

Dr Roscoe Taylor,
Director of Public Health,
Department of Health and Human Service (DHHS), Tasmania
25 Argyle Street,
Hobart TAS 7000.
6th July 2009

Dear Dr Taylor,

REQUEST TO QUASH THE FINDINGS OF THE FINAL REPORT

Investigation into Concerns Regarding Seepage Water in a Rosebery locality 2008/2009

We, the undersigned residents of Rosebery request that you immediately quash the findings in the Final Report 'Investigation into Concerns Regarding Seepage Water in a Rosebery locality 2008/2009' – Public and Environmental Health Service and Environment Protection Authority released in April 2009.

In our view the Final Report does not represent a true and fair assessment of the concerns which we initially raised with you and sought an effective outcome from in October 2008.

We contend that there have been fundamental flaws in the conduct and due process of this investigation and with the premature release of the Final Report:

- Failure to adequately use powers contained in the Public Health Act.
- The failure of the Department of Health and Human Services to provide the residents concerned with an Independent Advocate which had been initially requested and agreed to.
- The misleading allegations, statements and pronouncements made by members of both the EPA and DHHS and used in the Final Report to discredit us.
- The failure of the scope of the investigation to determine the need for an assessment of any known: past seepage, soil contamination and incidence of heavy metal poisoning of neighbouring residents.
- The failure to establish results of independent medical examinations for correlation with blood and urine tests and toxicological relevance.
- The failure of blood and urine testing to be conducted within the specified time frame required to establish the true nature of the residents exposure.
- The failure to conduct geohydrological testing and to unequivocally establish the source of the seepage and heavy metal contamination.
- The failure to conduct any veterinary testing on animals that died during the investigation.
- The failure to conduct roof, wall and underfloor cavity testing.
- The inappropriate and intrusive role of Tasmania Police involved in this investigation and subsequent complaints that have not been resolved.

We have commenced action in relation to this matter being investigated by the Tasmanian Ombudsman.

We look forward to your reply.

Yours Sincerely,

Marsha Stejskal, Kay Seltizas, Lindsay Phillips, Kristine Smith, Samuel Smith, Wonita Arnold, Jamie Arnold and Makayla Arnold.