



## Appendix 4

### Annual Audit Compliance Report Form

*Environmental Protection Act 1986, Part V Division 3*

Once completed, please submit this form either via email to [info@dwer.wa.gov.au](mailto:info@dwer.wa.gov.au), or to the below postal address:

Department of Water and Environmental Regulation  
Locked Bag 10  
Joondalup DC WA 6919

Section A – Licence details			
Licence number:	L8849/2014/1	Licence file number:	
Licence holder name:	Fogarty Family Wines Pty Ltd		
Trading as:	Deep Woods Estate		
ACN:	009 155 551		
Registered business address:	889 Commonage Road, Yallingup WA 6282 Lot 10 on Diagram 75204 and Part of Lot 21 on Plan 20521		
Reporting period:	01 / 04 / 2023 <b>to</b> 31 / 03 / 2024		

Section B – Statement of compliance with licence conditions
Did you comply with all of your licence conditions during the reporting period? (please tick the appropriate box)
<input type="checkbox"/> Yes – please complete: <ul style="list-style-type: none"><li>• section C;</li><li>• section D (if required); and</li><li>• sign the declaration in Section F.</li></ul>
<input checked="" type="checkbox"/> No – please complete: <ul style="list-style-type: none"><li>• section C;</li><li>• section D (if required);</li><li>• section E; and</li><li>• sign the declaration in Section F.</li></ul>

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Section C – Statement of actual production	
Provide the actual production quantity for this reporting period. Supporting documentation is to be attached.	
Prescribed premises category	Actual production quantity
25: Alcoholic Beverage Manufacturing	1416.22 KL

Section D – Statement of actual Part 2 waste discharge quantity	
Provide the actual Part 2 waste discharge quantity for this reporting period. Supporting documentation is to be attached.	
Prescribed premises category	Actual Part 2 waste discharge quantity
25: Alcohol beverage manufacturing	4258.44 KL

Section E – Details of non-compliance with licence condition			
Please use a separate page for each condition with which the licence holder was non-compliant at a time during the reporting period.			
Condition no:	3.6.1	Date(s) of non-compliance:	14 <sup>th</sup> – 19 <sup>th</sup> March 2024
Details of non-compliance:			
As vintage harvest was early this year, the reporting period included all of vintage 2024 and a portion of vintage 2023 (which was later than previous years) resulting in Deep Woods Estate exceeding the production capacity stated in our licence.			
What was the actual (or suspected) environmental impact of the non-compliance? <b>NOTE</b> – please attach maps or diagrams to provide insight into the precise location of where the non-compliance took place.			
No environmental impact. Deep Woods Estate is within the licence emission limits outlined in table 2.5.2.			
Cause (or suspected cause) of non-compliance:			

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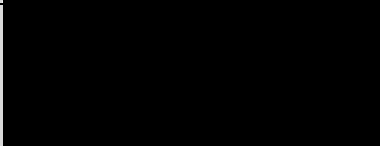

<b>Section E – Details of non-compliance with licence condition</b>	
The warmer and drier growing season prompted fruit to ripen earlier than anticipated, necessitating an earlier harvest and crush compared to previous years.	
<b>Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:</b>	
Vintage 2024 was unusually warm and although a reoccurrence is possible, it is unlikely to be the standard. To avoid a reoccurrence, Deep Woods Estate would need to change their reporting period, ensuring vintages do not overlap.	
<b>Was this non-compliance previously reported to DWER?</b>	
<input type="checkbox"/> Yes, and	
<input type="checkbox"/> Reported to DWER verbally	Date:    /    /
<input type="checkbox"/> Reported to DWER in writing	Date:    /    /

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**Section F – Declaration**

I / We declare that the information in this Annual Audit Compliance Report is true and correct and is not false or misleading in a material particular<sup>1</sup>.

I / We consent to the Annual Audit Compliance Report being published on the Department of Water and Environmental Regulation's (DWER) website.

Signature <sup>2</sup> :		Signature:	
Name: (printed)		Name: (printed)	
Position:	Group Winemaker & General Manager	Position:	
Date:	28/04/2024	Date:	
Seal (if signing under seal):			

<sup>1</sup> It is an offence under section 112 of the *Environmental Protection Act 1986* for a person to give information on this form that to their knowledge is false or misleading in a material particular.

<sup>2</sup> AACRs can only be signed by the licence holder or an authorised person with the legal authority to sign on behalf of the licence holder.