



Department of
Environment and Conservation

PREVENTION NOTICE

Section 73A of the *Environmental Protection Act 1986*

Person(s) to whom this notice is given

V & V Walsh Pty Ltd
ACN 100 834 455
As per registered office
Orlando Fernandes & Co
C/o KPMG
Central Park
152-158 St Georges Tce
Perth WA 6000
("the Person")

Premises to which this notice relates ("the Premises")

V & V Walsh Pty Ltd, Lot 5 of Diagram 50137 and Lot 1 on Diagram 12060, Rawlings Road, Davenport, WA 6230.

Reason for which this notice is given

This notice is given to the Person because I, Robert Atkins, an inspector and authorised person *under the Environmental Protection Act 1986*, reasonably suspect that a condition of pollution is likely to arise.

Requirements of this notice

1. You are hereby required to prevent the condition of pollution from arising.
2. I consider the following actions to be appropriate to achieve the result required by paragraph 1 of this Notice:
 - (a) The Person shall not add wastewater to the wastewater treatment ponds.
 - (b) The Person shall remove wastewater from the wastewater treatment ponds to ensure that a minimum freeboard of 300mm is maintained.
 - (c) In achieving the removal of wastewater required by paragraph 2(b), the Person shall:

- (i) Dispose of wastewater off-site using a registered controlled waste contractor; and/or
- (ii) Irrigate to areas within the Premises such that ponding and runoff of wastewater does not occur.

This Notice is given by the Director Environmental Regulation Division of the Department of Environment and Conservation under delegated authority.



Signature

Robert Atkins
Director Environmental Regulation Division

Date:

Friday, 30 May 2008

IMPORTANT NOTE: A PERSON WHO IS BOUND BY THIS NOTICE AND WHO DOES NOT COMPLY WITH A REQUIREMENT OF THIS NOTICE WITHOUT REASONABLE EXCUSE COMMITS AN OFFENCE (S.73B(6) AND (7)).

A PERSON WHO IS AGGRIEVED BY A REQUIREMENT CONTAINED IN THIS NOTICE MAY, WITHIN 21 DAYS AFTER BEING GIVEN THIS NOTICE, IN ACCORDANCE WITH PART 7, DIVISION 2 OF THE ACT, LODGE WITH THE MINISTER AN APPEAL IN WRITING SETTING OUT THE GROUNDS OF THAT APPEAL (S.103(1)).

ANY OTHER PERSON WHO DISAGREES WITH A REQUIREMENT CONTAINED IN THIS NOTICE MAY WITHIN 21 DAYS OF THE MAKING OF THAT REQUIREMENT LODGE WITH THE MINISTER FOR THE ENVIRONMENT AN APPEAL IN WRITING SETTING OUT THE GROUNDS OF THAT APPEAL (S.103(2)).

PENDING THE DETERMINATION OF AN APPEAL REFERRED TO ABOVE THE RELEVANT REQUIREMENTS CONTAINED IN THIS NOTICE CONTINUE TO HAVE EFFECT (S.103(3)).