



GOVERNMENT OF
WESTERN AUSTRALIA

Section 70(2)
Environmental Protection Act 1986

VEGETATION CONSERVATION NOTICE

CPS 7029/1

PERSON TO WHOM THIS VEGETATION CONSERVATION NOTICE IS GIVEN:
(being the owner of the land described below)

WOURIE POOL PTY LTD OF 847 YARRAWINDAH ROAD, MOGUMBER
IN 83/100 SHARE
BALLEE PTY LTD OF EUMERALLA FARM, 400 FYKES ROAD MOGUMBER
IN 13/100 SHARE
RAFFAELE GUISEPPE BARBARO OF 3 PLUME COURT, LANDSDALE
IN 4/100 SHARE
AS TENANTS IN COMMON

LAND TO WHICH THIS NOTICE RELATES ("THE LAND"):

The whole of Lot M 1159 on Diagram 5041 as comprised on Certificate of Title Volume 1537 Folio 826

REASONS FOR WHICH THIS NOTICE IS SERVED:

This vegetation conservation notice is given for the following reasons:

- (a) a site inspection by Department of Environment Regulation Investigators on 19 April 2016 observed that clearing of native vegetation had taken place on the Land;
- (b) examination of aerial photography has shown the Land contained native vegetation;
- (c) the clearing was not authorised by a clearing permit or subject to exemption under the *Environmental Protection Act 1986* or the *Environmental Protection (Clearing of Native Vegetation) Regulations 2004*; and
- (d) I suspect on reasonable grounds that unlawful clearing of native vegetation, constituting a contravention of section 51C of the *Environmental Protection Act 1986*, has taken place.

REQUIREMENTS OF THIS NOTICE:

The person to whom this vegetation conservation notice is given and each owner and occupier of the Land who is bound by this vegetation conservation notice is required to ensure that no unlawful clearing, or no further unlawful clearing, takes place on the Land.

Germaine Healy
Acting Executive Director
Compliance and Enforcement
Department of Environment Regulation
Officer delegated under Section 20 of the Environmental Protection Act 1986.

30 June 2016

Important Information:

A PERSON WHO IS BOUND BY THIS VEGETATION CONSERVATION NOTICE AND WHO DOES NOT COMPLY WITH THIS VEGETATION CONSERVATION NOTICE COMMITS AN OFFENCE UNDER THE *ENVIRONMENTAL PROTECTION ACT 1986*.

Under section 103 of the *Environmental Protection Act 1986*:

- a person who is aggrieved by a requirement contained in this vegetation conservation notice may within 21 days of being given this notice lodge with the Minister for Environment an appeal in writing setting out the grounds of that appeal; and
- any other person who disagrees with a requirement contained in this vegetation conservation notice may within 21 days of the making of that requirement lodge with the Minister for Environment an appeal in writing setting out the grounds of that appeal.

PENDING THE DETERMINATION OF AN APPEAL REFERRED TO ABOVE, THE RELEVANT REQUIREMENTS CONTAINED IN THIS VEGETATION CONSERVATION NOTICE CONTINUE TO HAVE EFFECT.