Pollution Incident Response Management Plan

St Marys EPL 6934



SAFETY HEALTH ENVIRONMENT COMMUNITY SUSTAINABILITY

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Overview

As the holder of EPL 6934, Sims Metal is required to comply with the POEO Act. As such this procedure has been developed to satisfy the requirements to maintain a "Pollution Incident Response Management Plan" (PIRMP).

The purpose of this PIRMP is to:

- Ensure comprehensive and timely communication about a pollution incident to workers and other persons at the premises, the Environment Protection Authority (EPA), other relevant authorities specified in the Act (such as local councils, NSW Ministry of Health, SafeWork NSW, and Fire and Rescue NSW) 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.

Ensure that the plan is properly implemented by trained workers, identifying persons responsible for implementing it, and ensuring that the plan is regularly tested for accuracy, currency and suitability.

Purpose and Scope

The POEO Act introduces several changes to improve the way pollution incidents are reported, managed and communicated to the general community. The Act includes a new requirement under Part 5.7A of the *Protection of the Environment Operations Act 1997* (POEO Act) to prepare, keep, test and implement a pollution incident response management plan.

The specific requirements for pollution incident response management plans are set out in Part 5.7A of the POEO Act and the Protection of the Environment Operations (General) Regulation 2022 (POEO(G) Regulation).2 In summary, this provision requires the following:

All holders of environment protection licences must prepare a pollution incident response management plan (section 153A, POEO Act).

The plan must include the information detailed in the POEO Act (section 153C) and be in the form required by the (POEO (G) Regulation) (Chapter 4 clause 70).

Licensees must keep the plan at the premises to which the environment protection licence relates or, in the case of trackable waste transporters and mobile plant, where the relevant activity takes place (section 153D, POEO Act).

Licensees must test the plan in accordance with the POEO (G) Regulation (Chapter 4 clause 75).

If a pollution incident occurs during an activity so that material harm to the environment is caused or threatened, licensees must immediately implement the plan (section 153F, POEO Act).

Regulatory Requirements

1. Definition of a Pollution Incident

A “pollution incident” for the purpose of this plan means 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.

2. Key Responsibilities

While personal details for the following are available in the PIRMP kept onsite they do not appear in this public document under the provision of the Privacy and Personal Information Protection Act 1998.

2.1. Table 1 – Name, Responsibility, and 24 Hours Contacts of Sims Metal Staff

Title	Name	Responsibility	Number
Yard Manager	Daniel Sweet	Activate PIRMP Notify emergency services of the pollution incident. Notify EHS team, Regional Operations Manager	*
Regional Operations Manager	Tim Booth	Assist Yard Manager and EHS Partner in Pollution Response	*
EHS Partner – Eastern Region APAC	Shruthi Mohan	Notify External Authorities Coordinate Post Pollution Response	*
EHS Specialist NSW/ACT		Assist EHS Partner in Pollution Response	*
Environmental Partner APAC	Nicholas Bhugon	Assist business unit in Pollution Response	*

3. Pollution Incident Notification Process

3.1. Requirement to Notify

Pollution incidents causing or threatening 'material harm to the environment' must be notified.

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

Section 147 of the POEO Act defines the meaning of material harm to the environment.

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

For the purpose of this part, it does not matter that harm to the environment is caused only in the premises where the pollution incident occurs. This includes environmental harm within and beyond the boundary of the premises.

3.2. Reporting an Incident

Workers or contractors who identify any actual or potential pollution incident must immediately respond to the incident in accordance with their site emergency response plan (ERP). This includes responsibility for immediately alerting their line manager regardless of nature or scale.

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. The line manager supports first response actions and must immediately alert the Yard Manager.

3.3. Pollution Notification Within Sims Metal

On receiving a report of a pollution incident, the Yard Manager immediately assesses whether the report meets the criteria of a pollution incident. If the criteria are met the Yard Manager must immediately contact in the first instance the EHS Partner if contact cannot be made the Regional Operations Manager.

On receiving a report of a pollution incident in the first instance the EHS Partner if contact cannot be made the Regional Operations Manager must ensure that:

1) The incident is immediately assessed on the information provided to establish if:
    a) It is a pollution incident.
    b) It is a notifiable incident.
    c) It has been notified to relevant authorities such as Fire and Rescue NSW – 000

2) The following information is to be included:
    a) Incident location and estimated quantity of pollutant(s) involved
    b) Incident description (date, time, duration) and cause if known (do not speculate)
    c) Immediate actions are taken to address the pollution incident (do not speculate)

The Yard Manager remains responsible for managing the direct response to the pollution incident.

For any fires after hours, the off-site security monitoring room must first dial 000 and inform the fire brigade first followed by contacting relevant SIMS workers for St Marys.

3.4. Pollution Notification to Relevant Authorities

On determining that the incident is a notifiable incident the EHS Partner or Regional Operations Manager must immediately notify each relevant authority. For the purposes of this document immediately means "promptly and without delay". If the incident does not require an initial combat agency, or once the 000 call has been made, notify the relevant authorities in the table Protocol for Industry Notification in the order listed.

3.5. Table 3 – Contact Numbers if there is an Immediate Threat to Human Health or the Environment – Call Fire and Rescue NSW First

Industry Notification	Contact Number
Fire and Rescue NSW	000
Environment Protection Authority	131 555
Public Health Unit	02 9845 5555 (Westmead Hospital) Adult Unit Ask for Public Health Officer On Call
SafeWork NSW	13 10 50
Penrith City Council	02 4732 7777 Ask for Environmental Health Department or after Hours Leave a Message.

3.6. Table 4 – Contact Numbers if there is no Immediate Threat to Human Health or the Environment – Call Environment Protection Authority First.

Industry Notification	Contact Number
Environment Protection Authority	131 555
Penrith City Council	02 4732 7777 Ask for Environmental Health Department or after Hours Leave a Message.
Public Health Unit	02 9845 5555 (Westmead Hospital) Ask for Public Health Officer On Call
Fire and Rescue NSW	1300 729 579

3.7. Communication With Neighbours and the Local Community

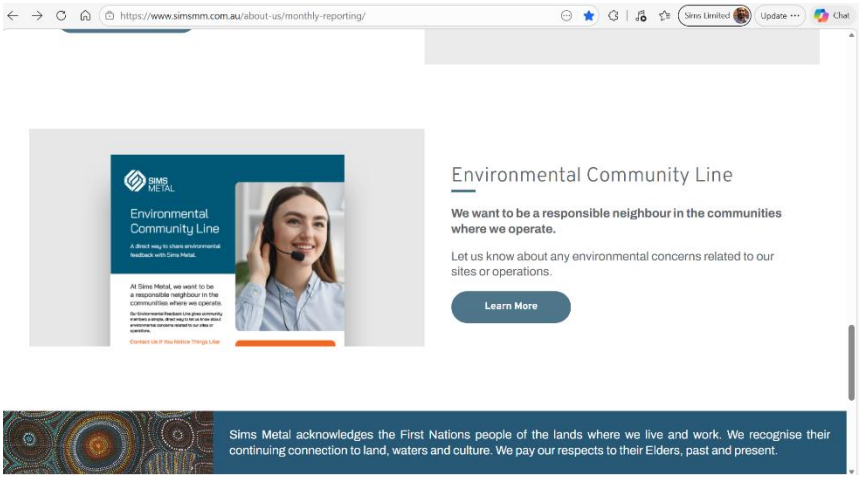
The EHS Partner or Regional Operations Manager shall determine requirements for community notification following the methodology as required.

- Early warning by telephone notification to nearest and other neighbours that maybe affected over the subsequent 24-hour period.
- Regular updates to nearest neighbours and other neighbours who may have been notified in the early warning notification.
- Updates to the broader local community if affected by newsletters, Sims Metal Website, media statements etc.

Information provided will be relevant to the incident and may include details such as:

- The type of incident that has occurred.
- The potential impacts to neighbours and the community
- SMM representative contact details
- Any advice or recommendations based on the incident type and scale

The Environmental Community Feedback Hotline has been established to comply with environmental legislation. This service is intended for community members who do not have contact details for SIMS Management. As required by legislation, the hotline must be publicly available on the SIMS website and can be found here - [Reporting - Sims Metal AU](https://www.simsmm.com.au/about-us/monthly-reporting/).



Document Control

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Uncontrolled Copy if Printed:	Please refer to Sims intranet for latest version before using this document. Always check to be sure you have the most up-to-date version.

Change History

Issue	Date	Description of Change
1.0	01/09/2012	Initial Release
1.1	12/11/2012	Update table 3.3 Remove Adrian O'Flynn
1.2	12/11/2012	Update EPA Draft Audit Report Jan-13 and change number for Fire and Rescue NSW
1.3	25/09/2013	Annual review Update Contact Table, total review and update
1.4	30/09/2014	Annual review Update Contact Table, total review and update
1.5	30/09/2015	Annual review Update Contact Table, total review and update
1.6	30/09/2016	Annual review Update Contact Table, total review and update
1.7	30/09/2017	Annual review Update Contact Table, total review and update
1.7.1	10/11/2017	Review required due to activation of the PIRMP following incident 12/10/17
1.8	30/09/2018	Annual review Update Contact Table, total review and update
1.8.1	26/10/2018	Review as directed in *Waste Operations - SWC -Out - Letter SIMS St Marys EPL 6934 2017 2018 Annual Return, PIRMP and R3.3 report from fire Oct 2017*
1.9	27/09/2019	Annual review Update Contact Table, total review and update
2.0	29/09/2020	Annual review Update Contact Table, total review and update
2.1	29/09/2021	Annual review Update Contact Table, total review and update
2.2	28/01/2022	Update to Appendix A – Test and Training Register
2.3	30/09/2022	Annual review Update Contact Table, total review and update
2.4	21/02/2023	Changes made to contacts with removal EHS Business Partner and Enviro
2.5	04.09.2023	Reviewed grammatical changes. Addition EHS Business Partner and EHS Specialist to contact list.
2.6	20.09.2024	Reviewed. Additional changes to responsible roles.
2.7	2/12/2024	Reviewed. Update to Section 3.1 'Requirement to notify' – Clarity on notification requirements. Updated the definition of 'immediately' in Section 3.4 Pollution Notification to relevant authority Included the off-site security monitoring room in 3.3
2.8	24/11/2025	Reviewed
2.9	03/12/2025	Reviewed in preparation of EPA visit to site. Updated diagrams to show storage location
2.10	27.05.26	Reviewed to include environmental community feedback hotline.