

INDEPENDENT AUDIT REPORT NO.03





KYEEMAGH PUBLIC SCHOOL – SSD 9391

SEPTEMBER 2021

Revision History

Revision	Date	Prepared By	Reviewed By	Description
A	15/09/2021	Nick Ballard	Steve Fermio	For review
0	22/09/2021	Nick Ballard	Steve Fermio	For issue

Authorisation

Author:	Nick Ballard	Reviewer / Approver:	Steve Fermio
Author Position:	Principal Environmental Auditor	Review Position:	Principal Environmental & Earth Scientist
Author Signature:		Reviewer / Approver Signature:	
Date:	22 September 2021	Date:	22 September 2021

Disclaimer

This disclaimer, together with any limitations specified in this report, apply to use of this report. This report was prepared in accordance with the contracted scope of works for the specific purpose stated in the contract and subject to the applicable cost, time and other constraints. In preparing this report, WolfPeak Pty Ltd (WolfPeak) relied on client/third party information which was not verified by WolfPeak except to the extent required by the scope of works, and WolfPeak does not accept responsibility for omissions or inaccuracies in the client/third party information; and information taken at or under the particular times and conditions specified, and WolfPeak does not accept responsibility for any subsequent changes. This report has been prepared solely for the use by, and is confidential to, the client and WolfPeak accepts no responsibility for its use by any other parties. This report does not constitute legal advice. This report is subject to copyright protection and the copyright owner reserves its rights.

CONTENTS

Executive Summary	1
1. Introduction	2
1.1 Project overview	2
1.2 Approval requirements.....	4
1.3 The audit team	4
1.4 The audit objectives.....	4
1.5 Audit scope.....	4
2. Audit methodology	6
2.1 Audit process overview	6
2.2 Audit process detail	7
2.2.1 Audit initiation and scope development.....	7
2.2.2 Preparing audit activities.....	7
2.2.3 Site personnel involvement.....	8
2.2.4 Meetings.....	8
2.2.5 Interviews	8
2.2.6 Site inspection	8
2.2.7 Document review	8
2.2.8 Document review	9
2.2.9 Compliance evaluation.....	9
2.2.10 Evaluation of post approval documentation	10
2.2.11 Completing the audit	10
3. Audit findings	11
3.1 Approvals and documents audited and evidence sighted	11
3.2 Non-compliances, Observations and Actions.....	11
3.3 Adequacy of Environmental Management Plans, sub-plans and post approval documents	15
3.4 Summary of notices from agencies.....	15
3.5 Other matters considered relevant by the Auditor or DPIE.....	15
3.6 Complaints	15
3.1 Incidents.....	16

3.2 Actual versus predicted impacts	16
4. Conclusions	19
5. Limitations	20
Appendix A – SSD 9391 Conditions of consent.....	21
Appendix B – CEMP & sub-plan mitigation measures	23
Appendix C – Planning Secretary agreement of Independent Auditors	25
Appendix D – Consultation records	26
Appendix E – Meeting sign on sheet	27
Appendix F – Site inspection photos	28
Appendix G – Independent declaration forms	33

Tables

Table 1 Name and position of personnel interviewed during site inspection	8
Table 2 Second Independent Audit findings and actions	12
Table 3 Third Independent Audit findings and actions	13
Table 3 Summary of predicted versus actual impacts	16

Figures

Figure 1: Kyeemagh Public School	2
Figure 2: Audit activities overview	6

EXECUTIVE SUMMARY

The NSW Department of Education – School Infrastructure NSW (SINSW) is responsible for delivering the redevelopment of the Kyeemagh Public School (the Project). Consent for the Project was granted on 14 July 2020, State Significant Development (SSD) 9391, subject to a number of Conditions of Consent (CoC).

The objective of this Independent Audit is to satisfy SSD 9391 Schedule 2, CoC C36. It requires that Independent Audits of the development be carried out in accordance with the Independent Audit Program required under CoC C36 and the Independent Audit Post Approval Requirements. The Independent Audit seeks to verify compliance with the relevant CoCs and assess the effectiveness of environmental management on the Project.

This Audit Report presents the findings from the third Independent Audit for the construction period, covering the period from 6 March 2021 to 26 August 2021. Works undertaken during audit period include the completion and hand-over of Stage 1 and commencement of Stage 2.

Root Partnerships Pty Ltd (Root) is the client representative on behalf of Schools Infrastructure NSW (SINSW), Taylor Construction Group Pty Ltd (Taylors) is the Principal Contractor and Design Confidence Pty Ltd (Design Confidence) is the Principal Certifying Authority (the Certifier).

The overall outcome of the Independent Audit was positive. Compliance records were organised and available at the time of the site inspection and during interviews with Project personnel from Root and Taylors.

Relevant environmental and compliance monitoring records were being collected and reported as required to provide verification of compliance to statutory requirements and the broader Project environmental requirements.

Detailed findings are presented in Section 3, along with actions to address each of the findings. The findings are summarised as follows:

- A total of 160 CoCs assessed (Parts A to E of SSD 9391).
- A total of 115 CoCs were found to be compliant.
- One CoC was identified as non-compliant.
- A total of 44 CoCs were identified as not triggered.
- Two observations were identified concerning two CoCs.
- Two previously open observations were closed during the audit period.

No non-conformances or observations were identified during the review of implementation of the management plans.

1. INTRODUCTION

1.1 Project overview

The NSW Department of Education – School Infrastructure is responsible for redeveloping the Kyeemagh Public School (the Project), located at the corner of Jacobson Avenue and Beehag Street in Kyeemagh NSW. The Project site is situated approximately 9.7 kilometres (kms) to the south of the Sydney Central Business District, and less than 500 metres (m) from the south-western edge of Sydney Kingsford-Smith Airport. The site is a short distance from a number of watercourses, with Muddy Creek located approximately 340 m to the west, Cooks River located 200 m to the north and Botany Bay located approximately 250 m to the east. The Project location is presented in Figure 1.



Figure 1: Kyeemagh Public School¹

The redevelopment of the school is aimed at addressing the future demand for student enrolments in the area, and the new school will incorporate future focused teaching spaces with excellent internal amenity. The Project incorporates best practice in public building design, is of a high standard of aesthetic finish and afforded the flexibility to accommodate the community use of school facilities outside of ordinary school operating hours.

¹ Modified from SIX Maps 2020

The redevelopment of the school will be undertaken across two distinct construction stages. The staging arrangement is intended to minimise the interruption to the operations of the school, by maintaining continuous access to classrooms, outdoor play areas and administrative functions at each stage of construction.

The two staged redevelopment of Kyeemagh Public School comprises the demolition of all existing structures on site and the construction of new school facilities to accommodate an increase in student numbers to 500 students. Further capacity is available within the proposed scheme to increase student numbers to 600 if required in the future. The school was reclassified from K-2 to K-6, and the expansion of the school will correlate with this reclassification.

The proposed construction and operation of each stage is as follows:

- **Stage 1** (Works commenced August 2020, hand-over was 12 July 2021):
 - Existing store building to be demolished and relocated
 - Establishment of site facilities and compound
 - Preparation of site and construction of Learning Building and Admin
 - Completion of landscaping works in the community garden.
- **Stage 2** (12 July 2021 to Occupation Day 1, Term 1, 2022):
 - Demolition of the existing school buildings.
 - Establishment of hall, covered outdoor learning area and car parking.
 - Completion of the remaining landscaping works

Consent for the Project was granted by the delegate for the Minister of Planning on 14 July 2020, State Significant Development (SSD) 9391, subject to a number of Conditions of Consent (CoC).

Root Partnerships Pty Ltd (Root) is the client representative on behalf of Schools Infrastructure NSW (SINSW), Taylor Construction Group Pty Ltd (Taylors) is the Principal Contractor and Design Confidence Pty Ltd (Design Confidence) is the Principal Certifying Authority (the Certifier). Construction works commenced on 1 August 2020. Works undertaken during the audit period included:

Stage 2 works commenced on 12 July 2021 and include the following works:

- The new multicourt sports space
- The new hall
- A new canteen
- Staff car park upgrades
- Covered outdoor learning space.

1.2 Approval requirements

CoC C35 – C40 of Schedule 2 of SSD 9391 set out the requirements for undertaking Independent Audits. The CoCs give effect to the Department of Planning Industry and Environment (the Department) document entitled the *Independent Audit Guideline Post Approval Requirements* (IAPAR).

1.3 The audit team

In accordance with Schedule 2, CoC C35 and Section 3.1 of the IAPAR, Independent Auditors must be suitably qualified, experienced and independent of the Project, and appointed by the Planning Secretary.

The Audit Team comprises:

- Nick Ballard (Lead Auditor): Exemplar Global Certified Environmental Lead Auditor (Certificate No 129713)
- Derek Low (Auditor Lead): Master of Environmental Engineering Management, Exemplar Global Certified Principal Environmental Auditor (Certificate No 114283)

Approval of the Audit Team was provided by the Department on 12 August 2021. The letter is presented in Appendix C.

1.4 The audit objectives

The objective of this Independent Audit is to satisfy SSD 9391 Schedule 2, CoC C36. It states:

Independent Audits of the development must be conducted and carried out in accordance with the Independent Audit Post Approval Requirements.

The IAPAR sets out the scope, methodology and reporting requirements for IAs.

This Independent Audit seeks to fulfil the requirements of CoC C36, verify compliance with the relevant CoCs and assess the effectiveness of environmental management on the Project.

1.5 Audit scope

This Independent Audit relates to the Project works from 6 March 2021 (date of the previous IA site inspection) to 26 August 2021 (date of the audit interviews) (the audit period).

The scope of the Independent Audit comprises:

- “an assessment of compliance with:
 - *all conditions of consent applicable to the phase of the development that is being audited*
 - *all post approval and compliance documents prepared to satisfy the conditions of consent, including an assessment of the implementation of Environmental Management Plans and Sub-plans; and*

- *all environmental licences and approvals applicable to the development excluding environment protection licences issued under the Protection of the Environment Operations Act 1997.*
- *a review of the environmental performance of the development, including but not necessarily limited to, an assessment of:*
 - *actual impacts compared to predicted impacts documented in the environmental impact assessment*
 - *the physical extent of the development in comparison with the approved boundary*
 - *incidents, non-compliances and complaints that occurred or were made during the audit period*
 - *the performance of the development having regard to agency policy and any particular environmental issues identified through consultation carried out when developing the scope of the audit; and*
 - *feedback received from the Department, and other agencies and stakeholders, including the community or Community Consultative Committee, on the environmental performance of the project during the audit period*
- *the status of implementation of previous Independent Audit findings, recommendations and actions (if any)*
- *a high-level assessment of whether Environmental Management Plans and Sub-plans are adequate; and*
- *any other matters considered relevant by the auditor or the Department, taking into account relevant regulatory requirements and legislation, knowledge of the development's past performance and comparison to industry best practices".*

2. AUDIT METHODOLOGY

2.1 Audit process overview

The Independent Audit was conducted in a manner consistent with AS/NZS ISO 19011.2019 – Guidelines for Auditing Management Systems (AS/NZS ISO 19011) and the methodology set out in the Department’s IAPAR. An overview of the audit activities, as specified in AS/NZS ISO 19011, is presented in Figure 2.

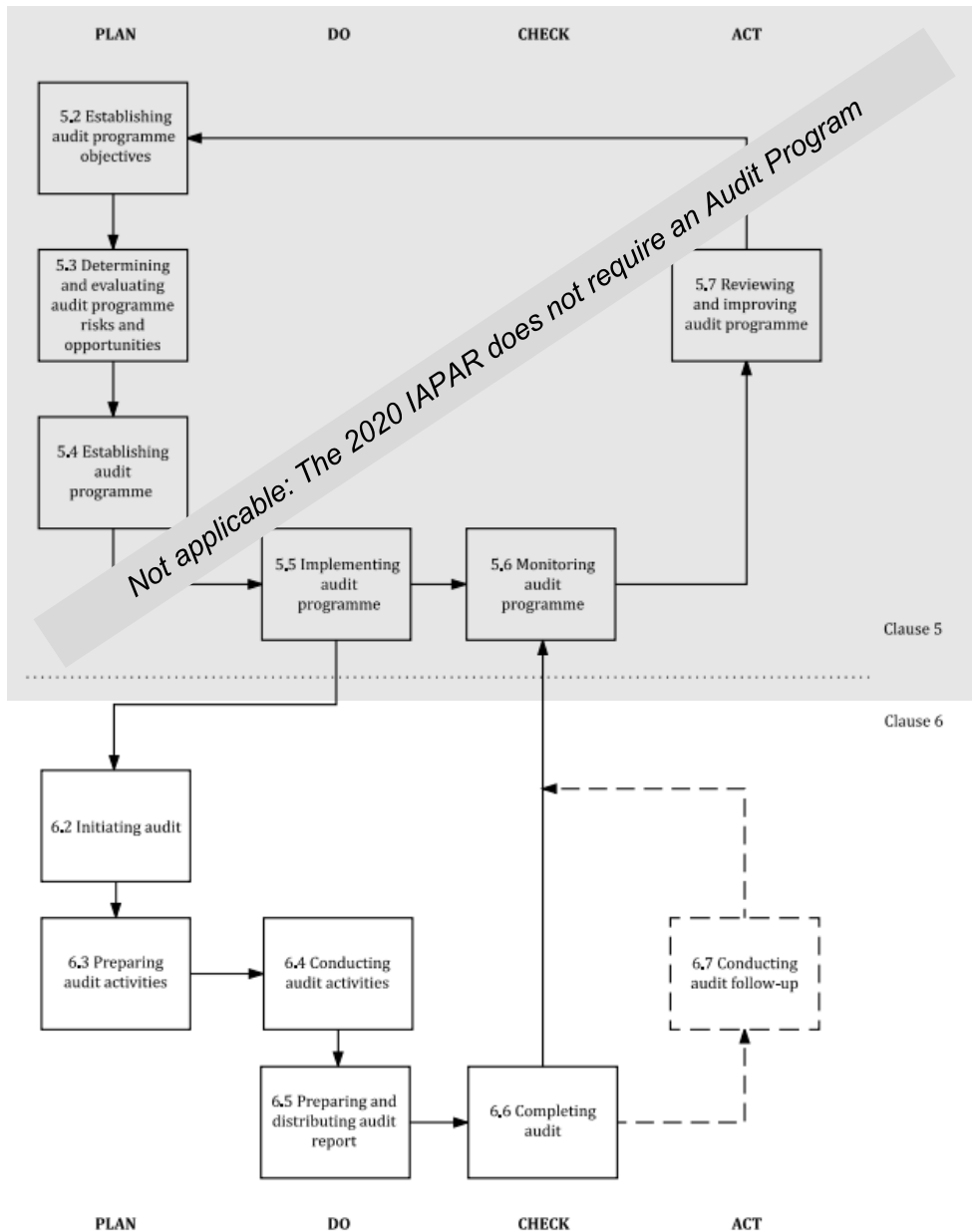


Figure 2: Audit activities overview²

² Modified from AS/NZS ISO 19011. Subclause numbering refers to the relevant subclauses in the Standard.

2.2 Audit process detail

2.2.1 Audit initiation and scope development

Prior to the commencement of the audit the following tasks were completed:

- Establish initial contact with the auditee
- Confirm the audit team
- Confirm the audit purpose, scope and criteria.

On 3 August 2021 WolfPeak consulted with the Department to obtain its input into the scope of the Independent Audit in accordance with Section 3.2 of the IAPAR. The Department responded by email on 12 August 2021 indicating that they had no input for the scope of the audit.

The consultation records are presented in Appendix D.

2.2.2 Preparing audit activities

Prior to the commencement of the audit the following tasks were completed:

The Auditor performed a document review, prepared an audit plan, and prepared work documents (audit checklists) and distributed to the Project team in preparation for the Independent Audit.

The primary documents reviewed prior to and after the site visit are as follows:

- *Environmental Impact Statement Redevelopment of Kyeemagh Public School*, Creative Planning Solutions, January 2018 (EIS).
- *Response to Submissions Redevelopment of Kyeemagh Public School*, Creative Planning Solutions, March 2020 (RtS).
- Project Environmental Management Plan, Taylor Construction Group, Rev: 07, 29-June-21 (CEMP).
- Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, Rev: 0/7, 17-Sept-20 (CTPMSP).
- Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5-Mar-21 (CNVMSP).
- Construction Waste Management Sub-Plan, Taylor Construction Group, Rev:04, 17-Sept-20 (CWMSP).
- Construction Soil and Water Management Plan, Birzulis Associates, Rev: E, 14 Sept-20 (CSWMP).
- Flood Emergency Response Plan, Birzulis Associates, Rev: D, 18-Sept-20 (FERSP).
- Community Communication Strategy Upgrade to Kyeemagh Public School, SINSW July 2020 (CCS).
- Redgum, Arboricultural Impact Assessment & Tree Management Plan Kyeemagh Public School, 8/01/2019, Ref: 4586.1.

2.2.3 Site personnel involvement

Due to COVID-19 restrictions in place at the time of the audit the site inspection took place on 19 August 2021 with a virtual audit consisting of interviews with Project personnel and a review of Project documentation conducted on 26 August 2021.

The names of personnel interviewed during the audit are provided in Table 1.

Table 1 Name and position of personnel interviewed during site inspection

Name	Position	Company	Remarks
19 August 2021			
Colm Carmody	Project Manager	Root	Attended opening and closing meetings. Participated in interviews.
Steve Ziazaris	Senior Project Manager	Taylor's	Attended opening and closing meetings. Participated in interviews.
26 August 2021			
Steve Ziazaris	Senior Project Manager	Taylor's	Accompanied the Auditor on the site inspection.

2.2.4 Meetings

Opening and closing meetings were held with the Auditor and Project personnel. The attendance sheet can be found in Appendix E.

During the opening meeting the objectives and scope of the Independent Audit, the resources required and methodology to be applied were discussed. At the closing meeting, preliminary audit findings were presented, preliminary recommendations (as appropriate) were made, and any post-audit actions were confirmed.

2.2.5 Interviews

The Auditor conducted interviews during the site inspection with key personnel involved in Project delivery, including those with responsibility for environmental management, to assist with verifying the compliance status of the development. All other communication was conducted remotely, which included a detailed request for information and auditee responses to the request.

2.2.6 Site inspection

The on-site audit activities took place on 19 August 2021 under COVID requirements. The on-site audit activities included an inspection of the site and work activities.

Photographs from the site inspection are presented in Appendix F.

2.2.7 Document review

The Independent Audit included investigation and review of Project files, records and documentation that acts as evidence of compliance (or otherwise) with a compliance requirement. The documents sighted are included within Appendices A and B.

2.2.8 Document review

Independent Audit findings were based on verifiable evidence. The evidence included:

- Relevant records, documents and reports
- Interviews of relevant site personnel
- Photographs
- Figures and plans; and
- Site inspections of relevant locations, activities and processes.

2.2.9 Compliance evaluation

The Auditor determined the compliance status of each compliance requirement in the Audit Table, using the descriptors from Table 2 of the IAPAR, being:

Status	Description
Compliant	The Auditor has collected sufficient verifiable evidence to demonstrate that all elements of the requirement have been complied with within the scope of the audit.
Non-compliant	The Auditor has determined that one or more specific elements of the conditions or requirements have not been complied with within the scope of the audit.
Not Triggered	A requirement has an activation or timing trigger that has not been met at the time when the audit is undertaken, therefore an assessment of compliance is not relevant.

Observations were also be made to provide context, identify opportunities for improvement or highlight positive initiatives.

Findings in relation to implementation of management plans (where they do not strictly relate to a condition) use the descriptors below.

Status	Description
Conformant	The Auditor has collected sufficient verifiable evidence to demonstrate that all elements of the requirement have been conformed with within the scope of the audit.
Non-conformant	The Auditor has determined that one or more specific elements of the requirements have not been conformed with within the scope of the audit.
Not Triggered	A requirement has an activation or timing trigger that has not been met at the time when the audit is undertaken, therefore an assessment of conformance is not relevant.

2.2.10 Evaluation of post approval documentation

The Auditor assessed whether post approval documents:

- Have been developed in accordance with the CoCs and all other environmental licences and approvals applicable to the Project (if any) and their content is adequate; and
- Have been implemented in accordance with the CoCs and all other environmental licences and approvals applicable to the Project (if any).

The adequacy of post approval documents was determined on the basis of whether:

- There are any non-compliances resulting from the implementation of the document; and
- Whether there are any opportunities for improvement.

2.2.11 Completing the audit

The Independent Audit Report was distributed to the proponent to check factual matters and for input into actions in response to findings (where relevant). The Auditor retained the right to make findings or recommendations based on the facts presented.

3. AUDIT FINDINGS

3.1 Approvals and documents audited and evidence sighted

The documents audited comprised all the conditions from Schedule 2 of SSD 9391 applicable to the works being undertaken, and selected mitigation measures and commitments from the following plans:

- CEMP
- CTPMSP
- CNVMSP
- CWMSP
- CSWMSP
- FERSP
- CCS.

The evidence sighted against each requirement is detailed within Appendices A and B.

3.2 Non-compliances, Observations and Actions

This Section, including presents the non-compliances and observations identified from this Independent Audit. Actions from the proponent in response to each of the findings are also presented.

Table 2 provides a summary of the status of the previous Independent Audit findings. Actions from the previous Independent Audit were closed.

Detailed findings against each requirement are presented in Appendix A and B.

- A total of 160 CoCs assessed (Parts A to E of SSD 9391).
- A total of 115 CoCs were found to be compliant.
- One CoC was identified as non-compliant.
- A total of 44 CoCs were identified as not triggered.
- Two observations were identified concerning two CoCs.
- Two previously open observations were closed during the audit period.

No non-conformances or observations were identified during the review of implementation of the management plans.

Table 2 Second Independent Audit findings and actions

Item	Ref.	Type	Details of Item	March 2021 IA Status	September 2021 IA Status
3	CoC A35	Non-Compliance	CoC A35 requires that the Planning Secretary must be notified in writing to compliance@planning.nsw.gov.au immediately after the Applicant becomes aware of an incident. The notification must identify the development (including the development application number and the name of the development if it has one) and set out the location and nature of the incident. 1 x notifiable incident occurred. A worker struck his head, and this was reported to SafeWork, and therefore the Department was required to be notified as well. Notification of the incident did not occur immediately. The report was submitted to the Department 5 days later in accordance with CoC A36.	The notification was provided after the deadline.	Closed
4	CoC A37	Non-Compliance	CoC A37 requires that the Planning Secretary must be notified in writing to compliance@planning.nsw.gov.au within seven days after the Applicant becomes aware of any non-compliance. The Certifier must also notify the Planning Secretary in writing to compliance@planning.nsw.gov.au within seven days after they identify any non-compliance. The project notified the Department of the 2 x non-compliances identified in the previous audit more than 7 days after becoming aware their existence.	The notification was provided after the deadline.	Closed
5	CoC A40	Non-Compliance	CoC A40 requires that within three months of (a) the submission of a compliance report under condition A32; (b) the submission of an incident report under condition A36; (c) the submission of an Independent Audit under condition 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 A2 which requires a review, 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. An incident was notified on 17/11/20. A review of the strategies, plans and programs was not notified until 25/02/21 (more than 3 months after the incident notification).	A review was notified after the deadline.	Closed
6	CEMP, Section 11.3.8	Observation	Section 11.3.8 of the CEMP states that the site manager will plan the works to minimise the potential for pollution. This includes providing appropriate storage; separation of incompatible materials and bunding; and ensuring that all activities that use or handle these substances are undertaken in an area that will not cause water pollution or land contamination. Fuels stored on site were not bunded.	Taylor Constructions removed the chemical storage and vessels in question from site, (with photos taken as evidence) and alternative refueling arrangements have been made.	Closed
7	CEMP, Section 11.3.12	Observation	Section 11.3.12 states that community complaints should be treated as 'incidents', they must be reported to the HSE manager, be thoroughly investigated and reported on SharePoint. Reference to these are also to be documented and included in site diary entries. The project or site manager should try to resolve the issues with the community member in a conciliatory manner. Whilst the report indicates that the one complaint during the audit period was addressed and resolved the complaint was not treated as an incident or reported in line with this commitment. A response to this finding was provided by Taylor Constructions when drafting this Audit Report. The evidence provided does show escalation and reporting in line with this commitment, however the evidence relates to a complaint from the previous audit period, not the complaint in question which was received during the current audit period.	Implement each of the commitments from the CEMP as written, or review and update the CEMP and Sub-plans to reflect current practice (whilst maintaining compliance with the CoC). <i>IA3 – The CEMP was updated during the audit period. Evidence was sighted confirming the incident referenced in the previous audit was uploaded to the Taylors document management system. The Senior Project Manager reported that complaints are vetted upon receipt and then an Incident Report Form is completed if the complaint is either considered justified or in writing. Refer to Appendix A and Appendix B for details concerning complaints and incidents during the audit period.</i>	Closed

Table 3 Third Independent Audit findings and actions

Item	Ref.	Compliance Status	Condition / Requirement	Comments and Evidence Sighted for Audit Period	Recommendation
IA3_01	CoC C19	Non-compliant	<p>For the duration of the construction works:</p> <p>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;</p> <p>b) all street trees immediately adjacent to the approved disturbance area / property boundary/ies must be protected at all times during construction in accordance with Council's tree protection requirements. Any street tree, which is damaged or removed during construction due to an emergency, must be replaced, to the satisfaction of Council;</p> <p>c) all trees on the site that are not approved for removal must be suitably protected during construction in accordance with Council's tree protection requirements; and</p> <p>d) 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.</p>	<p>Tree Protection Zone (TPZ) for a number of retained on-site trees did not meet the specified radius to prevent root and/or canopy damage as described in the 2019 Arboricultural Impact Assessment and Tree Management Plan (Redgum, 20129) (refer to Appendix F – Photographs 2a, 2b,3, 4 and 5). The Auditor acknowledges that protective fencing was widened around one on-site tree during the audit to correct an identified TPZ issue of concern during the site inspection.</p>	<p>Trees should be protected in accordance with the requirements specified in the Arboricultural Impact Assessment & Tree Protection Plan (Redgum, 2019). The Arboriculturist for the Project should assess the health and protection measures of retained trees in the Stage 2 works area to confirm mitigation measures are adequate and trees are not being impacted by construction activities.</p> <p><i>Following a review of the draft IA Report the Client reported that the contractor had been notified of the outcome of the IA and the recommendation. The Auditor sighted an email from Taylors dated 21 September 2021 requesting that an arboriculturist be engaged to assess the health and protection measures of retained trees in the Stage 2 works area³.</i></p> <p><i>The Client also reported that a notification of the non-compliance will be issued under CoC A37 concerning CoC C19 within seven days of being in receipt of the final IA Report³.</i></p>
IA3_02	CoC A29	Observation	<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"> the documents referred to in condition A2 of this consent; all current statutory approvals for the development; all approved strategies, plans and programs required under the conditions of this consent; 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; 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; a summary of the current stage and progress of the development; contact details to enquire about the development or to make a complaint; a complaints register, updated monthly; audit reports prepared as part of any independent audit of the development and the Applicant's response to the recommendations in any audit report; 	<p>The draft conditions were available for download from the SINSW Project website at the time of the audit.</p> <p>The most recent version of the Construction Environment Management Plan (CEMP) and Construction Noise and Vibration Management Plan (CNVMP) were not available on the SINSW Project website. CEMP Revision 04 dated 29 September 2020 was available rather than Revision 07 dated 29 June 2021 and CNVMP Revision 03 dated 16 September 2020 was available rather than Revision 05 dated 5 March 2021.</p> <p>It is noted that the plans do not require formal approval; however, SINSW has elected to make the CEMP and CNVMP publicly available by posting them to the website therefore the most recent version of the plan should be available to the public in the spirit of Condition A29(b).</p>	<p>Remove the draft conditions and upload the most recent version of the Construction Environment Management Plan Construction Noise and Vibration Management Plan onto the SINSW Project website.</p> <p><i>Following a review of the draft IA Report the Client reported that the uploading to the SINSW Project website of CEMP Revision 07 dated 29 June 2021 and CNVMP Revision 05 dated 5 March 2021 had been organised, along with the removal of the Draft Conditions and the uploading of the approved Development Consent³.</i></p>

³ Attachment A – Response to Independent Audit Non-Compliances (Section 3.2 and Table 3 of the IA Report)

Item	Ref.	Compliance Status	Condition / Requirement	Comments and Evidence Sighted for Audit Period	Recommendation
			x. any other matter required by the Planning Secretary; and b) keep such information up to date, to the satisfaction of the Planning Secretary.		
IA3_03	CoC C38	Observation	In accordance with the specific requirements in the Independent Audit Post Approval Requirements, the Applicant must: a) review and respond to each Independent Audit Report prepared under condition C36 of this consent; b) submit the response to the Planning Secretary; and c) make each Independent Audit Report and response to it publicly available within 60 days after submission to the Planning Secretary.	The Independent Audit Report (WolfPeak, 2021) was available on the SINSW Kyeemagh Public School website; however, it could not be confirmed when the report was made publicly available.	Records of making the Independent Audit report available to the public, such as uploading to the Project website should be kept demonstrating the timing requirement of CoC C38 (c) was achieved. <i>Following a review of the draft IA Report the Client reported that evidence of the uploading of the Independent Environmental Audit to the SINSW Project website within the timeframe noted in CoC 38(c) will be recorded for the next IEA³.</i>

3.3 Adequacy of Environmental Management Plans, sub-plans and post approval documents

The adequacy of post approval documents must be determined on the basis of whether:

- There are any non-compliances resulting from the implementation of the document; and
- Whether there are any opportunities for improvement.

A review was conducted of the:

- CEMP
- CTPMSP
- CNVMSP
- CWMSP
- CSWMSP
- FERSP.

The Auditor has not undertaken a rigorous or technical assessment of the documents required by SSD 9391, particularly where these documents have been signed off and/or approved by the Certifier or relevant regulatory authorities (for example, the Department).

- No non-conformances or observations were identified during the review of implementation of the management plans.
- The CNVMSP was updated during the audit period to address an observation identified during the previous Independent Audit (WolfPeak, 2021) concerning identify the predicted noise impacts on nearby receivers and vibration monitoring.

3.4 Summary of notices from agencies

To the Auditors knowledge no formal notices were issued by the Department during the audit period.

3.5 Other matters considered relevant by the Auditor or DPIE

Other than the observations and non-compliances identified (presented in Table 3 above) there were no other matters considered relevant by the Auditor. No issues were raised by the Department during the consultation in preparation for this Independent Audit.

3.6 Complaints

A complaints register is being maintained by the Project. The register is published on the Project website at www.schoolinfrastructure.nsw.gov.au/projects/.

Four complaints were sighted in the HammerTech online system for the audit period concerning driver related issues, vibration and dirt on the road. The four were investigated and found not to be related to the Project or within prescribed criteria. Refer response to Appendix A, CoC B19, CoC C16 and CoC C21. The complaints register lists the complaints as closed.

3.1 Incidents

No incidents as defined by the SSD were reported in the audit period

3.2 Actual versus predicted impacts

The audit considered the actual impacts arising from the carrying out of the Project (current works include establishment of environmental controls and site facilities, demolition and hazardous materials removal and vegetation removal) and whether they are consistent with the relevant impacts predicted in the EIS. A summary of the assessment is presented in Table 3.

Table 4 Summary of predicted versus actual impacts

Aspect	Summary of Predicted Impacts	Summary of Actual Impacts During the Audit Period	Consistent (Y/N)
Physical Extent of The Development <i>In comparison with the approved boundary and any potential off-site impacts</i>	<p>The approved Project boundary is defined within the stamped plans listed under CoC A2.</p>	<p>The Project footprint is the same as that approved.</p> <p>The Certifier has reviewed and approved the works through issue of the Crown Certificates and Stage 1 Crown Completion Certificate. This verifies that the design is being implemented as planned.</p>	Yes
Construction Traffic	<p>The construction impact of the school is considered to be minor given that the operational traffic generation is expected to be higher than construction vehicles.</p> <p>Higher order roads be used by construction vehicles when travelling to / from the school as well as implementation of exclusions zones and traffic management / controllers to protects students / pedestrians throughout the construction program.</p>	<p>No construction vehicles were observed to be parking outside of the Project footprint during the site inspection.</p> <p>Sighted invoices from Traffic Control Solutions for the provisions of traffic controllers.</p> <p>On 15 July 2021 a delivery truck drove across the edge of the Council nature strip outside a resident's property. The tyre indentation was levelled off and no action was taken by the resident.</p> <p>On 14 May 2021 sand was reported on the road. Upon investigation it was identified that the sand debris was not related to Project works; however, removal of the debris and clean-up of the area was coordinated to assist the resident, as a good will gesture.</p>	Yes
Noise & Vibration	<p>The most affected receivers are likely to be the residences to the north of the project in NCA03. The worst-case noise levels are predicted during the 'Construction' scenario, where relatively high exceedances of the daytime NML are predicted due to piling works at the boundary of the site.</p> <p>The nearest receivers to the north are likely to be Highly Noise Affected at times during some of the highest noise impact works.</p>	<p>Construction noise was not observed as an issue during the site inspection.</p> <p>One vibration complaint was received during the audit period. Refer response to CoC C16.</p>	Yes

Aspect	Summary of Predicted Impacts	Summary of Actual Impacts During the Audit Period	Consistent (Y/N)
	<p>For most construction activities, it is expected that the construction noise levels would frequently be lower than predicted at the most exposed receivers, as the noise levels presented in this report are based on a realistic worst-case assessment.</p>		
Contamination (Groundwater)	<p>The potential risks from groundwater taken at the site was identified as being of low and acceptable risk. 'Chemicals of potential concern' identified were generally below the adopted criteria with the exception of copper within one of the monitoring wells.</p>	<p>Based on information provided in the EIS, it is unlikely that works associated with the Project will encounter groundwater.</p>	Yes
Contamination (Asbestos)	<p>Asbestos in the soil surface was identified at two locations and within shallow fill material. The risk level associated with the discovery is considered low as the material uncovered was bonded fibre cement material in fair condition with no further other materials encountered at soil surface.</p> <p>It was noted that the soils will require remediation, management, or a further risk assessment as a result.</p>	<p>An in-situ waste classification report was prepared which classified material to be excavated from Stage 1 & 2. It stated that all the material was classified as General Solid Waste and / or asbestos waste (Special Waste).</p> <p>Asbestos air monitoring has been conducted on the Project. The monitoring reports state that the monitoring was conducted in accordance with the relevant SafeWork and NOHSC standards.</p> <p>The asbestos clearance certificates indicate that the residual surface layer was free of asbestos.</p> <p>Remediation works for Stage 1 and Stage 2 are complete.</p>	Yes
Contamination (Acid Sulfate Soils)	<p>Potential Acid Sulfate Soils (PASS) have been identified at depths of 7 mBGL and greater, associated with natural sands and clays. Disturbance may allow PASS to oxidise, posing an environmental risk to ecological receptors such as on-site vegetation and off-site receptors via groundwater. The acid generated also has the potential to degrade structures installed.</p> <p>An Acid Sulfate Soils Management Plan (ASSMP) was recommended to manage the disturbance of these soils by activities such as excavation and piling, or by lowering of the water table.</p>	<p>An ASSMP is provided as Appendix A of the CSWMSP and will be implemented by the Project where necessary.</p>	Yes

Aspect	Summary of Predicted Impacts	Summary of Actual Impacts During the Audit Period	Consistent (Y/N)
Biodiversity	<p>The site contains no native plant communities and limited fauna habitat. Therefore, impacts on local flora and fauna are likely to be limited and there are not likely to be any significant impacts on any threatened species, populations or ecological communities.</p> <p>Nonetheless, there will be some potential impacts on local flora and fauna if the proposed development involves the removal of vegetation, the trees containing the nest boxes and/or the small pond area.</p>	<p>Kingfisher was engaged prior to construction. The ecologist assisted with the relocation of nest boxes. The relocation works were completed in Stage 1.</p>	Yes
Landscaping	<p>A total of 40 trees were identified within the site, with 20 trees recommended for removal and 20 recommended for retention. All trees to be retained are to be protected during construction, with 13 of the trees to be retained, requiring specific tree protection measures given potential impacts that may arise during construction.</p>	<p>Trees identified for retention were observed to be marked; however, protection of some trees was observed to be not consistent with the Arboricultural Impact Assessment & Tree Protection Plan⁴.</p> <p>It was not possible to determine if the health of the trees has been affected. Therefore, it is recommended the Project arborist assess the health of the trees and tree protection measures for Stage 2 works.</p> <p>Refer to Appendix A, CoC C19 for further details.</p>	No
Waste	<p>A significant amount of construction waste going to landfill will be diverted.</p>	<p>Waste skips were observed on site. Waste was appropriately stored. No waste was observed off site.</p> <p>A waste management plan was being implemented.</p>	Yes

⁴ Redgum, Arboricultural Impact Assessment & Tree Management Plan Kyeemagh Public School, 8/01/2019, Ref: 4586.1.

4. CONCLUSIONS

This Audit Report is the third Independent Audit for the construction period, covering the period from 6 March 2021 to 26 August 2021.

The overall outcome of the Independent Audit was positive. Compliance records were organised and available at the time of the site inspection and interviews with Project personnel from Root and Taylors.

Relevant environmental and compliance monitoring records were being collected and reported as required to provide verification of compliance to statutory requirements and the broader Project environmental requirements.

Detailed findings are presented in Section 3, along with actions to address each of the findings. The findings are summarized as follows:

- A total of 160 CoCs assessed (Parts A to E of SSD 9391).
- A total of 115 CoCs were found to be compliant.
- One CoC was identified as non-compliant.
- A total of 44 CoCs were identified as not triggered.
- Two observations were identified concerning two CoCs.
- Two previously open observations were closed during the audit period.

No non-conformances or observations were identified during the review of implementation of the management plans.

5. LIMITATIONS

This Document has been provided by WolfPeak Pty Ltd (WolfPeak) to the Client and is subject to the following limitations:

This Document has been prepared for the particular purpose/s outlined in the WolfPeak proposal/contract/relevant terms of engagement, or as otherwise agreed, between WolfPeak and the Client.

In preparing this Document, WolfPeak has relied upon data, surveys, analyses, designs, plans and other information provided by the Client and other individuals and organisations (the information). Except as otherwise stated in the Document, WolfPeak has not verified the accuracy or completeness of the information. To the extent that the statements, opinions, facts, findings, conclusions and/or recommendations in this Document (conclusions) are based in whole or part on the information, those conclusions are contingent upon the accuracy and completeness of the information. WolfPeak will not be liable in relation to incorrect conclusions should any information be incomplete, incorrect or have been concealed, withheld, misrepresented or otherwise not fully disclosed to WolfPeak.

This Document has been prepared for the exclusive benefit of the Client and no other party. WolfPeak bears no responsibility for the use of this Document, in whole or in part, in other contexts or for any other purpose. WolfPeak bears no responsibility and will not be liable to any other person or organisation for or in relation to any matter dealt with in this Document, or for any loss or damage suffered by any other person or organisation arising from matters dealt with or conclusions expressed in this Document (including without limitation matters arising from any negligent act or omission of WolfPeak or for any loss or damage suffered by any other party relying upon the matters dealt with or conclusions expressed in this Document). Other parties should not rely upon this Document or the accuracy or completeness of any conclusions and should make their own inquiries and obtain independent advice in relation to such matters.

This Document was prepared between 26 August 2021 and 22 September 2021 and is based on the conditions encountered and information reviewed at the time of preparation. To the best of WolfPeak's knowledge, the facts and matters described in this Document reasonably represent the Client's intentions at the time of which WolfPeak issued the Document to the Client. However, the passage of time, the manifestation of latent conditions or the impact of future events (including a change in applicable law) may have resulted in a variation of the Document and its possible impact. WolfPeak will not be liable to update or revise the Document to take into account any events or emergent circumstances or facts occurring or becoming apparent after the date of issue of the Document.

APPENDIX A – SSD 9391 CONDITIONS OF CONSENT

State Significant Development 9391																																																																				
Unique ID	Compliance requirement	Evidence	Independent Audit Findings and Recommendation(s)	Compliance Status																																																																
PART A ADMINISTRATIVE																																																																				
Obligation to Minimise Harm to the Environment																																																																				
A1	In addition to meeting the specific performance measures and criteria in this consent, all reasonable and feasible measures must be implemented to prevent, and, if prevention is not reasonable and feasible, minimise any material harm to the environment that may result from the construction and operation of the development.	Evidence referred to elsewhere in this Audit Table Appendix B	The Project has demonstrated that it is taking all reasonable and feasible measures to prevent or minimise harm on the environment.	Compliant																																																																
Terms of Consent																																																																				
A2	<p>The development may only be carried out:</p> <p>(a) in compliance with the conditions of this consent;</p> <p>(b) in accordance with all written directions of the Planning Secretary;</p> <p>(c) generally in accordance with the EIS and Response to Submissions;</p> <p>(d) in accordance with the approved plans in the table below:</p> <table border="1"> <thead> <tr> <th colspan="4">Architectural drawings prepared by dwp</th> </tr> <tr> <th>Dwg No.</th> <th>Rev</th> <th>Name of Plan</th> <th>Date</th> </tr> </thead> <tbody> <tr><td>SK1201</td><td>C</td><td>Concept Ground Floor Plan</td><td>13.09.2019</td></tr> <tr><td>SK1202</td><td>C</td><td>Concept First Floor Plan</td><td>13.09.2019</td></tr> <tr><td>SK1203</td><td>C</td><td>Concept Roof / Site Plan</td><td>13.09.2019</td></tr> <tr><td>SK1801</td><td>C</td><td>Concept RCP</td><td>13.09.2019</td></tr> <tr><td>SK1802</td><td>C</td><td>Concept RCP</td><td>13.09.2019</td></tr> <tr><td>SK2001</td><td>C</td><td>Concept Elevations</td><td>13.09.2019</td></tr> <tr><td>SK2002</td><td>C</td><td>3D Views</td><td>13.09.2019</td></tr> <tr><td>SK3001</td><td>C</td><td>Reference Plan</td><td>13.09.2019</td></tr> <tr><td>SK3002</td><td>C</td><td>Concept Sections</td><td>13.09.2019</td></tr> <tr><td>SK3003</td><td>C</td><td>Concept Sections</td><td>13.09.2019</td></tr> </tbody> </table> <table border="1"> <thead> <tr> <th colspan="4">Landscape Plans prepared by Umbaco Landscape Architects</th> </tr> <tr> <th>Dwg No.</th> <th>Rev</th> <th>Name of Plan</th> <th>Date</th> </tr> </thead> <tbody> <tr><td>SK01</td><td>E</td><td>Landscape Concept Plant</td><td>Sep 2019</td></tr> <tr><td>SK03</td><td>E</td><td>Proposed Plant Species</td><td>Sep 2019</td></tr> </tbody> </table>	Architectural drawings prepared by dwp				Dwg No.	Rev	Name of Plan	Date	SK1201	C	Concept Ground Floor Plan	13.09.2019	SK1202	C	Concept First Floor Plan	13.09.2019	SK1203	C	Concept Roof / Site Plan	13.09.2019	SK1801	C	Concept RCP	13.09.2019	SK1802	C	Concept RCP	13.09.2019	SK2001	C	Concept Elevations	13.09.2019	SK2002	C	3D Views	13.09.2019	SK3001	C	Reference Plan	13.09.2019	SK3002	C	Concept Sections	13.09.2019	SK3003	C	Concept Sections	13.09.2019	Landscape Plans prepared by Umbaco Landscape Architects				Dwg No.	Rev	Name of Plan	Date	SK01	E	Landscape Concept Plant	Sep 2019	SK03	E	Proposed Plant Species	Sep 2019	<p>Evidence referred to elsewhere in this Audit Table.</p> <p>Environmental Impact Statement Redevelopment of Kyeemagh Public School, CPS January 2018.</p> <p>Response to Submissions Redevelopment of Kyeemagh Public School, March 2020.</p> <p>Stamped plans approved by Department of Planning, Industry and Environment (DPIE) 14/07/20.</p> <p>Taylor network drives showing approved drawings.</p> <p>Interview with Auditees 19/08/21 and 26/08/21.</p>	<p>The Project was being constructed in general accordance with the EIS and RtS. The approved plans are the basis of the issued for construction drawings. There have been no written directions from the Planning Secretary during the audit period. Whilst one non-compliance was identified, these were not of significant number or substantiality. Other than these seldom events, compliance is being achieved in other respects, and on this basis the Auditor does not consider it appropriate to assign a non-compliance with this condition.</p>	Compliant
Architectural drawings prepared by dwp																																																																				
Dwg No.	Rev	Name of Plan	Date																																																																	
SK1201	C	Concept Ground Floor Plan	13.09.2019																																																																	
SK1202	C	Concept First Floor Plan	13.09.2019																																																																	
SK1203	C	Concept Roof / Site Plan	13.09.2019																																																																	
SK1801	C	Concept RCP	13.09.2019																																																																	
SK1802	C	Concept RCP	13.09.2019																																																																	
SK2001	C	Concept Elevations	13.09.2019																																																																	
SK2002	C	3D Views	13.09.2019																																																																	
SK3001	C	Reference Plan	13.09.2019																																																																	
SK3002	C	Concept Sections	13.09.2019																																																																	
SK3003	C	Concept Sections	13.09.2019																																																																	
Landscape Plans prepared by Umbaco Landscape Architects																																																																				
Dwg No.	Rev	Name of Plan	Date																																																																	
SK01	E	Landscape Concept Plant	Sep 2019																																																																	
SK03	E	Proposed Plant Species	Sep 2019																																																																	
A3	<p>Consistent with the requirements in this consent, the Planning Secretary may make written directions to the Applicant in relation to:</p> <p>(a) the content of any strategy, study, system, plan, program, review, audit, notification, report or correspondence submitted under or otherwise made in relation to this consent, including those that are required to be, and have been, approved by the Planning Secretary;</p> <p>(b) any reports, reviews or audits commissioned by the Planning Secretary regarding compliance with this approval; and</p> <p>(c) the implementation of any actions or measures contained in any such document referred to in (a) above.</p>	Interview with Auditees 26/08/21.	No directions have been received.	Not Triggered																																																																
A4	The conditions of this consent and directions of the Planning Secretary prevail to the extent of any inconsistency, ambiguity or conflict between them and a document listed in condition A2(c). In the event of an inconsistency, ambiguity or conflict between any of the documents listed in condition A2(c), the most recent document prevails to the extent of the inconsistency, ambiguity or conflict.	Interview with Auditees 26/08/21.	Noted. This Audit assess compliance with the conditions of this consent and the most relevant versions of the documents listed. No conflicts identified.	Not Triggered																																																																
Limits of Consent																																																																				
A5	This consent lapses five years after the date of consent unless work is physically commenced.	Letter SINSW to DPIE, 27/07/20.	The Department was notified of a 1 August 2020 start date on 27 July 2020.	Compliant																																																																

State Significant Development 9391				
Prescribed Conditions				
A6	The Applicant must comply with all relevant prescribed conditions of development consent under Part 6, Division 8A of the EP&A Regulation.	Part 6, Division 8A of the EPAA Site signage 05/03/21 Structural design certificate, Dunnings Engineers, 17/07/20 Crown Certificate P219_322_1, Design Confidence, 28/7/19 (CC1).	Part 6, Division 8A of the EPAA relates to prescribed conditions for: - compliance with the BCA (Crown Certificates received) - erection of signs - residential building work (not relevant) - entertainment venues (not relevant) - signage for max number of persons for venues (not relevant) - shoring and adjoining properties (whilst properties are adjacent, none are adjoined to the Project).	Compliant
Planning Secretary as Moderator				
A7	In the event of a dispute between the Applicant and a public authority, in relation to an applicable requirement in this approval or relevant matter relating to the Development, either party may refer the matter to the Planning Secretary for resolution. The Planning Secretary's resolution of the matter must be binding on the parties.	Interviews with Auditees 26/08/21.	No disputes were reported during the audit period.	Not Triggered
Evidence of Consultation				
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.	Refer to the evidence sighted in relation to CoCs B6, B14, B17, B26, B29, C24	Evidence sighted demonstrates that consultation was completed, issues resolved and evidence retained for each of the conditions requiring consultation.	Compliant
Staging				
A9	The project must be constructed and operated in stages in accordance with the Concept Design Report prepared by DWP dated 19 September 2019.	Interview with Auditees 26/08/21. Concept Design Report, 19/09/19, DWP	The two stages are being implemented. First the new school is erected, then the old school will be redeveloped. This is consistent with the Concept Design Report. No change.	Compliant
A10	Staging of the proposed development may be varied in accordance with a revised Staging Report (for either or both construction and operation as the case may be) submitted to and approved by the Planning Secretary.	NSW Department of Education (DoE), 2021, Staging Report Kyeemagh Public School SSD 9193, Rev: 04, 14-May-21. Letter – DPIE to SINSW, Kyeemagh Public School – SSD-9391 Staging Report (Condition A10 – A11), 17/06/21. Interview with Auditees 26/08/21.. Concept Design Report, 19/09/19, DWP	A Staging Report was submitted in May 2021. The Staging Report was prepared and submitted to supersede the Concept Design Report prepared for CoC A9. Sighted a letter of approval dated 17 June 201 for the Staging Report Version 04 Final, dated 14 May 2021 from the Department to SINSW. Stage 2 works commenced in July 2021. The two stages are being implemented. First the new school is erected, then the old school will be redeveloped. This is consistent with the Concept Design Report. The staging has not been changed.	Compliant

State Significant Development 9391				
A11	Any revised Staging Report prepared in accordance with condition A10 must: <ul style="list-style-type: none"> (a) if staged construction is proposed, set out how the construction of the whole of the project will be staged, including details of work and other activities to be carried out in each stage and the general timing of when construction of each stage will commence and finish; (b) if staged operation is proposed, set out how the operation of the whole of the project will be staged, including details of work and other activities to be carried out in each stage and the general timing of when operation of each stage will commence and finish (if relevant); (c) specify how compliance with conditions will be achieved across and between each of the stages of the project; and (d) set out mechanisms for managing any cumulative impacts arising from the proposed staging. 	NSW Department of Education (DoE), 2021, Staging Report Kyeemagh Public School SSD 9193, Rev: 04, 14-May-21. Letter – DPIE to SINSW, Kyeemagh Public School – SSD-9391 Staging Report (Condition A10 – A11), 17/06/21. Interview with Auditees 26/08/21. Concept Design Report, 19/09/19, DWP.	Sighted a letter of approval dated 17 June 201 for the Staging Report Version 04 Final, dated 14 May 2021 from the Department to SINSW.	Compliant
A12	Where a revised Staging Report is approved under condition A10, the project must be staged in accordance with the approved Staging Report.	Interview with Auditees 26/08/21. Concept Design Report, 19/09/19, DWP.	A Staging Report was submitted in May 2021. The Staging Report was prepared and submitted to supersede the Concept Design Report prepared for CoC A9.	Compliant
A13	The terms of this approval that apply or are relevant to the works or activities to be carried out in a specific stage set out in the Concept Design Report prepared by dwp dated 19 September 2019 or revised Staging Report approved under condition A10, must be complied with at the relevant time for that stage.	Interview with Auditees 26/08/21. Concept Design Report, 19/09/19, DWP	The two stages are being implemented. First the new school is erected, then the old school is redeveloped. This is consistent with the Concept Design Report. The staging has not been changed.	Compliant
Staging, Combining and Updating Strategies, Plans or Programs				
A14	The Applicant may: <ul style="list-style-type: none"> (a) prepare and submit any strategy, plan (including management plan, architectural or design plan) or program required by this consent on a staged basis (if a clear description is provided as to the specific stage and scope of the development to which the strategy, relationship of the stage to any future stages and the trigger for updating the strategy, plan (including management plan, architectural or design plan) or program); (b) combine any strategy, plan (including management plan, architectural or design plan), or program required by this consent (if a clear relationship is demonstrated between the strategies, plans (including management plan, architectural or design plan) or programs that are proposed to be combined); and (c) update any strategy, plan (including management plan, architectural or design plan), or program required by this consent (to ensure the strategies, plans (including management plan, architectural or design plan), or programs required under this consent are updated on a regular basis and incorporate additional measures or amendments to improve the environmental performance of the development). 	Project Environmental Management Plan, Taylor Construction Group, Rev:07, 29/06/21 (PEMP). Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, Rev: 0/7, 17/09/20 (CTPMSP). Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 05/03/21 (CNVMSP). Construction Waste Management Sub-Plan, Taylor Construction Group, Rev:04, 17/09/20 (CWMSP). Construction Soil and Water Management Plan, Birzulis Associates, Rev: E, 14/09/20 (CSWMP). Flood Emergency Response Plan, Birzulis Associates, Rev: D, 18/09/20 (FERSP). Community Communication Strategy Upgrade to Kyeemagh Public School, SINSW July 2020 (CCS).	At the time of the audit, strategies, plans and programs had not been submitted on a staged basis, combined or updated since being approved.	Not Triggered
A15	Any strategy, plan or program prepared in accordance with condition A14, where previously approved by the Planning Secretary under this consent, must be submitted to the satisfaction of the Planning Secretary.	Refer to A14	Refer to A14	Not Triggered
A16	If the Planning Secretary agrees, a strategy, plan (including management plan, architectural or design plan), or program may be staged or updated without consultation being undertaken with all parties required to be consulted in the relevant condition in this consent.	Refer to A14	Refer to A14	Not Triggered
A17	Updated strategies, plans (including management plan, architectural or design plan), or programs supersede the previous versions of them and must be implemented in accordance with the condition that requires the strategy, plan, program or drawing.	Refer to A14	Refer to A14	Not Triggered

State Significant Development 9391				
Structural Adequacy				
A18	All new buildings and structures, and any alterations or additions to existing buildings and structures, that are part of the development, must be constructed in accordance with the relevant requirements of the BCA. <i>Note: Part 8 of the EP&A Regulation sets out the requirements for the certification of the development.</i>	Structural Design Certificate, Dunnings Engineers, 17/07/20 Crown Certificate P219_322_1, Design Confidence, 28/07/19 (CC1). Crown Certificate P219_322_2, Design Confidence, 23/10/20 (CC2).	A structural engineer has prepared structural drawings along with a compliance. The Certifier has verified its compliance through issue of the Crown Certificates.	Compliant
External Walls and Cladding				
A19	The external walls of all buildings including additions to existing buildings must comply with the relevant requirements of the BCA.	Design Statement, DWP, 17/07/20 Crown Certificate P219_322_1, Design Confidence, 28/07/19 (CC1). Crown Certificate P219_322_2, Design Confidence, 23/10/20 (CC2).	The design statement verifies that the external walls comply with BCA. The Certifier has verified its compliance through issue of the Crown Certificates.	Compliant
Applicability of Guidelines				
A20	References in the conditions of this consent to any guideline, protocol, Australian Standard or policy are to such guidelines, protocols, Standards or policies in the form they are in as at the date of this consent.	The documents referred to elsewhere in this Audit Table.	The documents prepared under the consent appear to refer to the standards and guidelines that are applicable to the document to which they relate.	Compliant
A21	Consistent with the conditions of this consent and without altering any limits or criteria in this consent, the Planning Secretary may, when issuing directions under this consent in respect of ongoing monitoring and management obligations, require compliance with an updated or revised version of such a guideline, protocol, Standard or policy, or a replacement of them.	Interview with Auditees 26/08/21.	Project and site management reported that there have been no direction issued by the Planning Secretary concerning compliance with an updated or revised version of a guideline, protocol, Standard or policy, or a replacement of them.	Not Triggered
Monitoring and Environmental Audits				
A22	Any condition of this consent that requires the carrying out of monitoring or an environmental audit, whether directly or by way of a plan, strategy or program, is taken to be a condition requiring monitoring or an environmental audit under Division 9.4 of Part 9 of the EP&A Act. This includes conditions in respect of incident notification, reporting and response, noncompliance notification, Site audit report and independent auditing. <i>Note: For the purposes of this condition, as set out in the EP&A Act, "monitoring" is monitoring of the development to provide data on compliance with the consent or on the environmental impact of the development, and an "environmental audit" is a periodic or particular documented evaluation of the development to provide information on compliance with the consent or the environmental management or impact of the development.</i>	Part 9, Div 9.4 of the EPAA	The relevant section of the EP&A Act relates to (among other things) the need to be accurate, true (not misleading), properly conducted (approved methodology, calibrated etc) and with records retained. No monitoring has been required, or completed, since the previous audit. This Audit has been conducted in accordance with ISO19011 and the Department's Independent Audit Post Approval Requirements.	Compliant
Contamination				
A23	The Applicant must engage a NSW EPA-accredited Site Auditor throughout the duration of works to ensure that any work required in relation to soil or groundwater contamination is appropriately managed.	Interim Audit Advice, Coffey, 17/07/20.	Dr Michael Dunbavan from Coffeys has been engaged as the Contaminated Sites Auditor.	Compliant
A24	Prior to commencing remediation at any stage, the Applicant must submit to the Planning Secretary, an Interim Audit Advice or a Section B Site Audit Statement that certifies that the Remediation Action Plan is appropriate and that the site can be made suitable for the proposed use. The Applicant must adhere to the management measures accepted by the Site Auditor.	Interim Audit Advice, Coffey, 17/07/20 Submission of Interim Audit Advice to DPIE, 29/07/20.	Interim Audit Advice was prepared by Coffey in July 2020. It endorsed the remediation approach set out in the RAP. The Interim Audit Advice was submitted 3 days prior to remediation commencing. Remediation for Stage 1 is complete. Remediation will commence on Stage 2 following opening of Stage 1 in July 2021.	Compliant
A25	Remediation approved as part of this development consent must be carried out in accordance with the recommendations contained in the Remediation Action Plan prepared by Cardno and dated 24 January 2019 or any variations to the Remediation Action Plan approved in accordance with condition A26.	Interim Audit Advice, Coffey, 17/07/20 Remediation Action Plan, Cardno, 24/01/19 Clearance certificates 24/08/20, 17/08/20, 31/08/20, 12/09/20 Interview with Auditees 26/08/21.	The RAP allowed for an approach to remove potentially impacted fill and inspect the underlying layer to verify as clean. This was adopted by the Project. Interim Audit Advice was prepared by Coffey in July 2020. It endorsed the remediation approach set out in the RAP. Asbestos clearance certificates indicate that the residual surface layer was free of asbestos. Remediation for Stage 1 and Stage 2 is complete.	Compliant
A26	Any variations to the Remediation Action Plan referenced in condition A25 must be approved in writing by the Site Auditor.	Interim Audit Advice, Coffey, 17/07/20.	The RAP allowed for an approach to remove potentially impacted fill and inspect the underlying layer to verify as clean. This was adopted by the Project.	Not Triggered

State Significant Development 9391				
		Remediation Action Plan, Cardno, 24/01/19.	Interim Audit Advice was prepared by Coffey in July 2020. It endorsed the remediation approach set out in the RAP.	
A27	The Applicant must submit to the Planning Secretary any Interim Audit Advice/s issued by the Site Auditor to confirm satisfactory completion of each stage prior to the final stage of operation.	Coffey, Interim Audit Advice 05: Opinion regarding Satisfactory Completion of Remediation for Stage 1 Area for Redevelopment of Kyeemagh Public School, Ref: SYDEN276589-IA05, 16/06/21. Letter – SINSW to DPIE, Redevelopment of Kyeemagh Public School SSD 9193: Submission of Interim Audit Advice in accordance with Condition A27, 21/06/21, Ref: DOC21/680991. Email – DPIE to SINSW, Kyeemagh Public School - Post Approval Document Received - (SSD-9391-PA-29), 22/06/21 @4:00:53 AM	Sighted the Interim Audit Advice prepared by the NSW EPA accredited Site Auditor (0804). Sighted a letter from SINSW to the Planning Secretary dated 21 June 2021 providing Interim Audit Advice issued by the Site Auditor to confirm the satisfactory completion of remediation of the Stage 1 Area. Sighted an email from DPIE to SINSW confirming receipt of the Interim Audit Advice. The final stage of operation has yet to commence.	Compliant
A28	The Applicant must obtain a Section A1 Site Audit Statement, or a Section A2 Site Audit Statement accompanied by an Environmental Management Plan, from a Site Auditor and submit it to the Planning Secretary and Council for information no later than one month before the commencement of the final stage of operation. Contaminated land must not be used for the purpose approved under the terms of this approval until a Site Audit Statement determines the land is suitable for that purpose and any conditions on the Site Audit Statement have been complied with.	Site Inspection 19/08/21.	The Project was in Stage 2 construction at the time of the audit.	Not Triggered
Access to Information				
A29	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: (a) make the following information and documents (as they are obtained or approved) publicly available on its website: (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 (b) keep such information up to date, to the satisfaction of the Planning Secretary.	Project website: https://www.schoolinfrastructure.nsw.gov.au/projects/k/kyeemagh-public-school.html Attachment A – Response to Independent Audit Non-Compliances (Section 3.2 and Table 3 of the IA Report). Email – Root to SINSW, 2021, Kyeemagh PS - Conditions B13 and B15, 21/09/21 @2:49pm.	Observation: <i>The draft conditions were available for download from the SINSW Project website at the time of the audit.</i> <i>The most recent version of the Construction Environment Management Plan (CEMP) and Construction Noise and Vibration Management Plan (CNVMP) were not available on the SINSW Project website. CEMP Revision 04 dated 29 September 2020 was available rather than Revision 07 dated 29 June 2021 and CNVMP Revision 03 dated 16 September 2020 was available rather than Revision 05 dated 5 March 2021.</i> <i>It is noted that the plans do not require formal approval; however, SINSW has elected to make the CEMP and CNVMP publicly available by posting them to the website therefore the most recent version of the plan should be available to the public in the spirit of Condition A29(b).</i> Recommendation: <i>Remove the draft conditions and upload the most recent version of the Construction Environment Management Plan and Construction Noise and Vibration Management Plan onto the SINSW Project website.</i> The Project website was observed to contain: (a)(i) the documents identified in Condition A2. (a)(ii) the development consent. The draft conditions were available for download at the time of the audit. (a)(iii) the PEMP and sub-plans, Remediation Action Plan and Community Communication Strategy. It is noted that the plans do not require formal approval; however, SINSW has elected to make the CEMP [PEMP] publicly available by uploading it to the website therefore the most recent version of the plan should be available. (a)(iv) No Compliance Reports or Audit Reports which report on the environmental performance of the project conducted during the audit period. (a)(v) no monitoring is required by the CoCs or PEMP and sub-plans to be published. (a)(vi) project updates (a)(vii) contact details (a)(viii) current Complaints Register	Compliant

State Significant Development 9391				
			<p>(a)(ix) the first and second Independent Audit Reports and the SINSW responses.</p> <p>(a)(x) the Auditor is not aware of any additional requirements from the Planning Secretary.</p> <p>This condition was found to be compliant given that none of the management plans available on the website require formal approval from the Planning Secretary or Certifier.</p> <p><i>Following a review of the draft IA Report the Client reported that the uploading to the SINSW Project website of CEMP Revision 07 dated 29 June 2021 and CNVMP Revision 05 dated 5 March 2021 had been organised, along with the removal of the Draft Conditions and the uploading of the approved Development Consent. The Auditor sighted an email dated 21 September 2021 from Root to SINSW requesting the uploading and removal of the recommended documents.</i></p>	
Compliance				
A30	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>SE-F-1 Site Specific Mandatory Safety Requirements.</p> <p>Weekly Toolbox Talks: MEET-5840 and MEET-6720.</p> <p>HammerTech Online System HSE inspection register (multiple entries).</p> <p>Site notice board sighted 19/08/21.</p> <p>Interview with Auditees 26/08/21.</p>	<p>Staff and contractors are required to attend the site induction. The induction form covers off elements of the CoCs that are relevant to construction works.</p> <p>50 persons had been inducted for Stage 2 at the time of the audit.</p> <p>776 were inducted for Stage 1 works.</p> <p>Inspections are completed with issues raised and communicated to personnel.</p>	Compliant
Compliance Reporting				
A31	Compliance Reports of the project must be carried out in accordance with the Compliance Reporting Post Approval Requirements.	<p>Compliance Reporting Post Approval Requirements, Department 2020</p> <p>Site Inspection 19/08/21</p>	<p>The Project is in Stage 2 construction. Compliance Reporting is not required during construction under the 2020 PAR.</p> <p>Stage 1 Compliance Reporting will be required at intervals, no greater than 52 weeks from the date of commencement of operation (annually).</p>	Not Triggered
A32	Compliance Reports must be submitted to the Department in accordance with the timeframes set out in the Compliance Reporting Post Approval Requirements, unless otherwise agreed by the Planning Secretary.	<p>Compliance Reporting Post Approval Requirements, Department 2020</p> <p>Site Inspection 19/08/21</p>	<p>The Project is in Stage 2 construction. Compliance Reporting is not required during construction under the 2020 PAR.</p> <p>Stage 1 Compliance Reporting will be required at intervals, no greater than 52 weeks from the date of commencement of operation (annually).</p>	Not Triggered
A33	The Applicant must make each Compliance Report publicly available 60 days after submitting it to the Planning Secretary.	<p>Compliance Reporting Post Approval Requirements, Department 2020</p>	<p>The Project is in Stage 2 construction. Compliance Reporting is not required during construction under the 2020 PAR.</p> <p>Stage 1 Compliance Reporting will be required at intervals, no greater than 52 weeks from the date of commencement of operation (annually).</p>	Not Triggered
A34	Notwithstanding the requirements of the Compliance Reporting Post Approval Requirements, the Planning Secretary may approve a request for ongoing annual operational compliance reports to be ceased, where it has been demonstrated to the Planning Secretary's satisfaction that an operational compliance report has demonstrated operational compliance.	<p>Compliance Reporting Post Approval Requirements, Department 2020</p> <p>Site Inspection 19/08/21 and</p> <p>Interview with Auditees 26/08/21.</p>	<p>The Project is in Stage 2 construction.</p> <p>Stage 1 Compliance Reporting will be required at intervals, no greater than 52 weeks from the date of commencement of operation (annually).</p>	Not Triggered
Incident Notification, Reporting and Response				
A35	The Planning Secretary must be notified in writing to compliance@planning.nsw.gov.au immediately after the Applicant becomes aware of an incident. The notification must identify the development (including the development application number and the name of the development if it has one), and set out the location and nature of the incident.	HammerTech Online System.	No incidents as defined by the SSD were reported in the audit period.	Not Triggered
A36	Subsequent notification must be given and reports submitted in accordance with the requirements set out in Appendix 1.	HammerTech Online System.	No incidents as defined by the SSD were reported in the audit period.	Not Triggered
Non-Compliance Notification				
A37	The Planning Secretary must be notified in writing to compliance@planning.nsw.gov.au within seven days after the Applicant becomes aware of any non-compliance. The Certifier must also notify the Planning Secretary in writing to compliance@planning.nsw.gov.au within seven days after they identify any non-compliance.	Interview with Auditees 26/08/21.	No NCR were identified other than what was raised in the IA2 report.	Not Triggered

State Significant Development 9391				
A38	The notification must identify the development and the application number for it, set out the condition of consent that the development is non-compliant with, the way in which it does not comply and the reasons for the non-compliance (if known) and what actions have been, or will be, undertaken to address the non-compliance.	Interview with Auditees 26/08/21.	The notifications included the relevant information.	Not Triggered
A39	A non-compliance which has been notified as an incident does not need to also be notified as a non-compliance.	Interview with Auditees 26/08/21.	The non-compliances were not incidents	Not Triggered
Revision of Strategies, Plans and Programs				
A40	Within three months of (a) the submission of a compliance report under condition A32; (b) the submission of an incident report under condition A36; (c) the submission of an Independent Audit under condition 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 A2 which requires a review, 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.	Letter, SINSW to DPIE, Kyeemagh Public School (SSD-9391): Revision of strategies, plans and programs in accordance with Condition A40 (c), 29/03/21, Ref: DOC21/312017. Project Environmental Management Plan, Taylor Construction Group, Rev: 07, 29/06/21 (PEMP).	Sighted a letter from SINSW to the Planning Secretary dated 29 March 2021 notifying that the PEMP and sub-plans were to be reviewed following the Independent Audit. The most recent version of the PEMP was dated 29 June 2021. Document control indicated the plan was updated to reflect a change in the Project Team and signatures.	Compliant
A41	If necessary to either improve the environmental performance of the development, cater for a modification or comply with a direction, the strategies, plans, programs or drawings required under this consent must be revised, to the satisfaction of the Planning Secretary or Certifier (where previously approved by the Certifier). Where revisions are required, the revised document must be submitted to the Planning Secretary and / or Certifier for approval and / or information (where relevant) within six weeks of the review. <i>Note: This is to ensure strategies, plans and programs are updated on a regular basis and to incorporate any recommended measures to improve the environmental performance of the development.</i>	Letter, SINSW to DPIE, Kyeemagh Public School (SSD-9391): Revision of strategies, plans and programs in accordance with Condition A41, 15/04/21, Ref: DOC21/401504. Email – DPIE to SINSW, Kyeemagh Public School - Post Approval Document Received - (SSD-9391-PA-25), 15/04/21 @ 1:31:12 AM.	Sighted a letter from SINSW to the Planning Secretary dated 14 April 2021 notifying that the Construction Noise and Vibration Management Plan had been updated on 5 March 2021. Sighted email confirmation of receipt from the Department dated 15 April 2021.	Compliant
PART B PRIOR TO COMMENCEMENT OF CONSTRUCTION				
Notification of Commencement				
B1	The Applicant must notify the Planning Secretary in writing of the dates of the intended commencement of construction and operation at least 48 hours before those dates.	Letter SINSW to DPIE, 27/07/20	The Department was notified of a 01/08/20 start date on 27/07/20.	Compliant
B2	If the construction or operation of the development is to be staged, the Planning Secretary must be notified in writing at least 48 hours before the commencement of each stage, of the date of commencement and the development to be carried out in that stage.	Interview with Auditees 26/08/21. Letter – SINSW to DPIE, Redevelopment of Kyeemagh Public School SSD 9193: Notification of Commencement of Stage 2 Construction in accordance with Condition B2, Ref: DOC21/688388, 23/06/21.	Sighted a letter from SINSW to the Planning Secretary dated 23 June 2021 confirming that Stage 2 works will commence on 12 July 2021 and would include: <ul style="list-style-type: none"> Demolition of the existing school buildings. Establishment of the hall, COLA and car parking. Completion of the remaining landscaping works. 	Compliant
Certified Drawings				
B3	Prior to the commencement of construction, the Applicant must submit to the satisfaction of the Certifier structural drawings prepared and signed by a suitably qualified practicing Structural Engineer that demonstrates compliance with this development consent.	Structural design certificate, Dunnings Engineers, 17/07/20 Crown Certificate P219_322_1, Design Confidence, 28/7/19 (CC1).	A structural engineer has prepared structural drawings along with a compliance. The Certifier has verified its compliance through issue of the Crown Certificate. Includes Stage 1 and Stage 2	Compliant
Acoustic mitigation				
B4	Within three months of construction of stage one works, the Applicant must provide the Certifier with documented evidence that consultation with the property owner of 6 Beehag Street has been undertaken regarding the acoustic treatment of the south-east facing first floor glazing and openings of 6 Beehag Street as recommended in Noise Impact Assessment prepared by SLR dated 20 March 2020. If an agreement is reached, documented evidence of the agreement	Consultation minutes 29/09/20 Email, Stakeholder to SINSW 18/02/21 Email chain, SINSW and Certifier, 30/10/20	Consultation was completed in September 2020, within 3 months of commencement. This was submitted to the Certifier. SINSW issued an instruction to Contractor to undertake the double glazing works. The works were completed on 20/01/21. After the works were completed, Kate and Manuel noted they were unhappy with the tint of the windows. The tint was replaced, and Kate and	Compliant

State Significant Development 9391				
	between the two parties must be provided to the Certifier. The evidence must include details regarding the Applicant being responsible for all financial payments in association with the construction and installation of the agreed treatment. If an agreement cannot be reached, all documented evidence of the consultation (including all correspondence, quotes and offers) must be provided to the Certifier and a copy provided to the Planning Secretary.		Manuel confirmed they were happy with the works and new tint of the windows (email dated 18/02/21).	
External Walls and Cladding				
B5	Prior to the commencement of construction of external walls and cladding, the Applicant must provide the Certifier with documented evidence that the products and systems proposed for use or used in the construction of external walls, including finishes and claddings such as synthetic or aluminium composite panels, comply with the requirements of the BCA. The Applicant must provide a copy of the documentation given to the Certifier to the Planning Secretary within seven days after the Certifier accepts it.	Design Statement, DWP, 17/07/20 Crown Certificate P219_322_2, Design Confidence, 23/10/20 (CC2). Interview with Auditees 26/08/21.	The design statement verifies that the external walls comply with BCA.	Compliant
Protection of Public Infrastructure				
B6	Prior to the commencement of construction, the Applicant must: (a) consult with the relevant owner and provider of services that are likely to be affected by the development to make suitable arrangements for access to, diversion, protection and support of the affected infrastructure; (b) prepare a dilapidation report identifying the condition of all public infrastructure in the vicinity of the site (including roads, gutters and footpaths); and (c) submit a copy of the dilapidation report to the Planning Secretary, Certifier and Council.	Dilapidation survey close out letter, Ausdilaps, 17/07/20 Dilapidation report, 49B Mutch Avenue, 6 Beehag St, Preschool, Public School, Council Assets (kerbs, gutters, road, footpaths). Submission of Dilapidation reports to Council, 21/07/20 Submission of Dilapidation to DPIE, 29/07/20 Submission of Dilapidation to Certifier, 29/07/20	Dilapidation surveys were undertaken and reported. Records show that the dilapidation reports were submitted to the identified stakeholders prior to commencement of construction.	Compliant
Pre-Construction Dilapidation Report				
B7	Prior to the commencement of construction, the Applicant must submit a pre-commencement dilapidation report to Council, and the Certifier. The report must provide an accurate record of the existing condition of adjoining private properties, and Council assets that are likely to be impacted by the proposed works.	Submission of Dilapidation reports to Council, 21/07/20. Interview with Auditees 26/08/21.	Dilapidation surveys were undertaken and reported. Records show that the dilapidation reports were submitted to the identified stakeholders prior to commencement of construction.	Compliant
Community Communication Strategy				
B8	No later than 48 hours before the commencement of construction, a Community Communication Strategy must be submitted to the Planning Secretary for The Community Communication Strategy must provide mechanisms to facilitate communication between the Applicant, the relevant Council and the community (including adjoining affected landowners and businesses, and others directly impacted by the development), during the design and construction of the development and for a minimum of 12 months following the completion of construction. The Community Communication Strategy must:	Submission record SINSW to DPIE, 29/07/20 Community Communication Strategy Upgrade to Kyeemagh Public School, SINSW July 2020 (CCS)	The Community Communication Strategy was prepared and submitted to the Department prior to commencement of construction. Not updated for Stage 2 works. The CCS addresses the requirements under part (a) to (e) of this condition. A summary of how each requirement of the condition is satisfied is presented in Table 1 of the CCS.	Compliant

State Significant Development 9391				
	<ul style="list-style-type: none"> (a) identify people to be consulted during the design and construction phases; (b) set out procedures and mechanisms for the regular distribution of accessible information about or relevant to the development; (c) provide for the formation of community-based forums, if required, that focus on key environmental management issues for the development; (d) set out procedures and mechanisms: <ul style="list-style-type: none"> (i) through which the community can discuss or provide feedback to the Applicant; (ii) through which the Applicant will respond to enquiries or feedback from the community; and (iii) to resolve any issues and mediate any disputes that may arise in relation to construction and operation of the development, including disputes regarding rectification or compensation. (e) include any specific requirements around traffic, noise and vibration, visual impacts, amenity, flora and fauna, soil and water, contamination, heritage. 			
Ecologically Sustainable Development				
B9	<p>Prior to the commencement of construction, unless otherwise agreed by the Planning Secretary, the Applicant must demonstrate that ESD is being achieved by either:</p> <ul style="list-style-type: none"> (a) registering for a minimum 4 star Green Star rating with the Green Building Council Australia and submit evidence of registration to the Certifier; or (b) seeking approval from the Planning Secretary for an alternative certification process. 	<p>DPIE approval of extension 23/12/20 Green Star Registration 06/10/20 Letter DPIE to SINSW 20/01/21</p>	<p>DPIE approved an extension to have an alternate certification process to 01/02/21. The certification was obtained 20/01/21.</p>	Compliant
Outdoor Lighting				
B10	<p>Prior to commencement of lighting installation, evidence must be submitted to the satisfaction of the Certifier that all outdoor lighting within the site has been designed to comply with <i>AS 1158.3.1:2005 Lighting for roads and public spaces – Pedestrian area (Category P) lighting – Performance and design requirements</i> and <i>AS 4282-2019 Control of the obtrusive effects of outdoor lighting</i>.</p>	<p>Design Statement, JHA, 16/07/20. Crown Certificate P219_322_2, Design Confidence, 23/10/20 (CC2).</p>	<p>The electrical engineer has prepared a design statement confirming that lighting complies with the standard. Sighted the second Crown Certificate. P219_322-2.</p>	Compliant
Demolition				
B11	<p>Prior to the commencement of construction, demolition work plans required by AS 2601-2001 <i>The demolition of structures</i> (Standards Australia, 2001) must be accompanied by a written statement from a suitably qualified person that the proposals contained in the work plan comply with the safety requirements of the Standard. The work plans and the statement of compliance must be submitted to the Certifier and Planning Secretary.</p>	<p>Submission of demolition plan to Certifier 22/07/20 Contractor plant operator licenses Demolition Licence AD212205 Asbestos removal Licence AD212210 Demolition Work Plan, PF Civil, Kyeemagh Submission SINSW to DPIE 29/07/20</p>	<p>The evidence provided demonstrates that this condition has been satisfied.</p>	Compliant

State Significant Development 9391				
Environmental Management Plan Requirements				
B12	<p>Management plans required under this consent must be prepared in accordance with relevant guidelines, and include:</p> <ul style="list-style-type: none"> (a) detailed baseline data; (b) details of: <ul style="list-style-type: none"> (i) the relevant statutory requirements (including any relevant approval, Licence or lease conditions); (ii) any relevant limits or performance measures and criteria; and (iii) the specific performance indicators that are proposed to be used to judge the performance of, or guide the implementation of, the development or any management measures; (c) a description of the measures to be implemented to comply with the relevant statutory requirements, limits, or performance measures and criteria; (d) a program to monitor and report on the: <ul style="list-style-type: none"> (i) impacts and environmental performance of the development; (ii) effectiveness of the management measures set out pursuant to paragraph (c) above; (e) a contingency plan to manage any unpredicted impacts and their consequences and to ensure that ongoing impacts reduce to levels below relevant impact assessment criteria as quickly as possible; (f) a program to investigate and implement ways to improve the environmental performance of the development over time; (g) a protocol for managing and reporting any: <ul style="list-style-type: none"> (i) incident and any non-compliance (specifically including any exceedance of the impact assessment criteria and performance criteria); (ii) complaint; (iii) failure to comply with statutory requirements; and (h) a protocol for periodic review / update of the plan and any updates in response to incidents or matters of non-compliance. <p><i>Note: The Planning Secretary may waive some of these requirements if they are unnecessary or unwarranted for particular management plans.</i></p>	<p>Construction Environmental Management Plan, Taylor Construction Group, Rev:07, 29/06/21 (PEMP).</p> <p>Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, Rev: 0/7, 17-Sept-20 (CTPMSP).</p> <p>Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5-Mar-21 (CNVMSP).</p> <p>Construction Waste Management Sub-Plan, Taylor Construction Group, Rev:04, 17-Sept-20 (CWMSMSP).</p> <p>Construction Soil and Water Management Plan, Birzulis Associates, Rev: E, 14 Sept-20 (CSWMP).</p> <p>Flood Emergency Response Plan, Birzulis Associates, Rev: D, 18-Sept-20 (FERSP).</p> <p>Community Communication Strategy Upgrade to Kyeemagh Public School, SINSW July 2020 (CCS).</p>	<p>The Construction Environmental Management Plan and sub plans address this requirement, which was assessed in the first audit.</p> <p>The most recent version of the PEMP was dated 29 June 2021. Document control indicated the plan was updated to reflect a change in the Project Team and signatures.</p>	Compliant
Construction Environmental Management Plan				
B13	<p>Prior to the commencement of construction, the Applicant must submit a Construction Environmental Management Plan (CEMP) to the Certifier and provide a copy to the Planning Secretary. The CEMP must include, but not be limited to, the following:</p>	<p>Project Environmental Management Plan, Taylor Construction Group, Rev:07, 29/06/21 (PEMP).</p> <p>PEMP submission to Certifier 24/07/20 (covering CoC B13 – B19)</p> <p>PEMP submission to DPIE 31/07/20 (covering CoC B13 – B19).</p>	<p>The Project Environmental Management Plan suite of documents addresses all the requirements of the condition. The Project Environmental Management Plan serves the same purpose as the CEMP.</p>	Compliant
	(a) Details of:	As above	PEMP Section 4.3 includes hours of work	
	(i) hours of work;	As above	PEMP Sections 1.1 includes project personnel contact details.	
	(ii) 24-hour contact details of site manager;	As above	PEMP Section 11.3.7 includes measures for the management of dust and odour.	
	(iii) management of dust and odour to protect the amenity of the neighborhood;	As above	PEMP Sections 11.3.6 and Appendix 11 include management measures for stormwater control and discharge.	
	(iv) stormwater control and discharge;	As above	PEMP Sections 11.3.2, Appendix 6 and Appendix 11 include management measures to sediment tracking. .	
	(v) measures to ensure that sediment and other materials are not tracked onto the roadway by vehicles leaving the site;	As above	A standalone groundwater management plan is not included in detail. Section 11.3.6 sets out why this is not required as groundwater will not be encountered. The Detailed Site Investigation (Cardno, 2019) encountered groundwater at depths of 3.8 – 4mbgl. The Project design does not require excavation to these depths.	
	(vi) groundwater management plan including measures to prevent groundwater contamination;	As above		

State Significant Development 9391			
			The PEMP includes measures to prevent groundwater contamination in Section 11.3.6, Appendix 6 and Appendix 11.
	(vii) external lighting in compliance with AS 4282-2019 Control of the obtrusive effects of outdoor lighting;	As above	PEMP Sections 11.3.14 addresses compliance with AS 4282-2019.
	(viii) community consultation and complaints handling;	As above	PEMP Section 10.2 details community consultation and complaints handling.
	(b) Construction Traffic and Pedestrian Management Sub-Plan (see condition B14);	Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, Rev: 0/7, 17/09/21 (CTPMSP).	Sighted as Appendix 8 of the PEMP.
	(c) Construction Noise and Vibration Management Sub-Plan (see condition B15);	Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5/03/21 (CNVMSP).	Sighted as Appendix 9 of the PEMP.
	(d) Construction Waste Management Sub-Plan (see condition B16);	Construction Waste Management Sub-Plan, Taylor Construction Group, Rev:04, 17/09/20 (CWMSP).	Sighted as Appendix 10 of the PEMP.
	(f) Flood Emergency Response Sub-Plan (see condition B18);	Flood Emergency Response Plan, Birzulis Associates, Rev: D, 18/09/20 (FERSP).	Sighted as Appendix 14 of the PEMP.
	(e) Construction Soil and Water Management Sub-Plan (see condition B17);	Construction Soil and Water Management Plan, Birzulis Associates, Rev: E, 14/09/20 (CSWMP).	Sighted as Appendix 11 of the PEMP.
	(g) an unexpected finds protocol for contamination and associated communications procedure;	As above	PEMP Section 12.3 and Appendix 10 include an unexpected finds protocol for contamination.
	(h) an unexpected finds protocol for Aboriginal and non-Aboriginal heritage and associated communications procedure;	As above	PEMP Section 11.3.13 includes an unexpected finds protocol for heritage items.
	(i) waste classification (for materials to be removed) and validation (for materials to remain) be undertaken to confirm the contamination status in these areas of the site; and	As above	CWMSP (Appendix 10 if the PEMP) contains measures for the classification and validation of materials.
B14	<p>A Construction Traffic and Pedestrian Management Sub-Plan (CTPMSP) must be prepared to achieve the objective of ensuring safety and efficiency of the road network and address, but not be limited to, the following:</p> <ul style="list-style-type: none"> (a) be prepared by a suitably qualified and experienced person(s); (b) be prepared in consultation with Council and TfNSW; (c) detail the measures that are to be implemented to ensure road safety and network efficiency during construction in consideration of potential impacts on general traffic, cyclists and pedestrians and bus services; and (d) detail heavy vehicle routes, access and parking arrangements 	Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, Rev: 0/7, 17/09/20.	<p>CTPMSP generally addresses requirements of the condition.</p> <ul style="list-style-type: none"> (a) Sighted the CTPMSP, this has been developed by Secure Traffic Solutions, the traffic control contractor for the Project. (b) Consultation with TfNSW, Transit Systems and Bayside Council provided in CTPMSP Appendix D, E and F. No response from TfNSW provided within the CTPMSP. (c) Section 11 of the CTPMSP details mitigation measures and controls in consideration of traffic, cyclists and pedestrians and bus services. (d) Sections 2.4 and 2.5 of the CTPMSP detail mitigation measures and controls in consideration of heavy vehicle routes, access and parking arrangements.
			Compliant

State Significant Development 9391				
B15	<p>The Construction Noise and Vibration Management Sub-Plan (CNSWMSP) must address, but not be limited to, the following:</p> <ul style="list-style-type: none"> (e) be prepared by a suitably qualified and experienced noise expert; (f) describe procedures for achieving the noise management levels in EPA's Interim Construction Noise Guideline (DECC, 2009); (g) describe the measures to be implemented to manage high noise generating works such as piling, in close proximity to sensitive receivers; (h) include strategies that have been developed with the community for managing high noise generating works; (i) describe the community consultation undertaken to develop the strategies in condition B15(d); (j) include a complaints management system that would be implemented for the duration of the construction; and (k) include a program to monitor and report on the impacts and environmental performance of the development and the effectiveness of the management measures in accordance with condition B12(d). 	<p>Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5/03/21.</p> <p>Letter, SINSW to DPIE, Kyeemagh Public School (SSD-9391): Revision of strategies, plans and programs in accordance with Condition A41, 15/04/21, Ref: DOC21/401504.</p> <p>Email – DPIE to SINSW, Kyeemagh Public School - Post Approval Document Received - (SSD-9391-PA-25), 15/04/21 @ 1:31:12 AM.</p> <p>WolfPeak, Independent Audit, Kyeemagh Public School SSD 9391, Rev 1, 26/03/21.</p>	<p>The CNVMSP was updated during the audit period to address an observation identified during the previous Independent Audit (WolfPeak, 2021) concerning identify the predicted noise impacts on nearby receivers and vibration monitoring.</p> <p>Section 4.3.1 (pp.11-12) had been updated to reflect the acoustic assumptions and operational conditions used in the calculations proved in Table 3. A Compaction Rolling Vibration Testing report dated 24 September 2020 had been appended to the CNVMSP. Sighted a letter from SINSW to the Planning Secretary dated 14 April 2021 notifying that the Construction Noise and Vibration Management Plan had been updated on 5 March 2021. Sighted email confirmation of receipt from the Department dated 15 April 2021.</p> <ul style="list-style-type: none"> (a) CV of suitably qualified and experienced noise expert appended to CNVMSP. (b) Section 4.4 details the mitigation measures to achieve the NMLs. (c) Section 4.4 details the measures to manage high noise generating works. (d) Section 5 and Appendix C (Community Consultation Strategy) detail the development of high noise management strategies with the community. (e) Appendix C describes the community consultation undertaken to develop the strategies in condition B15(d). (f) Section 8.5 and 5.2 detail processes to be followed in the event of noise complaints. (g) Section 4.6 details noise and vibration monitoring requirements. 	Compliant
B16	<p>The Construction Waste Management Sub-Plan (CWMSP) must address, but not be limited to, the following:</p> <ul style="list-style-type: none"> (a) detail the quantities of each waste type generated during construction and the proposed reuse, recycling and disposal locations; and (b) removal of hazardous materials, particularly the method of containment and control of emission of fibres to the air, and disposal at an approved waste disposal facility in accordance with the requirements of the relevant legislation, codes, standards and guidelines, prior to the commencement of construction. 	<p>Construction Waste Management Sub-Plan, Taylor Construction Group, Rev: 04, 17/09/20.</p> <p>Asbestos Management Plan, PClifton, 28/07/20</p> <p>Tip dockets 29/08/20.</p>	<p>The CWSMP generally addresses requirements of condition.</p> <p>Section 2.3 of the CWMSP contains detail of the quantities of each waste type generated during construction and the proposed reuse, recycling and disposal locations.</p> <p>Section 4 and Appendix 1 of the CWMSP contains detail of the removal and management of hazardous materials. This is also addressed in the Asbestos Management Plan.</p>	Compliant
B17	<p>The Applicant must prepare a Construction Soil and Water Management Plan (CSWMSP) and the plan must address, but not be limited to the following:</p> <ul style="list-style-type: none"> (a) be prepared by a suitably qualified expert, in consultation with Council; (b) describe all erosion and sediment controls to be implemented during construction; as a minimum, in accordance with the publication Managing Urban Stormwater: Soils & Construction (4th edition, Landcom 2004) commonly referred to as the 'Blue Book'. (c) include an Acid Sulfate Soils Management Plan, if required, including measures for the management, handling, treatment and disposal of acid sulfate soils, including monitoring of water quality at acid sulfate soils treatment areas. (d) provide a plan of how all construction works will be managed in a wet-weather events (i.e. storage of equipment, stabilisation of the Site); (e) detail all off-Site flows from the Site; and (f) describe the measures that must be implemented to manage stormwater and flood flows for small and large sized events, including, but not limited to 1 in 5-year ARI and 1 in 100- year ARI). 	<p>Construction Soil and Water Management Plan, Birzulis Associates, Rev: E, 14/09/20.</p>	<p>The CSWMSP generally addresses requirements of condition.</p> <ul style="list-style-type: none"> (a) CSWMSP – Appendix B includes CV of the suitably qualified expert who has prepared the report. CSWMSP – Appendix C details evidence of consultation with Bayside Council. (b) CSWMSP Section 6 describes all erosion and sediment controls to be implemented and Appendix D provides erosion and sediment control design drawings. (c) Acid Sulfate Soils Management Plan provided as CSWMSP – Appendix A. The Acid Sulfate Soils Management Plan includes measures for the management, handling, treatment and disposal of acid sulfate soils. (d) CSWMSP Section 5.4 describes site management in a wet-weather events (e) CSWMSP Section 2.5 describes existing stormwater discharge from the site. (f) CSWMSP Appendix provides erosion and sediment control design drawings. CSWMSP Section 5.3 describes flood management measures. CSWMSP Appendix D provides erosion and sediment control design drawings. 	Compliant

State Significant Development 9391				
B18	<p>The Flood Emergency Response Sub-Plan (FERSP) must address, but not be limited to, the following:</p> <ul style="list-style-type: none"> (a) be prepared by a suitably qualified and experienced person(s); (b) address the provisions of the Floodplain Risk Management Guidelines (EESG) (c) include details of: <ul style="list-style-type: none"> (i) the flood emergency response for construction phase of the development; (ii) predicted flood levels; (iii) flood warning time and flood notification; (iv) assembly points and evacuation routes; (v) evacuation and refuge protocols; (vi) awareness training for employees and contractors, and students. 	Flood Emergency Response Plan, Birzulis Associates, Rev: D, 18/09/20.	<p>The FERSP generally addresses requirements of condition.</p> <ul style="list-style-type: none"> (a) Appendix included the CV of the author. (b) FERSP Section 3.2 addresses the provisions of the Floodplain Risk Management Guidelines. (c) - <ul style="list-style-type: none"> (i) FERSP Section 5.2 details construction phase flood emergency response. (ii) FERSP Section 3.5 details the sites predicated flood levels. (iii) FERSP Section 4.1 and 4.3 details flood warning time and notification. (iv) FERSP Section 5.1 and Appendix B details evacuation assembly points and evacuation routes. (v) FERSP Section 5.2 details evacuation and refuge protocols. (vi) FERSP Section 7 details awareness training to be provided to employees and contractors 	Compliant
B19	<p>A Driver Code of Conduct must be prepared and communicated by the Applicant to heavy vehicle drivers and must address the following:</p> <ul style="list-style-type: none"> (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. 	Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, Rev: 0/7, 17/09/20. Complaints Register - 1 June 2021. HammerTech Online System.	<p>Section 3 of the CTPMSP outlines the Drivers Code of Conduct and addresses the requirements of the condition.</p> <p>Two driver related complaints were received during the audit period concerning driving. On 14 May 2021 a truck was reported to have driven too close to a pedestrian. Upon review it was identified that the truck was not related to Project works, however, a toolbox talk was reported to have been held concerning driver behavior (HammerTech Ref: INC-546).</p> <p>On 15 July 2021 a delivery truck drove across the edge of the Council nature strip outside a resident's property when leaving the site. The tyre indentation was levelled off. No action was taken by the resident (HammerTech Ref: INC-620).</p>	Compliant
Construction Worker Transportation Strategy				
B20	<p>Prior to the commencement of construction, the Applicant must submit a Construction Worker Transportation Strategy for the construction stages to the satisfaction of the Certifier. The Strategy must detail the provision of sufficient parking facilities or other travel arrangements for construction workers in order to minimise demand for parking in nearby public and residential streets or public parking facilities. A copy of the strategy must be submitted to the Planning Secretary for information.</p>	Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, Rev: 0/7, 17-Sept-20 (CTPMSP). PEMP submission to Certifier 24/07/20 PEMP submission to DPIE 31/07/20	A Construction Worker Transportation Strategy is included in the CTPMSP and addresses the requirements of the condition.	Compliant
Flood Management				
B21	<p>Prior to the commencement of construction, the Applicant must prepare and implement for the duration of construction:</p> <ul style="list-style-type: none"> (a) flood warning and notification procedures for construction workers on site; and (b) evacuation and refuge protocols. 	Flood Emergency Response Plan, Birzulis Associates, Rev: D, 18/09/20.	Refer to B18	Compliant
B22	<p>Prior to the commencement of construction, the Certifier must be satisfied that all floor levels must be no lower than the 1% Annual Exceedance Probability flood plus 500mm of freeboard.</p>	Aconex correspondence DesCon-DA-000001 dated 21 September 2020.	Satisfaction of Certifier sighted in Aconex correspondence DesCon-DA-000001	Compliant
Operational Noise – Design of Mechanical Plant and Equipment				
B23	<p>Prior to installation of mechanical plant and equipment, the Applicant must incorporate the noise mitigation recommendations in the Noise Impact Assessment prepared by SLR dated 20 March 2020. The Certifier must verify that all noise mitigation measures have been incorporated into the design to ensure the development will not exceed the recommended operational noise levels identified in the Noise Impact Assessment.</p>	White Noise, Kyeemagh Public School – Acoustic Design Certification, 15/07/20. Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.	<p>Sighted an Acoustic Noise Certificate that stated “Based on the projects design and documentation all plant and equipment includes the required acoustic treatments and mitigations to comply with the relevant noise emission criteria included with Item B24 of the Conditions of Consent”. Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed the requirement for CoC D17 which is identical to CoC B24 had been met.</p> <p>Stage 1 – Was completed during the audit period.</p> <p>Stage 2 - No mechanical plant and equipment was installed at the time of the audit.</p>	Compliant

State Significant Development 9391				
Biodiversity				
B24	Prior to the commencement of vegetation clearing, a suitably experienced ecologist must be engaged to relocate and/or replace nest boxes within the site at a suitable time during or after construction works have ceased.	Kyeemagh Ecology Report, Kingfisher, 22/07/20.	Ecological Consultants Australia Pty Ltd (Kingfisher) was engaged prior to construction. The ecologist assisted with the relocation of nest boxes. The relocation works were completed for Stage 1.	Compliant
Landscaping				
B25	<p>Prior to the installation of landscaping, the Applicant must prepare a revised Landscape Plan to manage the revegetation and landscaping works on-site and submit it to the Certifier. The plan must:</p> <ul style="list-style-type: none"> a) provide for the planting of 63 trees; b) detail the native vegetation community (or communities) that once occurred on the site or locality; c) include species (trees, shrubs and groundcovers) indigenous to the local area; d) detail the location, species, maturity and height at maturity of plants to be planted on-site and demonstrate that enough area/space is provided to allow trees to grow to full maturity; e) include the planting of trees with a pot container of 75 -100 litres, or greater for local native tree species which are commercially available. Other local native tree species which are not commercially available may be sourced as juvenile sized trees or pregrown from provenance seed; and f) include the provision of relocated or new replacement nest boxes as required under condition B25 suitable to native fauna likely to use the site. 	<p>Site Inspection 19/08/21. Landscape Works Design Statement, Group GSA 8/9/20.</p>	<p>The Landscape Plan addresses the requirements of this condition. Landscaping for Stage 1 had been completed. Landscaping for Stage 2 had not commenced at the time of the audit.</p>	Compliant
Operational Waste Storage and Processing				
B26	<p>Prior to the commencement of construction of the operational waste storage area, the Applicant must obtain agreement from Council for the design of the operational waste storage area (where waste removal will be undertaken by Council). Where waste removal will be undertaken by a third party, evidence must be provided to the Certifier that the design of the operational waste storage area:</p> <ul style="list-style-type: none"> a) is constructed using solid non-combustible materials; b) is designed to ensure the door/gate to the waste storage area is vermin proof and can be openable from both inside and outside the storage area at all times; c) includes a hot and cold water supply with a hose through a centralised mixing valve; d) is naturally ventilated or an air handling exhaust system must be in place; and e) includes signage to clearly describe the types of materials that can be deposited into recycling bins and general garbage bins. 	<p>Site Inspection 19/08/21. Operational Waste Management Plan 14/09/20, Taylor Group. Council email to SINSW 21/09/20.</p>	<p>Council confirmed in an email dated 21 September 2020 that it was satisfied with the Operational Waste Management Plan.</p>	Compliant
Construction Car Parking and Service Vehicle Layout				
B27	<p>Prior to the commencement of construction, evidence of compliance of construction parking and access arrangements with the following requirements must be submitted to the Certifier:</p> <ul style="list-style-type: none"> a) all vehicles must enter and leave the Site in a forward direction; b) the swept path of the longest construction vehicle entering and exiting the site in association with the new work, as well as maneuverability through the site, is in accordance with the latest version of AS 2890.2; and c) the safety of vehicles and pedestrians accessing adjoining properties, where shared vehicle and pedestrian access occurs, has been addressed. 	<p>Stanbury Traffic Planning, Certification of Site Access and Internal Circulation by Construction Vehicles During Construction Works Associated with Approved Primary School Corner of Jacobson Avenue & Beehag Street, Kyeemagh, 17/07/20. Submission to Certifier 22/07/20.</p>	<p>The design certification shows forward in and forward out for construction vehicles, swept path and safety requirements.</p>	Compliant

State Significant Development 9391				
Operational Parking and Access Arrangements				
B28	<p>Prior to the commencement of construction of operational parking and access facilities, evidence of compliance of the design of operational parking and access arrangements with the following requirements must be submitted to the Certifier:</p> <ul style="list-style-type: none"> a) all vehicles are able to enter and leave the site in a forward direction; b) a minimum of 19 on-site car parking spaces, including one accessible space, for use during operation of the development and designed in accordance with the latest versions of AS 2890.1 and AS 2890.6; c) the swept path of the longest service vehicle entering and exiting the site in association with the new work, as well as maneuverability through the site, must be in accordance with the latest version of AS 2890.2; and d) end-of-trip facilities are included for staff and students in accordance with the EIS and approved plans. 	<p>Stanbury Traffic Planning, Certification of Site Access and Internal Circulation by Construction Vehicles During Construction Works Associated with Approved Primary School Corner of Jacobson Avenue & Beehag Street, Kyeemagh, 17/07/20. Crown Certificate P219_322_2, Design Confidence, 23/10/20 (CC2).</p>	<p>No parking in Stage 1, operational parking construction commenced in Stage 2. The operational parking and access facilities plan was prepared and submitted to the certifier, whom verified satisfaction through issue of Crown Certificate P219_322_2.</p>	Compliant
Public Domain Works				
B29	<p>Prior to the commencement of any public domain works, the Applicant must consult with Council and TfNSW and demonstrate to the Certifier that the streetscape design and treatment meets the requirements of the relevant road authority, including addressing pedestrian management. The Applicant must submit documentation of approval where required from the relevant road authority to the Certifier.</p>	<p>Interview with Auditees 26/08/21. Post Approval Consultation Record, No Date. Public Domain Drawings Stamped, Section 138 Approval, 19/02/21. Bayside Council, Notice of Approval for Public Road Works and Structure, Ref: FW-2020/16, 19/02/21. Consultation Records with TfNSW, 04/02/21. Bayside Council Section 139. Public Domain Works Plan, Birzulis, 12/02/21. Email – Bayside Council to Taylors, Kyeemagh PS, 10/09/21 @5:11PM.</p>	<p>Sighted Post Approval Consultation Record that indicated Bayside Council and Transport for NSW (TfNSW) had been consulted for public domain works on 8 December 2020, 12 December 2020, 22 December 2022 and 17 February 2021. Project representatives were listed as SINSW and Root Partnership. Locations of public domain works include, Beehag Street, Jacobson Avenue, Mutch Avenue and Tancred Avenue. Council provided a brief of the works which included refuge islands, pedestrian crossings and footpath details. Taylors produced drawings in accordance with Council's brief. These drawings were approved at a Bayside Council Traffic Committee meeting held 17 February 2021. Attendees included members from Bayside Council and TfNSW. A Frontage Works Permit was issued 19 February 2021. Sighted public domain works drawing stamped by Bayside Council on 19 February 2021. Sighted an email from Bayside Council dated 10 September 2021 from Bayside Council to Taylor's confirming that public domain works were completed by Council and that as Council is the road authority and there is no requirement for TfNSW to be notified or to seek approval from. Council have issued Practical Completion of the works.</p>	Compliant
PART C DURING CONSTRUCTION				
Site Notice				
C1	<p>A site notice(s):</p> <ul style="list-style-type: none"> a) must be prominently displayed at the boundaries of the site during construction for the purposes of informing the public of project details including, but not limited to the details of the Builder, Certifier and Structural Engineer is to satisfy the following requirements; b) minimum dimensions of the notice must measure 841 mm x 594 mm (A1) with any text on the notice to be a minimum of 30-point type size; c) the notice is to be durable and weatherproof and is to be displayed throughout the works period; d) the approved hours of work, the name of the site/ project manager, the responsible managing company (if any), its address and 24-hour contact phone number for any inquiries, including construction/ noise complaint must be displayed on the site notice; and e) the notice(s) is to be mounted at eye level on the perimeter hoardings/fencing and is to state that unauthorized entry to the site is not permitted. 	<p>Site Inspection 19/08/21 and Interview with Auditees 26/08/21. Refer to Appendix F – Photo's 1a and 1b.</p>	<p>During the site inspection on 19 August 2021 it was observed that the site notice did not display the Certifier or Structural Engineer. During the virtual audit on 26 August 2021 photographic evidence was provided that showed the names of the Certifier or Structural Engineer had been added via the addition of a laminated notice placed next to the site notice in font and size required by this CoC.</p>	Compliant

State Significant Development 9391				
Operation of Plant and Equipment				
C2	All construction plant and equipment used on site must be maintained in a proper and efficient condition and operated in a proper and efficient manner.	HammerTech Online System - Plant onboarding and maintenance system Service Record – Kybota 2.7,	Maintenance of plant is managed using Hammertech which includes plant risk assessments, service history, compliance, O&M manual and log book entry. The date of next service is shown in the last column. Tickets for operators sighted in Hammertech. Personnel sign onto the plant in Hammertech. Sighted personnels excavator licences. Hammertech provides a list of upcoming and overdue maintenance requirements. Sighted Kubota excavator service record 18/08/21. Sighted Skidseet 14/08/21. Bluewater Group enter data into the Hammertech system. No overdue plant identified was observed at the time of the audit.	Compliant
Demolition				
C3	Demolition work must comply with the demolition work plans required by <i>Australian Standard AS 2601-2001 The demolition of structures</i> (Standards Australia, 2001) and endorsed by a suitably qualified person as required by condition B11.	Submission of demolition plan (St1 & ST2) to Certifier 22/07/20 Crown Certificate P219_322_1, Design Confidence, 28/07/19 (CC1). Crown Certificate P219_322_2, Design Confidence, 23/10/20 (CC2). Contractor licenses Demolition Licence AD212205 Asbestos removal Licence AD212210 Demolition Work Plan, PF Civil, Kyeemagh Submission SINSW to DPIE 29/07/20	The evidence provided demonstrates that this condition has been satisfied. No change.	Compliant
Construction Hours				
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.	Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5/03/21. SE-F-11(a) Induction Acknowledgement Kyeemagh Public School, Taylor. Complaints Register - 1 June 2021.	Public heath order for COVID hours received but not implemented. The permissible hours of work are within the CNVMSP and are communicated to the workforce through the induction. Taylor corporate online induction completed and then site-specific induction completed. Sighted induction records for Stage 1 and Stage 2 via the reports section in Hammertech. There were no complaints concerning work hours during the audit period.	Compliant
C5	Soil remediation activities, may only be carried out between the following hours: (a) between 7am and 6pm Mondays to Saturdays inclusive. No soil remediation activities may be carried out on Sundays or public holidays.	Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5-Mar-21 (CNVMSP). SE-F-11(a) Induction Acknowledgement Kyeemagh Public School, Taylor. Complaints Register - 1 June 2021.	The permissible hours of work are detailed in the CNVMSP and are communicated to the workforce through the induction. There were no complaints concerning work hours during the audit period.	Compliant
C6	Construction activities may be undertaken outside of the hours in condition C4 if required: (a) by the Police or a public authority for the delivery of vehicles, plant or materials; or (b) in an emergency to avoid the loss of life, damage to property or to prevent environmental harm; or (c) where the works are inaudible at the nearest sensitive receivers; or (d) where a variation is approved in advance in writing by the Planning Secretary or his nominee if appropriate justification is provided for the works.	Interview with Auditees 19/08/21 and 26/08/21 and 26/08/21. Complaints Register - 1 June 2021.	No out of hours works were required during the audit period.	Not Triggered
C7	Notification of such construction activities as referenced in condition C5 must be given to affected residents before undertaking the activities or as soon as is practical afterwards.	Interview with Auditees 19/08/21 and 26/08/21 and 26/08/21. Complaints Register - 1 June 2021.	No out of hours works were required during the audit period.	Not Triggered

State Significant Development 9391				
C8	Rock breaking, rock hammering, sheet piling, pile driving and similar activities may only be carried out between the following hours: (a) 9am to 12pm, Monday to Friday; (b) 2pm to 5pm Monday to Friday; and (c) 9am to 12pm, Saturday.	Interview with Auditees 19/08/21 and 26/08/21 and 26/08/21.	The construction method does not require high impact noise activities. The soil type at the site was observed to be sandy.	Not Triggered
Implementation of Management Plans				
C9	The Applicant must carry out the construction of the development in accordance with the most recent version of the CEMP (including Sub-Plans).	Evidence referred to elsewhere in this Audit Table. Appendix B	The Project has provided evidence of implementation of the PEMP and sub-plans.	Compliant
Construction Traffic				
C10	All construction vehicles are to be contained wholly within the site, except if located in an approved on-street work zone, and vehicles must enter the site or an approved on-street work zone before stopping.	Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, Rev: 0/7, 17-Sept-20 (CTPMSP). Site Inspection 19/08/21 Complaints Register - 1 June 2021.	The site is set up to enable construction vehicles (other than worker light vehicles) within the site. No construction vehicles were observed outside of the site during the site inspection.	Compliant
Hoarding Requirements				
C11	The following hoarding requirements must be complied with: a) no third-party advertising is permitted to be displayed on the subject hoarding/fencing; and b) the construction site manager must be responsible for the removal of all graffiti from any construction hoardings or the like within the construction area within 48 hours of its application.	Site Inspection 19/08/21. Complaints Register - 1 June 2021.	No graffiti or advertising material was observed during the site inspection.	Compliant
No Obstruction of Public Way				
C12	The public way (outside of any approved construction works zone) must not be obstructed by any materials, vehicles, refuse, skips or the like, under any circumstances.	Site Inspection 19/08/21. Complaints Register - 1 June 2021.	The public way was not obstructed at the time of the site inspection.	Compliant
Construction Noise Limits				
C13	The development must be constructed to achieve the construction noise management levels detailed in the <i>Interim Construction Noise Guideline</i> (DECC, 2009). All feasible and reasonable noise mitigation measures must be implemented and any activities that could exceed the construction noise management levels must be identified and managed in accordance with the management and mitigation measures identified in the approved Construction Noise and Vibration Management Plan.	SE-F-11(a) Induction Acknowledgement Kyeemagh Public School, Taylor. Complaints Register - 1 June 2021. Community Interaction Register (Excel). Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5/03/21. Site Inspection 19/08/21.	Noise management measures from the CNVMSP are communicated to the workforce through the induction. There were no complaints concerning noise during the audit period.	Compliant
C14	The Applicant must ensure construction vehicles (including concrete agitator trucks) do not arrive at the site or surrounding outside of the construction hours of work outlined under condition C4.	Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5/03/21. SE-F-11(a) Induction Acknowledgement Kyeemagh Public School, Taylor. Complaints Register - 1 June 2021. Community Interaction Register (Excel). Site Inspection 19/08/21	The permissible hours of work are detailed in the CNVMSP and are communicated to the workforce through the induction. There were no complaints concerning work hours during the audit period.	Compliant
C15	The Applicant must implement, where practicable and without compromising the safety of construction staff or members of the public, the use of 'quackers' to ensure noise impacts on surrounding noise sensitive receivers are minimised.	Site Inspection 19/08/21 and Interviews with Auditees 26/08/21. Landscaping Scope of Works.	The civil contractor scope of works specifies that only quackers are permitted. Mobile plant was limited to three excavators and one compactor during the site inspection. Noise mitigation measures were included in Scope of Work for the landscaper.	Compliant

State Significant Development 9391				
		Site Inspection 19/08/21.		
Vibration Criteria				
C16	Vibration caused by construction at any residence or structure outside the site must be limited to: a) for structural damage, the latest version of <i>DIN 4150-3 (1992-02) Structural vibration - Effects of vibration on structures</i> (German Institute for Standardisation, 1999); and b) for human exposure, the acceptable vibration values set out in the <i>Environmental Noise Management Assessing Vibration: a technical guideline</i> (DEC, 2006) (as may be updated or replaced from time to time).	Site Inspection 19/08/21 and Interviews with Auditees 26/08/21. Complaints Register - 1 June 2021. Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5/03/21. White Noise Acoustics, Demolition Activities Vibration Testing Kyeemagh School, Rev: 0, 03/08/21. Hammer Tech Online System.	On 3 August 2021 a complaint from a resident located in the vicinity of the entrance to the site was made concerning vibration from demolition activities. In response to the complaint the Project's noise and vibration consultant was engaged to conduct a test to determine if the complaint was justified. The report (White Noise, 2021) identified that vibration was assessed at a location including near the complainant's property to the south west of the site during a period when demolition (including hydraulic hammering of concrete footings) was being conducted. The resulting Peak Particle Velocity resulting from the use of the demolition equipment was found to be in compliance with the relevant limits for the protection of the neighbouring buildings.	Compliant
C17	Vibratory compactors must not be used closer than 30 metres from residential buildings unless vibration monitoring confirms compliance with the vibration criteria specified in condition C16.	Site Inspection 19/08/21 and Interviews with Auditees 26/08/21. Complaints Register - 1 June 2021. Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5/03/21. White Noise, Compaction Rolling Vibration Testing, 24/09/20, Appendix B to CNVMSP.	Refer to C16. Site management reported that there was no requirement to roll within 30 metres of residences during the audit period. The Compaction Rolling Vibration Testing report conducted in September 2020 found that the Peak Particle Velocity resulting from the use of the equipment [used in the test] was in compliance with the relevant limits for the protection of the neighbouring buildings.	Not Triggered
C18	The limits in conditions C16 and C17 apply unless otherwise outlined in a Construction Noise and Vibration Management Plan, approved as part of the CEMP required by condition B15 of this consent.	Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5/03/21.	The updated CNVMSP addresses this requirement.	Compliant
Tree Protection				
C19	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; b) all street trees immediately adjacent to the approved disturbance area / property boundary/ies must be protected at all times during construction in accordance with Council's tree protection requirements. Any street tree, which is damaged or removed during construction due to an emergency, must be replaced, to the satisfaction of Council; c) all trees on the site that are not approved for removal must be suitably protected during construction in accordance with Council's tree protection requirements; and d) 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 19/08/21 and Interviews with Auditees 26/08/21. Redgum, Arboricultural Impact Assessment & Tree Management Plan Kyeemagh Public School, 8/01/2019, Ref: 4586.1. Tree Protection on timelapse. Email – Taylors, 2021, Kyeemagh PS - Independent Audit 3 - Draft Report, 21/09/21 @2:41pm. Attachment A – Response to Independent Audit Non-Compliances (Section 3.2 and Table 3 of the IA Report).	Non-compliant: Tree Protection Zone (TPZ) for a number of retained on-site trees did not meet the specified radius to prevent root and/or canopy damage as described in the 2019 Arboricultural Impact Assessment and Tree Management Plan (Redgum, 20129) (refer to Appendix F – Photographs 2a, 2b, 3, 4 and 5). The Auditor acknowledges that protective fencing was widened around one on-site tree during the audit to correct an identified TPZ issue of concern during the site inspection. Recommendation: Trees should be protected in accordance with the requirements specified in the Arboricultural Impact Assessment & Tree Protection Plan (Redgum, 2019). The Arboriculturist for the Project should assess the health and protection measures of retained trees in the Stage 2 works area to confirm mitigation measures are adequate and trees are not being impacted by construction activities. No street trees were observed to have been trimmed or removed during the site inspection. <u>Tree Protection</u> During the site inspection Tree Protection Zone (TPZ) fencing was observed to be installed immediately around the trunk of three on-site trees providing limited protection to the tree roots and canopies. It is noted that trunk protection (battens) were installed on one tree (unknown number). Fencing did not appear to have been installed using the recognised calculation of diameter of the tree at breast height (DBH) multiplied by 12. The proposed distance of tree protection fence/works on the side closest to building construction provided in Table 2.0 (p.37) of the Tree Management Plan (Redgum, 2019) ranged from 1.5 m to 5.7 m. During the audit on 26 August 2021 photographs and timelapse imagery were shown to the Auditor demonstrating that tree protection had been installed around one tree identified during the site inspection. The arborist report and management plan (Redgum, 2019) identified that Trees 1, 2, 4, 5, 7, 8, 9, 22x4 & 28 be "retained and protected for the duration of development consent". Following a review of the draft IA Report the Client reported that the contractor had been notified of the outcome of the IA and the recommendation. The Auditor sighted an email	Non-compliant

State Significant Development 9391				
			<p>from Taylors dated 21 September 2021 requesting that an arboriculturist be engaged to assess the health and protection measures of retained trees in the Stage 2 works area.</p> <p><u>Tree Vigor</u></p> <p>During the site inspection the crown of Tree 4 was observed to be browning. Subsequent review of the arborist report (Redgum, 2019) and timelapse imagery indicated that Tree 4 appeared to be in poor health prior to Stage 2 construction works. A timelapse photograph taken in July 2020 showed Tree 4 to be in decline.</p>	
Air Quality				
C20	The Applicant must take all reasonable steps to minimise dust generated during all works authorised by this consent.	Site Inspection 19/08/21 Complaints Register - 1 June 2021.	<p>Polypipe was observed around the perimeter of the site to spray on the boundary. Sprinklers were available for use as required.</p> <p>The work site was clear of loose debris and well maintained.</p> <p>The underlying material of the site is predominantly sand.</p> <p>No complaints were received during the audit period concerning dust/air quality.</p>	Compliant
C21	<p>During construction, the Applicant must ensure that:</p> <ul style="list-style-type: none"> a) exposed surfaces and stockpiles are suppressed by regular watering; b) all trucks entering or leaving the site with loads have their loads covered; c) trucks associated with the development do not track dirt onto the public road network; d) public roads used by these trucks are kept clean; and e) land stabilisation works are carried out progressively on site to minimise exposed surfaces. 	Site Inspection 19/08/21. Complaints Register - 1 June 2021. HammeTech Online System.	<p>Polypipe was observed around the perimeter of the site to spray on the boundary. Sprinklers were available for use as required.</p> <p>One truck was observed during the site inspection that had its load covered, noting that it is a legal requirement for loads to be covered in NSW.</p> <p>A rumble grid was observed at the entrance/exit to Beehag St. During the site inspection dry dust was observed on Beehag St. During the virtual audit an SMS screen shot was observed showing that All Sweep had been booked to clean roads around the site. On 14 May 2021 one complaint was received concerning sand on the road. Upon investigation it was identified that the sand debris was not related to Project works; however, removal of the debris and clean-up of the area was coordinated to assist the resident, as a good will gesture (HammerTech Ref: INC-548).</p> <p>There is limited opportunity for land stabilization given the small size of the site. Sandstone had been imported and compacted to form the base of the car park and pathways at the time of the audit.</p>	Compliant
Erosion and Sediment Control				
C22	All erosion and sediment control measures must be effectively implemented and maintained at or above design capacity for the duration of the construction works and until such time as all ground disturbed by the works have been stabilised and rehabilitated so that it no longer acts as a source of sediment. Erosion and sediment control techniques, as a minimum, are to be in accordance with the publication Managing Urban Stormwater: Soils & Construction (4th edition, Landcom, 2004) commonly referred to as the 'Blue Book'.	Site Inspection 19/08/21. Erosion and Sediment Control Plan Rev 2, May 2020.	<p>The controls from the erosion and sediment control plan were observed on site.</p> <p>Infiltration tank on-site for finished building.</p> <p>Slab to be laid onto sand. Sandstone brought onto site for the car park internal roads.</p> <p>The erosion and sediment control plan was observed to be posted in the administration area of the site.</p>	Compliant
Imported Soil				
C23	<p>The Applicant must:</p> <ul style="list-style-type: none"> a) ensure that only VENM, ENM, or other material approved in writing by an EPA accredited site auditor is brought onto the site; b) keep accurate records of the volume and type of fill to be used; and c) make these records available to the Certifier upon request. 	Coffey, Review of In-Situ VENM - Kyeemagh Public School, 17/08/21, Ref: SYDEN276589-L05.	Sighted a letter from the NSW EPA accredited Site Auditor dated 17 August 2021 that confirmed "From my review of the In-Situ VENM Classification, I agree with Cardno's classification of undisturbed natural sandy soil across the Stage 2 area as VENM".	Compliant
Disposal of Seepage and Stormwater				
C24	Adequate provisions must be made to collect and discharge stormwater drainage during construction of the building to the satisfaction of the principal Certifier. The prior written approval of Council must be obtained to connect or discharge site stormwater to Council's stormwater drainage system or street gutter.	Site Inspection 19/08/21. Burzulis, Design Certificate, Civil/Stormwater Engineering Design Certificate Endorsing Condition C24 New Primary School (SSD-9391) Kyeemagh Public School (Stage 1 & 2), Ref: 7863, 03/03/21.	<p>The underground passive stormwater system on site is used to collect stormwater (as well as enable pumping to). Council accepted the design and it was installed following remediation works.</p> <p>Stage 2 will "tap in" to the infiltration system that was created in the Stage 1 works. The Senior Civil & Structural Engineer confirmed that no sedimentation basins are proposed nor are any required based on calculation and best practice from The Blue Book.</p>	Compliant
Emergency Management				
C25	The Applicant must prepare and implement awareness training for employees and contractors, including locations of the assembly points and evacuation routes, for the duration of construction.	Site Inspection 19/08/21.	<p>Evacuation plans were observed to be posted around the site during the site inspection.</p> <p>The induction addresses emergency evacuation and assembly.</p>	Compliant

State Significant Development 9391				
		SE-F-11(a) Induction Acknowledgement Kyeemagh Public School, Taylor.		
Stormwater Management System				
C26	<p>Within three months of the commencement of construction, the Applicant must design an operational stormwater management system for the development and submit it to the satisfaction of the Certifier. The system must:</p> <ul style="list-style-type: none"> a) be designed by a suitably qualified and experienced person(s); b) be generally in accordance with the conceptual design in the EIS; c) be designed in accordance with the Rockdale Technical Specification – Stormwater Management d) be in accordance with applicable Australian Standards; and e) ensure that the system capacity has been designed in accordance with <i>Australian Rainfall and Runoff (Engineers Australia, 2016) and Managing Urban Stormwater: Council Handbook (EPA, 1997)</i> guidelines; 	<p>Email from Bayside to Taylor, 03/09/20</p> <p>Burzulis, Design Certificate, Civil/Stormwater Engineering Design Certificate Endorsing Condition C24 New Primary School (SSD-9391) Kyeemagh Public School (Stage 1 & 2), Ref: 7863, 03/03/21.</p>	<p>The civil/stormwater design certificate for Stage 1 and Stage 2 confirmed that site sediment and erosion control systems had been designed to collect stormwater flows in accordance with best practice and the requirements of The Blue Book by Landcom, and various Legislation pertaining to construction works.</p> <p>The Stage 1 infiltration system is designed to accommodate the site stormwater flows onsite without requiring discharge to the street. Stage 2 will “tap in” to the infiltration system that was created in the Stage 1 works</p>	Compliant
Unexpected Finds Protocol – Aboriginal Heritage				
C27	<p>In the event that surface disturbance identifies a new Aboriginal object, all works must halt in the immediate area to prevent any further impacts to the object(s). A suitably qualified archaeologist and the registered Aboriginal representatives must be contacted to determine the significance of the objects. The site is to be registered in the Aboriginal Heritage Information Management System (AHIMS) which is managed by EES Group and the management outcome for the site included in the information provided to AHIMS. The Applicant must consult with the Aboriginal community representatives, the archaeologists and EES Group to develop and implement management strategies for all objects/sites. Works shall only recommence with the written approval of EES Group.</p>	<p>Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.</p>	<p>Site management reported that there had been no unexpected finds during the audit period.</p>	Not Triggered
Unexpected Finds Protocol – Historic Heritage				
C28	<p>If any unexpected archaeological relics are uncovered during the work, then all works must cease immediately in that area and the Heritage NSW contacted. Depending on the possible significance of the relics, an archaeological assessment and management strategy may be required before further works can continue in that area. Works may only recommence with the written approval of the Heritage NSW.</p>	<p>Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.</p>	<p>Site management reported that there had been no unexpected finds during the audit period.</p>	Not Triggered
Waste Storage and Processing				
C29	<p>All waste generated during construction must be secured and maintained within designated waste storage areas at all times and must not leave the site onto neighboring public or private properties.</p>	<p>Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.</p>	<p>Waste skips and bins were observed on site. Waste was appropriately stored. No waste was observed blowing off site.</p>	Compliant
C30	<p>All waste generated during construction must be assess, classified and managed in accordance with the Waste Classification Guidelines Part 1: Classifying Waste (EPA, 2014).</p>	<p>Bingo, Monthly Waste Report, Jan-21 to Jul-21.</p> <p>Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.</p>	<p>Refer to previous audit report regarding classification of excavated material for Stage 1. Other construction related wastes are pre-classified under the Guidelines and can be disposed of as general solid waste (GSW).</p> <p>The monthly waste report identified that since January 2021 94% of waste had been recycled with 6% been disposed at landfill.</p>	Compliant
C31	<p>The Applicant must ensure that concrete waste and rinse water are not disposed of on the site and are prevented from entering any natural or artificial watercourse.</p>	<p>Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.</p>	<p>Concrete was reported to be placed on plastic, cured, then disposed of with general waste.</p>	Not Triggered
C32	<p>The Applicant must record the quantities of each waste type generated during construction and the proposed reuse, recycling and disposal locations for the duration of construction.</p>	<p>Construction Waste Management Sub-Plan, Taylor Construction Group, Rev: 04, 17/09/20.</p> <p>Bingo, Monthly Waste Report, Jan-21 to Jul-21.</p> <p>Weighbridge Transactions, BM Recycling Pty Ltd</p>	<p>The Bingo waste reports identify waste types being disposed of each month. Weighbridge transaction readings for General Solid Waste – Recyclable dated 13 August 2021 were sighted from BM Recycling Pty Ltd, Banksmeadow.</p>	Compliant

State Significant Development 9391				
C33	The Applicant must ensure that the removal of hazardous materials, particularly the method of containment and control of emission of fibres to the air, and disposal at an approved waste disposal facility is in accordance with the requirements of the relevant legislation, codes, standards and guidelines.	Clifton & Associates, Asbestos Contaminated Soil Removal Clearance Certification Western Excavation Area at the Kyeemagh Public School Jacobson Avenue and Beehag Street, Kyeemagh NSW, 15/08/21. Suez Waste Dockets.	A clearance certificate prepared by Clifton & Associates Pty Ltd for Stage 2 works, dated 15 August 2021 confirmed that a visual inspection found the exposed natural sand in the excavated part of the western Stage 2 area to be free of visible asbestos containing materials and that monitoring for airborne asbestos fibres was undertaken in conjunction with the asbestos contaminated soil excavation and loading out work on 9, 10, 11 and 12 August 2021. The monitoring returned results of less than 0.01 fibres per millilitre of air (<0.01 fibres/ml) which is below the lowest detectable level using the membrane filter method [NOHSC:3003(2005)]. Waste docket from the site to the Suez Recycling & Recovery centre at Kemps Creek NSW dated 11 and 12 August 2021 identified contaminated asbestos soil had been received.	Compliant
Outdoor Lighting				
C34	The Applicant must ensure that all external lighting is constructed and maintained in accordance with AS 4282-2019 Control of the obtrusive effects of outdoor lighting.	Project Environmental Management Plan, Taylor Construction Group, Rev: 07, 29/06/21 (PEMP). Complaints Register - 1 June 2021. Email – JHA to Taylors, KPS - SSDA Requirements, 04/03/21 @5:30AM.	The PEMP commits to managing light spill. No complaints concerning light spill were received during the audit period. Sighted an email from JHA dated 4 March 2021 confirming external lighting is constructed and maintained in accordance with AS 4282-2019.	Compliant
Independent Environmental Audit				
C35	Proposed independent auditors must be agreed to in writing by the Planning Secretary prior to the or commencement of an Independent Audit.	Letter DPIE to SINSW, Kyeemagh Public School (SSD-9391) - Nomination of independent auditors C35, 12/08/21	The independent auditors were approved on 12 August 2021 prior to commencement of the audit.	Compliant
C36	Independent Audits of the development must be conducted and carried out in accordance with the Independent Audit Post Approval Requirements.	Independent Audit Report 03 Kyeemagh Public School, SSD 9391 August 20201 Independent Audit Post Approval Requirements, DPIE 2020.	The second audit was completed in accordance with the IAPAR. This third audit has been conducted in accordance with the IAPAR.	Compliant
C37	The Planning Secretary may require the initial and subsequent Independent Audits to be undertaken at different times to those specified in condition C36, upon giving at least four weeks notice to the Applicant of the date upon which the audit must be commenced.	Interviews with Auditees 26/08/21.	Project management reported that there have been no different times specified by the Secretary during the audit period.	Not Triggered
C38	In accordance with the specific requirements in the Independent Audit Post Approval Requirements, the Applicant must: a) review and respond to each Independent Audit Report prepared under condition C36 of this consent; b) submit the response to the Planning Secretary; and c) make each Independent Audit Report and response to it publicly available within 60 days after submission to the Planning Secretary.	Letter SINSW to DPIE, Kyeemagh Public School (SSD-9391): Submission of a response to an Independent Audit Report in accordance with Conditions C38 and C39, 06/04/21. Website: Kyeemagh Public School: https://www.schoolinfrastructure.nsw.gov.au/projects/k/kyeemagh-public-school.html#category-reports [Accessed 26/08/21]. WolfPeak, Independent Audit, Kyeemagh Public School SSD 9391, Rev 1, 26/03/21. Attachment A – Response to Independent Audit Non-Compliances (Section 3.2 and Table 3 of the IA Report)	Observation: Records of making the Independent Audit report available to the public, such as uploading to the Project website should be kept to demonstrate the timing requirement of CoC C38 (c) was achieved. The Independent Audit Report (WolfPeak, 2021) and the response to the findings was submitted to the Planning Secretary on 6 April 2021, within two months of the site inspection. The Independent Audit Report (WolfPeak, 2021) was available on the SINSW Kyeemagh Public School website; however, it could not be confirmed when the report was made publicly available. <i>Following a review of the draft IA Report the Client reported that evidence of the uploading of the Independent Environmental Audit to the SINSW Project website within the timeframe noted in CoC 38(c) will be recorded for the next IEA3.</i>	Compliant

State Significant Development 9391				
C39	Independent Audit Reports and the Applicant's response to audit findings must be submitted to the Planning Secretary within two months of undertaking the independent audit site inspection as outlined in the Independent Audit Post Approval Requirements unless otherwise agreed by the Planning Secretary.	Letter SINSW to DPIE, Kyeemagh Public School (SSD-9391): Submission of a response to an Independent Audit Report in accordance with Conditions C38 and C39, 06/04/21. Website: Kyeemagh Public School: https://www.schoolinfrastructure.nsw.gov.au/projects/k/kyeemagh-public-school.html#category-reports [Accessed 26/08/21]. Email – SINSW, : Kyeemagh PS - Notification in accordance with Condition C38 and C39, 04/08/21 @5:18 PM. Email – DPIE to Root, : Kyeemagh PS - Notification in accordance with Condition C38 and C39, 05/08/21 @11:37 AM WolfPeak, Independent Audit, Kyeemagh Public School SSD 9391, Rev 1, 26/03/21.	The Independent Audit Report (WolfPeak, 2021) and the response to the findings was submitted to the Planning Secretary on 6 April 2021, within two months of the site inspection. An internal email within SINSW on 4 August 2021 noted that the Department had been in contact to say it had not received a copy of the report and that there may be a potential non-compliance with CoC C39. Following discussions between the Department and the Project team it was confirmed in a Department email dated 5 August 2021 that it had received a copy of the report and that a non-compliance was not required.	Compliant
C40	Notwithstanding the requirements of the Independent Audit Post Approval Requirements, the Planning Secretary may approve a request for ongoing independent operational audits to be ceased, where it has been demonstrated to the Planning Secretary's satisfaction that an audit has demonstrated operational compliance.	Interviews with Auditees 26/08/21.	The Project was in Stage 2 construction at the time of the audit. The Project team confirmed that no such request has been made from the Planning Secretary concerning Stage 1.	Not Triggered
PART D PRIOR TO OCCUPATION OR COMMENCEMENT OF USE				
Notification of Occupation				
D1	At least one month before commencement of operation, the date of commencement of the operation of the development must be notified to the Planning Secretary in writing. If the operation of the development is to be staged, the Planning Secretary must be notified in writing at least one month before the commencement of each stage, of the date of commencement and the development to be carried out in that stage.	Email - Kyeemagh Public School - Post Approval Document Received - (SSD-9391-PA-27) Post Approval Form, 09/06/21 @4:22:22 AM.	Stage 1 officially handed over to SINSW on 12 July 2021. Sighted confirmation of receipt of notification for commencement of operations for Stage 1 dated 9 June 2021.	Compliant
External Walls and Cladding				
D2	Prior to commencement of operation, the Applicant must provide the Certifier with documented evidence that the products and systems used in the construction of external walls including finishes and claddings such as synthetic or aluminium composite panels comply with the requirements of the BCA.	Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.	Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1. Stage 2 was under construction at the time of the audit.	Compliant
D3	The Applicant must provide a copy of the documentation given to the Certifier to the Planning Secretary within seven days after the Certifier accepts it.	Letter – SINSW to DPIE, Redevelopment of Kyeemagh Public School SSD 9193: Submission of Documentation in accordance with Condition D3 for Stage 1, Ref: DOC21/686173, 22/06/21.	Sighted a letter from SINSW to the Department including submission of a copy of the evidence provided to the Certifier as part of Condition D2 for Stage 1.	Compliant

State Significant Development 9391				
Post-construction Dilapidation Report				
D4	<p>Prior to commencement of operation, the Applicant must engage a suitably qualified person to prepare a post-construction dilapidation report at the completion of construction. This report is:</p> <ul style="list-style-type: none"> (a) to ascertain whether the construction created any structural damage to adjoining buildings or infrastructure; (b) to be submitted to the Certifier. In ascertaining whether adverse structural damage has occurred to adjoining buildings or infrastructure, the Certifier must: <ul style="list-style-type: none"> (i) compare the post-construction dilapidation report with the pre-construction dilapidation report required by these conditions; and (ii) have written confirmation from the relevant authority that there is no adverse structural damage to their infrastructure and roads. (c) to be forwarded to Council. 	NSW Department of Education (DoE), 2021, Staging Report Kyeemagh Public School SSD 9193, Rev: 04, 14-May-21.	The Staging Report notes that this requirement will be finalised prior to the occupation of the last stage as heavy vehicle will be servicing the site until completion of the development.	Not Triggered
Protection of Public Infrastructure				
D5	<p>Unless the Applicant and the applicable authority agree otherwise, the Applicant must:</p> <ul style="list-style-type: none"> (a) repair, or pay the full costs associated with repairing, any public infrastructure that is damaged by carrying out the development; and (b) relocate, or pay the full costs associated with relocating any infrastructure that needs to be relocated as a result of the development. <p><i>Note: This condition does not apply to any damage to roads caused as a result of general road usage</i></p>	NSW Department of Education (DoE), 2021, Staging Report Kyeemagh Public School SSD 9193, Rev: 04, 14-May-21.	The Staging Report note that this requirement will be finalised prior to the occupation of the last stage as heavy vehicle will be servicing the site until completion of the development.	Not Triggered
Protection of Property				
D6	<p>Unless the Applicant and the applicable owner agree otherwise, the Applicant must repair, or pay the full costs associated with repairing any property that is damaged by carrying out the development</p>	NSW Department of Education (DoE), 2021, Staging Report Kyeemagh Public School SSD 9193, Rev: 04, 14-May-21.	The Staging Report note that this requirement will be finalised prior to the occupation of the last stage as heavy vehicle will be servicing the site until completion of the development.	Not Triggered
Utilities and Services				
D7	<p>Prior to commencement of operation, the Applicant must obtain a Compliance Certificate for water and sewerage infrastructure servicing of the site under section 73 of the <i>Sydney Water Act 1994</i>.</p>	Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.	Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1. Stage 2 was under construction at the time of the audit.	Compliant
Works as Executed Plans				
D8	<p>Prior to the commencement of operation, works-as-executed drawings signed by a registered surveyor demonstrating that the stormwater drainage and finished ground levels have been constructed as approved, must be submitted to the Certifier.</p>	Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.	Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1. Stage 2 was under construction at the time of the audit.	Compliant
Green Travel Plan				
D9	<p>Prior to the commencement of operation, a Green Travel Plan (GTP), must be submitted to the satisfaction of the Planning Secretary to promote the use of active and sustainable transport modes. The plan must:</p> <ul style="list-style-type: none"> (a) be prepared by a suitably qualified traffic consultant in consultation with Bayside Council and Transport for NSW; (b) identify current employee journey to work patterns including current mode share, trip origin and shift start/finish times. This can be informed by analysis of Australian Bureau of Statistics Census data and/or by conducting a staff travel survey. This information should be used to inform sustainable transport strategies in the GTP; (c) include Travel Demand Management Strategies in the TDS that considers opportunities to spread or stagger network demand; (d) in-class surveys (or online surveys such as survey monkey) to determine travel mode choice and targets; (e) feedback register for carpooling groups; and 	<p>Letter – SINSW to DPIE, Redevelopment of Kyeemagh Public School SSD 9193: Submission of a Kyeemagh Public School Transport Plan in accordance with conditions D9 & D13, Ref: DOC21/645942, 10/06/21.</p> <p>Letter – DPIE to SINSW, Kyeemagh Public School Redevelopment (SSD 9391) School Travel Plan (STP) – Conditions D9 and D13, Ref: SSD-9391-PA-28, 01/07/21.</p> <p>Arup, Kyeemagh Public School, School Transport Plan, 10/06/21.</p>	The Green Travel Plan (GTP) and the Operational Transport and Access Management Plan (OTAMP) required under CoC D13 had been combined into the School Travel Plan. Sighted a letter from SINSW to the Department dated 10 June 2021 providing a copy of the Green Travel Plan for approval. Sighted a letter from the Department to SINSW dated 1 July 2021 that confirmed the Department was satisfied the School Transport Plan, Final Report dated 10 June 2021, addresses the requirements of conditions CoC D9, and that it contains the information required by condition CoC D13.	Compliant

State Significant Development 9391				
	<p>(f) feedback register for all other transport related items (whereby staff, students, parents and carers are able to provide suggestions on ways to promote sustainable transport choice).</p> <p>(g) include objectives and modes share targets (i.e. Site and land use specific, measurable and achievable and timeframes for implementation) to define the direction and purpose of the GTP;</p> <p>(h) include specific tools and actions to help achieve the objectives and mode share targets;</p> <p>(i) include measures to promote and support the implementation of the plan, including financial and human resource requirements, roles and responsibilities for relevant employees involved in the implementation of the GTP; and</p> <p>(j) include details regarding the methodology and monitoring/review program to measure the effectiveness of the objectives and mode share targets of the GTP, including the frequency of monitoring and the requirement for travel surveys to identify travel behaviors of users of the development.</p>			
Pedestrian Infrastructure Upgrades				
D10	Prior to the commencement of the first stage of operation, the Applicant must consult with Council regarding upgrades to pedestrian infrastructure along the frontages of the site required to accommodate the expansion of the school.	Letter - Dxcare Pty Ltd, Certifications for Public Domain Kyeemagh Public School Jacobson Ave Kyeemagh, 28/06/21.	Bayside Council were engaged to complete the Public Domain Works. Sighted a letter from Dxcare Pty Ltd dated 28 June 2021 certifying that the Public Domain works completed up to the [28 June 2021 were constructed in accordance with Bayside Council Stamped plans and Civil Engineering Drawings Prepared by Burzulis Associates Consulting Pty Ltd. The letter confirmed that all required hold point inspections to 28 June 2021 were completed and coordinated with Bayside Council. The physical Public Domain Works will be completed prior to operation/occupation of Stage 2 in accordance with CoC D11.	Compliant
D11	Prior to the commencement of the final stage of operation, the upgrades to pedestrian infrastructure agreed under condition D10 must be completed.	NSW Department of Education (DoE), 2021, Staging Report Kyeemagh Public School SSD 9193, Rev: 04, 14-May-21.	These works will be completed prior to operation of Stage 2	Not Triggered
School/Pedestrian Crossing Facilities				
D12	Prior to commencement of operation, school/pedestrian crossings must be installed on surrounding roads where agreed in consultation with Council and TfNSW, with the works completed in accordance with the relevant design standards and warrants set down by TfNSW to the satisfaction of the relevant road authority.	Letter - Dxcare Pty Ltd, Certifications for Public Domain Kyeemagh Public School Jacobson Ave Kyeemagh, 28/06/21.	Bayside Council were engaged to complete the Public Domain Works. Sighted a letter from Dxcare Pty Ltd dated 28 June 2021 certifying that the Public Domain works completed up to the [28 June 2021 were constructed in accordance with Bayside Council Stamped plans and Civil Engineering Drawings Prepared by Burzulis Associates Consulting Pty Ltd. The letter confirmed that all required hold point inspections to 28 June 2021 were completed and coordinated with Bayside Council. The physical Public Domain Works will be completed prior to operation/occupation of Stage 2 in accordance with CoC D11.	Compliant

State Significant Development 9391				
Operational Transport and Access Management Plan (OTAMP)				
D13	<p>Prior to the commencement of operation, an OTAMP is to be prepared by a suitably qualified person, in consultation with Council and TfNSW, and submitted to the Certifier and a copy provided to the Planning Secretary. The OTAMP must address the following:</p> <ul style="list-style-type: none"> (a) detailed pedestrian analysis including the identification of safe route options – to identify the need for management measures such as staggered school start and finish times to ensure students and staff are able to access and leave the Site in a safe and efficient manner during school start and finish; (b) the location of bicycle spaces and end of trip facilities for staff and students close to the entries from Beehag Street and Tancred Avenue and incorporating lighting and passive surveillance consistent with AS2890.3; (c) the location of all car parking spaces on the school campuses and their allocation (i.e. staff, visitor, accessible, emergency, etc.); (d) the location and operational management procedures of the pick-up and drop-off parking, including staff management/traffic controller arrangements; (e) the location and operational management procedures for the pick-up and drop-off of students by buses and coaches for excursions and sporting activities, including staff management/traffic controller arrangements; (f) delivery and services vehicle and bus access and management arrangements; (g) management of approved access arrangements; (h) potential traffic impacts on surrounding road networks and mitigation measures to minimise impacts, including measures to mitigate queuing impacts associated with vehicles accessing pick-up and drop-off parking in Jacobson Avenue; (i) car parking arrangements and management associated with the proposed use of school facilities by community members; and (j) a monitoring and review program. 	<p>Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.</p> <p>Letter – SINSW to DPIE, Redevelopment of Kyeemagh Public School SSD 9193: Submission of a Kyeemagh Public School Transport Plan in accordance with conditions D9 & D13, Ref: DOC21/645942, 10/06/21.</p> <p>Letter – DPIE to SINSW, Kyeemagh Public School Redevelopment (SSD 9391) School Travel Plan (STP) – Conditions D9 and D13, Ref: SSD-9391-PA-28, 01/07/21.</p> <p>Arup, Kyeemagh Public School, School Transport Plan, 10/06/21</p>	<p>Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1.</p> <p>The Green Travel Plan (GTP) and the Operational Transport and Access Management Plan (OTAMP) required under CoC D13 had been combined into the School Travel Plan.</p> <p>Sighted a letter from SINSW to the Department dated 10 June 2021 providing a copy of the Green Travel Plan for approval.</p> <p>Sighted a letter from the Department to SINSW dated 1 July 2021 that confirmed the Department was satisfied the School Transport Plan, Final Report dated 10 June 2021, addresses the requirements of conditions CoC D9, and that it contains the information required by condition CoC D13</p>	Compliant
School Zones				
D14	<p>Prior to the commencement of operation, all required School Zone signage, speed management signage and associated pavement markings along Tancred Avenue must be installed, inspected by TfNSW (RMS) and handed over to TfNSW (RMS).</p> <p><i>Note: Any required approvals for altering public road speed limits, design and signage are required to be obtained from the relevant consent authority.</i></p>	<p>Email – Bayside Council to Taylors, Kyeemagh PS, 10/09/21 @5:11PM.</p>	<p>Sighted an email from Bayside Council to Taylors dated 10 September 2021 confirming that Council is satisfied by the completion of the public domain works constructed by Council City Works Team. Council is the road authority and all traffic devices, signs and line marking have been constructed in accordance with Bayside Traffic Committee. Bayside Traffic Committee has, beside other government representatives, TfNSW representative and hence there is no requirement for TfNSW to be notified or to seek approval from.</p>	Compliant
D15	<p>The Applicant must maintain records of all dates in relation to installing, altering and removing traffic control devices related to speed.</p>	<p>Site Diary 11 May 2021 to 7 June 2021.</p>	<p>Sighted the site diary that provided entries for works on Beehag St and Tancred Av. Contra flow, detour plans dated 19 May 2021 were sighted.</p>	Compliant
Mechanical Ventilation				
D16	<p>Prior to commencement of operation, the Applicant must provide evidence to the satisfaction of the Certifier that the installation and performance of the mechanical ventilation systems complies with:</p> <ul style="list-style-type: none"> (a) AS 1668.2-2012 The use of air-conditioning in buildings – Mechanical ventilation in buildings and other relevant codes; and (b) any dispensation granted by Fire and Rescue NSW. 	<p>Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.</p> <p>Eagle Air Conditioning Pty Ltd, Mechanical Ventilation (General) Installation Certificate, 17/06/21.</p>	<p>Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1.</p> <p>Sighted Mechanical Ventilation (General) Installation Certificate dated 17 June 2021 confirming installation to AS 1668.2-2012.</p> <p>Stage 2 was under construction at the time of the audit.</p>	Compliant
Operational Noise – Design of Mechanical Plant and Equipment				
D17	<p>Prior to the commencement of operation, the Applicant must submit evidence to the Certifier that the noise mitigation recommendations in the Noise Impact Assessment prepared by SLR dated 20 March 2020 have been incorporated into the design to ensure the development will not exceed the recommended operational noise levels identified in the Environmental Noise Assessment.</p>	<p>Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.</p>	<p>Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1.</p> <p>Stage 2 was under construction at the time of the audit.</p>	Compliant

State Significant Development 9391				
Car Parking Arrangements				
D18	<p>Prior to the commencement of operation or other timeframe agreed in writing by the Planning Secretary, evidence must be submitted to the satisfaction of the certifier that demonstrates that:</p> <ul style="list-style-type: none"> (a) works associated with the reconfiguration of the car park to create 19 car parking spaces have been completed; (b) the layout of the proposed car parking areas associated with the subject development (including, driveways, grades, turn paths, sight distance requirements in relation to landscaping and/or fencing, aisle widths, aisle lengths, and parking bay dimensions) are in accordance with AS 2890.1-2004, AS2890.6-2009 and AS 2890.2 – 2002 for heavy vehicle usage; and (c) the swept path of the longest vehicle (including garbage trucks, building maintenance vehicles and removalists) entering and exiting the subject site, as well as maneuverability through the site, should be in accordance with Austroads. 	<p>NSW Department of Education (DoE), 2021, Staging Report Kyeemagh Public School SSD 9193, Rev: 04, 14-May-21. Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.</p>	<p>Car park construction was being completed at the time of the audit. The Staging Report noted that this requirement will be submitted prior to commencement of operation of Stage 2.</p>	Not Triggered
Bicycle Parking and End-of-Trip Facilities				
D19	<p>Prior to occupation, compliance with the following requirements for secure bicycle parking and end-of-trip facilities must be submitted to the Certifier:</p> <ul style="list-style-type: none"> (a) the provision of a minimum 50 bicycle parking spaces; (b) the layout, design and security of bicycle facilities must comply with the minimum requirements of the latest version of AS 2890.3:2015 Parking facilities - Bicycle parking, and be located in easy to access, well-lit areas that incorporate passive surveillance; (c) the provision of end-of-trip facilities for staff; and (d) appropriate pedestrian and cyclist advisory signs are to be provided. <p>All works/regulatory signposting associated with the proposed developments shall be at no cost to the relevant roads authority.</p>	<p>Memo – Design Confidence to Taylors, D19 – Directional Signage for Bike Racks, Ref: DesCon-GCOR-000051, 13/09/21. Email - Design Confidence to taylors, D19 - Directional Signage for Bike Racks, 26/08/2021 @3:25:15 PM.</p>	<p>Sighted a Memo from the Certifier to Taylors dated 13 September 2012 confirming that CoC D19 was satisfied for Stage 1 as a minimum of 50 bicycle parking spaces were installed in accordance with AS2890.3 and were visible from each entry point without the need for signage. Sighted an email dated 26 August 2021 from the Certifier to the Principal Contractor noting that their interpretation was that given the bike racks were located within direct sight of the entries, no directional signage was required. Given the Certifier has made the statement that signage is not required this condition was found to be compliant.</p>	Compliant
Road Damage				
D20	<p>Prior to the commencement of operation, the cost of repairing any damage caused to Council or other Public Authority's assets in the vicinity of the Subject Site as a result of construction works associated with the approved development must be met in full by the Applicant.</p>	<p>NSW Department of Education (DoE), 2021, Staging Report Kyeemagh Public School SSD 9193, Rev: 04, 14-May-21.</p>	<p>The Staging Report noted that these works will be completed prior to operation of Stage 2</p>	Not Triggered
Fire Safety Certification				
D21	<p>Prior to commencement of occupation, a Fire Safety Certificate must be obtained for all the Essential Fire or Other Safety Measures forming part of this consent. A copy of the Fire Safety Certificate must be submitted to the relevant authority and Council. The Fire Safety Certificate must be prominently displayed in the building.</p>	<p>Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.</p>	<p>Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1. Stage 2 was under construction at the time of the audit.</p>	Compliant
D22	<p>Prior to the commencement of occupation of the relevant parts of any new or refurbished buildings, a Structural Inspection Certificate or a Compliance Certificate must be submitted to the satisfaction of the Certifier. A copy of the Certificate with an electronic set of final drawings (contact approval authority for specific electronic format) must be submitted to the approval authority and the Council after:</p> <ul style="list-style-type: none"> (a) the site has been periodically inspected and the Certifier is satisfied that the structural works is deemed to comply with the final design drawings; and (b) the drawings listed on the Inspection Certificate have been checked with those listed on the final Design Certificate/s. 	<p>Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.</p>	<p>Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1. Stage 2 was under construction at the time of the audit.</p>	Compliant

State Significant Development 9391				
Stormwater Quality Management Plan				
D23	<p>Prior to the commencement of operation, an Operation and Maintenance Plan (OMP) is to be submitted to the satisfaction of the Certifier along with evidence of compliance with the OMP. The OMP must ensure the proposed stormwater quality measures remain effective and contain the following:</p> <ul style="list-style-type: none"> (a) maintenance schedule of all stormwater quality treatment devices; (b) record and reporting details; (c) relevant contact information; and (d) Work Health and Safety requirements. 	Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.	Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1. Stage 2 was under construction at the time of the audit.	Compliant
Warm Water Systems and Cooling Systems				
D24	<p>The installation of warm water systems and water cooling systems (as defined under the <i>Public Health Act 2010</i>) must comply with the <i>Public Health Act 2010</i>, <i>Public Health Regulation 2012</i> and Part 1 (or Part 3 if a Performance-based water cooling system) of <i>AS/NZS 3666.2:2011 Air handling and water systems of buildings – Microbial control – Operation and maintenance</i> and the NSW Health Code of Practice for the Control of Legionnaires' Disease.</p>	Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.	Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1. Stage 2 was under construction at the time of the audit.	Compliant
Outdoor Lighting				
D25	<p>Prior to the commencement of operation, the Applicant must submit evidence from a suitably qualified practitioner to the Certifier that demonstrates that installed lighting associated with the development achieves the objective of minimising light spillage to any adjoining or adjacent sensitive receivers and:</p> <ul style="list-style-type: none"> (a) complies with the latest version of AS 4282-2019 - Control of the obtrusive effects of outdoor lighting (Standards Australia, 1997); and (b) has been mounted, screened and directed in such a manner that it does not create a nuisance to surrounding properties or the public road network. 	Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.	Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1. Stage 2 was under construction at the time of the audit.	Compliant
Signage				
D26	<p>Prior to the commencement of operation, way-finding signage and signage identifying the location of staff car parking must be installed</p>	NSW Department of Education (DoE), 2021, Staging Report Kyeemagh Public School SSD 9193, Rev: 04, 14-May-21.	The Staging Report noted that these will be installed prior to commencement of operation of Stage 2.	Not Triggered
D27	<p>Prior to the commencement of operation, bicycle way-finding signage must be installed within the site to direct cyclists from footpaths to designated bicycle parking areas.</p>	Memo – Design Confidence to Taylors, D19 – Directional Signage for Bike Racks, Ref: DesCon-GCOR-000050, 26/08/21.	Sighted a Memo from the Certifier to Taylors dated 26 August 2021 confirming that it was their interpretation that given the bike racks are located within direct sight of the entries, no directional signage was required. Given the Certifier has made the statement that signage is not required this condition was found to be compliant.	Compliant
Operational Waste Management Plan				
D28	<p>Prior to the commencement of operation, the Applicant must prepare a Waste Management Plan for the development and submit it to the Certifier. The Waste Management Plan must:</p> <ul style="list-style-type: none"> (a) detail the type and quantity of waste to be generated during operation of the development; (b) describe the handling, storage and disposal of all waste streams generated on site, consistent with the Protection of the Environment Operations Act 1997, Protection of the Environment Operations (Waste) Regulation 2014 and the Waste Classification Guideline (Department of Environment, Climate Change and Water, 2009); (c) detail the materials to be reused or recycled, either on or off site; and (d) include the Management and Mitigation Measures included in Waste Management Plan prepared by Turner & Townsend Thinc and dated 10 January 2019. 	Crown Completion Certificate P219_322-1/A (Amended), 13/07/21.	Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1. Stage 2 was under construction at the time of the audit.	Compliant

State Significant Development 9391				
Landscaping				
D29	Prior to the commencement of operation, the Applicant must prepare an Operational Landscape Management Plan to manage the revegetation and landscaping on-site, to the satisfaction of the Planning Secretary. The plan must describe the ongoing monitoring and maintenance measures to manage revegetation and landscaping.	Letter – SINSW to DPIE, Redevelopment of Kyeemagh Public School SSD 9193: Submission of an Operational Landscape Management Plan in accordance with Conditions D29, Ref: DOC21/68075, 21/06/21. Letter – DPIE to SINSW, Kyeemagh Public School (SSD 9391) Operational Landscape Management Plan - Stage 1, Condition D29, Ref: SSD-9391-PA-3, 08/07/21.	Sighted a letter of submission from SINSW to the Department dated 21 June 201 for the Operational Landscape Management Plan. It is noted that the letter provided the 'Stage 1 & 2 Operational Landscape Management Plan dated 21 June 2021'. Sighted a letter from the Department to SINSW dated 8 July 2021 confirming the Department was satisfied that the Operational Landscape Management Plan- Stage 1, Rev E dated 29 June 2021, SINSW was reminded to submit another Operational Landscape Management Plan to the Planning Secretary for approval, in the first week of January 2022 prior to the operation of Stage 2.	Compliant
D30	The Applicant must not commence operation until the Operational Landscape Management Plan is submitted to the Certifier.	Memo – Taylors to Design Confidence, Landscape Management Plan, Ref: Taylor-GCOR-001038, 25/06/21.	Sighted a Memo from Taylors to the Certifier dated 25 June 2021 confirming submission of the Landscape Management Plan.	Compliant
Acoustic Barrier				
D31	Prior to the commencement of operation of stage one, a 2.1 metre high acoustic barrier must be constructed along the north west boundary shared with adjoining residential dwellings generally in accordance with the recommendations of the Noise Impact Assessment prepared by SLR and dated 20 March 2020.	White Noise, Kyeemagh Public School Noise Emission Compliance Testing, Ref: 20096_210720, 20/07/21. Timelapse Photograph, 26/08/21.	Sighted a timelapse photograph of the 2.1 m high acoustic barrier.	Compliant
Operational Flood Emergency Management Plan				
D32	Prior the commencement of the operation, a Flood Emergency Management Plan must be submitted to the Certifier that: (a) is be prepared by a suitably qualified and experienced person(s); (b) addresses the provisions of the Floodplain Risk Management Guidelines (EESG); (c) includes details of: (i) the flood emergency responses for operational phase of the development; (ii) predicted flood levels; (iii) flood warning time and flood notification; (iv) assembly points and evacuation routes; (v) evacuation and refuge protocols; and (vi) awareness training for employees and contractors, and students.	Crown Completion Certificate P219_322-1/A (Amended), 13/07/21. Operational Flood Emergency Management Plan Kyeemagh Public School, Ref:7863-OFEMP, Rev: A, 28/06/21.	Sighted Crown Completion Certificate P219_322-1/A (Amended), dated 13 July 2021 that confirmed this requirement had been addressed for Stage 1. Stage 2 was under construction at the time of the audit.	Compliant

State Significant Development 9391				
PART E POST OCCUPATION – The Stage 2 of the Project was in construction. Applies to Stage 1.				
Out of Hours Event Management Plan				
E1	<p>Prior to the commencement of the first out of hours events (school use) run by the school that involve 100 or more people, the Applicant is to prepare an Out of Hours Event Management Plan (School Use) and submit it to the Council and Planning Secretary in consultation with Council. The plan must include the following:</p> <ul style="list-style-type: none"> (a) the number of attendees, time and duration; (b) arrival and departure times and modes of transport; (c) where relevant, a schedule of all annual events; (d) demonstrate measures to encourage non-vehicular travel to the school and promote and support the use of alternate travel modes (i.e. public transport); (e) details of the use of the multi-purpose hall, COLA and sports court where applicable, restricting use before 8am and after 10pm; (f) measures to minimise localised traffic and parking impacts; and (g) include measures to minimise noise impacts on any sensitive residential receivers, including the preparation of acoustic management plan. 	NSW Department of Education (DoE), 2021, Staging Report Kyeemagh Public School SSD 9193, Rev: 04, 14-May-21.	Project management reported that an Out of Hours Event Management Plan (School Use) was planned to be developed as part of Stage 1; however, due to COVID restriction this has been put on hold and will be reviewed and resubmitted prior to the first out of hours event.	Not Triggered
E2	The Out of Hours Event Management Plan must be implemented by the Applicant for the duration of the identified events or use.	Refer to E1	Refer to E1	Not Triggered
E3	<p>Prior to the commencement of out of hours events (community use) run by the external parties that involve 100 or more people, the Applicant is to prepare an Out of Hours Event Management Plan (Community Use) in consultation with Council and submit it to the Council and Planning Secretary. The plan must include the following:</p> <ul style="list-style-type: none"> (a) the number of attendees, time and duration; (b) arrival and departure times and modes of transport; (c) where relevant, a schedule of all annual events; (d) demonstrate measures to encourage non-vehicular travel to the school and promote and support the use of alternate travel modes (i.e. public transport); (e) details of the use of the multi-purpose hall, where applicable, restricting use before 7am and after 10pm Mondays to Saturdays and not at all on Sundays and public holidays; (f) details of the use of the outdoor games/sports court, where applicable, restricting use before 12pm and after 6pm Mondays to Fridays, before 8am and after 6pm on Saturdays and not at all on Sundays and public holidays; (g) measures to minimise localised traffic and parking impacts; and (h) include measures to minimise noise impacts on any sensitive residential receivers, including the preparation of acoustic management plan. 	Refer to E1	Refer to E1	Not Triggered
E4	The Out of Hours Event Management Plan must be implemented by the Applicant for the duration of the identified community event or use.	Refer to E1	Refer to E1	Not Triggered
Operation of Plant and Equipment				
E5	All plant and equipment used on site must be maintained in a proper and efficient condition operated in a proper and efficient manner.	Maintenance Schedule	<p>The Principal Contractor is required to maintain plant and equipment in accordance with manufactures guidelines for one year.</p> <p>Sighted Maintenance Schedule as part of hand-over documents. Hand-over was 12 July 2021 so limited evidence was available to demonstrate that required monthly inspections had been conducted.</p> <p>This requirement will be assessed during the fourth Independent Audit.</p>	Not Triggered

State Significant Development 9391				
Sign Illumination				
E6	Any sign that is to be illuminated in accordance with the approved plans must not be illuminated between the hours of 10pm and 6am seven days a week.	Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.	No Stage 1 illuminated signs were installed. Stage 2 will have an illuminated sign	Not Triggered
Warm Water Systems and Cooling Systems				
E7	The operation and maintenance of warm water systems and water-cooling systems (as defined under the <i>Public Health Act 2010</i>) must comply with the <i>Public Health Act 2010</i> , Public Health Regulation 2012 and Part 2 (or Part 3 if a Performance-based water cooling system) of AS/NZS 3666.2:2011 Air handling and water systems of buildings – Microbial control – Operation and maintenance and the NSW Health Code of Practice for the Control of Legionnaires' Disease.	Morrell Plumbing & Maintenance Pty Ltd, 3.38 – Plumbing Installation Certificate, 23/06/21.	Sighted a Plumbing Installation Certificate dated 23 June 2021 confirming that the Main School Building, Communal Hall, COLA, Off-street Carparking and External Pathways had been certified by a qualified person.	Compliant
Community Communication Strategy				
E8	The Community Communication Strategy, as approved by the Planning Secretary, must be implemented for a minimum of 12 months following the completion of construction.	Community Communication Strategy Upgrade to Kyeemagh Public School, SINSW July 2020 (CCS).	The CCS was available and being implemented for Stage 1 and Stage 2.	Compliant
Operational Transport and Access Management Plan (OTAMP)				
E9	The OTAMP(s) approved under condition D13 (as revised from time to time) must be implemented by the Applicant for the life of the development.	Arup, Kyeemagh Public School, School Transport Plan, 10/06/21.	At the time of the audit approximately 15 – 20 pupils were attending school due to COVID restrictions. The Travel Plan was available for use.	Compliant
Operational Noise Limits				
E10	The Applicant must ensure that noise generated by operation of the development does not exceed the noise limits in the Noise Impact Assessment prepared by SLR and dated 20 March 2020.	White Noise, Kyeemagh Public School Noise Emission Compliance Testing, Ref: 20096_210720, 20/07/21.	At the time of the audit approximately 15 – 20 pupils were attending school due to COVID restrictions. Noise emission compliance testing (White Noise, 2021) for Stage 1 confirmed that the results of acoustic testing noise levels resulting from the operation of the mechanical equipment on the site are compliant with the projects Conditions of Consent including Item E10 of the SSDA and the SLR Kyeemagh Infants School, SSDA Noise impact Assessment.	Compliant
E11	The Applicant must undertake short term noise monitoring in accordance with the Noise Policy for Industry where valid data is collected following the commencement of use of each stage of the development. The monitoring program must be carried out by an appropriately qualified person and a monitoring report must be submitted to the Planning Secretary within two months of commencement use of each stage of the development to verify that operational noise levels do not exceed the recommended noise levels for mechanical plant identified in the Noise Impact Assessment prepared by SLR and dated 20 March 2020. Should the noise monitoring program identify any exceedance of the recommended noise levels referred to above, the Applicant is required to implement appropriate noise attenuation measures so that operational noise levels do not exceed the recommended noise levels or provide attenuation measures at the affected noise sensitive receivers.	Refer to E10	Refer to E10	Compliant
Unobstructed Driveways and Parking Areas				
E12	All driveways, footways and parking areas must be unobstructed at all times. Driveways, footways and car spaces must not be used for the manufacture, storage or display of goods, materials, refuse, skips or any other equipment and must be used solely for vehicular and/or pedestrian access and for the parking of vehicles associated with the use of the premises.	Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.	Driveways and parking areas were being constructed as part of Stage 2 works at the time of the audit.	Not Triggered
Green Travel Plan				
E13	The Green Travel Plan required by condition D9 of this consent must be updated annually and implemented unless otherwise agreed by the Planning Secretary.	Arup, Kyeemagh Public School, School Transport Plan, 10/06/21.	The Green Travel Plan (GTP) and the Operational Transport and Access Management Plan (OTAMP) required under CoC D13 had been combined into the School Travel Plan. The School Transport Plan is due to be updated by 10 June 2022.	Not Triggered

State Significant Development 9391				
Ecologically Sustainable Development				
E14	Unless otherwise agreed by the Planning Secretary, within six months of commencement of operation, Green Star certification must be obtained demonstrating the development achieves a minimum 4 star Green Star Design & As Built rating. If required to be obtained, evidence of the certification must be provided to the Certifier and the Planning Secretary. If an alternative certification process has been agreed to by the Planning Secretary under condition B9, evidence of compliance of implementation must be provided to the Planning Secretary and Certifier.	NSW Department of Education (DoE), 2021, Staging Report Kyeemagh Public School SSD 9193, Rev: 04, 14-May-21.	All building works and Ecologically Sustainable Development (ESD) measures will be finalized upon completion of Stage 2.	Not Triggered
Outdoor Lighting				
E15	Notwithstanding condition B10, should outdoor lighting result in any residual impacts on the amenity of surrounding sensitive receivers, the Applicant must provide mitigation measures in consultation with affected landowners to reduce the impacts to an acceptable level.	Zoro Consulting Engineers, Statement of Design Compliance – Outdoor Lighting, Rev: B, 30/06/21. Complaints Register - 1 June 2021.	Sighted a Statement of Design Compliance – Outdoor Lighting dated 30 June 2021 that confirmed that external lighting design is in accordance with normal engineering practice to meet the requirements of the Building Code of Australia and relevant Australian Standards. No complaints were received during the audit period concerning outdoor lighting.	Compliant
Landscaping				
E16	The Applicant must maintain the landscaping and vegetation on the site in accordance with the approved Operational Landscape Management Plan required by condition D29 for the duration of occupation of the development.	Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.	Landscaping for Stage 1 had only recently been completed at the time of the audit. The Operational Landscape Management Plan was available for implementation. Stage 2 was under construction at the time of the audit.	Compliant
Waste Collection				
E17	Waste collection services must not be undertaken outside the hours of 7:30am to 6pm Monday to Friday.	Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.	Project management reported that due to the limited number of pupils on-site at the since Stage 1 became operational there has been minimal waste generation and no out of hours collection.	Compliant
Grounds Maintenance Using Powered Equipment				
E18	Grounds maintenance involving the use of powered equipment must not be undertaken outside the hours of 7:30am to 6pm Monday to Friday, and 8am to 1pm Saturday.	Complaints Register - 1 June 2021.	No complaints were received during the audit period concerning the use of powered equipment outside of hours for Stage 1.	Compliant

APPENDIX B – CEMP & SUB-PLAN MITIGATION MEASURES

Unique ID	Compliance Requirement	Evidence	Independent Audit Findings & Recommendation(s)	Status
Construction Environmental Management Plan, Rev: 07 (PEMP) (CoC B13)				
Section 8, Induction (p.27)	Taylor Construction employees, including those workers engaged by or working on behalf of the subcontractors, are required to be site-inducted prior to commencing work on the site. General environmental awareness and specific environmental requirements of this PEMP must be incorporated into the site-specific induction as required.	I SE-F-1 Site Specific Mandatory Safety Requirements.	Staff and contractors are required to attend the site induction. The induction form covers off elements of the CoCs that are relevant to construction works. 50 persons had been inducted for Stage 2 at the time of the audit. 776 were inducted for Stage 1 works.	Conformant
Section 10.3, Regulator Site Visits & Written Communications (p.28)	Any communication from a regulator must be notified to the HSE manager. Records of all communications must be retained and appropriately filed.	SafeWork Communications – April & May 2021.	Taylor's reported that SafeWork attended site on three occasions in May and April. Records for each visit were observed to be filed and appropriately kept	Conformant
Section 11.3.6, Water Quality Management (p.32)	All liquids and materials that could cause water pollution must be stored in areas with secondary containment. Also refer to section on hazardous substances, chemicals, oils and other contaminants and the related procedure.	Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.	The Senior Project Manager reported that liquid materials had been removed from site following the previous Independent Audit. No liquids and materials that could cause water pollution were observed at the time of the site inspection.	Not Triggered
Community Complaints, Section 11.3.12, p.34	Community complaints should be treated as 'incidents', they must be reported to the HSE manager, be thoroughly investigated and reported on SharePoint. Reference to these are also to be documented and included in site diary entries. The project or site manager should try to resolve the issues with the community member in a conciliatory manner.	Complaints Register - 1 June 2021. Community Interaction Register (Excel). HammerTech Online System. Email – Taylor's, SharePoint, 24/03/21 @8:31 AM.	The Senior Project Manager reported that complaints are vetted upon receipt and then an Incident Report Form completed if the complaint is either considered justified or in writing. Four complaints/incidents were sighted in the HammerTech online system for the audit period concerning: <ul style="list-style-type: none"> INC-631 – 2 August 2021: A vibration complaint (refer to Appendix A, CoC C16 for further details). INC-620 – 15 July 2021: A delivery truck drove across the edge of the Council nature strip outside a resident's property. The tyre indentation was levelled off. No action was taken by the resident. INC-546 – 14 May 2021: A truck was reported to have driven too close to a pedestrian. Upon review it was identified that the truck was not related to Project works, however, a toolbox talk was reported to have been held concerning driver behavior. INC-548 – 14 May 2021: Sand was reported on the road. Upon investigation it was identified that the sand debris was not related to Project works; however, removal of the debris and clean-up of the area was coordinated to assist the resident, as a good will gesture. Sighted an email from the WHSE Manager to the Senior Project Manager reporting that incidents identified in the previous Independent Audit (WolfPeak, 2021) had been uploaded to SharePoint.	Conformant
Construction Traffic and Pedestrian Management Sub-Plan, Rev: 0/7 (CTPMSP) (CoC B14)				
Section 2.4 Construction Vehicles Movement/Work Zones (p.10)	Adequate advanced warning and directional signage will be placed around the site. This will direct drivers to the construction site and inform other drivers and pedestrians of upcoming works on their route. Authorised Traffic Controllers shall be on-site ensuring controlled entry and exit in and out of site. This shall ensure movements shall not affect traffic flow or endanger pedestrians, by giving way to pedestrians and cyclists before trucks enter and exit site.	Site Inspection Secure Traffic Solutions Invoices – 28/06/21, 16/08/21 & 23/08/21. Site Diary 11 May 2021 to 7 June 2021. Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.	Sighted the site diary that provided entries for works on Beehag St and Tancred Av. Contra flow, detour plans dated 19 May 2021 were sighted. Sighted invoices from Traffic Control Solutions for the provisions of traffic controllers.	Conformant

Unique ID	Compliance Requirement	Evidence	Independent Audit Findings & Recommendation(s)	Status
Section 2.4 Construction Vehicles Movement/Work Zones (p.12)	All vehicles leaving the site must be free of mud or any other debris. Drivers of vehicles that exit the site must check their vehicles are clean prior to exiting. It is the responsibility of each driver to confirm their vehicles are clean prior to exiting site.	Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.	A rumble grid was observed at the entrance/exit to Beehag St. During the site inspection dry dust was observed on Beehag St. During the virtual audit an SMS screen shot was observed showing that All Sweep had been booked to clean roads around the site.	Conformant
Construction Noise and Vibration Management Sub-Plan, Rev: 05 (CNSWMSP) (CoC B15)				
Section 4.4, Construction Noise Management – Qualitative Assessment (p.18)	A register of complaints is to be recorded in the event of complaints being received, including location, time of complaint, nature of the complaint and actions resulting from the complaint.	Refer to CEMP, Community Complaints, Section 11.3.12, Above.	Refer to CEMP Community Complaints, Section 11.3.12, Above.	Conformant
Section 4.7, Noise and Vibration Monitoring (p.21)	As part of the management of noise from the proposed excavation and construction activities to be undertaken on the site the following noise and vibration measurements are recommended to be undertaken: 1. Noise – Attended noise level measurements of typical excavation and construction activities should be undertaken at site. Attended construction noise surveys of the site and surrounding impacts on neighbours should be undertaken during the following as a minimum: a) Commencement of any rock breaking or sawing on the site. b) In response to any ongoing complaints received from neighbours.	Interview with Auditees 19/08/21 and 26/08/21 and 26/08/21. Complaints Register - 1 June 2021. Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, Rev: 05, 5/03/21. White Noise Acoustics, Demolition Activities Vibration Testing Kyeemagh School, Rev: 0, 03/08/21.	There were no complaints concerning noise during the audit period. The construction method does not require high impact noise activities. The soil type at the site was observed to be sandy. On 3 August 2021 a complaint from a resident located in the vicinity of the entrance to the site was made concerning vibration from demolition activities. In response to the complaint the Project's noise and vibration consultant was engaged to conduct a test to determine if the complaint was justified. The report (White Noise, 2021) identified that vibration was assessed at a location including near the complainant's property to the south west of the site during a period when demolition (including hydraulic hammering of concrete footings) was being conducted. The resulting Peak Particle Velocity resulting from the use of the demolition equipment was found to be in compliance with the relevant limits for the protection of the neighbouring buildings.	Conformant
Construction Waste Management Sub-Plan, Rev 0 (CWMSP) (CoC B16)				
Section 2.1, Introduction (p.5)	TCG will ensure that all waste service providers submit monthly reports on all equipment movements and weights of any waste and recycling products removed from the development.	Bingo, Monthly Waste Report, Jan-21 to Jul-21.	The Bingo waste reports identify waste types being disposed of each month. The monthly waste report identified that since January 2021 94% of waste had been recycled with 6% been disposed at landfill.	Conformant
Section 2.1, Introduction (p.5)	Prior to disposal, wastes must be classified in accordance with the DECCW's Waste Classification Guidelines (April 2008) prior to transporting waste off site. Waste receipts must be kept for legal requirements and details of waste separated and disposed of is to be documented in the Waste and Recycling Register.	Construction Waste Management Sub-Plan, Taylor Construction Group, Rev: 04, 17/09/20. Bingo, Monthly Waste Report, Jan-21 to Jul-21. Weighbridge Transactions, BM Recycling Pty Ltd	The Bingo waste reports identify waste types being disposed of each month. Weighbridge transaction readings for General Solid Waste – Recyclable dated 13 August 2021 were sighted from BM Recycling Pty Ltd, Banksmeadow.	Conformant
Section 2.1, Introduction (p.5)	The site will be provided with suitable bins and skips for appropriate collection and separation of waste and recyclables, and these are to be collected with appropriately qualified and licensed waste contractors.	Site Inspection 19/08/21 and Interviews with Auditees 26/08/21.	Waste skips and bins were observed on site. Waste was appropriately stored. No waste was observed off site. Bingo Industries were appointed as the waste contractor for the site. Bingo Bins Pty Ltd hold Environmental Protection Licence 20392 for Scheduled Activity Transport of Trackable Waste.	Conformant
Construction Soil and Water Management Plan, Rev E (CSWMP) (CoC B17)				
Section 6.5.2, Wind Erosion Management (p.23)	At a minimum, exposed areas will be watered regularly to minimise dust and water carts to be readily available as this is an ongoing process. Additional watering may be required on windy days.	Site Inspection 19/08/21. Complaints Register - 1 June 2021.	Polypipe was observed around the perimeter of the site to spray on the boundary. Sprinklers were available for use as required. The work site was clear of loose debris and well maintained. The underlying material of the site is predominantly sand. No complaints were received during the audit period concerning dust/air quality.	Conformant

Unique ID	Compliance Requirement	Evidence	Independent Audit Findings & Recommendation(s)	Status
Section, 6.5.4 Revegetation Earthworks (pp.23-24)	<p>Areas where earthworks have been completed are to be stabilised within ten days in accordance with the above recommendations. All erosion and sediment control are to remain in place until stabilisation or revegetation is established. All stabilised areas are to be free of vehicle traffic to prevent disturbance.</p> <p>Stabilisation of earthworks include, but are not limited to the following: Mulch covers / Latex tape sprays / Bitumen emulsion sprays / Tarp cover / Grass seeding</p>	Site Inspection 19/08/21.	There is limited opportunity for land stabilisation given the small size of the site. Sandstone had been imported and compacted to form the base of the car park and pathways at the time of the audit reducing the opportunity for fugitive dust emissions.	Conformant

APPENDIX C – PLANNING SECRETARY AGREEMENT OF INDEPENDENT AUDITORS



Zeeshan Ijaz

Assistant Project Director
Schools Infrastructure NSW

Via Major Projects Portal

12/08/2021

Dear Mr Ijaz

Kyeemagh Public School (SSD-9391) - Nomination of independent auditors C35

I refer to your submission (SSD-9391-PA-34) nominating Mr Fermio, Mr Low, Mr Prieto-Curiel and Mr Ballard of WolfPeak as suitably qualified, experienced and independent persons to undertake the independent audit in accordance with Condition C35 of SSD-9391 for the Kyeemagh Public School.

The Department of Planning, Industry and Environment (Department) has reviewed the nominations and information you have provided against the *Independent Audit Post Approval Requirements* (Department, May 2020), specifically section 3.1. The Department is satisfied that the nominees are certified with Exemplar Global as either principal or lead auditors in environmental management systems, are suitably experienced in state significant developments and have supplied declarations of independence.

Consequently, I can advise that the Planning Secretary confirms the approval of the following independent auditors for the Project:

- Mr Steve Fermio, Principal Environmental & Earth Scientist, WolfPeak
- Mr Derek Low, Principal Environmental Consultant, WolfPeak
- Mr Ricardo Prieto-Curiel, Principal Environmental Consultant, Wolfpeak
- Mr Nicholas Ballard, Principal Environmental Auditor, WolfPeak

As per condition C36 of SSD-9391, independent audits must be conducted and carried out in accordance with the *Independent Audit Post Approval Requirements* (Department, May 2020).

Please ensure this correspondence is appended to the Independent Environmental Audit Report.

The Department reserves the right to request an alternate auditor or audit team for any future Audits. Notwithstanding the endorsement for the above listed auditor for this Project, each respective project approval or consent requires a request for the agreement to the auditor or audit team be submitted to the Department, for consideration of the Secretary. Each request is reviewed and depending on the complexity of future projects, the suitability of a proposed auditor or audit team will be considered.

If you wish to discuss the matter further, please contact Ms Alex McGuirk, Senior Compliance Officer, via compliance@planning.nsw.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'R. Sherry'. The signature is stylized with a large, circular flourish at the end.

Rob Sherry
Team Leader Compliance - Government Projects
Compliance

As nominee of the Secretary

APPENDIX D – CONSULTATION RECORDS

Nick Ballard

From: Derek Low
Sent: Thursday, 26 August 2021 9:10 AM
To: Nick Ballard
Subject: Fwd: Independent Audit of Kyeemagh Public School (SSD 9391)

Get [Outlook for Android](#)

From: Emmanuel Smith-Aspros <[REDACTED]@planning.nsw.gov.au>
Sent: Thursday, August 12, 2021 9:38:58 AM
To: Derek Low <[REDACTED]>
Subject: FW: Independent Audit of Kyeemagh Public School (SSD 9391)

Hi Derek,

Thanks for getting in touch with the Department.

At this stage the Department has no further input into the audit scope, outside of what you have mentioned below.

I understand the request to the Department to agree to Nick Ballard to join the audit team has been processed.

Regards

Emmanuel Smith-Aspros
Senior Compliance Officer (Social Infrastructure)

Planning & Assessments | Department of Planning, Industry and Environment
T 02 8275 1232 | M [REDACTED] | E [REDACTED]@planning.nsw.gov.au
Locked Bag 5022 | PARRAMATTA NSW 2124
www.dpie.nsw.gov.au

From: Derek Low <[REDACTED]>
Sent: Tuesday, 3 August 2021 10:18 AM
To: DPE PSVC Compliance Mailbox <compliance@planning.nsw.gov.au>
Subject: Independent Audit of Kyeemagh Public School (SSD 9391)

Hi there.

I am one of the Department of Planning Industry and Environment (the Department) approved Independent Auditors on the Kyeemagh Public School – SSD 9391 (the Project).

I am currently preparing to undertake the third independent audit on the Project. The audit is required to be conducted in accordance with SSD 9391 Sch2 Condition C36 and the Department's 2020 *Independent Audits Post Approval Requirements* (or IAPAR).

The consent is available at the following link: <https://www.planningportal.nsw.gov.au/major-projects/project/10691>
The IAPAR is available at the following link: <https://www.planning.nsw.gov.au/-/media/Files/DPE/Other/Assess-and-regulate/About-Compliance/independent-audit-post-approval-requirements-2020-05-19.pdf>

The on-site component of the audit is currently scheduled to occur on 19 August 2021 (with document review and preparation of the audit report occurring thereafter) and pertains to post-approval requirements and compliance.

In accordance with Section 3.2 of the IAPAR, I am consulting with the Department on the scope of the audit and for confirmation as to whether other parties or agencies are to be consulted.

As you will see the required scope (outlined in Section 3.3 of the IAPAR) already covers an assessment of each relevant Condition of Consent along with all post approval documents prepared to satisfy the Conditions of Consent, including an assessment of the implementation of Environmental Management Plans and Sub-plans, complaints, incidents and so forth. These are included in the audit scope for this Project.

In providing input to the scope, I kindly request Department confirm:

- if it any key issues it would like examined, relating to post-approval requirements and compliance that are not already called up by the scope in Section 3.3 of the IAPAR; or
- if it recommends that other parties or agencies are to be consulted. If so I request that the Department identify those parties.

In addition to the above, I have requested the proponent apply to have my colleague Nick Ballard approved by the Department as an Independent Auditor for the Project. Until I receive formal approval from the Department I will ensure that Nick is not involved in the audit process.

Any questions please let me know. I look forward to hearing from you.

Regards

Derek Low | Principal Environmental Consultant
General Manager



E: [REDACTED]

P: 1800 979 716

M: [REDACTED]

A: Suite 2, Level 10, 82 Elizabeth St, Sydney NSW 2000

www.wolfpeak.com.au



This email is intended only for the addressee and may contain confidential information. If you receive this email in error please delete it and any attachments and notify the sender immediately by reply email. WolfPeak takes all care to ensure that attachments are free from viruses or other defects. WolfPeak assume no liability for any loss, damage or other consequences, which may arise from opening or using an attachment.

🌱 Consider the environment. Please don't print this e-mail unless really necessary.

APPENDIX E – MEETING SIGN ON SHEET

Nick Ballard

From: Nick Ballard
Sent: Friday, 27 August 2021 4:47 PM
To: Colm Carmody
Subject: Independent Audit of Kyeemagh Public School (SSD 9391)

Hi Colm,

Thanks for your time during yesterday's audit. As part of the audit process I need confirmation of audit attendance.

Below is a table summarising attendance at the opening and closing meetings, please can you review and confirm position titles are correct.

PROJECT (NAME AND APPROVAL NUMBER)	Independent Audit of Kyeemagh Public School (SSD 9391)	
DATE	26 August 2021	
LOCATION	Virtual Audit	
OPENING MEETING		
NAME	POSITION / TITLE	ORGANISATION
Nick Ballard	Auditor	WolfPeak Pty Ltd
Colm Carmody	Project Manager	Root Partnerships Pty Ltd
Steve Ziazaris	Senior Project Manager	Taylor
CLOSING MEETING		
NAME	POSITION / TITLE	ORGANISATION
Nick Ballard	Auditor	WolfPeak Pty Ltd
Colm Carmody	Project Manager	Root Partnerships Pty Ltd
Steve Ziazaris	Senior Project Manager	Taylor

Many Thanks

Nick Ballard | Principal Environmental Auditor



E: [REDACTED]

P: 1800 979 716

M: [REDACTED]

A: Suite 2, Level 10, 82 Elizabeth St, Sydney NSW 2000



This email is intended only for the addressee and may contain confidential information. If you receive this email in error please delete it and any attachments and notify the sender immediately by reply email. WolfPeak takes all care to ensure that attachments are free from viruses or other defects. WolfPeak assume no liability for any loss, damage or other consequences, which may arise from opening or using an attachment.

♻️ Consider the environment. Please don't print this e-mail unless really necessary.

APPENDIX F – SITE INSPECTION PHOTOS



Photo 1a: Site Notice - 19 August 2021 and 1b: 26 August 2021



Photo 2a: Tree Protection Zone during site inspection (19/08/21) and 2b evidence of improvement during virtual audit (26/08/21)



Photo 3: Tree Protection Zone, site inspection (19/08/21).



Photo 4: Tree Protection Zone, site inspection (19/08/21).



Photo 5: Truck with covered load



Photo 6: Tracking of dust on Beehag St and rumble grid in foreground during site inspection



Photo 7: Beehag St, photograph taken on 26 August 2021



Photo 8: Acoustic barrier located on the north-west boundary

APPENDIX G – INDEPENDENT DECLARATION FORMS

Declaration of Independence - Auditor


Project Name	Kyeemagh Public School
Consent Number	SSD-9391
Description of Project	Redevelopment of Kyeemagh Public School including demolition of existing structures and construction of two new school buildings including teaching spaces, a school hall, Covered Outdoor Learning Area (COLA), canteen, library, administration centre, staff and student facilities, landscaping and associated works.
Project Address	Corner of Beehag Street and Jacobson Avenue (Lot 1 DP 120095 and Lot 1 DP 335734)
Proponent	NSW Department of Education
Date	13 July 2021

I declare that:

- i. I am not related to any proponent, owner, operator or other entity involved in the delivery of the project. Such a relationship includes that of employer/employee, a business partnership, sharing a common employer, a contractual arrangement outside an Independent Audit, or that of a spouse, partner, sibling, parent, or child;
- ii. I do not have any pecuniary interest in the project, proponent or related entities. Such an interest includes where there is a reasonable likelihood or expectation of financial gain (other than being reimbursed for performing the audit) or loss to the auditor, or their spouse, partner, sibling, parent, or child;
- iii. I have not provided services (not including independent reviews or auditing) to the project with the result that the audit work performed by themselves or their company, except as otherwise declared to the Department prior to the audit;
- iv. I am not an Environmental Representative for the project; and
- v. I will not accept any inducement, commission, gift or any other benefit from auditee organisations, their employees or any interested party, or knowingly allow colleagues to do so.

Notes:

- a) Under section 10.6 of the *Environmental Planning and Assessment Act 1979* a person must not include false or misleading information (or provide information for inclusion in) in a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is false or misleading in a material respect. The proponent of an approved project must not fail to include information in (or provide information for inclusion in) a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is materially relevant to the monitoring or audit. The maximum penalty is, in the case of a corporation, \$1 million and for an individual, \$250,000; and
- b) The *Crimes Act 1900* contains other offences relating to false and misleading information: section 307B (giving false or misleading information – maximum penalty 2 years imprisonment or 200 penalty units, or both)

Name of Proposed Auditor	Nick Ballard
Signature	
Qualification	BSC (Hons) Global Forest Resources & Forest Products Technology Exemplar Global Auditor Number 129713
Company	WolfPeak Pty Ltd

Independent Audit Declaration Form

Independent Audit Declaration Form

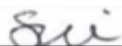
Project name	Kveemagh Public School
Consent Number	SSD 9391
Description of Project	Construction and operation of a new School in Kveemagh NSW
Project Address	Corner of Beebag Street and Jacobson Avenue Lot 1 DP 120095 and Lot 1 DP 335734
Proponent	NSW Department of Education (Infrastructure Projects)
Date	23/09/20

I declare that:

- I. I am not related to any proponent, owner, operator or other entity involved in the delivery of the project. Such a relationship includes that of employer/employee, a business partnership, sharing a common employer, a contractual arrangement outside an Independent Audit, or that of a spouse, partner, sibling, parent, or child;
- II. I do not have any pecuniary interest in the project, proponent or related entities. Such an interest includes where there is a reasonable likelihood or expectation of financial gain (other than being reimbursed for performing the audit) or loss to the auditor, or their spouse, partner, sibling, parent, or child;
- III. I have not provided services (not including independent reviews or auditing) to the project with the result that the audit work performed by themselves or their company, except as otherwise declared to the Department prior to the audit;
- IV. I am not an Environmental Representative for the project; and
- V. I will not accept any inducement, commission, gift or any other benefit from auditee organisations, their employees or any interested party, or knowingly allow colleagues to do so.

Notes:

- a) Under section 10.6 of the *Environmental Planning and Assessment Act 1979* a person must not include false or misleading information (or provide information for inclusion in) in a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is false or misleading in a material respect. The proponent of an approved project must not fail to include information in (or provide information for inclusion in) a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is materially relevant to the monitoring or audit. The maximum penalty is, in the case of a corporation, \$1 million and for an individual, \$250,000; and
- b) The *Crimes Act 1900* contains other offences relating to false and misleading information: section 307B (giving false or misleading information – maximum penalty 2 years imprisonment or 200 penalty units, or both)

Name of auditor	Steve Fermio
Signature	
Qualification	Bachelor of Science (Honours) Exemplar Global Auditor Number 110498
Company	WolfPeak Pty Ltd