

DOC22/217013

Michael Cassel  
Planning Secretary  
Department of Planning and Environment  
Locked Bag 5022  
Parramatta NSW 2150

Attn: Rob Sherry,

21 September 2022

Dear Mr Cassel

**Kingscliff Public School (SSD 8378620): Response to Independent Environmental Audit Report in accordance with Condition C39 and C40**

I refer to SSD Application 8378620, Kingscliff Public School Redevelopment, approved on 15 February 2022.

In accordance, with condition C39 of the Development Consent, the following document has been submitted to the Planning Secretary for information:

- Independent Audit Report No. 1, *KPS\_SSD8378620\_IA1\_Rev3.0\_Final*, Peter Hatton, 26 August 2022, Version 03.

As per the requirements of condition C40 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 recommendations
- Attachment C - Evidence of Actions

Yours Sincerely,

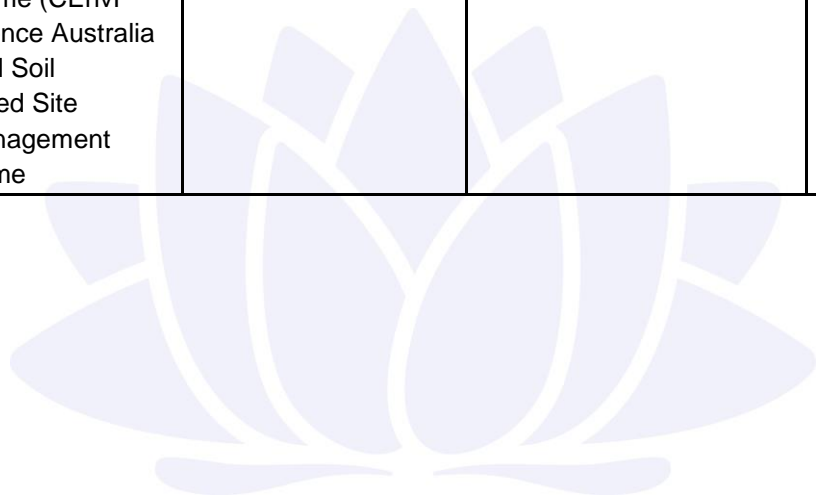


Martyn Charlett  
**A/Senior Project Director – Schools Infrastructure NSW**

## 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 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> <p>(i) The documents referred to in condition A2 of this consent</p> <p>(ii) all current statutory approvals for the development</p>	Development Consent for SSD-8378620 dated 15/2/2022 is not included in the documents available on the project website.	Ensure the relevant development consent, and any subsequent modifications, are posted to the relevant website	In line with our letter dated 23/08/2022 (PA-14) the project website library was updated to include a hyperlink to the Planning Portal.	Please refer to project <a href="#">website</a>	CLOSED
B38	Where demolition works to a building require the removal of building slab on ground, prior to the disturbance of the slab, the Applicant must conduct site investigations to confirm if the site is contaminated by organochloride pesticides and comply with the following requirements:	At the time of the audit site inspection, there was no evidence that the investigation was undertaken or reviewed and approved by consultants certified under either the Environment Institute of Australia and New Zealand's Certified Environmental Practitioner (Site Contamination) scheme	Provide evidence that the investigation was undertaken or reviewed and approved by consultants certified under either the Environment Institute of Australia and New Zealand's Certified Environmental Practitioner (Site Contamination) scheme	In line with our letter dated 23/08/2022 (PA-14) the consultant was requested to provide evidence of their accreditation. This action was closed out with evidence provided to the auditor on 26/08/2022.	Please refer to Attachment C - Pre-Demolition testing report including details of consultants.	CLOSED

Condition ID	Compliance Requirement	Audit finding	Audit Recommendation	Proponent's Proposed Action/Action Taken/Response	Evidence	Due Date/Status
	<p>(a) The site investigations must be undertaken, and the subsequent report(s) must be prepared, in accordance with relevant guidelines made or approved by the EPA under section 105 of the Contaminated Land Management Act 1997 and Council's Pre-Demolition Testing Guideline; and</p> <p>(b) The reports must be prepared, or reviewed and approved, by consultants certified under either the Environment Institute of Australia and New Zealand's Certified Environmental Practitioner (Site Contamination) scheme (CEnvP (SC)) or the Soil Science Australia Certified Professional Soil Scientist Contaminated Site Assessment and Management (CPSS CSAM) scheme</p>	<p>Zealand's Certified Environmental Practitioner (Site Contamination) scheme (CEnvP (SC)) or the Soil Science Australia Certified Professional Soil Scientist Contaminated Site Assessment and Management (CPSS CSAM) scheme.</p>	<p>(CEnvP (SC)) or the Soil Science Australia Certified Professional Soil Scientist Contaminated Site Assessment and Management (CPSS CSAM) scheme</p>			



## 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
A8	Where conditions of this consent require consultation with an Identified party, the Applicant must: a) consult with the relevant party prior to submitting the subject document for information or approval; and b) provide details of the consultation undertaken including: i. the outcome of that consultation, matters resolved and unresolved; and ii. details of any disagreement remaining between the party consulted and the Applicant and how the Applicant has addressed the matters not resolved.	DPE letter of 14/06/22 requested SINSW to append evidence of consultation with Tweed Shire Council during preparation of the Construction Soil and Water Management Plan when that document is next updated.  In accordance with DPE request, append evidence of consultation with Tweed Shire Council in the next update of the Construction Soil and Water Management Plan.	The Contractor has included evidence of consultation with Tweed Shire Council in their latest revision of the Plan, updated in line with Condition A30.	Please refer to Attachment C – B19 KPS Construction Soil and Water Management Plan Rev 4 including Consultation Records	CLOSED

