



# Managing Contaminated Land Seminar

UNDERSTANDING THE LEGAL, REGULATORY, PLANNING, COMMERCIAL AND TECHNICAL ISSUES

**Seminar: Melbourne — 15 October 2009**

## Presenters

- Australian Environment Business Network (AEBN)
- DLA Phillips Fox law firm
- EPA Victoria
- Peter J Ramsay & Associates - *Invited*
- BP Australia

## Date & Venue

**Date:** 15 October 2009  
**Time:** 8.45am (Registrations) for 9.00am–1.30pm  
**Venue:** DLA Phillips Fox  
Level 21, 140 William St  
MELBOURNE  
**Parking:** Premier Parking  
Cnr Flinders La & William St  
Melbourne  
**Station:** Southern Cross or  
Flinders Street

Site contamination remains a significant legal and commercial issue for property owners, occupiers and developers.

The EPA's powers to issue clean up notices, pollution abatement notices, the site audit system, and works approval and financial assurances for on-site containment and long term management are all important regulatory considerations which can have significant legal and commercial implications.




Council's face challenge from developers to decisions made under the Planning and Environment Act 1987 and the Department of Sustainability and Environment's (DSE) *Potentially Contaminated Land General Practice Note* in relation to requirements to investigate, remediate and manage contamination as part of the rezoning and redevelopment of land. Numerous VCAT decisions concerning potentially contaminated land have highlighted some of the limitations of the existing planning framework. Disputes about liability for contamination often result in litigation and there have been a number of Court decisions concerning remediation contracts, clean-up requirements in leases and sales contracts and the adequacy of disclosure of contamination.

This Seminar will provide a timely and important update to prevent the pitfalls for Owners of contaminated sites, Developers, Councils, Consultants and those potentially selling. The Seminar will include:

- Overview of Regulations
- Legal issues in managing, buying and selling contaminated sites—court decisions on contaminated land
- EPA's approach to regulating contaminated sites, powers relating to clean up notices, on-site containment and long-term management
- Planning for contaminated sites—recent VCAT decisions and challenges for Councils and Developers
- The *Potentially Contaminated Land General Practice Note* June 2005 and planning permits for development of contaminated sites
- Environmental assessment & audit process—what Owners & Developers need to know
- Tips and traps in managing contaminated sites—An Industry Land Owner's perspective.

*AEBN will provide a networking Morning Tea and a comprehensive set of notes.*

## Registration

<p><b>COST</b></p> <p>AEBN Members: \$310 Non Members: \$360</p>	 <p>Online registrations at: <a href="http://www.aebn.com.au">www.aebn.com.au</a> or email <a href="mailto:tina@aebn.com.au">tina@aebn.com.au</a></p>	 <p>Fax this form to: AEBN (03) 9397 2411</p>	 <p>Post this form to: AEBN, PO Box 588 Altona Vic 3018</p>
--	--	---	--

Name 1: ..... Name 2: .....

Organisation ..... Position.....

Address ..... Suburb ..... State ..... Postcode .....

Tel: ..... Fax: ..... Email: .....

Cheques payable to: Australian Environment Business Network ABN: 88 090 110 571

Credit Card Payment (Circle)      Visa      Mastercard      Bankcard      Diners      Amex

Card Number \_ \_ \_ \_ \_ / \_ \_ \_ \_      Expiry date \_ \_ / \_ \_

Signature ..... Cardholder's Name .....

Cancellation: If you are unable to attend, a substitute delegate from your organisation is welcome at no extra charge. No refunds for cancellations closer than 7 working days from the event can be made, but notes will be forwarded by mail following the event. Confirmation and a Tax Invoice will be issued one week closer to the date of the Seminar. For information contact Kerrie Frew or Tina Khoury at AEBN® National Head Office on (03) 9397 2511 or email [kerrie.frew@aebn.com.au](mailto:kerrie.frew@aebn.com.au)