

SSD-7089 Independent Environmental Audit

Eurobodalla Southern Water Supply Storage

Eurobodalla Shire Council

Revision 0

9 October 2025



Document version history

Version	Date	Revision description	Author
0	9 October 2025	Final 2025 Construction Audit Number 5 Report	Elliot Holland – Lead Auditor Gemma van Hemert – Assistant Auditor

Abbreviations

Abbreviation	Definition
AQMP	air quality management plan
BOD	bioavailable oxygen demand
BOS	biodiversity offset strategy
Bushfire MP	bushfire management plan
CA	corrective action
CEMP	construction environmental management plan
CFFMP	construction flora and fauna management plan
CNVMP	construction noise and vibration management plan
CSWMP	construction soil and water management plan
DCCEEW	NSW Department of Climate Change, Energy, the Environment and Water
DO	dissolved oxygen
DPE	former NSW Department of Planning and Environment
DPHI	NSW Department of Planning, Housing and Infrastructure
DPIE	former NSW Department of Planning, Industry and the Environment
DPIRD	NSW Department of Primary Industries, Resources and Development
EEC	endangered ecological community
EIS	environmental impact statement
EPA	NSW Environmental Protection Authority
EPL	environmental protection licence
EREP	emergency response and evacuation procedure
ERSED	erosion and sediment controls
ESC	Eurobodalla Shire Council
ESS	Eurobodalla Southern Storage
ESSWS	Eurobodalla Southern Storage Water Supply
HMP	heritage management plan
IEA	independent environmental audit
LAC	local Aboriginal councils
LGA	local government area
LMP	landscape management plan
ML	megalitres
NC	non-compliant
OFI	opportunity for improvement
PESC	progressive erosion and sediment control
POEO Act	<i>Protection of the Environment Operations Act 1997</i> (NSW)
SSD	State significant development
TDS	total dissolved solids
TMP	traffic management plan
TRIPS	Tuross River Intake Pump Station
TSS	total suspended solids
VRZ	vegetation retention zones
WMP	waste management plan

Abbreviation	Definition
WTP	water treatment plant

Executive summary

Onward Consulting Pty Ltd (Onward) was engaged by Eurobodalla Shire Council (ESC) to conduct the fifth construction Independent Environmental Audit (IEA) of the Eurobodalla Southern Water Supply Storage Project (the Project), located in the town of Bodalla, on the south coast of NSW. The Project was approved as State significant development (SSD) under Part 4 of the *Environmental Planning and Assessment Act 1979* (NSW) (EP&A Act) (i.e. SSD-7089).

The IEA was undertaken in accordance with the requirements of:

- AS/NZS ISO 19011:2019 Guidelines for quality and / or environmental management systems auditing
- the Independent Audit Post Approval Requirements (DPIE, 2020)

The audit period is from 18 February 2025 (the last day of the previous IEA completed by NGH Pty Ltd) to 13 August 2025 (the last day of the August IEA site inspection). This report presents the findings of this audit.

The audit team consisted of:

- Lead Auditor – Elliot Holland of Onward
- Auditor – Gemma van Hemert

The audit was inclusive of the following:

- a single day site inspection on 12 August 2025, which included interviews with key site personnel, of all key aspects of the development (Sections 1 and 2.2, and Appendix E of this IEA report)
- consultation with relevant regulatory agencies to obtain feedback and identification of any key issues to focus on during the audit (Section 2.3 and Appendix C of this IEA report)
- the status of implementation of the previous IEA findings, recommendations and actions (Section 3.1 and Appendix D of this IEA report)
- an assessment of compliance against all conditions of SSD-7089 (Section 3.2 and Appendix D of this IEA report)
- a review of the adequacy of the environmental management strategies, plans and programs required under the consent (Section 3.3 and Appendix D of this IEA report)
- identification and discussion of complaints and incidents that occurred during the audit period (Section 3.4 and Appendix D of this IEA report)
- an assessment of the environmental performance of the development through review of the implementation of key environmental management strategies, plans and programs (Section 4 and Appendix D of this IEA report)
- identification of the Corrective Actions (CAs) and / or Opportunities for Improvement (OFI) (Section 5 and Appendix D of this IEA report)

Audit findings summary

The IEA noted that compliance with the conditions of the SSD-7089, with compliance with approximately 83% of conditions (i.e. 34 of 41 triggered conditions), excluding notes and conditions identified as Not triggered, (Appendix D).

The IEA assessed a total of six non-compliances with SSD-7089, with more detail provided in Section 3.2, as follows:

- **NC01** (Schedule 2, Condition A2)
- **NC02** (Schedule 2, Condition B15)
- **NC03** (Schedule 2, Condition B33)
- **NC04** (Schedule 2, Condition B35)
- **NC05** (Schedule 2, Condition C9)
- **NC06** (Schedule 2, Condition 15)

Executive Summary Table Non-compliance summary

Finding ID	Non-compliance	Condition	Risk rating
NC01	There were a number of non-compliances against the conditions of this consent, as discussed below in the relevant conditions. No specific actions are identified for this condition.	A2	Low
NC02	A review of the incident notifications and summaries provided to the Department and EPA in relation to self-reported discharge events on 30 March 2025, 23 April 2025, 23 May 2025 and 2 July 2025 indicates that whilst the Project is reporting and investigating the discharge events as required, the events still constitutes a pollution of waters event as per the POEO Act, resulting in a low risk non-compliance. Due to the events being investigated and reported accordingly, no CA or OFI has been identified.	B15	Low
NC03	Conduct of the audit has found that quarterly noise monitoring required by commitments in the CNVMP did not occur during the audit period, due to a misplacement of the equipment upon returning from calibration activities. As a result, the auditor was unable to verify compliance with the requirements of this condition. Therefore, this is considered a low risk non-compliance and CA01 has been identified.	B33	Low
NC04	The most recent revision (Rev D) of the CNVMP is generally being implemented on site; however, a low risk non-compliance has been identified in relation to implementation of the CNVMP due to quarterly noise monitoring required by commitments in the CNVMP not occurring during the audit period. Therefore, this is considered a low risk non-compliance and CA01 has been identified.	B35	Low
NC05	For the incident (no. 8) occurring on 23 May 2025, the subsequent notification requirements and reports submitted were not in accordance with Appendix 3 of SSD-7089, with details provided to the NSW EPA and Planning Secretary on 26 June 2025, which is more than the 30 days provided for in Appendix 3 of SSD-7089. Therefore, an ANC non-compliance finding has been made and CA02 identified.	C9	Administrative (ANC)
NC06	Review of the Project website indicates the following documents are not available: • Project EPL • revised BOS was not uploaded on the Project website • monitoring data available on the website only spans a portion of the life of the Project Therefore, an ANC non-compliance finding has been made and CA03 identified.	C15	ANC

Audit conclusion

With regard to environmental management of the Project, this site is led by competent and knowledgeable environmental professionals who provided all evidence requested during the audit and diligently facilitated the site inspection component of the audit.

The Project team has implemented appropriate management processes to ensure compliance is achieved and has demonstrated active adaptive management.

Project personnel were transparent with the provision of information and open to receiving feedback and discussing contemporary with the audit team.

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1. Introduction

1.1. Background of the project

Approved as State significant development (SSD) under Part 4 of the *Environmental Planning and Assessment Act 1979* (NSW) (EP&A Act), the Eurobodalla Southern Water Supply Storage Project (the Project) is located in the town of Bodalla, on the south coast of NSW. The Project includes a 3,000 megalitre (ML) storage capacity dam, inclusive of a 370 m embankment (39 m in height with a crest width of 20 m) located adjacent to a tributary of the Tuross River. Once complete, the Project will provide a water supply storage asset to the Eurobodalla Shire Local Government Area (LGA).

In February 2023, Eurobodalla Shire Council (ESC) (the Proponent) were directed by a nominee of the Planning Secretary to undertake an Independent Environmental Audit (IEA) for the Council-managed Project. This direction arose due to compliance reporting requirements having transitioned to the updated Independent Audit Post Approval Requirements (DPIE, 2020) after the Project was determined. Therefore, the updated Post Approval Requirements were not reflected in conditions of consent for the Project (i.e. SSD-7089). This direction specified that ESC was required to undertake a construction IEA for the audit period March 2020 to 13 February 2023. Subsequent to the initial audit, the former Department of Planning and Environment (DPE) (now the Department of Planning, Housing and Infrastructure (DPHI)) confirmed the requirement for IEAs to be undertaken at 26-week intervals.

To date, four construction IEAs have been completed for the Project, with this representing the fifth construction IEA for the Project.

1.1.1. Department of Planning, Housing and Infrastructure endorsement

ESC engaged Onward Consulting Pty Ltd (Onward) to conduct the fifth construction IEA, with Onward's Audit Team including::

- Lead Auditor – Elliot Holland of Onward
- Assistant Auditor – Gemma Van Hemert of Onward

The DPHI – Compliance endorsed the appointment of the Audit Team on 29 May 2025 (Appendix A).

1.1.2. Period covered by the audit

The audit period is from 18 February 2025 (the last day of the previous IEA completed by NGH Pty Ltd) to 13 August 2025 (the last day of the August IEA site inspection).

1.2. Site description

The Project is located on an unnamed third order ephemeral stream within the Tuross River catchment, about 950 m east of the Tuross River. Most of the Project is located in the Bodalla State Forest.

To enable the Project to function as a usable water resource, a number of ancillary structures and services were also developed:

- a new river intake pump station (Tuross River Intake Pump Station [TRIPS])
- installation of a pipeline (26 ML per day capacity) to transfer raw water from TRIPS to the storage inlet chute
- installation of a cross-connection pipeline, connecting the water storage inlet pipeline to the balance tank of the existing water treatment plant (WTP)
- installation of a connecting pipeline from the existing bore field to the river intake pump station
- a new access road (Storage Access Road), approximately one km in length, and extends from Eurobodalla Road opposite the existing WTP to the embankment crest
- upgrades to Eurobodalla Road, to accommodate a basic right-turn and basic left-turn at the intersection of the Storage Access Road and Eurobodalla Road
- a new access road that would provide a route for vehicles to access the TRIPS
- power supply, including the construction of new sub-stations located near the dam and the TRIPS

Due to the strategic sequencing of the Project, works were packaged into discrete stages and executed under either ESC works (ESC-managed subcontracted work), or tendered construction contracts managed by the ESC Public Works Advisory.

The Project was issued with an Environment Protection Licence (EPL) (EPL 21767) by the NSW Environment Protection Authority (EPA) for Crushing, grinding or separating and Extractive industries in December 2022 to the construction contractor (i.e. Haslin Constructions Pty Ltd [Haslin]).

During the audit period, the Project was in the final stage (i.e. Stage 5), with construction of the embankment wall, spillway, permanent erosion control measures, and all remaining works on site to enable the Project to become operational being undertaken

1.3. Audit objective and scope

1.3.1. Objective

Onward was commissioned to undertake a the fifth construction IEA of the Project on behalf of ESC. The primary purpose of the IEA was to satisfy the Post Approval Independent Audit Requirements (DPIE, 2020), with IEA's to be undertaken at 26-week intervals while the Project is in the construction phase.

1.3.2. Scope

The scope of this audit was generally in accordance with Section 3.3 of the Independent Audit Post Approval Requirements (DPIE, 2020) and AS/NZS ISO 19011:2019 Guidelines for quality and / or environmental management systems auditing. The scope in general included:

- conditions of SSD-7089 applicable to current activities on site
- all relevant post approval documents required by the conditions of consent (e.g. management plans)
- an assessment of the environmental performance of the development
- a high-level review of the Project's Environmental Management System
- a high-level assessment of whether Environmental Management Plans and sub-plans are adequate.

Relevant evidence to determine the compliance ratings against the conditions of SSD-7089 is presented in Appendix D. This included relevant management plans required by conditions of SSD-7089 as listed in Table 1.1.

Table 1.1 Management plans evaluated

Management plan	Version and date	Section reference
Construction Environmental Management Plan (CEMP)	Rev F, 15/12/2024	Section 3.4.1
Construction Flora and Fauna Management Plan (CFFMP)	Rev H, 9/11/2023	Section 3.4.2
Construction Soil and Water Management Plan (CSWMP)	Rev E, 21/10/2022	Section 3.4.3
Traffic Management Plan (TMP)	Rev 0, 17/08/2022	Section 3.4.5
Construction Noise and Vibration Management Plan (CNVMP)	Rev D, 21/10/2022	Section 3.4.6
Waste Management Plan (WMP)	Rev B, 16/09/2022	Section 3.4.7
Heritage Management Plan (HMP)	Rev B, 30/09/2022	Section 3.4.8
Air Quality Management Plan (AQMP)	Rev C, 14/10/2022	Section 3.4.9
Bushfire Management Plan (Bushfire MP)	Rev A, 21/09/2023	Section 3.4.10
Emergency Response and Evacuation Plan (EREP)	Rev D, 14/02/2024	Section 3.4.4
Landscape Management Plan (LMP)	Rev A, 25/10/2023	Section 3.4.11
Biodiversity Offset Strategy (BOS)	Rev 4.6, 20/12/2024	Section 3.4.12

1.4. Audit commencement

A Purchase Order commissioning the audit was issued to Onward by ESC on 29 July 2025, with an inception meeting held between Onward and ESC on Monday 30 June 2025 to:

- confirm the audit methodology
- identify relevant personnel involved in the audit
- discuss key activities and systems occurring on site
- identify key documentation for review
- schedule a date for the site inspection

1.5. Limitations

This audit report has been prepared by Onward for ESC and may only be used and relied on by ESC for the purpose agreed between Onward and ESC as set out in Section 1.3 of this report.

Onward otherwise disclaims responsibility to any person other than ESC arising in connection with this report. Onward also excludes implied warranties and conditions, to the extent legally permissible.

The services undertaken by Onward in connection with preparing this report were limited to those specifically detailed in the report and are subject to the scope limitations set out Section 1.3.

The opinions, conclusions and any recommendations in this report are based on conditions encountered and information reviewed at the date of preparation of the report. Onward has no responsibility or obligation to update this report to account for events or changes occurring after the date that the report was prepared.

2. Audit methodology

A desktop review of all approval documents including management plans, as well as monitoring data and community complaints was conducted to determine the contents of the audit protocol to be used during the site inspection and interviews. Evidence was collected and reviewed as part of the audit, including monitoring records, reports and correspondence.

Documents and data collected during the audit process were reviewed prior to the on-site component of the audit where possible. Additional documents were provided to the audit team during, and following completion of, the on-site component of the audit.

All information obtained during the audit process were verified by the audit team. Statements made by site personnel were verified by viewing relevant documentation and/or visual observations made during the site inspection. Audit findings have been outlined in this report including where suitable evidence was unable to be obtained.

2.1. Audit participants

The IEA was led by Elliot Holland, Lead Auditor – Environmental Management Systems (EMS) (C-115351) with involvement of technical specialists for surface water, groundwater and geomorphology.

The IEA participants are listed in Table 2.1, which includes the audit team as approved by DPHI (Appendix A), and relevant personnel of ESC and Haslin.

Table 2.1 Audit participants

Audit participants	Organisation	Role	Qualifications
Elliot Holland	Onward	Lead Auditor	Exemplar Global Lead Auditor – EMS Bachelor of Environmental Science and Management
Gemma van Hemert	Onward	Assistant Auditor	Bachelor of Environmental Science and Management
Joshua Aschmann	ESC	Environmental Engineer	N/A
Harvey Lane	ESC	Project Engineer	N/A
Justin McCarthy	Haslin	Project Manager	N/A

2.2. Audit site inspection

2.2.1. Opening and closing meetings

The opening and closing meetings were held at the site compound meeting room during the site inspection completed on 13 August 2025.

The opening meeting discussed the audit objectives, scope, resources required and methodology to be applied.

The objectives of the closing meeting were to discuss any outstanding matters, present preliminary findings and outline the process for finalising the audit report.

2.2.2. Audit interviews

During the on-site component of the audit, interviews were conducted with the list of auditees included in Table 2.1.

2.2.3. Site inspection

A detailed site inspection was conducted on 13 August 2025, with site documentation and the physical aspects of environmental management and implementation of management plans and programs reviewed during the site inspection.

Conditions during the site inspection were noted to be:

- up to 16.1 degrees Celsius
- winds up to 6 metres per second (m/s), predominantly from the south west
- mostly sunny, with no rain during the site inspection or preceding 48 hours

The locations inspected during the site audit included:

- the main dam spillway
- sedimentation ponds and dams
- topsoil stockpiles
- demarcated biodiversity areas
- permanent fencing
- former borrow pit area
- site office and amenities

2.3. Agency / stakeholder consultation

The audit team attempted consultation with the following agency and administrative organisations:

- DPHI – Compliance
- Heritage NSW within the Conservation Programs, Heritage and Regulation (CPHR) Group of the NSW Department of Climate Change, Energy, the Environment and Water (DCCEEW)
- NSW Environment Protection Authority (EPA)
- NSW Department of Primary Industries and Regional Development (DPIRD) including the following agencies/divisions:
 - NSW Public Works
 - NSW Fisheries and Forestry
- ESC
- Local Aboriginal Land Councils (LALC), including:
 - Wagonga LALC
 - Bodalla LALC

Responses were not received from the NSW EPA, Heritage NSW, DPIRD – NSW Public Works, DPIRD – Fisheries and Forestry, Wagonga LALC, or Bodalla LALC.

Agency and administrative organisation responses to the IEA request for input are provided in Table 2.2 and Appendix C.

Table 2.2 Agency and administrative organisation IEA requirements

Auditor to consider	Responses and / or relevant section reference
DPHI – Compliance	
DPHI noted that no formal compliance action has been taken against ESC or the Project. DPHI requested that: - One focus area for the audit should be on incident reports submitted by the proponent i.e. off site sediment being the result of the high rainfall events. - Another focus area is how the incidents have been dealt with i.e. treating the water, any off site impacts and the results of working with EPA.	Section 3.3.3 Section 4.3 Appendix D
DPIRD – NSW Public Works	
No response received.	NA
DPIRD – Fisheries and Forestry	
No response received.	NA
NSW EPA	
No response received.	NA
Heritage NSW	
No response received.	NA

2.4. Audit definitions

Audit reporting was undertaken generally in accordance with the requirements of the Independent Audit Post Approval Requirements (DPIE, 2020).

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.

In addition, while not required by the Independent Audit Post Approval Requirements (DPIE, 2020), risk ratings have also been assigned for non-compliances as identified in Table 2.3.

Table 2.3 Risk ratings for non-compliances

Risk level	Colour code	Description
High		Non-compliance, with potential for significant environmental consequences, regardless of the likelihood of occurrence.
Medium		Non-compliance, with: - potential for serious environmental consequences, but is unlikely to occur; or - potential for moderate environmental consequences but is likely to occur.
Low		Non-compliance, with: - potential for moderate environmental consequences, but is unlikely to occur; or - potential for low environmental consequences but is likely to occur.
Administrative (ANC)		Only applied where the non-compliance does not result in any risk of environmental harm (e.g. submitting a report to government later than required under approval conditions).

Not triggered

A requirement has an activation or timing trigger that has not been met during the temporal scope of the audit being undertaken (may be a retrospective or future requirement), therefore an assessment of compliance is not relevant.

Note

A statement or fact, where no assessment of compliance is required.

Corrective action (CA)

Is identified where there is an issue of compliance, and the action needs to be undertaken to close out the compliance issue.

Opportunity for improvement (OFI)

Has generally been identified where there is not an issue of compliance, but improvements could be made to enhance tracking of compliance.

3. Audit findings

3.1. Previous independent audit and status

Table 3.1 Status previous audit findings / recommendations

Condition	ID	IEA 4 finding / recommendation	IEA 5 finding	Status
SSD-7089				
A24	-	Ensure subsequent audits and reports are undertaken within the required timeframe or apply for extension from the Planning Secretary.	The previous audit completed the site inspection on 17 February 2025, with the desktop component beginning on 15 January 2025 (within the 26 week timeframe of the third audit). Submission of the audit report was on 12 May 2025, forming a non-compliance with the requirements of this condition as this falls outside of the two month submission window. As this non-compliance was identified in the 4 th construction audit, this non-compliance is not applicable to the current audit.	N/A
B15	-	The incident resulted from an extreme rainfall event and was appropriately reported. It is recommended that the Proponent consider amending the EPL in consultation with the EPA to include rainfall event limits that would define an 'over-design' event.	During the site inspection, erosion and sediment controls appeared in good condition and were being implemented as per the Construction Soil and Water Management Plan (CSWMP). Further discharge incidents occurred during the audit period as a result of heavy rainfall events however, it is noted that ESC did attempt to surrender their EPL during the audit period; however, this was refused. An application for a license variation to include rainfall event limits that would define an 'over-design' has not occurred during the audit period; however, with construction nearly completed, this variation is no longer considered necessary.	Closed
C10	-	Proponent to ensure non-compliances are submitted in writing to the Department within seven days.	All non-compliances identified during the were reported within the required timeframes	Closed

3.2. Summary of non-compliances

The IEA noted that compliance with the conditions of the SSD-7089, with compliance with approximately 85% of conditions (i.e. 35 of 41 triggered conditions), excluding notes and conditions identified as Not triggered, (Appendix D). The IEA assessed a total of seven non-compliances with SSD-7089, with more detail provided in Table 3.2, as follows:

- **NC01** (Schedule 2, Condition A2)
- **NC02** (Schedule 2, Condition B15)
- **NC03** (Schedule 2, Condition B33)
- **NC04** (Schedule 2, Condition B35)
- **NC05** (Schedule 2, Condition C9)
- **NC06** (Schedule 2, Condition 15)

Associated CAs and OFIs are included in Section 5, as relevant.

Table 3.2 SSD-7089 non-compliances

Finding ID	Condition	Requirement	Finding	Risk rating	CA or OFI
NC01	A2	The development may only be carried out: (a) in compliance with the conditions of this consent...	There were a number of non-compliances against the conditions of this consent, as discussed below in the relevant conditions. No specific actions are identified for this condition.	Low	N/A
NC02	B15	The development must comply with section 120 of the <i>Protection of the Environment Operations Act 1997</i> (NSW) (POEO Act), which prohibits the pollution of waters, except as expressly provided for in an EPL.	A review of the incident notifications and summaries provided to the Department and EPA in relation to self-reported discharge events on 30 March 2025, 23 April 2025, 23 May 2025 and 2 July 2025 indicates that whilst the Project is reporting and investigating the discharge events as required, the events still constitutes a pollution of waters event as per the POEO Act, resulting in a low risk non-compliance. Due to the events being investigated and reported accordingly, no CA or OFI has been identified.	Low	N/A
NC03	B33	The development must be constructed to achieve the construction noise management levels detailed in the Interim Construction Noise Guideline (DECC, 2009) (as may be updated or replaced from time to time). 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 in Appendix 2.	Conduct of the audit has found that quarterly noise monitoring required by commitments in the CNVMP did not occur during the audit period, due to a misplacement of the equipment upon returning from calibration activities. As a result, the auditor was unable to verify compliance with the requirements of this condition. Therefore, this is considered a low risk non-compliance and CA01 has been identified.	Low	CA01
NC04	B35	The Applicant must: (a) not commence construction of any relevant stage until the Construction Noise and Vibration Management Plan is prepared in accordance with Condition 834; and (b) implement the most recent version of the Construction Noise and Vibration Management Plan for the duration of construction.	The most recent revision (Rev D) of the CNVMP is generally being implemented on site; however, a low risk non-compliance has been identified in relation to implementation of the CNVMP due to quarterly noise monitoring required by commitments in the CNVMP not occurring during the audit period.	Low	CA01
NC05	C9	The Department 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. Subsequent notification requirements must be given and reports submitted in accordance with the requirements set out in Appendix 3.	For the incident (no. 8) occurring on 23 May 2025, the subsequent notification requirements and reports submitted were not in accordance with Appendix 3 of SSD-7089, with details provided to the NSW EPA and Planning Secretary on 26 June 2025, which is more than the 30 days provided for in Appendix 3 of SSD-7089. Therefore, an ANC non-compliance finding has been made and CA02 identified.	ANC	CA02

Finding ID	Condition	Requirement	Finding	Risk rating	CA or OFI
NC06	C15	At least 48 hours before the commencement of construction until the completion of all works under this consent, including rehabilitation, 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 and the final layout plans for the development; (ii) all current statutory approvals for the development; (iii) all strategies, plans and programs required under the conditions of this consent; (iv) regular reporting on the environmental performance of the development in accordance with the reporting requirements 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;	Review of the Project website indicates the following documents are not available: • Project EPL • revised BOS was not uploaded on the Project website • monitoring data available on the website only spans a portion of the projects life, with: ◦ temperature, pH, turbidity, DO, conductivity, chlorophyll, BOD, Nitrogen, Phosphorous, TSS and TDS seemingly only dating to December 2024. ◦ Air quality monitoring data is not dated and does not account for the entirety of time for the development as required by the condition. ◦ Noise monitoring dates from 20/03/2023 to 11/09/2024. Therefore, an ANC non-compliance finding has been made and CA03 identified.	ANC	CA03

3.3. Adequacy of any strategies / plans, programs and compliance documents

3.3.1. Construction Environmental Management Plan

The audit found that the requirements of the CEMP (Version F, dated 15 December 2024) were being implemented, and compliance assessed via regular inspections by Haslin environmental staff.

The most recent CEMP was prepared and approved outside of the audit period with the required sub-plans appended. The CEMP was found to be publicly available on the Project website at the time of the audit.

There were no issues identified during the audit (i.e. documentation review, site inspection, and interviews) necessitating revision to the CEMP.

3.3.2. Construction Flora and Fauna Management Plan

The audit found that the requirements of the CFFMP (Version H, dated 9 November 2023) were being implemented, and compliance assessed via regular inspections by Haslin environmental staff.

The most recent CFFMP was prepared and approved outside of the audit period and is Appendix B2 to the CEMP. The CFFMP was found to be publicly available on the Project website at the time of the audit.

There were no issues identified during the audit (i.e. documentation review, site inspection, and interviews) necessitating revision to the CFFMP.

3.3.3. Construction Soil and Water Management Plan

The audit found that the requirements of the CSWMP (Version E, dated 21 October 2022) were being implemented, and compliance assessed via regular inspections by Haslin environmental staff.

The most recent CSWMP was prepared and approved outside of the audit period and is Appendix B4 to the CEMP. The CSWMP was found to be publicly available on the Project website at the time of the audit.

There were no significant issues identified during the audit (i.e. documentation review, site inspections and interviews) necessitating revision to the CSWMP. While four incidents were reported during the audit period (see Section 3.4.2), these events were attributable to heavy rainfall events and the CSWMP, including all required erosion and sediment controls, are being implemented on site. Therefore, no OFI or CA has been identified.

3.3.4. Emergency Response and Evacuation Plan

The audit found that the requirements of the EREP (Version D, dated 14 February 2024) were being implemented, and compliance assessed via regular inspections by Haslin environmental staff.

The most recent EREP was prepared and approved outside of the audit period and is Appendix A9 to the CEMP. The EREP was found to be publicly available on the Project website at the time of the audit.

There were no issues identified during the audit (i.e. documentation review, site inspection, and interviews) necessitating revision to the EREP.

3.3.5. Traffic Management Plan

The audit found that the requirements of the TMP (Version 0, dated 17 August 2022) were being implemented, and compliance assessed via regular inspections by Haslin environmental staff.

The most recent TMP was prepared and approved outside of the audit period and is Appendix B1 to the CEMP. The TMP was found to be publicly available on the Project website at the time of the audit.

There were no issues identified during the audit (i.e. documentation review, site inspection, and interviews) necessitating revision to the TMP.

3.3.6. Noise and Vibration Management Plan

The audit found that the requirements of the CNVMP (Version D, dated 21 October 2022) were generally being implemented, and compliance assessed via regular inspections by Haslin environmental staff, with No noise complaints were made in the audit period. However, two non-compliances associated with the implementation of the CNVMP were identified due to quarterly noise monitoring required by commitments in the CNVMP not occurring during the audit period. As a result, **CA01** has been identified.

The most recent CNVMP was prepared and approved outside of the audit period and is Appendix B3 to the CEMP. The CNVMP was found to be publicly available on the Project website at the time of the audit.

There were no issues identified during the audit (i.e. documentation review, site inspection, and interviews) necessitating revision to the CNVMP.

3.3.7. Waste Management Plan

The audit found that the requirements of the WMP (Version B, dated 16 September 2022) were being implemented, and compliance assessed via regular inspections by Haslin environmental staff.

The most recent WMP was prepared and approved outside of the audit period and is Appendix B7 to the CEMP. The WMP was found to be publicly available on the Project website at the time of the audit.

There were no issues identified during the audit (i.e. documentation review, site inspection, and interviews) necessitating revision to the WMP.

3.3.8. Heritage Management Plan

The audit found that the requirements of the HMP (Version B, dated 30 September 2022) were being implemented, and compliance assessed via regular inspections by Haslin environmental staff.

The most recent HMP was prepared and approved outside of the audit period and is Appendix B6 to the CEMP. The HMP was found to be publicly available on the Project website at the time of the audit.

There were no issues identified during the audit (i.e. documentation review, site inspection, and interviews) necessitating revision to the HMP.

3.3.9. Air Quality Management Plan

The audit found that the requirements of the AQMP (Version C, dated 14 October 2022) were being implemented, and compliance assessed via regular inspections by Haslin environmental staff.

The most recent AQMP was prepared and approved outside of the audit period and is Appendix B5 to the CEMP. The AQMP was found to be publicly available on the Project website at the time of the audit.

There were no issues identified during the audit (i.e. documentation review, site inspection, and interviews) necessitating revision to the AQMP.

3.3.10. Bushfire Management Plan

In accordance with Appendix 2, Condition 10.1 of SSD-7089, a Hazard and Risk Management Plan (HRMP) is required to be prepared and implemented as part of the CEMP, with the Bushfire MP (Version A, dated 21 September 2023) prepared to address this requirement.

The most recent Bushfire MP was prepared and approved outside of the audit period and is Appendix B9 to the CEMP. The Bushfire MP was found to be publicly available on the Project website at the time of the audit.

There were no issues identified during the audit (i.e. documentation review, site inspection, and interviews) necessitating revision to the Bushfire MP.

3.3.11. Landscape Management Plan

The audit found that the requirements of the LMP (Version A dated 25 October 2023) were being implemented, and compliance assessed via regular inspections by Haslin environmental staff.

The most recent LMP was prepared and approved outside of the audit period and is Appendix B10 to the CEMP. The LMP was found to be publicly available on the Project website at the time of the audit.

There were no issues identified during the audit (i.e. documentation review, site inspection, and interviews) necessitating revision to the LMP.

3.3.12. Biodiversity Offset Strategy

The audit found that the requirements of the BOS (Version 4.6 dated 20 December 2024) was implemented during the audit period.

The most recent BOS was prepared and approved outside of the audit period. The BOS was found to not be publicly available on the Project website at the time of the audit, resulting in a non-compliance and identification of **CA03**.

There were no issues identified during the audit (i.e. documentation review, site inspection, and interviews) necessitating revision to the BOS.

3.4. Complaints and reportable incidents

3.4.1. Complaints

There is a dedicated contact phone number, email, and online forum available on the Project website which can be used to make complaints in relation to the Project.

Site interviews confirmed that no complaints were received during the audit period.

3.4.2. Reportable incidents under the Protection of the Environment Operations Act 1997

There was a total of four incidents which constitute a reportable incident under the POEO Act. These incidents were all in relation to sediment-laden water discharges following heavy rainfall events. The nature of these incidents are:

- 2 July 2025 – A combination of heavy sustained rainfall (i.e. 106 mm in a 24-hour window), as well as damage to erosion and sediment controls (ERSED) controls, haul roads and access tracks, resulted in dirty water overtopping on-site water management controls which discharged from the Project site.
- 23 May 2025 – A combination of heavy sustained rainfall (i.e. 84.5 mm of rain from the 21 to 23 May 2025), as well as damage to ERSED controls, resulted in dirty water overtopping on-site water management controls which discharged from the Project site.
- 23 April 2025 – Heavy sustained rainfall (i.e. 74mm of rain over a three-day period) resulted in dirty water overtopping on-site water management controls, which discharged from the Project site.
- 30 March 2025 – Heavy sustained rainfall (i.e. 136 mm of rain over a three-day period) resulted in dirty water overtopping on-site water management controls, which discharged from the Project site.

Each incident was reported and investigated generally in accordance with the requirements of conditions of SSD-7089; however, for the incident which occurred on 23 May 2025, details were provided to the NSW EPA and Planning Secretary on 26 June 2025, which is more than 30 days after the incident and non-compliant with the requirements of Appendix 3 of SSD-7089. Therefore, **CA02** has been identified.

In addition, in a letter to ESC from the DPHI – Compliance (dated 27 May 2025) regarding the Environmental Incident Report for incident no.6, the DPHI – Compliance requested confirmation as to:

‘whether a project soil conversationist has attended site post extreme rainfall events and what if any recommendations have been suggested and implemented’

No evidence of a response to the query by the DPHI – Compliance has been sighted. Internal correspondence was sighted in which Haslin, in response to follow-up from ESC, noted:

‘The erosion and sediment control measures implemented on-site were designed in accordance with Managing Urban Stormwater: Soils and Construction – Volume 1 (Landcom, 2004), and were prepared by a qualified CPESC. These controls are intended to manage typical rainfall events – up to the 85th percentile 5-day event (approximately 20-40 mm in most NSW regions).

A site visit from the project’s soil conservationist has not been arranged, as the implemented controls were based on their original plan and recommendations. Additional attendance was not considered necessary or practical under such extreme and atypical circumstances.’

However, in the correspondence from the DPHI – Compliance (dated 27 May 2025), the attendance of a project soil conservationist referred to by Haslin had already been noted by the DPHI - Compliance, and the query was specifically requesting details of a subsequent visit in response to extreme rainfall events. Therefore, **OFI02** has been identified.

4. Environmental performance

ESC demonstrated a good level of environmental performance during the audit period and site inspection. This was demonstrated via the general lack of exceedances of relevant criteria in SSD-7089 (Appendix D) and through observations made during the site inspection (Appendix E).

Environmental performance of the project is measured via weekly inspections, monthly inspections and corresponding reporting. The audit found that these inspections are occurring.

4.1. General environmental management

The following general observations were made based on evidence from the site interviews supported by on-site inspection:

- the site office is organised and in good order
- recycling areas using coloured bin system to communicate processes
- engagement from employees with environmental systems
- dust reduction minimised by sealed roads and dust management systems
- no contamination visible on inspection

Other observations during conduct of the audit, including the site inspection and interviews, is provided in Sections 4.2 to 4.10.

4.2. Biodiversity

4.2.1. Flora and fauna management

The environmental induction presentation sighted covered flora and fauna aspects, including threatened species, endangered ecological communities (EECs), vegetation clearing and clearing limits, environmental protection zones / no-go zones, biosecurity requirements, and fauna impacts.

The site inspection confirmed the implementation of the CFFMP, with the following mitigation and management measures observed on site:

- demarcation of site boundaries and the establishment of environmental protection (no go) zones
- establishment of vegetation retention zones (VRZs) beyond the construction boundary which contain dedicated to long term management measures in each zone
- water quality monitoring for aquatic species
- weed management, including vehicle cleaning

These activities were found to have been implemented for the audit period as evidenced review of environmental inspection documentation and staff interviews.

4.2.2. Biodiversity offsets

The BOS (Version 4.6, 20 December 2024) and Biodiversity Offset Package were progressed during the audit period, with the establishment of the on-site biodiversity stewardship site and land acquisition discussions underway.

The Credit Purchase / Retirement Form was signed by ESC on 28 May 2025 and NSW DCCEEW – CPHR on 2 June 2025, covering:

- Southern Lowland Wet Sclerophyll Forests
- Southern Myotis
- Eastern Pygmy-possum
- Koala

The credit retirement process commenced during the audit period, including for the Southern Myotis and Southern Lowland Wet Sclerophyll Forest, with an official invoice from the former NSW BCT issued to ESC on 17 July 2025.

4.3. Soil and water

The environmental induction presentation sighted covered soil and water management, including progressive erosion and sediment control plans, dewatering, management of spoil and fill, and concrete washout.

Conduct of the audit determined implementation of the CSWMP (Version E, dated 21 October 2022) and the relevant Progressive Erosion and Sediment Control Plan (PESCP) was undertaken during the audit period. The audit found that these inspections, subsequent reporting, and applicable corrective actions in the form of Environmental Inspection Action Lists were occurring.

4.3.1. Water supply and water balance

Being a water supply and storage project with the construction of a dam, has meant no water supply or Water Access Licence has been required for its construction. In addition, conduct of the audit determined, provision of compensatory water supply has not been required during the audit period.

4.3.2. Water discharge and monitoring

Construction water quality monitoring was carried out by Haslin during the reporting period. The Project has two control water quality monitoring sites (i.e. located upstream of the site) and three impact sites (i.e. at the site or downstream), enabling comparison of water quality to the pre-construction baseline water quality data.

Water quality monitoring covers the following parameters:

- temperature
- pH
- turbidity
- dissolved oxygen
- conductivity
- chlorophyll
- biochemical oxygen demand
- nitrogen
- phosphorous
- total suspended solids
- total dissolve solids

These results are also published on the Project website.

There were four instances of on-site water management controls being damaged or water overtopping the controls due to heavy rainfall, resulting in water being discharged from the ESS site and constituting a pollution of waters event (see Section 3.4.2).

No other water discharge, water quality events, or exceedances occurred during the audit period.

4.3.3. Performance indicators

The site inspection component of the audit found compliance with the CSWMP and PESCP, with actively visible evidence of adequate implementation at the time of audit, including:

- ERSed control mitigation measures were found to be adequately installed, inspected and maintained and the overall management of erosion and sediment control matters for the site considered sufficient.
- The audit identified that progressive stabilisation had been undertaken and disturbed areas were regenerating well with groundcover and shrubs.
- The appropriate use of temporary sediment basins.
- Appropriate location and management of stockpiles.

4.4. Traffic and transport

Plant and vehicles were present during the site inspection, confirming appropriate use by construction staff and documentation sighted verifying upkeep and maintenance. Conduct of the audit found all the necessary TMP measures were being implemented during the audit period.

4.5. Noise and vibration

Review of the environmental induction noted requirements of the CNMVP are covered, including construction hours.

Conduct of the audit found that these controls were generally implemented; however, two non-compliances associated with the implementation of the CNVMP were identified due to quarterly noise monitoring required by commitments in the CNVMP not occurring during the audit period. As a result, **CA01** has been identified. However, no complaints regarding noise and vibration have been received during the audit period.

4.6. Heritage

Review of the environmental induction noted requirements of the HMP are covered, including known items / artefacts, and requirements of the unexpected finds procedure.

Conduct of the audit found that no further disturbance, or unexpected finds, occurred during the reporting period.

4.7. Air quality

Review of the environmental induction noted requirements of the AGMP are covered, while conduct of the audit, including the site inspection, found that these measures were implemented during the audit period.

The site inspection further confirmed that progressive stabilisation of disturbed areas was being undertaken, while review of documentation confirmed dust monitoring has been undertaken monthly as require, with no exceedances recorded during the audit period. In addition, no complaints regarding dust or air quality have been received during the audit period.

4.8. Bushfire

Review of the environmental induction noted requirements of the Bushfire MP are covered, including bushfire management and management of hazardous materials and chemicals.

Conduct of the audit confirmed the Bushfire MP was being implemented during the audit period.

4.9. Landscape management

It was confirmed that the zones identified in the LMP to be retained and protected were generally maintained in accordance with the LMP, including exclusion fencing and active rehabilitation zones. Site interviews confirmed that weed treatments and soil amelioration are being undertaken (as required) to ensure successful rehabilitation.

4.10. Waste management

Review of the environmental induction noted requirements of the WMP are covered, including waste management and resource use.

The site inspection noted waste segregation was occurring on-site, and the waste register was reviewed confirming the WMP was being suitably implemented during the audit period.

5. Corrective actions and opportunities for improvement

5.1. Corrective actions

Table 5.1 summarises the CAs made based on the findings of the audit and observations during the site inspection.

Table 5.1 Corrective actions identified during the audit

Consent / licence / lease	Condition	CA ID	CA requirement
SSD-7089	B33	CA01	Implement a check-in/check-out process for monitoring equipment and consider renting/purchasing a spare to avoid missing future quarterly noise monitoring, as required by the CNVMP.
	B35		
	C9	CA02	Ensure investigation reports are submitted within the 30 day timeframe, as required by Appendix 3 of the conditions of SSD-7089.
	C15	CA03	Ensure all relevant documents required by Condition C15 of SSD-7089 are made available on the Project website.

5.2. Opportunities for improvement

Table 5.2 summarises the OFIs made based on the findings of the audit and observations during the site inspection.

Table 5.2 Opportunities for improvement identified

Consent / licence / lease	Condition	OFI ID	OFI requirement
SSD-7089	B13	OFI01	Update the Sample Monthly Water Monitoring Records field sheet template with a position to record the % salinity as per the SWQMSP.
SSD-7089	C9	OFI02	Ensure a response is provided to any requests by the DPHI – Compliance resulting from their review of incident reports.

Appendix A

DPHI audit team endorsement

NSW Planning ref: SSD-7089-PA-59

Mr Joshua Aschmann
Environmental Engineer
EUROBODALLA SHIRE COUNCIL
Vulcan Street
Moruya New South Wales 2537

29/05/2025

Subject: Eurobodalla Water Supply - IEA #5 Appointment of auditor

Dear Mr Aschmann

Reference is made to your post approval matter, SSD-7089-PA-59, requesting approval of nominated persons to undertake the upcoming Independent Environmental Audit (IEA) and prepare the IEA report for Eurobodalla Southern Water Supply Storage (SSD-7089).

Having considered the qualifications and experience of Gemma Van Hemert and Elliot Holland, of Onwards Consulting P/L, in accordance with the NSW Planning, Independent Audit Post Approval Requirements (2020), as nominee of the Planning Secretary, I endorse Gemma Van Hemert and Elliot Holland to undertake the IEA and prepare the IEA report. This approval is conditional on Gemma Van Hemert and Elliot Holland being independent of the development.

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

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

NSW Planning reserves the right to request an alternate auditor or audit team for future audits.

Notwithstanding the endorsement of the above independent audit team for the project, each respective project approval or consent requires a request for endorsement of the independent auditor or audit team be submitted to NSW Planning, for consideration of the Planning Secretary. Each request is reviewed and depending on the complexity of future projects, the suitability of a proposed auditor or audit team will be considered.

Should you wish to discuss the matter further, please contact Michael Wood on 0459890661 or email compliance@planning.nsw.gov.au

Yours sincerely

A handwritten signature in black ink, appearing to read "K. O'Reilly".

Katrina O'Reilly
Team Leader - Compliance
Compliance

As nominee of the Planning Secretary

Appendix B

Independent audit declaration forms

6. Appendices

Appendix A – Declaration of Independence Form Template

Declaration of Independence - Auditor	
Project Name	Eurobodalla Southern Water Supply Storage
Consent Number	SSD-7089
Description of Project	Water Storage Facility
Project Address	Eurobodalla Road, Eurobodalla, NSW 2545
Proponent	Eurobodalla Shire Council
Date	8 May 2025

I declare that:

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

Notes:

- a) Under section 10.6 of the *Environmental Planning and Assessment Act 1979* a person must not include false or misleading information (or provide information for inclusion in) in a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is false or misleading in a material respect. The proponent of an

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

Name of Proposed Auditor	Elliot Holland
Signature	
Qualification	B. Env. Sc. & Mgt, and Exemplar Global Lead Auditor - EMS
Company	Onward Consulting

6. Appendices

Appendix A – Declaration of Independence Form Template

Declaration of Independence - Auditor	
Project Name	Eurobodalla Southern Water Supply Storage
Consent Number	SSD-7089
Description of Project	Water Storage Facility
Project Address	Eurobodalla Road, Eurobodalla, NSW 2545
Proponent	Eurobodalla Shire Council
Date	8 May 2025

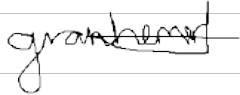
I declare that:

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

Notes:

- a) Under section 10.6 of the *Environmental Planning and Assessment Act 1979* a person must not include false or misleading information (or provide information for inclusion in) in a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is false or misleading in a material respect. The proponent of an

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

Name of Proposed Auditor	Gemma van Hemert
Signature	
Qualification	B. Env. Sc.
Company	Onward Consulting

Appendix C

Agency consultation

Elliot Holland

From: Michael Wood <Michael.Wood@environment.nsw.gov.au>
Sent: Thursday, July 17, 2025 12:41 PM
To: Elliot Holland
Cc: Katrina O'Reilly
Subject: RE: ESC-001: Agency consultation (NSW DPHI) - Independent Environmental Audit Eurobodalla Southern Water Supply Storage

Categories: Tracked To Dynamics 365

Hi Elliot,

Thanks for your email.

NSW Planning can advise you of the following:

- We have not taken any formal compliance action
- One focus area for the audit should be on incident reports submitted by the proponent i.e off site sediment being the result of the high rainfall events
- Another focus area is how the incidents have been dealt with i.e treating the water, any off site impacts and the results of working with EPA

Regards

Michael Wood
0459890661

From: Elliot Holland <elliott.holland@onward.au>
Sent: Tuesday, 15 July 2025 10:02 AM
To: Michael Wood <Michael.Wood@environment.nsw.gov.au>; DPE PSVC Compliance Mailbox <compliance@planning.nsw.gov.au>
Subject: ESC-001: Agency consultation (NSW DPHI) - Independent Environmental Audit Eurobodalla Southern Water Supply Storage
Importance: High

Hi,

Eurobodalla Shire Council (ESC) has engaged Onward Consulting Pty Ltd (Onward) to undertake an independent environmental audit (IEA) of the Council-managed Southern Water Supply Storage Project (the Project).

The IEA will cover the period from 18 February 2025 to the final day of the site inspection, and will be prepared in accordance with:

- AS/NZS ISO 19011:2019 Standard - Guidelines for auditing management systems
- the Independent Audit Guideline Post Approval Requirements (DPIE, 2020)

The focus of the IEA will include:

- conditions of consent for the Project (i.e. State Significant Development [SSD]-7089)
- actions and recommendations from the previous IEA
- relevant post-approval documents required by the conditions of consent (e.g. management plans)
- assessment of the adequacy of the Project's environmental management plans required by conditions of SSD-7089
- assessment of the environmental performance of the Project, including consideration of environmental risks during a site inspection
- recommending measures or actions to improve the environmental performance of the Project and/or any assessment, plan or program required under SSD-7089

So that we may adequately address any concerns during the audit, I am writing to invite comment from the NSW Department of Planning, Housing and Infrastructure (DPHI) regarding the Project, as they relate to SSD-7089. I also invite your organisation to comment on the Project's performance with other requirements, as you may deem appropriate. We are also reaching out to the following agencies / stakeholders for input to the audit:

- NSW Environment Protection Authority (EPA)

- NSW Public Works
- NSW Department of Primary Industries and Regional Development (DPIRD) – Fisheries and Forestry
- NSW Department of Climate Change, Energy, the Environment and Water (DCCEEW) – Heritage NSW within the Conservation, Programs, Heritage and Regulation (CPHR) Group
- Local Aboriginal Land Councils (i.e. Bodalla and Wagonga)
- ESC.

It would be appreciated if your organisation could provide comments regarding the performance of the Project in meeting these obligations under the following headings (as relevant):

- compliance with requirements
- progress to meeting requirements
- details of incidents of non-compliance
- adequacy of actions taken
- adequacy of the requirements of the approval / licence

The site inspection for the audit is currently scheduled to be conducted on 12 and 13 August 2025.

It would be appreciated if your organisation could submit written comments by close of business Friday 8 August 2025.

All correspondence in relation to the IEA should be directed to Elliot Holland (Principal – Auditing & Compliance, Exemplar Global Lead Auditor – EMS) on 0427 863 567 or elliott.holland@onward.au.

Regards,

Elliot Holland
Principal – Auditing and Compliance

0427 863 567
elliott.holland@onward.au
Suite 2, 86-88 Tudor Street
Hamilton NSW 2303



Please note my work days are Monday-Thursday. For anything urgent, please contact Mike Gale at mike.gale@onward.au. Otherwise, I will respond to your email as soon as possible when I am back in the office.

Where you have received this email outside 8.30am to 5.00pm Monday to Friday, I am sending you this message now because it is a good time for me. Please know, I do not expect you to read, respond or action anything in this message outside your regular hours.

CONFIDENTIALITY NOTICE: This email, including any attachments, is confidential and may be privileged. If you are not the intended recipient please notify the sender immediately, and please delete it; you should not copy it or use it for any purpose or disclose its contents to any other person.

This email is intended for the addressee(s) named and may contain confidential and/or privileged information.

If you are not the intended recipient, please notify the sender and then delete it immediately.

Any views expressed in this email are those of the individual sender except where the sender expressly and with authority states them to be the views of the NSW Department of Climate Change, Energy, the Environment and Water.

PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING THIS EMAIL

Elliot Holland

From: Elliot Holland
Sent: Tuesday, July 15, 2025 10:03 AM
To: 'queanbeyan@epa.nsw.gov.au'
Subject: ESC-001: Agency consultation (NSW EPA) - Independent Environmental Audit Eurobodalla Southern Water Supply Storage

Importance: High

Categories: Tracked To Dynamics 365

Hi,

Eurobodalla Shire Council (ESC) has engaged Onward Consulting Pty Ltd (Onward) to undertake an independent environmental audit (IEA) of the Council-managed Southern Water Supply Storage Project (the Project).

The IEA will cover the period from 18 February 2025 to the final day of the site inspection, and will be prepared in accordance with:

- AS/NZS ISO 19011:2019 Standard - Guidelines for auditing management systems
- the Independent Audit Guideline Post Approval Requirements (DPIE, 2020)

The focus of the IEA will include:

- conditions of consent for the Project (i.e. State Significant Development [SSD]-7089)
- actions and recommendations from the previous IEA
- relevant post-approval documents required by the conditions of consent (e.g. management plans)
- assessment of the adequacy of the Project's environmental management plans required by conditions of SSD-7089
- assessment of the environmental performance of the Project, including consideration of environmental risks during a site inspection
- recommending measures or actions to improve the environmental performance of the Project and/or any assessment, plan or program required under SSD-7089

So that we may adequately address any concerns during the audit, I am writing to invite comment from the NSW Environment Protection Authority (EPA) regarding the Project, as they relate to SSD-7089. I also invite your organisation to comment on the Project's performance with other requirements, as you may deem appropriate.

It would be appreciated if your organisation could provide comments regarding the performance of the Project in meeting these obligations under the following headings (as relevant):

- compliance with requirements
- progress to meeting requirements
- details of incidents of non-compliance
- adequacy of actions taken
- adequacy of the requirements of the approval / licence

The site inspection for the audit is currently scheduled to be conducted on 12 and 13 August 2025.

It would be appreciated if your organisation could submit written comments by close of business Friday 8 August 2025.

All correspondence in relation to the IEA should be directed to Elliot Holland (Principal – Auditing & Compliance, Exemplar Global Lead Auditor – EMS) on 0427 863 567 or elliott.holland@onward.au.

Regards,

Elliot Holland
Principal – Auditing and Compliance

0427 863 567
elliott.holland@onward.au
Suite 2, 86-88 Tudor Street
Hamilton NSW 2303



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Elliot Holland

From: Elliot Holland
Sent: Tuesday, July 15, 2025 10:04 AM
To: emily.messer@dpi.nsw.gov.au
Cc: fisheries.info@dpi.nsw.gov.au
Subject: ESC-001: Agency consultation (NSW DPIRD - Fisheries and Forestry) - Independent Environmental Audit Eurobodalla Southern Water Supply Storage

Importance: High

Categories: Tracked To Dynamics 365

Hi,

Eurobodalla Shire Council (ESC) has engaged Onward Consulting Pty Ltd (Onward) to undertake an independent environmental audit (IEA) of the Council-managed Southern Water Supply Storage Project (the Project).

The IEA will cover the period from 18 February 2025 to the final day of the site inspection, and will be prepared in accordance with:

- AS/NZS ISO 19011:2019 Standard - Guidelines for auditing management systems
- the Independent Audit Guideline Post Approval Requirements (DPIE, 2020)

The focus of the IEA will include:

- conditions of consent for the Project (i.e. State Significant Development [SSD]-7089)
- actions and recommendations from the previous IEA
- relevant post-approval documents required by the conditions of consent (e.g. management plans)
- assessment of the adequacy of the Project's environmental management plans required by conditions of SSD-7089
- assessment of the environmental performance of the Project, including consideration of environmental risks during a site inspection
- recommending measures or actions to improve the environmental performance of the Project and/or any assessment, plan or program required under SSD-7089

So that we may adequately address any concerns during the audit, I am writing to invite comment from the NSW Department of Primary Industries and Regional Development (DPIRD) – Fisheries and Forestry regarding the Project, as they relate to SSD-7089. I also invite your organisation to comment on the Project's performance with other requirements, as you may deem appropriate.

It would be appreciated if your organisation could provide comments regarding the performance of the Project in meeting these obligations under the following headings (as relevant):

- compliance with requirements
- progress to meeting requirements
- details of incidents of non-compliance
- adequacy of actions taken
- adequacy of the requirements of the approval / licence

The site inspection for the audit is currently scheduled to be conducted on 12 and 13 August 2025.

It would be appreciated if your organisation could submit written comments by close of business Friday 8 August 2025.

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Elliot Holland

From: Elliot Holland
Sent: Tuesday, July 15, 2025 10:03 AM
To: ross.bailey@pwa.nsw.gov.au
Cc: publicworks@pwa.nsw.gov.au
Subject: ESC-001: Agency consultation (NSW Public Works) - Independent Environmental Audit Eurobodalla Southern Water Supply Storage

Importance: High

Categories: Tracked To Dynamics 365

Hi,

Eurobodalla Shire Council (ESC) has engaged Onward Consulting Pty Ltd (Onward) to undertake an independent environmental audit (IEA) of the Council-managed Southern Water Supply Storage Project (the Project).

The IEA will cover the period from 18 February 2025 to the final day of the site inspection, and will be prepared in accordance with:

- AS/NZS ISO 19011:2019 Standard - Guidelines for auditing management systems
- the Independent Audit Guideline Post Approval Requirements (DPIE, 2020)

The focus of the IEA will include:

- conditions of consent for the Project (i.e. State Significant Development [SSD]-7089)
- actions and recommendations from the previous IEA
- relevant post-approval documents required by the conditions of consent (e.g. management plans)
- assessment of the adequacy of the Project's environmental management plans required by conditions of SSD-7089
- assessment of the environmental performance of the Project, including consideration of environmental risks during a site inspection
- recommending measures or actions to improve the environmental performance of the Project and/or any assessment, plan or program required under SSD-7089

So that we may adequately address any concerns during the audit, I am writing to invite comment from NSW Public Works regarding the Project, as they relate to SSD-7089. I also invite your organisation to comment on the Project's performance with other requirements, as you may deem appropriate.

It would be appreciated if your organisation could provide comments regarding the performance of the Project in meeting these obligations under the following headings (as relevant):

- compliance with requirements
- progress to meeting requirements
- details of incidents of non-compliance
- adequacy of actions taken
- adequacy of the requirements of the approval / licence

The site inspection for the audit is currently scheduled to be conducted on 12 and 13 August 2025.

It would be appreciated if your organisation could submit written comments by close of business Friday 8 August 2025.

All correspondence in relation to the IEA should be directed to Elliot Holland (Principal – Auditing & Compliance, Exemplar Global Lead Auditor – EMS) on 0427 863 567 or elliott.holland@onward.au.

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Elliot Holland

From: Elliot Holland
Sent: Tuesday, July 15, 2025 10:05 AM
To: heritagemailbox@environment.nsw.gov.au
Subject: ESC-001: Agency consultation (NSW DCCEEW - Heritage NSW) - Independent Environmental Audit Eurobodalla Southern Water Supply Storage

Importance: High

Categories: Tracked To Dynamics 365

Hi,

Eurobodalla Shire Council (ESC) has engaged Onward Consulting Pty Ltd (Onward) to undertake an independent environmental audit (IEA) of the Council-managed Southern Water Supply Storage Project (the Project).

The IEA will cover the period from 18 February 2025 to the final day of the site inspection, and will be prepared in accordance with:

- AS/NZS ISO 19011:2019 Standard - Guidelines for auditing management systems
- the Independent Audit Guideline Post Approval Requirements (DPIE, 2020)

The focus of the IEA will include:

- conditions of consent for the Project (i.e. State Significant Development [SSD]-7089)
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- assessment of the environmental performance of the Project, including consideration of environmental risks during a site inspection
- recommending measures or actions to improve the environmental performance of the Project and/or any assessment, plan or program required under SSD-7089

So that we may adequately address any concerns during the audit, I am writing to invite comment from the NSW Department of Climate Change, Energy, the Environment and Water (DCCEEW) – Heritage NSW regarding the Project, as they relate to SSD-7089. I also invite your organisation to comment on the Project's performance with other requirements, as you may deem appropriate.

It would be appreciated if your organisation could provide comments regarding the performance of the Project in meeting these obligations under the following headings (as relevant):

- compliance with requirements
- progress to meeting requirements
- details of incidents of non-compliance
- adequacy of actions taken
- adequacy of the requirements of the approval / licence

The site inspection for the audit is currently scheduled to be conducted on 12 and 13 August 2025.

It would be appreciated if your organisation could submit written comments by close of business Friday 8 August 2025.

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Elliot Holland

From: Elliot Holland
Sent: Tuesday, July 15, 2025 10:02 AM
To: bogallac@bipond.com
Subject: ESC-001: Consultation (Bodalla LAC) - Independent Environmental Audit Eurobodalla Southern Water Supply Storage

Categories: Tracked To Dynamics 365

Hi,

Eurobodalla Shire Council (ESC) has engaged Onward Consulting Pty Ltd (Onward) to undertake an independent environmental audit (IEA) of the Council-managed Southern Water Supply Storage Project (the Project).

The IEA will cover the period from 18 February 2025 to the final day of the site inspection, and will be prepared in accordance with:

- AS/NZS ISO 19011:2019 Standard - Guidelines for auditing management systems
- the Independent Audit Guideline Post Approval Requirements (DPIE, 2020)

The focus of the IEA will include:

- conditions of consent for the Project (i.e. State Significant Development [SSD]-7089)
- actions and recommendations from the previous IEA
- relevant post-approval documents required by the conditions of consent (e.g. management plans)
- assessment of the adequacy of the Project's environmental management plans required by conditions of SSD-7089
- assessment of the environmental performance of the Project, including consideration of environmental risks during a site inspection
- recommending measures or actions to improve the environmental performance of the Project and/or any assessment, plan or program required under SSD-7089

So that we may adequately address any concerns during the audit, I am writing to invite comment from the Bodalla Local Aboriginal Land Council (LALC) regarding the Project, as they relate to SSD-7089. I also invite your organisation to comment on the Project's performance with other requirements, as you may deem appropriate.

It would be appreciated if your organisation could provide comments regarding the performance of the Project in meeting these obligations under the following headings (as relevant):

- compliance with requirements
- progress to meeting requirements
- details of incidents of non-compliance
- adequacy of actions taken
- adequacy of the requirements of the approval / licence

The site inspection for the audit is currently scheduled to be conducted on 12 and 13 August 2025.

It would be appreciated if your organisation could submit written comments by close of business Friday 8 August 2025.

All correspondence in relation to the IEA should be directed to Elliot Holland (Principal – Auditing & Compliance, Exemplar Global Lead Auditor – EMS) on 0427 863 567 or elliott.holland@onward.au.

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Elliot Holland

From: Elliot Holland
Sent: Tuesday, July 15, 2025 10:00 AM
To: wagongalandscouncil@gmail.com
Subject: ESC-001: Consultation (Wagonga LAC) - Independent Environmental Audit Eurobodalla Southern Water Supply Storage

Importance: High

Categories: Tracked To Dynamics 365

Hi,

Eurobodalla Shire Council (ESC) has engaged Onward Consulting Pty Ltd (Onward) to undertake an independent environmental audit (IEA) of the Council-managed Southern Water Supply Storage Project (the Project).

The IEA will cover the period from 18 February 2025 to the final day of the site inspection, and will be prepared in accordance with:

- AS/NZS ISO 19011:2019 Standard - Guidelines for auditing management systems
- the Independent Audit Guideline Post Approval Requirements (DPIE, 2020)

The focus of the IEA will include:

- conditions of consent for the Project (i.e. State Significant Development [SSD]-7089)
- actions and recommendations from the previous IEA
- relevant post-approval documents required by the conditions of consent (e.g. management plans)
- assessment of the adequacy of the Project's environmental management plans required by conditions of SSD-7089
- assessment of the environmental performance of the Project, including consideration of environmental risks during a site inspection
- recommending measures or actions to improve the environmental performance of the Project and/or any assessment, plan or program required under SSD-7089

So that we may adequately address any concerns during the audit, I am writing to invite comment from the Wagonga Local Aboriginal Land Council (LALC) regarding the Project, as they relate to SSD-7089. I also invite your organisation to comment on the Project's performance with other requirements, as you may deem appropriate.

It would be appreciated if your organisation could provide comments regarding the performance of the Project in meeting these obligations under the following headings (as relevant):

- compliance with requirements
- progress to meeting requirements
- details of incidents of non-compliance
- adequacy of actions taken
- adequacy of the requirements of the approval / licence

The site inspection for the audit is currently scheduled to be conducted on 12 and 13 August 2025.

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Appendix D

SSD-7089

Condition	Details	Compliance status	Relevant evidence	Commentary
SCHEDULE 2				
PART A – ADMINISTRATIVE CONDITIONS				
OBLIGATIONS TO MINIMISE HARD 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, and any rehabilitation required under this consent.	Compliant	- This audit. - Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025.	Conduct of the audit determined compliance with the requirements of this condition.
TERMS OF CONSENT				
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) in accordance with the EIS and response to submissions; (d) in accordance with the Development Layout in Appendix 1; and (e) in accordance with the revised management and mitigation measures in Appendix 2.	Non-compliant (Low)	- This audit. - Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025.	As per the findings of the previous audit, this audit has also found that there were a number of non-compliances against the conditions of this consent, as discussed below in the relevant conditions. No specific actions are identified for this condition. (a) the audit found NINE non-compliances meaning the development is not complying with the conditions of this consent. (b) no written directions during the reporting period (c) works are being undertaken generally in accordance with the EIS, as per Appendix 2 of this criteria (d) the Development Layout is being adhered to (e) works are being undertaken generally in accordance with the mitigation measures in Appendix 2 of this criteria
A3	Consistent with the requirements in this consent, the Planning Secretary may make written directions to the Applicant in relation to: (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; and (b) the implementation of any actions or measures contained in any such document referred to in Condition A3(a).	Not triggered	Site interviews completed on 12 August 2025.	No written directions have been made during the reporting period.
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) and the revised management and mitigation measures in Appendix 2. In the event of an inconsistency, ambiguity or conflict between any of the documents listed in Condition A2(c) and the revised management and mitigation measures, the most recent document prevails to the extent of the inconsistency, ambiguity or conflict. <i>Note: For the purposes of this condition, there will be an inconsistency between documents if it is not possible to comply with both documents, or in the case of a condition of consent or direction of the Planning Secretary, and a document, if it is not possible to comply with both the condition or direction, and the document.</i>	Note	NA	Noted
LIMITS OF CONSENT				
A5	This consent lapses five years after the date from which it operates, unless the development has physically commenced on the land to which the consent applies before that date.	Compliant	- Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025. - Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 2 (NGH, 2024).	Development has commenced within the specified timeframe.
A6	Clearing of vegetation is not permitted outside the construction boundaries shown in Appendix 1.	Compliant	- Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025. - Flora and Fauna Management Plan - Aerial imagery - As built clearing zones	Clearing has not exceeded allowable limits as observed at time of audit – noting that the majority of clearing had been completed prior to the audit period.
A7	The volume of water extracted from the Tuross River and Tuross River borefield must be in accordance with surface and groundwater access licences.	Not triggered	- Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025.	Project is not yet operational and as such and as such is not yet extracting water.
A8	Water extraction from the Tuross River intake must only occur at flow levels specified in the water access licence or when river flows are at or above 20ML/day at the reference point, whichever is highest.	Not triggered	- Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025.	As per above comment.
A9	The full supply water level must not exceed 47.7m AHD.	Not triggered	- Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 2 (NGH, 2024). - site interviews completed on 12 August 2025.	Water Supply Storage (dam) had not been constructed during the audit period (or at time of reporting); however, it is noted that compliance with this would be achieved based on design (spill way below 47.7m AHD hence water supply storage physically can not hold water levels greater than 47.7m AHD).

Condition	Details	Compliance status	Relevant evidence	Commentary
A10	The date of commencement of each of the following phases of the development must be notified to the Department in writing, at least one month before that date: (a) construction; (b) operation; and (c) cessation of operations.	Not triggered	- Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023). - site interviews completed on 12 August 2025.	The Project is still in the construction phase, with previous audits confirming compliance with this condition for this phase.
A11	If the construction or operation of the development is to be staged, the Department 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.	Not triggered	- Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023). - site interviews completed on 12 August 2025.	As per above comment, no new stage has been entered.
EVIDENCE OF CONSULTATION				
A12	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 to the Planning Secretary for 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.	Not triggered	- Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 2 (NGH, 2024). - site interviews completed on 12 August 2025.	Previous audits have found the Project is compliant with this condition and as no plans, strategies or documents requiring consultation have been updated during the audit period this condition is not triggered.
STAGING, COMBINING AND UPDATING STRATEGIES, PLANS OR PROGRAMS				
A13	With the approval of the Planning Secretary, the Applicant may: (a) prepare and submit any strategy, 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, plan or program applies, the relationship of the stage to any future stages and the trigger for updating the strategy, plan or program); (b) combine any strategy, plan or program required by this consent (if a clear relationship is demonstrated between the strategies, plans or programs that are proposed to be combined); and (c) update any strategy, plan or program required by this consent (to ensure the strategies, plans and 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).	Compliant	- Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023) - site interviews completed on 12 August 2025.	Previous audits have found the Project is compliant with this condition and with no plans, programs or strategies having undergone an update during the audit period compliance with the condition remains.
A14	If the Planning Secretary agrees, a strategy, 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.	Not triggered	- Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023). - site interviews completed on 12 August 2025.	See above comment.
A15	If approved by the Planning Secretary, updated strategies, plans or programs supersede the previous versions of them and must be implemented in accordance with the condition that requires the strategy, plan or program.	compliant	- site interviews completed on 12 August 2025 - site inspection completed on 12 August 2025	All approved plans, programs and strategies are being implemented on site.
PROTECTION OF PUBLIC INFRASTRUCTURE				
A16	Before the commencement of construction, the Applicant must 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;	Not triggered	NA	Occurred outside of audit period.
A17	Unless the Applicant and the applicable authority agree otherwise, the Applicant must: (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 public infrastructure that needs to be relocated as a result of the development.	Not triggered	Site interviews completed on 12 August 2025.	No repairs or relocation of public services were required during the audit period, while ongoing maintenance to Eurobodalla Road is undertaken by the Proponent (as required).
DEMOLITION				
A18	All demolition must be carried out in accordance with Australian Standard AS 2601-2001 The Demolition of Structures (Standards Australia, 2001).	Not triggered	- Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025.	No demolition occurred during the audit period.
STRUCTURAL ADEQUACY				
A19	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.	Not triggered	- Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025.	No new buildings constructed and no alterations made to existing structures during the audit period.
A20	The development must comply with Dam Safety Committee guidance.	Not triggered	Dam design was peer reviewed by Entura ('Independent Peer Review of the detailed design of Eurobodalla Southern Storage', September 2016)	The first audit of the Project found that the Project was compliant with this condition.

Condition	Details	Compliance status	Relevant evidence	Commentary
COMPLIANCE				
A21	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.	Compliant	Eurobodalla Environmental induction viewed v3	A review of the induction slide pack covers key aspects for the development including: - the Projects obligations and approvals (notably, there is no specific mention given to the specific SSD consent or EPL) - overview of key management plan, the CEMP - EWMS - site plans and boundaries - noise and vibration - construction hours - biodiversity - soil and water management - unexpected finds - heritage - air quality - hazards and chemicals - fire - waste
OPERATION OF PLANT AND EQUIPMENT				
A22	All plant and equipment used on site, or to monitor the performance of the development must be: (a) maintained in a proper and efficient condition; and (b) operated in a proper and efficient manner.	Compliant	- site inspection completed on 12 August 2025. - Eurobodalla Southern Storage Construction Equipment Inductions Excel Tracker - sample service tax invoices for: - vehicle – - Mitsubishi MR Triton GLX dated 12/06/2025 - equipment/machinery – - Caterpillar 740D dated 20/02/2025 - Motor grader dated 24/04/2025 - Caterpillar CAT 740D dated 23/05/2025	The audit found that plant and equipment on site were generally being maintained and operated in good condition. A sample of plant and equipment records indicated a regular maintenance schedule and confirmed that plant and equipment are appropriately managed and serviced by Haslin. The equipment inductions tracker provided contained the relevant details of each piece of equipment, including the date of last service and next service. This included information for the following items: - Piling Rig / Drill Rig - Skid Steer Loader (Bobcat) - Mobile Crane (Truck Mounted) - Vacuum Truck - Excavator / Earth Moving Equipment - Articulated Haul Truck - Articulated Haul Truck - Utility Vehicle (operated on site) - Rigid Haul Truck - Utility Vehicle (operated on site) - Excavator / Earth Moving Equipment - Articulated Haul Truck - Excavator / Earth Moving Equipment - Mobile Crane (Truck Mounted) - Dozer - Truck – Watercart
APPLICABILITY OF GUIDELINES				
A23	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.	Note	NA	noted

Condition	Details	Compliance status	Relevant evidence	Commentary
A24	However, 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.	Compliant	- Site inspection completed on 12 August 2025. - Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023). - Independent Environmental Audit Report – Eurobodalla Southern Water Supply Storage – Audit Number 4 (NGH, 2025)	Audit number 4 findings: The Project was ordered to comply with the management obligations under the revised/ updated version of the Independent Audit Post Approval Requirements (2020) document and undertake an audit every 26 weeks and the audit report submitted within two months of the site inspection. <i>Recommendation 1: Ensure subsequent audits and reports are undertaken within the required timeframe or apply for extension from the Planning Secretary.</i> Audit number 5 findings (this audit): The previous audit completed the site inspection on 17 February 2025, with the desktop component beginning on 15 January 2025 (within the 26 week timeframe of the third audit). Submission of the audit report was on 12 May 2025, forming a non-compliance with the requirements of this condition as this falls outside of the two month submission window. As this non-compliance was identified in the 4th construction audit, this non-compliance is not applicable to the current audit. The audit has otherwise identified compliance with the requirements of this condition.
ADVISORY NOTES				
AN1	All licences, permits, approvals and consents as required by law must be obtained and maintained as required for the development. No condition of this consent removes any obligation to obtain, renew or comply with such licences, permits, approvals and consents.	Compliant	- Site interviews completed on 12 August 2025. - Environment Protection Authority - Licence - 21767 - NSW Licence version date: 14 January 2025 - EPL 21767 s.80 Application for Surrender of a License (application number: 1647358) refusal	EPL for quarrying received December 2022 and updated January 2025, annual return for 2023/2024 submitted 20/02/2025. Renewal not required until December 2027. Licence soon to be surrendered as no longer required by Haslin; however, a recent submission for a s.80 surrender of a license (dated 24/02/2025) was not approved by the EPA.
PART B – SPECIFIC ENVIRONMENTAL CONDITIONS				
BIODIVERSITY				
Water Intake				
B1	The water intake must be designed to reduce the potential uptake of fish by ensuring the flow velocity 8 cm from the intake screen is no greater than 0.1 m/sec, using intake screens with apertures no larger than 3 mm and/or other measures as agreed in consultation with DPIE Fisheries.	Compliant	Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023).	The first audit of the Project found that the Project was compliant with this condition.
Construction Flora and Fauna Management				
B2	No more than 54.61 ha of native vegetation is to be cleared.	Compliant	- Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025. - As built clearing areas	Based on design changes, the final design is an area less than assessed in the EIS, and is less than 54.61 ha at the time of audit. Clearing has not exceeded allowable limits as observed at time of audit – noting that the majority of clearing had been completed prior to the audit period.
B3	Prior to clearing of native vegetation, the Applicant must prepare a Construction Flora and Fauna Management Plan (CFFMP) in consultation with DPIE Fisheries and to the satisfaction of the Planning Secretary.	Compliant	Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023).	The first audit of the Project found that the Project was compliant with this condition.
B4	The CFFMP must form part of the CEMP required by Condition C2 and, in addition to the general management plan requirements listed in Condition C1, the CFFMP must include the following: (a) measures to ensure biodiversity values not intended to be impacted are delineated by mapping of 'no-go areas' and the installation of on-site measures such as temporary exclusion fencing prior to clearing; (b) measures to minimise the risk of introducing weed species via construction vehicles, plant and equipment and control of pest and weed species existing at the site; (c) method of vegetation removal and measures to minimise impacts outside the water storage facility construction boundary and within the perimeter road construction boundary as a result of the equipment used for clearing and general access for heavy vehicles and construction plant and equipment; (d) options to reuse cleared vegetation, in preference to burning, such as relocation of hollow logs for habitat and mulch for use in areas to be revegetated within the site and use elsewhere within the local area; (e) measures to minimise the impacts on fauna within the site including the installation of nest boxes prior to clearing, relocation of fauna to adjacent habitat (including any fish during dewatering of the cofferdam), staged clearing and timing of clearing outside breeding seasons; and (f) details on rehabilitation and revegetation including: (i) use of locally indigenous plant species including collection of seed prior to clearing for this purpose; (ii) for construction areas outside the full supply level including the construction compounds, on-site quarry areas and the new storage access road batters; (iii) for the construction area at the existing water treatment plant (WTP) including for the bed and banks of the Tuross River affected by the temporary cofferdam.	Compliant	- Construction Flora and Fauna Management Plan Eurobodalla Southern Water Supply Storage SSD7089 RevH (Haslin, 2023) - Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 2 (NGH, 2024).	The second audit of the Project found that the Project was compliant with this condition and no updates to the CFFMP have been made during the audit period.

Condition	Details	Compliance status	Relevant evidence	Commentary
B5	Prior to removing/clearing any vegetation or any demolition, pre-clearing surveys and inspections for threatened species must be undertaken. The surveys and inspections, and any subsequent relocation of species and associated management measures, must be undertaken under the guidance of a suitably qualified and experienced ecologist.	Not triggered	Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023).	This condition falls outside the audit period, with the first audit of the Project finding that the Project was compliant with this condition.
B6	The Applicant must: (a) not commence any clearing work until the CFFMP is approved by the Planning Secretary; and (b) implement the most recent version of the CFFMP approved by the Planning Secretary for the duration of works.	Compliant	- Stage 1 CFFMP approved March 2020; clearing commenced May 2020; - Stage 2 submitted to DPE November 2020 (no clearing works undertaken, Stage 2 commenced July 2020); - Stage 3 notified 3 December 2021, clearing works commenced later in December 2021; - Stage 4 approved 4 February 2021, clearing works commenced later in February 2021; - Stage 5 approved by DPE 13 October 2022, clearing works commenced November 2022	The CFFMP was approved outside of the audit period. The most current version of the CFFMP is being implemented on-site.
Biodiversity Offsets				
B7	Before any clearing or construction works, the Applicant must submit a Biodiversity Offset Strategy to the Planning Secretary for approval.	Not triggered	- Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023). - Biodiversity Offset Strategy (SMEC, Revision 4.6 dated December 2024) - DPHI approval letter (dated 13 January 2025)	This condition falls outside the audit period, with the first audit of the Project finding that the Project was compliant with this condition. The Biodiversity Offset Strategy (BOS) was submitted and approved before any clearing or construction works occurred. The most recent revision was made in December 2024 and approved by DPHI in January 2025. There has been no update to the BOS during the audit period and the Project was assessed as compliant with the condition in the previous audit.
B8	Within 24 months of approval of the Biodiversity Offset Strategy, or another timeframe agreed to by the Planning Secretary, the Applicant must prepare and implement a Biodiversity Offset Package which outlines how the retirement of credits will be achieved in accordance with the NSW Biodiversity Offsets Policy for Major Projects, i.e. by: (a) acquiring or retiring credits under the BioBanking scheme established under the then Threatened Species Conservation Act 1995; (b) making payments into an offset fund that has been established by the NSW Government; or (c) providing suitable supplementary measures.	Compliant	- Site interviews completed on 12 August 2025. - Email correspondence - ESC to DPHI - SSD 7089 - Eurobodalla Southern Storage Biodiversity Offset Requirements (20/12/2024) - Eurobodalla Southern Storage Biodiversity Offset Package Draft (20/12/2024) - RETIRE200 Credit Retire Report (29/01/2025) - RETIRE201 Credit Retire Report (29/01/2025) - Retirement Report 202501-RT-1029 ESC (002) (28/01/2025) - Eurobodalla Southern Storage Biodiversity Offset Strategy (Version 4.6 dated 20 December 2024) - DPHI BOS Approval letter (dated 13 January 2025) - Email correspondence – ESC to NSW DCCEE, Office of Environment and Heritage (OEH) from 14/02/2025 to 06/06/2025 - Biodiversity Credits Supply Fund Credit Purchase and Retirement Form, signed 28/05/2025 and 02/06/2025 - Biodiversity credit Invoice dated 17/07/2025	The BOS (Version 4.6) was approved in January 2025, with a draft Biodiversity Offset Package (BOP) beginning to be actioned and implemented throughout 2024, as was confirmed in the previous audit. Email correspondence over the audit period between ESC and the NSW DCCEE CPHR confirmed the preparatory work for an on-site Biodiversity Stewardship Site is underway with land acquisitions with Forestry ongoing as at 23/05/2025. The correspondence also demonstrated that ESC is beginning to coordinate and pay for the credits required to be retired. These credits being like-like for credits as a variation to the BOP, with the retirement form signed by ESC on 28/05/2025 and the Department on 02/06/2025, with an invoice issued to ESC dated 17/07/2025.

Condition	Details	Compliance status	Relevant evidence	Commentary																																																
B9	Before commencement of operation of the water storage, the Applicant must retire the biodiversity credits of a number and class specified in Tables 1 and 2.	Not triggered	- Email correspondence – ESC to NSW DCCEEW, Office of Environment and Heritage (OEH) from 14/02/2025 to 06/06/2025 - Biodiversity Credits Supply Fund Credit Purchase and Retirement Form, signed 28/05/2025 and 02/06/2025 - Biodiversity credit Invoice dated 17/07/2025	Operation of the Project has not yet commenced thus this condition remains not triggered; however, the coordination to purchase and retire a number of biodiversity credits has commenced. Email correspondence over the audit period between ESC and the NSW DCCEEW CPHR confirmed the preparatory work for an on-site Biodiversity Stewardship Site is underway with land acquisitions wit Forestry ongoing as at 23/05/2025. The correspondence also demonstrated that ESC is beginning to coordinate and pay for the credits required to be retired. These credits being like-like for credits as a variation to the BOP, with the retirement form signed by ESC on 28/05/2025 and the Department on 02/06/2025, with an invoice issued to ESC dated 17/07/2025.																																																
B10	The retirement of credits must be determined in accordance with the OEH's Framework for Biodiversity Assessment (FBA) and the BioBanking Assessment Methodology 2014 (BAM). <i>Note: If the Applicant seeks a variation to the offset rules, the Applicant must demonstrate that reasonable steps have been taken to find like-for-like offsets in accordance with Section 10.5.4.2 of the FBA and Appendix A of the OEH's NSW Biodiversity Offsets Policy for Major Projects 2014.</i> Table 1 Ecosystem credit requirements <table><tr><th>Plant community type</th><th>Area to be impacted ha</th><th>Credits required</th></tr><tr><td>Spotted Gum - White Stringybark - Burrawang shrubby open forest on hinterland foothills, northern South East Corner Bioregion (SR643)</td><td>37.56</td><td>1,967</td></tr><tr><td>Grey Myrtle - Lilly Pilly dry rainforest in dry gullies of the Sydney Basin Bioregion and South East Corner Bioregion (SR551)</td><td>9.57</td><td>571</td></tr><tr><td>River Peppermint - Rough-barked Apple - River Oak herb/grass forest of coastal lowlands, southern Sydney Basin Bioregion and South East Corner Bioregion (SR608)</td><td>0.22</td><td>14</td></tr><tr><td>Coast Grey Box - Mountain Grey Gum - stringybark moist shrubby open forest in coastal gullies, southern South East Corner (SR533)</td><td>0.07</td><td>4</td></tr><tr><td>River Peppermint - Rough-barked Apple moist open forest on sheltered sites, southern South East Corner Bioregion (SR609)</td><td>7.19</td><td>383</td></tr></table> Table 2 Species credit requirements <table><tr><th>Species</th><th>Area to be impacted ha</th><th>Credits required</th></tr><tr><td><i>Correa baeuerlenii</i></td><td>0.07</td><td>16</td></tr><tr><td><i>Genoplesium vernale</i></td><td>37.56</td><td>2,926</td></tr><tr><td><i>Persicaria elatior</i></td><td>0.07</td><td>13</td></tr><tr><td><i>Galium australe</i></td><td>0.22</td><td>15</td></tr><tr><td><i>Myotis macropus</i></td><td>0.22</td><td>5</td></tr><tr><td><i>Heleioporus australiacus</i></td><td>54.39</td><td>707</td></tr><tr><td><i>Cercartetus nanus</i></td><td>54.39</td><td>1,088</td></tr><tr><td><i>Phascolarctos cinereus</i></td><td>0.22</td><td>6</td></tr><tr><td><i>Isoodon obesulus obesulus</i></td><td>0.07</td><td>2</td></tr></table>	Plant community type	Area to be impacted ha	Credits required	Spotted Gum - White Stringybark - Burrawang shrubby open forest on hinterland foothills, northern South East Corner Bioregion (SR643)	37.56	1,967	Grey Myrtle - Lilly Pilly dry rainforest in dry gullies of the Sydney Basin Bioregion and South East Corner Bioregion (SR551)	9.57	571	River Peppermint - Rough-barked Apple - River Oak herb/grass forest of coastal lowlands, southern Sydney Basin Bioregion and South East Corner Bioregion (SR608)	0.22	14	Coast Grey Box - Mountain Grey Gum - stringybark moist shrubby open forest in coastal gullies, southern South East Corner (SR533)	0.07	4	River Peppermint - Rough-barked Apple moist open forest on sheltered sites, southern South East Corner Bioregion (SR609)	7.19	383	Species	Area to be impacted ha	Credits required	<i>Correa baeuerlenii</i>	0.07	16	<i>Genoplesium vernale</i>	37.56	2,926	<i>Persicaria elatior</i>	0.07	13	<i>Galium australe</i>	0.22	15	<i>Myotis macropus</i>	0.22	5	<i>Heleioporus australiacus</i>	54.39	707	<i>Cercartetus nanus</i>	54.39	1,088	<i>Phascolarctos cinereus</i>	0.22	6	<i>Isoodon obesulus obesulus</i>	0.07	2	Not triggered	- Email correspondence – ESC to NSW DCCEEW, Office of Environment and Heritage (OEH) from 14/02/2025 to 06/06/2025 - Biodiversity Credits Supply Fund Credit Purchase and Retirement Form, signed 28/05/2025 and 02/06/2025 - Biodiversity credit Invoice dated 17/07/2025	Operation of the Project has not yet commenced however a number of credits have been retired as per the BOS and BOP, these include: 5 Southern Myotis credits (for Myotus Macropus) 435 Southern Lowland Wet Sclerophyll Forests credits
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B11	The OEMP required under Condition C5, must include details on: (a) management and maintenance of revegetated areas until vegetation is established; (b) fauna habitat maintenance and nestbox maintenance and monitoring; and (c) control of pest and weed species.	Not triggered	- Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025.	Operation of the Project has not yet commenced.																																																

Condition	Details	Compliance status	Relevant evidence	Commentary
SOILS, WATER QUALITY AND HYDROLOGY				
Imported Soil				
B12	The Applicant must: (a) ensure that only VENM, ENM, or other material approved in writing by 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 Department upon request.	Compliant	- Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025.	Conduct of the audit determined this condition has not been triggered during the audit period.
Construction Soil and Water Management Plan				
B13	Prior to commencement of any surface disturbance the Applicant must prepare a Construction Soil and Water Management Plan as part of the CEMP required by Condition C2. The Construction Soil and Water Management Plan must be prepared by a suitable qualified person(s) in consultation with the EPA and include: (a) guidelines and procedures to reuse dirty water collected in sediment basins with reuse prioritised over discharge to receiving waters; (b) an assessment of cumulative risks associated with sediment pond settling agents; (c) discharge criteria based on an assessment of potential impacts against the NSW Water Quality Objectives (WQO) for receiving waters; (d) identification and implementation of mitigation measures to avoid pollution including, but not limited to, dosing procedures, discharge procedures, direct ecotoxicology testing; (e) a detailed Erosion and Sediment Control Plan prepared in consultation with DPIE Fisheries and Water (in addition to the EPA); and (f) evidence of consultation with the EPA and DPIE Fisheries and Water.	Compliant	- Construction Soil and Water Management Plan Eurobodalla Southern (CSWMP) Water Supply Storage SSD7089 RevD (Haslin, 2022) - Surface Water Quality Monitoring and Sampling Plan (SWQMSP) - Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 2 (NGH, 2024). - Sample ESWSS Environment Action Lists and Reviews dated 17/02/2025, 06/03/2025, 20/03/2025, 09/04/2025, 08/05/2025,21/05/2025, 12/06/2025, 03/07/2025 and 17/07/2025 - Sample Water Quality Monitoring Excel Sheets dated 31/03/2025, 23/04/2025, 23/05/2025 and 03/07/2025 - Sample Monthly Water Monitoring Records - Field Sheets dated 31/03/2025, 23/04/2025 and 03/07/2025 - Progressive Erosion and Sediment Control Plan (PESCP) 004, Revision 3 dated 2/09/2024	The CSWMP was prepared and its contents were assessed in previous audits, confirming its compliance with the requirements of this condition. A review on the implementation for the CSWMP, including a review of the Sample Water Quality Monitoring Excel Sheets provided indicates that water quality is being monitored and analysed as per the CSWMP and SWQMSP with the exception of FI (Flerovium) not being analysed in the laboratory sample Excel Sheets provided, as per Section 4.2 of the plan. It has been considered that in the SWQMSP, FI is a typo and this is meant to refer to F, for fluoride, a parameter that is measured in the laboratory samples and is a common element assessed in water quality analyses. Further, a review of the Sample Monthly Water Monitoring Records Field Sheets provided indicates that all the required field observations are recorded as per the SWQMSP, with the exception of salinity (%) missing from the table. Therefore, OFI01 has been identified.. The PESPC provided contained sufficient detail to meet the requirements of the condition and fulfils the requirements of the CSWMP. Whilst discrepancies were identified in the SWQMSP and CSWMP, no non-compliances were identified with the requirements of the condition still being met, as such OFIs have been identified rather than corrective actions (CA). OFI01: Update the Sample Monthly Water Monitoring Records field sheet template with a position to record the % salinity as per the SWQMSP.
B14	Erosion and sediment control measures must: (a) be in accordance with the relevant requirements of Managing Urban Stormwater: Soils and Construction Volume 1 (Landcom, 2004) and mitigation measures outlined in the Policy and guidelines for fish habitat conservation and management(OPI 2013); and (b) have sediment basins sized to a 90th or 95th percentile 5-day rainfall depth or as otherwise agreed with the EPA during the preparation of the Erosion and Sediment Control Plan referred to in Condition B13(e).	Compliant	- Construction Soil and Water Management Plan Eurobodalla Southern Water Supply Storage SSD7089 RevD (Haslin, 2022) - Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 2 (NGH, 2024). - Site inspection completed on 12 August 2025 - Progressive Erosion and Sediment Control Plan (PESCP) 004, Revision 3 dated 2/09/2024 - Sample ESWSS Environment Action Lists and Reviews dated 17/02/2025, 06/03/2025, 20/03/2025, 09/04/2025, 08/05/2025,21/05/2025, 12/06/2025, 03/07/2025 and 17/07/2025	A review of the PESCP and sample ESWSS Environment Action Lists and Reviews has demonstrated that ESC measures are being implemented on site as per the CSWMP and the required policies and guidelines, fulfilling the implementation of clause (a). The PESCP provided also shows two sediment basins clearly marked on the site plan included on page 2. Conduct of the site inspection and interviews confirmed compliance with clause (b).
Pollution				
B15	The development must comply with section 120 of the POEO Act, which prohibits the pollution of waters, except as expressly provided for in an EPL.	Non-compliant (Low)	Site interviews completed on 12 August 2025. EPL 21767 Formal letters to the EPA detailing self-reported discharge events, dated 28/03/2025, 23/04/2025, 23/05/2025 and 02/07/2025 - In relation to sediment latent water discharge incident occurring on 2 July 2025 (incident no.9 - REF-NO-40121): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 29/07/2025 - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 11 July 2025 - Initial Notification Letter addressed to NSW DPHI, dated 2 July 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 7 July 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 15 July 2025 - In relation to sediment latent water discharge incident occurring on 23 May 2025 (incident no: 8 - REF-NO-39020): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 26 June 2025	Audit number 4 findings: <u>Recommendation 2:</u> The incident resulted from an extreme rainfall event and was appropriately reported. It is recommended that the Proponent consider amending the EPL in consultation with the EPA to include rainfall event limits that would define an 'over-design' event. Audit number 5 findings (this audit): <u>Status of Recommendation 2:</u> Closed out with the previous audit noting that there was a submission of a notice to surrender the license on 24/02/2025; however, conduct of this audit has found this submission was refused by the EPA. A review of the incident notifications and summaries provided to the Department and EPA in relation to self-reported discharge events on 30 March 2025, 23 April 2025, 23 May 2025 and 2 July 2025 indicates that whilst the Project is reporting and investigating the discharge events as required, the events still constitutes a pollution of waters event as per the POEO Act, resulting in a low risk non-compliance.

Condition	Details	Compliance status	Relevant evidence	Commentary
			- Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 27 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 28 June 2025 - In relation to sediment later water discharge incident occurring on 23 April 2025 (incident no.7 – REF-NO-38177): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 23 May 2025 - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 29 April 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 26 May 2025 - Letter addressed to NSW DPE detailing the review of the Soil and Water Management Plan (SWMP) dated 22 July 2025 - Site interviews completed on 12 August 2025. - In relation to sediment latent water discharge incident occurring on 2 July 2025 (incident no.9): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 29/07/2025 - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 11 July 2025 - Initial Notification Letter addressed to NSW DPHI, dated 2 July 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 7 July 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 15 July 2025 - In relation to sediment latent water discharge incident occurring on 23 May 2025 (incident no.8): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 26 June 2025 - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 27 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 28 June 2025 - In relation to sediment later water discharge incident occurring on 30 March 2025 (incident no.6 - REF-NO-37594): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 30 April 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 27 May 2025 - email correspondence to NSW DPE providing incident notification on 31 March 2025 - email correspondence to NSW DPE providing further details on the incident dated 7 April 2025 - email correspondence from NSW DPE confirming receipt of the review dated 28 June 2026	These pollution events can be summarised as: 2 July 2025 - A combination of heavy sustained rainfall (106mm) in a 24 hour window resulted in damage to ERSED controls, haul roads and access tracks and 100mm of dirty water overtopping on-site water management controls and discharged from site. 23 May 2025 - A combination of heavy sustained rainfall (84.5 mm of rain from the 21 to 23 May 2025) resulted in damage to ERSED controls and dirty water overtopping on-site water management controls which discharged from site. 23 April 2025 – premises received 74mm of rain over the three-day period resulting in dirty water overtopping on-site water management controls which discharged from the ESS site. 30 March 2025 - extensive rainfall amounting to 136mm fell on the site over a 3-day period from the 28 to 30 March 2025 resulting in a discharge of sediment laden water from the project premise Due to the events being investigated and reported accordingly, no CA or OFI has been identified.
B16	The Applicant must store all chemicals, fuels and oils used on-site in accordance with: (a) the requirements of all relevant Australian Standards; and (b) the NSW EPA's Storing and Handling of Liquids: Environmental Protection -- Participants Manual' if the chemicals are liquids.	Compliant	- Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025.	Conduct of the audit, including the site inspection, found all chemicals, oils and fuels were stored appropriately, with the use of bunding, designated storage areas and strategic placement of suitably-stocked spill kits fit for purpose.
B17	In the event of an inconsistency between the requirements Conditions B16(a) and B16(b), the most stringent requirement must prevail to the extent of the inconsistency.	Note	NA	noted

Condition	Details	Compliance status	Relevant evidence	Commentary
Stormwater Management				
B18	The Applicant must: (a) design and manage stormwater runoff from access roads so that it does not result in erosion and pollution of receiving waters; (b) maintain erosion control measures downstream of the spillway, storage outlet works and at the river intake; and (c) use natural materials, such as rock rip rap, for erosion and river bank protection.	Compliant	- Site inspection completed on 12 August 2025. - Soil and Water Management Plan Eurobodalla Southern Water Supply Storage SSD7089 RevD (Haslin, 2022) - ESWSS Environment Actions Lists	Conduct of the audit and review of environment action lists for the audit period indicate that the Project is actively managing erosion control measures in place on-site.
B19	Stormwater design must be in accordance with Australian Rainfall and Runoff (Engineers Australia, 2016) and Managing Urban Stormwater: Council Handbook (EPA, 1997).	Compliant	Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023).	The first audit of the Project found that the Project was compliant with this condition.
Flooding and Bushfire				
B20	The CEMP required by Condition C2 and OEMP required by Condition CS must include emergency response procedures in the event of flooding or bushfire.	Compliant	- Emergency Response Procedure - Construction Environmental Management Plan Eurobodalla Southern Water Supply Storage SSD7089 Rev F (Haslin, 2024) - Bushfire Management Plan Eurobodalla Southern Water Supply Storage Project, RevA (Haslin, 2023) - Site inspection completed on 12 August 2025.	The Emergency Response Procedure and Bushfire Management Plan appended to the CEMP satisfy the requirements of this condition. Implementation of the plans was sighted during the site inspection.
Water Storage Emergency				
B21	Prior to the commencement of operation, the Applicant must prepare a Water Storage Emergency Plan complying with the State Emergency and Rescue Management Act 1989.	Not triggered	NA	Operation of the Project has not yet commenced.
Water Management				
B22	Prior to the commencement of operation, the Applicant must prepare a Water Management Plan for the Planning Secretary's approval. The Water Management Plan must form part of the OEMP required by Condition C4. The Water Management Plan must: (a) be prepared by a suitably qualified and experienced person(s); (b) be prepared in consultation with DPIE Water and Fisheries; (c) detail the water access licence requirements for the development; (d) include details of existing baseline river water quality and groundwater quality and levels; (e) set out water and groundwater quality and river flow objectives; (f) detail criteria and triggers for: (i) transfer of water from the river intake to the water storage; (ii) transfer of groundwater from the borefield to the water storage; (iii) transfer of groundwater from the borefield directly to the WTP; (iv) transfer of water from the storage to the WTP including draw-off level; (v) discharge of water from the storage outlet works to the unnamed stream; (vi) operation of the water storage thermal mixing system; (vii) operation of the water storage spillway; (g) contain a program (including sampling locations, parameters, frequency and duration) to monitor: (i) changes to channel morphology in the vicinity of the river raw water intake; (ii) water quality and river flows at the raw water intake; (iii) water storage surface levels; (iv) water quality within the storage water column; (v) the effectiveness of the thermal mixing system; (vi) water quality of storage water transferred to the WTP; (vii) seepage through the water storage embankment; (viii) groundwater levels at the borefield near the WTP; (ix) groundwater levels and groundwater quality along the unnamed stream channel downstream of water storage embankment, including baseline monitoring; (h) identify mitigation and management measures to address impacts such as: (i) exceedance of water quality criteria; and (ii) drawdown at existing bores.	Not triggered	NA	Operation of the Project has not yet commenced.
B23	The Applicant must: (a) not commence operation until the Water Management Plan required by Condition B22 is approved by the Planning Secretary; and (b) implement the most recent version of the Water Management Plan approved by the Planning Secretary for the duration of the development.	Not triggered	NA	Operation of the Project has not yet commenced.

Condition	Details	Compliance status	Relevant evidence	Commentary
B24	Within one month after the water storage has been operational for 12 months and annually thereafter during operation, or another time period as agreed by the Planning Secretary, the applicant must submit a Site Water Balance Report to the Planning Secretary and NRAR. The Site Water Balance Report must identify all water sources entering and leaving the water storage where practical and as agreed with NRAR.	Not triggered	NA	Operation of the Project has not yet commenced.
AIR QUALITY				
Dust Minimisation				
B25	The Applicant must take all reasonable steps to minimise dust generated during all works authorised by this consent.	Compliant	- Site inspection completed on 12 August 2025. - Eurobodalla Environmental induction v3 - Air Quality Management Plan Revision C (Haslin 2022) forming Appendix B5 to the CEMP	The site inspection completed on 12 August confirmed the use of dust minimising techniques, including the use of water carts. No dust complaints were received over the audit period. A review of the Eurobodalla Environmental induction viewed v3 found that dust minimisation measures were adequately described to workers.
B26	During construction, the Applicant must ensure that: (a) unsealed roads used for truck access and exposed surfaces and stockpiles within the construction area are regularly watered to suppress dust; (b) all trucks entering or leaving the site with loads have their loads covered; (c) trucks associated with the development do not track dirt onto the public road network; (d) public roads used by these trucks are kept clean; and (e) measures are implemented to minimise dust from exposed surfaces following vegetation clearing and until transfer of storage water to the WTP.	Compliant	- Site inspection completed on 12 August 2025. - Construction Environmental Management Plan Eurobodalla Southern Water Supply Storage SSD7089 F (Haslin, 2024) - Air Quality Management Plan Revision C (Haslin 2022) forming Appendix B5 to the CEMP - Eurobodalla Environmental induction v3	The site inspection completed on 12 August confirmed the use of dust minimising techniques, including the use of water carts, and compliance with the requirements of this condition. In addition, no dust complaints were received over the audit period.
Air Quality Discharges				
B27	The Applicant must install and operate equipment in line with best practice to ensure that the development complies with all load limits, air quality criteria/air emission limits and air quality monitoring requirements as specified in the EPL applicable to the site.	Compliant	- site inspection completed on 12 August 2025. - Eurobodalla Southern Storage Construction Equipment Inductions Excel Tracker - sample service tax invoices for: - vehicle – - Mitsubishi MR Triton GLX dated 12/06/2025 - equipment/machinery – - Caterpillar 740D dated 20/02/2025 - Motor grader dated 24/04/2025 - Caterpillar CAT 740D dated 23/05/2025 - Construction Environmental Management Plan Eurobodalla Southern Water Supply Storage SSD7089 F (Haslin, 2024) - Air Quality Management Plan Revision C (Haslin 2022) forming Appendix B5 to the CEMP - Air quality monitoring excel sheets dated February, March, April, May, June and July 2025	The site inspection confirmed that plant and equipment on site were generally well maintained and operating in good condition. A review of sample plant and equipment records indicate that regular maintenance is occurring, and plant and equipment are in working order. Dust monitoring data for site DG1, DG2, DG3 and DG4 have been viewed for the audit period, demonstrating that dust samples have not exceeded: 0.8 g/m2/month for ash content 1 g/m2/month for combustible matter 1.6 g/m2/month for total insoluble matter
TRAFFIC AND ACCESS				
Construction Traffic Management Plan				
B28	Prior to the commencement of construction, the Applicant must prepare a Construction Traffic Management Plan for the development. The plan must form part of the CEMP required by Condition C2 and must: (a) be prepared by a suitably qualified and experienced person(s); (b) include a Road Safety Audit for the Eurobodalla Road/Nerrigundah Mountain Road intersection in accordance with the relevant Austroads guidelines; (c) detail the measures that are to be implemented to ensure road safety during construction; (d) detail heavy vehicle routes, access and parking arrangements; and (e) include procedures for notifying residents of the duration and times when heavy vehicles are accessing the site via particular routes and in particular Waincourt Road.	Not triggered	Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023).	The first audit of the Project found that the Project was compliant with this condition.
B29	The Applicant must: (a) not commence construction until the Construction Traffic Management Plan is prepared in accordance with Condition B28; and (b) implement the most recent version of the Construction Traffic Management Plan for the duration of construction.	Compliant	- CEMP Traffic Management Sub-Plan Eurobodalla Southern Storage Project Rev0 (Haslin, 2022) - Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023).	Conduct of the audit and site inspection indicated that the Project is implementing the TMP and associated controls accordingly
Public Access				

Condition	Details	Compliance status	Relevant evidence	Commentary																			
B30	B30. The Applicant must ensure that public access is managed to prevent erosion or damage to native vegetation by restricting access through site fencing to pedestrians.	Compliant	- Site inspection completed on 12 August 2025. - PESCP dated 02/09/2024	Conduct of the site inspection confirmed the site fencing was adequate and fulfils the requirements of the condition.																			
NOISE																							
Hours of Work																							
B31	The Applicant must comply with the hours detailed in Table 3, unless otherwise agreed in writing by the Planning Secretary. Table 3 Hours of Work <table border="1"> <thead> <tr> <th>Activity</th><th>Day</th><th>Time</th></tr> </thead> <tbody> <tr> <td rowspan="2">Earthworks and construction (other than blasting)</td><td>Monday – Friday</td><td>7 am to 6 pm</td></tr> <tr> <td>Saturday</td><td>8 am to 1 pm</td></tr> <tr> <td colspan="2">not permitted on public holidays</td><td></td></tr> <tr> <td rowspan="2">Blasting</td><td>Monday – Friday</td><td>9 am to 3 pm</td></tr> <tr> <td>not permitted on public holidays</td><td></td></tr> <tr> <td>Operation</td><td>Monday – Sunday</td><td>24 hours</td></tr> </tbody> </table>	Activity	Day	Time	Earthworks and construction (other than blasting)	Monday – Friday	7 am to 6 pm	Saturday	8 am to 1 pm	not permitted on public holidays			Blasting	Monday – Friday	9 am to 3 pm	not permitted on public holidays		Operation	Monday – Sunday	24 hours	Compliant	- Site interviews completed on 12 August 2025. - Environmental Induction v3 slide pack	The applicable hours are displayed in the induction pack presented to all Project workers. Site interviews confirmed personnel were aware of, and operating to, the hours prescribed in this condition.
Activity	Day	Time																					
Earthworks and construction (other than blasting)	Monday – Friday	7 am to 6 pm																					
	Saturday	8 am to 1 pm																					
not permitted on public holidays																							
Blasting	Monday – Friday	9 am to 3 pm																					
	not permitted on public holidays																						
Operation	Monday – Sunday	24 hours																					
B32	Works outside of the hours identified in Condition B31 may be undertaken in the following circumstances: (a) works that are inaudible at the nearest sensitive receivers; or (b) for the delivery of materials required outside these hours by the NSW Police Force or other authorities for safety reasons; or (c) where it is required in an emergency to avoid the loss of lives, property or to prevent environmental harm; or (d) where a variation is approved in advance in writing by the Planning Secretary or his nominee if appropriate justification is provided for the works	Not triggered	Site interviews completed on 12 August 2025.	Site interviews confirmed that no out of hours worked occurred during the audit period.																			
Construction Noise Limits																							
B33	The development must be constructed to achieve the construction noise management levels detailed in the Interim Construction Noise Guideline (DECC, 2009) (as may be updated or replaced from time to time). 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 in Appendix 2.	Non-compliant (Low)	- Site inspection completed on 12 August 2025. - Noise and Vibration Management Plan Eurobodalla Southern Storage Project RevD (Haslin, 2022)	Conduct of the audit has found that no noise monitoring occurred over the audit period due to a misplacement of the equipment upon returning from calibration activities. This has meant that there is no way to wholly verify compliance with the condition as the absence of complaints is not sufficient. This has resulted in a non-compliance against the condition and identification of corrective action (CA)01. CA01: Implement a check-in/check-out process for monitoring equipment and consider renting/purchasing a spare to avoid missing future noise monitoring required.																			
Construction Noise and Vibration																							
B34	The Applicant must prepare a Construction Noise and Vibration Management Plan for the development. The Plan must form part of a CEMP in accordance with Condition C2 and must: (a) be prepared by a suitably qualified and experienced noise expert; (b) describe procedures for achieving the noise management levels in EPA's Interim Construction Noise Guideline (DECC, 2009) (as may be updated or replaced from time to time); (c) describe the measures to be implemented to manage high noise generating works such as blasting, in close proximity to sensitive receivers; and (d) include strategies that have been developed with the affected sensitive receivers for managing high noise generating works.	Not triggered	- Noise and Vibration Management Plan Eurobodalla Southern Storage Project RevD (Haslin, 2022) - Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023).	The first audit of the Project found that the Project was compliant with this condition. It is noted that no noise complaints have been received during the reporting period.																			
B35	The Applicant must: (a) not commence construction of any relevant stage until the Construction Noise and Vibration Management Plan is prepared in accordance with Condition 834; and (b) implement the most recent version of the Construction Noise and Vibration Management Plan for the duration of construction.	Non-compliant (Low)	- Noise and Vibration Management Plan Eurobodalla Southern Storage Project RevD (Haslin, 2022) - Independent Audit – Southern Water Supply Storage – SSD 7089, Audit Number 1 (NGH, 2023).	Construction Noise and Vibration Management Plans (NVMP) were approved prior to relevant work stages commencing. The first audit of the Project found that the Project was compliant with this condition. The most recent revision (RevD) of the NVMP is generally being implemented on site; however, the absence of noise monitoring for the audit period is inconsistent with the NVMP and has resulted in a non-compliance against clause (b) of this condition and CA01 has been identified.																			
Blasting Limits																							
B36	The overpressure level from blasting operations must not: (a) exceed 115d8 (Lin Peak) for more than 5% of the total number of blasts over a period of 12 months; and (b) exceed 120d8 (Lin Peak) at any time.	Not triggered	Site interviews completed on 12 August 2025.	No blasting has occurred to date.																			

Condition	Details	Compliance status	Relevant evidence	Commentary
B37	The airblast overpressure values stated above apply when the measurements are performed with equipment having a lower cut-off frequency of 2Hz or less. If the instrumentation has a higher cut-off frequency then a correction of 5d8 should be added to the measured value. Equipment with a lower cut-off frequency exceeding 10Hz should not be used for the purpose of measuring airblast overpressure.	Not triggered	NA	As per above comment.
B38	Ground vibration peak particle velocity from the blasting operations at the premises must not: (a) exceed 5 mm/s for more than 5% of the total number of blasts over a period of 12 months; and (b) exceed 10 mm/sat any time when measured at any point within one metre of any affected residential boundary or other noise sensitive location.	Not triggered	NA	As per above comment.
B39	The hours for blasting operations specified in Condition 831 may be varied if the EPA, having regard to the effect that the proposed variation would have on the amenity of the residents in the locality, gives written consent to the variation.	Not triggered	NA	As per above comment.
HERITAGE				
Unexpected Finds				
B40	If any item or object of Aboriginal heritage significance is identified on site: (a) all work in the immediate vicinity of the suspected Aboriginal item or object must cease immediately; (b) a 10 m wide buffer area around the suspected item or object must be cordoned off; and (c) the EESG must be contacted immediately.	Not triggered	- Site inspection completed on 12 August 2025. - Site interviews completed on 12 August 2025.	
B41	Work in the immediate vicinity of the Aboriginal item or object may only recommence in accordance with the provisions of Part 6 of the National Parks and Wildlife Act 1974.	Not triggered	Unexpected Finds Procedure	
B42	If any unexpected archaeological relics are uncovered: (a) all work in the immediate vicinity of the find must cease immediately; (b) the Heritage Division DPC must be notified; (c) a suitably qualified and experienced archaeologist must record and assess the significance of the find with the results reported to the Planning Secretary and the Heritage Division DPC; and (d) where required by Heritage Division DPC, a Management Strategy is to be developed and implemented in consultation with the Heritage Division DPC.	Not triggered	- Unexpected Finds Procedure - Site interviews completed on 12 August 2025.	
B43	Work in the immediate vicinity of the find may only recommence on the advice of the archaeologist.	Not triggered		
WASTE MANAGEMENT				
B44	The CEMP required under Condition C2 must detail the quantities of each waste type generated during construction and the proposed reuse, recycling and disposal locations.	Compliant	- Waste Management Plan Eurobodalla Southern Storage Project Rev B (Haslin, 2022) - ESWSS Waste Register spanning 04/02/2025 to 28/07/2025	The Waste Register provided for the audit period is tracking the following waste streams with the transport company and disposal site also identified: - General - Liquid - Recycle Whilst the waste tracking currently in place fulfils the requirements of this condition, it is noted that the WMP attached to the CEMP states in table 5-1 that the waste classifications identified for the Project during construction include: - spoil taken off site - to be classified based on soil testing - General solid waste (putrescible) - General solid waste (non-putrescible) - Stormwater (<i>not an EPA waste stream</i>) - General solid waste (<i>not an EPA waste stream, must be either putrescible or non-putrescible</i>) - potentially contaminated soil - to be classified based on soil testing.
STATUTORY REQUIREMENTS				
B45	The Applicant must assess and classify all liquid and non-liquid wastes to be taken off site in accordance with the latest version of EPA's Waste Classification Guidelines Part 1: Classifying Waste (EPA, 2014) and dispose of all wastes to a facility that may lawfully accept the waste.	Compliant	ESWSS Waste Register spanning 04/02/2025 to 28/07/2025	Conduct of the audit determined compliance with the requirements of this condition.
B46	The Applicant must retain all sampling and waste classification data for the life of the development in accordance with the requirements of the EPA	Not triggered	ESWSS Waste Register spanning 04/02/2025 to 28/07/2025 EPL21767	The EPL does not require the Project to retain data for the life of the Project in relation to waste. There are no EPA requirements for this condition.

Condition	Details	Compliance status	Relevant evidence	Commentary
PART C – ENVIRONMENTAL MANAGEMENT, REPORTING AND AUDITING				
ENVIRONMENTAL MANAGEMENT				
Management Plan Requirements				
C1	Management plans required under this consent must be prepared in accordance with relevant guidelines, and include: (a) details of: (i) the relevant statutory requirements (including any relevant approval, licence or lease conditions); (ii) any relevant limits or performance measures and criteria; and (iii) the specific performance indicators that are proposed to be used to judge the performance of, or guide the implementation of, the development or any management measures; (b) a description of the measures to be implemented to comply with the relevant statutory requirements, limits, or performance measures and criteria; (c) a program to monitor and report on the: (i) impacts and environmental performance of the development; (ii) effectiveness of the management measures set out pursuant to paragraph (b) above; (d) 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; (e) a program to investigate and implement ways to improve the environmental performance of the development over time; (f) a protocol for managing and reporting any: (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 (g) a protocol for periodic review of the plan. <i>Note: the Planning Secretary may waive some of these requirements if they are unnecessary or unwarranted for particular management plans</i>	Compliant	Construction Environmental Management Plan Eurobodalla Southern Water Supply Storage SSD7089 Rev F (Haslin, 2024) (including appendices)	Management Plans required under this consent contain the required detail of this condition. All approved management plans are appropriately structured and contain the information required by this condition. All management plans have been prepared and approved prior to the audit period.
CONSTRUCTION ENVIRONMENTAL MANAGEMENT PLAN				
C2	The Applicant must prepare a Construction Environmental Management Plan (CEMP) in accordance with the requirements of Condition C1.	Not triggered	Construction Environmental Management Plan Eurobodalla Southern Water Supply Storage SSD7089 Rev F (Haslin, 2024)	The CEMP was prepared and approved outside of the audit period. The exiting CEMP satisfied this condition.
C3	C3. As part of the CEMP required under Condition C2 of this consent, the Applicant must include the following: (a) Construction Flora and Fauna Management Plan (see Condition 83) (b) Construction Soil and Water Management Plan (see Condition B13); (c) emergency response procedures in the event of flooding or bushfire (as required under Condition 820); (d) Construction Traffic Management Plan (see Condition 828); and (e) Construction Noise and Vibration Management Plan (see Condition 834).	Compliant	Construction Environmental Management Plan Eurobodalla Southern Water Supply Storage SSD7089 Rev F (Haslin, 2024)	The CEMP was prepared and approved outside of the audit period. The exiting CEMP satisfied this condition.
OPERATIONAL ENVIRONMENTAL MANAGEMENT PLAN				
C4	The Applicant must prepare an Operational Environmental Management Plan (OEMP) in accordance with the requirements of Condition C1.	Not triggered	NA	The Project is not yet operational.

Condition	Details	Compliance status	Relevant evidence	Commentary
C5	As part of the OEMP required under Condition C4 of this consent, the Applicant must include the following: (a) describe the role, responsibility, authority and accountability of all key personnel involved in the environmental management of the development; (b) describe the procedures that would be implemented to: (i) keep the local community and relevant agencies informed about the operation and environmental performance of the development; (ii) receive, handle, respond to, and record complaints; (iii) resolve any disputes that may arise; (iv) respond to any non-compliance; (v) respond to emergencies; and (c) include the following environmental management plans: (i) flora and fauna management (as required under Condition 811) (ii) emergency response procedures in the event of flooding or bushfire (as required under Condition 820); (iii) Water Management Plan (see Condition 822).	Not triggered	EPL 21676 Self Report for sediment latent discharge exceedances, dated 24/05/2025 and 02/04/2025	The EPL self reports viewed for the Project indicate compliance with clause (iv) of this condition. The Project is not yet operational.
C6	The Applicant must: (a) not commence operation until the OEMP is prepared; and (b) operate the development in accordance with the OEMP (as revised from time to time).	Not triggered	NA	The Project is not yet operational.
REVISION OF STRATEGIES, PLANS AND PROGRAMS				
C7	Within three months of: (a) the submission of an incident report under Condition C9; (b) the approval of any modification of the conditions of this Consent; or (c) the issue of a direction of the Planning Secretary under Condition A2(b) which requires a review, the strategies, plans and programs required under this consent must be reviewed and submitted to the Planning Secretary.	Compliant	- Site interviews completed on 12 August 2025. - In relation to sediment latent water discharge incident occurring on 2 July 2025 (incident no.9 - REF-NO-40121): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 29/07/2025 - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 11 July 2025 - Initial Notification Letter addressed to NSW DPHI, dated 2 July 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 7 July 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 15 July 2025 - In relation to sediment latent water discharge incident occurring on 23 May 2025 (incident no: 8 - REF-NO-39020): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 26 June 2025 - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 27 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 28 June 2025 - In relation to sediment later water discharge incident occurring on 23 April 2025 (incident no.7 – REF-NO-38177): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 23 May 2025 - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 29 April 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 26 May 2025 - Letter addressed to NSW DPE detailing the review of the Soil and Water Management Plan (SWMP) dated 22 July 2025 - In relation to sediment later water discharge incident occurring on 30 March 2025 (incident no.6 - REF-NO-37594): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 30 April 2025	Conduct of the audit determined compliance with the requirements of this condition.

Condition	Details	Compliance status	Relevant evidence	Commentary
			- NSW DPHI correspondence confirming receipt of incident notification, dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 27 May 2025 - email correspondence to NSW DPE providing incident notification on 31 March 2025 - email correspondence to NSW DPE providing further details on the incident dated 7 April 2025 - email correspondence from NSW DPE confirming receipt of the review dated 28 June 2026	
C8	If necessary to either improve the environmental performance of the development, cater for a modification or comply with a direction, the strategies, plans and programs required under this consent must be revised, to the satisfaction of the Planning Secretary. Where revisions are required, the revised document must be submitted to the Planning Secretary for approval within six weeks of the review. <i>Note: This is to ensure strategies, plans and programs are updated on a regular basis and to incorporate any recommended measures to improve the environmental performance of the development.</i>	Not triggered	- Site interviews completed on 12 August 2025. - In relation to sediment latent water discharge incident occurring on 2 July 2025 (incident no.9 - REF-NO-40121): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 29/07/2025 - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 11 July 2025 - Initial Notification Letter addressed to NSW DPHI, dated 2 July 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 7 July 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 15 July 2025 - In relation to sediment latent water discharge incident occurring on 23 May 2025 (incident no: 8 - REF-NO-39020): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 26 June 2025 - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 27 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 28 June 2025 - In relation to sediment later water discharge incident occurring on 23 April 2025 (incident no.7 – REF-NO-38177): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 23 May 2025 - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 29 April 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 26 May 2025 - Letter addressed to NSW DPE detailing the review of the Soil and Water Management Plan (SWMP) dated 22 July 2025 - In relation to sediment later water discharge incident occurring on 30 March 2025 (incident no.6 - REF-NO-37594): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 30 April 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 27 May 2025 - email correspondence to NSW DPE providing incident notification on 31 March 2025 - email correspondence to NSW DPE providing further details on the incident dated 7 April 2025 - email correspondence from NSW DPE confirming receipt of the review dated 28 June 2026	As per above comment, the timeframe for review and submission to the Planning Secretary for incident no.8 and no.9 has not yet passed and falls outside of the audit period. The review completed of the SWMP for incident no.7 provided to the Department indicated no revision to the relevant management plans was required due to the nature of the exceedances being due to extreme rainfall events falling over a number of days, and as such, this condition has not been triggered. The department confirmed receipt of the SWMP review in relation to incident no.6 via email correspondence dated 28 June 2025, with no revision required to be made to the SWMP. As no revisions were identified as required to the SWMP or other management plans for the development, this condition remains not triggered for the audit period.

Condition	Details	Compliance status	Relevant evidence	Commentary
REPORTING AND AUDITING				
Incident Notification, Reporting and Response				
C9	The Department 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. Subsequent notification requirements must be given and reports submitted in accordance with the requirements set out in Appendix 3.	Non-compliant (ANC)	- Site interviews completed on 12 August 2025. - In relation to sediment latent water discharge incident occurring on 2 July 2025 (incident no.9 - REF-NO-40121): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 29/07/2025 - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 11 July 2025 - Initial Notification Letter addressed to NSW DPHI, dated 2 July 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 7 July 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 15 July 2025 - In relation to sediment latent water discharge incident occurring on 23 May 2025 (incident no: 8 - REF-NO-39020): - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 23 May 2025 - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 26 June 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 27 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 28 June 2025 - In relation to sediment later water discharge incident occurring on 23 April 2025 (incident no.7 – REF-NO-38177): - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 29 April 2025 - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 26 May 2025 - Letter addressed to NSW DPE detailing the review of the Soil and Water Management Plan (SWMP) dated 22 July 2025 - In relation to sediment later water discharge incident occurring on 30 March 2025 (incident no.6 - REF-NO-37594): - Environmental Incident Report – EPL 21767, addressed to NSW DPE dated 30 April 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident report, dated 27 May 2025 - email correspondence to NSW DPE providing incident notification on 31 March 2025 - email correspondence to NSW DPE providing further details on the incident dated 7 April 2025 - email correspondence from NSW DPE confirming receipt of the review dated 28 June 2026	For the incident (no. 9) occurring on 2 July 2025, notification was provided to the Department on 2 July 2025, the date of the incident and the development identified accordingly. The subsequent notification requirements and reports submitted were in accordance with Appendix 3 of the conditions of consent, with details provided to the EPA and Planning Secretary on 11 July 2025 detailing a summary of the incident, steps taken to investigate and resolve/prevent the incident from reoccurring and communication undertaken. For the incident (no. 8) occurring on 23 May 2025, notification was provided to the Department on 23 May 2025 with the date of the incident and development identified correctly. However, subsequent notification requirements and reports submitted were not in accordance with Appendix 3 of SSD-7089, with details provided to the NSW EPA and Planning Secretary on 26 June 2025, which is more than the 30 days provided for in Appendix 3 of SSD-7089. Therefore, an ANC non-compliance finding has been made and CA02 identified. CA02: <i>Ensure investigation reports are submitted within the 30 day timeframe, as required by Appendix 3 of the conditions of SSD-7089.</i> In addition, in a letter to ESC from the DPHI – Compliance (dated 27 May 2025) regarding the Environmental Incident Report for incident no.6, the DPHI – Compliance requested confirmation as to: <i>‘whether a project soil conversationist has attended site post extreme rainfall events and what if any recommendations have been suggested and implemented’</i> No evidence of a response to the query by the DPHI – Compliance has been sighted. Internal correspondence was sighted in which Haslin, in response to follow-up from ESC, noted: <i>‘The erosion and sediment control measures implemented on-site were designed in accordance with Managing Urban Stormwater: Soils and Construction – Volume 1 (Landcom, 2004), and were prepared by a qualified CPESC. These controls are intended to manage typical rainfall events – up to the 85th percentile 5-day event (approximately 20-40 mm in most NSW regions).</i> <i>A site visit from the project’s soil conservationist has not been arranged, as the implemented controls were based on their original plan and recommendations. Additional attendance was not considered necessary or practical under such extreme and atypical circumstances.’</i> However, in the correspondence from the DPHI – Compliance (dated 27 May 2025), the attendance of a project soil conservationist referred to by Haslin, the DPHI – Compliance had already been noted and the query was specifically requesting details of a subsequent visit in response to extreme rainfall events. Therefore, OFI02 has been identified. OFI02: <i>Ensure a response is provided to any requests by the DPHI – Compliance resulting from their review of incident reports.</i>

Condition	Details	Compliance status	Relevant evidence	Commentary
Non-Compliance Notification				
C10	The Department must be notified in writing to compliance@planning.nsw.gov.au within seven days after the Applicant becomes aware of any non-compliance.	Compliant	- site interviews completed on 12 August 2025. - In relation to sediment latent water discharge incident occurring on 2 July 2025 (incident no.9 - REF-NO-40121): - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 11 July 2025 - Initial Notification Letter addressed to NSW DPHI, dated 2 July 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 7 July 2025 - In relation to sediment latent water discharge incident occurring on 23 May 2025 (incident no: 8 - REF-NO-39020): - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 23 May 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 27 May 2025 - In relation to sediment later water discharge incident occurring on 23 April 2025 (incident no.7 – REF-NO-38177): - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 29 April 2025 - NSW DPHI correspondence confirming receipt of incident notification, dated 23 May 2025 - In relation to sediment later water discharge incident occurring on 30 March 2025 (incident no.6 - REF-NO-37594): - NSW DPHI correspondence confirming receipt of incident notification, dated 23 May 2025 - email correspondence to NSW DPE providing incident notification on 31 March 2025	Audit number 4 findings: <u>Recommendation 3:</u> Proponent to ensure non-compliances are submitted in writing to the Department within seven days. Audit number 5 findings (this audit): <u>Status of Recommendation 3:</u> closed out, with all incidents reported in the required timeframe. Conduct of the audit determined compliance with the requirements of this condition.
C11	A non-compliance 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.	Compliant	- site interviews completed on 12 August 2025. - In relation to sediment latent water discharge incident occurring on 2 July 2025 (incident no.9 - REF-NO-40121): - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 11 July 2025 - Initial Notification Letter addressed to NSW DPHI, dated 2 July 2025 - In relation to sediment latent water discharge incident occurring on 23 May 2025 (incident no: 8 - REF-NO-39020): - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 23 May 2025 - In relation to sediment later water discharge incident occurring on 23 April 2025 (incident no.7 – REF-NO-38177): - Environmental Incident Notification - EPL 21767, addressed to NSW DPE dated 29 April 2025 - In relation to sediment later water discharge incident occurring on 30 March 2025 (incident no.6 - REF-NO-37594): - email correspondence to NSW DPE providing incident notification on 31 March 2025	All notification letters provided to the department contained the required detail.
C12	A non-compliance which has been notified as an incident does not need to also be notified as a non-compliance.	Note	NA	noted
Compliance Reporting				
C13	Construction Compliance Reports and a Pre-Operational Compliance Report of the project must be carried out in accordance with the Compliance Reporting Post Approval Requirements (Department 2018) or any revision as in force from time to time.	Not triggered	NA	The first audit found that written direction from the Secretary had been given, replacing the requirement for Construction Compliance Reports: "The Compliance PAR 2020 removes the requirement for construction compliance reporting however the CR PAR is to be read in conjunction with the IA PAR which requires an independent audit to be conducted within 12 weeks of the commencement of construction and at intervals no greater than 26 weeks from the date of the initial audit."
C14	The Applicant must make each Compliance Report publicly available no later than 60 days after submitting it to the Department and notify the Department in writing at least 7 days before this is done.	Not triggered	NA	See comment above.

Condition	Details	Compliance status	Relevant evidence	Commentary
ACCESS TO INFORMATION				
C15	At least 48 hours before the commencement of construction until the completion of all works under this consent, including rehabilitation, 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 and the final layout plans for the development; (ii) all current statutory approvals for the development; (iii) all strategies, plans and programs required under the conditions of this consent; (iv) regular reporting on the environmental performance of the development in accordance with the reporting requirements 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) contact details to enquire about the development or to make a complaint; (vii) the Compliance Reporting of the development; (viii) any other matter required by the Planning Secretary; and (b) keep such information up to date, to the satisfaction of the Planning Secretary .	Non-compliant (ANC)	https://www.esc.nsw.gov.au/council/major-projects/infrastructure/southern-water-supply-storage	The 48 hour timeframe for the condition falls outside of the audit period. Review of the Project website indicates the following documents are not available: • Project EPL • revised BOS was not uploaded on the Project website • monitoring data available on the website only spans a portion of the projects life, with: ◦ temperature, pH, turbidity, DO, conductivity, chlorophyll, BOD, Nitrogen, Phosphorous, TSS and TDS seemingly only dating to December 2024. ◦ Air quality monitoring data is not dated and does not account for the entirety of time for the development as required by the condition. ◦ Noise monitoring dates from 20/03/2023 to 11/09/2024. Therefore, an ANC non-compliance finding has been made and CA03 identified. CA03: Ensure all relevant documents required by Condition C15 of SSD-7089 are made available on the Project website.

Appendix E

Site inspection photos



Plate 1 On-site meteorological station



Plate 2 Spill response kit at site compound



Plate 3 Self-bunded fuel and chemical storage at site compound



Plate 4 Construction footprint facing east from Tower Access Bridge: Sediment basin, and former borrow-pit,



Plate 5 Construction footprint facing south from Tower Access Bridge: Sediment basin, topsoil storage, and boat ramp



Plate 6 Construction footprint facing north from Tower Access Bridge: Water storage embankment, and sediment basin



Plate 7 Construction footprint facing north from Tower Access Bridge: Water storage embankment, sediment basin, and spillway



Plate.8 Construction footprint facing north-west from Tower Access Bridge: Water storage embankment



Plate 9 Construction footprint facing north-east downstream of water storage embankment



Plate 10 Construction footprint facing south-west downstream of water storage embankment, including outlet valve pit



Plate 11 Outlet valve pit downstream of water storage embankment



Plate 12 Topsoil storage upstream of water storage embankment facing west

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