

# **Proponent Response to Independent Audit Findings**

## **Fort Street Public School Project**

**State Significant Development (SSD) 10340**

[VERSION 1.0]

21 September 2021

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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)

### Date

September 2021

### Contact Details

<b>Proponent</b>	Schools Infrastructure NSW
<b>Client Representative</b>	Root Partnerships
<b>Managing Contractor</b>	Lendlease Building

### Independent Audit Date

11 August 2021

### 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 11 August 2021. 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.

**Table 1 – Non-Compliances Identified in Independent Audit IA#1 (11 August 2021)**

Condition Number (ID)	Compliance Requirement	Independent Audit Finding	Independent Audit Recommendation	Proponent's Proposed Action/Action taken/Response (as applicable)	Proposed Action Due Date
A24	<p>The Applicant must ensure that all of its employees, contractors (and their sub-contractors) are made aware of, and are instructed to comply with, the conditions of this consent relevant to activities they carry out in respect of the development.</p>	<p>Sighted Aconnex correspondence 06/08/21 from Lendlease to Salcorp with attached transmittal of all management plans and sub plans.</p> <p>Sighted Fort Street Public School CEMP Construction Stage 1 and 2 (ref: 210430_CEMP_FSPPS_Revision D) (LendLease 30/04/2021). Section 4.5 identifies:</p> <ul style="list-style-type: none"> <li>- To ensure that this CEMP is effectively implemented, each level of management is responsible for ensuring that all personnel reporting to them are aware of the requirements of this CEMP.</li> <li>- The Construction Manager will coordinate the environmental training.</li> <li>- All personnel (including sub-contractors) are required to attend a compulsory site induction that includes an environmental component prior to commencement on-site.</li> <li>- The EHS Coordinator (or delegate) will conduct the environmental component of the site inductions.</li> <li>- A record of all inductions will be maintained and kept on-site.</li> <li>- Toolbox talks are used to ensure environmental awareness continues throughout construction.</li> </ul> <p>Sighted inductions No 161, 117, 127, 134 &amp; 175. No reference in the induction to the requirement to comply with the Conditions of Consent or the CEMP/ Sub Plans</p>	<p>Project to update site induction content to include the requirement for employees, contractors (and their sub-contractors) to comply with, the conditions of this consent relevant to activities they carry out in respect of the development.</p>	<p>Site Induction Material to be updated to reference the conditions of consent and note all subcontractors on site are required to comply with the conditions at all times, as relevant to the activities they are conducting on site</p>	<p>Action to be implemented prior to next Independent Audit (Feb 2022)</p>

**PROPONENT RESPONSE TO INDEPENDENT AUDIT FINDINGS FORT STREET PUBLIC SCHOOL PROJECT**

B22	A Driver Code of Conduct must be prepared and communicated by the Applicant to heavy vehicle drivers and 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 routes.	Unable to identify where content of B22 a), b), c) & d) are captured in the Drivers Code of Conduct - Appendix A of CTPMSP (Rev A, ARUP, 21/04/2021).	Driver Code of Conduct to be updated to include the requirements of B22 a), b), c) & d) and communicated to heavy vehicle drivers.	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.	Action to be implemented prior to next Independent Audit (Feb 2022)
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<b>Table 2 – Observations Identified in Independent Audit IA#1 (11 August 2021)</b>					
<b>Condition Number (ID)</b>	<b>Compliance Requirement</b>	<b>Independent Audit Finding</b>	<b>Independent Audit Recommendation</b>	<b>Proponent's Proposed Action/Action taken/Response (as applicable)</b>	<b>Proposed Action Due Date</b>
B22	A Driver Code of Conduct must be prepared and communicated by the Applicant to heavy vehicle drivers and 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 routes.	Sighted FSPS Environment, Health & Safety Project Induction COVID-19 Issue 1.0, Project Name: Fort Street Public School Revision: 1.4 27th July 2021. Driver's code of conduct not featured in site induction.	It is recommended that specific content of the B22 requirement is included in site induction for heavy vehicle drivers.	Induction material to be updated to reference the Driver Code of Conduct noting all heavy vehicles drivers are required to comply with this document.	Action to be implemented prior to next Independent Audit (Feb 2022)

**PROPONENT RESPONSE TO INDEPENDENT AUDIT FINDINGS FORT STREET PUBLIC SCHOOL PROJECT**

B25	Prior to commencement of construction, the Applicant must consult with TfNSW regarding the potential to coordinate and for TfNSW to undertake the Sydney Harbour Bridge cycleway upgrade work in conjunction with the school redevelopment work approved as part of this consent. Evidence of consultation must be provided to the Certifier. Consultation should continue as required until the Sydney Harbour Bridge cycleway upgrade is completed.	Sighted correspondence from Lendlease to Certifier dated 28/04/2021 identifying consultation records to be issued to Certifier by 30/04/2021.  No evidence provided to verify direct submission of consultation records to the Certifier as required by the Condition. However, sighted email from Certifier to Lendlease not identifying any outstanding requirements regarding Condition B25.	Project to maintain more detailed records as evidence against condition requirements.	Consultant records were provided by Root Partnerships to the Certifier. Consultation records to be maintained in Lendlease filing system for ease of reference and future compliance requirements.	Action to be implemented prior to next Independent Audit (Feb 2022)
C4	Construction, including the delivery of materials to and from the site, may only be carried out between the following hours:  (a) between 7am and 6pm, Mondays to Fridays inclusive; and  (b) between 8am and 1pm, Saturdays. No work may be carried out on Sundays or public holidays.	01/09/21 - 02/09/21. Single visitor access at 0630. 03/09/21 contractors signed in at 0630. 04/09/21 - 06/09/21 no visitors pre 0700. 16/08/21 - 18/08/21 4 entries at 0630 11/08/21 - 12/08/21 6 entries at 0630  Site has been accessed outside of prescribed construction hours. No visibility of nature of works to differentiate pre-start from construction works.	Justification for any access to site outside of the prescribed hours in Condition C4 to be noted in the site sign in/out register.	Sign in register includes reason for visit column. More detailed records to be maintained. Lendlease site personnel to ensure visitor records are completed correctly for evidence documentation purposes	Action to be implemented prior to next Independent Audit (Feb 2022)
C21	For the duration of the construction works:  (a) street trees must not be trimmed or removed unless it forms a part of this development consent or prior written approval from Council is obtained or is required in an emergency to avoid the loss of life or damage to property;	During site inspection Tree 18 identified for removal. Fort Street Public School ARBORICULTURAL DEVELOPMENT IMPACT ASSESSMENT REPORT (10 June 2021 Rev G) states 'Tree 18 This tree will remain viable to be retained under the proposed development'.	If Tree 18 remains intended to be removed, there needs to be documentation from the Arborist confirming adjustment to the earlier recommendations.	Arborist report to be updated to include removal of Tree 18	Action to be implemented prior to next Independent Audit (Feb 2022)

**PROPONENT RESPONSE TO INDEPENDENT AUDIT FINDINGS FORT STREET PUBLIC SCHOOL PROJECT**

C25	<p>The Applicant must:</p> <p>(a) ensure that only VENM, ENM, or other material approved in writing by EPA is brought onto the site;</p> <p>(b) keep accurate records of the volume and type of fill to be used; and</p> <p>(c) make these records available to the Certifier upon request.</p>	<p>Sighted JBS&amp;G imported materials register identifying all imported material as VENM with verification by JBS&amp;G dated 11/05/21 through to 05/08/21.</p> <p>Incorrect date format and assent data noted on 3 separate entries on the import material register.</p>	<p>Materials tracking register should updated and be kept accurate and current.</p>	<p>Materials Register to be updated and Lendlease to ensure the accuracy and completeness of reporting data for all future materials records</p>	<p>Action to be implemented prior to next Independent Audit (Feb 2022)</p>
AN 11	<p>The Applicant must consult with SafeWork NSW concerning the handling of any asbestos waste that may be encountered during construction.</p>	<p>Asbestos is not specifically referenced in the Waste Management Sub Plan and no reference is made to consultation with SafeWork NSW.</p> <p>Referenced notifications to SafeWork NSW were not included in the hazardous removals documentation.</p>	<p>Records confirming consultation, issues raised and verified closeout should be retained.</p>	<p>Waste Management Plan to be updated to include details for asbestos waste and Safe Work NSW requirements.</p> <p>Consultation Records with SafeWork NSW to be provided</p>	<p>Action to be implemented prior to next Independent Audit (Feb 2022)</p>