



## Annual Audit Compliance Report Form

Environmental Protection Act 1986, Part V

Section A – Licence Details			
Licence number:	L9350/2022/1	Licence file number:	DER2022/000437
Licence holder:	Christopher George David Vogel		
Trading as:	Dellendale Creamery		
ACN:			
Registered address:	PO Box 292   308 Churchill Rd Scotsdale DENMARK WA 6333		
Reporting period:	1 / 1 / 24 to 31 / 12 / 24		

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 at Section F.</li></ul>

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
17 Milk processing	123.82 kL milk

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
17 Milk processing	309.55 kL diluted whey

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:	1.4 & 2.1	Date(s) of non-compliance:	throughout
Details of non-compliance:			
Output volumetric flowmeter 32mm diameter installed late 2024, but it quickly seized and failed as licence holder expected due to intermittent flow and block up. Procedures returned to calculation method (accurate) and compared with spot observations of volume in irrigation tank (less accurate).			
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.			
Minor variation in wastewater volume by using a calculation from input volumes of milk and water to calculate output volume in a consistent food production process. The scale of potential environmental impact of a minor variation in wastewater volume used as an agricultural resource does not warrant installation nor maintenance of an expensive water or food-grade flowmeter that would have technical capacity to measure low and intermittent flow of milk processing wastewater.			
Cause (or suspected cause) of non-compliance:			
Licence holder considers unnecessary duplication of infrastructure (as the inputs are already measured) and a flowmeter unsuitable for milk processing and intermittent flow. The flowmeter installed quickly seized and failed due to intermittent flow and block up.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
Inputs milk and potable water are measured accurately and reliably to the litre, regulated and audited as part of our food safety program. Where $A + B = C + D$ (A: milk, B: potable water, C: cheese, D: by-product output wastewater) a calculation method would appear sound. The water/milk ratio additionally has remained consistent, demonstrating consistency in process operations. An additional spot observation procedure to measure wastewater in the irrigation tank was developed using a graduated rod, but this has a higher degree of error particularly in the wider middle of the horizontal tank. The two measurements of volume were compared.			
Was this non-compliance previously reported to DWER?			
<input checked="" type="checkbox"/> Yes, and			
<input type="checkbox"/> Reported to DWER verbally		Date: / /	
<input checked="" type="checkbox"/> Reported to DWER in writing		Date: 31 / 03 / 2024	

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:	5 Table 2	Date(s) of non-compliance:	May & Oct 2024
Details of non-compliance:			
Wastewater not to be irrigated on summer paddocks May-Oct. Irrigated S12 May 2024, farming decision in conditions of very dry autumn / drought, wastewater added to supply moisture to stimulate grass growth for beef grazing. Irrigated part of S15 Oct 2024, higher elevation in paddock similar to neighbouring W14.			
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.			
Nil.			
Cause (or suspected cause) of non-compliance:			
Licence regulations designed for averages and inflexible to on-ground conditions.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
Nil.			
Was this non-compliance previously reported to DWER?			
<input type="checkbox"/> Yes, and			
<input type="checkbox"/> Reported to DWER verbally	Date: / /		
<input type="checkbox"/> Reported to DWER in writing	Date: / /		





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:	5 Table 3 3 & 4	Date(s) of non-compliance:	To Licence Amendment 28/10/2024
Details of non-compliance:			
<p>Wastewater irrigation non-compliant with conditions of timing restrictions of 12 hours before, during rainfall event period 24 hours and 24 hours after event.</p> <p>These conditions were under appeal 27/02/2023                      • Office of the Appeals Convenor: <a href="https://www.appealsconvenor.wa.gov.au/Appeal?id=31833">https://www.appealsconvenor.wa.gov.au/Appeal?id=31833</a></p>			
What was the actual (or suspected) environmental impact of the non-compliance?			
<p><b>NOTE</b> – please attach maps or diagrams to provide insight into the precise location of where the non-compliance took place.</p> <p>Negligible. Soil moisture considered for irrigation, wastewater not applied when wet. Suitable conditions for irrigation prevailed at appropriate sites within the time restrictions.</p>			
Cause (or suspected cause) of non-compliance:			
Licence holder considers unreasonable condition without regard for local soil moisture conditions nor soil type, corresponding risk of P loss pathways and land management practices.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
<p>Result of appeal Licence Amendment 28/10/2024:                      Wastewater irrigation non-compliant with conditions of timing restrictions of 12 hours before, during rainfall event <del>period 24 hours</del> and 24 hours after event.</p>			
Was this non-compliance previously reported to DWER?			
<input checked="" type="checkbox"/> Yes, and			
<input type="checkbox"/> Reported to DWER verbally		Date: / /	
<input checked="" type="checkbox"/> Reported to DWER in writing		Date: 31 / 03 / 2024	

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:	7 Table 5	Date(s) of non-compliance:	April
Details of non-compliance:			
Wastewater sample not analysed in April.			
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.			
Negligible. Wastewater profile comparable to previous samples. Data used to inform irrigation loading rates.			
Cause (or suspected cause) of non-compliance:			
Waiting to further discussion with appeal lodged 27/02/2023. Results expected to be comparable.			
Action taken to mitigate any adverse effects of non-compliance and prevent recurrence of the non-compliance:			
Nil.			
Was this non-compliance previously reported to DWER?			
<input checked="" type="checkbox"/> Yes, and			
<input type="checkbox"/> Reported to DWER verbally		Date: / /	
<input checked="" type="checkbox"/> Reported to DWER in writing		Date: 31 / 03 / 2024	

Department of Water and Environmental Regulation

**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:		Position:	
Date:		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.

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