

WWA-BSC-13-PLN-01

1 PURPOSE

This Pollution Incident Response Management Plan ('PIRMP') has been prepared in accordance with section 153A of the Protection of the Environment Operations Act 1997 (POEO Act). Watco WA Rail is the holder of Environmental Protection Licence (EPL 21624). In relation to Port Kembla Steelworks

2 SCOPE

Watco WA Rail operates rolling stock operations across NSW, the PIRMP aims to meet the requirements specified under the legislation, Watco has:

- minimised the risk of a pollution incident occurring as a result of licensed activities, Watco WA Rail have identified risks and the actions to take to minimise and manage those risks.
- established clear and effective notification, action and communication procedures to ensure the right people are notified, warned and quickly provided with updates and information they may need to act appropriately, including.
 - people who may need to be involved in incident responses – including staff at the premises; the Environment Protection Authority (EPA); and other relevant authorities (such as Fire and Rescue NSW, NSW Health and local councils)
 - industrial, commercial and residential neighbours and other members of the community
- properly trained staff and up-to-date incident management information available to ensure the potential impact of a pollution incident is minimised.

This PIRMP applies to all employees, contractors, sub-contractors and visitors.

Act defines pollution as either 'water pollution', 'air pollution', 'noise pollution' or 'land pollution'. It goes on to provide definitions for each of these types of pollution.

Pollution incident 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.'

Watco WA Rail Pty Ltd operate within the Port Kembla steelworks and a short journey of approximately 500m on the Sydney Train Network.

All locomotive types are approved per the EPL schedules and no dangerous goods are being hauled.

3 RESPONSIBILITIES

3.1 Chief Operating Officer (COO)

The COO is responsible for:

- Ensuring that there is a process developed, implemented, and adequately resourced to ensure that all incidents are reported and investigated to a suitable level.
- Ensuring that required personnel are available and co-operate with the reporting and investigative processes as is necessary.
- Ensuring that adequate resources are available to successfully close out matters arising.
- Ensuring that all reportable incidents are notified to the relevant authorities within the requisite timeframes.

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3.2 Vice President **Safety and Environment (VPSE)**

The VPSE is responsible for:

- The development and implementation of a suitable occurrence management and investigatory process.
- The reporting of reportable incidents are notified to the relevant authorities within the requisite timeframes;
- Ensuring that all reportable incidents of concern or relevant to Watco clients or other 3rd parties are advised in a timely manner as required.
- Ensuring that all incidents are reported internally.
- Conduct of investigations as required.
- Follow up of close out on corrective actions identified.
- Ensure a risk assessment is conducted to Identify potential hazards.

3.3 **Senior Managers (VPO, OM's, DMR)**

Senior Managers are responsible for:

- Ensuring the appropriate person is allocated to manage the incident.
- Ensuring that appropriate resources are ready and deployed to attend the incident.
- Ensuring that all communications to all relevant stakeholders are carried out in a timely manner in accordance with communications protocols.
- The Senior Managers will notify the COO and Watco WA Rail Safety Team of the occurrence of all significant incidents.
- Ensure the PIRMP is made available in a prominent place where the activity takes place.

3.4 **Managers**

The "Managers" are responsible for:

- Ensuring that all incidents within their areas are notified to the Senior Managers as available.
- Co-operating with and participating in any investigations, joint or otherwise, within their respective areas.
- Ensuring that any incident scenes are immediately secured to prevent loss or destruction of evidence so far as is reasonably practicable.

What is a pollution incident?

Pollution incident 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

' Dictionary of the POEO Act

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When does notification need to be given of a pollution incident?

Notification is required if a pollution incident causes or threatens to cause 'material harm to the environment'. Material harm is defined in section 147 of the POEO Act as:

(a) 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

(b) 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.'

Notification is required even where 'harm to the environment is caused only in the premises where the pollution incident occurs', as specified in section 147(2).

Section 148 of the POEO Act sets out additional pollution incident notification requirements.

4 REFERENCES

This PIRMP has been developed and implemented in accordance with Part 5.7A of the Protection of Environmental Operations Act NSW 1997 (POEO Act) and the Protection of the Environment Operations (General) Regulation 2009 (POEO(G) Regulation).

- NSW Protection of the Environment Operations Act 1997
- Protection of the Environment Operations (General) Regulation 2009
- NSW Dangerous Goods (Road and Rail Transport) Act 2008
- ISO 14001 Environmental Management Systems – Requirements
- WWA-IMS-24-MAN-01 - Emergency Management Plan
- WWA-IMS-21-F-01 - Incident Notification Form
- NSW- EPA- Guideline: Pollution Incident Response Management Plans.

5 PROCEDURE

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5.1 Duty to Notify a Pollution Incident

The following parties, in accordance with the POEO Act 1997 Part 5.7 have an absolute duty to notify of a pollution incident immediately where the activity causes or threatens to cause material harm to the environment:

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

Notification of a pollution incident, with the potential for, or where actual Material Harm has occurred, must be given **immediately** to the Watco VPSE for further action.

All environmental incidents causing, or threatening material harm shall be reported to the NSW EPA immediately.

NSW Health (nearest public health unit) See www.health.nsw.gov.au/Infectious/Pages/phus.aspx for local contact details.

Watco WA Rail shall notify each relevant authority:

| Contact | Contact Information |
|--|---|
| Fire & Rescue NSW | Ph: 1300 729 579. Emergency Ph. 000 |
| Environmental Protection Authority (EPA) The EPA is the local authority for this premises. | Ph. 13 15 55 (or +61 2 9995 5555 if outside NSW) Website: www.epa.nsw.gov.au Complaints register reporting - info@epa.nsw.gov.au All other enquiries - info@epa.nsw.gov.au |
| Wollongong Public Health Unit Locked Bag 9, Wollongong 2500 | Phone: (02) 4221 6700 Fax: (02) 4221 6759 (secure line) After hours Phone: (02) 4222 5000 (Wollongong Hospital) - ask for Public Health Officer on call |
| SafeWork NSW | PH: 131 050 |
| Local authority/s Wollongong City Council | (02) 4227 7317 or 1300 557 980 (after Hours) |

Note: that if the incident presents an immediate threat to human health or property, the first response is to call 000. 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.

5.2 Emergency Response

All necessary action should be taken to ensure the safety of employees, contractors, visitors or members of the public if the event presents an **immediate** threat. NSW Fire and Rescue, Police and Ambulance services **must** be contacted immediately by site management or the incident controller by phoning **000**.

All necessary actions should be taken immediately to mitigate against further potential and/or actual material harm to the environment. This may include the appropriate deployment of containment materials and infrastructure appropriate and proportionate to the event is safe to do so.

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5.3 Incident Notification Procedures and Contact Details

In accordance with POEO Act 1997 Part 5.7 Pollution incidents are to be reported immediately. The procedures for the notification of a pollution incident to internal and external stakeholders is maintained in the Site ERP and supplemented by Watco's Incident Reporting procedure (WWA-IMS-21 - Incident Management).

All staff, contractors and visitors are responsible for the reporting of incidents or hazards to site personnel, site escorts, supervisors and/or site management. Please note, in the event of a fire or environmental incident where there is determined to be actual and or potential material harm to the environment the incident must be reported to the NSW EPA immediately.

5.4 Testing the PIRMP

The PIRMPs must be tested at least once every 12 months. The PIRMP must also be tested within one month of any pollution incident occurring. (so there is less than 12 months between each test of the PIRMP)

6 INTERNAL CONTACT DETAILS

Table 1: Watco WA Rail Contact Details

| Position | Name | Phone | email |
|--|-------------------------|----------------------------------|--|
| Watco Incident Reporting | Watco Operations Center | 0407 865 595 (EMERGENCY ONLY) | wocteam@watco.com |
| Site Manager Operating Practices | Manager on Shift | 0499 646 232 | bslmop@watco.com |
| Vice President Safety & Environment (VPSE) | David Rankine | 0400 887 237 | drankine@watco.com |
| General Manager | Jakson Pavlovich | 0498 143 219 | jakson.pavlovich@watco.com |

7 TRAINING

To ensure understanding Watco WA Rail will ensure Team members have received adequate training on the PIRMP. This training could be but not limited to

- toolbox talks
- formal staff training on incident management
- desktop scenario exercises
- field exercises
- incident exercises (including exercises in conjunction with emergency services).

8 IMMEDIATE ACTIONS TO BE TAKEN TO MINIMISE HARM

Upon the confirmation of an event which causes or has the potential to cause material environmental harm, this PIRMP shall be implemented.

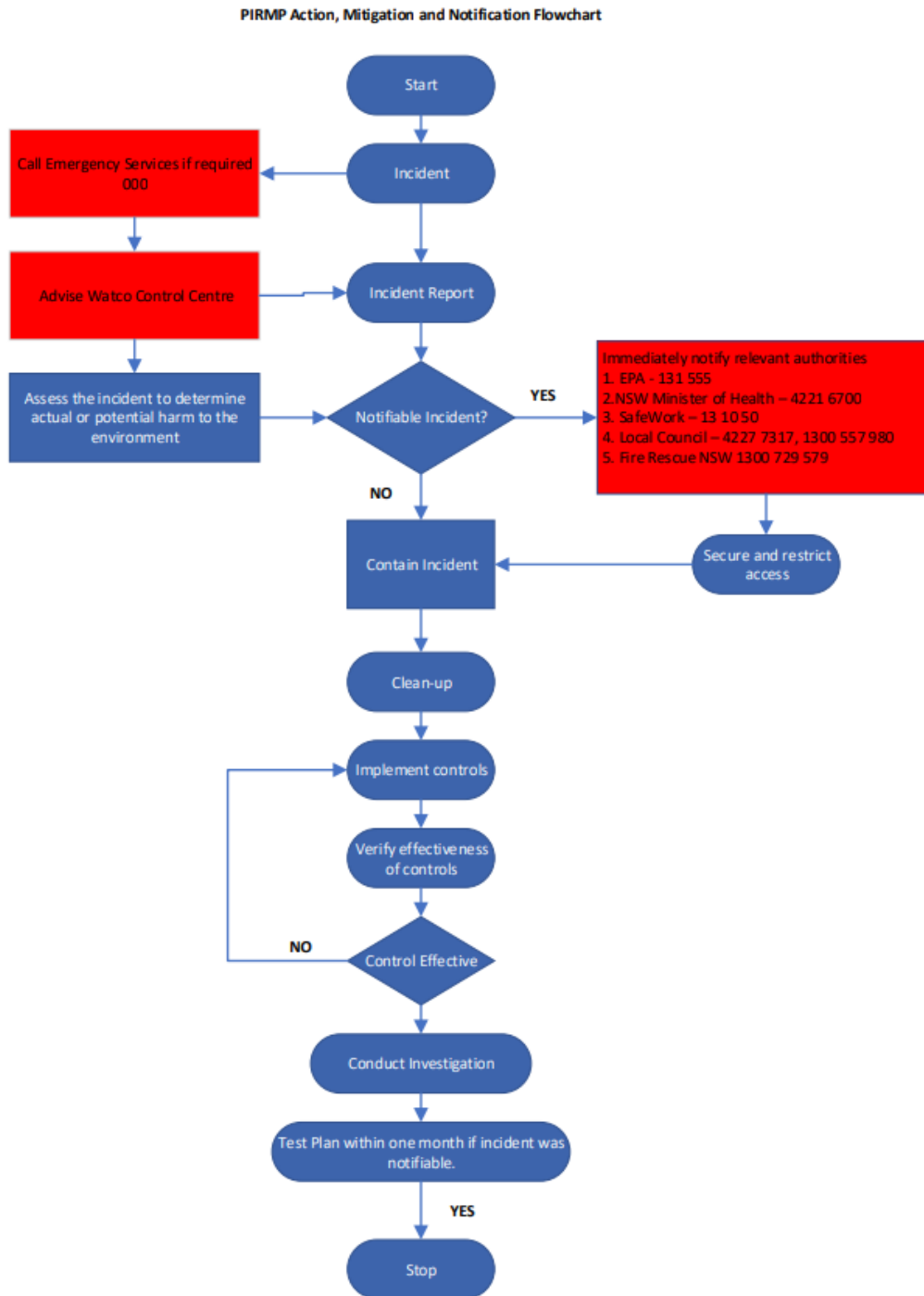
The first priority in the case of a potential and or actual environment event, is the safety and wellbeing of all persons who are directly at risk from the event.

Where safe to do so, personnel in response to an event shall:

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- Stop, Identify and Assess – Safety is the first priority.
- Identify the source of the spill or leak;
- Is safe to do so – secure, isolate and mitigate further potential environmental harm;

9 APPENDIX 1 - PIRMP ACTION, MITIGATION AND NOTIFICATION FLOWCHART



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10 APPENDIX 2 - MAPS

