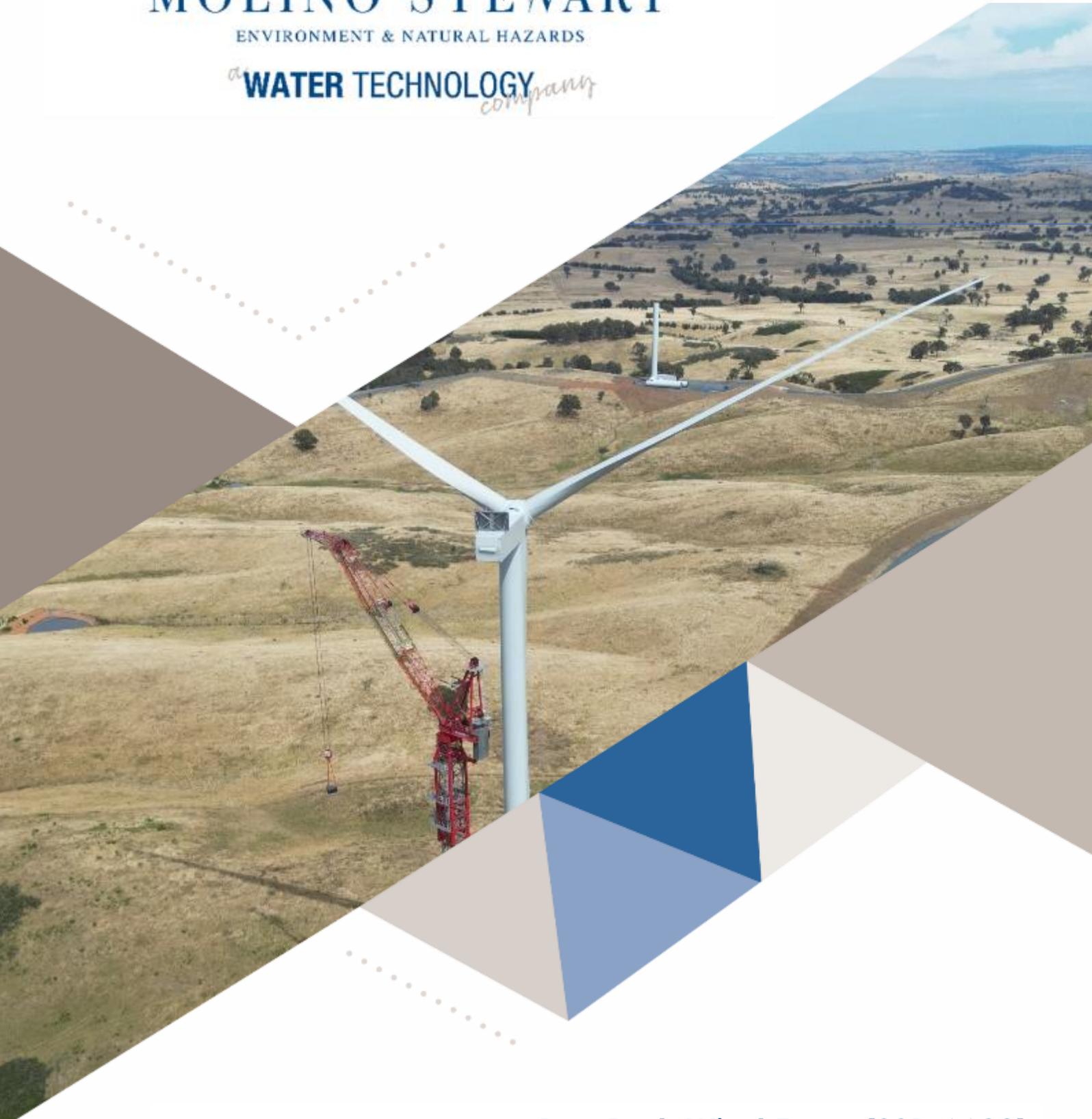


# MOLINO STEWART

ENVIRONMENT & NATURAL HAZARDS

a **WATER TECHNOLOGY** company



**Rye Park Wind Farm (SSD 6693)**  
*Independent Environmental Audit*  
FINAL

# Rye Park Wind Farm (SSD 6693)

## Independent Environmental Audit

FINAL

Client: Rye Park Renewable Energy

Prepared by:

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## Document Approval

For Molino Stewart	
Name	Steven Molino
Position	Director
For Rye Park Renewable Energy	
Name	Andrew Galland
Position	Site HSEC Manager – Rye Park Wind Farm



# Executive Summary

Rye Park Renewable Energy Pty Ltd (RPRE), a subsidiary of Tilt Renewables, is constructing the Rye Park Wind Farm, located to the north of Yass and east of Boorowa, NSW, on the edge of the Southern Tablelands and the South-West Slopes near the township of Rye Park. The project spans the Hilltops, Upper Lachlan, and Yass Valley local government areas, located approximately 11km north-east of Yass on predominantly stock farming land. Upon completion, the wind farm will comprise 66 wind turbines providing a maximum capacity of 396 MW.

The project received approval by the then Minister of Planning on 22 May 2017 and is considered State Significant Development (SSD 6693). The approval is conditional on the adherence to the Conditions of Consent which are outlined in the project approval and which have since been subject to modifications determined on 15 April 2021 (SSD-6693 MOD1) and on 23 September 2022 (SSD-6693 MOD2).

The approval conditions require Independent Environmental Audits (IEA) to be undertaken by an independent and suitably qualified auditing team and in accordance with the *Independent Audit Post Approval Requirements (IAPAR, 2020)* to the following frequency:

- a. within 3 months of commencing construction; and
- b. within 3 months of commencing operations.

Construction of the Rye Park Wind Farm project commenced on 1 December 2021 and the first independent audit was carried out on 22 February 2022 for that period, i.e. 01 December 2021 – 22 February 2022. On 9 January 2023, the Department of Planning and Environment (DPE) Planning Secretary directed an additional IEA be undertaken for the period 26 February 2022 to 28 February 2023, citing the fact that substantial works had occurred on the project since the initial 2022 IEA, as well as recent non-compliances and several complaints received.

Molino Stewart has been engaged by Tilt Renewables to complete the additional environmental audit for the Rye Park Wind Farm project as per the relevant requirements of the conditions of consent. This includes a comprehensive report which outlines the audit methodology, findings, and recommended measures or actions that will improve the environmental performance of the project (this report). The audit has reviewed the project's compliance via systems, documents, records, and procedures in relation to conditions of consent associated with the Rye Park Wind Farm Project, for the 12-month period from 26 February 2022 to 28 February 2023.

The audit considered a total of 76 conditions set out in the *Consolidated Conditions of Consent SSD-6693 MOD2* dd. 23 September 2022, of which there were 175 separately assessable sub-conditions (items).

Of the 175 assessable sub-conditions, during the audit a total of 138 conditions were determined to be compliant and 37 conditions were not triggered. A total of 8 opportunities for improvement were noted. At the time of releasing the final report Tilt Renewables has provided Molino Stewart with a response to the identified opportunities for improvement (dated 28 April 2023), identifying a schedule and status for addressing the relevant opportunities for improvement.

The systems which Tilt, Zenvion and Vestas have in place, the documentation reviewed and observations on site are all indicative that all reasonable and feasible measures are being implemented to minimise material harm to the environment from the construction of the plant. Nevertheless, there are opportunities for improvement in these systems. It is too early to comment on operational or decommissioning impacts.

The opportunities for improvement relate to hazardous materials storage and management, erosion and sediment controls, heritage management documentation, plant and equipment service history

documentation, site inductions and the OSOM vehicle movement booking system These are detailed in the audit report.

There have been several non-conformances with regard to light and heavy vehicle movements but these are less than 10 from thousands of vehicle movements in the past 12 months and corrective actions were taken as soon as Tilt became aware of each non-conformance. In the auditor's opinion these are neither non-compliances nor opportunities for improvement.

There remain issues of dispute between Tilt and Hilltops Council regarding the adequacy of the roadworks conducted by Tilt and the repair of road damage in that LGA. The audit has found that Tilt has undertaken the roadworks as required by the conditions of consent and for some of the works has had an independent engineer verify their compliance with the agreed design. Any ongoing dispute between the parties regarding the adequacy of the designs or the workmanship would need to be adjudicated by a road design engineer and are beyond the scope of this audit. Similarly, there is a requirement for development related road damage to be made good and Tilt and Hilltops Council cannot agree whether damage to the roads is related to the development or is a result of the prolonged wet weather in 2022. This too is beyond the scope of the audit to resolve.

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# 1 | Introduction

## 1.1 Background

Rye Park Renewable Energy Pty Ltd (RPRE), a subsidiary of Tilt Renewables, is constructing the Rye Park Wind Farm, located to the north of Yass and east of Boorowa, NSW, on the edge of the Southern Tablelands and the South-West Slopes near the township of Rye Park. The project spans the Hilltops, Upper Lachlan, and Yass Valley local government areas, located approximately 11km north-east of Yass on predominantly stock farming land. Upon completion, the wind farm will comprise 66 wind turbines providing a maximum capacity of 396 MW.

The project received approval by the then Minister of Planning on 22 May 2017 and is considered State Significant Development (SSD 6693). The approval is conditional on the adherence to the Conditions of Consent which are outlined in the project approval and which have since been subject to modifications determined on 15 April 2021 (SSD-6693 MOD1) and on 23 September 2022 (SSD-6693 MOD2).

The approval conditions require Independent Environmental Audits (IEA) to be undertaken by an independent and suitably qualified auditing team and in accordance with the *Independent Audit Post Approval Requirements (IAPAR, 2020)* to the following frequency:

- a. within 3 months of commencing construction; and
- b. within 3 months of commencing operations.

Construction of the Rye Park Wind Farm project commenced on 1 December 2021 and the first independent audit was carried out on 22 February 2022 for that period, i.e. 01 December 2021 – 22 February 2022. On 9 January 2023, the DPE Planning Secretary directed an additional IEA be undertaken for the period 26 February 2022 to 28 February 2023, citing the fact that substantial works had occurred on the project since the initial 2022 IEA, as well as recent non-compliances and several complaints received.

## 1.2 Audit Scope

To meet its post approval conditions, Tilt Renewables required an independent and suitable qualified contractor to assemble an expert audit team and undertake an independent environmental audit of the SSD-6693 project. The audit was to be undertaken in accordance with the relevant conditions of consent, Modification 2 dd. 23 September 2023, which in Schedule 5 stipulates for the Independent Environmental Audit:

5.11 Independent Audits of the development must be conducted and carried out in accordance with the *Independent Audit Post Approval Requirements (2020)* to the following frequency:

- a. within 3 months of commencing construction; and
- b. within 3 months of commencement of operations.

5.12 Independent Proposed independent auditors must be agreed to in writing by the Planning Secretary prior to the commencement of an Independent Audit.

5.13 The Planning Secretary may require the initial and subsequent Independent Audits to be undertaken at different times to those specified in condition 11 of Schedule 4 upon giving at least 4 weeks' notice to the Applicant of the date upon which the audit must be commenced.

5.14 In accordance with the specific requirements in the *Independent Audit Post Approval Requirements (2020)*, the Applicant must:

- a. review and respond to each Independent Audit Report prepared under condition 11 of Schedule 4 of this consent, or condition 13 of Schedule 4 where notice is given by the Planning Secretary;
- b. submit the response to the Planning Secretary; and
- c. make each Independent Audit Report, and response to it, publicly available within 60 days of submission to the Planning Secretary. unless otherwise agreed by the Planning Secretary.

5.15 Independent Audit Reports and the Applicant’s response to audit findings must be submitted to the Planning Secretary within 2 months of undertaking the independent audit site inspection as outlined in the *Independent Audit Post Approvals Requirements (2020)* unless otherwise agreed by the Planning Secretary.

5.16 Notwithstanding the requirements of the *Independent Audit Post Approvals Requirements (2020)*, the Planning Secretary may approve a request for ongoing independent operational audits to be ceased, where it has been demonstrated to the Planning Secretary’s satisfaction that independent operational audits have demonstrated operational compliance.

On 9 January 2023, the DPE Planning Secretary acted on clause 5.16 and directed an additional IEA be undertaken for the period 26 February 2022 to 28 February 2023, citing the fact that substantial works had occurred on the project since the initial 2022 IEA, as well as recent non-compliances and several complaints received.

Molino Stewart was engaged by Tilt Renewables to complete the additional environmental audit for the Rye Park Wind Farm project as per the relevant requirements of the conditions of consent. This includes a comprehensive report which outlines the audit methodology, findings, and recommended measures or actions that will improve the environmental performance of the project (this report).

### 1.2.1 Audit Period

This is an additional independent environmental audit during construction, carried out on direction by DPE and in accordance with *the Independent Audit Post Approvals Requirements (2020)* as follows:

Audit Nr	Audit Type	Audit Period	Status
1	Construction	01Dec21 – 28Feb22	Complete
2	Construction	26Feb22 – 28Feb23	This report

### 1.2.2 Audit Team and Endorsement

The audit was undertaken by Water Technology Pty Ltd trading as Molino Stewart’s Steven Molino BSc, BE (Hons), who has qualifications and experience which satisfies the requirements of certified lead environmental auditor. He was assisted by Roland van Amstel who is a trained environmental auditor. The approval documents issued by the Department of Planning and Environment (DPE) are provided in Appendix A. The audit team has provided the Declaration of Independence Forms as per Appendix E.

### 1.2.3 Independent Audit Post Approval Requirements 2020

The Independent Environmental Audit has been undertaken in accordance with the Department of Planning Industry and Environment’s (DPIE’s) *Independent Audit Post Approval Requirements (2020)*.

## 1.3 Audit Objective

This independent environmental audit is in accordance with its conditions of approval, particularly the Consolidated Conditions of Consent SSD-6693 MOD2 dd. 23 September 2022. This audit serves to assess the environmental performance of the project with reference to the relevant requirements in these conditions of consent.

## 2 | Terms of Reference

### 2.1 Audit Methodology

The audit was conducted between 09 February 2023, and 5 April 2023 with the site inspection taking place on 27<sup>th</sup> and 28<sup>th</sup> February.

The audit was based on:

- examination of a sample of administrative, technical and operating documents and records provided prior to, during and subsequent to the auditor’s site visit;
- site inspection of the facilities and surrounding areas; and
- interviews and discussions with key personnel.

#### 2.1.1 Audit Criteria

The Project was audited against the following criteria:

- Consolidated Conditions of Consent SSD-6693 MOD2 dd. 23 September 2022.
- Post approval documents required under the Conditions of Approval (including environmental mitigation measures and recommendations provided in environmental management plans).
- Department of Planning Industry and Environment (DPIE) *Independent Audit Post Approval Requirements* (2020).
- The feedback, requests, and/or comments of relevant agencies consulted.
- Any other relevant documentation, procedures or plans associated with the project.

#### 2.1.2 Site Inspection

The site inspection was conducted by Steven Molino on Monday 27 February and Tuesday 28 February 2023. The weather during this period was fine without there having been substantial rain in the prior week. A selection of the active construction areas of the Rye Park Wind Farm construction site were inspected which covered most of the project area. This included external road works, cable trench excavation, cable laying, turbine foundation excavations, foundation concreting and turbine erection. A turbine blade delivery was also observed.

Photos from the site inspection are presented in Appendix D.

#### 2.1.3 Site Interviews

Site interviews were undertaken by Steven Molino on 27-28 February 2023. Those interviewed are listed below:

- Andrew Galland - Tilt Site HSEC Manager
- James Beckett - Tilt Manager, Planning and Environment
- Jack Shuker - Tilt Project Director Deliver
- Jason Penny - Vestas Site Manager Berry Bank 2/ Rye Park Wind Farm
- Sasa Stegic - Zenviron Site Manager
- Bjarne Jensen - Zenviron Environmental Superintendent

## 2.1.4 Consultation

Consultation was undertaken with DPE by Steven Molino on 17 February 2023 as part of the audit scope. The purpose of this consultation was to obtain the DPE's input into the scope of the audit and to provide any comments that it felt should be accounted for during the audit. DPE expressed that, in addition to the requirements listed in the consent conditions, one of its main concerns was the quality of the road upgrades.

DPE sent by email on 1 March the following list of specific concerns:

- The road upgrades and compliances with conditions, staging approvals and built to design to specs and roads authority sign off/inspections etc. (in particular Pudman Creek Crossing, Grassy Creek Road, Yass Street in Rye Park, bypasses at Boorowa and Rye Park Cooks Hill Road)
- Traffic management and road use.
- Truck movements and vehicles use and compliance with approved routes
- Erosion and sediment control measures.
- Actions implemented for protection of surrounding environment and adjoining properties.
- Creek crossings in accordance with controlled activities and crossing designs guidelines.
- Compliance with commitments within all management plans.
- Retention, protection and management of native vegetation and aboriginal sites.
- Weed management.
- Complaints register and management.
- Obtaining other approvals such as construction certificates.
- Working on weekends and how they are ensuring they comply with the operating hours

DPE requested consultation with:

- Yass Valley Council
- Hilltops Council
- Upper Lachlan Shire Council
- Transport for NSW
- Environment Protection Authority
- Heritage NSW
- NSW Fisheries
- WaterNSW

Given the short notice to prepare for the audit the above organisations were contacted by telephone on 24 February prior to undertaking the site inspection. Only Heritage NSW and Yass Valley Council took or returned a call prior to the completion of the draft of this report.

A follow-up call was made to Hilltops Council on 5 April as it was clear from the audit that there are unresolved issues between Council and Tilt regarding road conditions and these were also an issue of concern to DPE.

The majority of roadworks associated with the Wind Farm are within Hilltops Local Government Area (LGA). The Council engineer expressed disappointment and frustration that there were issues associated with road upgrades, maintenance and repair which had not been resolved to the Council's satisfaction. He specifically noted that:

- The prolonged wet weather in 2022 had caused damage to many Council roads but in his opinion the roads around Rye Park Windfarm have been more badly damaged due to the heavy vehicle traffic, particularly concrete agitator trucks transporting along sections of public road between the batching plants and wind turbine sites
- Tilt is slow to repair damage to roads and that the size of potholes has created safety hazards on sections of road and members of the public are directing complaints to Council

- Council has been obliged to undertake repairs to ensure road safety is maintained on sections of road which are still the responsibility of Tilt
- There is inadequate road safety signage
- Contactors are not sticking to designated transport routes
- Council has refused to sign off on sections of road which Tilt is to hand back to Council because Council is of the opinion that there are construction defects which have not been addressed.

The engineer from Yass Valley Council, the LGA in which the Cooks Hill Road upgrade is taking place, described a different experience. He said that the road upgrade works were going quite well and Tilt keeps Council well informed as to what is happening with the project. He acknowledged that there are sections of Cooks Hill Road outside of the upgrade section which have been badly damaged but in his opinion that is due to the prolonged wet weather in 2022 and it is the Council's responsibility to repair those sections of road. His main concern was that the wind farms and other infrastructure projects in the region are making it difficult for the Council to source contractors to undertake road repairs and other works for Council.

The officer from NSW Heritage advised that she had been kept informed throughout the investigations and works program and her advice of 30/8/22 had only raised minor issues. She requested that the audit seek clarification about the management of 22 heritage sites associated with Modification 2. She advised that the report stated that 22 sites had been found, 2 would not be impacted and 18 had been subject to mitigation measures. She would like to know what happened to the other two sites. She also wanted to know what evidence there was of Aboriginal community involvement in the mitigation plan update.

## 2.2 Compliance Status Descriptors

The audit findings were graded in accordance with the following Department of Planning and Environment classifications (DPIE, June 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.

**Not Triggered:** A requirement has an activation or timing trigger that has not been met at the time when the audit is undertaken, therefore an assessment of compliance is not relevant.

## 3 | Audit Findings

### 3.1 Approval and Document List

The Rye Park Wind Farm Project approval sets out the conditions required in the document Consolidated Conditions of Consent SSD-6693 MOD2 dd. 23 September 2022. The audit findings have been attached as a series of documents which reflect these requirements. Furthermore, the comments received from relevant authority consultation have been taken into consideration when completing these schedules.

The detailed audit findings are presented in the audit schedule in Appendix C.

### 3.2 Audit Summary

The audit considered a total of 76 conditions set out in the *Consolidated Conditions of Consent SSD-6693 MOD2 dd. 23 September 2022*, of which there were 175 separately assessable sub-conditions (items). The Rye Park Wind Farm project was found to be compliant with the approval consent requirements.

Of the 175 assessable sub-conditions, during the audit a total of 138 conditions were determined to be compliant and 37 conditions were not triggered. A total of 8 opportunities for improvement were noted.

At the completion of the audit, an exit meeting was held with relevant staff in attendance. The meeting consisted of informal discussions on the opportunities that had been noted during the audit. The opportunity for improvement with regard to the Heritage Management Plan only became apparent after the site audit and was not raised at the exit meeting.

Any evidence that was provided following the site inspection was incorporated into this audit where this evidence was deemed to have been available and accessible during the audit period.

The corrective actions determined through these processes form the basis of the recommended actions list in Table 3. The recommended actions relate to the opportunities for improvement. At the time of releasing the final report Tilt provided Molino Stewart with a response to the identified opportunities for improvement (dated 28 April 2023), identifying a schedule and status for addressing the relevant opportunities for improvement.

The systems which Tilt, Zenviron and Vestas have in place, the documentation reviewed and observations on site are all indicative that all reasonable and feasible measures are being implemented to minimise material harm to the environment from the construction of the plant. It is too early to comment on operational or decommissioning impacts. Nevertheless, there are opportunities for improvement in these systems. It is too early to comment on operational or decommissioning impacts.

The opportunities for improvement relate to hazardous materials storage and management, erosion and sediment controls, heritage management documentation, plant and equipment service history documentation, site inductions and the OSOM vehicle movement booking system. These are detailed in Table 2.

There have been several non-conformances with regard to light and heavy vehicle movements but these are less than 10 instances from thousands of vehicle movements in the past 12 months and corrective actions were taken as soon as Tilt became aware of each non-conformance. In the auditor's opinion these are neither non-compliances nor opportunities for improvement.

There remain issues of dispute between Tilt and Hilltops Council regarding the adequacy of the roadworks conducted by Tilt and the repair of road damage in that LGA.

The audit has found that Tilt has undertaken the roadworks as required by Condition 27 in Schedule 3 and for some of the works has had an independent engineer verify their compliance with the agreed design. Any ongoing dispute between the parties regarding the adequacy of the designs or the workmanship would need to be adjudicated by a road design engineer and are beyond the scope of this audit.

Similarly, Condition 28(b) in Schedule 3 requires that development related road damage be made good. Tilt and Hilltops Council cannot agree whether damage to the roads is related to the development or is a result of the prolonged wet weather in 2022. This too is beyond the scope of the audit to resolve.

### 3.3 Environmental Performance

This audit has found that the environmental performance of the Project is generally in compliance with the Conditions of Consent. Where issues were noted, the site personnel were receptive to incorporating the points for improvement that were noted.

#### 3.3.1 Physical extent of the development

During the site inspection, the physical extent of the development was reviewed against the approved plans and found to generally comply with the approved development boundary.

#### 3.3.2 Agency notices

There have been no agency notices issued to Tilt Renewables regarding Rye Park Wind Farm during this audit period.

#### 3.3.3 Non-compliances and Opportunities for Improvement

The opportunities for improvement are set out in Table 2. Mitigation measures have been summarised in Section 4.2.

Table 1 Opportunities for Improvement identified throughout the audit.

**OPPORTUNITIES FOR IMPROVEMENT**

Reference	Description
<p>2.15 OPERATION OF PLANT AND EQUIPMENT</p>	<p><b><u>THE CONDITION REQUIRES THAT:</u></b></p> <p><i>The Applicant must ensure that all plant and equipment used on site, or in connection with the development, is:</i></p> <p style="padding-left: 40px;"><i>(a) maintained in a proper and efficient condition</i></p> <p><b><u>OBSERVATIONS:</u></b></p> <ul style="list-style-type: none"> <li>• Checked prestart check list and service history documents documentation for vehicle #123. This machine had a blank service history. All others that were checked had complete documentation.</li> </ul> <p><b><u>OFI:</u></b></p> <ul style="list-style-type: none"> <li>• Ensure service history records of all plant and equipment are completed kept up to date.</li> </ul>
<p>3.18 (b) SOIL AND WATER            Operating Conditions</p>	<p><b><u>THE CONDITION REQUIRES THAT:</u></b></p> <p><i>(b) minimise any soil erosion associated with the construction and decommissioning of the development by implementing the relevant mitigation measures in Managing Urban Stormwater: Soils and Construction (Landcom, 2004), or its latest version.</i></p> <p><b><u>OBSERVATIONS:</u></b></p> <p>The typical ERSED controls and the specific ones for the compound are in accordance with the Blue Book and they have generally been implemented and maintained appropriately. However, there are locations where their implementation had not taken place at the time of the audit and other locations where significant maintenance is required. Specifically:</p> <ul style="list-style-type: none"> <li>• Some check dams along road drainage are being bypassed or are filled with sediment and need to be cleaned (See App D photos 1-3)</li> <li>• Some batters need stabilising including a steep batter at B15 hardstand (see App D Photo 4)</li> <li>• There is significant erosion caused by spillage from a standpipe at the northern batching plant (see App D photos 5-6)</li> <li>• Recently laid cable runs need seeding to establish ground cover (see App D photo 7)</li> <li>• Sediment fence repair is required south of B11 where the cable run is eroding and there is the potential for sediment to leave the site (see App D Photo 7).</li> </ul> <p><b><u>OFI:</u></b></p> <ul style="list-style-type: none"> <li>• Regularly maintain rock check dams</li> <li>• Stabilise batters and cable runs immediately after works are completed</li> <li>• Ensure standpipes do not overflow onto steep unstabilised slopes</li> <li>• Ensure sediment fencing is maintained downstream of disturbed surfaces.</li> </ul>

Reference	Description
3.18 (f) SOIL AND WATER Operating Conditions	<p><b><u>THE CONDITION REQUIRES THAT:</u></b></p> <p><i>(f) minimise any spills of hazardous materials or hydrocarbons, and clean up any spills as soon as possible after they occur.</i></p> <p><b><u>OBSERVATIONS:</u></b></p> <ul style="list-style-type: none"> <li>• some spill kits were observed to be depleted (See App D Photo 8)</li> <li>• several oil drums were stored outdoors without bunded pallets at compound at the intersection of Track7/1 and site entry track (see photos 9-10)</li> </ul> <p><b><u>OFI:</u></b></p> <p>Ensure all hazardous liquids are stored with bunding and that spill kits are replenished as they are used.</p>
3.25 (a) HERITAGE Heritage Management Plan	<p><b><u>THE CONDITION REQUIRES THAT:</u></b></p> <p><i>Prior to the commencement of construction, the Applicant must prepare a Heritage Management Plan for the development to the satisfaction of the Planning Secretary. This plan must:</i></p> <p><i>(a) be prepared by a suitably qualified and experienced person whose appointment has been endorsed by the Planning Secretary.</i></p> <p><b><u>OBSERVATIONS:</u></b></p> <ul style="list-style-type: none"> <li>• There appears to be inconsistencies between Rev G HMP which states 6 sites will be salvaged and the NGH clearance advice which states that 11 sites were salvaged.</li> </ul> <p><b><u>OFI:</u></b></p> <p>Update the Heritage Management Plan with the total number of sites salvaged.</p>
3.25 (b) HERITAGE Heritage Management Plan	<p><b><u>THE CONDITION REQUIRES THAT:</u></b></p> <p><i>(b) be prepared in consultation with Heritage NSW and Aboriginal stakeholders.</i></p> <p><b><u>OBSERVATIONS:</u></b></p> <ul style="list-style-type: none"> <li>• While the HMP has clearly been prepared in consultation with Heritage NSW and Aboriginal Stakeholders, the consultation log does not appear to have been updated to reflect the consultations with both that took place with regards to Mod 2.</li> </ul> <p><b><u>OFI:</u></b></p> <p>Update the Heritage Management Plan consultation log to reflect consultation taken in relation to Mod 2.</p>

Reference	Description
<p>3.25 (f) HERITAGE Heritage Management Plan</p>	<p><b><u>THE CONDITION REQUIRES THAT:</u></b></p> <p><i>(f) Following the Planning Secretary’s approval, the Applicant must implement the Heritage Management Plan.</i></p> <p><b><u>OBSERVATIONS:</u></b></p> <ul style="list-style-type: none"> <li>Vesta was not able to demonstrate it provided suitable heritage inductions to its staff and contractors who are working on site.</li> </ul> <p><b><u>OFI:</u></b></p> <p>Vestas to update its induction materials to include discussion of cultural heritage issues.</p>
<p>3.30 TRANSPORT Traffic Management Plan</p>	<p><b><u>THE CONDITION REQUIRES THAT:</u></b></p> <p><i>(b) include a drivers code of conduct that addresses:</i></p> <ul style="list-style-type: none"> <li><i>travelling speeds;</i></li> <li><i>procedures to ensure that drivers to and from the development adhere to the designated over-dimensional and heavy vehicle routes; and</i></li> <li><i>procedures to ensure that drivers to and from the development implement safe driving practices, particularly if using local roads through Boorowa, Jerrawa, Rye Park and Yass.</i></li> </ul> <p><b><u>OBSERVATIONS:</u></b></p> <ul style="list-style-type: none"> <li>Vestas did not provide evidence of the existence and use of an over dimensional and heavy vehicle booking system during the audit</li> </ul> <p><b><u>OFI:</u></b></p> <p>Implement an over dimensional and heavy vehicle booking system</p>
<p>5.1 ENVIRONMENTAL MANAGEMENT Environmental Management Strategy</p>	<p><b><u>THE CONDITION REQUIRES THAT:</u></b></p> <p><i>Following the Planning Secretary’s approval, the Applicant must implement the Environmental Management Strategy.</i></p> <p><b><u>OBSERVATIONS:</u></b></p> <ul style="list-style-type: none"> <li>Table 3.1 of the strategy states that all employees and subcontractors:           <ul style="list-style-type: none"> <li>complete a site induction prior to commencing works</li> <li>comply with site induction requirements for all aspects of environmental management</li> </ul> </li> <li>Induction records indicated that employees and site contractors are undertaking site inductions and that the Tilt and Zenviron inductions cover all aspects of environmental management. However, it was found that the Vestas induction material did not cover environmental aspects relevant to its employees and subcontractors.</li> </ul> <p><b><u>OFI:</u></b></p> <p>Vestas to update its induction materials to include discussion of relevant environmental issues.</p>

### 3.3.4 Previous Report Actions

The previous construction audit identified 2 non-compliances and recommended three actions in response (Trigalana Environment, May 2022 – sections 3.2 and 4.3). The proponent’s “Rye Park Wind Farm Independent Environmental Audit (5 May 2022) – Recommendations and Actions” dd. 05 May 2022 published on the project website shows actioning of these, as shown below:



May 2022

Rye Park Wind Farm Independent Environmental Audit (5 May 2022) – Recommendations and Actions

Trigalana P/L audit recommendations	RPRE proposed action and timing	RPRE action status
<p><b>Schedule 2, Condition 2</b></p> <ul style="list-style-type: none"> <li>Review ongoing requirements for construction water and ensure water extraction is from sources that have been identified in the EIS</li> <li>Review “permit to pump” protocols to ensure the necessary approvals are in place prior to extracting construction water</li> </ul>	<p>Water sourced from dams, council standpipes and when approved and in use, pending project bores (3) form the project water sourcing strategy, ensuring that adequate water is available for the development through construction as detailed in the LIS (including RPWF MOD 1 Response to Submissions Section 4.2.8 and 4.5.10, RPWF MOD 1 Amendment Report Aug 2020 (Updated Assessment Report)). RPREs Balance of Plant (BOP) contractor has engaged an industry specialist to ensure construction compliance with project water conditions and state regulations.</p>	Ongoing through construction
<p><b>Schedule 3, Condition 18(b)</b></p> <p>While the observed practices for soil and water management are deemed appropriate to the current activities and risk profile, construction activities and earthworks will accelerate resulting in an increase in risk. It is therefore recommended that a Certified Profession in Erosion and Sediment Control (CPESC) is engaged to provide ongoing advice and to periodically review the implementation of the Erosion and Sediment Control Plans in the field to ensure ongoing compliance with the “Blue Book Requirements”</p>	<p>RPRE and its civil contractor are investigating the inclusion of a qualified CPESC to undertake periodic inspections of the site through construction to review soil and water management principals and implementation of control measures.</p> <p>Liaison has been undertaken with an industry specialist in Soil and Water Management to procure their services to undertake recommended inspections.</p>	Ongoing through construction
<p><b>Schedule 3, Condition 26</b></p> <p>While the measures and management actions implemented to date are deemed appropriate to achieve compliance with this condition, it is noted that the project is in the early stages of construction and the number of vehicles and organisations involved in the project will increase. These changes present a further risk of non-compliance and it is recommended that prior to the commencement of new phases of work involving different organisations, a change management process is implemented to ensure:</p> <ul style="list-style-type: none"> <li>New contractors involved in the project are acutely aware of their obligations relating to approved transport routes and the consequences if they do not comply</li> <li>Onboarding, tracking, and communication process are reviewed and shared with new contractors so they may implement existing procedures where appropriate</li> <li>Incidents and lessons learned from the project to date are shared with new contractors</li> </ul>	<p>A change management process is currently being implemented on site in anticipation of ‘Supply and Install’ (S&amp;I) contractor mobilizing within the next couple of months. The process includes regular contractor interface meetings between RPRE, BOP and S&amp;I contractor to update and educate on current processes on site to maintain compliance including:</p> <ul style="list-style-type: none"> <li>WHS management meetings and principal contractors’ requirements relating to Traffic Management Plan (TMP) compliance</li> <li>Heavy vehicle access requirements and restrictions (Public road upgrades) <ul style="list-style-type: none"> <li>Heavy vehicle booking system</li> <li>Heavy vehicle monitoring</li> <li>Approved heavy vehicle access routes</li> </ul> </li> </ul> <p>Heavy vehicle compliance management is a regular topic in the project management team meetings, project daily prestart meetings and weekly toolbox talks. Workplace education sessions will continue when S&amp;I contractors mobilise to site.</p>	Ongoing through public road upgrade works

Source: <https://www.tiltrenewables.com/assets-and-projects/Rye-Park-Wind-Farm/project-approvals-and-applications/>

At the time of the current audit in February 2023:

- Approval had been obtained for the three project bores and these were in use in accordance with their approval conditions and their use is being monitored and recorded.
- A CPESC inspected the site in August 2022 and January 2023 and made recommendations which have been actioned. Observations from the February 2023 audit indicated that maintenance of erosion and sediment controls continues to be an ongoing maintenance issue with opportunities for improvement.
- Heavy vehicle movement compliance appears to be well managed with only a handful of non-conformances from thousands of vehicle movements and prompt corrective actions following those non-conformances. However, Vestas was unable to provide evidence of an OSOM booking system and this has been listed as an opportunity for improvement.

### 3.3.5 Complaints

The “Rye Park Wind Farm Monthly Complaints Register” as at end February 2023 which is available on the proponent’s public website <https://www.tiltrenewables.com/assets-and-projects/Rye-Park->



[Wind-Farm/project-approvals-and-applications/](#) shows 57 complaints were recorded in the period of this audit (26 February 2022 – 28 February 2023). The register shows that all but one of the complaints was consistently closed within 0-7 days. The register clearly points out there is one open complaint (dd. 04 August 2022) at the end of February, which is clearly flagged as “OPEN” in the register. The open complaint involves the removal of road materials which washed onto a property fronting Grassy Creek Road during a flood and the resolution of this issue remains a matter of ongoing negotiation with the property owner.

### 3.3.6 Incidents

One incident was recorded during the audit period and this was in relation to a flood eroding materials from the road formation and depositing them in a neighbouring property. It is questionable whether this constitutes an incident and, although a final resolution regarding the removal of material from the neighbouring property has not been resolved (refer to open complaint discussed in 3.3.5), there are not changes recommended to work practices as a result of this event.

### 3.3.7 Agency Consultation

Consultation with DPE was undertaken as part of the audit scope in line with the conditions of consent, as well as Yass Valley Council, Hilltops Council and Heritage NSW. Attempts to contact EPA, DPI Water, DPI Fisheries, Transport for NSW and Upper Lachlan Shire Council were not successful.

Section 2.1.4 summarises the issues raised during consultation and the audit specifically considered these issues.

## 4 | Recommendations

### 4.1 Non-compliance Summary

The audit considered a total of 76 conditions set out in the *Consolidated Conditions of Consent SSD-6693 MOD2* dd. 23 September 2022, of which there were 175 separately assessable sub-conditions (items). The Rye Park Wind Farm project was found to be compliant with the approval consent requirements. Of the 175 assessable sub-conditions, the audit found that a total of 37 conditions were not triggered, 138 conditions were determined to be compliant. No non-compliances were identified.

### 4.2 Corrective Actions and Opportunities for Improvement

There were 8 opportunities for improvement identified, as listed in Table 2. Table 3 consolidates those to 6 corrective actions and provides details of Tilt Renewables' responses to the recommended action and a timeline for action.

Table 2 Corrective actions list

<b>Actions:</b>		
Refer to the Action Item list attached for details. It is required that Tilt reviews the Action List and fills out the columns titled for 'Action to be Taken', 'By whom', and 'By when'. It is the responsibility of the Tilt to monitor the progress of the Action List items and ensure close out.		
Opportunities for Improvement: 8 which have been consolidated into 6 action items	Is Action List Closed off? <input type="checkbox"/> Yes <input type="checkbox"/> No	Signed (When Completed)

Item No.#	Action Item Description	Action to be Taken	By Whom	By When	Date Closed
<b>Corrective Actions against opportunities for improvement</b>					
1	Ensure service history records of all plant and equipment are completed kept up to date.				
2	Regularly maintain erosion and sediment controls and specifically: <ul style="list-style-type: none"> <li>• Regularly maintain rock check dams</li> <li>• Stabilise batters and cable runs immediately after works are completed</li> <li>• Ensure standpipes do not overflow onto steep</li> </ul>				

Item No.#	Action Item Description	Action to be Taken	By Whom	By When	Date Closed
3	Ensure all hazardous liquids are stored with bunding and that spill kits are replenished as they are used.				
4	Update the Heritage Management Plan by: <ul style="list-style-type: none"> <li>• Listing the total number of sites salvaged to include those associated with Mod 2.</li> <li>• Reflecting in the consultation log all consultation taken in relation to Mod 2.</li> </ul>				
5	Vestas to update its induction materials to include discussion of relevant environmental issues including cultural heritage issues.				



Item No.#	Action Item Description	Action to be Taken	By Whom	By When	Date Closed
6	Implement an over dimensional and heavy vehicle booking system				

## 4.3 Limitations

The process by which this audit was conducted, including the sample of records selected and the method for examination used, followed established audit protocols and was in accordance with the best professional judgment of the auditor. It should be understood that the audit consisted of sample observations in a short span of time. Efforts were directed toward sampling all applicable facets of the environmental management systems and associated records, but it is important to recognise that such a sampling method can only support general conclusions and does not necessarily identify all potential problems.

## 5 | Conclusion

Molino Stewart undertook an independent environmental audit of the Rye Park Wind Farm Project. This document serves as the Independent Environmental Audit report for the additional IEA as directed by DPE, for the period 26 February 2022 to 28 February 2023.

The Project was audited against the following criteria:

- Consolidated Conditions of Consent SSD-6693 MOD2 dd. 23 September 2022.
- Post approval documents required under the Conditions of Approval (including environmental mitigation measures and recommendations provided in environmental management plans).
- Department of Planning Industry and Environment (DPIE) *Independent Audit Post Approval Requirements* (2020).
- The feedback, requests, and/or comments of relevant agencies consulted.
- Any other relevant documentation, procedures or plans associated with the project.

Consultation with DPE was undertaken as part of the audit scope in line with the conditions of consent, as well as Yass Valley Council, Hilltops Council and Heritage NSW. Attempts to contact EPA, DPI Water, DPI Fisheries, Transport for NSW and Upper Lachlan Shire Council were not successful.

The audit reviewed the Rye Park Wind Farm Project's compliance via systems, documents, records, and procedures in relation to conditions of approval associated with the facility's operation.

The audit considered a total of 76 conditions set out in the *Consolidated Conditions of Consent SSD-6693 MOD2* dd. 23 September 2022, of which there were 175 separately assessable sub-conditions (items). The Rye Park Wind Farm project was found to be compliant with the approval consent requirements. Of the 175 assessable sub-conditions, the audit found that a total of 37 conditions were not triggered and 138 conditions were determined to be compliant. No non-compliances were identified. There were 8 opportunities for improvement identified which were consolidated into 6 corrective actions.

There remain unresolved issues between Hilltops Council and Tilt Renewables regarding the quality of roadworks implemented as part of the project and the repair of road damage as a result of the project. The audit found that the required roadworks have been undertaken but is unable to comment on the adequacy of their quality. Similarly, it is beyond the scope of the audit to determine whether further road repairs are required due to damage caused by construction or whether that has been the result of the prolonged wet weather in 2022.

# Appendix A | Auditor Approval Documentation

Mr James Beckett  
Manager, Planning and Environment  
RYE PARK RENEWABLE ENERGY PTY LTD  
LEVEL 23 535  
BOURKE STREET  
MELBOURNE 3000

20/01/2023

Dear Mr Beckett

**Rye Park Wind - SSD-6693  
Independent Environmental Audit – Auditor Endorsement**

I refer to your request (SSD-6693-PA-78) submitted on the 16 January 2023 for the Secretary's approval of suitably qualified persons to undertake an Independent Environmental Audit (the Audit) and prepare the Audit report in accordance with Schedule 5 Conditions 12 and 13 of SSD 6693 (the Consent) for Rye Park Wind (the Project).

The Department has reviewed the nominations and information you have provided and is satisfied that these experts are suitably qualified and experienced. Consequently, I can advise that in accordance with Schedule 5 Condition 12 of the Consent and the Independent Audit Post Approval Requirements, the Secretary has agreed to the below two auditors from Molino Stewart;

1. Mr Steven Molino (Lead Auditor); and
2. Mr Roland van Amstel (Assistant to the Lead Auditor).

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

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

Within 2 months of undertaking the independent audit site inspection, or otherwise as agreed by the Secretary, in accordance with Schedule 5 Condition 15, TILT Renewables is to submit a copy of the audit report to the Secretary together with its response to any recommendations contained in the audit report and a timetable to implement the recommendations. Prior to submitting the audit report to the Secretary, it is recommended that TILT Renewables review the report to ensure it complies with the relevant approval condition and IPARS.

Department of Planning and Environment



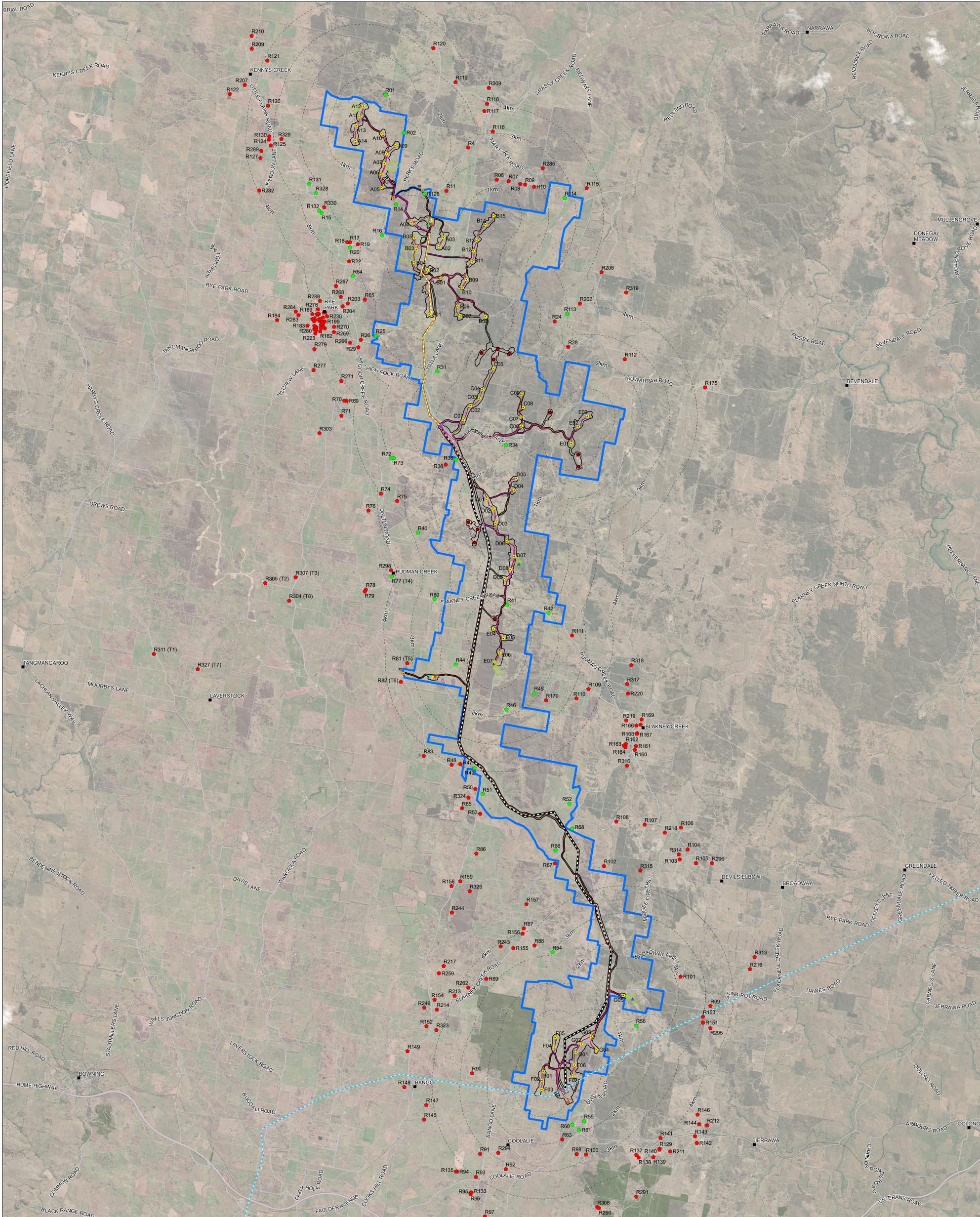
If you wish to discuss the matter further, please contact me 0429400261 or at [katrina.oreilly@planning.nsw.gov.au](mailto:katrina.oreilly@planning.nsw.gov.au)

Yours sincerely

A handwritten signature in black ink, appearing to read "K. O'Reilly", enclosed in a thin black rectangular border.

Katrina O'Reilly  
Team Leader - Compliance  
Compliance  
As nominee of the Planning Secretary

# Appendix B | Plan of the Rye Park Wind Farm Project



Document Path: G:\GIS\Project Data\Development\NSW\RyePark\Maps\Working\RPWF\_ALI82A\_Final Pre-Construction Layout Plan\_A0\_20211013.mxd

**Legend**

- Wind Turbine Layout
- Deleted Turbines
- ▲ Permanent Met Masts
- Site Access Points
- Access Tracks
- Underground Cable (33kV)
- Transmission Line (33kV)
- Transmission Line (330kV)
- TransGrid Transmission Line (330kV)
- Temporary Batch Plants
- Temporary Construction Compounds
- Temporary Laydown Areas
- O&M Facility
- Connection Substation
- Collector Substation
- Development Corridor – Wind Farm
- Development Corridor – Permanent Met Masts
- Project Boundary
- Residences Associated
- Residences Non-associated

Date: 13/10/2021  
Version: A

0 1 2 3 4  
Kilometres

GDA 1994 MGA Zone 55  
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# Final Pre-Construction Layout Plan

## Rye Park Wind Farm



## Appendix C | Independent Audit Table

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
2.1 OBLIGATION TO MINIMISE HARM TO THE ENVIRONMENT	In addition to meeting the specific environmental performance criteria established under this consent, the Applicant must implement all reasonable and feasible measures to prevent and/or minimise any material harm to the environment that may result from the construction, operation, or decommissioning of the development.	Site Observations, Audit Interview, Document Review	The systems which Tilt, Zenviron and Vestas have in place, the documentation reviewed and observations on site are all indicative that all reasonable and feasible measures are being implemented to minimise material harm to the environment from the construction of the plant. It is too early to comment on operational or decommissioning impacts. There have been several non-conformances with regard to light and heavy vehicle movements but these are less than 10 from thousands of vehicle movements in the past 12 months and corrective actions were taken as soon as Tilt became aware of each non-conformance. There was a non-conformance with regard to hazardous materials storage observed during the audit but the infrastructure was in place for appropriate storage of hazardous materials and most were stored correctly. There are some opportunities for improvement in implementation of erosion and sediment controls and these are addressed elsewhere in the audit. There remain issues of dispute between Tilt and Hilltops Council regarding the adequacy of the roadworks conducted by Tilt in that LGA. However, the audit has found that Tilt has undertaken the roadworks as required by the conditions of consent and for some of the works has had an independent engineer verify their compliance with the agreed design. Any ongoing dispute between the parties regarding the adequacy of the designs or the workmanship would need to be adjudicated by a road design engineer and are beyond the scope of this audit.	Compliant
2.2 TERMS OF CONSENT	The Applicant must carry out the development: (a) generally in accordance with the EIS; and	Site Observations, Audit Interview, Document Review	The construction works are being generally carried out with the commitments within the EA. This as a project under Part 3A of the EP&A Act so an EA rather than an EIS was prepared.	Compliant
	(b) in accordance with the conditions of this consent.	Site Observations, Audit Interview, Document Review	The construction works are being carried out in accordance with the conditions of consent.	Compliant
2.3 TERMS OF CONSENT	If there is any inconsistency between the above documents, the most recent document must prevail to the extent of the inconsistency. However, the conditions of this consent must prevail to the extent of any inconsistency.	Site Observations, Audit Interview, Document Review	No inconsistencies were detected during the audit	Compliant
2.4 TERMS OF CONSENT	The Applicant must comply with any reasonable requirement/s of the Planning Secretary arising from the Department's assessment of: (a) any strategies, plans, programs, reviews, audits, reports or correspondence that are submitted in accordance with this consent;	Letters from DPE including of 9/01/23	The only letters from DPE have requested more information re the non-conformances and to direct that an additional independent audit of construction be undertaken (9/1). Each letter has been responded to by Tilt and this audit report is in response to the request for an audit.	Compliant
	(b) any reports, reviews or audits commissioned by the Department regarding compliance with this consent; and	Correspondence from DPE	No additional reports or reviews have been requested. This audit has been conducted in response to a request from DPE on 9/1/23	Compliant
	(c) the implementation of any actions or measures contained in these documents.	Correspondence from DPE	The actions arising from the previous audit have all been implemented	Compliant
2.5 LIMITS ON CONSENT Wind Turbines	The Applicant may construct, operate and replace or upgrade as necessary up to 77 wind turbines.	Final Layout Plans (Development Consent dated 1/10/21	There have been no changes to the design layout since that time	Compliant
2.6 LIMITS ON CONSENT <del>Deleted</del>	Not applicable.			Not Triggered
2.7 LIMITS ON CONSENT Wind Turbine Height	No wind turbines may be greater than 200 metres in height (measured from above ground level to the blade tip).	Design drawings	0098-5803_V04 Wiegth Diemanetiosna nd CG of the nacelle- Enventus, A014-8341 Rye Park Tower Design drawing, 0104-8570_V00- Wiegth, dimensions, and cenfor of gravity of 79m Blade - total is 198.760m	Compliant
2.8 LIMITS ON CONSENT Micro-siting Restrictions	The Applicant may micro-site the wind turbines and ancillary infrastructure without further approval provided: (a) they remain within the development corridor shown on the figures in Appendix 2;	20221110 - Micrositing Checklist - RPWF	This indicates all are within corridor. Observed works in accordance with plans	Compliant
	(b) no wind turbine is moved more than 250 metres from the relevant GPS coordinates shown in Appendix 2;	20221110 - Micrositing Checklist - RPWF	checklist indicates E01 moved 10m south	Compliant
	(c) wind turbine numbers 11, 12, 48, 80, 83, 84, 85, 125, 143 and 150 are micro-sited to minimise (and if possible avoid) impacts on high conservation value vegetation, including hollow-bearing trees;	20221110 - Micrositing Checklist - RPWF, Letter from Tilt to DPE 4/11/2021, email from James Beckett 8/3/23	11-A06, 12-A05, 48 not constructed 80-D07, 83-D09, 84-E04, 85-E05, 125-G01, 143- not constructed, 150-D06. Letter 4/11/2021 from Tilt to DPE with the submission of final layout plans was accompanied by a compliance check list against all conditions. With regard to this condition, while not specifically providing information about each turbine location, it notes that two of the turbines (48 and 143) are not being built and mapping shows the new location of the others and a calculation of the overall reduction in vegetation impacts from all of the changes. It was not clear from the letter whether the total reduction was because two turbines were not being built or because of those that are being built the impacts are reduced. Followup email from James Beckett provided details for each individual turbine site which showed that each had been micro-sited to reduce total footprint and also clearing of vegeation of high conservation value	Compliant
	(d) the revised location of a wind turbine is at least 50 metres from existing hollow-bearing trees; or where the proposed turbine location is already within 50 metres of existing hollow-bearing trees, the revised location of the turbine is not moved any closer to the existing hollow-bearing trees; and	20221110 - Micrositing Checklist - RPWF, Letter from Tilt to DPE 4/11/2021, email from James Beckett 8/3/23	checklist shows E01 moved 10m south not worse with regard to hollow bearing trees. With regard to the turbines listed in condition 8(c), the checklist indicates none worse with regard to hollow bearing trees.	Compliant
	(e) the revised location of the wind turbine and/or ancillary infrastructure would not result in any non-compliance with the conditions of this consent.	20221110 - Micrositing Checklist - RPWF	The micrositing checklist shows that each of the relevant conditions has been considered and addressed for each micrositing decision.	Compliant
2.9 LIMITS ON CONSENT Staging of the Development	The Applicant may construct, operate and decommission the development in stages. Where staging of the development is proposed, the conditions of this consent are only required to be complied with at the relevant time and to the extent that they are relevant to the specific stage(s).	Staging Report,	Rev 5, changed timing of culvert upgrades	Compliant

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
2.10 LIMITS OF CONSENT Final Layout Plans	Prior to the commencement of construction, the Applicant must submit detailed plans of the final layout of the development to the Planning Secretary, including:	TILT Letter to DPE dated 4/11/21 with accompanying maps DPE email dated 12/11/211.	cited in first audit report	Compliant
	(a) details on the micro-siting of any wind turbines and/or ancillary infrastructure; and  (b) the GPS coordinates of the wind turbines.	Pre-Construction Final Layout – Wind Turbine GPS Coordinates, dated October 2021		Compliant
2.11 NOTIFICATION OF DEPARTMENT	Prior to the commencement of the construction, operation and/or decommissioning of the development or the cessation of operations, the Applicant must notify the Department in writing of the date of commencement or cessation.  If the construction, operation and/or decommissioning of the development is to be staged, then the Applicant must:	Tilt renewables letters to the Planning Secretary on 30/11/21 and 31/1/22	cited in first audit report	Compliant
	(a) notify the Department in writing prior to the commencement of the relevant stage, and clearly identify the development that would be carried out during the relevant stage; and  (b) inform the local community and the Community Consultative Committee about the proposed staging plans.	Tilt Renewables letters to local Councils (Yass, Upper Lachlan, and Hilltops) dated 30/11/21 and 31/1/2022 Community Updates provided on 15/11/21	cited in first audit report	Compliant
2.12 STRUCTURAL ADEQUACY	The Applicant must ensure that:	ZX115-REP-0203- WTG Foundation Comps Report	Report by icubed consulting and Nick Stevens Consulting indicates that the turbines and their footings have been designed in accordance with AS1170.2-2021, AS1170.4-R2018, AS3600-2018, DNVGL-ST-0126, DNVGL-ST-C502, CEB-FIP- Model Code 2010, Eurocode 2, IEC 61400-1 and ASCE/AWEA RP2011	Compliant
	(a) the wind turbines are constructed in accordance with the relevant standards, including the structural design requirements of IEC 61400-1 Wind turbines – Part 1: Design Requirements (or equivalent); and  (b) all new buildings and structures, and any alterations or additions to existing buildings and structures, are constructed in accordance with the relevant requirements of the BCA.	Construction Certificates for buildings	Appointed Group DLA as a private certifier. Sighted construction certificates. GDL210448.6 certificate for the the operation and maintenance buildings. No construction is yet completed therefore no OCs issued yet.	Compliant
2.13 DEMOLITION	The Applicant must ensure that all demolition work on site is carried out in accordance with AS 2601-2001: The Demolition of Structures, or its latest version.	No demolition to date		Not Triggered
2.14 PROTECTION OF PUBLIC INFRASTRUCTURE	Unless the Applicant and the applicable authority agree otherwise, the Applicant must:	Correspondence with asset owner	Nacelle hit bridge on M31/23 overpass on 14/12/22. Email report to TfNSW 15/12/22. TfNSW responded on 20/3/23 after prompting to say no further action was required.	Compliant
	(a) repair, or pay the full costs associated with repairing, any public infrastructure that is damaged by 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.	Correspondence with asset owner	It was necessary to relocate traffic light at the port of Newcastle to make way for OSOM vehicle. Letter of 12/12/22 from TfNSW approving the design. Copy of bank guarantee for for \$25,000 for the works	Compliant
2.15 OPERATION OF PLANT AND EQUIPMENT	The Applicant must ensure that all plant and equipment used on site, or in connection with the development, is:	Databases with plant pre start checks and servicing records Stickers on vehicles	Zenviron's DoneSafe database has information about all plant and equipment on site including service history and weed and seed inspections. Reviewed PLA26666. Weed and seed inspection 17/2/23 and most recent service 4/5/22. Vestas has a plant and equipment register excel database. 0085-7901 Plan and Equipment Authorisation Checklist. 9.01 Site Plant and Equipment and Light Vehicle inspection- includes riska ansensnet and all paerwork - on i drive, One for each subble and filed by vehicle stickers number. Checked documentaiton for #123. Prestart check list. Service history documents. This machine had a blank service history. Checked #134 which had a complete service history. Observed several vehicles on site which had stickers indicating they had pre-start checks (see photos).	Compliant
	(b) operated in a proper and efficient manner.	observations	No vehicle was observed to be blowing smoke and no vehicle was observed to be idling when not in use	Compliant
2.16 UPDATING & STAGING OF STRATEGIES, PLANS OR PROGRAMS	With the approval of the Planning Secretary, the Applicant may submit any strategy, plan or program required by this consent on a progressive basis.  To ensure the strategies, plans or programs under the conditions of this consent are updated on a regular basis, the Applicant may at any time submit revised strategies, plans or programs to the Planning Secretary for approval.  With the agreement of the Planning Secretary, the Applicant may prepare any revised strategy, plan or program without undertaking consultation with all the parties referred to under the relevant condition of this consent.	Various plans and strategies on Rye Park Wind Farm website	Plans and strategies have clearly been updated periodically as evidenced by the version numbers on the Rye Park Wind Farm website. Each document includes DPE's endorsement letter for current version. Where relevant the DPE letter makes reference to consultation with interested parties or the document includes a letter of endorsement from the interested party.	Compliant

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
2.17 COMMUNITY ENHANCEMENT	<p>Prior to the commencement of construction, unless the Planning Secretary agrees otherwise, the Applicant must enter into VPAs with the Councils in accordance with:</p> <p>(a) Division 6 of Part 4 of the EP&amp;A Act; and</p>	<p>Deed of Variation of Community Engagement Fund agreement (Upper Lachlan Shire Council dated 12/10/21)  Community Enhancement Fund Agreement – (Yass Valley Council dated 16/12/20)  Community Enhancement Fund Agreement – (Hilltops Council dated 31/8/21)</p>	<p>cited in first audit report</p>	<p>Compliant</p>
	<p>(b) the terms of the applicable offer as summarised in Appendix 3.</p>			<p>Compliant</p>

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
3.1 ACQUISITION UPON REQUEST	<p>For a period of 5 years from the commencement of construction of any of the applicable wind turbines, the owner of the land listed in Table 1 may request the Applicant to acquire their land.</p> <p>Upon receiving a written request from this owner, the Applicant must acquire the land in accordance with the procedures in conditions 2 and 3 of schedule 4.</p> <p>However, this condition does not apply if the Applicant has an agreement with the owner of the relevant land in regard to the visual impacts associated with the development, and the Applicant has advised the Department in writing of the terms of this agreement</p>	<p>Tilt letter to landowners dated 2 Sept 21 and 3 Nov 21</p> <p>email request of 6/9/22 re Mr Washbrook's Property.</p> <p>Letter of offer 6/12/22</p>	<p>This relates to Lot 49 and 104 in Deposited Plan 754136. He has not accepted the offer and requested a second valuation on 22/2/23.</p> <p>Schedule 4 states that if after 1 month of the owner receiving the binding written offer above, the Applicant and owner cannot agree on the acquisition price of the land and/or the terms upon which the land is to be acquired, then either party may refer the matter to the Planning Secretary for resolution. This path has not been actioned yet by either party.</p> <p>No request has been received from the owner of Lot 75/54136.</p>	Compliant
3.2 VISUAL Visual Agreement	<p>The Applicant must not construct the applicable wind turbines listed in Table 2 unless the Applicant has an agreement with the owner(s) of the relevant land in regard to the visual impacts associated with the project, and the Applicant has advised the Department in writing of the terms of this agreement.</p>	previous audit results	Agreement entered into with owner of R56 (97,180 and 181 in DP754122 in relation to visual impacts of turbine G05 (previously known as 145)	Compliant
3.3 VISUAL Visual Impact Mitigation	<p>For a period of 5 years from the commencement of construction, the owner of any non-associated residence within 4 km of any wind turbine may ask the Applicant to implement visual impact mitigation measures on their land to minimise the visual impacts of the development on their residence (including its curtilage).</p> <p>Upon receiving such a written request from the owner of these residences, the Applicant must implement appropriate mitigation measures (such as landscaping and vegetation screening) in consultation with the owner.</p> <p>These mitigation measures must be reasonable and feasible, aimed at reducing the visibility of the wind turbines from the residence and its curtilage, and commensurate with the level of visual impact on the residence.</p> <p>All mitigation measures must be implemented within 12 months of receiving the written request, unless the Planning Secretary agrees otherwise.</p> <p>If the Applicant and the owner cannot agree on the measures to be implemented, or there is a dispute about the implementation of these measures, then either party may refer the matter to the Planning Secretary for resolution.</p>	Extract from Visual Mitigation Tracking Register	Tilt Renewables maintain a tracking register to manage the consultation and implementation for visual mitigations. A total of 10 requests for visual mitigation have been received since previous audit. 6 of these are from eligible residents. Implemented 5 and one on hold. Implemented for 2 ineligible. Requests for visual mitigation have not exceeded the 12-month period (from the date of receiving the written request) for implementation of the relevant measures.	Compliant
3.4 VISUAL Visual Appearance	<p>The Applicant must:</p> <p>(a) minimise the off-site visual impacts of the development;</p>	Design specification/paint schedule dated 29/4/21		Compliant
	<p>(b) ensure the wind turbines are:</p> <ul style="list-style-type: none"> <li>• painted off white/grey, unless otherwise agreed by the Planning Secretary; and</li> <li>• finished with a surface treatment that minimises the potential for glare and reflection;</li> </ul>	observations	turbines were observed to be an off white with a matt finish (see photos)	Compliant
	<p>(c) ensure the visual appearance of all ancillary infrastructure (including paint colours), blends in as far as possible with the surrounding landscape; and</p>	observations	ancillary infrastructure was not visually obtrusive	Compliant
	<p>(d) not mount any advertising signs or logos on wind turbines or ancillary infrastructure.</p>	observations	no advertising on the turbines	Compliant
3.5 VISUAL Lighting	<p>The Applicant must:</p> <p>(a) minimise the off-site lighting impacts of the development;</p>	<p>Landrum and Brown Technical note 23/1/23</p> <p>Emails from CASA dated 5/9/22 and 25/1/23</p>	200 Candela lighting (rather than 2,000 Candela) on 40 selected turbines to be used to define windfarm perimeter. This has been approved by CASA	Compliant
	<p>(b) ensure that any aviation hazard lighting implemented is to the satisfaction of the CASA. If there is a dispute about the number of, or need for aviation hazard lighting to be implemented, then either party may refer the matter to the Planning Secretary for resolution;</p>	lighting not yet implemented		Not Triggered
	<p>(c) ensure that any aviation hazard lighting design complies with the National Airports Safeguarding Framework Guideline D and includes: all reasonable and feasible measures to minimise visual impact (such as being partially shielded, only operating at night and at times of reduced visibility, utilises an aircraft detection lighting system and turned on and off simultaneously), unless otherwise agreed by CASA and the Planning Secretary, do not compromise the lightings operational effectiveness, and are consistent with condition 5(B);</p>	<p>Landrum and Brown Technical note 23/1/23</p> <p>Emails from CASA dated 5/9/22 and 25/1/23</p>	200 Candela lighting (rather than 2,000 Candela) on 40 selected turbines to be used to define windfarm perimeter. This has been approved by CASA	Compliant

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
	(d) ensure that all external lighting associated with the development (apart from any aviation hazard and construction lighting): <ul style="list-style-type: none"> <li>• is installed as low intensity lighting (except where required for safety or emergency purposes);</li> <li>• does not shine above the horizontal;</li> <li>• uses best management practice for bat deterrence; and</li> <li>• complies with Australian/New Zealand Standard AS/NZS 4282:2019 – Control of Obtrusive Effects of Outdoor Lighting, or its latest version.</li> </ul>	Desing specifications	ZX115-REP-S0124 South Substation Outdoor Lighting Design report and ZX115-REP-N0124 North Substation Outdoor Lighting Design Dereport a. Fig 5.1 shows it is all downward facing. The O&M building and substations do not require lights on at night unless emergency access required.	Compliant
3.6 VISUAL Shadow Flicker	The Applicant must ensure that shadow flicker from operational wind turbines does not exceed 30 hours per year at any non-associated residence.	previous audit results	not yet operational but shadow flicker assessment has been completed based on turbine layouts. It concludes that the predicted shadow flicker impact does not exceed 30 hours per year for any non-associated residence.	Not Triggered
3.7 NOISE Construction & Decommissioning Noise	(a) minimise the construction or decommissioning noise of the development, including any associated traffic noise; and	OOHW procedures, noise monitoring results	Vestas is doing OOHV working on weekends and public holidays and sometimes beyond 6am. Working during dark and putting up some lighting. Sonus has done as assessment procedures for OOHVment of OOHV - Out of Hours Construction /Noise Assessment Turbine Erection October 2022. (S3200.4C2). There are procedures for OOHV and a check sheet to be completed. The check sheet for Sunday 19/2/23 was reviewed. Looked at images of the sound level recordings during the works. Shown to be within maximums permitted in Sonus report and therefore within limits of inaudibility. Readings between the works and the residences were generally below 40dB but one was greater than 42dB and they stopped works. Daily report 15107761 for 19/2/23 shows that install activity stopped by Vestas due to noise level exceeding OOHV limits.	Compliant
	(b) ensure that the noise generated by any construction or decommissioning activities is managed in accordance with the best practice requirements outlined in the Interim Construction Noise Guideline (DECC, 2009), or its latest version.	observation monitoring results	Sonus Report S3200.5C3 a report for noise for OOHVnoise monitoring is generally only being done when OOHV being done.	Compliant
3.8 NOISE Construction & Decommissioning Noise	Unless the Planning Secretary agrees otherwise, the Applicant must only undertake construction or decommissioning activities between:  (a) 7 am to 6 pm Monday to Friday;	OOHW procedures, noise monitoring results	Has to provide data. Has been doing out of hours works but no construction at night. Generally working all day Saturday and some Sundays. Civil works, batching plant and erection of cranes. Saw example for 3/10/22 labour day public holiday. 40dB at entrance to property	Compliant
	(b) 8 am to 1 pm Saturdays; and	OOHW procedures, noise monitoring results	Rye Park Wind Farm Neighbour Deed. This relates to the location of the batching plant on their property and operating OOHV. Sepcific conditions about accepting hours of operation and noise impacts.	Compliant
	(c) at no time on Sundays and NSW public holidays.	OOHW procedures, noise monitoring results	Vestas is doing OOHV working on Sundays and public holidays and is following OOHV procedures. There have been two complaints 71 and 72 re OOHV regarding construction traffic which is transient.	Compliant
3.9 NOISE Blasting	The Applicant may only carry out blasting on site between 9 am and 5 pm Monday to Friday and between 8 am to 1 pm on Saturday. No blasting is allowed on Sundays or public holidays.	Blast management plans and noise and vibration monitoring	there has been blasting in north Rye Park CA3/B14 . Orica report from 10/5 and 18/5 the blasting did not trigger the monitor. Sighted blast management plans. There is one for each blast campaign	Compliant
3.10 NOISE Blasting	The Applicant must ensure that any blasting carried out on site does not exceed the criteria in Table 2.	Blast management plans and noise and vibration monitoring	Blast Management Plan May 22. Management plan says airblast not to exceed 120dB and gound vibration not to exceed 10mm/s. Dunmore reports shows has not exceeded	Compliant
3.11 NOISE Operational Noise Criteria - Wind Turbines	The Applicant must ensure that the noise generated by the operation of wind turbines does not exceed the higher of 35 dB(A) or the existing background noise level (LA90 (10-minute) plus 5 dB(A) for each integer wind speed, measured at hub height, from cut-in to rated turbine generator power, at any non-associated residence.  Noise generated by the operation of the wind turbines is to be measured in accordance with the relevant requirements of the Department's Wind Energy: Noise Assessment Bulletin (2016) (or its latest version). The noise generated by the operation of the wind turbines must also be adjusted for tonality and low frequency noise in accordance with the Department's Wind Energy: Noise Assessment Bulletin (2016) (or its latest version).  However, these criteria do not apply if the Applicant has an agreement with the relevant owner/s of these residences to generate higher noise levels, and the Applicant has advised the Department in writing of the terms of this agreement.	not yet operational	not yet operational	not triggered
3.12 NOISE Operational Noise Criteria - Ancillary Infrastructure	The Applicant must ensure that the noise generated by the operation of ancillary infrastructure does not exceed 35 dB(A) LAeq(15 minute) at any non-associated residence.  Noise generated by the development is to be measured in accordance with the relevant requirements of the Noise Policy for Industry (2017) (or its equivalent).	not yet operational		Not Triggered
	Prior to commissioning of the turbines, the Proponent must prepare a Noise Management Plan to manage noise emissions from the operation of the development, to the satisfaction of the Planning Secretary. The Plan must include:	Rye Park Wind Farm Noise Management Plan Rev A Nov 2022 DPE Letter of 21/2/23	DPE has requested futher information by 10/3/23. As the windfarm is not yet operational and the audit was completed prior to DPE endorsement of the plan, this and subsequent parts to the condition have been deemed to be not triggered.	not triggered

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
3.13 NOISE Noise Management Plan	(a) compliance monitoring within 3 months of operations, or the commencement of operation of a cluster of turbines if the development is to be staged, unless the Planning Secretary agrees otherwise, in accordance with the Department's Wind Energy Noise Assessment Bulletin (2016) (or its latest version) to determine whether the development is complying with the relevant conditions of this consent;	Rye Park Wind Farm Noise Management Plan Rev A Nov 2022	Section 7 proposes compliance monitoring within 3 months of commencement of operation	Not Triggered
	(b) description of the parameters and meteorological conditions which trigger the use of noise management mode and sector management;	Rye Park Wind Farm Noise Management Plan Rev A Nov 2022	Section 2	Not Triggered
	(c) an auditable process that compliance can be independently confirmed for the use of noise management mode and sector management;	Rye Park Wind Farm Noise Management Plan Rev A Nov 2022	Section 2	Not Triggered
	(d) procedures and corrective actions to be undertaken if non-compliance is detected;	Rye Park Wind Farm Noise Management Plan Rev A Nov 2022	Section 8	Not Triggered
	(e) provision of a copy of the compliance monitoring results to the Secretary and the EPA.	Rye Park Wind Farm Noise Management Plan Rev A Nov 2022	Section 7	Not Triggered
3.14 NOISE Noise Management Plan	Following the Planning Secretary's approval, the Applicant must implement the measures described in the Noise Management Plan.	not yet operational		Not Triggered
3.15 AIR	The Applicant must:  (a) minimise the off-site dust, fume and blast emissions of the development; and	observations	Site observations indicated that plant and equipment seemed to be operating efficiently without emitting visible exhaust fumes. Water carts were being used to wet down external road works and internal roads. However, it was dry weather and given the length of internal roads it was not possible to keep all internal roads wetted so some dust was being stirred up by traffic. There was no significant dust deposition on vegetation outside of the road formation and certainly that was not observed on roads external to the site where it was clear that water carts were being used to suppress dust where road works were taking place.	Compliant
	(b) minimise the surface disturbance of the site.	observations	Surface disturbance was not observed to extend beyond what was necessary for the road formations, turbine pads and ancillary works areas	Compliant
3.16 SOIL & WATER Water Supply	The Applicant must ensure that it has sufficient water for all stages of the development; and if necessary, adjust the scale of the development to match its available water supply.	observations, water cart spreadsheet, NGER data schedules	Internal project water is sourced through surface water runoff harvesting into existing farm dams as well as sediment basins constructed within the works areas. There are three groundwater bores on site which have NRAR approval. Water consumption is monitored through daily load sheets and captured in monthly NGER data. Standpipe at Boorowa weir provides water for public road works.	Compliant
3.17 SOIL & WATER Water Pollution	Unless an EPL authorises otherwise, the Applicant must comply with Section 120 of the POEO Act.	observations	no offsite discharge of polluted water was observed during inspection nor observation of materials placed in a location where they could wash offsite.	Compliant
3.18 SOIL & WATER Operating Conditions	The Applicant must:  (a) ensure the wind turbines and ancillary infrastructure, particularly any access roads on steep slopes, are designed, constructed and maintained to minimise any soil erosion;	observations	measures are in place around the site to minimise soil erosion.	Compliant
	(b) minimise any soil erosion associated with the construction and decommissioning of the development by implementing the relevant mitigation measures in Managing Urban Stormwater: Soils and Construction (Landcom, 2004), or its latest version;	observations, SWMP ZX115-DWG-1001 Typical Drawing for Erosion and Sediment controls ZX 115 - DWG - 20355 Ersed design for the main compound updated? Email to SEEC Environmental Consultants ersted in inductions and training training logs and content inspection records	The typical ERSED controls and the specific ones for the compound are in accordance with the Blue Book and they have generally been implemented and maintained appropriately. However, there are locations where there implementation had not taken place at the time of the audit and other locations where significant maintenance is required as detailed below. There is an emphasis on ERSED control in Zenviron training materials and there is a list of weekly inspections for ERSED control. Examples 14/5/22 and 22/1/23 were reviewed. They do focused inspections ahead of rain events. A CPESC did some inspections in August and January and provided reports. Sighted (SEEC) 22000258-ESCR-02-20230131 which was the January 2023 report. This concluded that recommendations from August report had been implemented but made further recommendations. These included - ensure check dams along road drainage is not bypassed and silt in them gets removed, place jute mesh on steep drains, some batters need stabilising. During the site audit all of these observations were made along with the following: There is a steep batter at B15 hardstand which needs stabilising, there is significant erosion caused by spillage from a standpipe at the northern batching plant, recently laid cable runs need seeding to establish ground cover, sediment fencing is required south of B11 where the cable run is eroding and potential for sediment to leave the site. There have been complaints of mud tracked on roads but none was observed on the day of the inspection	Compliant
3.18 SOIL & WATER Operating Conditions	(c) ensure all waterway crossings are constructed in accordance with the: • Water Guidelines for Controlled Activities on Waterfront Land (NRAR, 2018), or its latest version; • Why Do Fish Need to Cross the Road? Fish Passage Requirements for Waterway Crossings (2004), or its latest version; and • Policy and Guidelines for Fish Habitat Conservation and Management Update (2013), or its latest version.	Observations, Correspondence with NRAR and Fisheries	CA7 Bridge 4 220405 RPFW Internal Bridges Construction Methodology shows design details including ESCP requirements. Emails from NRAR (14/9/21) and Fisheries (31/8/21) endorse the design of the crossings for internal roads. Field observations showed that crossing are being constructed in accordance with the design and flows under the bridges are not obstructed. Also observed culvert lining at a large culvert under Grassy Creek Road which had appropriate water quality control measures but also maintained flows under the road without obstructing fish passage.	Compliant
	(d) store and handle all dangerous or hazardous materials on site in accordance with AS1940-2004: The storage and handling of flammable and combustible liquids, or its latest version;	observations	There were lockable, banded cupboards and locked, banded containers for storing dangerous and hazardous materials at the two locations where these materials were observed being stored.	Compliant

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
	(e) ensure the concrete batching plants and substation are suitably bunded; and	observations	Substation was not visited but northern concrete batching plant site was. <b>There was significant erosion caused by spillage from a standpipe</b>	Compliant
	(f) minimise any spills of hazardous materials or hydrocarbons, and clean up any spills as soon as possible after they occur.	observations, incident logs	No spill incidents recorded. There were spill kits where hazardous good stored but <b>some spill kits were observed to be depleted. There were also IBCs and oil drums stored outside on bunded pallets. However, several oil drums were stored outdoors without bunded pallets at compound at the intersection of Track7/1 and site entry track (see photos)</b>	Compliant
3.19 BIODIVERSITY Restrictions on Clearing and Habitat	The Applicant must:  (a) ensure that no more than: • 37.34 hectares of the Box Gum Woodland CEEC, including Box Gum Woodland derived grassland; and • 85.22 hectares of Golden Sun Moth habitat; is cleared for the development;	mapping and observations RPWF_DisturbanceRegister_2022_12_22	RPWFDisturbanceRegister provides a running tally of post construction clearances and forecast clearances against consent condition and SSD-6693 and EPBC2020/8837 limits. As at 22/11/22 no limits had been exceeded and forecast total clearing suggests that there would be surplus clearance allowances.	Compliant
	(b) avoid impacts to the Crimson Spider Orchid ( <i>Caladenia concolor</i> ) and Southern Pygmy Perch ( <i>Nannoperca australis</i> );	Reporting and correspondence	ecologists have not found Crimson Spider Orchid within areas to be disturbed. NRAR (14/9/21) and Fisheries (31/8/21) endorse the design of the crossings for internal roads.	Compliant
	(c) minimise: • the impacts of the development on hollow-bearing trees and termite mounds; • the impacts of the development on threatened bird and bat populations; and • the clearing of native vegetation and key habitat within the approved disturbance footprint.	Reporting and correspondence	Cited inspection reports for Civil areas 1-8 which provided recommendations regarding preclearance surveys. Looked at Cooks Hill Road preclearance summary where 42 habitat trees were identified but only 11 trees had to be removed of which one was HBT. Habitat Tree Felling Register Master excel spreadsheet. Give project total habitat trees in each CA and within PCT350 and elsewhere. Calculated the number of nest boxes required. Put up hollows salvaged from trees and have manufactured ones ready to be installed. Sighted photos of salvaged hollows and photos of some installed. Plus 147 net boxes required by calculation. First delivery of these were sighted	Compliant
3.20 BIODIVERSITY Biodiversity Offset	Prior to the commencement of construction, unless the Planning Secretary agrees otherwise, the Applicant must:  (a) update the baseline mapping of the vegetation and key habitat within the final disturbance area; and	previous audit results	Previous audit was silent on this. Rye Park Windfarm Calculation of Credit Liabilities Final (Umwlet October 2021). Includes the update mapping and letter from DPE 4/11/21 accepting that this satisfies this condition. This report was further updated in relation to Mod2 (Umwlet Sept 2022). Updated Biodiversity See appendix of revised BMP. The response to this by DPE was to approve MOD2 and add condition 21A below.	Compliant
	(b) calculate the biodiversity offset credit liabilities for the development in accordance with the Biodiversity Assessment Method under the NSW Biodiversity Offsets Scheme, in consultation with BCS, and to the satisfaction of the Department.	previous audit results	Previous audit relied upon Rye Park Windfarm, Confirmation of Credit Liabilities, October 2020 and DPE Letter of approval for Biodiversity Offset Credit Liability dated 4/11/21. Umwelt was appointed to calculate the credit liabilities. The credit liabilities report was approved by the Planning Secretary prior to the previous audit.	Compliant
3.21 BIODIVERSITY Biodiversity Offset	Within two years of the commencement of construction, unless the Planning Secretary agrees otherwise, the Applicant must retire the required biodiversity credits, to the satisfaction of BCS. The retirement of the credits must be carried out in accordance with the NSW Biodiversity Offsets Scheme, and can be achieved by:	BCT Confirmation of Payment 28/10/22	Biodiversity Conservation Trust statement confirming payment on 28/10/22 to satisfy statutory obligations under BC Act SSD-6693-MOD 2 and EPBC Act 2020-8837. Condition refers to BCS (Biodiversity, Conservation and Science Directorate) but BOS is now administered by BCT. This is sooner than two year anniversary of construction commencement 1/12/21.	Compliant
	(a) acquiring or retiring 'biodiversity credits' within the meaning of the Biodiversity Conservation Act 2016;	BCT Confirmation of Payment 28/10/23	payment made in lieu of this condition	Not Triggered
	(b) making payments into an offset fund that has been established by the NSW Government; or	BCT Confirmation of Payment 28/10/23	Biodiversity Conservation Trust statement confirming payment on 28/10/22 to satisfy statutory obligations under BC Act SSD-6693-MOD 2 and EPBC Act 2020-8837. Condition refers to BCS (Biodiversity, Conservation and Science Directorate) but BOS is now administered by BCT	Compliant
	(c) funding a biodiversity conservation action that benefits the entity impacted and is listed in the ancillary rules of the biodiversity offset scheme.	BCT Confirmation of Payment 28/10/24	payment made in lieu of this condition	Not Triggered
3.21A BIODIVERSITY Biodiversity Offset	Prior to the commencement of construction for works associated with Modification 2, the Applicant must retire biodiversity credits of a number and class specified in Table 1 and Table 2 below, unless the Planning Secretary agrees otherwise. The retirement of these credits must be carried out in accordance with the NSW Biodiversity Offsets Scheme and can be achieved by:	Rye Park Wind Farm - Modification 2 (With Cooks Hill Road) Sept 22. what was done for Mod 2 construction. Construction started Mod 2 construction	Umwlet report indicates only minor changes to previous project totals therefore do WAE survey and make adjustments then to how much paid. Section 6.33 Certificate dated 16 September 2022 indicates that the number of credits retired equals those listed in the table in the conditions.	Compliant
	(a) acquiring or retiring 'biodiversity credits' within the meaning of the Biodiversity Conservation Act 2016;	BCT Confirmation of Payment 28/10/23	payment made in lieu of this condition	Compliant
	(b) making payments into an offset fund that has been established by the NSW Government; or	BCT Confirmation of Payment 28/10/23	Biodiversity Conservation Trust statement confirming payment on 28/10/22 to satisfy statutory obligations under BC Act SSD-6693-MOD 2 and EPBC Act 2020-8837. Condition refers to BCS (Biodiversity, Conservation and Science Directorate) but BOS is now administered by BCT	Compliant
	(c) funding a biodiversity conservation action that benefits the entity impacted and is listed in the ancillary rules of the biodiversity offset scheme.	BCT Confirmation of Payment 28/10/24	payment made in lieu of this condition	Compliant
3.21A BIODIVERSITY Biodiversity Offset	Prior to the commencement of construction, the Applicant must prepare a Biodiversity Management Plan for the development to the satisfaction of the Planning Secretary. This plan must:  (a) be prepared in consultation with BCS; and	previous audit results 20220926-RPWF-BMP-Rev_G_approved.pdf	Biodiversity Management Plan, Rye Park Windfarm, Revision F dated 25/10/21, DPE Letter of approval dated 5/11/21. Rev G includes letters from DPE and DCCEEW approving the revised plan.	Compliant

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
3.22 BIODIVERSITY Biodiversity Management Plan	(b) include: <ul style="list-style-type: none"> <li>a description of the measures that would be implemented for: <ul style="list-style-type: none"> <li>minimising the amount of native vegetation clearing within the approved development footprint;</li> <li>minimising the loss of key fauna habitat, including tree hollows and termite mounds;</li> <li>minimising the impacts on fauna on site, including undertaking pre-clearance surveys;</li> <li>minimising the potential indirect impacts on threatened: <ul style="list-style-type: none"> <li>flora species, including the Crimson Spider Orchid (<i>Caladenia concolor</i>); and</li> <li>fauna species, including the Southern Pygmy Perch (<i>Nannoperca australis</i>), Golden Sun Moth (<i>Synemon plana</i>) and Superb Parrot (<i>Polytelis swainsonii</i>);</li> </ul> </li> <li>rehabilitating and revegetating temporary disturbance areas;</li> <li>protecting native vegetation and key fauna habitat outside the approved disturbance area;</li> <li>maximising the salvage of resources within the approved disturbance area – including vegetative and soil resources – for beneficial reuse (including fauna habitat enhancement) during the rehabilitation and revegetation of the site;</li> <li>collecting and propagating seed (where relevant);</li> <li>controlling weeds and feral pests;</li> <li>controlling erosion; and</li> <li>bushfire management;</li> </ul> </li> <li>a detailed program to monitor and report on the effectiveness of these measures.</li> </ul>	Vegetation disturbance permits	See Table 1-1 and cross reference to relevant sections of the document. 5.1.2 Once the detailed design has been finalised the construction contractor will complete a Vegetation Disturbance Permit (VDP). Sighted VDP40-Civil Areas 8 trenching and UG Cable install signed. 5.1.3 As part of this process, a suitably qualified ecologist will inspect the area proposed for clearing prior to the clearing with the key purpose being identifying key habitat features (i.e., HBTs, termite mounds and rocky areas) to minimise impact on those ecological features described above.	Compliant
	Following the Planning Secretary's approval, the Applicant must implement the Biodiversity Management Plan.	20220926_-_RPWF_-_BMP_-_Rev_G_approved.pdf observations records	5.2.1 • All plant/machinery/vehicles will have minimum firefighting equipment including fire extinguishers. (observed) 5.5 An artificial hollow installation and monitoring program will be implemented, where artificial constructed nest boxes or salvaged hollows will be installed, or habitat augmentation will be implemented, at a target ratio of 1:1 in Superb Parrot habitat trees (i.e., one artificial hollow will be installed for every one Superb Parrot HBT removed as part of the Development), and a target of 1:4 for remaining habitat (i.e., one artificial hollow will be installed for every four remaining HBT removed as part of the Development). Observed photos of salvaged natural hollows as well as a delivery of artificial hollows.	Compliant
3.23 BIODIVERSITY Bird and Bat Adaptive Management Plan	Prior to the commissioning of any wind turbines, the Applicant must prepare a Bird and Bat Adaptive Management Plan for the development in consultation with BCS, and to the satisfaction of the Planning Secretary. This plan must include:  (a) at least 12 months' worth of baseline data on threatened and 'at risk' bird and bat species and populations in the locality that could be affected by the development;	not operational		Not Triggered
	(b) a detailed description of the measures that would be implemented on site for minimising bird and bat strike during operation of the development, including: <ul style="list-style-type: none"> <li>minimising the availability of raptor perches;</li> <li>prompt carcass removal;</li> <li>controlling pests; and</li> <li>using best practice methods for bat deterrence, including managing potential lighting impacts;</li> </ul>	not operational		Not Triggered
	(c) trigger levels for further investigation of the potential impacts of the project on particular bird or bat species or populations;	not operational		Not Triggered
	(d) an adaptive management program that would be implemented if the development is having an adverse impact on a particular threatened or 'at risk' bird and/or bat species or populations; including the implementation of measures to: <ul style="list-style-type: none"> <li>reduce the mortality of those species or populations; or</li> <li>enhance and propagate those species or populations in the locality;</li> </ul>	not operational		Not Triggered
	(e) a detailed program to monitor and report on the effectiveness of these measures, and any bird and bat strikes on site; and	not operational		Not Triggered
	(f) provisions for a copy of all the raw data collected as part of the monitoring program to be submitted to BCS and the Planning Secretary.	not operational		Not Triggered
	Following the Planning Secretary's approval, the Applicant must implement the Bird and Bat Adaptive Management Plan.	not operational		Not Triggered

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
3.24 HERITAGE Protection of Aboriginal Heritage Items	The Applicant must:  (a) ensure the development does not cause any direct or indirect impacts on the Aboriginal heritage Items identified in Table 1 in Appendix 5, or located outside the approved disturbance area;	previous audit results Third Addendum Aboriginal Cultural Heritage Assessment App F Aboriginal Heritage Items Heritage NSW letter 3/8/22 Management Plan Rev G Sept 22 DPE letter 18/11/22 NGH clearance advice of 22/2/22 interviews	The Previous audit relied upon Stage 1 salvage report. NGH letter of 22/2/22 is stage 2 salvage report. For this audit an interview with NSW Heritage officer referred to its letter of 3/8/22 and raised concern that Third addendum Aboriginal Cultural Heritage Assessment (ACHA) which accompanied Mod 2 application said 22 sites found, 2 not impacted and 18 mitigated. She felt it was not clear what is proposed for the other two sites. Also wanted evidence that consultation with Aboriginal community had taken place and that the heritage management plan had been updated. The NSW Heritage letter of 3/8/22 actually says there are 21 sites found in association with Mod 2 and did not raise the concerns expressed by the heritage officer. The letter requested that the Heritage Management Plan (HMP) be updated, that AHIMS site registrations be submitted using correct forms and consultation be undertaken with the Aboriginal community. Third addendum ACHA (Appendix E to the Mod 2 Application) indicates that two additional items were found as part of Mod 2 investigations and impacts on these can be avoided. App A of the ACHA is the consultation log but it has been redacted on the DPE website. App F, which accompanied the ACHA, lists these two new items among 12 items across the whole project where impacts will be avoided. This is an updated Table 1 in Appendix 5 as referred to in this condition. App F table 2 is an updated Table 2 in Appendix 5 as referred to in this consent condition and it lists 39 sites where impacts are to be minimised. App F Table 3 is an update of Table 3 in Appendix 5 and it lists 6 sites where salvage excavations will be required. Table 3 of the Rev G HMP (dated 27/9/22) lists a total of 35 sites which are to be avoided and which are referenced to Appendix 5 in the consent condition. The text associated with this table explains why several of the items have not been registered with AHIMS including one of the new items found in the MOD2 investigations. Table 4 lists 39 sites where the impacts are to be minimised and Table 5 lists six sites that are to be salvaged. Appendix D lists instances of communication with Heritage NSW and Aboriginal Communities. The latest date in the table is 31/5/2021. The HMP is consistent with the Third addendum ACHA The NGH clearance advice dated 22/2/22 only relates to the salvage undertaken as part of Stage 2. It indicates that 12 sites which were originally to be salvaged would now be avoided and lists 11 sites which were salvaged. It states that two Aboriginal organisations were invited to participate in the salvage work, one of which was able to attend.	Compliant
	(b) minimise any impacts on the Aboriginal heritage items identified in Table 2 in Appendix 5; and	previous audit results Third Addendum Aboriginal Cultural Heritage Assessment Heritage NSW letter 3/8/22 Management Plan Rev G Sept 22 DPE letter 18/11/22 NGH clearance advice of 22/2/22 interviews	<b>There appears to be inconsistencies between Rev G HMP and the NGH clearance advice with regard to:</b> - Salvaged sites - 6 of 11 - consultation with Aboriginal Groups - Mod 2 salvage must have included consultation post 31/5/21 Furthermore the HMP consultation log makes no reference to the NSW Heritage letter of 3/8/22	Compliant
	(c) minimise any impacts on the Aboriginal heritage items identified in Table 3 in Appendix 5, and carry out detailed test excavations and salvage of potential archaeological deposits at these sites if impacts cannot be avoided.	previous audit results Third Addendum Aboriginal Cultural Heritage Assessment Heritage NSW letter 3/8/22 Management Plan Rev G Sept 22 DPE letter 18/11/22 NGH clearance advice of 22/2/22 interviews		Compliant

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
3.25 HERITAGE Heritage Management Plan	Prior to the commencement of construction, the Applicant must prepare a Heritage Management Plan for the development to the satisfaction of the Planning Secretary. This plan must:  (a) be prepared by a suitably qualified and experienced person whose appointment has been endorsed by the Planning Secretary;	previous audit results Third Addendum Aboriginal Cultural Heritage Assessment Heritage Heritage NSW letter 3/8/22 Management Plan Rev G Sept 22 DPE letter 18/11/22 NGH clearance advice of 22/2/22 interviews	Previous audit found an endorsed HMP has been prepared prior to construction. The current revision (G) is being used on site and was endorsed by DPE 18/11/22. Changes were made to reflect modification to development consent (MOD2) and a variation to the EPC approval (2020/8837). It was prepared by a suitably qualified and experienced person.  There appears to be inconsistencies between Rev G HMP which states 6 sites will be salvaged and the NGH clearance advice which states that 11 sites were salvaged.	Compliant
	(b) be prepared in consultation with Heritage NSW and Aboriginal stakeholders;	previous audit results Third Addendum Aboriginal Cultural Heritage Assessment Heritage Heritage NSW letter 3/8/22 Management Plan Rev G Sept 22 DPE letter 18/11/22 NGH clearance advice of 22/2/22 interviews	While it has clearly been prepared in consultation with Heritage NSW and Aboriginal Stakeholders, the consultation log does not appear to have been updated to reflect the consultations with both that took place with regards to Mod 2. See details above.	Compliant
	(c) include updated baseline mapping of the heritage items within and adjoining the development disturbance area;	previous audit results Third Addendum Aboriginal Cultural Heritage Assessment Heritage Heritage NSW letter 3/8/22 Management Plan Rev G Sept 22 DPE letter 18/11/22 NGH clearance advice of 22/2/22 interviews	It includes this mapping	Compliant
	(d) include a description of the measures that would be implemented for: • protecting Aboriginal heritage items outside the project disturbance area; • minimising and managing the impacts of the development on heritage items within the disturbance area, including: - test excavations and salvage (if required) at the Aboriginal heritage items identified in Table 3 in Appendix 5; and - a strategy for the long term management of any Aboriginal heritage items or material collected during the test excavation or salvage works; • a contingency plan and reporting procedure if: - Aboriginal heritage items outside the approved disturbance area are damaged; - previously unidentified Aboriginal heritage items are found; or - Aboriginal skeletal material is discovered; • ensuring workers on site receive suitable heritage inductions prior to carrying out any development on site, and that records are kept of these inductions; and • ongoing consultation with Aboriginal stakeholders during the implementation of the plan;	previous audit results Third Addendum Aboriginal Cultural Heritage Assessment Heritage Heritage NSW letter 3/8/22 Management Plan Rev G Sept 22 DPE letter 18/11/22 NGH clearance advice of 22/2/22 interviews	The HMP includes a description of all of these measures.	Compliant
	(e) a program to monitor and report on the effectiveness of these measures and any heritage impacts of the project. Following the Planning Secretary's approval, the Applicant must implement the Heritage Management Plan.	previous audit results Third Addendum Aboriginal Cultural Heritage Assessment Heritage Heritage NSW letter 3/8/22 Management Plan Rev G Sept 22 DPE letter 18/11/22 NGH clearance advice of 22/2/22 interviews	The HMP includes a monitoring program	Compliant
	(f) Following the Planning Secretary's approval, the Applicant must implement the Heritage Management Plan.	previous audit results Third Addendum Aboriginal Cultural Heritage Assessment Heritage Heritage NSW letter 3/8/22 Management Plan Rev G Sept 22 DPE letter 18/11/22 NGH clearance advice of 22/2/22  interviews Induction records and induction materials	Sighted two salvage reports. Examples of Zenviron drawings showing locations. Also fenced areas were observed on site. Tilt and Zenviron inductions included coverable of cultural heritage. Vestas was not able to demonstrate it provided suitable heritage inductions to its staff and contractors who are working on site.	Compliant

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
3.26 TRANSPORT Designated Heavy and Over-Dimensional Vehicle Routes	<p>The Applicant must ensure that all over-dimensional and heavy vehicle access to and from the site is via Trucking Yard Road, Dillon Street, Long Street, Boorowa-Rye Park Road, Grassy Creek Road, Yass Street, Gunning Road and Rye Park-Dalton Road and:</p> <ul style="list-style-type: none"> <li>Route 1 - Port of Newcastle to project site via Gunning (using the Port of Newcastle via Selwyn Street, Industrial Drive, George Street, Maitland Road, New England Highway, John Renshaw Drive, M1, Pennant Hills Road, M2, M7, Hume Highway and Lachlan Valley Way); or</li> <li>Route 2 - Port of Newcastle to project site via Dubbo - for tower sections only (using the Port of Newcastle via Selwyn Street, Industrial Drive, George Street, Maitland Road, New England Highway, John Renshaw Drive, Hunter Expressway, Golden Highway, Putty Road, Denman Road, Bengalla Road, Wybong Road, Boothenna Road, Troy Bridge Road, Bunglegumbe Road, Mitchell Highway, Manildra Street, Derribong Avenue, Algalah Street, Tomingley Road, Newell Highway, Thomas Street, Moulden Street, Henry Parkes Way, Westlime Road, Hartigan Avenue, Goldfields Way, Kitchener Road, Bundawarrah Road, Milvale Road, Waratah Street, Burley Griffin Way, Hume Highway and Lachlan Valley Way); or</li> <li>Route 3 - Port Kembla to project site (using Port Kembla via Tom Thumb Road, Masters Road, M1, Picton Road, Hume Highway and Lachlan Valley Way),</li> </ul> <p>unless the Planning Secretary agrees otherwise.</p>	<p>interviews site observations complaints register HV Logistics Booking Portal uploaded Subcontractor delivery driver transport route acknowledgement Correspondence to contractors</p>	<p>Clear signage has been implemented at key access/egress points to advise drivers of the correct route and the consequences of not complying with the requirements. All heavy vehicle movements were required to be registered via the HV booking portal which is managed by the Contracts Manager but heavy vehicle movements to site have dropped off and it is no longer in use. There is now a booking system and records for OSOM. Sighted outputs from vehicle tracking system showing vehicles using correct route but <b>Vestas was unable to provide evidence of a booking system and records for OSOM.</b> RPWF Site Access Instructions V2.pdf this document provides site access instructions includes a map of where heavy vehicles can and cannot enter site and also which road no vehicles are allowed to travel along and details of HV detour around Boorowa.</p>	Compliant
3.27 TRANSPORT Road Upgrades	<p>The Applicant must implement the road upgrades identified in Appendix 6 in accordance with the relevant timing requirements unless otherwise agreed to by the Planning Secretary, to the satisfaction of the relevant roads authority.</p> <p>If there is a dispute about the road upgrades to be implemented, or the implementation of these upgrades, then either party may refer the matter to the Planning Secretary for resolution.</p>	<p>previous audit Road auditor's report Correspondence with Councils</p>	<p>Previous audit found it compliant but Mod2 had included Cooks Hill Road works. Councils have reviewed drawings of proposed works and signed off on what work needed to be done. There have been complaints from Hill Tops Shire regarding the adequacy of the road works and the damage done to Council roads due to construction traffic. Zenviron paid for a third party road auditor to inspect the works with Council during the upgrades on a weekly basis every week for 12 weeks. Sighted audit report 9/6/2022 and report 11/14/7/22. Section 3 of the latter says that the roads are practically completed for OSOM. The outstanding items would not have contributed to the road failure during the rain event. Consultation with the Hilltops Council engineer makes it clear that Hilltops Council is not satisfied with the implementation of the road upgrades and this has not been resolved between the parties. This disagreement has not gone to dispute resolution with the Planning Secretary.</p>	Compliant
3.28 TRANSPORT Road Maintenance	<p>The Applicant must, to the satisfaction of the relevant roads authority:</p> <p>(a) prepare a dilapidation survey of the designated over-dimensional and heavy vehicle route:</p> <ul style="list-style-type: none"> <li>prior to the commencement of any construction or decommissioning works other than pre-construction minor works;</li> <li>within 1 month of the completion of any construction or decommissioning works other than pre-construction minor works;</li> </ul> <p>(b) rehabilitate and/or make good any development-related damage:</p> <ul style="list-style-type: none"> <li>identified during the carrying out of the relevant construction and/or decommissioning works if it could endanger road safety, as soon as possible after the damage is identified but within 7 days at the latest; and</li> <li>identified during any dilapidation survey carried out following the completion of the relevant construction and/or decommissioning works within 2 months of the completion of the survey, unless the relevant roads authority agrees otherwise,</li> </ul>	<p>previous audit</p> <p>Correspondence with Councils</p>	<p>previous audit found that dilapidation survey had been done and councils accepted.</p> <p>Evidence was sighted that the roads have been progressively repaired but it would appear that there is a difference of opinion between Hilltops Council and Tilt as to whether all of the road damage has been caused by construction traffic or whether the prolonged wet weather in 2022 was responsible for the damage. This remains a matter of dispute which is unresolved between Tilt and Hilltops Council</p>	Compliant

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
3.29 TRANSPORT Unformed Crown Roads	The Applicant must ensure any unformed Crown road reserves affected by the development are maintained for future use, unless otherwise agreed with the Department's Crown Lands Division.	previous audit results		Compliant
3.30 TRANSPORT Traffic Management Plan	Prior to the commencement of construction, the Applicant must prepare a Traffic Management Plan for the development in consultation with TNSW and the Councils, and to the satisfaction of the Planning Secretary. This plan must:  (a) detail the measures that would be implemented to: • minimise the traffic safety impacts of the development and disruptions to local road users during the construction and decommissioning of the development, including: - temporary traffic controls, including detours and signage; - notifying the local community about development-related traffic impacts; - minimising potential conflict between development-related traffic and: • rail services; • stock movements; and • school buses, in consultation with local schools; - ensuring development-related traffic does not track dirt onto the public road network; - ensuring loaded vehicles entering or leaving the site have their loads covered or contained; - providing sufficient parking on site for all development-related traffic; - responding to any emergency repair requirements or maintenance during construction and/or decommissioning; and • a traffic management system for managing over-dimensional vehicles; • comply with the traffic conditions in this consent;	Previous audit Traffic Management Plan Rev 4 June2022 DPE letter 11/8/22	changes to the TMP relate to changes to the timing of two proposed Road Upgrades. The TMP proposes Transport Code of Conduct (sighted), visible signage in the field advising of key intersections (sighted), vehicle maintenance records (sighted), <b>heavy vehicle booking system (not sighted)</b> , community notifications (sighted) and S138 local road approval permits (sighted).	Compliant
	(b) include a drivers code of conduct that addresses: • travelling speeds; • procedures to ensure that drivers to and from the development adhere to the designated over-dimensional and heavy vehicle routes; and • procedures to ensure that drivers to and from the development implement safe driving practices, particularly if using local roads through Boorowa, Jerrawa, Rye Park and Yass;	Previous audit Traffic Management Plan Rev 4 June2022 DPE letter 11/8/22	changes to the TMP relate to changes to the timing of two proposed Road Upgrades. The TMP proposes Transport Code of Conduct (sighted), visible signage in the field advising of key intersections (sighted), vehicle maintenance records (sighted), <b>over dimensional and heavy vehicle booking system (not sighted)</b> , community notifications (sighted) and S138 local road approval permits (sighted).	Compliant
	(c) include a detailed program to monitor and report on the effectiveness of these measures and the code of conduct. Following the Planning Secretary's approval, the Applicant must implement the Traffic Management Plan.	Previous audit Traffic Management Plan Rev 4 June2022 DPE letter 11/8/23	changes to the TMP relate to changes to the timing of two proposed Road Upgrades. The TMP proposes Transport Code of Conduct (sighted), visible signage in the field advising of key intersections (sighted), vehicle maintenance records (sighted), <b>over dimensional and heavy vehicle booking system (not sighted)</b> , community notifications (sighted) and S138 local road approval permits (sighted).	Compliant
	Following the Planning Secretary's approval, the Applicant must implement the Traffic Management Plan.	Previous audit complaints register observations Traffic Management Plan Rev 4 June2022 DPE letter 11/8/22	complaint 56 and 58, 63 re mud tracked across road and 58 and 59 re damage to public road complaint 65 LV exited onto Blakney Creek Road South - confirmed and raised as NCR with DPE. Letter from Tilt to DPE (RPWF-LET-078-DPE Non-Compliance) reporting 21/7/22 Heavy vehicle using unapproved route 16 Jan DPE letter undated and also not in complaints register. Letter from Tilt to DPE (RPWF-LET-140-DPE Non-Compliance) 23/1/22	Compliant
3.31 AVIATION Notification of Aviation Authorities	Prior to the construction of any wind turbine or wind monitoring mast, the Applicant must provide the following information to CASA, Airservices Australia, and the RAAI (together the authorities):  (a) co-ordinates in latitude and longitude of each wind turbine and mast;	CASA correspondence	this data is being provided progressively as each turbine is being constructed. There is a master spreadsheet Tall Structures Report Progress for Air Services Australia. This is progressively updated with turbine and meteorological mast locations and height data, Sighted email to CASA dated 25/8/22 from Grant Wallace to CASA, 25/8/22 to Dept of Defence, 25/8/22 to Air Services Australia. Sighted series of emails upating status of construction but no updates regarding the horizontal co-ordinates from as built survey because latter not completed.	Compliant
	(b) the final height of each wind turbine and mast in Australian Height Datum;	CASA correspondence	Three have all blades on them. This data is in table	Compliant
	(c) ground level at the base of each wind turbine and mast in Australian Height Datum; and	CASA correspondence	this data is in table	Compliant
	(d) details of any proposed aviation hazard lighting.	Landrum and Brown Technical note 23/1/23 Emails from CASA dated 5/9/22 and 25/1/23	200 Candela lighting (rather than 2,000 Candela) on 40 selected turbines to be used to define windfarm perimeter. This has been approved by CASA	Compliant
3.32 AVIATION Notification of Aviation Authorities	Within 30 days of the practical completion of the construction of any wind turbine or mast, the Applicant must:  (a) provide confirmation to the authorities that the information that was previously provided remains accurate; or	no wind turbine was completed at the time of audit		Not Triggered
	(b) update the information previously provided.	no wind turbine was completed at the time of audit		Not Triggered

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
3.33 RADIOCOMMUNICATIONS Notification of Aviation Authorities	If the development results in the disruption to any radiocommunications services (including point-to-point microwave links) in the area, then the Applicant must make good any disruption to these services as soon as possible following the disruption, but no later than 1 month following the disruption of the service unless the relevant service provider or user or Planning Secretary agrees otherwise.	this conditions relates to commissioning		Not Triggered
3.34 HAZARDS Emergency Plan	Prior to commencing construction, the Applicant must develop and implement a comprehensive Emergency Plan and detailed emergency procedures for the development, to the satisfaction of FRNSW and the RFS. The Applicant must keep two copies of the plan on-site in a prominent position adjacent to the site entry points at all times. The Plan must:  (a) be consistent with the Department's Hazardous Industry Planning Advisory Paper No. 1, 'Emergency Planning' and RFS's Planning for Bushfire Protection 2019 (or equivalent);	Emergency Plan Rye Park Wind Farm Rev D Sep 22 DPE and emergency services responses	Emergency Plan Rye Park Wind Farm Rev D Sep 22 reflects a change associated with sentence saying minister had approved Mod 2. Accordingly Tilt wrote to each of the emergency services (emails sighted) sending updated plan for information but not seeking endorsement because of the minor amendment that made. No responses from each emergency service.	Compliant
	(b) identify the fire risks and hazards and detailed measures for the development to prevent or mitigate fires igniting;	Emergency Plan Rye Park Wind Farm Rev D Sep 22		Compliant
	(c) list works that should not be carried out during a total fire ban;	Emergency Plan Rye Park Wind Farm Rev D Sep 23		Compliant
	(d) include availability of fire suppression equipment, access and water;	Emergency Plan Rye Park Wind Farm Rev D Sep 24		Compliant
	(e) include procedures for the storage and maintenance of any flammable materials;	Emergency Plan Rye Park Wind Farm Rev D Sep 25		Compliant
	(f) detail access provisions for emergency vehicles and contact details for both a primary and alternative site contact who may be reached 24/7 in the event of an emergency;	Emergency Plan Rye Park Wind Farm Rev D Sep 26		Compliant
	(g) include a figure showing site infrastructure, Asset Protection Zone and the fire fighting water supply;	Emergency Plan Rye Park Wind Farm Rev D Sep 27		Compliant
	(h) include location of hazards (physical, chemical and electrical) that may impact on fire fighting operations and procedures to manage identified hazards during fire fighting operations;	Emergency Plan Rye Park Wind Farm Rev D Sep 28		Compliant
	(i) include details of the location, management and maintenance of the Asset Protection Zone and who is responsible for the maintenance and management of the Asset Protection Zone;	Emergency Plan Rye Park Wind Farm Rev D Sep 29		Compliant
	(j) include bushfire emergency management planning; and	Emergency Plan Rye Park Wind Farm Rev D Sep 30		Compliant
(k) include details of how the RFS would be notified, and procedures that would be implemented, in the event that: • there is a fire on-site or in the vicinity of the site; • there are any activities on site that would have the potential to ignite surrounding vegetation; or • there are any proposed activities to be carried out during a bushfire danger period.	Emergency Plan Rye Park Wind Farm Rev D Sep 31		Compliant	
Following approval, the Applicant must implement the Emergency Plan.	interviews records of drills 5.2 induction records incident records toolbox at start of fire season		Compliant	
3.35 SAFETY	The Applicant must:  (a) prepare a Safety Management System for the development in accordance with the Department's Hazardous Industry Planning Advisory Paper No. 9, 'Safety Management' prior to commissioning any wind turbines on site; and	commissioning has not commenced		Not Triggered
	(b) implement, and if necessary update, the system over the remaining life of the development.	commissioning has not commenced		Not Triggered

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
3.36 WASTE	The Applicant must: (a) minimise the waste generated by the development;	NGER reporting register and EMP	Vestas EMP V02 has section on waste management. Vestas rule is no plastic bottles on site. Has recycling bins. Timber waste from crates is used cartage are sent to recyclers. Zenviron - Minimising cut to fill and balance. Sustainability Implementation Progress Report July-September 2022. Concrete mix is has slag blend, quarried road material turbines built off site and assembled. recycling leftover concrete on site. Felled vegetation has been used on site for mulch or habitat.	Compliant
	(b) classify all waste generated on site in accordance with the EPA's Waste Classification Guidelines 2014 (or its latest version);	waste classification records	Appendix B HSE Monthly Contractor Report - Zenviron Feb 2023. Includes a fuel and waste reporting tab.	Compliant
	(c) store and handle all waste generated on site in accordance with its classification;	observation	waste oils stored in drums on banded pallets, waste concrete stockpiled for reused, other wastes sorted and stored in skips.	Compliant
	(d) not receive or dispose of any waste on site; and	observation	no evidence of wastes being received on site	Compliant
	(e) ensure all waste is disposed of at appropriately licensed waste facilities.	transport dockets	Kanga Hire takes to - Boorowa Transfer station and gets sorted and some goes to Bald Hills Landfill - copy of both licences on files, Tiger Waste transfort solid waste to licensed to their licensed facility in ACT licence on file. , Poo Carters collect wasterwaster to and EPA liced treatment plant - certificate from Poo Carters says that it is taken to a licenced facility. Zenviron has generated hazardous and special wastes (oils etc) and taken by JR Richards. First load only just taken so no evidence can be provided yet.	Compliant
3.37 REHABILITATION & DECOMMISSIONING Rehabilitation Objectives - Decommissioning	Within 18 months of the cessation of operations, unless the Planning Secretary agrees otherwise, the Applicant must rehabilitate the site to the satisfaction of the Planning Secretary. This rehabilitation must comply with the objectives in Table 7.	not yet operational		Not Triggered
3.38 REHABILITATION & DECOMMISSIONING Progressive Rehabilitation	The Applicant must: (a) rehabilitate all areas of the site not proposed for future disturbance progressively, that is, as soon as reasonably practicable following construction or decommissioning;	not yet operational		Not Triggered
	(b) minimise the total area exposed at any time; and	not yet operational		Not Triggered
	(c) employ interim rehabilitation strategies to minimise dust generation, soil erosion and weed incursion on parts of the site that cannot yet be permanently rehabilitated.	not yet operational		Not Triggered
3.39 REHABILITATION & DECOMMISSIONING Dismantling of Wind Turbines	Any individual wind turbines which cease operating for more than 12 consecutive months must be dismantled within 18 months after that 12 month period, unless the Planning Secretary agrees otherwise.	not yet operational		Not Triggered

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
4.1 NOTIFICATION OF LANDOWNERS	Prior to the commencement of construction, the Applicant must notify the owners of:  (a) the land listed in Table 1 of the conditions of this consent of their rights under condition 1 of schedule 3; and	previous audit findings	The relevant landowners have been formally notified	Compliant
	(b) any non-associated residence within 4 km of any approved wind turbine of their rights under condition 3 of schedule 3.	previous audit findings	The relevant landowners have been formally notified	Compliant
4.2 LAND ACQUISITION	Within 3 months of receiving a written request from an owner with acquisition rights, the Applicant must make a binding written offer to the owner based on:  (a) the current market value of the owner's interest in the land at the date of this written request, as if the land was unaffected by the development, having regard to the: • existing and permissible use of the land, in accordance with the applicable environmental planning instruments at the date of the written request; and • presence of improvements on the land and/or any approved building or structure which has been physically commenced at the date of the owner's written request, and is due to be completed subsequent to that date, but excluding any improvements or reasonable costs that have resulted from the implementation of the visual impact mitigation measures in condition 2 of schedule 3;	Tilt letter to landowners dated 2 Sept 21 and 3 Nov 21 email request of 6/9/22 re Mr Washbrooke's Property. Letter of offer 6/12/22	This relates to Lot 49 and 104 in Deposited Plan 754136. The offer meets the requirements of the condition but the owner had not accepted the offer at the time of the audit.	Compliant
	(b) the reasonable costs associated with: • relocating within the Hilltops, Upper Lachlan or Yass Valley local government areas, or to any other local government area determined by the Planning Secretary; and • obtaining legal advice and expert advice for determining the acquisition price of the land, and the terms upon which it is to be acquired;	Tilt letter to landowners dated 2 Sept 21 and 3 Nov 21 email request of 6/9/22 re Mr Washbrooke's Property. Letter of offer 6/12/23	This relates to Lot 49 and 104 in Deposited Plan 754136. The offer meets the requirements of the condition but the owner had not accepted the offer at the time of the audit.	Compliant
	(c) reasonable compensation for any disturbance caused by the land acquisition process.	Tilt letter to landowners dated 2 Sept 21 and 3 Nov 21 email request of 6/9/22 re Mr Washbrooke's Property. Letter of offer 6/12/24	This relates to Lot 49 and 104 in Deposited Plan 754136. The offer meets the requirements of the condition but the owner had not accepted the offer at the time of the audit.	Compliant
4.3 LAND ACQUISITION	The Applicant must pay all reasonable costs associated with the land acquisition process described in condition 2 above, including the costs associated with obtaining Council approval for any plan of subdivision (where permissible), and registration of this plan at the Office of the Registrar-General.	evidence of payment	acquisition has not yet proceeded	Not Triggered

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
5.1 ENVIRONMENTAL MANAGEMENT Environmental Management Strategy	Prior to the commencement of construction, the Applicant must prepare an Environmental Management Strategy for the development to the satisfaction of the Planning Secretary. This strategy must:  (a) provide the strategic framework for environmental management of the development;	previous audit Environmental Management Strategy Rye Park Wind Farm Rev E Sep 22 DPE Letter 31/10/22		Compliant
	(b) identify the statutory approvals that apply to the development;	previous audit Environmental Management Strategy Rye Park Wind Farm Rev E Sep 22 DPE Letter 31/10/22		Compliant
	(c) describe the role, responsibility, authority and accountability of all key personnel involved in the environmental management of the development;	previous audit Environmental Management Strategy Rye Park Wind Farm Rev E Sep 22 DPE Letter 31/10/22		Compliant
	(d) describe the procedures that would be implemented to: • keep the local community and relevant agencies informed about the operation and environmental performance of the development; • receive, handle, respond to, and record complaints; • resolve any disputes that may arise; • respond to any non-compliance; • respond to emergencies; and	previous audit Environmental Management Strategy Rye Park Wind Farm Rev E Sep 22 DPE Letter 31/10/22		Compliant
	(e) include: • copies of any strategies, plans and programs approved under the conditions of this consent; and • a clear plan depicting all the monitoring to be carried out in relation to the development, including a table summarising all the monitoring and reporting obligations under the conditions of this consent.	previous audit Environmental Management Strategy Rye Park Wind farm Rev E Sep 22 DPE Letter 31/10/22		Compliant
	Following the Planning Secretary's approval, the Applicant must implement the Environmental Management Strategy.	Environmental Management Strategy Rev E 26/9/22 observations and records	The audit found that generally the project environmental management strategy was being adhered to. However, Table 3.1 of the strategy states that all employees and subcontractors: - complete a site induction prior to commencing works - compliance with site induction requirements for all aspects of environmental management Induction records indicated that employees and site contractors are undertaking site inductions and that the Tilt and Zenviron inductions cover all aspects of environmental management. <b>However, it was found that the Vestas induction material did not cover environmental aspects relevant to its employees and subcontractors.</b>	Compliant
5.2 ENVIRONMENTAL MANAGEMENT Revision of Strategies, Plans and Programs	Within 3 months of the submission of: (a) an incident report under condition 7 below; (b) an audit report under condition 11 below; or (c) any modification to the conditions of this consent (unless the conditions require otherwise), the Applicant must review and, if necessary, revise the strategies, plans, and programs required under this consent to the satisfaction of the Planning Secretary.	Letter to DPE in response to first audit report Recommendations and actions table Letter to DPE in response RFI following incident report Plans and Strategies on Rye Park Wind Farm Website	Letter to DPE in response to first audit report (RPWF- Audit report was finalised 5/5/22 RPWF_IEA_Recommendations_and_actions on webiste (dated May 220 lists recommendations from audit report and proposed actions Letter to DPE in response RFI following incident report (RPWF-LET-090-DPE Information Request GC Road.pdf) dated 31/8/22 regarding incident on 18/8/22 All plans and strategies on the Rye Park Wind Farm website were updated within 3 months of Mod 2 being approved.	Compliant
	Where this review leads to revisions in any such document, then within 4 weeks of the review the revised document must be submitted to the Planning Secretary for approval.	did this happen?	None of the recommendations from the audit nor the incident report required changes to strategies, plans or programs	Not Triggered
5.3 ENVIRONMENTAL MANAGEMENT Community Consultative Committee	The Applicant must, to the satisfaction of the Planning Secretary and in accordance with the Community Consultative Committee Guidelines for State Significant Project (2019), or its latest version:  (a) establish a Community Consultative Committee for the development prior to the commencement of construction; and	previous audit		Compliant
	(b) operate this Committee following establishment,	CCC minutes of meetings Feb 22-Nov 22	minutes of meetings kept on website. Nov 22 CCC minutes state 7 non-compliances to date – 6 relating to vehicles using non-approved routes, 1 re dam water extraction. ; -only 2 in last 12 months?	Compliant
5.4 NOTIFICATIONS Notification of Department	Prior to commencing the road upgrades, construction, operations, upgrading or decommissioning of the development or the cessation of operations, the Applicant must notify the Department via the Major Projects website portal of the date of commencement, or cessation, of the relevant phase.	Previous audit Notification of Mod 2 commencing		Compliant
	If any of these phases of the development are to be staged, then the Applicant must notify the Department in writing prior to commencing the relevant stage, and clearly identify the development that would be carried out during the relevant stage.	Staging Report June 2022		Compliant

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
5.5 NOTIFICATIONS Final Layout Plans	Prior to commencing construction, the Applicant must submit detailed plans of the final layout of the development to the Department via the Major Projects website, showing comparison to the approved layout and including details on the siting of wind turbines and ancillary infrastructure.	previous audit	DPE email dated 12/11/21	Compliant
5.6 NOTIFICATIONS Work as Executed Plans	Prior to commencing operations or following the upgrades of any wind turbines or ancillary infrastructure, the Applicant must submit work as executed plans of the development and showing comparison to the approved final layout plans to the Department via the Major Projects website.	not yet operational		Not Triggered
5.7 NOTIFICATIONS Incident Notification	The Planning Secretary must be notified in writing via the Major Projects website 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 8.	CAMS HSE reporting and incident management system.	Only incident (576) was the washing away Grassy Creek Road by flood. It is questionable whether it actually qualified as an incident. Pora(tal Log of 5/8/22 shows incident was submitted on the day of the incident.. DPE wanted updated by 31/8/22. Incident update provided 31/8/22.	Compliant
5.8 NOTIFICATIONS Non-Compliance Notification	The Planning Secretary must be notified in writing via the Major Projects website within seven days after the Applicant becomes aware of any non-compliance.	CAMS HSE reporting and incident management system.	CAMS HSE reporting and incident management system has 11 non-conformances logged over life of the project. There were 6 NC in the audit period. On 11/5 Light Vehicle NC and reported to DPE on 18/5. Another on 14/7 reported 21/7. Heavy Vehicle NC occurred of 26/10 and was reported same day.	Compliant
5.9 NOTIFICATIONS Non-Compliance Notification	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.	CAMS HSE reporting and incident management system.	There were 6 NC in the audit period. 4 heavy vehicles and 2 light vehicle access issues. Sighted examples of each which includes all of the relevant information.	Compliant
5.10 NOTIFICATIONS Non-Compliance Notification	A non-compliance which has been notified as an incident does not need to also be notified as a non compliance.	CAMS HSE reporting and incident management system.	one incident and not reported as an NCR	Compliant
5.11 INDEPENDENT ENVIRONMENTAL AUDIT	Independent Audits of the development must be conducted and carried out in accordance with the Independent Audit Post Approval Requirements (2020) to the following frequency:  (a) within 3 months of commencing construction; and	previous audit	construction commenced 1 December 2021 and the audit commenced on 24th February 2022	Compliant
	(b) within 3 months of commencement of operations.	not yet operational		Not Triggered
5.12 INDEPENDENT ENVIRONMENTAL AUDIT	Proposed independent auditors must be agreed to in writing by the Planning Secretary prior to the commencement of an Independent Audit.	DPE Letter of 20/01/23	Steven Molino (Lead Auditor) and Roland van Amstel (Assistant to the Lead Auditor) were approved by DPE to conduct this audit and have done so.	Compliant
5.13 INDEPENDENT ENVIRONMENTAL AUDIT	The Planning Secretary may require the initial and subsequent Independent Audits to be undertaken at different times to those specified in condition 11 of Schedule 4 upon giving at least 4 weeks' notice to the Applicant of the date upon which the audit must be commenced.	DPE Letter of 9/01/23	Letter states audit is to cover period 26/2/22 to 28/2/23 which means site audit can be conducted 4 weeks after notification	Compliant
5.14 INDEPENDENT ENVIRONMENTAL AUDIT	In accordance with the specific requirements in the Independent Audit Post Approval Requirements (2020), the Applicant must:  (a) review and respond to each Independent Audit Report prepared under condition 11 of Schedule 4 of this consent, or condition 13 of Schedule 4 where notice is given by the Planning Secretary;	Rye Park Wind Farm Independent Environmental Audit (5 May 2022) – Recommendations and Actions	Three recommendations and corresponding actions were identified which needed to continue throughout construction. These commitments have been checked as part of this audit.	Compliant
	(b) submit the response to the Planning Secretary; and	DPE Portal Submission Receipt	submitted response to Planning Secretary on 14/4	Compliant
	(c) make each Independent Audit Report, and response to it, publicly available within 60 days of submission to the Planning Secretary, unless otherwise agreed by the Planning Secretary.	Rye Park Wind Farm Independent Environmental Audit (5 May 2022) – Recommendations and Actions	Rye Park Wind Farm Independent Environmental Audit (5 May 2022) – Recommendations and Actions	
5.15 INDEPENDENT ENVIRONMENTAL AUDIT	Independent Audit Reports and the Applicant's response to audit findings must be submitted to the Planning Secretary within 2 months of undertaking the independent audit site inspection as outlined in the Independent Audit Post Approvals Requirements (2020) unless otherwise agreed by the Planning Secretary.	DPE Portal Submission Receipt	site audit undertaken 25th Feb submitted 14/4	Compliant
5.16 INDEPENDENT ENVIRONMENTAL AUDIT	Notwithstanding the requirements of the Independent Audit Post Approvals Requirements (2020), the Planning Secretary may approve a request for ongoing independent operational audits to be ceased, where it has been demonstrated to the Planning Secretary's satisfaction that independent operational audits have demonstrated operational compliance.	not yet operational		Not Triggered

Condition Number	Requirement	Evidence Used	Findings and Recommendations	Compliance Status
5.17 ACCESS TO INFORMATION	<p>The Applicant must:</p> <p>(a) make the following information publicly available on its website as relevant to the stage of the development:</p> <ul style="list-style-type: none"> <li>• the EIS;</li> <li>• the final layout plans for the development;</li> <li>• current statutory approvals for the development;</li> <li>• approved strategies, plans or programs required under the conditions of this consent;</li> <li>• the proposed staging plans for the development if the construction, operation and/or decommissioning of the development is to be staged;</li> <li>• a comprehensive summary of the monitoring results of the development, which have been reported in accordance with the various plans and programs approved under the conditions of this consent.</li> <li>• a complaints register, which is to be updated on a monthly basis;</li> <li>• minutes of CCC meetings;</li> <li>• any independent environmental audit, and the Applicant's response to the recommendations in any audit; and</li> <li>• any other matter required by the Planning Secretary; and</li> </ul>	<p>Project website:</p> <p><a href="https://www.tiltrenewables.com/assets-and-projects/Rye-Park-Wind-Farm/project-approvals-and-applications/">https://www.tiltrenewables.com/assets-and-projects/Rye-Park-Wind-Farm/project-approvals-and-applications/</a></p>	<p>The website provides public access - via download, linked internally or linked externally - to all of the required information specified in this condition.</p>	Compliant
	<p>(b) keep this information up to date.</p>	<p>Project website:</p> <p><a href="https://www.tiltrenewables.com/assets-and-projects/Rye-Park-Wind-Farm/project-approvals-and-applications/">https://www.tiltrenewables.com/assets-and-projects/Rye-Park-Wind-Farm/project-approvals-and-applications/</a></p>	<p>The website clearly sets out available updates to the published information, e.g.:</p> <ul style="list-style-type: none"> <li>- Modifications to Development Consent dd April 2017 and dd September 2022</li> <li>- Variation to EPBC Approval dd June 2021</li> <li>- Statement that: "...the website will continue to be updated to include... plans once prepared or updated..."</li> <li>- Revised IEA Feb 2022</li> <li>- Complaints register as at end January 2023 (checked 24Feb23).</li> </ul>	Compliant

## Appendix D | Site Inspection Photographs



Photo 1: Road drain with rock check dam silted up and ineffective



Photo 2: Road drain with rock check dam partly silted up and breached and ineffective.



Photo 3: Road drain with rock check dam bypassed and ineffective



Photo 4: Embankment requiring stabilization at B15



Photo 5: Erosion caused by spillage from a standpipe at the northern batching plant



Photo 6: erosion caused by spillage from a standpipe at the northern batching plant (2)



Photo 7: Sediment fence repair is required south of B11 where the cable run is eroding



Photo 8: Depleted spill kit



Photo 9: Full oil drums not banded



Photo 10: Full oil drums not banded



Photo 11: Hazardous materials storage and banded pallet



Photo 12: Vehicle tracking number and inspection stickers



Photo 13: Fenced off Aboriginal heritage site



Photo 14: Environmental protection measures at Grassy Creek Road culvert relining



Photo 15: Heavy vehicles advice signage



Photo 16: Heavy vehicles advice signage



Photo 17: Turbine delivery and erection



Photo 18: approved creek crossing



Photo 19: Access road construction



Photo 20: Cable laying



Photo 21: Footing concreting



Photo 22: Cable trench backfilling



Photo 23: Nest box delivery

# Appendix E | Declaration of Independence Form

# Declaration of Independence Form - Auditor

<b>Project Name</b>	Rye Park Wind Farm Independent Environmental Audit
<b>Consent number</b>	SSD 6693
<b>Description of Project</b>	Undertake an independent environmental audit to assess compliance with SSD 6693 and associated documents.
<b>Project Address</b>	Rye Park Wind Farm Dalton Rd, Rye Park NSW
<b>Proponent</b>	Rye Park Renewable Energy Pty Ltd
<b>Date</b>	01 February 2023

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)*

<b>Name of Proposed Auditor</b>	Steven Molino
<b>Signature</b>	
<b>Qualification</b>	B. Sci. (Physical Geography & Environmental Chemistry); Bachelor of Engineering (Civil) (Hons), Exemplar Global Lead Environmental Auditor trained.
<b>Company</b>	Water Technology Pty Ltd trading as Molino Stewart

# Declaration of Independence Form - Auditor

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<b>Consent number</b>	SSD 6693
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<b>Proponent</b>	Rye Park Renewable Energy Pty Ltd
<b>Date</b>	01 February 2023

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- 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)*

<b>Name of Proposed Auditor</b>	Roland van Amstel
<b>Signature</b>	
<b>Qualification</b>	Master of Planning & Management of Natural Hazards) Master of Business Administration (MBA) Master of Science, Aerospace Engineering Lead Auditor Environmental Management Systems trained
<b>Company</b>	Water Technology Pty Ltd trading as Molino Stewart