

# **Proponent Response to Independent Audit Findings**

## **Fort Street Public School Project**

State Significant Development (SSD) 10340

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## Introduction

### Project Name and Project Application Number

Fort Street Public School Redevelopment SSD 10340

### Site Address

### Title and Revision Number

Proponent Response to Independent Audit Findings (Version 1.0)

### Date

September 2022

### Contact Details

<b>Proponent</b>	Schools Infrastructure NSW
<b>Client Representative</b>	RP Infrastructure
<b>Managing Contractor</b>	Lendlease Building (LLB)

### Independent Audit Date

Site Inspection and Interviews 9 August 2022

Final report issued 14 September 2022

### Independent Auditor

Aspect Environmental

## Proponent Response

Table 1 below details the Conditions of Consent that were classified as “Non-compliant” during the Independent Environmental Audit conducted on 9 September 2022. As required the proponent has provided a detailed action plan to be undertaken in response to each non-compliance, refer table 1 on the next page.

Table 2 below details further observations and recommendations provided by the Independent Auditor in the Independent Audit Report. The proponent has provided a response and relevant action to be undertaken where required in the table.

September 2022 Non – Compliance Audit findings Identified in Independent Audit IA#3

Condition Number (ID)	Compliance Requirement	Independent Audit Finding	Independent Audit Recommendation	Proponent's Proposed Action/Action taken/Response (as applicable)	Proposed Action Due Date
A2	CoC A2 requires the development to be carried out: (a) in compliance with the conditions of this consent; (b) in accordance with all written directions of the Planning Secretary; (c) generally in accordance with the EIS and Response to Submissions; and (d) in accordance with the approved plans in the table below.*See consent for list	<b>Non-compliances have been identified in this audit, therefore compliance with A2(a) has not been achieved.</b>	Action and close out the identified non-compliances in this audit report.	To close out Condition A2 non conformances below will be closed out as per the auditors recommendations.	This will be closed by the end of October 2022.
A23	Condition requires 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: (a) make the following information and documents (as they are obtained or approved) publicly available on its website.	<b>The Proponents Response to Independent Audit Findings #2 as required under CoC C46 and the current CEMP Rev E (dated 29/06/22) were not available on the Project website.</b>	Confirm list of all approved documents that are required on the Project website and update website in accordance with Condition A23.	The documents have been uploaded to the project website.	Closed
B22	The Driver Code of Conduct must address the following: (a) minimise the impacts of earthworks and construction on the local and regional road network; (b) minimise conflicts with other road users; (c) minimise road traffic noise; and (d) ensure truck drivers use specified	<b>Unable to identify where content of B22 a), b), c) &amp; d) are captured in the Driver Code of Conduct - Appendix A of CTPMSP (Rev A, ARUP, 21/04/2021).</b>	Driver Code of Conduct in Section 7.2 and Driver COR (Chain of Responsibility) in Appendix A of the CTPMSP (Rev A, ARUP, 21/04/2021) to be updated to include	The proponent requested a 'de-brief' on the March 2022 Audit Report from the Auditor to assist with clarifying expectations associated with Non-Conformances identified, however the auditor advised this would be a	This will be closed by the end of October 2022.

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	<p>routes.</p>	<p><b>The Auditor notes that this NCR was identified in both previous Independent Audits completed by Aspect Environmental in September 2021 and March 2022.</b></p> <p><b>Further, in the Proponent's Response to Independent Audit Findings Report dated 21/09/21, the following commitment was stated in response to the NCR "Whilst the requirements of this consent condition are addressed within the broader CTPMSP, the Driver Code of Conduct will be updated to specifically address each of the items noted in the consent conditions". And, in the Proponent's Response to Independent Audit Findings Report dated 12/04/22, the following commitment was stated in response to the NCR "A separate drivers CoC will be prepared by LLB to include items a,b,c &amp; d to meet condition B22. The item will be closed out by 29/04/2022".</b></p>	<p>the requirements of B22 a), b), c) &amp; d).</p>	<p>conflict of interest and the de-brief did not occur.</p> <p>As part of the auditor's September audit finalisation, the auditor has provided additional clarity in addressing this item which the project team will implement.</p> <p>The project team will provide a consolidated document to address this requirement.</p>	
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C46	<p>In accordance with the specific requirements in the Independent Audit Post Approval Requirements, the Applicant must:</p> <p>(a) review and respond to each Independent Audit Report prepared under condition C44 of this consent, or condition C45 where notice is given;</p> <p>(b) submit the response to the Planning Secretary; and</p> <p>(c) make each Independent Audit Report and response to it publicly available within 60 days after submission to the Planning Secretary.</p>	<p><b>The Proponents Response to Independent Audit Report #2 was not made publicly available on the SINSW Project website within 60 days after submission to the Planning Secretary.</b></p>	<p>Update the SINSW Project website. See A23.</p>	<p>The documents have been uploaded to the project website.</p>	<p>Closed</p>
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**PROPONENT RESPONSE TO INDEPENDENT AUDIT FINDINGS FORT STREET PUBLIC SCHOOL PROJECT**

**September 2022 Observations Audit findings Identified in Independent Audit IA#3**

Condition Number (ID)	Compliance Requirement	Independent Audit Finding	Independent Audit Recommendation	Proponent's Proposed Action/Action taken/Response (as applicable)	Proposed Action Due Date
A31	If necessary to either improve the environmental performance of the development, cater for a modification or comply with a direction, the strategies, plans, programs or drawings required under this consent must be revised, to the satisfaction of the Planning Secretary or certifier	<b>The CEMP has not been updated to reflect the approval of SSD-10340-Mod-1 granted by DPIE on 22 December 2021. Reference Section 1.2 of the CEMP "Satisfy the conditions of consent SSD-10340 for the Fort Street Public School, Upper Fort Street, Millers Point dated 7 October 2020". There is no reference to the approved SSD-10340 Modification 1 in the CEMP.</b>	Revise and update the CEMP.	LLB has updated the CEMP to reflect the Auditor's recommendations. The final CEMP will be issued once the B22 Drvier Code of Conduct elements have been addressed.	This will be closed by the end of October 2022 following updating the respective B22 item.