particular, the persons through whom all communications are to be made,

(d) any other matter required by the regulations.

153D Keeping of plan

A person who is required to prepare a pollution incident response management plan under this Part must ensure that it is kept at the premises to which the relevant environment protection licence relates, or where the relevant activity takes place, and is made available in accordance with the regulations.

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**Maximum penalty:**

- (a) in the case of a corporation—\$1,000,000 and, in the case of a continuing offence, a further penalty of \$120,000 for each day the offence continues, or
- (b) in the case of an individual—\$250,000 and, in the case of a continuing offence, a further penalty of \$60,000 for each day the offence continues.

**153E Testing of plan**

A person who is required to prepare a pollution incident response management plan under this Part must ensure that it is tested in accordance with the regulations.

**Maximum penalty:**

- (a) in the case of a corporation—\$1,000,000 and, in the case of a continuing offence, a further penalty of \$120,000 for each day the offence continues, or
- (b) in the case of an individual—\$250,000 and, in the case of a continuing offence, a further penalty of \$60,000 for each day the offence continues.

**153F Implementation of plan**

If a pollution incident occurs in the course of an activity so that material harm to the environment (within the meaning of section 147) is caused or threatened, the person carrying on the activity must immediately implement any pollution incident response management plan in relation to the activity required by this Part.

**Maximum penalty:**

- (a) in the case of a corporation—\$2,000,000 and, in the case of a continuing offence, a further penalty of \$240,000 for each day the offence continues, or
- (b) in the case of an individual—\$500,000 and, in the case of a continuing offence, a further penalty of \$120,000 for each day the offence continues.

**Amendment Register**

To ensure good records are maintained for all amendments to our Pollution Incident Response Management Plan.

Date	Section	Page	Amendment Details/Reason	Document Owner	Office	Version



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Appendix A - Neighbouring Companies

13 Long St, Smithfield

Company Name	Address	Contact No.
Total Car Removals	9 Long St	0414 619 451
Jones & Rickard Group	11 Long St	9609 4644
Northline	15 Long St	1300 722 534
CMPS	20 – 22 Long St	9729 3863
Bosko Smash & Mechanical Repairs	24 Long St	9604 0446
G James Aluminium	26 Long St	9732 2135
<b>Behind</b>		
Caltex	16 – 18 Tait St	0408 933 393
DoubleX Trucking Group	14 Tait St	9756 3124

12 Penelope Cres, Arndell Park

Company Name	Address	Contact No.
TyreMax	8 Penelope Cres	8884 3600
Surteco	7 – 11 Penelope Cres	9421 0300
Defender Safety	13 Penelope Cres	9838 8986
Toll Chemical Services	616 Great Western Hwy Backs onto Penelope Cres	9852 9000



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### Appendix B – Waste Particulates Delivered to Site

The Following EPA list of waste streams includes those that are delivered to DumpIt Sites. Those in Italics and in red are not accepted or delivered to the DumpIt Sites.

Aggregate, road base or ballast	AGG	Mixed waste *	MIX
Aluminium (non-ferrous)	AL	Mixed waste organic outputs	MWOO
<i>Asbestos (N220)</i>	<i>ASB</i>	Non-ferrous (metals, not iron steel or aluminium)	NFE
<i>Asbestos contaminated soil</i>	<i>ASBSOIL</i>	Oil	OIL
Ashes	ASH	Paper or cardboard	PAPER
Asphalt	ASPH	Plasterboard	PB
Batteries	BATT	<i>Pharmacy or clinical</i>	<i>PHARM</i>
Bricks or concrete	BC	Plastic	PL
Biosolids or manures	BIO	Potential Acid Sulphate Soils	PASS
Ceramics, tiles, pottery	CER	Problem Waste	PROB
Commingled recyclables	COMM	Residues or rejects	RES
Composts or mulches	COMP	Shredder floc	FLOC
<i>Contaminated soil</i>	<i>CONT</i>	Soil (not contaminated or VENM)	SOIL
<i>Dredging spoil</i>	<i>DSP</i>	Textiles, rags	TEXT
E-waste	EWASTE	Tyres	TYRE
Ferrous (iron or steel)	FE	Vegetation or garden	VEG
<i>Food or kitchen</i>	<i>FOOD</i>	Virgin excavated natural material	VENM
Glass	GLASS	<i>Veterinary waste</i>	<i>VET</i>
Mattresses	MATT	Wood, trees or timber	WOOD