

Annexure B

1. The Respondent contravened condition 7 of the Permit by:
 - (a) not modifying buildings and works to make the use compliant with SEPP N-2 after testing revealed that noise levels exceeded maximum noise levels prescribed by SEPP N-2; and
 - (b) not undertaking further acoustic testing after modifications of the buildings and works.
2. The Respondent contravened condition 8 of the Permit by exceeding the maximum volume noise limit permitted by SEPP N-2.
3. Within 21 days of the date of this order, the Respondent must reduce the noise levels associated with the use to a level below the maximum noise level set by SEPP N-2. Noise levels must thereafter remain below the maximum noise level set by SEPP N-2.
4. Within 60 days of the date of this order, the Respondent must provide the Responsible Authority with an acoustic report which demonstrates, to the Responsible Authority's satisfaction, that the above order has been complied with.
5. At any other time, if reasonably requested by the Responsible Authority in writing, the Respondent must provide the Responsible Authority with an acoustic report which demonstrates, to the Responsible Authority's satisfaction, that noise levels associated with the use are below the maximum noise level set by SEPP N-2 within 30 days of the Responsible Authority's written request.
6. Such other orders that the Tribunal deems appropriate and necessary.
7. Within 21 days of the date of this order, the Respondent must:
 - (a) pay to the Responsible Authority all costs incurred by the Responsible Authority in the proceeding; and
 - (b) reimburse the Responsible Authority the whole of the application fee and any other fees paid by the Responsible Authority in the proceeding, pursuant to section 115B of the *Victorian Civil and Administrative Act 1998* (Vic).