



Amendment Notice 1

Licence Holder	Xanadu Wines Pty Ltd
ACN	114 234 865
Licence Number	L7411/2000/9
File Number:	2011/003135
Premises	Xanadu Winery 318 Boodijidup Road MARGARET RIVER WA 6285 Being Lot 821 on Plan 135631
Date of amendment	22/06/2017

Amendment

The Chief Executive Officer (CEO) of the Department of Environment Regulation (DER) has amended the above licence in accordance with section 59 of the *Environmental Protection Act 1986* as set out in this Amendment Notice.

Date signed: 22 June 2017

Caron Goodbourn

Manager Licensing – Industry Regulations

an officer delegated under section 20 of the Environmental Protection Act 1986 (WA)

Amendment Notice

This notice is issued under section 59 of the *Environmental Protection Act 1986* (EP Act) to amend the licence issued under the EP Act for a prescribed premises as set out below. This notice of amendment is given under section 59B(9) of the EP Act.

The following DER Guidance Statements have informed the decision made on this amendment:

- Guidance Statement: Regulatory principles (July 2015).
- Guidance Statement: Setting Conditions (October 2015)
- Guidance Statement: Decision Making (November 2016)

Amendment Description

An application for a licence amendment was received from the Licence Holder on 27 February 2017, to amend reporting condition 4.2.1 dates from 1st August to 1st September to allow more time to compile annual reports.

Decision

The Delegated Officer considers that the following amendment to change the annual reporting date for condition 4.2.1 is administrative and does not increase the risk rating of the premises. Other administrative amendments relating to this condition and the new Annual Audit Compliance Report (ACCR) Form have been included in the licence amendment.

Amendment History

Table 1 provides the amendment history for Licence L7411/2000/9

Table 1: Licence amendments

Instrument	Issued	Amendment
L7411/2000/9	14/01/2016	Licence Holder initiated amendment to increase the annual throughput
L7411/2000/9	29/04/2016	Notice of Amendment to extend expiry date to 8/07/2034
L7411/2000/9	22/06/2017	Licence Amendment Notice 1. Licence Holder initiated amendment to change the reporting date.

Licence Holders Comments

The Licence Holder was provided with the draft Amendment Notice on 28/03/2017. Comments received from the Licence Holder have been considered by the Delegated Officer as shown in Appendix 2.

Amendment

1. The following definition has been inserted into section '1.1 Interpretation' of the licence:

“Annual Audit Compliance Report” means a report in a format approved by the CEO as presented by the Licence Holder or as specified by the CEO from time to time and published on the Departments website.

2. The Licence is amended by the removal of the Annual Audit Compliance Report template in Schedule 2
3. Condition 4.2.1 of the licence is amended by the deletion of the text shown in strikethrough below and the insertion of the red text shown in underline below:

Condition 4.2.1: The Licensee shall submit to the CEO an Annual Environmental Report by ~~1 August~~ 1 September each year. The report shall contain the information listed in Table 4.2.1 in the format or form specified in that table.

Appendix 1: Key documents

	Document Title	In text ref	Availability
1	Application Form: Licence amendment		DER records (A138907)
2	Licence L7411/2000/9 – Xanadu Wines	L7411/2000/9	Accessed at http://www.der.wa.gov.au
3	DER, July 2015. <i>Guidance Statement: Regulatory principles</i> . Department of Environment Regulation, Perth.	DER 2015a	
4	DER, October 2015. <i>Guidance Statement: Setting conditions</i> . Department of Environment Regulation, Perth.	DER 2015b	
4	DER, November 2016. <i>Guidance Statement: Decision Making</i> . Department of Environment Regulation, Perth.	DER 2016c	

Appendix 2: Summary of Licence Holder comments

The Licence Holder was provided with the draft Amendment Notice on 28 March 2017 for review and comment. The Licence Holder responded on 29 March 2017 and no comments were submitted on the draft Amendment Notice.