



**NSW Department of Education**

**Kent Road Public School**

**(SSD 9344)**

SINSW Response to Independent  
Environmental Audit Report (IEA)

20 January 2020

## Response to Independent Environmental Audit Non-Compliances

Three non-compliances have been identified in the IEA report dated 20 January 2020; Rev 3. The non-compliances are being addressed as follows:

ID	Consent Heading	Compliance Requirement	Comments / Observations / Supporting Documentations	Compliance Status	Independent Audit Findings and Recommendations Actions (A) = address non-compliances Recommendations (R) = address observations	SINSW Response and Actions
C22(c)	<b>Tree Protection</b>	For the duration of the construction works: (c) all trees on the site that are not approved for removal must be suitably protected during construction as per recommendations of the Arboricultural Impact Assessment dated 1 October 2018;	Site inspection to verify requirements of condition fulfilled regarding tree protection. Arboricultural Impact assessment (October 2018) and certification that the components outlined in condition are provided	Non-compliant	(A): Address non-compliance.	SINSW notes and accepts non-compliance to this condition.  Tree protection has been provided to retained trees within the construction site, however for the trees not within the site, limited tree protection was provided as this will impact the operation of the school and remove further playspace for the children.  The Arboricultural Impact Assessment is to be reviewed and updated and a S4.55 application is to be submitted to the Department of Planning, Industry and Environment seeking modification of this condition of consent so it may better align with the operational requirements of the school and the scope of works for the project.  In the interim a control measure has been implemented being the installation of signage stating "no construction activity is permitted beyond this point. No construction activity of any kind must take place on the southern side of this fence/sign"
C22(f)	<b>Tree Protection</b>	For the duration of the construction works: (f) the group exclusion zone is to be extended in the western direction towards tree 45. (i) Additional signage must be added stating that 'No construction activity is permitted beyond this point. No construction activity of any kind must take place on the southern side of this fence.	Site inspection to verify requirements of condition fulfilled regarding tree protection. Arboricultural Impact assessment (October 2018) and certification that the components outlined in condition are provided.	Non-compliant	(A): Address non-compliance.	SINSW notes and accepts non-compliance to this condition.  Tree protection has been provided to retained trees within the construction site, however for the trees not within the site, limited tree protection was provided as this will impact the operation of the school and remove further playspace for the children.  Following update of the Arboricultural Impact Assessment a Section 4.55 application will be made to the Department of Planning industry and Environment requesting the deletion of this condition.  In the interim a control measure has been implemented being the installation of signage stating "no construction activity is permitted beyond this point. No construction activity of any kind must take place on the southern side of this fence/sign"

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C22(h)	<b>Tree Protection</b>	For the duration of the construction works: (h) if access to the area within any protective barrier is required during the works, it must be carried out under the supervision of a qualified arborist. Alternative tree protection measures must be installed, as required. The removal of tree protection measures, following completion of the works, must be carried out under the supervision of a qualified arborist and must avoid both direct mechanical injury to the structure of the tree and soil compaction within the canopy or the limit of the former protective fencing, whichever is the greater.	Site inspection to verify requirements of condition fulfilled regarding tree protection. Arboricultural Impact Assessment (October 2018) and certification that the components outlined in condition are provided.	Non-compliant	(A): Address non-compliance.	Following update of the Arboricultural Impact Assessment a Section 4.55 application will be made to the Department of Planning, Industry and Environment requesting the modification of this condition of consent so it may better align with the operational requirements of the school and the scope of works for the project.

## Response to Independent Environmental Audit Recommendations

One recommendation was included in the IEA report dated 20 January 2020 Rev 3. SINSW has reviewed the recommendations and provides the following commentary:

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C22(c)	<b>Tree Protection</b>	For the duration of the construction works: (c) all trees on the site that are not approved for removal must be suitably protected during construction as per recommendations of the Arboricultural Impact Assessment dated 1 October 2018;	Site inspection to verify requirements of condition fulfilled regarding tree protection. Arboriculture Impact assessment (October 2018) and certification that the components outlined in condition are provided	Non-compliant	(A): The proponent should seek to have the Arboricultural Impact Assessment reviewed and to modify the conditions of consent pertaining to the Tree Protection Zones (TPZs) to better align with the operational requirements of the school and the scope of works within the project.	Noted and accepted.  The Arboricultural Impact Assessment is to be reviewed and updated and a S4.55 application is to be submitted to the Department of Planning, Industry and Environment seeking modification of this condition of consent so it may better align with the operational requirements of the school and the scope of works for the project.  In the interim a control measure has been implemented being the installation of signage stating "no construction activity is permitted beyond this point. No construction activity of any kind must take place on the southern side of this fence/sign"

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C22(f)	<b>Tree Protection</b>	For the duration of the construction works: (f) the group exclusion zone is to be extended in the western direction towards tree 45. Additional signage must be added stating that 'No construction activity is permitted beyond this point. No construction activity of any kind must take place on the southern side of this fence.	Site inspection to verify requirements of condition fulfilled regarding tree protection. Arboriculture impact assessment (October 2018) and certification that the components outlined in condition are provided.	Non-compliant	(A): The proponent should seek to have the Arboricultural Impact Assessment reviewed and to modify the conditions of consent pertaining to the Tree Protection Zones (TPZs) to better align with the operational requirements of the school and the scope of works within the project.	Noted and accepted.  Following update of the Arboricultural Impact Assessment a Section 4.55 application will be made to the Department of Planning Industry and Environment requesting the deletion of this condition.  In the interim a control measure has been implemented being the installation of signage stating <i>"no construction activity is permitted beyond this point. No construction activity of any kind must take place on the southern side of this fence/sign"</i>
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