



Section 73A
Environmental Protection Act 1986.

PREVENTION NOTICE

Reference No: 202502

Person to whom this Prevention Notice is issued:

Rosario RAVI - Director
Trevalley Investments Pty Ltd, (ACN 107 834 506)
48 Wickham Street
East Perth WA 6004

Rosario RAVI - Director
Well Holdings Pty Ltd, (ACN 009 463 745)
c/o GALLUCCIO GRIGGS
Suite 8, 92 Walters Drive
Osborne Park WA 6017

In their capacity as occupiers of Lot 9005 on deposited plan 425702, on Treeby Road, Anketell WA 6167 as depicted in (Appendix 2).

Premises (the Premises) to which this Prevention Notice relates:

The Premises the subject of this Prevention Notice (Notice) is located at:

Lot 9005 on Deposited Plan 425702,
Treeby Road,
Anketell WA 6167

Reasons for which this Prevention Notice is issued:

This Notice is given under section 73A (1)(a)(b) and (c), the *Environmental Protection Act 1986* (WA) (EP Act) to, the occupiers of the Premises Trevalley Investments Pty Ltd and Well Holdings Pty Ltd and subject to Licence (granted under section 57 of the EP Act). This Prevention Notice is issued because waste has been deposited on the premises otherwise than in accordance with a works approval or licence. A condition of pollution has arisen, and a person has done an act in contravention of section 50A or 50B, namely causing serious and material environmental harm.

Specifically, construction and demolition waste and gypsum sourced from an alternative location and placed into an excavated trench bordering Conservation Category Wetlands identified as Sandy Lake.

I am satisfied that **Trevalley Investments Pty Ltd and Well Holdings Pty Ltd** are the occupiers of the premises upon which waste has been deposited, other than in accordance with a works approval or licence and that you are the appropriate person to whom to give this Notice.

Requirements of this Notice:

1. Within 14 days of being given Notice provide a plan (the Waste Excavation Plan) to the CEO for approval outlining;
 - a) A plan for the excavation of the waste deposited into a previously excavated trench on the **Premises** within the area marked in red on Appendix 2 and further the area referred to as stage nine and ten of the Treeby subdivision overlay as per Appendix 3
 - b) The timeframes involved with the excavation of the waste.
 - c) Justification for the timeframes outlined in the plan.
 - d) The machinery to be used throughout excavation period.
 - e) Methodologies to be used to ensure the prevention of environmental harm to the surrounding environment and wetland area during the excavation.
 - f) The area, excluding the wetland, within the Premises to be designated and segregated for the temporary storage of the excavated **Waste**.
2. Within 7 days of receiving written approval from the CEO, the person to whom this **Notice** is given shall commence and complete the excavation of the **Waste** as per the approved Waste Excavation Plan from the **Premises**, specifically along the southern boundary abutting the Conservation Category Wetlands identified as Sandy Lake.
3. Within 10 days of completing the excavation of Waste Excavation Plan and prior to disposal of the **Waste** the person to whom this Notice is given shall provide a plan (the disposal plan) to the CEO for approval outlining:
 - a) the details of the appropriately licensed waste facility where the waste / excavated material will be transported and disposed of to.
 - b) The machinery to be used for the transportation of the waste
 - c) The volume of waste to be removed from the premises per day.
 - d) The timeframes for the disposal of all excavated waste.
4. Within 5 days of receiving approval of the disposal plan from the CEO the person to who this notice is given shall commence disposal of the waste as per the approved plan.
5. Within 10 days of completing the disposal plan the person to whom this notice is given shall provide the CEO the receipts for the disposal of all waste excavated from the **Premises**.

The requirements and timeframes stipulated in this Notice may be amended by an **Inspector or Authorised Person** in writing on application by **Trevalley Investments Pty Ltd and Well Holdings Pty Ltd** or their authorised representative, with reasonable justification.

Sally Heitman
Inspector and Authorised Person
under section 87(1) and 88 of the Environmental Protection Act 1986
 9 April 2025

With approval from Executive Director Assurance as per delegation 172.

Important Information:

A PERSON WHO IS BOUND BY THIS PREVENTION NOTICE AND WHO DOES NOT COMPLY WITH THIS 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 prevention 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 prevention 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 PREVENTION NOTICE CONTINUE TO HAVE EFFECT.

Note that under section 118 of the *Environmental Protection Act 1986* that each person who is a director or who is concerned in the management of the body corporate may be taken to have also committed the same offence.

Appendix 1:

Definitions

In this Notice, unless the contrary intention appears –

‘Authorised person’ means a person or member of a class of persons appointed under section 87(1) of the *Environmental Protection Act 1986*

‘CEO’ means Chief Executive Officer, Department of Water and Environmental Regulation.

Chief Executive Officer
Department of Water and Environmental Regulation
Locked Bag 10
JOONDALUP DC WA 6919
Telephone (08) 6364 7000
Fax: (08) 6364 7001
Email: wastecrime@dwer.wa.gov.au

‘Days’ means working day means 0800 – 1700 hours, Monday to Friday, excluding public holidays in Western Australia.

‘DWER’ means the Department of Water and Environmental Regulation.

‘EP Act’ means the *Environmental Protection Act 1986* (WA).

‘Person’ to whom this notice is given means **Trevalley Investments Pty Ltd** ACN 107 834 506 and **Well Holdings Pty Ltd** ACN 009 463 745.

‘Premises’ means Lot 9005 on deposited plan 425702, Treeby Road, Anketell WA 6167

‘Provide in writing’ means by email with an authorised signature.

‘Inspector’ means a person appointed to be an inspector under section 88 of the *Environmental Protection Act 1986*

‘Waste’ means as defined under Section 3 of the *Environmental Protection Act 1986*. Any material used to fill the excavated trench Lot 9005, deposited plan 425702, specifically along the southern boundary abutting the Conservation Category Wetlands identified as Sandy Lake.

‘Discharge’ means as defined under Section 3 of the *Environmental Protection Act 1986*.

Appendix 2

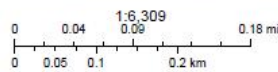
Arial image of Treeby Road, including Lot 9005 of Deposited Plan 425702 and Conservation Category Wetlands identified as Sandy Lake.

Previously excavated trench, now containing a volume of C & D Waste

Lot 9005 Treeby Road, DMO12938



10/03/2025



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Appendix 3

Arial overlay map of stage 9 / 10 of Treeby Road, including Lot 9005 of Deposited Plan 425702 and Conservation Category Wetlands identified as Sandy Lake.

