Submission No 32

## JOINT SELECT COMMITTEE ON PROTECTING LOCAL WATER UTILITIES FROM PRIVATISATION

**Organisation:** NSW Environment Protection Authority (EPA)

**Date Received:** 10 November 2023



Mr Patrick Glynn Committee Manager Joint Select Committee on Protecting Local Water Utilities from Privatisation NSW Parliament House 6 Macquarie Street Sydney NSW 2000

By Email: waterutilities@parliament.nsw.gov.au

Dear Mr Glynn,

I refer to our recent correspondence by email regarding the Joint Select Committee on Protecting Local Water Utilities from Privatisation. Please treat this letter as a public submission to the Committee.

I note the terms of reference of the Committee are to inquire into and report on how the Government can prevent and stop privatisation of local water utilities with reference to:

- (a) How local water utilities and their assets can be best protected against privatisation, forced amalgamations and sell-offs;
- (b) Reviewing governance and other legislation relating to the potential privatisation of local water utilities; and
- (c) Any other related matters.

The EPA's regulatory role with respect to local water utilities is confined to our regulation of the activity of sewage management specifically and the management of pollution by public authorities more broadly.

Under the provisions of the Protection of the Environment (Operations) Act 1997, the EPA licences persons who carry out the activity of sewage treatment, meaning the operation of sewage treatment systems (including the treatment works, pumping stations, sewage overflow structures and the reticulation system) that involve the discharge or likely discharge of wastes or by-products to land or waters.

The EPA licences 266 Sewage Treatment Plants across NSW, held by 104 entities. Those entities comprise:

- 82 Local Councils
- 12 Private entities
- 6 State agencies
- 3 State owned corporations
- 1 Commonwealth owned corporation.

Further details of the entities are included in Attachment 1. The detail of each licence is available on the EPA's public register at <a href="https://app.epa.nsw.gov.au/prpoeoapp/">https://app.epa.nsw.gov.au/prpoeoapp/</a>

The EPA's regulation of the facilities is not influenced or affected by whether the persons carrying on the activity are public or private entities.



If you have any questions, please do not hesitate to contact me on 0411 744 296 or by email at adam.gilligan@epa.nsw.gov.au.

Yours sincerely



**10 November 2023** 

## ADAM GILLIGAN Director Regulatory Operations

Encl.

## **Attachment 1 - Entities holding Environment Protection Licences for Sewage Treatment**

JENOLAN CAVES RESERVE TRUST  JOHN HOLLAND PTY LTD  JUNEE SHIRE COUNCIL  KEMPSEY SHIRE COUNCIL  KOSCIUSZKO THREDBO PTY. LIMITED  KYOGLE COUNCIL  LACHLAN COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2  LOCKHART SHIRE COUNCIL	Organisation	Number of STP licences held
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GOULBURN MULWAREE COUNCIL GREATER HUME SHIRE COUNCIL GREATER HUME SHIRE COUNCIL GRIFITH CITY COUNCIL GUNNEDAH SHIRE COUNCIL GWYDIR SHIRE COUNCIL GWYDIR SHIRE COUNCIL HAWKESBURY CITY COUNCIL HAY SHIRE COUNCIL HILLTOPS COUNCIL HILLTOPS COUNCIL HILLTOPS COUNCIL SINVERELL SHIRE COUNCIL JENOLAN CAVES RESERVE TRUST JUNIER SHIRE COUNCIL JUNIER SHIRE COUNCIL KEMPSEY SHIRE COUNCIL TKEMPSEY SHIRE COUNCIL TREDBO PTY. LIMITED TILLEETON SHIRE COUNCIL TLIEGTON SHIRE COUNCIL THIGOW CITY COUNCIL THIGOW CITY COUNCIL TLIEGTON SHIRE COUNCIL THIGOW CITY COUNCIL TLIEGTON SHIRE COUNCIL TREDBO PTY LIMITED TLIEGTON SHIRE COUNCIL THIGOW CITY COUNCIL	GILGANDRA SHIRE COUNCIL	1
GREATER HUME SHIRE COUNCIL GRIFFITH CITY COUNCIL GUNNEDAH SHIRE COUNCIL GWYDIR SHIRE COUNCIL 1 GWYDIR SHIRE COUNCIL 1 HAWKESBURY CITY COUNCIL 2 HAY SHIRE COUNCIL 1 HILLTOPS COUNCIL 3 HUNTER WATER CORPORATION 15 INVERELL SHIRE COUNCIL 3 JENOLAN CAVES RESERVE TRUST 1 JOHN HOLLAND PTY LTD 1 JUNEE SHIRE COUNCIL 1 KEMPSEY SHIRE COUNCIL 1 KEMPSEY SHIRE COUNCIL 1 KYOGLE COUNCIL 1 LEETON SHIRE COUNCIL 2 LISMORE CITY COUNCIL 3 LITHGOW CITY COUNCIL 3 LITHGOW CITY COUNCIL 2 LOCKHART SHIRE COUNCIL 2 LOCKHART SHIRE COUNCIL 2 LOCKHART SHIRE COUNCIL 2	GLEN INNES SEVERN COUNCIL	1
GRIFFITH CITY COUNCIL   2   2   3   3   3   3   3   3   3   3	GOULBURN MULWAREE COUNCIL	1
GUNNEDAH SHIRE COUNCIL GWYDIR SHIRE COUNCIL 1 HAWKESBURY CITY COUNCIL 1 HAY SHIRE COUNCIL 1 HILLTOPS COUNCIL 1 HILLTOPS COUNCIL 3 HUNTER WATER CORPORATION 15 INVERELL SHIRE COUNCIL 3 JENOLAN CAVES RESERVE TRUST 1 JOHN HOLLAND PTY LTD 1 JUNEE SHIRE COUNCIL 1 KEMPSEY SHIRE COUNCIL 1 KYOGLE COUNCIL 1 KYOGLE COUNCIL 1 LEETON SHIRE COUNCIL 2 LISMORE CITY COUNCIL 3 LITHGOW CITY COUNCIL 3 LIVERPOOL PLAINS SHIRE COUNCIL 2 LOCKHART SHIRE COUNCIL 2 LOCKHART SHIRE COUNCIL 2	GREATER HUME SHIRE COUNCIL	4
GUNNEDAH SHIRE COUNCIL GWYDIR SHIRE COUNCIL 12 HAWKESBURY CITY COUNCIL 14 HILLTOPS COUNCIL 15 HUNTER WATER CORPORATION 15 INVERELL SHIRE COUNCIL 29 JENOLAN CAVES RESERVE TRUST 20 JUNEE SHIRE COUNCIL 31 JUNEE SHIRE COUNCIL 41 KEMPSEY SHIRE COUNCIL 52 KOSCIUSZKO THREDBO PTY. LIMITED 53 KYOGLE COUNCIL 54 LACHLAN COUNCIL 55 LISMORE CITY COUNCIL 56 LISMORE CITY COUNCIL 57 LISMORE CITY COUNCIL 58 LITHGOW CITY COUNCIL 58 LIVERPOOL PLAINS SHIRE COUNCIL 59 LIVERPOOL PLAINS SHIRE COUNCIL 50 LIVERPOOL PLAINS SHIRE COUNCIL 51 LIVERPOOL PLAINS SHIRE COUNCIL 52 LICKHART SHIRE COUNCIL 53 LIVERPOOL PLAINS SHIRE COUNCIL 54 LICKHART SHIRE COUNCIL 55 LIVERPOOL PLAINS SHIRE COUNCIL 56 LIVERPOOL PLAINS SHIRE COUNCIL 57 LIVERPOOL PLAINS SHIRE COUNCIL 58 LIVERPOOL PLAINS SHIRE COUNCIL 59 LIVERPOOL PLAINS SHIRE COUNCIL 50 LIVERPOOL PLAINS SHIRE COUNCIL 51 LIVERPOOL PL	GRIFFITH CITY COUNCIL	2
HAWKESBURY CITY COUNCIL  HAY SHIRE COUNCIL  HILLTOPS COUNCIL  HUNTER WATER CORPORATION  INVERELL SHIRE COUNCIL  JENOLAN CAVES RESERVE TRUST  JOHN HOLLAND PTY LTD  JUNEE SHIRE COUNCIL  KEMPSEY SHIRE COUNCIL  KOSCIUSZKO THREDBO PTY. LIMITED  KYOGLE COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  2  LOCKHART SHIRE COUNCIL  2	GUNNEDAH SHIRE COUNCIL	
HAWKESBURY CITY COUNCIL  HAY SHIRE COUNCIL  HILLTOPS COUNCIL  HUNTER WATER CORPORATION  INVERELL SHIRE COUNCIL  JENOLAN CAVES RESERVE TRUST  JOHN HOLLAND PTY LTD  JUNEE SHIRE COUNCIL  KEMPSEY SHIRE COUNCIL  KOSCIUSZKO THREDBO PTY. LIMITED  KYOGLE COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  2  LOCKHART SHIRE COUNCIL  2	GWYDIR SHIRE COUNCIL	2
HAY SHIRE COUNCIL  HILLTOPS COUNCIL  HUNTER WATER CORPORATION  INVERELL SHIRE COUNCIL  JENOLAN CAVES RESERVE TRUST  JOHN HOLLAND PTY LTD  JUNEE SHIRE COUNCIL  KEMPSEY SHIRE COUNCIL  KOSCIUSZKO THREDBO PTY. LIMITED  KYOGLE COUNCIL  LACHLAN COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  2  LOCKHART SHIRE COUNCIL  2  LOCKHART SHIRE COUNCIL	HAWKESBURY CITY COUNCIL	
HUNTER WATER CORPORATION  INVERELL SHIRE COUNCIL  JENOLAN CAVES RESERVE TRUST  JOHN HOLLAND PTY LTD  JUNEE SHIRE COUNCIL  KEMPSEY SHIRE COUNCIL  KOSCIUSZKO THREDBO PTY. LIMITED  KYOGLE COUNCIL  LACHLAN COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2	HAY SHIRE COUNCIL	
INVERELL SHIRE COUNCIL  JENOLAN CAVES RESERVE TRUST  JOHN HOLLAND PTY LTD  JUNEE SHIRE COUNCIL  KEMPSEY SHIRE COUNCIL  KOSCIUSZKO THREDBO PTY. LIMITED  KYOGLE COUNCIL  LACHLAN COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2  LOCKHART SHIRE COUNCIL	HILLTOPS COUNCIL	3
JENOLAN CAVES RESERVE TRUST  JOHN HOLLAND PTY LTD  JUNEE SHIRE COUNCIL  KEMPSEY SHIRE COUNCIL  KOSCIUSZKO THREDBO PTY. LIMITED  KYOGLE COUNCIL  LACHLAN COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2  LOCKHART SHIRE COUNCIL	HUNTER WATER CORPORATION	15
JOHN HOLLAND PTY LTD  JUNEE SHIRE COUNCIL  KEMPSEY SHIRE COUNCIL  KOSCIUSZKO THREDBO PTY. LIMITED  KYOGLE COUNCIL  LACHLAN COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL	INVERELL SHIRE COUNCIL	3
JUNEE SHIRE COUNCIL  KEMPSEY SHIRE COUNCIL  KOSCIUSZKO THREDBO PTY. LIMITED  KYOGLE COUNCIL  LACHLAN COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2	JENOLAN CAVES RESERVE TRUST	1
KEMPSEY SHIRE COUNCIL  KOSCIUSZKO THREDBO PTY. LIMITED  KYOGLE COUNCIL  LACHLAN COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL	JOHN HOLLAND PTY LTD	1
KOSCIUSZKO THREDBO PTY. LIMITED  KYOGLE COUNCIL  LACHLAN COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2  2  2  2  2  2  2  2  2	JUNEE SHIRE COUNCIL	1
KYOGLE COUNCIL  LACHLAN COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2	KEMPSEY SHIRE COUNCIL	7
LACHLAN COUNCIL  LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2	KOSCIUSZKO THREDBO PTY. LIMITED	1
LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2	KYOGLE COUNCIL	3
LEETON SHIRE COUNCIL  LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2	LACHLAN COUNCIL	
LISMORE CITY COUNCIL  LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2	LEETON SHIRE COUNCIL	
LITHGOW CITY COUNCIL  LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2	LISMORE CITY COUNCIL	3
LIVERPOOL PLAINS SHIRE COUNCIL  LOCKHART SHIRE COUNCIL  2	LITHGOW CITY COUNCIL	3
LOCKHART SHIRE COUNCIL 2	LIVERPOOL PLAINS SHIRE COUNCIL	2
MODOWALDIO ALIOTDALIA LIBETED	LOCKHART SHIRE COUNCIL	2
	MCDONALD'S AUSTRALIA LIMITED	1

Organisation	Number of STP licences held
MID-COAST COUNCIL	10
MID-WESTERN REGIONAL COUNCIL	2
MOREE PLAINS SHIRE COUNCIL	1
MURRAY RIVER COUNCIL	1
MURRUMBIDGEE COUNCIL	2
MUSWELLBROOK SHIRE COUNCIL	2
NAMBUCCA VALLEY COUNCIL	4
NARRABRI SHIRE COUNCIL	1
NARRANDERA SHIRE COUNCIL	1
NARROMINE SHIRE COUNCIL	1
NSW CROWN HOLIDAY PARKS TRUST	1
OBERON COUNCIL	1
ORANGE CITY COUNCIL	2
PARKES SHIRE COUNCIL	1
PERISHER BLUE PTY LIMITED	
PORT MACQUARIE HASTINGS COUNCIL	1 5
QUEANBEYAN-PALERANG REGIONAL COUNCIL	4
RICHMOND VALLEY COUNCIL	
SEVENTH-DAY ADVENTIST CHURCH (NORTH NEW SOUTH WALES CONFERENCE) LTD	3
SHOALHAVEN CITY COUNCIL	1
SINGLETON COUNCIL	8
SNOWY HYDRO LIMITED	1
SNOWY MONARO REGIONAL COUNCIL	1
SNOWY VALLEYS COUNCIL	6
SPONARS ASSET PTY LTD	6
SYDNEY OLYMPIC PARK AUTHORITY	1
SYDNEY WATER CORPORATION	1
TAHMOOR COAL PTY LTD	23
TAMWORTH REGIONAL COUNCIL	1
	3
TARONGA CONSERVATION SOCIETY AUSTRALIA TEMORA SHIRE COUNCIL	1
	1
TENTERFIELD SHIRE COUNCIL	2
THE UNITING CHURCH IN AUSTRALIA PROPERTY TRUST (NSW)	1
TWEED SHIRE COUNCIL	9
UPPER HUNTER SHIRE COUNCIL	3
UPPER LACHLAN SHIRE COUNCIL	2
URALLA SHIRE COUNCIL	1
VEOLIA WATER AUSTRALIA PTY LIMITED	1
VEOLIA WATER SOLUTIONS & TECHNOLOGIES (AUSTRALIA) PTY LTD	1
WAGGA WAGGA CITY COUNCIL	3
WALCHA COUNCIL	1
WALGETT SHIRE COUNCIL	1
WARREN SHIRE COUNCIL	1
WARRUMBUNGLE SHIRE COUNCIL	2
WEDDIN SHIRE COUNCIL	1
WENTWORTH SHIRE COUNCIL	2
WINGECARRIBEE SHIRE COUNCIL	5
YANCO AGRICULTURAL HIGH SCHOOL	1
YASS VALLEY COUNCIL	1
Total	266