

Michael Cassel
Planning Secretary
Department of Planning and Environment
12 Darcy Street
Parramatta NSW 2150

Attn: Rob Sherry

4 May 2023

Dear Mr Cassel

Redevelopment of Hastings Secondary College Port Macquarie Campus Upgrade (SSD 11920082): Submission of Independent Audit Report and Response in accordance with Conditions C37 and C38

I refer to the redevelopment of Hastings Secondary College SSD 11920082 approved on 1 December 2021.

In accordance, with condition C37 and C38 of the Development Consent, the following document has been submitted to the Planning Secretary for information:

- Hastings Secondary College Redevelopment_IA2_Rev2_FINAL, Steve Fermio, 27/02/2023, V2

As per the requirements of condition C37(a) 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 observations

In accordance with condition C37© the Independent Audit Report and response will be made publicly available within 60 days of the date of this submission.

Yours sincerely



Natali Boskovska
Project Director
Schools 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
A23	<p>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:</p> <p>a) make the following information and documents (as they are obtained or approved) publicly available on its website:</p> <ol style="list-style-type: none"> I. the documents referred to in condition A2 of this consent; II. all current statutory approvals for the development; III. all approved strategies, plans and programs required under the conditions of this consent; IV. regular reporting on the environmental performance of the development in accordance with the reporting arrangements in any plans or programs approved under the conditions of this consent; V. a comprehensive summary of the monitoring results of the development, reported in accordance with the specifications in any conditions of this consent, or any approved plans and programs; VI. a summary of the current stage and progress of the development; VII. contact details to enquire about the development or to make a complaint; VIII. a complaints register, updated monthly; IX. audit reports prepared as part of any independent audit of the development and the Applicant's response to the recommendations in any audit report; X. any other matter required by the Planning Secretary; and <p>b) keep such information up to date, to the satisfaction of the Planning Secretary and publicly available for 12 months after the commencement of operations.</p>	<p>Non-compliant as the first independent audit report (IA1 Report) dated 8/6/22 not available on the Project website at time of audit.</p>	<p>Upload IA1 Report dated 8/06/2022 to the Project website.</p>	<p>The IA1 Report dated 8/06/2022 has been uploaded to the Project website on 5 April 2023.</p>	<p>Refer to IA1 on project website. https://www.schoolinfrastructure.nsw.gov.au/projects/h/hastings-secondary-college-upgrade.html#category-reports</p>	<p>Closed</p>
A30	<p>Within three months of:</p> <ol style="list-style-type: none"> a) the submission of a compliance report under condition A33; b) the submission of an incident report under condition A26; c) the submission of an Independent Audit under condition C35 or C36; d) the approval of any modification of the conditions of this consent; or e) the issue of a direction of the Planning Secretary under condition A3 which requires a review, <p>the strategies, plans and programs required under this consent must be reviewed, and the Planning Secretary and the Certifier must be notified in writing that a review is being carried out.</p>	<p>CEMP was reviewed following IA1, however no evidence provided to DPE or Certifier to notify of review being carried out.</p>	<p>Ensure any future review of CEMP or sub plans (e.g. in response to this IA2), is notified as required under this condition.</p>	<p>Review of plans notified to DPE via letter dated 28/11/22 and notified to Certifier on 13 April 2023.</p>	<p>Notification of Review submitted via Major Project Portal 28/11/22.</p>	<p>Closed</p>
C37	<p>In accordance with the specific requirements in the Independent Audit Post Approval Requirements, the Applicant must:</p> <ol style="list-style-type: none"> a) review and respond to each Independent Audit 	<p>As per A23 above the report from the first independent environmental audit (IA1) dated 8/6/22 not</p>	<p>Upload IA1 Report dated 8/06/2022 to the Project website.</p>	<p>The IA1 Report dated 8/06/2022 has been uploaded</p>	<p>Refer to IA2 on project website. https://www.schoolinfrastructure.nsw.gov.au/projects/h/hastings-secondary-college-upgrade.html#category-reports</p>	<p>Closed</p>

Condition ID	Compliance Requirement	Audit finding	Audit Recommendation	Proponent's Proposed Action/Action Taken/Response	Evidence	Due Date/Status
	Report prepared under condition C35 of this consent, or condition C36 where notice is given; b) submit the response to the Planning Secretary; and make each Independent Audit Report and response to it publicly available within 60 days after submission to the Planning Secretary.	available on the Project website at time of audit.		to the Project website 5 April 2023.		



Attachment B – Response to Independent Audit observations

Condition ID	Compliance Requirement	Audit Observation/Opportunity for Improvement	Proponent's Proposed or Completed Action or reason for not implementing measures/changes	Evidence	Due Date/Status
C5	Notwithstanding condition C4, provided noise levels do not exceed the existing background noise level plus 5dB, works may also be undertaken during the following hours: a) between 6pm and 7pm, Mondays to Fridays inclusive; and b) between 1pm and 4pm, Saturdays.	Need for process to be developed and included in CNVMP determine / predict whether construction noise levels will not exceed the existing background noise level plus 5dB before works undertaken during the extended hours allowed under this condition as it is understood these extended hours have been used on several occasions.	The CNVMP has been updated by the Contractor to include commentary confirming construction noise levels will not exceed the existing background noise level plus 5dB before works undertaken during the extended hours allowed under this condition. Contractor has noted that the extended hours have not been used on several occasions.	<p>The CNVMP is Appendix F of the CEMP. Section 3.3 of the CNVMP – Long Term Noise Monitoring – Table 3 outlines the Rating Background Levels and Ambient Noise Levels. The Contractor, FKG will not be working outside of the Condition C4 hours. The CEMP has been updated on pages 14 and 15 noting that should works need to occur outside of the Condition C4 hours, FKG will actively monitor noise levels at the nearest sensitive receiver in accordance with Table 3 of Appendix F (Construction Noise and Vibration Management Plan) - below snippet showing update in CEMP. Updated CEMP & CNVMP available on project website https://www.schoolinfrastructure.nsw.gov.au/projects/h/hastings-secondary-college-upgrade.html#category-reports.</p> <p>SSD-11920082 – Hastings Secondary College </p> <p>The proposed restricted hours of work for the project, provided that noise levels do not exceed the existing background noise level plus 5dB, which aligns to Condition C5 of SSD-11920082, are as follows. Please note RBL in table 3 of CNVMP which establishes the background noise levels.</p> <p>Monday–Friday – 6pm – 7pm Saturday – 1pm – 4pm</p> <p>At no stage currently or in the foreseeable future will FKG work outside of the Condition C4 hours. If for whatever reason we plan on operating within the C5 hours (noted above) FKG will actively monitor noise levels at the nearest sensitive receiver to ensure that we are no more than 5dB above the Rating Background Levels as shown in Table 3 of Appendix F (Construction Noise and Vibration Management Plan)</p> <p>The proposed hours of work for the project for specific construction activities such as rock breaking, rock hammering, sheet piling, pile driving and similar activities, which align to Condition C8 of SSD-11920082, are as follows:</p> <p>Monday–Friday – 9am – 12pm & 2pm – 5pm Saturday – 9am – 12pm</p>	Closed

