

Kiersten Fishburn
Planning Secretary
Department of Planning and Environment
Locked Bag 5022
Parramatta NSW 2150

DOC23/1605669

29 September 2023

Attn: Rob Sherry

Dear Ms Fishburn

Wee Waa High School (SSD 21854025): Submission of a response to an Independent Audit Report in accordance with Condition C43

I refer to Wee Waa High School approved on the 12 October 2022.

In accordance, with condition C43b of the Development Consent, the following document has been submitted to the Planning Secretary for information:

- *SSD 21854025 –Wee Waa High School _ IA2 Report FINAL Rev.1*

As per the requirements of Condition C43a which outlines the need to meet the specific requirements in the *Independent Audit: Post Approval Requirements*, the following attachments are submitted to the Department as a response to the Independent Audit Report.

- Attachment A - Response to Independent Audit non-compliances
- Attachment B - Response to Independent Audit to observations.

I hereby notify the Planning Secretary of SINSW's intention to publicly release the Independent Environmental Audit Report and response within 60 days of this submission which demonstrates our commitment to complying with condition C43c.

Yours sincerely,

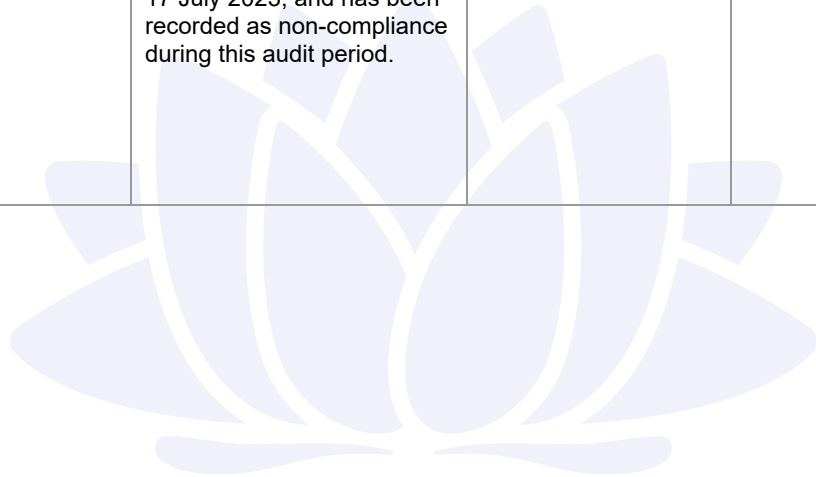
Meina Magla
Project Lead
School Infrastructure NSW



Attachment A – Response to Independent Audit non-compliances (Section 3.3 & Table 6 of the IEA Report)

Item	Condition No.	Condition Consent	Non-Compliance	Recommendation	Date Occurred	Date Identified	Actions Taken	Status
IA2-01	A30	Revision of Strategies, Plans and Programs Within three months of: a)the submission of an incident report under condition A26; b)the submission of an Independent Audit under condition C40 or C42; c)the approval of any modification of the conditions of this consent; or d)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.	The CEMP was not reviewed within 3 months of submission of Independent Audit Report No. 1 (IA1).	Notify in writing to the Department and the Certifier that a review of the CEMP was carried out in July 2023.	24/6/2023	2/8/2023 (site inspection date)	<p>Notice of review of the Planning Secretary of strategies plans and programs was submitted to DPE on 28/03/23 (PA10).</p> <p>The CEMP document was updated, however the Contractor did not issue Rev F to the Certifier. However, Rev F was uploaded on the project website on 28/07/2023.</p> <p>Following the site audit inspection, the Contractor issued CEMP Rev F (as per version uploaded on the project website) to the Certifier on 1/09/23 in order to satisfy their requirements under A30.</p> <p>The consent conditions do not require the amended version of the CEMP to be submitted to DPE.</p> <p>A non-compliance notification; was submitted to DPE on 9/8/2023 (PA-14).</p>	CLOSED
IA2-02	C35	Within six months of the commencement of construction or other timeframe agreed in writing by the Planning	Written evidence demonstrating that an agreement has been made with Council and TfNSW for construction and payment of	Respond to the Department additional Request For Information (RFI) received on the 18	9/6/2023	9/6/2023	Commencement of construction was provided to the Department on 9 December 2022. An alternative time frame request was made to the Planning Secretary on 9 June 2023	CLOSED

		<p>Secretary, the Applicant must provide written evidence to the satisfaction of the Planning Secretary demonstrating that an agreement has been made with Council and TfNSW for construction and payment of the roadworks and pedestrian infrastructure upgrades detailed in condition B40.</p>	<p>the roadworks and pedestrian infrastructure upgrades detailed in condition B40 was not provided to the satisfaction of the Department within six months following the commencement of Construction.</p> <p>Commencement of Construction was provided to the Department on the 9 December 2022. A letter was provided to the Department on 9 June 2023 requesting an alternative timeframe (which is prior to the 6-month deadline) to comply with C35.</p> <p>A non-compliance against condition C35 was self-reported by SINSW on the 17 July 2023, and has been recorded as non-compliance during this audit period.</p>	<p>August 2023 within the requested timeframe (by 22 October 2023).</p>		<p>(PA12). This request was submitted prior to the six-month deadline and is currently under assessment by the Planning Secretary.</p> <p>There has been a number of RFIs issued by DPE which the SINSW have responded to. On 16 August 2023, the SINSW provided a response to the RFIs issued by DPE on 15 June 2023.</p> <p>Subsequently, on 25 August 2023 the SINSW provided a response to DPE's additional RFIs issued on 18 August 2023. Further comments were also requested on 12 September 2023 which SINSW responded to on 13 September 2023.</p> <p>SINSW's request for an extension to submit the information required under this consent condition is currently under assessment by the Planning Secretary and therefore does not agree with the Auditor that SINSW is non-compliant with this consent condition</p> <p>Notwithstanding this, a non-compliance notification has been lodged to DPE on 13/9/2023 (PA15).</p>	
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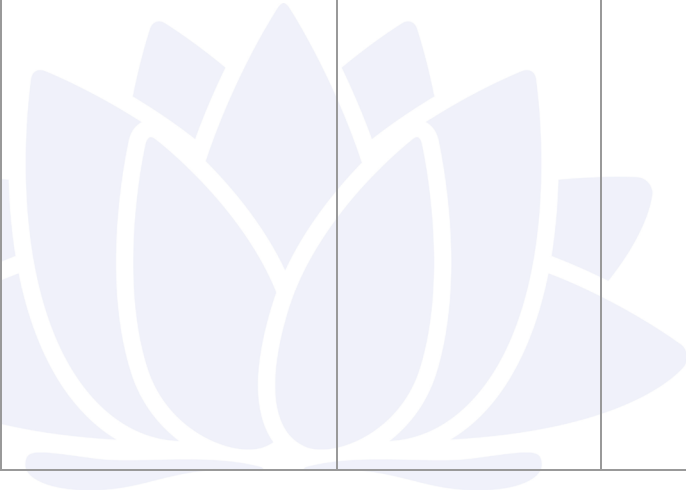


Attachment B – Response to Independent Audit observations (Section 3.3 & Table 6 of the IEA Report)

Item	Condition No.	Condition Consent	Observation	Recommendation	Date Occurred	Date Identified	Actions Taken	Status
IA1-02	A2	The development may only be carried out: (a) in compliance with the conditions of this consent; (b) in accordance with all written directions of the Planning Secretary; (c) generally, in accordance with the EIS, Rts and SRTs; and (d) in accordance with the approved plans in the table below (as amended by conditions of this consent):	Observation: During the review of the Construction Environmental Management Plan (CEMP) and relevant project sub-plans against the mitigation measures of the Environmental Impact Statement (EIS) prepared by Ethos Urban on the 8 November 2021 it was noted that not all the mitigation measures identified in the EIS (e.g., air quality) have been included in the plans.	Recommendation: Undertake a review of the CEMP and relevant sub plans against the EIS mitigation measures, especially (but not only) controls for air quality.	9/12/2022 (date of construction commencement) or 8/02/2023 (site inspection date)	23/3/2023 (date of the audit report)	The Contractor is in the process of reviewing the CEMP and relevant sub plans and updating the CEMP to include all mitigation measures identified in the EIS. Once finalised these will be provided to the Certifier and uploaded to the project website.	OPEN
IA1-03	C8	The Applicant must carry out the construction of the development in accordance with the most recent version of the CEMP (including Sub-Plans).	Observation: According to section 7.2.4 of the Construction Noise and Vibration Management Plan (CNVMSP) to assist in the management of noise and vibration complaints the contractor needs to keep a record of complaints and detail any information associated with them. The audit noted that the complaints register presented (SINSW project website) did not include all the details required by section 7.2.4 of the CNVMSP.	Recommendation: Undertake a review of the Soil and Water Management Plan to include all current controls.	8/02/2023 (site inspection date)	23/3/2023 (date of the audit report)	The Contractor is in the process of updating The Soil and Water Management Plan, Rev 8 dated 17 August 2023 and Water Management Plan – Stage 1, Drawing No. C2.01 to include updated erosion and sediment controls and sediment basin and include the AQUATRAP controls.	OPEN
IA1-04	C12	The development must be constructed to achieve the construction noise	Observation: According to section 7.2.4 of the Construction Noise and	Recommendation: Contractor to maintain a project	8/02/2023 (site	23/3/2023 (date of the	The Contractor will keep a project complaint register of all complaints and ensure all the required details are	CLOSED

		management levels detailed in the Interim Construction Noise Guideline (DECC, 2009). All feasible and reasonable noise mitigation measures must be implemented and any activities that could exceed the construction noise management levels must be identified and managed in accordance with the management and mitigation measures identified in the approved Construction Noise and Vibration Management Plan.	Vibration Management Plan (CNVMSP) to assist in the management of noise and vibration complaints the contractor needs to keep a record of complaints and detail any information associated with them. The audit noted that the complaints register presented (SINSW project website) did not include all the details required by section 7.2.4 of the CNVMP.	complaint register to keep a record of all complaints and detail any information associated with them. The contents of the register shall include: <ul style="list-style-type: none"> - The name and the address of the complainant - Time and date of the complaint - The nature of the complaint (Noise/Vibration) - Subsequent details - Details of remedial action undertaken 	inspection date)	audit report)	recorded, and the dates of when the complaint is received are consistently reported.	
IA2-03	A23(v)	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) available on its website: (i) the documents referred to in condition A2 of this consent; (ii) all current statutory approvals for the development; (iii) all approved strategies, plans and programs required under the conditions of this consent; iv) regular reporting on the environmental	Observation: Noise monitoring results from the 41 George Street monitoring device has been posted in the project website from January to July 2023; however, results from the other two locations identified in the Noise and Vibration Management Plan (Issue 3 – 1 November 2022) has not been posted on the project website.	Recommendation: Noise monitoring results for all the locations to be posted or comprehensively summarised on the website as per condition A23 (v).	31/07/2023 (date published on website)	7/9/2023 (date of the audit report)	Section 7.1.2 of the CEMP page 3/8, stipulates vibration noise monitoring is to be conducted at sensitive receivers (or at the location of the complaint). A complaint was received by 41 George St and the noise monitoring results from 41 George St and nearby locations have been uploaded on the project website on 31/07/23. The auditor is of the view that the monitoring results for all the locations should be posted in the project website for consistency purposes. It is noted that there is no requirement within the consent conditions or the Construction Noise and Vibration Management Sub Plan to publish results that are collected above and beyond the recommendations of the Sub Plans.	CLOSED

	<p>performance of the development in accordance with the reporting arrangements in any plans or programs approved under the conditions of this consent; (v) a comprehensive summary of the monitoring results of the development, reported in accordance with the specifications in any conditions of this consent, or any approved plans and programs; (vi) a summary of the current stage and progress of the development; (vii) contact details to enquire about the development or to make a complaint; (viii) a complaints register, updated monthly; (ix) audit reports prepared as part of any independent audit of the development and the Applicant's response to the recommendations in any audit report; (x) any other matter required by the Planning Secretary; and b) keep such information up to date, to the satisfaction of the Planning Secretary and publicly available for 12 months after the commencement of operations</p>						
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IA2-04	C22	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.	Observation: Emergency Evacuation Diagram displayed on the notice board has not been updated (Valid to: 18 July 2023). It was noted that on the day of the site audit, 6 out of 7 plans were updated with a valid diagram.	Recommendation: The new version of the Emergency Evacuation Diagram needs to be displayed on the notice board (Valid from: 19 July 2023 Valid to: 19 December 2023).	2/8/2023 (site inspection date)	2/8/2023 (site inspection date)	Prior to issue of final audit report, the Emergency Evacuation Diagram was updated, and a valid diagram to 19 December 2023 was displayed on the notice board.	CLOSED
IA2-05	C27	The Applicant must: (a) ensure that only VENM, ENM, or other material that meets the requirements of a relevant order and exemption issued by the EPA, 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.	Observation: The Material Imported Register sighted online has not been updated since February 2023. Hard copies with the required data and information were available and sighted during the audit.	Recommendation: Update and maintain the Material Imported Register based on the data and information received.	01/03/2023	2/8/2023 (site inspection date)	The Material Imported Register was updated including records of VENM and waste classification certificates and the updated register was presented to the Auditor before issue of the final audit report, The updated Register was uploaded on project website on 04/09/2023.	CLOSED

