

INDEPENDENT AUDIT REPORT


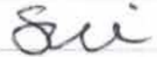
KYEEMAGH PUBLIC SCHOOL, KYEEMAGH – SSD 9391

SEPTEMBER 2020

Revision History

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Date	02/10/2020	Date	02/10/2020

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EXECUTIVE SUMMARY

The NSW Department of Education – Schools Infrastructure NSW (SINSW) are responsible for delivering redevelopment of the Kyeemagh Public School. Consent for the Project was granted on 14 July 2020, State Significant Development (SSD) 9439, 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 first Independent Audit for the construction period, covering the period from 14 July 2020 to 21 September 2020.

Construction works began 1 August 2020. Works undertaken during the audit period include establishment of environmental controls and site facilities, demolition and hazardous materials removal and vegetation removal.

In summary:

- There were 160 CoCs assessed.
- One non-compliance against two CoCs.
- Eight observations against six CoCs and two mitigation measures.

The Auditor notes that the CEMP and sub-plans have undergone several updates since their initial development. The Auditor is of the opinion that the CNVMSP was not adequate on the basis that there were significant opportunities for improvement, and non-compliances with the consent may result from the implementation of the document. Further work is required on the noise assessment for it to be considered adequate by the Auditor. The Project must notify identified stakeholders of a review of the CEMP and sub-plans in accordance with CoC A40. The Project must also resubmit the updated CEMP and sub-plans to the identified stakeholders in accordance with CoC A41.

Detailed findings are presented in Section 3, along with actions taken by the Project team to address the findings.

The Auditor would like to thank the auditees from SINSW, Root Partnerships and Taylor Constructions for their high level of organisation, cooperation and assistance during the Independent Audit.

1. INTRODUCTION

1.1 Project Overview

The NSW Department of Education – Schools Infrastructure are 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 9.7km to the south of the Sydney CBD, and less than 500m 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 340m to the west, Cooks River located 200m to the north and Botany Bay located approximately 250m to the east. The Project location is presented in Figure 1.



Figure 1 Kyeemagh Public School (modified from SIX Maps 2020)

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.

The redevelopment of the school will be undertaken across three 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 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 from the current 42 students 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 recently reclassified from K-2 to K-6, and the expansion of the school will correlate with this reclassification.

The staged redevelopment includes the following:

- Demolition of all existing structures on-site (excluding the North Brighton Preschool);
- Construction of multiple buildings to a maximum height of two storeys which will contain:
 - Homebases
 - Practical learning spaces
 - Group work spaces
 - Library
 - Administrative spaces for teachers and staff; and
 - New school hall
- Outdoor play spaces including a games court and Covered Outdoor Learning Space (COLA)
- New landscaping works comprising hard paving, grassed areas, and planting
- Removal of 20 trees to accommodate the development, with the provision of 63 replacement plantings
- A twenty space car park accessible from Beehag Street
- Ancillary site infrastructure and facilities inclusive of underground water storage and absorption trench
- Building identification signage and one digital advertisement; and
- Upgrades to vehicular crossing to staff carpark.

Root Partnerships have been appointed as the client representative on behalf of Schools Infrastructure NSW (SINSW). Taylor Construction Group Pty Ltd (Taylor Constructions) are the principal contractor.

Construction works began 1 August 2020. Works undertaken during the audit period include establishment of environmental controls and site facilities, vegetation removal, demolition and hazardous materials removal.

1.2 Approval requirements

Conditions of Consent (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:

- Derek Low (Auditor Lead): Masters of Environmental Engineering Management, Exemplar Global Certified Principal Environmental Auditor (Certificate No 114283)
- Steve Fermio (Auditor): Bachelor of Science (Hons), Exemplar Global Certified Principal Environmental Auditor (Certificate No 110498)

Approval of the Audit Team was provided by the Department on 25 August 2020. 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 the granting of Consent on 14 July 2020 through to 21 September 2020.

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. Should there be any uncertainty to which conditions are to be audited, the auditor can seek clarification during the consultation as per Section 3.2
 - 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.

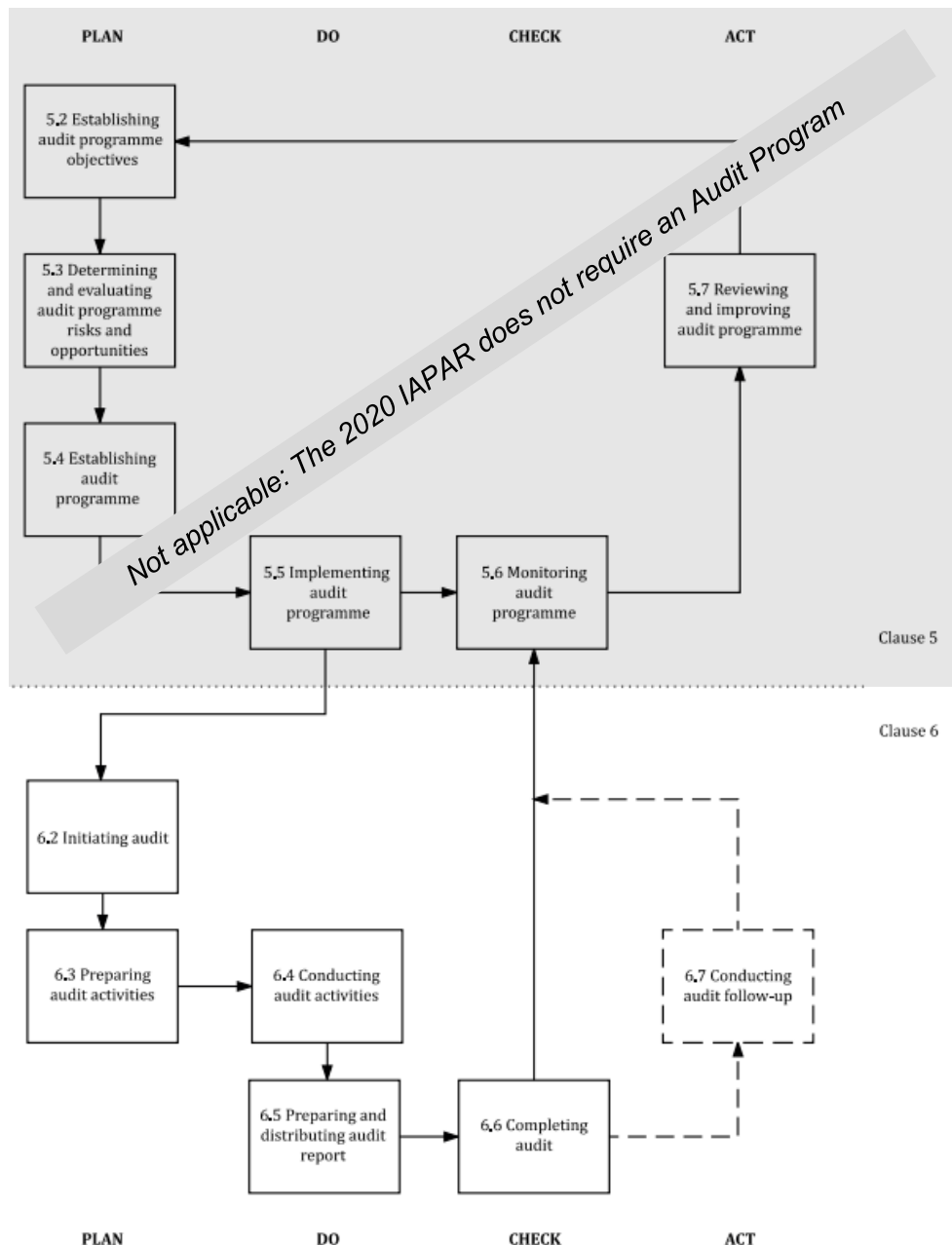


Figure 1 Audit activities overview (modified from AS/NZS ISO 19011). Subclause numbering refers to the relevant subclauses in the Standard.

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 2 September 2020 WolfPeak consulted with the Department and Bayside Council to obtain their input into the scope of the Independent Audit in accordance with Section 3.2 of the IAPAR. The consultation records are presented in Appendix D. A summary of the key issues and areas of focus raised by the stakeholders is presented in Table 1.

Table 1: Key issues and areas of focus raised during consultation

Stakeholder	Issues and Focus	How Addressed
Department of Planning, Industry and Environment	<p>The Department requested that all conditions of consent for SSD 9391 are assessed, and that the audit is conducted in accordance with the requirements of condition C36 of SSD 9391.</p> <p>The Department also requested that the Auditor consult with the local Council.</p>	Included in scope.
Bayside Council	No issues or focus provided to date.	-

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)
- *Construction Environmental Management Plan*, Taylor Constructions, Revisions July and September 2020 (CEMP)
- *Construction Traffic and Pedestrian Management Sub-Plan*, Secure Traffic Solutions, Revisions June and September 2020 (CTPMSP)

- *Construction Noise and Vibration Management Sub-Plan*, White Noise Acoustics, Revisions July and September 2020 (CNVMSP) *Construction Waste Management Sub-Plan*, Taylor Constructions, Revisions July and September 2020 (CWMSP)
- *Construction Soil and Water Management Sub-Plan*, Birzulis Associates, Revisions July and September 2020 (CSWMSP)
- *Flood Emergency Response Plan*, Birzulis Associates, Revisions July and September 2020 (FERSP)
- *Community Communication Strategy*, Schools Infrastructure NSW, July 2020 (CCS).

2.2.3 Site personnel involvement

The on-site audit activities took place on 15 September 2020. The following personnel took part in the audit:

- Terry O'Sullivan – Project Director – Schools Infrastructure NSW (remotely)
- David Wood – Project Manager – Root Partnerships
- Frank Fotakis – Senior Safety Advisor – Taylor Constructions
- Shanil Prasad – Site Engineer – Taylor Constructions
- David Pereira – Site Manager – Taylor Constructions
- Derek Low – Auditor – WolfPeak.

2.2.4 Meetings

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

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 detailed request for information and auditee responses to the request.

2.2.6 Site inspection

The on-site audit activities took place on 15 September 2020. The on-site audit activities included an inspection of the site and work activities. Photos 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:

- **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.

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 9477 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 Table 2, presents the non-compliances and observations from the Independent Audit. Recommended actions in response to each of the findings are also presented. Detailed findings against each requirement are presented in Appendix A and B. In summary:

- There were 160 CoCs assessed.
- One non-compliance against two CoCs.
- Eight observations against six CoCs and two mitigation measures.

Table 2 Audit findings and actions

Item	No.	Type	Details of item	Proposed or completed action	By whom and by when	Status
1	CoC B12	Observation	<p>CoC B13 requires management plans required under this consent must be prepared in accordance with relevant guidelines, and include (among other things) details of the relevant statutory requirements (including any relevant approval, Licence or lease conditions).</p> <p>Section 2.1 of the CWMSP references an out of date version of the Waste Classification Guidelines.</p>	The CWMSP has been updated to include the relevant information.	NA	CLOSED
2	CoC B13	Observation	<p>CoC B13 requires that 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 contain information and sub-plans as specified in CoC B13 – B17.</p> <p>A development consent compliance matrix is provided in Section 4.4 of the CEMP, however the details of the conditions are inconsistent with Conditions B13 and B17 of Development Consent SSD 9391. Also there are 'reference errors' present noted within the CEMP e.g. Appendix 8 is the CPTMSP, not the CWMSP.</p> <p>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.</p> <p>The CEMP and sub-plans have been updated since the initial submission to the Certifier and the Department. The updated version are to be</p>	Section 4.4 of the CEMP has been updated and a supporting compliance table has also been provided.	NA	CLOSED

Item	No.	Type	Details of item	Proposed or completed action	By whom and by when	Status
			resubmitted to the identified stakeholders once ready in accordance with CoC A40 and A41.			
3	CoC B15	Observation	<p>CoC B15 requires that the Construction Noise and Vibration Management Sub-Plan (CNVMSP) must address, but not be limited to, the following:</p> <p>(a) be prepared by a suitably qualified and experienced noise expert;</p> <p>(b) describe procedures for achieving the noise management levels in EPA's Interim Construction Noise Guideline (DECC, 2009);</p> <p>(c) describe the measures to be implemented to manage high noise generating works such as piling, in close proximity to sensitive receivers;</p> <p>(d) include strategies that have been developed with the community for managing high noise generating works;</p> <p>(e) describe the community consultation undertaken to develop the strategies in condition B15(d);</p> <p>(f) include a complaints management system that would be implemented for the duration of the construction; and</p> <p>(g) 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> <p>Whilst the CNVMSP has identified sound power levels from the likely plant used on site and has identified noise criteria and basic noise mitigation measures, the CNVMSP does not identify the predicted noise impacts on nearby receivers. This does not conform to the EPA's Interim</p>	<p>The CNVMSP has been updated to provide a quantitative assessment of noise impacts. The CNVMSP states that the noise impacts are predicted to be up to 75dB(A) (at receiver) and up to 45dB(A) (internal to the classroom) based on a cumulative sound power level of 122dB(A)_{L10} for demolition and 120dB(A)_{L10} for general construction. No % on time has been specified.</p> <p>The Auditor makes the following findings in relation to this assessment:</p> <ul style="list-style-type: none"> The ICNG refers to the use of the L_{Aeq} indicator not the L₁₀ in undertaking an assessment and should assess the realistic worst case for the nearest receiver. The nearest residences are approximately 5m from the nearest work front and 15m from the nearest building to be demolished. On this basis, using the sound power levels specified, the predicted noise impacts at the nearest receiver are expected to be well above 75dB(A). The classrooms are within 30m from the nearest work front. At this proximity, with the nominated sound power level adopted, the Auditor considers it unlikely that the building envelope would be capable of a noise reduction to <45dB(A) as stated in the CNVMSP. 	<p>Taylor Constructions / Root Partnerships / SINSW</p> <p>21/12/20</p>	OPEN

Item	No.	Type	Details of item	Proposed or completed action	By whom and by when	Status
			<p>Construction Noise Guidelines (ICNG) which requires a quantitative assessment of noise for major projects.</p> <p>The CNVMSP has not identified vibration as an issue, yet it has not provided evidence of an assessment to support this position. It also states that vibration monitoring is not required. It is understood that compaction is required for the Project due to ground conditions and that these vibration intensive works will need to occur in close proximity to surrounding residences and educational facilities. Refer to the responses to CoC C16 – C18.</p> <p>The Auditor is of the opinion that the CNVMSP is not adequate in its current form on the basis that there are significant opportunities for improvement and non-compliances with the consent may result from the implementation of the document.</p>	<ul style="list-style-type: none"> The assessment does not provide adequate information to confirm that a proper assessment has occurred in accordance with the ICNG. <p>The CNVMSP has been updated to a requirement that, in the event that vibration rolling or compacting of ground conditions is required within 10m of neighbouring buildings then attended vibration measurements during the use of this equipment should be undertaken to ensure vibration does not result in unreasonable levels of vibration impact on the neighbouring building structures. The Project has undertaken some preliminary monitoring (refer 6 below) and should continue this vibratory works in accordance with this recommendation.</p> <p>The CNVMSP has also included a recommendation to conduct vibration rolling at times not sensitive to the operation of the school. This recommendation should be implemented.</p>		
4	CoC B25	Observation	<p>CoC B25 requires that prior to the installation of landscaping, the Applicant must prepare a revised Landscape Plan and details the requirements of this plan.</p> <p>The Landscape plan does not address all of the requirements a) – f) of this condition. Landscaping has yet to commence.</p>	<p>The Landscape Plan, and associated Design Statement has been updated. It does still not contain requirement (e) from CoC B25, which states that the Plan must include: <i>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.</i></p> <p>Prior to installation of landscaping, ensure that the Landscape Plan meets the requirements of CoC B25.</p>	<p>Taylor Constructions</p> <p>Prior to commencement of landscaping</p>	OPEN
5	CoC C10	Observation	CoC C10 requires construction vehicles to be contained wholly within the site, except if located in an	NA	NA	CLOSED

Item	No.	Type	Details of item	Proposed or completed action	By whom and by when	Status
			<p>approved on-street work zone, and vehicles must enter the site or an approved on-street work zone before stopping.</p> <p>A complaint was received on 18/08/20 regarding truck movements. The contractor has been reminded trucks are not to queue outside the construction site. The Project advise that this issue was not a result of queuing, rather undertaking safe maneuvering of a single heavy vehicle into the site.</p>			
6	CoC C16 and C17	Non-compliance	<p>CoC C16 requires that vibration caused by construction at any residence or structure outside the site must be limited to:</p> <p>(a) for structural damage, the latest version of DIN 4150-3 (1992-02) Structural vibration - Effects of vibration on structures (German Institute for Standardisation, 1999); and</p> <p>(b) for human exposure, the acceptable vibration values set out in the Environmental Noise Management Assessing Vibration: a technical guideline (DEC, 2006) (as may be updated or replaced from time to time).</p> <p>CoC C17 requires that 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.</p> <p>A 10T roller is observed on site. Based on the evidence of compaction of the internal haul road it appears as though the roller operated within the typical safe work distances as defined in RMS CNVG (being 15m).</p>	<p>Vibration monitoring was conducted on 24/09/20 and found vibration results to be satisfactory with the structural damage criteria at a proximity of 5m from the active roller.</p> <p>The CNVMSP has been updated to a requirement that, in the event that vibration rolling or compacting of ground conditions is required within 10m of neighbouring buildings then attended vibration measurements during the use of this equipment should be undertaken to ensure vibration does not result in unreasonable levels of vibration impact on the neighbouring building structures. Monitoring should continue during vibratory works in accordance with this recommendation.</p> <p>The CNVMSP has also included a recommendation to conduct vibration rolling at times not sensitive to the operation of the school. This recommendation should be implemented.</p>	NA	CLOSED

Item	No.	Type	Details of item	Proposed or completed action	By whom and by when	Status
7	CoC C18	Observation	<p>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.</p> <p>The CNVMSP has not identified vibration as an issue, yet it has not provided evidence of an assessment to support this position. It also states that vibration monitoring is not required. It is understood that compaction is required for the Project due to ground conditions and that these vibration intensive works will need to occur in close proximity to surrounding residences and educational facilities.</p>	<p>The CNVMSP has been updated to a requirement that, in the event that vibration rolling or compacting of ground conditions is required within 10m of neighbouring buildings then attended vibration measurements during the use of this equipment should be undertaken to ensure vibration does not result in unreasonable levels of vibration impact on the neighbouring building structures. Monitoring should continue during vibratory works in accordance with this recommendation.</p> <p>The CNVMSP has also included a recommendation to conduct vibration rolling at times not sensitive to the operation of the school. This recommendation should be implemented.</p>	NA	CLOSED
8	CTPMSP Section 3	Observation	<p>CoC B19 requires the preparation of a Driver Code of Conduct and its communication to heavy vehicle drivers.</p> <p>Whilst there is evidence of the CTPMSP being provided to the civil contractor, there is no documented evidence that all drivers have been trained in the Driver Code of Conduct.</p>	A Driver Declaration process has been developed requiring acknowledgement of the CTPMSP requirements which includes the Driver Code of Conduct.	NA	CLOSED
9	CNVMSP Section 4.5	Observation	<p>CoC C8 requires that rock breaking, rock hammering, sheet piling, pile driving and similar activities may only be carried out between the following hours:</p> <p>(a) 9am to 12pm, Monday to Friday; (b) 2pm to 5pm Monday to Friday; and (c) 9am to 12pm, Saturday.</p> <p>The hours specified in the CNVMSP for these activities do not comply with those specified in CoC C8.</p>	Updated CNVMSP refers to hours from the consent.	NA	CLOSED

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
- CWMSPP
- CSWMSP
- FERSP.

As stated in Section 3.2 there are several observations in relation to the CEMP and sub-plans which should be addressed.

The Auditor notes that the CEMP and sub-plans have undergone several updates since their initial development. The Project must notify identified stakeholders of a review of the CEMP and sub-plans in accordance with CoC A40. The Project must also resubmit the updated CEMP and sub-plans to the identified stakeholders in accordance with CoC A41.

Of particular note was the adequacy of the CNVMSP. Whilst the CNVMSP had identified sound power levels from the likely plant used on site and had identified noise criteria and basic noise mitigation measures, the CNVMSP did not identify the predicted noise impacts on nearby receivers. This does not conform to the EPA's Interim Construction Noise Guidelines (ICNG) which requires a quantitative assessment of noise for major projects. An update to include a noise assessment is not considered by the Auditor to be in accordance with the ICNG.

The CNVMSP did not identify vibration as an issue, yet it didn't provide evidence of an assessment to support this position. It also stated that vibration monitoring is not required. It is understood that compaction is required for the Project due to ground conditions and that these vibration intensive works will need to occur in close proximity to surrounding residences and educational facilities. Refer to the responses to CoC C16 – C18. The CNVMSP has been updated since the drafting of this report to include such measures.

The Auditor is of the opinion that the CNVMSP was not adequate on the basis that there were significant opportunities for improvement, and non-compliances with the consent may result from the implementation of the document. Further work is required on the noise assessment for it to be considered adequate by the Auditor.

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 2 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:

<https://www.schoolinfrastructure.nsw.gov.au/projects/k/kyeemagh-public-school.html#category-reports>

Two complaints were received by the Project during the audit period. These complaints related to construction vehicle entry/exit and queuing, and storage of hazardous materials. The complaints register lists all complaints as closed.

3.1 Incidents

The Project has not identified any incidents as defined by the Consent.

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 3 Summary of predicted versus actual impacts

Aspect	Summary of predicted impacts	Summary of actual impacts observed during audit period	Consistent (Y/N)
Physical extent of the development in comparison with the approved boundary and any potential off-site impacts	The approved Project boundary is defined within the stamped plans listed under CoC A2.	The Project footprint is the same as that approved. The Certifier has reviewed and approved the works through issue of the Crown Certificate. This verifies that the design is being implemented as planned.	Y
Construction traffic	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. Higher order roads be adopted when travelling to / from the school as well	No construction vehicles were observed to be parking outside of the project footprint during the on-site component of the audit. A complaint was received on 18/08/20 regarding truck movements. The contractor has	Y

	as implementation of exclusions zones and traffic management / controllers to protects students / pedestrians throughout the construction program.	been reminded trucks are not to queue outside the construction site. The Project advise that this issue was not a result of queuing, rather undertaking safe maneuvering of a single heavy vehicle into the site.	
Noise and 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>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>	<p>Construction noise was not observed as an issue during the on-site component of the audit.</p> <p>No complaints relating to noise or vibration have been received to date.</p> <p>Refer to Section 3.2 and 3.3 regarding the adequacy of management of vibration impacts.</p>	Y
Contamination (groundwater)	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>Based on information provided in the EIS, it is unlikely that works associated with the project will encounter groundwater.</p> <p>Measures to minimise the risk of contaminating groundwater, including the appropriate storage of fuels and other hazardous materials were observed being implemented on-site.</p>	Y
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 all material to be excavated from Stage 1. 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>Validation Report is pending.</p>	Y

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>	An ASSMP is provided as Appendix A of the CSWMSP and will be implemented by the Project where necessary.	Y
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 are complete for stage 1.</p> <p>All trees identified for retention were observed to be appropriately marked and protected.</p>	Y
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>Kingfisher was engaged prior to construction. The ecologist assisted with the relocation of nest boxes. The relocation works are complete for stage 1.</p> <p>All trees identified for retention were observed to be appropriately marked and protected.</p>	Y
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>	Y

4. CONCLUSIONS

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 Taylor Constructions.

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.

In summary:

- There were 160 CoCs assessed.
- One non-compliance against two CoCs.
- Eight observations against six CoCs and two mitigation measures.

The Auditor notes that the CEMP and sub-plans have undergone several updates since their initial development. The Project must notify identified stakeholders of a review of the CEMP and sub-plans in accordance with CoC A40. The Project must also resubmit the updated CEMP and sub-plans to the identified stakeholders in accordance with CoC A41.

Of particular note was the adequacy of the CNVMSP. Whilst the CNVMSP had identified sound power levels from the likely plant used on site and had identified noise criteria and basic noise mitigation measures, the CNVMSP did not identify the predicted noise impacts on nearby receivers. This does not conform to the EPA's Interim Construction Noise Guidelines (ICNG) which requires a quantitative assessment of noise for major projects. An update to include a noise assessment is not considered by the Auditor to be in accordance with the ICNG.

The CNVMSP did not identified vibration as an issue, yet it didn't provided evidence of an assessment to support this position. It also stated that vibration monitoring is not required. It is understood that compaction is required for the Project due to ground conditions and that these vibration intensive works will need to occur in close proximity to surrounding residences and educational facilities. Refer to the responses to CoC C16 – C18. The CNVMSP has been updated since the drafting of this Report to include such measures.

The Auditor is of the opinion that the CNVMSP was not adequate on the basis that there were significant opportunities for improvement, and non-compliances with the consent may result from the implementation of the document. Further work is required on the noise assessment for it to be considered adequate by the Auditor.

Detailed findings are presented in Section 3, along with actions taken by the Project team to address the findings.

The Auditor would like to thank the auditees from SINSW, Root Partnerships and Taylor Constructions for their high level of organisation, cooperation and assistance during the Independent Audit.

5. LIMITATIONS

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

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APPENDIX A – SSD 9391 CONDITIONS OF CONSENT

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status																																																																
Schedule 2																																																																				
PART A ADMINSTRITAVE																																																																				
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 ins this table Appendix B	The Project has demonstrated that it is taking all reasonable and feasible measures to prevent or minimise harm on the environment.	C																																																																
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><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><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><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><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></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 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 15/09/20</p>	<p>The project is being constructed in general accordance with the EIS and RtS.</p> <p>The approved plans are the basis of the IFC drawings.</p> <p>There have been no written directions from the Planning Secretary.</p> <p>Non-compliance: Three non-compliances against four conditions have been identified. These related to the inadequacy of management plans and vibration impacts of the project. In all other respects the Project is complying with the consent. On this basis the Auditor is of the opinion that compliance with this condition is being achieved.</p>	NC
Architectural drawings prepared by dwp																																																																				
Dwg No.	Rev	Name of Plan	Date																																																																	
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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>	<p>Interview with auditees 15/09/20</p>	<p>No directions have been received.</p>	NT																																																																

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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.	-	Noted. This Audit assess compliance with the conditions of this consent and the most relevant versions of the documents listed. No conflicts identified.	NT
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 01/08/20 start date on 27/07/20.	C
Prescribed Conditions				
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.	Interview with auditees 15/09/20	No disputes.	NT
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.	Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions 17 September 2020 (CTPMSP) Construction Soil and Water Management Plan, Birzulis Associates 14 September 2020 (CSWMP) Dilapidation surveys were undertaken and reported.	Consultation with TfNSW and Bayside Council for the CTPMSP undertaken on 28 and 29 July 2020 respectively and is provided as Appendix D and E of the CTPMSP. CSWMSP – Appendix C details evidence of consultation with Bayside Council. Records show that the dilapidation reports were submitted to the identified stakeholders prior to commencement of construction. Consultation with service providers and Council is also required for works potentially impacting on their assets. This consultation was not triggered at the time of this audit.	C
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.	Site inspection 15/09/20 Interview with auditees 15/09/20 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	C
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.	Site inspection 15/09/20 Interview with auditees 15/09/20 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.	NT
A11	Any revised Staging Report prepared in accordance with condition A10 must: (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;	Site inspection 15/09/20 Interview with auditees 15/09/20 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.	NT

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	<p>(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);</p> <p>(c) specify how compliance with conditions will be achieved across and between each of the stages of the project; and</p> <p>(d) set out mechanisms for managing any cumulative impacts arising from the proposed staging.</p>			
A12	Where a revised Staging Report is approved under condition A10, the project must be staged in accordance with the approved Staging Report.	<p>Site inspection 15/09/20</p> <p>Interview with auditees 15/09/20</p> <p>Concept Design Report, 19/09/19, DWP</p>	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.	NT
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.	<p>Site inspection 15/09/20</p> <p>Interview with auditees 15/09/20</p> <p>Concept Design Report, 19/09/19, DWP</p>	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.	NT
Staging, Combining and Updating Strategies, Plans or Programs				
A14	<p>The Applicant may:</p> <p>(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);</p> <p>(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</p> <p>(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).</p>	<p>Construction Environmental Management Plan, Taylor Construction Group, September 2020 (CEMP)</p> <p>Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, 17 September 2020 (CTPMSP)</p> <p>Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, 16 September 2020 (CNVMSP)</p> <p>Construction Waste Management Sub-Plan, Taylor Construction Group, September 2020 (CWMSP)</p> <p>Construction Soil and Water Management Plan, Birzulis Associates, 14 September 2020 (CSWMP)</p> <p>Flood Emergency Response Plan, Birzulis Associates, 18 September 2020 (FERSP)</p> <p>Community Communication Strategy Upgrade to Kyeemagh Public School, SINSW July 2020 (CCS)</p>	The plans and strategies are full and complete for the works undertaken to date.	NT
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.	As above	As above	NT
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.	As above	As above	NT

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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.	As above	As above	NT
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, 28/7/20.	A structural engineer has prepared structural drawings along with a compliance. The Certifier has verified its compliance through issue of the Crown Certificate.	C
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, 28/7/20.	The design statement verifies that the external walls comply with BCA. The Certifier has verified its compliance through issue of the Crown Certificate.	C
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.	C
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 15/09/20	There have been no directions issued.	NT
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>	Asbestos air monitoring reports, 26/08/20, 05/08/20, 02/09/20 Part 9, Div 9.4 of the EPAA	The relevant section of the EPAA relates to (among other things) the need to be accurate, true (not misleading), properly conducted (approved methodology, calibrated etc) and with records retained. The evidence referred to throughout this Audit Table indicates that that monitoring and auditing is occurring consistent with this requirement. 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. This Audit has been conducted in accordance with ISO19011 and the Department's Independent Audit Post Approval Requirements.	C
Contamination				

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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.	C
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.	C
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 15/09/20	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. Interim Audit Advice was prepared by Coffey in July 2020. It endorsed the remediation approach set out in the RAP. The asbestos clearance certificates indicate that the residual surface layer was free of asbestos. Validation Report is pending.	C
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 Remediation Action Plan, Cardno, 24/01/19	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.	NT
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.	Interview with auditees 15/09/20	It is understood remediation works were complete on 12/09/20. The Validation Report is pending. Once finalized Interim Audit Advice will be prepared for submission to the Department.	NT
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 15/09/20	The Project has recently commenced construction.	NT
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;	Project website: https://www.schoolinfrastructure.nsw.gov.au/projects/k/kyeemagh-public-school.html	The project website contains: (a)(i) the documents identified in Condition A2. (a)(ii) the development consent (a)(iii) the CEMP and sub-plans, Remediation Action Plan and Community Communication Strategy (a)(iv) No Compliance Reports or Audit Reports which report on the environmental performance of the project conducted during the audit period.	C

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	<p>(iii) all approved strategies, plans and programs required under the conditions of this consent;</p> <p>(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;</p> <p>(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;</p> <p>(vi) a summary of the current stage and progress of the development;</p> <p>(vii) contact details to enquire about the development or to make a complaint;</p> <p>(viii) a complaints register, updated monthly;</p> <p>(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;</p> <p>(x) any other matter required by the Planning Secretary; and</p> <p>(b) keep such information up to date, to the satisfaction of the Planning Secretary.</p>		<p>(a)(v) no monitoring is required by the CoCs or CEMP and sub-plans to be published.</p> <p>(a)(vi) project updates</p> <p>(a)(vii) contact details</p> <p>(a)(viii) current complaints register</p> <p>(a)(ix) this is the first Audit.</p> <p>(a)(x) the auditor is not aware of any additional requirements from the Planning Secretary</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, Taylor</p> <p>TBT record 10/09/20, 07/09/20</p> <p>PF Civil signed scope of works</p>	<p>All 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. 51 persons have been inducted to date.</p> <p>The TBT cover off work related risks and hazards (including dust and housekeeping, scaffolding, SafeWork reqs).</p> <p>The scope of works with subcontractors include site rules which include the relevant CoCs.</p>	C
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 15/09/20</p>	<p>The Project has recently commenced construction.</p> <p>Compliance Reporting is not required during construction under the 2020 PAR.</p>	NT
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 15/09/20</p>	<p>The Project has recently commenced construction.</p> <p>Compliance Reporting is not required during construction under the 2020 PAR.</p>	NT
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>Site inspection 15/09/20</p>	<p>The Project has recently commenced construction.</p> <p>Compliance Reporting is not required during construction under the 2020 PAR.</p>	NT

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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.	Compliance Reporting Post Approval Requirements, Department 2020 Site inspection 15/09/20	The Project has recently commenced construction.	NT
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.	Taylor Incident register current to 15/09/20	There have been no incidents to date.	NT
A36	Subsequent notification must be given and reports submitted in accordance with the requirements set out in Appendix 1.	Taylor Incident register current to 15/09/20	There have been no incidents to date.	NT
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 15/09/20 Taylor Incident register current to 15/09/20	The Project is not aware of any non-compliances.	NT
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 15/09/20 Taylor Incident register current to 15/09/20	The Project is not aware of any non-compliances.	NT
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 15/09/20 Taylor Incident register current to 15/09/20	The Project is not aware of any non-compliances. There have been no incidents to date.	NT
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.	Interview with auditees 15/09/20 Taylor Incident register current to 15/09/20 Compliance Reporting Post Approval Requirements, Department 2020	This audit is the first triggering event under this condition.	NT
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	Interview with auditees 15/09/20 Taylor Incident register current to 15/09/20	This audit is the first triggering event under this condition.	NT

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	<p>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.</p> <p><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></p>	Compliance Reporting Post Approval Requirements, Department 2020		
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.	C
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.	Site inspection 15/09/20	The project is in the first stage of construction.	NT
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, 28/7/20.	A structural engineer has prepared structural drawings along with a compliance. The Certifier has verified its compliance through issue of the Crown Certificate.	C
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 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.	Letter SINSW to DPIE, 27/07/20	<p>The Department was notified of a 01/08/20 start date on 27/07/20.</p> <p>The Project is within the three-month period.</p> <p>It is understood the stakeholder is the groundskeeper for the school. Engagement has yet to occur yet this is being arranged through the school Principal.</p>	NT
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	The design statement verifies that the external walls comply with BCA.	C

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
Protection of Public Infrastructure				
B6	<p>Prior to the commencement of construction, the Applicant must:</p> <ul style="list-style-type: none"> (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. 	<p>Dilapidation survey close out letter, Ausdilaps, 17/07/20</p> <p>Dilapidation report, 49B Mutch Avenue, 6 Beehag St, Preschool, Public School, Council Assets (kerbs, gutters, road, footpaths).</p> <p>Submission of Dilapidation reports to Council, 21/07/20</p> <p>Submission of Dilapidation to DPIE, 29/07/20</p> <p>Submission of Dilapidation to Certifier, 29/07/20</p>	<p>Dilapidation surveys were undertaken and reported.</p> <p>Records show that the dilapidation reports were submitted to the identified stakeholders prior to commencement of construction.</p>	C
Pre-Construction Dilapidation Report				
B7	<p>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.</p>	<p>Submission of Dilapidation reports to Council, 21/07/20</p>	<p>Dilapidation surveys were undertaken and reported.</p> <p>Records show that the dilapidation reports were submitted to the identified stakeholders prior to commencement of construction.</p>	C
Community Communication Strategy				
B8	<p>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.</p> <p>The Community Communication Strategy must:</p> <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. 	<p>Submission record SINSW to DPIE, 29/07/20</p> <p>Community Communication Strategy Upgrade to Kyeemagh Public School, SINSW July 2020 (CCS)</p>	<p>The CCS was prepared and submitted to the Department prior to commencement of construction</p> <p>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.</p>	C

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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> <p>(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</p> <p>(b) seeking approval from the Planning Secretary for an alternative certification process.</p>	<p>SINSW submission to DPIE, 29/07/20.</p> <p>DPIE approval of extension 31/07/20 and 28/08/20.</p>	<p>DPIE approved an extension to have an alternate certification process on 31/07/20 (prior to construction) and again on 28/08/20. The alternative pathway needs to be approved by 25/09/20.</p>	NT
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</p>	<p>The electrical engineer has prepared a design statement confirming that lighting complies with the standard.</p> <p>This will be further verified through issue of the second Crown Certificate once issued.</p>	C
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</p> <p>Contractor plant operator licenses</p> <p>Demolition Licence AD212205</p> <p>Asbestos removal Licence AD212210</p> <p>Demolition Work Plan, PF Civil, Kyeemagh</p> <p>Submission SINSW to DPIE 29/07/20</p>	<p>The evidence provided demonstrates that this condition has been satisfied.</p>	C
Environmental Management Plan Requirements				
B12	<p>Management plans required under this consent must be prepared in accordance with relevant guidelines, and include:</p> <p>(a) detailed baseline data;</p> <p>(b) details of:</p> <p>(i) the relevant statutory requirements (including any relevant approval, Licence or lease conditions);</p> <p>(ii) any relevant limits or performance measures and criteria; and</p> <p>(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;</p> <p>(c) a description of the measures to be implemented to comply with the relevant statutory requirements, limits, or performance measures and criteria;</p> <p>(d) a program to monitor and report on the:</p> <p>(i) impacts and environmental performance of the development;</p> <p>(ii) effectiveness of the management measures set out pursuant to paragraph (c) above;</p>	<p>Construction Environmental Management Plan, Taylor Construction Group, September 2020 (CEMP)</p> <p>Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, 17 September 2020 (CTPMSP)</p> <p>Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, 16 September 2020 (CNVMSP)</p> <p>Construction Waste Management Sub-Plan, Taylor Construction Group, September 2020 (CWMSPP)</p> <p>Construction Soil and Water Management Plan, Birzulis Associates, 14 September 2020 (CSWMP)</p> <p>Flood Emergency Response Plan, Birzulis Associates, 18 September 2020 (FERSP)</p> <p>Community Communication Strategy Upgrade to Kyeemagh Public School, SINSW July 2020 (CCS)</p>	<p>The Construction Environmental Management Plan suite of documents addresses all the requirements of the condition, with the exception of the following.</p> <p>Observation: Section 2.1 of the CWMSPP references an out of date version of the Waste Classification Guidelines.</p>	C

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	<p>(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;</p> <p>(f) a program to investigate and implement ways to improve the environmental performance of the development over time;</p> <p>(g) a protocol for managing and reporting any:</p> <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 <p>(h) a protocol for periodic review / update of the plan and any updates in response to incidents or matters of non-compliance.</p> <p><i>Note: The Planning Secretary may waive some of these requirements if they are unnecessary or unwarranted for particular management plans.</i></p>			
Construction Environmental Management Plan				
B13	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>Construction Environmental Management Plan, Taylor Construction Group, Rev 03, September 2020 (CEMP)</p> <p>CEMP submission to Certifier 24/07/20 (covering CoC B13 – B19)</p> <p>CEMP submission to DPIE 31/07/20 (covering CoC B13 – B19).</p>	<p>The Construction Environmental Management Plan suite of documents addresses all the requirements of the condition.</p> <p>Observation: A development consent compliance matrix is provided in Section 4.4 of the CEMP, however the details of the conditions are inconsistent with Conditions B13 and B17 of Development Consent SSD 9391. Also, there are 'reference errors' present noted within the CEMP e.g. Appendix 8 is the CPTMSP, not the CSWMSP.</p> <p>Observation: the CEMP has been updated since the initial submission to the Certifier and the Department. The updated version are to be resubmitted to the identified stakeholders once ready in accordance with CoC A40 and A41.</p>	C
	(a) Details of:	As above	CEMP Section 4.3 includes hours of work	
	(i) hours of work;	As above	CEMP Sections 1.1 includes project personnel contact details.	
	(ii) 24-hour contact details of site manager;	As above	CEMP Sections 1.1 includes project personnel contact details.	
	(iii) management of dust and odour to protect the amenity of the neighborhood;	As above	CEMP Section 11.3.7 includes measures for the management of dust and odour.	
	(iv) stormwater control and discharge;	As above	CEMP Sections 11.3.6 and Appendix 11 include management measures for stormwater control and discharge.	
	(v) measures to ensure that sediment and other materials are not tracked onto the roadway by vehicles leaving the site;	As above	CEMP Sections 11.3.2, Appendix 6 and Appendix 11 include management measures to sediment tracking. .	
	(vi) groundwater management plan including measures to prevent groundwater contamination;	As above	Observation: A standalone groundwater management plan is not included in detail. Section 11.3.6 sets out why this is	

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
			<p>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.</p> <p>The CEMP includes measures to prevent groundwater contamination in Section 11.3.6, Appendix 6 and Appendix 11.</p>	
	(vii) external lighting in compliance with AS 4282-2019 <i>Control of the obtrusive effects of outdoor lighting</i> ;	As above	CEMP Sections 11.3.14 addresses compliance with AS 4282-2019.	
	(viii) community consultation and complaints handling;	As above	CEMP 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, 17 September 2020 (CTPMSP)	Sighted as Appendix 8 of the CEMP.	
	(c) Construction Noise and Vibration Management Sub-Plan (see condition B15);	Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, 16 September 2020 (CNVMSP)	Sighted as Appendix 9 of the CEMP.	
	(d) Construction Waste Management Sub-Plan (see condition B16);	Construction Waste Management Sub-Plan, Taylor Construction Group, September 2020 (CWMSP)	Sighted as Appendix 10 of the CEMP.	
	(f) Flood Emergency Response Sub-Plan (see condition B18);	Flood Emergency Response Plan, Birzulis Associates, 18 September 2020 (FERSP)	Sighted as Appendix 14 of the CEMP.	
	(e) Construction Soil and Water Management Sub-Plan (see condition B17);	Construction Soil and Water Management Plan, Birzulis Associates, 14 September 2020 (CSWMP)\	Sighted as Appendix 11 of the CEMP.	
	(g) an unexpected finds protocol for contamination and associated communications procedure;	As above	CEMP 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	CEMP 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 CEMP) contains measures for the classification and validation of materials.	
B14	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:	Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, 17 September 2020 (CTPMSP)	CTPMSP generally addresses requirements of the condition, with the exception of the following.	C
	(a) be prepared by a suitably qualified and experienced person(s);	As above	Sighted the CTPMSP, this has been developed by Secure Traffic Solutions, the traffic control contractor for the Project.	
	(b) be prepared in consultation with Council and TfNSW;	As above	<p>Consultation with TfNSW, Transit Systems and Bayside Council provided in CTPMSP Appendix D, E and F.</p> <p>No response from TfNSW provided within the CTPMSP.</p>	
	(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	As above	Section 11 of the CTPMSP details mitigation measures and controls in consideration of traffic, cyclists and pedestrians and bus services.	

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	(d) detail heavy vehicle routes, access and parking arrangements	As above	Sections 2.4 and 2.5 of the CTPMSP detail mitigation measures and controls in consideration of heavy vehicle routes, access and parking arrangements.	
B15	The Construction Noise and Vibration Management Sub-Plan (CNSWMSP) must address, but not be limited to, the following:	Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, 16 September 2020 (CNVMSP) Post approval consultation record 22/07/20	The CNVMSP generally addresses each of the requirements of this condition. Observation: Whilst the CNVMSP has identified sound power levels from the likely plant used on site and has identified noise criteria and basic noise mitigation measures, the CNVMSP does not identify the predicted noise impacts on nearby receivers. This does not conform to the ICNG which requires a quantitative assessment of noise for major projects. The CNVMSP has not identified vibration as an issue, yet it has not provided evidence of an assessment to support this position. It is understood that compaction is required for the Project due to ground conditions and that these vibration intensive works will need to occur in close proximity to surrounding residences and educational facilities. Refer to the responses to CoC C16 – C18. The Auditor is of the opinion that the CNVMSP is not adequate in its current form on the basis that there are significant opportunities for improvement and non-compliances with the consent may result from the implementation of the document.	C
	(a) be prepared by a suitably qualified and experienced noise expert;	As above	CV of suitably qualified and experienced noise expert appended to CNVMSP.	
	(b) describe procedures for achieving the noise management levels in EPA's Interim Construction Noise Guideline (DECC, 2009);	As above	Section 4.4 details the mitigation measures to achieve the NMLs.	
	c) describe the measures to be implemented to manage high noise generating works such as piling, in close proximity to sensitive receivers;	As above	Section 4.4 details the measures to manage high noise generating works.	
	(d) include strategies that have been developed with the community for managing high noise generating works;	As above	Section 5 and Appendix C (Community Consultation Strategy) detail the development of high noise management strategies with the community.	
	(e) describe the community consultation undertaken to develop the strategies in condition B15(d);	As above	Appendix C describes the community consultation undertaken to develop the strategies in condition B15(d).	
	(f) include a complaints management system that would be implemented for the duration of the construction; and	As above	Section 8.5 and 5.2 detail processes to be followed in the event of noise complaints.	
	(g) 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).	As above	Section 4.6 details noise and vibration monitoring requirements.	
B16	The Construction Waste Management Sub-Plan (CWMSP) must address, but not be limited to, the following:	Construction Waste Management Sub-Plan, Taylor Construction Group, September 2020 (CWMSP) Asbestos Management Plan, PClifton, 28/07/20 Tip dockets 29/08/20	The CWSMP generally addresses requirements of condition.	C

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	(a) detail the quantities of each waste type generated during construction and the proposed reuse, recycling and disposal locations; and	As above	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.	
	(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.	As above	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.	
B17	The Applicant must prepare a Construction Soil and Water Management Plan (CSWMSP) and the plan must address, but not be limited to the following:	Construction Soil and Water Management Plan, Birzulis Associates, 14 September 2020 (CSWMP)	The CSWMSP generally addresses requirements of condition.	C
	(a) be prepared by a suitably qualified expert, in consultation with Council;	As above	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.	C
	(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'.	As above	CSWMSP Section 6 describes all erosion and sediment controls to be implemented and Appendix D provides erosion and sediment control design drawings.	
	(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.	As above	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) 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);	As above	CSWMSP Section 5.4 describes site management in a wet-weather events	
	(e) detail all off-Site flows from the Site; and	As above	CSWMSP Section 2.5 describes existing stormwater discharge from the site. CSWMSP Appendix provides erosion and sediment control design drawings.	
	(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).	As above	CSWMSP Section 5.3 describes flood management measures. CSWMSP Appendix D provides erosion and sediment control design drawings.	
B18	The Flood Emergency Response Sub-Plan (FERSP) must address, but not be limited to, the following:	Flood Emergency Response Plan, Birzulis Associates, 18 September 2020 (FERSP)	The FERSP generally addresses requirements of condition.	C
	(a) be prepared by a suitably qualified and experienced person(s);			
	(b) address the provisions of the Floodplain Risk Management Guidelines (EESG)	As above	FERSP Section 3.2 addresses the provisions of the Floodplain Risk Management Guidelines.	
	(c) include details of:	As above	FERSP Section 5.2 details construction phase flood emergency response.	

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	(i) the flood emergency response for construction phase of the development;			
	(ii) predicted flood levels;	As above	FERSP Section 3.5 details the sites predicated flood levels.	
	(iii) flood warning time and flood notification;	As above	FERSP Section 4.1 and 4.3 details flood warning time and notification.	
	(iv) assembly points and evacuation routes;	As above	FERSP Section 5.1 and Appendix B details evacuation assembly points and evacuation routes.	
	(v) evacuation and refuge protocols;	As above	FERSP Section 5.2 details evacuation and refuge protocols.	
	(vi) awareness training for employees and contractors, and students.	As above	FERSP Section 7 details awareness training to be provided to employees and contractors	
B19	A Driver Code of Conduct must be prepared and communicated by the Applicant to heavy vehicle drivers and must address the following: (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, 17 September 2020 (CTPMSP)	Section 3 of the CTPMSP outlines the Drivers Code of Conduct and addresses the requirements of the condition.	C
Construction Worker Transportation Strategy				
B20	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.	Construction Traffic and Pedestrian Management Sub-Plan, Secure Traffic Solutions, 17 September 2020 (CTPMSP) CEMP submission to Certifier 24/07/20 CEMP submission to DPIE 31/07/20	A Construction Worker Transportation Strategy is included in the CTPMSP and addresses the requirements of the condition.	C
Flood Management				
B21	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.	Aconex correspondence DesCon-DA-000001 dated 21 September 2020.	Satisfaction of Certifier sighted in Aconex correspondence DesCon-DA-000001	C
B22	Prior to the commencement of construction, the Certifier must be satisfied that any structures below the 1% Annual Exceedance Probability plus 500mm of freeboard must be constructed from flood compatible building components.	Aconex correspondence DesCon-DA-000001 dated 21 September 2020.	Satisfaction of Certifier sighted in Aconex correspondence DesCon-DA-000001	C
Operational Noise – Design of Mechanical Plant and Equipment				
B23	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.	Site inspection 15/09/20	The Project is in early construction. No mechanical plant and equipment installed.	NT

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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.	Kingfisher was engaged prior to construction. The ecologist assisted with the relocation of nest boxes. The relocation works are complete for stage 1.	C
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 B24 suitable to native fauna likely to use the site. 	<p>Site inspection 15/09/20</p> <p>Landscape works design statement, Group GSA 8/9/20</p>	Observation: The Landscape plan does not address all of the requirements a) – f) of this condition. Landscaping has yet to commence.	NT
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. 	Site inspection 15/09/20	Construction of the operational waste storage has yet to commence.	NT
Construction Car Parking and Service Vehicle Layout				

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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>Design certification, Stanbury, 17/07/20</p> <p>Submission to Certifier 22/07/20</p>	The design certification shows forward in and forward out for construction vehicles, swept path and safety requirements.	C
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. 	Design report, Stansbury, 24/08/20	Operational parking construction has not commenced.	NT
Public Domain Works				
B29	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.	Site inspection 15/09/20	Public domain works have to commence.	NT
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 	Site inspection 15/09/20	A site notice was observed on site that meets the requirements of this condition with regards to content, format and positioning.	C

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	<p>phone number for any inquiries, including construction/ noise complaint must be displayed on the site notice; and</p> <p>(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>			
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 plant onboarding and maintenance system	System is managed using Hammertech. Includes plant risk assessment, service history and compliance, O&M manual, log book entry. Tickets for all operators listed. Hammertech provides a list of upcoming and overdue maintenance requirements. No overdue plant identified. No issues.	C
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.	<p>Submission of demolition plan to Certifier 22/07/20</p> <p>Contractor licenses</p> <p>Demolition Licence AD212205</p> <p>Asbestos removal Licence AD212210</p> <p>Demolition Work Plan, PF Civil, Kyeemagh</p> <p>Submission SINSW to DPIE 29/07/20</p>	The evidence provided demonstrates that this condition has been satisfied.	C
Construction Hours				
C4	<p>Construction, including the delivery of materials to and from the site, may only be carried out between the following hours:</p> <p>(a) between 7am and 6pm, Mondays to Fridays inclusive; and</p> <p>(b) between 8am and 1pm, Saturdays.</p> <p>No work may be carried out on Sundays or public holidays.</p>	<p>Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, 16 September 2020 (CNVMSP)</p> <p>SE-F-1 site specific mandatory safety requirements, Taylor</p> <p>Complaints register current to 19/08/20</p>	<p>The permissible hours of work are within the CNVMSP and are communicated to the workforce through the induction.</p> <p>There have been no complaints regarding works out of hours.</p>	C
C5	<p>Soil remediation activities, may only be carried out between the following hours:</p> <p>(a) between 7am and 6pm Mondays to Saturdays inclusive.</p> <p>No soil remediation activities may be carried out on Sundays or public holidays.</p>	<p>Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, 16 September 2020 (CNVMSP)</p> <p>SE-F-1 site specific mandatory safety requirements, Taylor</p> <p>Complaints register current to 19/08/20</p>	<p>The permissible hours of work are within the CNVMSP and are communicated to the workforce through the induction.</p> <p>There have been no complaints regarding works out of hours.</p>	C
C6	<p>Construction activities may be undertaken outside of the hours in condition C4 if required:</p> <p>(a) by the Police or a public authority for the delivery of vehicles, plant or materials; or</p> <p>(b) in an emergency to avoid the loss of life, damage to property or to prevent environmental harm; or</p> <p>(c) where the works are inaudible at the nearest sensitive receivers; or</p>	Interview with auditees 15/09/20	No out of hours works required to date	NT

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	(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.			
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.	https://www.schoolinfrastructure.nsw.gov.au/projects/k/kyeemagh-public-school.html#category-works-notifications	Notification of remediation works were provided prior to and during the works	C
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.	Site inspection 15/09/20 Interview with auditees 15/09/20	The construction method does not require high impact noise activities.	NT
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 table. Appendix B	The Project has provided evidence of implementation of the CEMP and sub-plans.	C
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, 17 September 2020 (CTPMSP) Site inspection 15/09/20 Complaints register current to 19/08/20	The site is set up to enable construction vehicles (other than worker light vehicles) within the site. Observation: A complaint was received on 18/08/20 regarding truck movements. The contractor has been reminded trucks are not to queue outside the construction site. The Project advise that this issue was not a result of queuing, rather undertaking safe maneuvering of a single heavy vehicle into the site.	C
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 15/09/20	No graffiti or advertising material was observed.	C
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 15/09/20	The public way was not obstructed.	C
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	SE-F-1 site specific mandatory safety requirements, Taylor Complaints register current to 19/08/20	Noise management measures from the CNVMSP are communicated to the workforce through the induction.	C

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	managed in accordance with the management and mitigation measures identified in the approved Construction Noise and Vibration Management Plan.	Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, 16 September 2020 (CNVMSP) Site inspection 15/09/20	There have been no complaints regarding noise.	
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, 16 September 2020 (CNVMSP) SE-F-1 site specific mandatory safety requirements, Taylor Complaints register current to 19/08/20	The permissible hours of work are within the CNVMSP and are communicated to the workforce through the induction. There have been no complaints regarding works out of hours.	C
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.	Interview with auditees 15/09/20 PF Civil scope of works	The civil contractor scope of works specifies that only quackers are permitted. No issues observed on site.	C
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 15/09/20 Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, 16 September 2020 (CNVMSP) Complaints register current to 19/08/20	The CNVMSP has not identified vibration as an issue, yet it has not provided evidence of an assessment to support this position. It is understood that compaction is required for the Project due to ground conditions. Non-compliance: A 10T roller is observed on site. Based on the evidence of compaction of the internal haul road it appears as though the roller operated within the typical safe work distances as defined in RMS CNVG (being 15m).	NC
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 15/09/20 Construction Noise and Vibration Management Sub-Plan, White Noise Acoustics, 16 September 2020 (CNVMSP) Complaints register current to 19/08/20	The CNVMSP has not identified vibration as an issue, yet it has not provided evidence of an assessment to support this position. It is understood that compaction is required for the Project due to ground conditions. Non-compliance: A 10T roller is observed on site. Based on the evidence of compaction of the internal haul road it appears as though the roller operated within the typical safe work distances as defined in RMS CNVG (being 15m).	NC
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, 16 September 2020 (CNVMSP)	Observation: The CNVMSP has not identified vibration as an issue, yet it has not provided evidence of an assessment to support this position. It is understood that compaction is required for the Project due to ground conditions and that these vibration intensive works will need to occur in close proximity to surrounding residences and educational facilities.	NT
	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,	Site inspection 15/09/20	No street trees have been trimmed or removed. Tree Protection Zones are in place (fenced, signposted). No works within the Tree Protection Zones have been required. No issues.	C

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	<p>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>			
Air Quality				
C20	The Applicant must take all reasonable steps to minimise dust generated during all works authorised by this consent.	<p>Site inspection 15/09/20</p> <p>Complaints register current to 19/08/20</p> <p>Site photos 22/08/20</p>	<p>Photos were presented from remediation works. The use of sprinklers can be seen in the shots. A watercart is also observed on standby.</p> <p>Polypipe around the perimeter to spray on the boundary. Sprinklers are available for use as required.</p> <p>The underlying material is predominantly sand with low potential for fugitive dust generation.</p> <p>No complaints received</p>	C
C21	<p>During construction, the Applicant must ensure that:</p> <p>(a) exposed surfaces and stockpiles are suppressed by regular watering;</p> <p>(b) all trucks entering or leaving the site with loads have their loads covered;</p> <p>(c) trucks associated with the development do not track dirt onto the public road network;</p> <p>(d) public roads used by these trucks are kept clean; and</p> <p>(e) land stabilisation works are carried out progressively on site to minimise exposed surfaces.</p>	<p>Site inspection 15/09/20</p> <p>Complaints register current to 19/08/20</p> <p>Site photos 22/08/20</p>	<p>Photos were presented from remediation works. The use of sprinklers can be seen in the shots. A watercart is also observed on standby. Trucks are also seen in the photos with covers.</p> <p>Polypipe around the perimeter to spray on the boundary. Sprinklers are available for use as required.</p> <p>Rumble grids are observed on site. No material tracking is observed.</p> <p>There is no opportunity for land stabilization as the site is so small.</p>	C
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'.	<p>Site inspection 15/09/20</p> <p>Erosion and sediment control plan stage 1, Taylor</p>	The controls from the erosion and sediment control plan were observed on site.	C
Imported Soil				

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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. 	VENM certificate, Cardno 07/08/20	Cardno carried out a VENM assessment on imported sandstone and verified it as VENM	C
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 15/09/20	There has not been any need to discharge stormwater from the site. The site is sand.	NT
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.	<p>Site inspection 15/09/20</p> <p>SE-F-1 site specific mandatory safety requirements, Taylor</p>	<p>Evacuation plans are posted around the site.</p> <p>The induction addresses emergency evacuation and assembly.</p>	C
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</i> (Engineers Australia, 2016) and <i>Managing Urban Stormwater: Council Handbook</i> (EPA, 1997) guidelines; 	Site inspection 15/09/20	Construction commenced on 01/08/20	NT
Unexpected Finds Protocol – Aboriginal Heritage				
C27	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.	Interview with auditees 15/09/20	No unexpected finds to date	NT
Unexpected Finds Protocol – Historic Heritage				

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
C28	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.	Interview with auditees 15/09/20	No unexpected finds to date	NT
Waste Storage and Processing				
C29	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.	Site inspection 15/09/20 Site photos 12/08/20	Waste skips were observed on site. Waste was appropriately stored. No waste was observed off site. Site photos from remediation works show stockpiles suitably stabilized before loading out.	C
C30	All waste generated during construction must be assess, classified and managed in accordance with the Waste Classification Guidelines Part 1: Classifying Waste (EPA, 2014).	In-situ Waste Classification Report, Cardno, 04/08/20 Site inspection 15/09/20	An in-situ waste classification report was prepared which classified all material to be excavated from Stage 1. It stated that all the material was classified as General Solid Waste and / or asbestos waste (Special Waste). All other construction related wastes are pre-classified under the Guidelines. As the Project is in the early stages there have yet to be any monthly reports from the skip bin contractor.	C
C31	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.	Site inspection 15/09/20	There have been no concrete washouts to date	NT
C32	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.	Provisional sum adjustment sheet CWMSP	As the Project is in the early stages there have yet to be any monthly reports from the skip bin contractor. Once these are collected and reports provided they will provide breakdowns for material type, quantity, disposal / reuse / recycling location. The provisional sum adjustment sheet identifies the quantities of each waste type from excavation, along with the disposal locations.	C
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.	Site photo 12/08/20 Asbestos Management Plan, PClifton, 28/07/20 Tip dockets 29/08/20 Provisional sum adjustment sheet Clearance certificates 24/08/20, 17/08/20, 31/08/20, 12/09/20 Asbestos air monitoring reports, 26/08/20, 05/08/20, 02/09/20	The asbestos management plan sets out the methods for the asbestos removal, including management of fibres. The site photo shows that hazardous material was covered. 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. The asbestos clearance certificates indicate that the residual surface layer was free of asbestos. Evidence was provided that the hazardous were directed to SUEZ Kemps Creek, which is lawfully permitted to receive such wastes.	C
Outdoor Lighting				

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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.	Construction Environmental Management Plan, Taylor Construction Group 17/07/20 (CEMP) Complaints register current to 19/08/20	The CEMP commits to managing light spill. No complaints received to date.	C
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 25/08/20	The independent auditors were approved prior to commencement of the audit.	C
C36	Independent Audits of the development must be conducted and carried out in accordance with the Independent Audit Post Approval Requirements.	This audit Independent Audit Post Approval Requirements, Department 2020	This audit has been conducted in accordance with the IAPAR.	C
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.	Interview with auditees 15/09/20	There have been no different times specified by the Secretary.	NT
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.	-	These requirements are to be fulfilled following completion of the audit	NT
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.	-	These requirements are to be fulfilled following completion of the audit	NT
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.	Site inspection 15/09/20	The project is in early construction. Operations have not commenced.	NT
PART D PRIOR TO OCCUPATION OR COMMENCEMENT OF USE – NOT TRIGGERED – THE PROJECT IS IN CONSTRUCTION				
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.			
External Walls and Cladding				

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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.			
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.			
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. 			
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>			
Protection of Property				
D6	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			
Utilities and Services				
D7	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> .			
Works as Executed Plans				

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
D8	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.			
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 (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). (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; (h) include specific tools and actions to help achieve the objectives and mode share targets; (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 (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. 			
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.			
D11	Prior to the commencement of the final stage of operation, the upgrades to pedestrian infrastructure agreed under condition D10 must be completed.			
School/Pedestrian Crossing Facilities				

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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.			
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. 			
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>			
D15	The Applicant must maintain records of all dates in relation to installing, altering and removing traffic control devices related to speed.			

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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> <p>(a) AS 1668.2-2012 The use of air-conditioning in buildings – Mechanical ventilation in buildings and other relevant codes; and</p> <p>(b) any dispensation granted by Fire and Rescue NSW.</p>			
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>			
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> <p>(a) works associated with the reconfiguration of the car park to create 19 car parking spaces have been completed;</p> <p>(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 be in accordance with AS 2890.1-2004, AS2890.6-2009 and AS 2890.2 – 2002 for heavy vehicle usage; and</p> <p>(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>			
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> <p>a) the provision of a minimum 50 bicycle parking spaces;</p> <p>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;</p> <p>c) the provision of end-of-trip facilities for staff; and</p> <p>d) appropriate pedestrian and cyclist advisory signs are to be provided.</p> <p>All works/regulatory signposting associated with the proposed developments shall be at no cost to the relevant roads authority.</p>			

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
Road Damage				
D20	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.			
Fire Safety Certification				
D21	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.			
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. 			
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. 			
Warm Water Systems and Cooling Systems				
D24	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> , Public Health Regulation 2012 and Part 1 (or Part 3 if a Performance-based water cooling system) of AS/NZS 3666.2:2011 <i>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.			
Outdoor Lighting				
D25	Prior to the commencement of operation, the Applicant must submit evidence from a suitably qualified practitioner to the Certifier that demonstrates that installed lighting			

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	<p>associated with the development achieves the objective of minimising light spillage to any adjoining or adjacent sensitive receivers and:</p> <p>(a) complies with the latest version of AS 4282-2019 - Control of the obtrusive effects of outdoor lighting (Standards Australia, 1997); and</p> <p>(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.</p>			
Signage				
D26	Prior to the commencement of operation, way-finding signage and signage identifying the location of staff car parking must be installed			
D27	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.			
Operational Waste Management Plan				
	<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> <p>(a) detail the type and quantity of waste to be generated during operation of the development;</p> <p>(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);</p> <p>(c) detail the materials to be reused or recycled, either on or off site; and</p> <p>(d) include the Management and Mitigation Measures included in Waste Management Plan prepared by Turner & Townsend Thinc and dated 10 January 2019.</p>			
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.			
D30	The Applicant must not commence operation until the Operational Landscape Management Plan is submitted to the Certifier.			
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.			

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
Operational Flood Emergency Management Plan				
	<p>Prior the commencement of the operation, a Flood Emergency Management Plan must be submitted to the Certifier that:</p> <ul style="list-style-type: none"> (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: <ul style="list-style-type: none"> (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. 			
PART E POST OCCUPATION – The Project is in construction				
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. 			
E2	The Out of Hours Event Management Plan must be implemented by the Applicant for the duration of the identified events or use.			
E3	Prior to the commencement of out of hours events (community use) run by the external parties			

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	<p>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. 			
E4	The Out of Hours Event Management Plan must be implemented by the Applicant for the duration of the identified community event or use.			
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.			
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.			
Warm Water Systems and Cooling Systems				
E7	The operation and maintenance of warm water systems and water cooling systems (as defined under the Public Health Act 2010) must comply with the Public Health Act 2010, 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.			
Community Communication Strategy				

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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.			
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.			
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.			
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.			
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.			
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.			
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.			
Outdoor Lighting				

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
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.			
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.			
Waste Collection				
E17	Waste collection services must not be undertaken outside the hours of 7:30am to 6pm Monday to Friday.			
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.			

APPENDIX B – CEMP & SUB-PLAN MITIGATION MEASURES

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
Construction Environmental Management Plan (CoC B13)				
CEMP S_8	<p>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.</p> <p>As a minimum, inductions must include the following environmental information:</p> <ul style="list-style-type: none"> • Community issues; • Hours of operation; • Noise and vibration; • Dust management; • Traffic access; • Washing requirements for construction plant and equipment; • Storage and handling of fuels, oils and other chemicals; • Waste management: recycling, disposal, litter; • Soil and water issues: controls, tracking of mud off-site 	SE-F-1 site specific mandatory safety requirements, Taylor	All staff and contractors are required to attend the site induction. The induction form covers off elements listed in this section of the CEMP	C
CEMP S13.1	Site environmental inspections are to be undertaken weekly using SE-F-02 HSE Inspection Checklist to ensure that environmental hazards are recognised and can be promptly rectified. Additional environmental issues may be added to the site HSE inspection form as required.	Hammertech inspection register	The register shows that inspections are being undertaken on a weekly basis since commencement of construction.	C
Construction Traffic & Pedestrian Management Sub-Plan (CoC B14)				
CTPMSP S3	<p>This drivers Code of Conduct for Heavy Vehicles is to ensure that drivers adhere to the designated transport routes, and outline procedures to ensure that drivers implement safe driving practices, particularly when entering/exiting truck routes.</p> <p>All Employees and contractors are made aware that responsible driving and adhering to the code is a condition of employment at Kyeemagh Public School upgrade. All drivers are trained in the Code of Conduct and audits of the compliance with the Code are conducted. All drivers reported or found to be acting in a manner contrary to the Code will be subject to disciplinary action.</p>	<p>SE-F-1 site specific mandatory safety requirements, Taylor</p> <p>PF Civil signed scope of works</p>	<p>The site induction covers responsible driving.</p> <p>The PF Civil Scope of Works specifically communicates that everyone must comply with the CTPMSP.</p> <p>Observation: whilst there is evidence of the CTPMSP being provided to the civil contractor, there is no documented evidence that all drivers have been trained in the Code.</p>	C
CTPMSP S3.4	Loose material on the road surface has the potential to cause road crashes and vehicles damage. All loaded vehicles entering or leaving the site are effectively covered for the duration of the trip. The load cover must be removed upon arrive at the site. All care is to be taken to ensure that all loose debris from the vehicle body and wheels is removed prior to leaving the site and again after unloading. Drivers must ensure that following the tipping that the tailgate is locked before leaving the site. Taylors management is to monitor loose material on the side of haulage route from the site and take appropriate action regularly.	<p>Site inspection 15/09/20</p> <p>Complaints register current to 19/08/20</p> <p>Site photos 22/08/20</p>	Photos were presented from remediation works. The use of sprinklers can be seen in the shots. A watercart is also observed on standby. Trucks are also seen in the photos with covers.	C

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
			Polypipe around the perimeter to spray on the boundary. Sprinklers are available for use as required. Rumble grids are observed on site. No material tracking is observed.	
CTPMSP S3.6	Tailors to plan trucks arrival and departure to avoid peak periods. To alleviate public concern and increase road safety, heavy vehicles leaving the site should be separated and it is important for all drivers to be aware of the requirement to avoid convoys leaving the site. Tailors to plan deliveries to avoid school peak hours.	Interview with auditees 15/09/20	Drivers radio ahead to confirm delivery time and Taylor advise of appropriate times (i.e.: out of school drop off and pick up).	C
Construction Noise and Vibration Management Sub-Plan (CoC B15)				
CNVMSPP S4.5_1	All plant and equipment are to be maintained such that they are in good working order.	Hammertech plant onboarding and maintenance system	System is managed using Hammertech. Includes plant risk assessment, service history and compliance, O&M manual, log book entry. Tickets for all operators listed. Hammertech provides a list of upcoming and overdue maintenance requirements. No overdue plant identified. No issues.	C
CNVMSPP S4.5_3	The use of percussive equipment including hydraulic hammering should be limited such that they are not undertaken prior to 7.30am on weekdays and prior to 8.30am on Saturdays.	Site inspection 15/09/20 Interview with auditees 15/09/20	The construction method does not require high impact noise activities. Observation: The hours specified in the CNVMSP for these activities do not comply with those specified in CoC C8.	NT
Construction Waste Management Sub-Plan (CoC B16)				
CWSMP S2.1_1	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 15/09/20 Tip dockets 29/08/20 Asbestos Management Plan, PClifton, 28/07/20	Waste skips were observed on site. Waste was appropriately stored. No waste was observed off site. Evidence was provided that the hazardous were directed via licensed transporter to SUEZ Kemps Creek, which is lawfully permitted to receive such wastes.	C
CWSMP S2.1_2	Prior to disposal, wastes must be classified in accordance with the DECCW's Waste Classification Guidelines (April 2008) prior to transporting waste off site	In-situ Waste Classification Report, Cardno, 04/08/20 Site inspection 15/09/20	An in-situ waste classification report was prepared which classified all material to be excavated from Stage 1. It stated that all the material was classified as General Solid Waste and / or asbestos waste (Special Waste).	C

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
			<p>All other construction related wastes are pre-classified under the Guidelines. As the Project is in the early stages there have yet to be any monthly reports from the skip bin contractor.</p> <p>Observation: The CWMSP refers to an out of date version of the Waste Classification Guidelines.</p>	
CWSMP S2.1_3	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.	<p>Tip dockets 29/08/20</p> <p>Provisional sum adjustment sheet</p>	<p>As the Project is in the early stages there have yet to be any monthly reports from the skip bin contractor. Once these are collected and reports provided they will provide breakdowns for material type, quantity, disposal / reuse / recycling location.</p> <p>The provisional sum adjustment sheet identifies the quantities of each waste type from excavation, along with the disposal locations.</p> <p>Evidence was provided that the hazardous were directed via licensed transporter to SUEZ Kemps Creek, which is lawfully permitted to receive such wastes.</p>	C
Construction Soil and Water Management Sub-Plan (CoC B17)				
CSWMSP S6.5.2	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.	<p>Site inspection 15/09/20</p> <p>Complaints register current to 19/08/20</p> <p>Site photos 22/08/20</p>	<p>Photos were presented from remediation works. The use of sprinklers can be seen in the shots. A watercart is also observed on standby.</p> <p>Polypipe around the perimeter to spray on the boundary. Sprinklers are available for use as required.</p> <p>The underlying material is predominantly sand with low potential for fugitive dust generation.</p> <p>No complaints received</p>	C
CSWMSP S6.5.5	<p>Erosion and sediment control measures should be inspected and maintained regularly, generally daily and within 24 hours of each rainfall event. The site supervisor should be responsible for this to be undertaken. It is recommended the daily inspection be recorded including the following relevant information:</p> <ul style="list-style-type: none"> Condition of each element noted on the Erosion and Sediment Control Plan 	<p>Site inspection 15/09/20</p> <p>Erosion and sediment control plan stage 1, Taylor</p>	The register shows that formal inspections are being undertaken on a weekly basis since commencement of construction. It	C

Unique ID	Compliance requirement	Evidence collected	Independent Audit findings and recommendations	Compliance Status
	<ul style="list-style-type: none"> Any maintenance requirements of each element Volume of sediment removed and if the location of the element is appropriate. Disposal method of site trapped sediment. Condition of site entry and gravel rip/rap Condition of stockpile protection if relevant Site stormwater disposal location conditions Drains checked to ensure adequate site runoff and for signs of erosion Any sediment erosion control linings Condition of revegetation works if relevant. 	<p>Hammertech inspection register</p> <p>Interview with auditees 15/09/20</p>	<p>is understood that daily observations also occur.</p> <p>No issues observed. The controls from the erosion and sediment control plan were observed on site.</p>	
Flood Emergency Response Sub-Plan (CoC B18)				
FERSP S9.1	Emergency assembly drills are designed to increase awareness of standard procedures during a major flood event. These drills are to be undertaken not less than annually to familiarise staff and appointments of the procedures when responding to a major flood event.	<p>Letter SINSW to DPIE, 27/07/20</p> <p>Interview with auditees 15/09/20</p>	<p>The Department was notified of a 01/08/20 start date on 27/07/20.</p> <p>A drill has yet to occur.</p>	NT
FERSP S9.1_2	Given construction does not occur safely during major rain events the contingency for this is minimalistic. The recommendations of the Soil and Water Management Plan should be followed. The Foreman should also stop all works on the site and account for all workers signed in. They should rest-in-place in the site shed which is proposed to be located approximately centrally in the site which will not be affected by flood water including the PMF flood	<p>Letter SINSW to DPIE, 27/07/20</p> <p>Interview with auditees 15/09/20.</p> <p>http://www.bom.gov.au/climate/dwo/IDCJDW2125.latest.shtml</p>	<p>The Department was notified of a 01/08/20 start date on 27/07/20.</p> <p>There have been no flood events to date.</p>	NT

APPENDIX C – PLANNING SECRETARY AGREEMENT OF INDEPENDENT AUDITORS



Gavin Ng
Principal Compliance Officer

NSW Department of Education
Level 18, 259 George Street
Sydney, NSW, 2000

25/08/2020

Dear Mr Ng

Kyeemagh Public School (SSD 9391)
Agreement of Independent Environmental Auditors

I refer to Terry O'Sullivan's submission dated 29 July 2020, seeking the agreement of the Secretary of the Department of Planning, Industry and Environment (the Department) of suitability qualified, experienced and independent auditors to undertake independent audits of Kyeemagh Public School.

In accordance with Condition C35 of SSD 9391 (Consent) and the *Independent Audit Post Approvals Requirements* (May 2020), the Secretary has agreed to the following auditors:

- Steve Fermio
- Derek Low
- Josephine Heltborg
- Ricardo Prieto-Curiel

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

The Independent Audit must be prepared, undertaken and finalised in accordance with the Independent Audit Post Approval Requirements (May 2020). Failure to meet these requirements will require revision and resubmission.

The Department reserves the right to request an alternate auditor or audit team for future audits.

Notwithstanding the agreement for the above listed auditor for this Project, each respective project approval requires a request for the agreement to the auditor be submitted to the Department, for the consideration of the Secretary. Each request is reviewed and depending on the complexity of future projects, the suitability of a proposed auditor will be considered.

If you wish to discuss the matter further, please contact Bronagh McGeown on 0499 688 913.

Yours sincerely



Rob Sherry
Team Leader Compliance - Government Projects
Compliance

As nominee of the Planning Secretary

APPENDIX D – CONSULTATION RECORDS

Derek Low

From: Bronagh McGeown <Bronagh.McGeown@planning.nsw.gov.au>
Sent: Wednesday, 2 September 2020 8:28 AM
To: Derek Low
Subject: FW: Independent Audit of Kyeemagh Public School (SSD 9391)

Hi Derek,

Thank you for your email. The Department requests that all conditions of consent for SSD 9391 are assessed, and that the audit is conducted in accordance with the requirements of condition C36 of SSD 9391.

Please ensure you consult with the relevant local Council/s when undertaking the audit.

Kind regards,

Bronagh McGeown
Senior Compliance Officer

Planning & Assessment | Department of Planning, Industry and Environment

M 0499 688 913 | **E** bronagh.mcgeown@planning.nsw.gov.au

Locked Bag 5022 | PARRAMATTA NSW 2124

www.dpie.nsw.gov.au



**Planning,
Industry &
Environment**

The Department of Planning, Industry and Environment acknowledges that it stands on Aboriginal land. We acknowledge the traditional custodians of the land and we show our respect for elders past, present and emerging through thoughtful and collaborative approaches to our work, seeking to demonstrate our ongoing commitment to providing places in which Aboriginal people are included socially, culturally and economically.

From: Derek Low <dlow@wolfpeak.com.au>
Sent: Monday, 31 August 2020 3:10 PM
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 first independent audit on the Project. The audit is required to be conducted in accordance with SSD 9391 Sch2 Condition C36 and the Department's *Independent Audits Post Approval Requirements* (or IAPAR).

The consent is available at the following link:

<https://majorprojects.planningportal.nsw.gov.au/prweb/PRRestService/mp/01/getContent?AttachRef=SSD-9391%2120200715T024107.478%20GMT>

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 scheduled to occur on 15 August 2020 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 we request that the Department identify those parties.

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

Regards

Derek Low

Principal Environmental Consultant



E: dlow@wolfpeak.com.au

P: 0402 403 716

A: Suite 2, Level 10, 189 Kent Street, Sydney NSW 2000

www.wolfpeak.com.au



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Derek Low

From: Derek Low
Sent: Wednesday, 2 September 2020 8:31 AM
To: council@bayside.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 first independent audit on the Project. The audit is required to be conducted in accordance with SSD 9391 Sch2 Condition C36 and the Department's *Independent Audits Post Approval Requirements* (or IAPAR).

The consent is available at the following link:

<https://majorprojects.planningportal.nsw.gov.au/prweb/PRRestService/mp/01/getContent?AttachRef=SSD-9391%2120200715T024107.478%20GMT>

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 scheduled to occur on 15 September 2020 and pertains to post-approval requirements and compliance.

The purpose of this email is to consult with the Council on the scope of the audit, in accordance with Section 3.2 of the Department's IAPAR.

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.

In providing input to the scope, I kindly request Council confirm any key issues it would like examined, relating to post-approval requirements and compliance

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

Regards

Derek Low
Principal Environmental Consultant



E: dlow@wolfpeak.com.au

P: 0402 403 716

A: Suite 2, Level 10, 189 Kent Street, Sydney NSW 2000



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Derek Low

From: Bayside Council <Bayside.Council@bayside.nsw.gov.au>
Sent: Wednesday, 2 September 2020 8:31 AM
To: Derek Low
Subject: Automatic reply: Independent Audit of Kyeemagh Public School (SSD 9391)

Thank you for your email.

We are working on your request and we will get back to you soon.

If your issue is time sensitive, please contact us on 02 9562 1666.



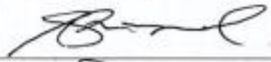

www.bayside.nsw.gov.au

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APPENDIX E – MEETING SIGN ON SHEET

INDEPENDENT AUDIT MEETING ATTENDANCE RECORD

PROJECT (NAME AND APPROVAL NUMBER)		KYEEMAGH	
DATE		15/9/20	
LOCATION		KYEEMAGH NSW	
OPENING MEETING + CLOSING			
NAME	POSITION / TITLE	ORGANISATION	SIGNATURE
DEBRA LAU	ANDREW	WOLFEHART	
FRANK FOTAKIS	SENIOR SAFETY ADVISOR	TAYLOR	
Sunil Prasad	Site Engineer	Taylor	
DAVID PEREIRA	SITE MANAGER	TAYLOR	

APPENDIX F – SITE INSPECTION PHOTOS



Photo 1: Site fencing. No obstruction of public way, graffiti or advertising material.



Photo 2: Site notice.



Photo 3: Site establishment. Note haul road compacted and 10T roller in shot.



Photo 4: Stabilised site access.



Photo 5: Tree Protection Zone with nest box.

APPENDIX G – INDEPENDENT DECLARATION FORMS

Independent Audit Declaration Form

Independent Audit Declaration Form


Project name	Kyeemagh Public School
Consent Number	SSD 9391
Description of Project	Construction and operation of a new School in Kyeemagh, NSW
Project Address	Corner of Beahag 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	Derek Low
Signature	
Qualification	Master of Environmental Engineering Management Exemplar Global Auditor Number 114283
Company	WolfPeak Pty Ltd

Independent Audit Declaration Form

Independent Audit Declaration Form

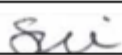
Project name	Kyeemagh Public School
Consent Number	SSD 9391
Description of Project	Construction and operation of a new School in Kyeemagh NSW
Project Address	Corner of Beech Street and Jacobson Avenue Lot 1 DP 120095 and Lot 1 DP 335734
Proponent	NSW Department of Education (Infrastructure Projects)
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