



Enforcement order

Issued under section 216(1) of the *Public Health Act 2016* (WA)

Served on _____,
at (*address*) _____.

Take notice that in accordance with section 216(1) of the *Public Health Act 2016*,
the _____ reasonably believes that:

You have not complied with the improvement notice issued to you on _____ within the period specified in the notice under section 213(2)(e) of the *Public Health Act 2016* or any extension of that period under section 214 of the *Public Health Act 2016*.

or

The issue of this order is necessary to prevent or mitigate a serious public health risk.

Grounds on which the issue of the enforcement order is based:

Take notice that, in accordance with section 217 of the *Public Health Act 2016*, the following requirements or prohibitions apply to you for the period specified (if applicable).

Requirement or prohibition	Period for compliance

Ancillary or incidental directions

The following (if any) ancillary or incidental directions apply to you.

A copy of this enforcement order must be displayed in the following manner at:

Other:

This order ceases to have effect on:

or

the issue of a certificate of clearance.

Applications for review

In accordance with section 226(2) of the *Public Health Act 2016* you may apply to the State Administrative Tribunal (SAT) for a review of the decision to issue this enforcement order. If you appeal against the issue of this enforcement order you are still required to comply with this order until the SAT makes a determination.

Applications for extension

In accordance with section 218 of the *Public Health Act 2016* you may apply to the (*insert name of enforcement agency*) for an extension of the period within which you must comply with this enforcement order. Applications received less than 5 business days before the end of the period specified in this order may not be considered.

Request for assessment to obtain Certificate of Clearance

In accordance with section 224(1) of the *Public Health Act 2016* you may make a written request to the (*insert name of enforcement agency*) for an assessment for the purposes of obtaining a certificate of clearance. A certificate of clearance will be given if:

- the (*insert name of enforcement agency*) finds that you have complied with the enforcement order and (if applicable) there is no longer a serious public health risk to be prevented or mitigated;

or

- you make a written request for an assessment and the assessment is not made within 5 working days after the (*insert name of enforcement agency*) receives your request.

Failure to comply

Failure to comply with this order without a reasonable excuse constitutes an offence with a penalty of \$50,000 and a daily penalty of \$10,000. In the event of a failure to comply, the (*insert name of enforcement agency*) may also take any action the (*insert name of enforcement agency*) considers necessary to ensure the order is complied with and may recover any costs incurred in a court of competent jurisdiction.

Enforcement agency _____

Date of issue _____

Enforcement agency contact details _____

This document can be made available in alternative formats on request for a person with disability.

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