

Kiersten Fishburn  
Planning Secretary  
Department of Planning and Environment  
12 Darcy Street  
Parramatta NSW 2150

20<sup>th</sup> September 2023

Attn: Rob Sherry

Dear Ms Fishburn,

**New Jindabyne Education Campus (SSD 15788005): Submission of Independent Audit Report and response in accordance with Condition C40 to C45.**

I refer to SSD Application 15788005, New Jindabyne Education Campus, approved on the 10 August 2022 and Mod-1 approved on 3 May 2023.

In accordance, with condition C44 of the Development Consent, the following document is submitted to the Planning Secretary for information:

- Independent Environmental Audit Report File No 122214 R2 Final. Prepared by Geosyntec, 21 September 2023,

As per the requirements of condition C44 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

In accordance with condition C43 the Independent Audit Report and response will be made publicly available within 60 days of the date of this submission.

Yours sincerely



Robin Roy  
**Project Director**  
**School Infrastructure NSW**

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

Condition ID	Compliance Requirement	Audit finding	Audit Recommendation	Proponent's Proposed Action/Action Taken/Response	Evidence	Due Date/Status
A31	The Planning Secretary must be notified through the major projects portal within seven days after the Applicant becomes aware of any non-compliance. The Certifier must also notify the Planning Secretary through major project portal within seven days after they identify any non-compliance	25/07/23 Record sighted: <ul style="list-style-type: none"> <li>- DoE (13 July 2023) New Jindabyne Education Campus (SSD 15788005): Notification of Non-Compliance in accordance with Condition B20 and A31 regarding:</li> <li>- B20: AFT2 has not been protected in perpetuity.</li> <li>- A31: The department was not notified within 7 days of the proponent being aware of the above-mentioned Non-Compliance.</li> </ul> <p>DPE has not responded to the Non-Compliance notification.</p>	The item is considered non-compliant as the notification of non-compliance to condition B20 was not conducted within 7 days. Recommendation: Future non-compliance must be notified to Planning Secretary within 7 days of notification.	The Project Team are to ensure that any future non-compliances are to be notified to the Planning Secretary within 7 days of notification. DPE have been informed of this by virtue of this non-compliance submission.	DPE have been informed of this by virtue of this non-compliance submission as per PA-9.	CLOSED
B20	The Aboriginal Cultural Heritage Management Sub-Plan (ACHMSP) must address, but not be limited to, the following: (a) Be prepared by a suitably qualified and experienced expert in consultation with the Registered Aboriginal Parties (b) Describe the measures to protect the known artefact Jindabyne Campus AFT2 in perpetuity; (c) Implement recommendations made in the Aboriginal Cultural Heritage Assessment for Jindabyne Education Campus dated 23 May 2023 prepared by NGH Pty Ltd.	25/07/23 Record sighted: <ul style="list-style-type: none"> <li>- ACHMSP (8 November 2022) Section 5 and 7 address this condition.</li> <li>- DoE (13 July 2023) New Jindabyne Education Campus (SSD 15788005): Notification of Non-Compliance in accordance with Condition B20 and A31 regarding:</li> <li>- B20: AFT2 has not been protected in perpetuity.</li> </ul>	This item is considered non-compliant as AFT2 was not protected in perpetuity. However, it is noted that this has now been rectified and notification of the non-compliance has been conducted. No recommendation is made.	Consultation on the salvage report and notification with local RAPs regarding these events on 28th of November 2022. Representatives of the RAPs were onsite during construction and in accordance with consent condition C28.  Consultation with adjacent development site (TAFE) regarding the disturbance of AFT 2 and advised to self-report on the 8th November 2022.	DPE have been informed of this by virtue of this non-compliance submission as per PA-9.	CLOSED