

INDEPENDENT ENVIRONMENTAL AUDIT REPORT - RESPONSE

87-89 JOHN WHITEWAY DRIVE, GOSFORD, NSW, 2250

Report Prepared By Geosyntec
REPORT REFERENCE 21322 R2
REPORT DATE 22-Jun-23

RESPONSE PREPARED BY RL
RESPONSE VERSION # 1
RESPONSE DATED 11-Jul-23

Table 3.2. Non-Compliances to SSD Consent Conditions

Geosyntec ID	Document	SSD Condition No.	Details of Non-Compliance	Recommendations	Deicorp Response
G25 & 26	SSD	A25	The out-of-hours work on 10 May 2023, which was due to a delay in concrete pouring, was not notified to DPE as a non-compliance.	Similar out-of-hours work should be notified to DPE as a non-compliance.	Noted
G26	SSD	A26	The out-of-hours work on 10 May 2023, which was due to a delay in concrete pouring, was not notified to DPE as a non-compliance.	Similar out-of-hours work should be notified to DPE as a non-compliance along with the details required in Condition A26 SSD10321	Noted
G28	SSD	A28	<ul style="list-style-type: none"> Evidence of revision of Strategies, plans and programs within three months of the submission of the first IEA to DPE (20 December 2022) was unable to be sighted. Written notification to the Planning Secretary and the Certifier when a review of the plans was being conducted. 	Evidence of revision of Strategies, plans, and programs should be conducted within three months of the submission of the IEA report to DPE. When a review of the plans is being conducted, Planning Secretary should be notified in writing.	Revisions of have been implemented in Version 4 of the CEMP.
G62	SSD	C3	the Auditor was unable to sight the most up to date CEMP and sub-plans in the project website and the Applicant Response to the First IEA	CEMP and its subplans and the IEA Reports and responses to the IEA should be made available in the project website.	All reports and plans are available on the project website
G75	SSD	C16	This non-compliance has been recorded as a non-compliance since the First Audit. The item is non-compliant as the strategy has not been prepared in consultation with community. However, it is noted that the noise consultant stated that they were unable to conduct community consultation with this project, which the Auditor acknowledged. Interview with Deicorp indicated that conducting consultation with communities is problematic given there are some community members who are opposing the development.	No recommendation was made, unless further advice is provided by DPE.	No Further Comment

G81	SSD	C22	This condition is considered non-compliant due to the unavailability of sufficient parking onsite. However, the Auditor notes that no feedback has been provided by Council to the Auditor on the matter.	Sufficient parking is provided onsite. Prior to provision of parking, a written approval by Council on use of public road for construction parking should be sought.	Onsite parking will be made available to staff and contractors as soon as reasonably practicable.
G88	SSD	D4	Out-of-hours work occurred on 10 May 2023 and the Auditor has not been provided with out-of-hours permit to conduct this activity.	<ul style="list-style-type: none"> Site diary should include the commencement and conclusion time of construction activity not only site opening and closing time. Out of hours delivery should obtain relevant prior approval, unless Council deems otherwise. Written confirmation from Council is to be obtained when out-of-hours delivery is not required. 	Daily Site Dairies have been revised to include information pertinent information on Start & Finish Times and Deliveries Out Of Hours
G105	SSD	D21	The analytical results for Concrete Recyclers (Group) Pty Ltd. show that one sample CAM335 (40mg/kg) exceeded the absolute maximum concentration of zinc as provided in Recovered Aggregate Order 2014 (350mg/kg).	<ul style="list-style-type: none"> Imported material and their analytical results must be inspected as the material is received onsite to confirm that the material meets the classification and that it does not contain any evidence of contamination. Evidence of contamination includes anthropogenic materials in materials classified as VENM. Material exceeding the concentrations presented in the Resource Recover Order must not be imported to the site. An environmental consultant must provide an assessment of the suitability of imported material prior to importation to the site. More detailed review of imported material documentation will be conducted by Contaminated Land Auditor 	Environmental Consultant has been engaged to review the suitability of the imported material. Report will be provided the the Site Environmental Auditor
G122	SSD	D38	The response to the First IEA was not made publicly available within 60 days of submission.	IEA response should be made publicly available within 60 days of submission to the Planning Secretary	Response to the First IEA Report has been publicly available on the Project Website
G123	SSD	D39	The response to the First IEA was not submitted to DPE within 2 months of site inspection.	IEA response should be submitted to the Planning Secretary within 2 months of the Audit site inspection.	Response to the First IEA Report has been issued to the Planning Secretary via the Major Projects Portal

Table 3.3. Non-Compliances to CEMP & Sub-Plans

Geosyntec ID	Document	Details of Non-Compliance	Recommendations	Deicorp Response
G199	Community Consultation Strategy	No evidence of follow-up contact was sighted on some complaints.	Follow-up contact on complaints should be conducted as required in the Community Communication Strategy.	Complaints Received to date have come direct from either the Certifier or DPIE. Complaints are made anonymous and follow up conversations cannot be facilitated.