

As per the requirements of condition C38 the Department must be issued with a response from the proponent to the Independent Audit Report, therefore the following attachments are provided for your information:

- Attachment A - Response to Independent Audit non-compliances
- Attachment B - Response to Independent Audit recommendations

**Attachment A – Response to Independent Audit non-compliances**

Coc	Consent heading	Compliance Requirement	Auditor's Comments / Observations	Compliance Status	SINSW Response and Actions
A29	Incident Notification, Reporting and Response	COC A29 requires that the Planning Secretary must be notified in writing to compliance@planning.nsw.gov.au immediately after the Applicant becomes aware of an incident.	1 x notifiable incident occurred during construction on 20/11/20. This was not notified to the Department immediately. A report was prepared in accordance with Appendix 1 of the consent. This was not provided within 7 days of the incident. The auditor notes that this incident (and notification) relates to construction and so technically falls outside the scope of this Independent Audit.	Non-compliant	Non-compliance noted & Closed. Reported to DPIE on 7/7/21. DPIE was notified of the incident on 23/12/2020
A31	Non-Compliance Notification	COC A31 requires that The Planning Secretary must be notified in writing within seven days after the Applicant becomes aware of any non-compliance.	The non-compliance associated with the delayed reporting of the incident that occurred on 20/11/20 was not reported to the Department	Non-compliant	Non-compliance noted & Closed. Reported to DPIE on 7/7/21.
C38	Independent Environmental Audit	COC C38 requires that Independent Audit Reports and the applicant/proponent's response to audit findings must be submitted to the Planning Secretary within 2 months of undertaking the independent audit site inspection as outlined in the Independent Audit Post Approval Requirements unless otherwise agreed by the Planning Secretary	The first Independent Audit Report and the response to the findings were submitted on 21/10/20 which was several days beyond 2 months of the inspection (18/08/20).	Non-compliant	Non-compliance noted & Closed. Reported to DPIE on 22/7/21. Independent Audit Report and the response to the findings were submitted after the due date on 21/10/20, which was 2 months following inspection. Audit Report and Audit have been sighted and submitted.



**Attachment B – Response to Independent Audit Observations**

Consent condition #/Audit Observations/Improvement Recommendations	Department of Education Actions	Evidence of actions
<p>A27</p> <p>CoC A27 requires that at least 48 hours before the commencement of construction until the completion of all works under this consent, or such other time as agreed by the Planning Secretary, the Applicant must make certain information and documents (as they are obtained or approved) publicly available on its website.</p>	<p>The complaints register is current up to the end of construction only, and it is understood that no complaints have been received during operations. The Auditor considers this to mean work for the purposes of constructing the Project and not its operation.</p>	<p>n/a</p>

