

## REGULATORY PERFORMANCE REPORT – QUARTER 1 2018-19

### REGULATORY SERVICES – WATER

#### Water Licensing

##### State-wide summary of in force (active) instruments, by risk category

Q1 2018-19	# By Instrument Type					Total
	SWL	Permit	GWL	CAW	AGR	
Low	818	310	3783	577	24	5512
Medium	176	9	2747	31	6	2969
High	334	115	4256	141	46	4892
Total	1328	434	10786	749	76	13373

SWL = surface water licence

Permit = permit to interfere with beds and banks of a watercourse

GWL = groundwater licence

CAW = licence to construct and alter a well

AGR = agreement to take water

##### Water licence and permit applications by risk category – Target 80% of applications processed within KPI timeframe

Water Licence and Permit Applications – Low Risk	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of applications received	425	518	470	627	282
No. of applications processed	458	636	674	728	486
Percentage of applications processed within 65 working days (target = 80% of applications processed within 65 working days)	79%	57%	70%	81%	77%

Water Licence and Permit Applications – Medium Risk	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of applications received	22	37	18	16	19
No. of applications processed	33	57	41	29	24
Percentage of applications processed within 75 working days (target = 80% of applications processed within 75 working days)	61%	44%	46%	41%	29%

Water Licence and Permit Applications – High Risk	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of applications received	34	46	38	19	33
No. of applications processed	58	81	48	71	39
Percentage of applications processed within 95 working days (target = 80% of applications processed within 95 working days)	60%	36%	35%	28%	31%
Applications awaiting assignment of risk level at close of quarter	254	248	271	285	255

### Water licence and permit applications currently under assessment for greater than 65 working days – Target ≤350 applications

Instrument Application Type								
Quarter	Agreement	Amend	New	Renewal	Trade	Transfer	Dept Amend	Total
2017-18								
Q1	24	54	238	53	24	17	165	575
Q2	16	58	207	49	29	36	95	490
Q3	19	62	234	53	32	25	102	527
Q4	18	54	235	67	38	23	30	465
2018-19								
Q1	21	62	251	142	50	24	27	577

Excludes applications awaiting further information from applicant or external agency.

Dept Amend = Amendments initiated by the Department of Water and Environmental Regulation.

## Land Use Planning

### Land use planning advice requests, by category

Advice request category						
Quarter	Environmental Protection Assessment	Land Use Activity	Land Use Change	Mining and Petroleum	Reports and Policies	Total
2017-18						
Q2	7	110	87	43	55	302
Q3	10	125	85	45	61	326
Q4	17	107	87	69	50	330
2018-19						
Q1	6	127	122	65	50	370

## Land use planning advice requests, by type – Target 95% statutory responses finalised within 35 working days

Advice Request Type	2017-18			2018-19
	Q2	Q3	Q4	Q1
No. of statutory referrals	242	250	262	304
No. of non-statutory referrals	60	76	68	66
Total no. of referrals	302	326	330	370
Percentage of statutory responses finalised within 35 working days (target = 95% of statutory responses finalised within 35 working days statutory timeframe)	98%	92%	93%	96%

## REGULATORY SERVICES – ENVIRONMENT

### State-wide summary of in force (active) instruments

# By Instrument Type			
Quarter	Licence	Works Approval	Clearing Permits
2017-18			
Q2	1017	378	1043
Q3	1018	368	1055
Q4	1011	364	1024
2018-19			
Q1	1015	340	1036

## Licence and Works Approvals

### Major resource projects – applications

Works Approvals Applications	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of applications accepted	3	2	1	0	3
No. of applications decided	1	1	2	3	4
No. of applications withdrawn/declined	0	0	0	0	0
No. of open applications as of end of quarter	3	4	4	1	4
Average time for decision (working days)	60	49	87	72	93
Percentage of applications that were decided within 60 working days (target = 100% of applications decided)	100%	100%	0%	0%	50%

Licence Applications	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of applications accepted	2	1	0	0	1
No. of applications decided	0	0	1	0	2
No. of applications withdrawn/declined	0	0	0	0	0
No. of open applications as of end of quarter	4	5	3	3	5
Average time for decision (working days)	N/A	N/A	55	N/A	103
Percentage of applications that were decided within 60 working days (target = 100% of applications decided)	N/A	N/A	100%	N/A	50%

## Other projects applications

Works Approvals Applications	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of applications accepted	26	17	28	17	23
No. of applications decided	20	18	15	19	8
No. of applications withdrawn/declined	2	6	4	5	11
No. of open applications as of end of quarter	55	48	62	54	57
Average time for decision (working days)	83	65	134	67	84
Percentage of applications that were decided within 60 working days (target = 80% of applications decided)	45%	56%	20%	47%	25%

Licence Applications	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of applications accepted	21	20	20	15	25
No. of applications decided	9	22	9	16	17
No. of applications withdrawn/declined	9	9	5	6	3
No. of open applications as of end of quarter	98	87	96	87	95
Average time for decision (working days)	46	63	39	62	52
Percentage of applications that were decided within 60 working days (target = 80% of applications decided)	78%	59%	100%	69%	59%

## Amendment applications

Works Approvals Amendment Applications	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of applications accepted	11	12	13	10	13
No. of applications decided	7	12	14	2	9
No. of applications withdrawn/declined	0	0	0	2	1
No. of open applications as of end of quarter	13	13	11	15	13
Average time for decision (working days)	43	24	30	39	27
Percentage of applications that were finalised within 60 working days (target = 80% of applications finalised)	71%	92%	86%	50%	100%
Licence Amendment Applications	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of applications accepted	75	70	82	67	57
No. of applications decided	55	62	63	59	54
No. of applications withdrawn/declined	0	3	5	10	15
No. of open applications as of end of quarter	152	157	174	164	126
Average time for decision (working days)	54	73	68	71	75
Percentage of applications that were decided within 60 working days (target = 80% of applications decided)	71%	61%	57%	59%	52%

## Native vegetation clearing Native vegetation clearing permit applications

Applications	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of applications carried over from previous periods	181	190	192	206	198
No. of applications received	103	120	104	81	81
No. of decisions on applications	94	118	91	86	57
No. of open applications as of end of quarter	190	192	205	201	222
Average time for decision (calendar days minus time in 'stop-the-clock')	74	74	73	78	84
No. of decisions that were subject to 'stop-the-clock'	50	48	41	53	33
Average time in 'stop-the-clock' for decisions in calendar days	72	100	62	61	52
Percentage of applications that were decided within 60 working days (target = 80% of applications decided)	47%	44%	42%	41%	40%

### Number of hectares granted (G) or refused (R)

Purpose		2017-18								2018-19	
		Q1		Q2		Q3		Q4		Q1	
		G	R	G	R	G	R	G	R	G	R
Agriculture/horticulture/forestry	Hectares	1630	9	1473	140	368	59	786	0	1299	0
	Applications	13	1	17	2	9	3	17	0	7	0
Infrastructure (includes local government and utilities)	Hectares	286	0	552	0	154	0	160	0	531	0
	Applications	38	0	50	0	32	0	20	0	26	0
Other Development (includes mining not assessed under DMIRS delegation, basic raw materials, and all other purposes such as fire hazard reduction and fence line clearing)	Hectares	626	0	580	350	172	14	2981	10	116	10
	Applications	27	0	21	4	23	2	35	1	21	0
Total Hectares		2542	9	2604	490	695	73	3927	10	1946	10
Total Applications		78	1	88	6	64	5	72	1	54	1

## COMPLIANCE AND ENFORCEMENT

### Compliance program activities – Environment

Inspection program	Program description	2017-18							2018-19		
		Inspections (Actual)					Target	Percentage of annual target achieved (%)	Inspections (Actual)	Target	Percentage of annual target achieved (%)
		Q1	Q2	Q3	Q4	2017-18			Q1		
Waste Sector Program	Landfill Levy Compliance	31 <sup>1</sup>	32 <sup>2</sup>	18 <sup>3</sup>	48	129	150	86%	40	100	40%
Controlled Waste Program	Controlled waste carriers, drivers, vehicles and tanks, and waste facilities	13	15	6	2	36	N/A	N/A	0	N/a	N/A
Clearing Regulation Permits	Assessing compliance with clearing permits issued under Part V of the EP Act and the <i>Environmental Protection (Clearing of Native Vegetation) Regulations 2004</i>	1	5	1 <sup>4</sup>	2	9	N/A	N/A	1	N/A	N/A
Prescribed Premises Compliance Program	Assessing compliance with Licences and Registrations issued under Part V of the EP Act	17	61 <sup>5</sup>	35 <sup>6</sup>	26	139	200	70%	0	140	0%
Percentage of potential environmental risks identified during compliance monitoring program that are rectified within two months	Number of non-compliances identified in quarter	29 <sup>7</sup>	57 <sup>8</sup>	45 <sup>9</sup>	40	171	N/A	N/A	35	N/A	N/A
	Number of non-compliances identified closed in two calendar months					77	80%	45%	18	80%	
Light Industry Program	Joint program with Local Governments targeting light industrial areas	14	75	49	85	223	N/A	N/A	45	N/A	N/A
Environmental Response Program	Includes interagency inspections targeting hazardous materials storage	1	5	1	3	10	N/A	N/A	0	N/A	N/A
Ministerial statements audited	Audits conducted on proposals identified through a risk- based framework	15	14 <sup>10</sup>	14	17	60	60	100	8	60	13%
Ministerial statements compliance assessment reports	Compliance assessment reports received during the financial year will be reviewed	42	40	32	98	212	N/A	N/A	38	N/A	N/A



1. The Q1 report recorded 25 waste sector inspections for the quarter. Finalisation of the inspection data means this figure has been amended to 31
2. The Q2 report recorded 29 waste sector inspections for the quarter. Finalisation of the inspection data means this figure has been amended to 32
3. The Q3 report recorded 14 waste sector inspections for the quarter. Finalisation of the inspection data means this figure has been amended to 18
4. The Q3 report recorded 0 native vegetation clearing permit compliance inspections for the quarter. Finalisation of the inspection data means this figure has been amended to 1
5. The Q2 report recorded 60 prescribed premise inspections for the quarter. Finalisation of the inspection data means this figure has been amended to 61
6. The Q3 report recorded 32 prescribed premises inspections for the quarter. Finalisation of inspection data means this figure has been amended from 32 to 35
7. The Q1 report recorded 25 non compliances identified in the quarter. Finalisation of inspection data means this figure has been amended to 29
8. The Q2 report recorded 55 non compliances identified in the quarter. Finalisation of inspection data means this figure has been amended to 57
9. The Q3 report recorded 28 non compliances identified in the quarter. Finalisation of inspection data means this figure has been amended to 45
10. Ministerial statements audit program amended from 15 to 14 audits

## Enforcement activities – Environment

Enforcement Activities	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of matters received and finalised	583	615	641	1018	548
No. of new matters recorded	731	819	1031	1250	758

Enforcement Actions	2017-18			2018-19
	Q2	Q3	Q4	Q1
No. of letters of warning issued	9	18	11	9
No. of infringements issued	16	0	30	14
No. of convictions recorded	4	4	3	8
No. of modified Penalties paid	1	0	0	1
No. of commenced prosecutions	2	3	7	6
No. of statutory notices*				0

\* Not previously reported – this includes environmental protection notices, vegetation conservation notices, prevention notices and closure notices

## Compliance and Enforcement – Water

Activity	2017-18		2018-19
	Q3	Q4	Q1
Total water licence compliance monitoring events conducted	221	897	1612
Total investigations commenced	299	251	801
Total investigations resolved	267	171	84
Total education letter	16	7	50
Total licence amendment	0	0	0
Total warning notice	18*	12	15
Total infringement notice	7	21	9
Total direction notice	2	5	10
Total prosecution	0	0	0

\* One additional letter of warning was successfully challenged and rescinded

## Pollution response

Activity	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of incidents	114	96	94	140	84
No. of reports to Pollution Watch	545	750	977	1238	845

## Controlled Waste licences – new applications received

Controlled Waste Applications	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of applications received	106	215	154	118	145
Percentage of applications assessed within 30 calendar day statutory timeframe (target = 100% of applications assessed within 30 calendar day statutory timeframe)	100%	100%	100%	100%	100%

## SCIENCE AND PLANNING – ENVIRONMENT

### Contaminated Sites Classified sites and parcels (at 30 September 2018)

Classified Sites and Parcels	Sites	Parcels
Contaminated – remediation required	287	844
Contaminated – restricted use	137	366
Remediated for restricted use	629	4349
Possibly contaminated – investigation required	1444	3250
Decontaminated	554	8310
Not contaminated – unrestricted use	375	5810
Report not substantiated	406	1457
<b>Total</b>	<b>3832</b>	<b>24386</b>

### Known or suspected contaminated sites reported (Form 1s)

Form 1s	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of Form 1s carried over from previous quarter	88	10	18	15	9
No. of Form 1s received	49	50	58	31	31
No. of Form 1s processed within statutory 45 calendar days	127	42	58	35	19
No. of Form 1s open at end of quarter	10	18	15	9	21
No. of Form 1s exceeding statutory 45 calendar days	0	0	3	2	0
Percentage of Form 1s that were processed within 45 calendar days (target = 100% of Form 1s processed within statutory timeframe)	100%	100%	95%	95%	100%

## Mandatory auditor's reports (MARs)

MARs	2017-18				2018-19
	Q1	Q2	Q3	Q4	Q1
No. of MARs carried over from previous quarter	8**	6	17	13	12
No. of MARs received in quarter	24	23	14	21	14
No. of MARs processed by DWER only* in quarter	20	7	12	10	9
Total No. of MARs processed in quarter	26	12	18	22	21
No. of MARs open at end of quarter	6	17	13	12	5
Average time for MARs processed by DWER only (days)	19.6	18	22.5	17.5	15
Percentage of MARs processed by DWER only within 21 calendar days (target = 80% MARs processed)	75%	86%	62%	90%	89%

\* Where MARs require specialist technical advice, such as in relation to asbestos, radiological contamination or quantitative human health risk assessment, these MARs are referred to other relevant agencies

\*\* Some values have been corrected following data cleansing