

VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL

ADMINISTRATIVE DIVISION

PLANNING AND ENVIRONMENT LIST

VCAT REFERENCE NOS. P1816/2011, P1818/2011
P1820/2011, P1822/2011, P1829/2011 & P1846/2011

In P1829/2011 & P1846/2011:

APPLICANT Dual Gas Pty Ltd
RESPONDENT Environment Protection Authority

In P1816/2011, P1818/2011, P1820/2011 & P1822/2011:

APPLICANTS P1816/2011 Martin Shield
P1818/2011 Doctors for the Environment Australia Inc.
P1820/2011 Environment Victoria Inc.
P1822/2011 Locals into Victoria's Environment Inc.

RESPONDENT Environment Protection Authority

RESPONDENT Dual Gas Pty Ltd

SUBJECT LAND Commercial Road, MORWELL VIC 3840
(Lot 2 on PS 449983 A)

WHERE HELD 55 King Street, Melbourne

BEFORE Vice President Judge Bowman and Member Geoffrey Code

HEARING TYPE In Chambers

DATE OF ORDER 19 October 2011

ORDERS BY CONSENT

- 1 Dual Gas's objection to the provision of a copy of the Unredacted EPA Documents (as defined in paragraph 1 of the Tribunal's orders made on 19 September 2011) to Constantine Tsesmelis is upheld.
- 2 No copy of the Unredacted EPA Documents or Unredacted Further EPA Documents (as defined in paragraph 1 of the Tribunal's orders made on 17 October 2011) may be provided to Constantine Tsesmelis.
- 3 Dual Gas's objection to the provision of a copy of the Unredacted EPA Documents to Dr Graeme Ross is dismissed.
- 4 For the avoidance of doubt, the solicitors for the EPA may provide a copy of the Unredacted EPA Documents [and a copy of the Unredacted Further EPA Documents] to Dr Graeme Ross in accordance with paragraph 4 of the Order of 19 September 2011.
- 5 Costs are reserved.

Judge J R Bowman
Vice President

Geoffrey Code
Member