

OFFICIAL



*Section 73A
Environmental Protection Act 1986.*

PREVENTION NOTICE

Reference No: ENV202602

Person/s to whom this prevention notice is issued:

**TIMOTHY JOHN BEECK
CASSANDRA RUTH BEECK
151 Moores Dam Road,
JACKITUP WA 6335**

In their capacity as the occupiers of the **Premises**

The **Premises** to which this notice relates are **Lot 3793 on Deposited Plan 120338, Moores Dam Road, Jackitup WA (the Premises)** and the **Affected Area (Appendix 1)**, being the subject of this Prevention Notice, means the affected drainage line, creek system and surrounding environment impacted by, or reasonably suspected to have been impacted by, the discharge of waste oil originating from the premises.

Reasons for which this Notice is issued:

This Prevention Notice (Notice) is given under section 73A(1)(a) and 73A(1)(b) of the Environmental Protection Act 1986 (EP Act).

I reasonably suspect that waste has been or is being discharged from any premises otherwise than in accordance with a works approval, licence or requirement contained in a closure notice or an environmental protection notice and further a condition of pollution is likely to arise or has arisen due to the discharge of waste oil from the premises and into the **Affected Area**.

The nature of the discharged waste and suspected condition of pollution:

The discharge of waste oil into the environment without approval that has and may result in a condition of pollution, being the direct and indirect alteration of the environment to its detriment or degradation.

OFFICIAL

I am satisfied that because:

Timothy John Beeck and Cassandra Ruth Beeck are the owners and occupiers of the premises from which the waste oil has been discharged into the Affected Area, you are the appropriate persons to whom to give this Notice.

Requirements of this Notice:

Terms used in this Notice have the meaning defined in Appendix 1 to this Notice.

In accordance with section 73A(2)(a) and 73A(2)(b) of the Act, this Notice is subject to the following requirements to remove, disperse, destroy, dispose of or otherwise deal with the waste oil and oil contaminated material which has been or is being discharged and to prevent the condition of pollution from arising or control or abate that condition if it arises.

Requirement 1 – Prevent further discharge of waste and contain contamination

Immediately upon service of this Notice, the person to whom this notice is given must implement and maintain containment and control measures sufficient to prevent any further discharge, escape, release or migration of waste oil, oil-contaminated water or oil-contaminated material to the environment or further migration of contamination within the Affected area, or where prevention is not reasonably practicable, minimise the discharge, escape, release or migration to the greatest extent reasonably practicable.

Requirement 2 – Recover waste oil

- a) The person to whom this notice is given must:
- b) immediately commence actions to recover, remove, contain or otherwise manage oil impacted waste, oil-contaminated water and oil-contaminated material present within the Affected Area; and
- c) within 14 days of the date this Notice is given, complete the recovery, removal, containment or other appropriate management of all reasonably identifiable and reasonably accessible waste oil, oil-contaminated water and oil-contaminated material within the Affected Area, so that the material no longer presents a risk of further pollution or environmental harm.

Requirement 3 – Manage and dispose of recovered waste

Within 21 days of the date this notice is given the person to whom this notice is given must:

- (i) remove from the Affected Area all waste oil, oil-contaminated water, contaminated soil, contaminated vegetation, absorbent materials and other waste recovered or generated through compliance with this Notice;
- (ii) Until removed, the waste must be securely contained and stored in a manner that prevents any discharge, escape, release or migration to the environment;

OFFICIAL

- (iii) The waste must be transported by a person lawfully permitted to transport it, where required, and disposed of at a facility lawfully authorised to receive that class of waste.

Requirement 4 – Demonstrate Compliance

Within 28 days of the date this Notice is given, the person to whom this notice is given must provide a written report to the CEO demonstrating compliance with this Notice.

The report must include:

- a) details of all measures implemented to prevent, contain or minimise the further discharge, escape, release or migration of waste oil, oil-contaminated water or oil-contaminated material, including the date each measure was implemented;
- b) details of all recovery, removal and clean-up activities undertaken within the Affected Area, including the dates on which those activities occurred;
- c) a description of the locations from which waste oil, oil-contaminated water, contaminated soil, contaminated vegetation and other contaminated materials were recovered, removed or otherwise managed;
- d) dated photographs showing:
 - a. the affected areas prior to clean-up (where available);
 - b. containment and recovery activities undertaken; and
 - c. the condition of the affected areas following completion of the required works;
- e) details of all waste recovered, removed or generated through compliance with this Notice, including:
 - a. the type of waste;
 - b. the quantity of waste;
 - c. the date of removal; and
 - d. the receiving facility to which the waste was transported;
- f) copies of records demonstrating the lawful transport and disposal of the waste, including waste tracking records, weighbridge dockets, disposal receipts, invoices or other relevant records;
- g) confirmation of whether any waste oil, oil-contaminated water or oil-contaminated material remains within the Affected Area and, if so, details of:
 - a. its location;
 - b. the reason it remains; and
 - c. the measures implemented to prevent further pollution or environmental harm;
- h) confirmation of whether any ongoing discharge, escape, release or migration of contamination is occurring; and
- i) details of any additional actions undertaken, or proposed to be undertaken, to prevent further pollution or environmental harm.

OFFICIAL

Extension of time to comply with time frames

Where the person to whom this notice is given is required to comply with a specified time frame it may do so in accordance with these requirements if the thing is done within any additional period of time approved by the CEO in writing.

Duration

This Notice subsists until it is amended or cancelled by written notice of the CEO.

Alex Bite



Digitally signed by Alex Bite
Date: 2026.09.24 15:27:33 +08'00'

Alex Bite
Senior Manager – Assurance Services
Department of Water and Environmental Regulation
24th September 2026

Inspector and Authorised Person under section 87(1) and 88 of the Environmental Protection Act 1986

With approval from an officer delegated under section 20 of the Environmental Protection Act

Important Information:

A PERSON(S) WHO IS BOUND BY THIS PREVENTION NOTICE AND WHO DOES NOT COMPLY WITH THIS NOTICE COMMITS AN OFFENCE UNDER THE ENVIRONMENTAL PROTECTION ACT 1986.

Note that under section 118 of the Act 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.

Section 103 of the Act provides that:

- a person who is aggrieved by a requirement contained in this 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 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 NOTICE CONTINUE TO HAVE EFFECT.

Appendix 1: Definitions

In this Notice, unless the contrary intention appears –

Definitions in this Notice

In this Prevention Notice, the following terms have the following meanings:

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

‘Affected Area’ means any downstream land, waters, vegetation, drainage lines, creek systems or environmental receptors affected by, or reasonably suspected to have been affected by, the discharge of oil waste from the premises. Refer to figure below for affected area

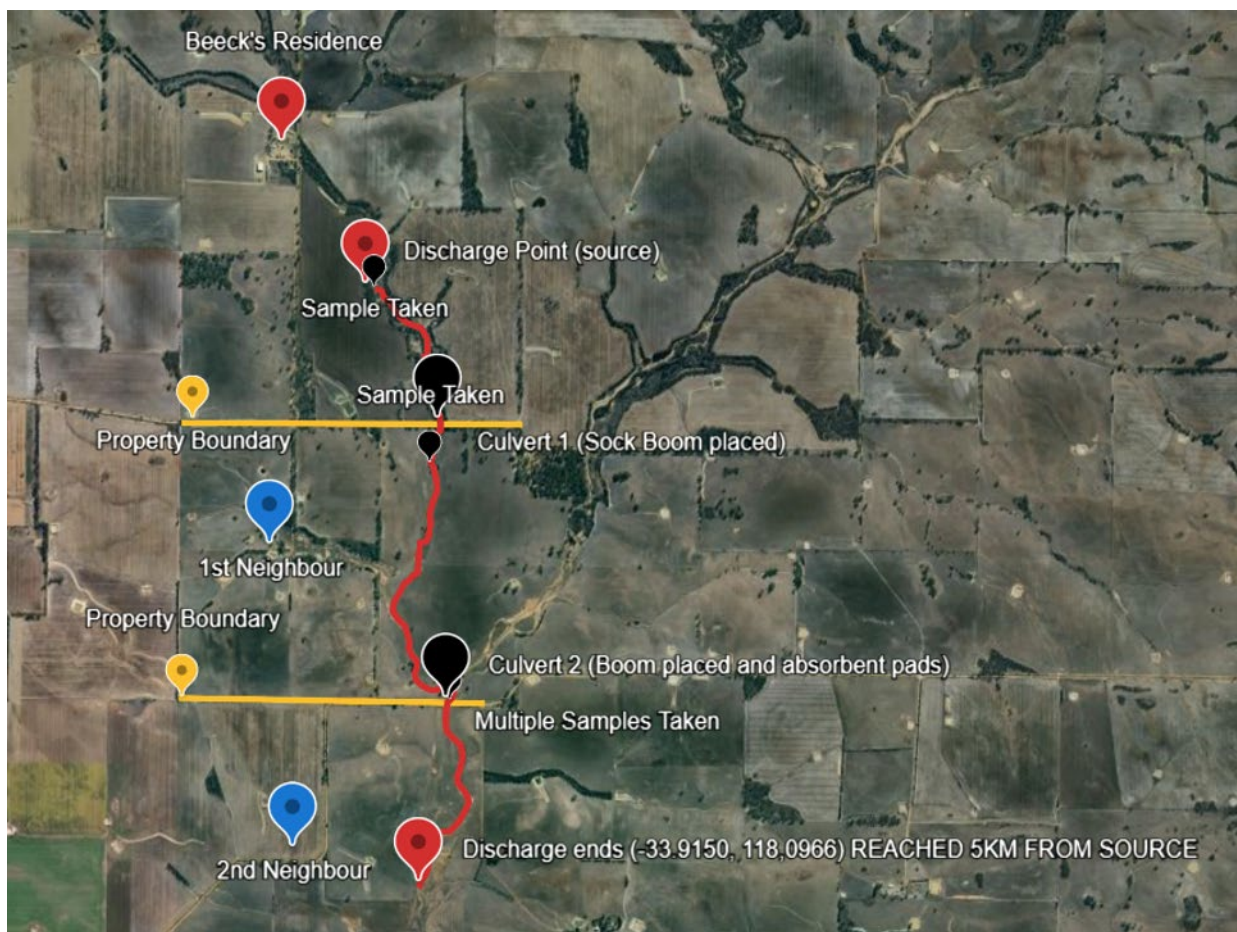


Figure 1. Map detailing affected area, indicating sample locations and properties

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

OFFICIAL

'CEO' for the purposes of correspondence means;

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: primehouse.reception@dwer.wa.gov.au

'Days' means all days including weekends.

'Department' means Department of Water and Environmental Regulation.

'Provide the CEO' means email to primehouse.reception@dwer.wa.gov.au

'Waste' has the same meaning given to that term under the EP Act.