



RYE PARK WIND FARM

Year 1 Compliance Report

(EPBC 2020/8837)

January 2023

Rye Park Wind Farm

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Document History and Status

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1	18/01/2023	Final	J. Beckett	A. Galland	J. Shuker

Declaration of Accuracy

I declare that:

1. To the best of my knowledge, all the information contained in, or accompanying the Rye Park Wind Farm Year 1 Compliance Report – EPBC 2020/8837 is complete, current and correct.
2. I am duly authorised to sign this declaration on behalf of the Applicant / approval holder.
3. I am aware that:
 - a) Section 490 of the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) (EPBC Act) makes it an offence for an approval holder to provide information in response to an approval condition where the person is reckless as to whether the information is false or misleading.
 - b) Section 491 of the EPBC Act makes it an offence for a person to provide information or documents to specified persons who are known by the person to be performing a duty or carrying out a function under the EPBC Act or the *Environment Protection and Biodiversity Conservation Regulations 2000* (Cth) where the person knows the information or document is false or misleading.
 - c) The above offences are punishable on conviction by imprisonment, a fine or both.

Signed:



Date: 18 January 2023

Full Name & Title: James Beckett, Manager, Planning and Environment

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1.0 Introduction

Approval 2020/8837 (EPBC Approval) was granted on 1 June 2021 under the *Environment Protection and Biodiversity Act 1999 (Cth)* (EPBC Act) to Rye Park Renewable Energy Pty Ltd (ACN 601 541 931) (the Approval Holder) authorising the Approval Holder to “construct and operate a wind farm with up to 77 wind turbines, and associated infrastructure at Rye Park, New South Wales”, subject to conditions (the Action). A variation to the EPBC Approval was subsequently approved on 30 June 2022.

The purpose of this document is to demonstrate that there has been compliance with the conditions of the EPBC approval for the Action and to satisfy Condition 29 of the EPBC Approval, which states:

The approval holder must prepare a compliance report for each 12 month period following the date of commencement of the action, or as otherwise agreed to in writing by the Minister.

The approval holder must:

- a. publish each compliance report on the website within 60 business days following the relevant 12 month period;*
- b. notify the department by email that a compliance report has been published on the website and provide the link for the compliance report within five (5) business days of the date of publication;*
- c. keep all compliance reports publicly available on the website until this approval expires;*
- d. exclude or redact sensitive ecological data from compliance reports published on the website; and*
- e. where any sensitive ecological data has been excluded from the version published, submit the full compliance report to the department within five (5) business days of publication.*

The Approval Holder that is undertaking the Action, which is further described in Section 2.0, is a subsidiary of a portfolio of companies that are trading as Tilt Renewables.

This is the first annual compliance report, which in accordance with Condition 29 of the EPBC Approval, seeks to demonstrate how the Project had complied with the conditions of the EPBC Approval since the commencement of the Action on 16 November 2021 and 15 November 2022 (the Reporting Period). The annual compliance report has been prepared with reference to the *Annual Compliance Report Guidelines* (Commonwealth of Australia, 2014).

The compliance report will be published on the Approval Holder’s website (www.ryeparkwf.com.au) until the expiration of the EPBC Approval.

2.0 The Action

The proposed action as described by the EPBC Approval is:

To construct and operate a wind farm with up to 77 wind turbines, and associated infrastructure at Rye Park, New South Wales [see EPBC Act referral 2020/8837 and variation request letter dated 31 May 2022]

The Action is also subject to relevant State approvals with a Development Consent for the Action (SSD-6693-MOD2) being granted under the *Environmental Planning and Assessment Act 1979* by the NSW Planning Assessment Commission (now known as the Independent Planning Commission) on 22 May 2017, with a modification approved on 15 April 2021. A further modification to the Development Consent was approved by the Department of Planning and Environment on 23 September 2022.

2.1 The Project

The Action is located to the east of Rye Park, to the north-west of Yass and south-east of Boorowa, in New South Wales (NSW) (refer to Figure 1). It is located within the Yass Valley, Hilltops and Upper Lachlan Shire Council local government areas.

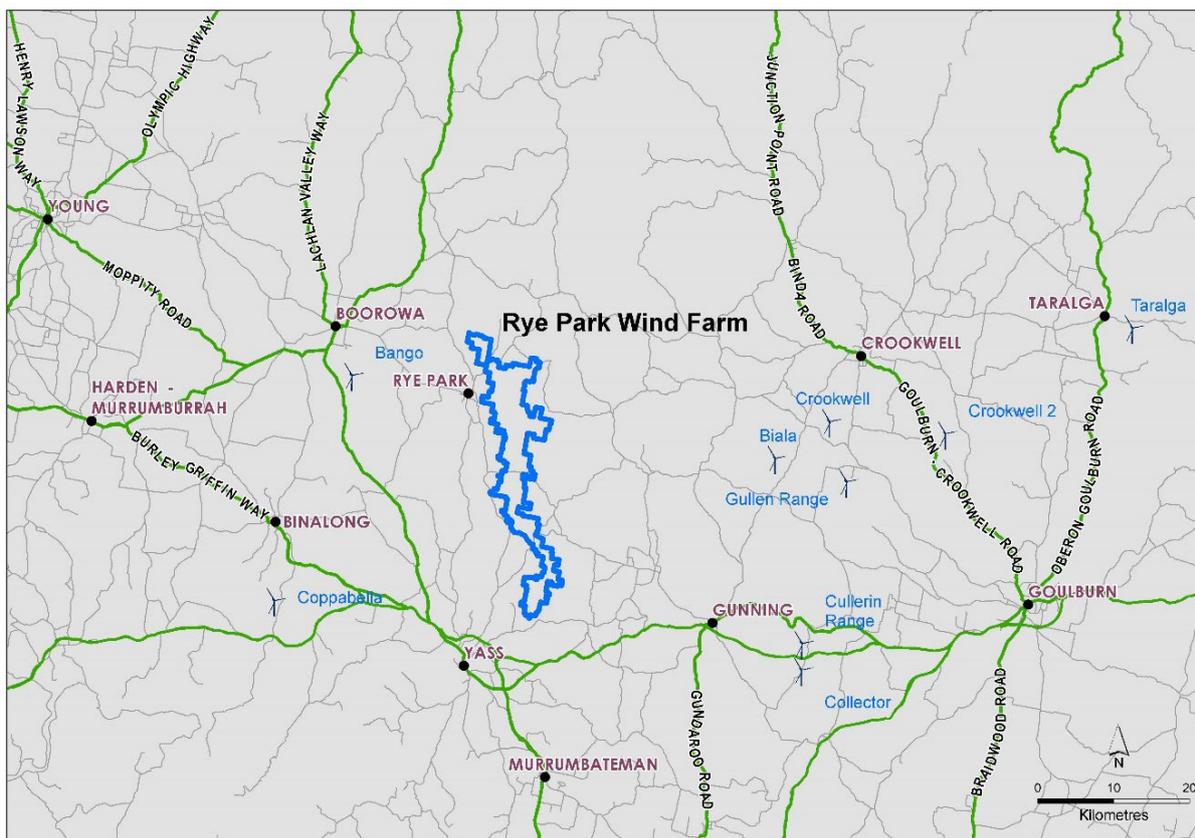


Figure 1: Site Location

The main components of the Action are as follows:

- 66 wind turbines, each with:
 - a capacity to generate up to approximately 6 MW
 - three blades mounted on a tubular steel tower, with a combined height of blade and tower limited to a maximum tip height of 200 metres

- crane hardstand area, and related turbine lay down area;
- A new 33 kV wind farm collection substation in the northern section of the Project site;
- A new 330 kV wind farm connection substation located adjacent to the existing TransGrid 330 kV transmission line in the southern section of the Project site;
- A temporary construction compound at the northern section of the Project site;
- A temporary construction compound to facilitate the upgrades on the TransGrid owned existing 330kV Transmission Line at the southern section of the Project site;
- A new overhead powerline approximately 30km in length, rated at up to 330 kV (nominal) capacity, running north-south along the length of the wind farm between the two substations. The powerline would be mounted on a single pole type structure and will either be single-circuit or double-circuit as required;
- Underground and overhead 33 kV electrical cabling linking the wind turbines to the on-site collection substations and connection substation;
- Operation and maintenance facility incorporating a control room and equipment storage at the northern section of the Project site;
- Temporary concrete batching plants and construction facilities;
- Access tracks required for each wind turbine and the related ancillary facilities above;
- Minor upgrades to local roads, as required for the delivery of the wind turbines; and
- Three temporary meteorological masts and two permanent monitoring masts for wind speed verification, weather and general monitoring purposes. The permanent monitoring masts may be either static guyed or un-guyed structures and will be to a minimum height of the wind turbine hubs (119m).

The Action will include three key phases, including construction, operations and decommissioning. The Action will be constructed in a single stage and is expected to have an operational life of 25-30 years.

2.2 Works Undertaken (During Reporting Period)

The Action is currently under construction with the Action commencing on 16 November 2021. The following key activities have been undertaken in the Reporting Period:

- Commencement of and ongoing upgrades of public roads and associated road maintenance and rectification activities of both upgraded roads and other public roads;
- Installation and use of temporary construction facilities, including construction compound, construction laydown areas and on-site concrete batching operations;
- Construction and use of internal wind farm access tracks, with 54 km of a total of 75 km of access tracks installed during the Reporting Period;
- Bulk earthworks and installation of wind turbine foundations, with 22 of the foundations being poured and backfilled;
- Installation of the 33 kV and 330 kV overhead transmission line foundations with 47 of a total of 120 foundations for the 330 kV transmission line complete and 20 of a total of 53 of the 33 kV transmission line complete and partial pole delivery and erection in preparation for the commencement of stringing of the transmission lines;
- Installation of 23 km of underground 33 kV electrical cabling (from a total of 90 km);



- Civil, structural and electrical works on the northern and southern substations and operations and maintenance facility; and
- Installation of three temporary meteorological masts within the Project site to allow for calibration of the wind turbines during the construction and commissioning of the Action.



3.0 Approval Conditions Compliance

The Approval Holder has demonstrated how the Action is compliant with the conditions of the EPBC Approval in Table 1.

Table 1: Approval Conditions Compliance

Condition Number	Approval Condition	Compliance Status	Comments
Part A – Conditions specific to the action			
Clearance Limits			
1	The approval holder must not construct more than 77 wind turbines within the project area .	Currently compliant with condition	<p>In accordance with Condition 12 of the EPBC Approval, the Approval Holder submitted detailed plans of the final layout to the Department on 23 October 2021. These plans identified the intention of the Approval Holder to construct and operate 66 wind turbines as part of the Action, with no further amendment to the number of wind turbines proposed since submission of the final layout.</p> <p>It is noted that the Approval Holder did submit revised Final Layout Plans to the Department on 31 May 2022 as part of an updated Rye Park Wind Farm Biodiversity Offset Strategy (Revision 3, dated 31 May 2022), which was submitted with a request to vary the EPBC Approval. These revised Final Layout Plans, which were subsequently approved by the Department on 14 November 2022 as part of the Rye Park Wind Farm Biodiversity Offset Strategy (Revision 4, dated 26 September 2022) sought to include minor amendments to the wind farm within the project area and did not make amendment to the number of wind turbines proposed as part of the Action.</p>
2	The approval holder must not clear within the project area , except: <ul style="list-style-type: none"> a. within the area labelled as 'Project area - Road Upgrades' as shown on the maps in Appendix A and Appendix B; and b. HBTs unless the Offset Strategy required under condition 13 has been approved by the Minister. 	Condition fully satisfied	<p>The Rye Park Wind Farm Biodiversity Offset Strategy (Revision 2, dated 8 November 2021) was approved by a delegate of the Minister for the Environment on 12 November 2021, prior to the commencement of the action (and clearing within the project area).</p> <p>Notice was provided to the Department on 16 November 2021 that the action commenced on 16 November 2021 in accordance with Condition 23(a). This notice has been appended as Attachment 1.</p>
3	The approval holder must not clear more than: <ul style="list-style-type: none"> a. 35.73 ha of Box Gum Woodland; b. 20.08 ha of Superb Parrot habitat; c. 233 HBTs; d. 85.28 ha of Golden Sun Moth habitat; and e. 43.29 ha of Striped Legless Lizard habitat within the project area. 	Currently compliant with condition	In accordance with the approved Rye Park Wind Farm Biodiversity Management Plan (Revision G, dated 26 September 2022), the Approval Holder has specific statutory performance criteria, which align with the relevant clearing limits identified in Condition 3 of the EPBC Approval. Spatial data of actual disturbance is collected and periodically reported to the NSW Department of Planning and Environment to verify compliance with the relevant clearing limits.

Condition Number	Approval Condition	Compliance Status	Comments
			<p>Surveyed collection of actual disturbance associated with the wind farm construction (as at 22 November 2022) relevant to the ecological entities listed in Condition 3 of the EPBC Approval is as follows:</p> <ul style="list-style-type: none"> a. 16.78 ha of Box Gum Woodland; b. 7.39 ha of Superb Parrot habitat; c. 28 HBTs; d. 32.84 ha of Golden Sun Moth habitat; and e. 19.58 ha of Striped Legless Lizard habitat <p>Biodiversity calculations presented in the Rye Park Wind Farm Biodiversity Offset Strategy demonstrate that the clearing limits in Condition 3 of the EPBC Approval can be met based on the approved Final Layout Plans for the Action. Any micro-siting undertaken during construction will consider these clearing limits and be reflected on the Completed Layout Plans required by Condition 15 of the EPBC Approval.</p>
4	The approval holder must not clear any confirmed Superb Parrot nest trees within the project area .	Currently compliant with condition	<p>Project inspections and internal environmental audits (as at 22 November 2022) confirm that no confirmed Superb Parrot nest trees have been impacted by the Action.</p> <p>Where relevant confirmed Superb Parrot nest trees near to the project works areas have been identified and protected with orange hi-vis flagging to ensure that the trees are not impacted.</p>
Management Plans			
5	To mitigate unavoidable impacts to protected matters , the approval holder must submit a Biodiversity Management Plan (BMP) for the Minister's approval prior to the commencement of the action .	Condition fully satisfied	The Rye Park Wind Farm Biodiversity Management Plan (Revision F, dated 25 October 2021) was submitted to the Department on 2 November 2021 prior to the commencement of the Action on 16 November 2021. The Plan was subsequently approved by a delegate of the Minister for the Environment on 4 November 2021.
6	The approval holder must not commence the action unless the Minister has approved the BMP in writing. The approval holder must implement the approved BMP.	Condition fully satisfied	
7	<p>The BMP must be consistent with the department's Environmental Management Plan Guidelines, and must include:</p> <ul style="list-style-type: none"> a. The BMP environmental objectives, relevant protected matters and a reference to EPBC Act approval conditions to which the BMP refers; b. A table of commitments made in the BMP to achieve the objectives, and a reference to where the commitments are detailed in the BMP; 	Condition fully satisfied	In assessing and approving the Rye Park Wind Farm Biodiversity Management Plan, the Department had assessed the Plan against the requirements of Condition 7 of the EPBC Approval and determined that the Plan sufficiently addresses the relevant obligations.

Condition Number	Approval Condition	Compliance Status	Comments
	<ul style="list-style-type: none"> c. Reporting and review mechanisms, and documentation standards to demonstrate compliance with the BMP; d. An assessment of risks to achieving the BMP environmental objectives and strategies that will be applied to manage risks; e. Impact avoidance, mitigation and/or repair measures, and their timing, including: <ul style="list-style-type: none"> i. details of pre-clearance surveys; ii. rehabilitation and revegetation measures; iii. erosion and sediment control measures; iv. weed management measures; v. management measures to prevent the introduction or spread of <i>Phytophthora cinnamomi</i>; vi. measures to protect retained Superb Parrot nest trees; vii. details of buffer zones or 'no-go zones' within the project area; f. A monitoring program, which must include: <ul style="list-style-type: none"> i. measurable performance indicators; ii. the timing and frequency of monitoring to detect triggers and changes in the performance indicators; iii. trigger values for corrective actions; and iv. proposed corrective actions if trigger values are reached. g. A protocol for clearing HBTs to prevent harm or injury to any EPBC Act listed threatened species; and h. Any links to other plans or conditions of approval (including State approval conditions). 		<p>Section 1.2 of the Biodiversity Management Plan identifies where each requirement of Condition 7 of the EPBC Approval has been addressed in the Plan.</p> <p>The Biodiversity Management Plan has been implemented by the Approval Holder and its contractors. The Approval Holder has undertaken inspections and monitoring to verify the implementation of the Plan by its contractors and does not note any non-compliance with this condition.</p> <p>An independent audit of the State Development Consent undertaken in May 2022 included a review of adequacy of a several environmental management plans, including the Biodiversity Management Plan. The audit report is appended as Attachment 2, with the report noting '<i>site observations and evidence reviewed during the audit adequately demonstrated the effective implementation of these management plans</i>' (Section 3.7, Page 10).</p>
8	To minimise impacts to EPBC Act listed bird and bat species during commissioning and operation of the wind farm, the approval holder must submit a Bird and Bat Adaptive Management Plan (BBAMP) for the Minister's approval prior to the commencement of commissioning . The BBAMP must ensure that the commissioning and operation of wind turbines is managed, monitored and limited such that impacts to EPBC Act listed bird and bat species are reliably detected, quantified, reported and responded to.	Currently compliant with condition	<p>The Approval Holder submitted a draft Rye Park Wind Farm Bird and Bat Adaptive Management Plan prior to the Reporting Period for the Department's review. The Department provided comments on the draft Plan on 2 June 2021 and the Approval Holder is in the process of reviewing the matters raised.</p> <p><i>Note: The Approval Holder has since submitted a Revised Rye Park Wind Farm Bird and Bat Adaptive Management Plan (Revision 5, dated 25 November 2022) to the Department for the Minister's approval outside of the Reporting Period on 1 December 2022.</i></p>
9	The approval holder must not commence commissioning unless the Minister has approved the BBAMP in writing. The approval holder must implement the approved BBAMP.	Not applicable (Condition to be satisfied)	Commissioning of the Action has not occurred within the Reporting Period and is anticipated to commence in mid-2023.

Condition Number	Approval Condition	Compliance Status	Comments
10	<p>The BBAMP must be consistent with the department's Environmental Management Plan Guidelines, and must include:</p> <ol style="list-style-type: none"> a. The environmental objectives of the BBAMP, relevant EPBC Act protected matters and a reference to where each relevant EPBC Act approval condition is addressed in the BBAMP; b. A table of commitments made in the BBAMP to achieve the environmental objectives, and a reference to where the commitments are detailed in the BBAMP; c. An assessment of risks to achieving the BBAMP environmental objectives and strategies that will be applied to manage risks; d. A proposed program of monitoring to detect or reliably estimate all collisions with EPBC Act listed bird and bat species. The approval holder must provide evidence that the proposed methods, frequency and timing of monitoring will provide statistically reliable detection or reliable estimates of all collisions with EPBC Act listed bird and bat species. The monitoring program must specify: <ol style="list-style-type: none"> i. measurable performance indicators; ii. triggers for corrective actions; iii. the timing and frequency of monitoring to detect triggers and changes in the performance indicators; iv. mortality monitoring, including carcass searches, carcass persistence trials and scavenger trials methodologies; v. proposed corrective actions if triggers are reached, including, but not limited to, ceasing operation of specific wind turbines; e. Measures, and their timing, to avoid and mitigate impacts, including, but not limited to: <ol style="list-style-type: none"> i. measures to minimise impacts associated with lighting (such as preventing the attraction of EPBC Act listed bird and bat species to locations with high risk of collision with turbines); ii. measures to minimise the risks to EPBC Act listed bird and bat species from turbine strike (such as bird and insect deterrents, low wind speed curtailment, ceasing operation of specific wind turbines during specific times, and/or permanent decommissioning of specific turbines); and iii. procedures for dealing with any EPBC Act listed bird and bat species that require relocation or are injured within the project area; f. How the effectiveness of mitigation measures will be monitored and analysed, and decisions made regarding adaptive measures to achieve the environmental objectives of the BBAMP; 	Not applicable (Condition to be satisfied)	The Approval Holder has prepared a draft BBAMP in line with the requirements of Condition 10. The BBAMP is anticipated to be reviewed by the Department in the next reporting period to confirm that the Plan addresses the requirements of Condition 10.

Condition Number	Approval Condition	Compliance Status	Comments
	g. Reporting and review mechanisms, and documentation standards to demonstrate compliance with the BBAMP. This must include how monitoring data and analysis of monitoring results will be reported and published, and a procedure for reporting the death or injury of any EPBC Act listed bird and bat species to the department; h. A proposal for how any residual significant impact to an EPBC Act listed bird and bat species will be offset by the approval holder in accordance with the EPBC Act Environmental Offsets Policy .		
11	The approval holder must provide an evaluation, prepared by a suitably qualified person , of the effectiveness of the measures implemented to avoid and mitigate impacts to EPBC Act listed bird and bat species within the project area from turbine strike, and report against triggers for corrective actions, in each compliance report required under condition 29.	Not applicable (Condition to be satisfied)	<p>The draft BBAMP prepared by the Approval Holder is yet to be approved and includes proposed reporting requirements aligning to the requirements of Condition 11.</p> <p>It is noted that no wind turbines were erected during the reporting period and therefore there was no risk to EPBC Act listed bird and bat species from turbine strike.</p>
Offsets			
12	Prior to the commencement of the action , the approval holder must submit to the Minister detailed plans of the final layout .	Condition fully satisfied	<p>In accordance with Condition 12 of the EPBC Approval, the Approval Holder submitted detailed plans of the final layout to the Department on 23 October 2021.</p> <p>It is noted that the Approval Holder did submit revised Final Layout Plans to the Department on 31 May 2022 as part of an updated Rye Park Wind Farm Biodiversity Offset Strategy (Revision 3, dated 31 May 2022), which was submitted with a request to vary the EPBC Approval. These revised Final Layout Plans were subsequently approved by the Department on 30 June 2022 as part of the Rye Park Wind Farm Biodiversity Offset Strategy (Revision 3, dated 31 May 2022).</p>
13	To compensate for impacts to protected matters , prior to commencement of the action , the approval holder must submit an Offset Strategy for approval by the Minister	Condition fully satisfied	<p>The Rye Park Wind Farm Biodiversity Offset Strategy (Revision 2, dated 8 November 2021) was submitted to the Department on 8 November 2021 prior to the commencement of the Action on 16 November 2021. Following submission of the Plan, it was subsequently approved by a delegate of the Minister for the Environment on 12 November 2021.</p> <p>It is noted that the Approval Holder did submit a revised Biodiversity Offset Strategy on 31 May 2022 (Revision 3, dated 31 May 2022), which was submitted with a request to vary the EPBC Approval. The revised Biodiversity Offset Strategy was subsequently approved on 30</p>

Condition Number	Approval Condition	Compliance Status	Comments
			June 2022 and a further request to amend the Biodiversity Offset Strategy (Revision 4, dated 26 September 2022) was approved by a delegate of the Minister for the Environment on 14 November 2022. This further amendment was made in relation to varying state-based approval conditions for the Action.
14	<p>The Offset Strategy must be prepared by a suitably qualified expert(s) and must:</p> <ol style="list-style-type: none"> a. based on the areas of habitat for protected matters, including HBTs, to be impacted in the final layout, propose offsets to compensate for impacts to: <ol style="list-style-type: none"> i. Box Gum Woodland; ii. Superb Parrot habitat, including HBTs; iii. Golden Sun Moth habitat; and iv. Striped Legless Lizard habitat in accordance with clauses 6.2 and 6.6A of the Biodiversity Conservation Regulation 2017 (NSW); and b. provide the Biodiversity Assessment Method credit calculations used to determine the required number of like-for-like biodiversity credits to be retired to compensate for impacts to protected matters. 	Condition fully satisfied	<p>In assessing and approving the Rye Park Wind Farm Biodiversity Offset Strategy, the Department had assessed the Plan against the requirements of Condition 14 of the EPBC Approval and determined that the Plan sufficiently addresses the relevant obligations.</p> <p>Section 2.0 of the Biodiversity Offset Strategy identifies where each requirement of Condition 14 has been addressed in the Plan.</p>
15	<p>Prior to the commencement of operation, the approval holder must submit to the Minister detailed plans of the completed layout. If impacts to protected matters from the completed layout are more than those proposed in the final layout, the approval holder must submit, for approval by the Minister, a version of the Offset Strategy revised to compensate for impacts to protected matters from the action. The approval holder must not commence operation unless the Minister has either confirmed that the completed layout has not increased impacts relative to the final layout or approved the revised Offset Strategy in writing.</p>	Not applicable (Condition to be satisfied)	<p>Detailed plans of the completed layout will be prepared following the completion of the civil disturbance associated with the Action and be submitted to the Department prior to the operation of the Action (likely in early 2024).</p>
16	<p>The approval holder must retire the like-for-like biodiversity credits, as required in the approved Offset Strategy or, if a revision of the Offset Strategy is required in accordance with condition 15, the approved revised Offset Strategy, within two (2) years of the commencement of the action, and prior to the commencement of operation.</p>	Not applicable (Condition to be satisfied)	<p>The Approval Holder is implementing the approved Biodiversity Offset Strategy, which requires retirement of like-for-like biodiversity credits for the disturbance associated with the Action under the <i>Biodiversity Conservation Act 2016</i> (NSW).</p> <p>During the reporting period, the Approval Holder has made payments into the NSW Biodiversity Conservation Fund (BCF427; BCF460) for a portion of the credit liability and is in the process of establishing six (6) Biodiversity Stewardship Agreements over land under the ownership of the Approval Holder and through partnerships with third-party</p>

Condition Number	Approval Condition	Compliance Status	Comments
			landowners. The Biodiversity Stewardship Agreements were not approved in the reporting period. The Approval Holder is required to retire the relevant credits by 16 November 2023, being 2 years from the commencement of the Action. This requirement has not been satisfied in the current reporting period.
17	Within 20 business days of completing the requirements of condition 16, the approval holder must provide the department with evidence of when and how the like-for-like biodiversity credits were retired .	Not applicable (Condition to be satisfied)	This requirement has not been satisfied due to the requirements of Condition 16 not being met.
18	To compensate for potential cumulative impacts on the Superb Parrot , the approval holder must prepare and implement a Superb Parrot Population Monitoring Program (SPPMP). The SPPMP must be submitted to the Minister for approval prior to commencement of commissioning .	Currently compliant with condition	The Approval Holder submitted the Rye Park Wind Farm Superb Parrot Research Plan to the Department on 29 September 2022 seeking approval of the Plan in accordance with Condition 18. The Superb Parrot Research Plan forms the basis of the Superb Parrot Population Monitoring Program. <i>Note: A delegate of the Minister for the Environment and Water has since approved the Superb Parrot Research Plan (Revision 3, dated 22 November 2022) in accordance with Condition 18 outside of the reporting period on 1 December 2022.</i>
19	The approval holder must not commence commissioning unless the Minister has approved the SPPMP. The approval holder must implement the approved SPPMP.	Currently compliant with condition	Following the reporting period, the Approval Holder has received approval from a delegate of the Minister for the Environment and Water of the Superb Parrot Research Plan (Revision 3, dated 22 November 2022). This has occurred prior to the proposed commissioning of the Action (likely to occur in mid-2023). The Approval Holder has held discussions with the National Superb Parrot Recovery Team regarding implementation of the Research Plan on behalf of the Approval Holder.
20	The implementation of the SPPMP must increase contemporary knowledge of Superb Parrot habitat use and breeding ecology within the South-west Slopes of NSW Important Bird Area , with a focus on identification of key breeding sites, and a better understanding of local movement patterns during the breeding season and landscape scale movements between the key breeding areas and winter foraging grounds.	Currently compliant with condition	In assessing and approving the Rye Park Wind Farm Superb Parrot Research Plan, the Department had assessed the Research Plan against the requirements of Condition 20 and determined that the Research Plan sufficiently addresses the relevant obligations. The specific requirements relevant to Condition 20 are addressed in Section 3 and 5 of the Research Plan.
21	The SPPMP must support the recovery objectives and actions described in the National Recovery Plan for the Superb Parrot <i>Polytelis swainsonii</i> . The SPPMP must include:	Currently compliant with condition	The Rye Park Wind Farm Superb Parrot Research Plan is consistent with the National Recovery Plan and has been prepared with input from the National Superb Parrot Recovery Team.

Condition Number	Approval Condition	Compliance Status	Comments						
	a. specific conservation research and monitoring objectives and proposed activities, additional to any required under the approved BBAMP, to achieve the objectives; b. proposed timing, effort and expertise required for each activity; c. nomination of suitably qualified persons or organisations responsible for carrying out the activities; d. commitments for the provision and timing of funding; and e. mechanisms to ensure that knowledge and information gained from the SPPMP is easily accessible and can be used by the department , the general public and the scientific community.		Section 2 of the Research Plan identifies where each requirement of Condition 21 has been addressed in the Research Plan.						
22	The approval holder must provide \$250,000 over three (3) years, indexed in line with CPI for each year on the date of this approval, to fund the conservation research activities specified in the approved SPPMP. The contributions are to be made as specified in the table below. <table border="1" data-bbox="331 746 1093 826"> <tr> <td>Year 1 (2023)</td> <td>\$79,800 (GST exclusive)</td> </tr> <tr> <td>Year 2 (2024)</td> <td>\$79,800 (GST exclusive)</td> </tr> <tr> <td>Year 3 (2025)</td> <td>\$90,400 (GST exclusive)</td> </tr> </table> The first contribution must be made prior to the commencement of commissioning, and no later than 30 June 2023. Subsequent annual contributions must be made within 20 business days of the anniversary of the date of the first contribution.	Year 1 (2023)	\$79,800 (GST exclusive)	Year 2 (2024)	\$79,800 (GST exclusive)	Year 3 (2025)	\$90,400 (GST exclusive)	Not applicable (Condition to be satisfied)	No conservation funding contributions have been made in line with Condition 22 prior to or during the reporting period. The first contribution is required to be made prior to 30 June 2023.
Year 1 (2023)	\$79,800 (GST exclusive)								
Year 2 (2024)	\$79,800 (GST exclusive)								
Year 3 (2025)	\$90,400 (GST exclusive)								
Part B – Standard administrative conditions									
Notification of date of commencement									
23	The approval holder must notify the department in writing of: <ol style="list-style-type: none"> the date of commencement of the action within 10 business days after the date of commencement of the action; the date of commencement of commissioning within 10 business days after the date of commencement of commissioning; the date of commencement of operation within 10 business days after the date of commencement of operation. 	Currently compliant with condition	Notice was provided to the Department on 16 November 2021 that the action commenced on 16 November 2021 in accordance with Condition 23(a). This notice has been appended as Attachment 1 . Commissioning of the Action is proposed to occur in mid-2023, with operation of the Action likely to commence in 2024.						
24	If the commencement of the action does not occur within five (5) years from the date of this approval, then the approval holder must not commence the action without the prior written agreement of the Minister .	Condition fully satisfied	The Approval Holder has substantially commenced the action that relates to the EPBC Approval.						
Compliance records									

Condition Number	Approval Condition	Compliance Status	Comments
25	The approval holder must maintain accurate and complete compliance records .	Currently compliant with condition	The Approval Holder maintains accurate records substantiating all activities associated with or relevant to the conditions of the EPBC Approval, including measures taken to implement the relevant action management plans
26	If the department makes a request in writing, the approval holder must provide electronic copies of compliance records to the department within the timeframe specified in the request. <i>Note: Compliance records may be subject to audit by the department or an independent auditor in accordance with section 458 of the EPBC Act, and or used to verify compliance with the conditions. Summaries of the result of an audit may be published on the department's website or through the general media.</i>	Not applicable	No written requests have been received by the Department to provide compliance records during the reporting period.
Submission and publication of plans			
27	The approval holder must: a. submit plans electronically to the department for approval by the Minister ; b. unless otherwise agreed in writing by the Minister, publish each plan on the website within 20 business days of the date: i. the plan is approved by the Minister , or ii. the plan is submitted to the Minister or the department ; c. exclude or redact sensitive ecological data from plans published on the website or provided to a member of the public; and d. keep plans published on the website until the end date of this approval.	Currently compliant with condition	The Approval Holder has submitted plans to the Department relevant to the EPBC Approval conditions. In accordance with Condition 27 these plans have been published on the Approval Holder's website (www.ryeparkwf.com.au), including: <ul style="list-style-type: none">• Biodiversity Management Plan (Condition 5)• Final Layout Plans (Condition 12)• Offset Strategy (Condition 13)• Superb Parrot Population Monitoring Program (Condition 18) The plans have been published with their relevant letters of approval from the Department for reference.
28	The approval holder must ensure that any monitoring data (including sensitive ecological data), surveys, maps, and other spatial and metadata required under a plan , is prepared in accordance with the department's Guidelines for biological survey and mapped data (2018) and submitted electronically to the department in accordance with the requirements of the plan .	Currently compliant with condition	In assessing and approving the relevant plans required by the EPBC Approval, the Department had assessed the plans against the requirements of Condition 28 and determined that the plans and data sufficiently addresses the relevant obligations.
Annual compliance reporting			
29	The approval holder must prepare a compliance report for each 12 month period following the date of commencement of the action , or as otherwise agreed to in writing by the Minister . The approval holder must: a. publish each compliance report on the website within 60 business days following the relevant 12 month period;	Currently compliant with condition	This first compliance report has been prepared to satisfy Condition 29. It is required to be published on the Approval Holder's website by 13 February 2023 and will be concurrently notified to the Department.

Condition Number	Approval Condition	Compliance Status	Comments
	b. notify the department by email that a compliance report has been published on the website and provide the link for the compliance report within five (5) business days of the date of publication; c. keep all compliance reports publicly available on the website until this approval expires; d. exclude or redact sensitive ecological data from compliance reports published on the website ; and e. where any sensitive ecological data has been excluded from the version published, submit the full compliance report to the department within five (5) business days of publication. <i>Note: Compliance reports may be published on the department's website.</i>		
Reporting non-compliance			
30	The approval holder must notify the department in writing of any: incident ; non-compliance with the conditions; or non-compliance with the commitments made in plans . The notification must be given as soon as practicable, and no later than two (2) business days after becoming aware of the incident or non-compliance. The notification must specify: <ol style="list-style-type: none"> any condition which is or may be in breach; a short description of the incident and/or non-compliance; and the location (including co-ordinates), date, and time of the incident and/or non-compliance. In the event the exact information cannot be provided, provide the best information available. 	Not applicable	The Approval Holder has not noted any incident or non-compliance with the conditions of the EPBC Approval or the approved action management plans during the reporting period.
31	The approval holder must provide to the department the details of any incident or non-compliance with the conditions or commitments made in plans as soon as practicable and no later than 10 business days after becoming aware of the incident or non-compliance, specifying: <ol style="list-style-type: none"> any corrective action or investigation which the approval holder has already taken or intends to take in the immediate future; the potential impacts of the incident or non-compliance; and the method and timing of any remedial action that will be undertaken by the approval holder. 		
Independent audit			
32	The approval holder must ensure that independent audits of compliance with the conditions are conducted as requested in writing by the Minister .	Currently compliant with condition	The Minister is yet to direct the Approval Holder to conduct an independent audit of compliance with the conditions of the EPBC Approval.
33	For each independent audit , the approval holder must:		

Condition Number	Approval Condition	Compliance Status	Comments
	a. provide the name and qualifications of the independent auditor and the draft audit criteria to the department ; b. only commence the independent audit once the audit criteria have been approved in writing by the department ; and c. submit an audit report to the department within the timeframe specified in the approved audit criteria.		
34	The approval holder must publish the audit report on the website within 10 business days of receiving the department's approval of the audit report and keep the audit report published on the website until the end date of this approval.		
Revision of action management plans			
35	The approval holder may, at any time, apply to the Minister for a variation to an action management plan approved by the Minister under conditions 5, 8 and 13 or as subsequently revised in accordance with these conditions, by submitting an application in accordance with the requirements of section 143A of the EPBC Act . If the Minister approves a revised action management plan then, from the date specified, the approval holder must implement the revised action management plan in place of the previous action management plan.	Currently compliant with condition	The Approval Holder has sought to vary relevant approved action management plans as specified in this compliance report during the reporting period. These action management plans have been implemented by the Approval Holder and its contractors and been made available on the Approval Holder's website (www.ryeparkwf.com.au).
Completion of the action			
36	Within 20 business days after the completion of the action , the approval holder must notify the department in writing and provide completion data .	Currently compliant with condition	Operation of the Action likely to commence in 2024 with the wind farm likely to have an operational life of 25 – 30 years.

4.0 New environmental risks

The Approval Holder and its contractors have commenced construction of the wind farm during the current reporting period. The approval Holder has actively reviewed compliance and environmental performance of its contractors in implementing the EPBC Approval conditions and requirements of the relevant action management plans.

The Approval Holder notes the wet weather conditions and flooding that has occurred in South and western New South Wales during the reporting period, however note that the Approval Holder and contractors have through the implementation of the EPBC Approval conditions that the current management measures are effective at minimising risks to the relevant Protected Matters and not noted any additional environmental risks that require consideration and control.



Attachment 1: Notification of Commencement of the Action



Kim Farrant

Assistant Secretary
Post Approvals Branch – Environmental Approvals Division
Department of Agriculture, Water and the Environment
GPO Box 8584
Canberra City, ACT 2601

Via email: postapproval@awe.gov.au

Cc: Vaughn.Cox@awe.gov.au

16/11/2021

Dear Kim,

Rye Park Wind Farm – EPBC 2020/8837

Notification of the Commencement of Action (Condition 23 (a))

Tilt Renewables (on behalf of Rye Park Renewable Energy Pty Ltd) advise that the action has commenced on the Rye Park Wind Farm, approved pursuant to EPBC Approval 2020/8837, on 16 November 2021.

In accordance with Condition 23 (b) and Condition 23 (c), we will notify the Department of the date of the commencement of commissioning and commencement of operations for the Project respectively.

If you have any questions or would like to arrange a time to discuss further, please do not hesitate to contact me on my details below.

Regards,

A handwritten signature in black ink, appearing to read "Cara Layton", written over a light grey rectangular background.

Cara Layton

Stakeholders and Environment Manager

0409 262 039

cara.layton@tiltrenewables.com

Rye Park Renewable Energy Pty Ltd
ACN 601 541 931

GPO Box 16080
Collins Street West
Melbourne
Victoria, 8007
Australia

Phone: +61 3 9654 3066

tiltrenewables.com



Attachment 2: Independent DPE Compliance Audit Report (dated 5 May 2022)



Independent DPE Compliance Audit

SSD 8999 – Rye Park Windfarm

Trigalana Environment Pty Ltd

5 May 2022



Independent DPE Compliance Audit

SSD 6693 – Rye Park Windfarm

Prepared By:

Richard Peterson

Trigalana Environment Pty Ltd

ABN: 67 638 805 848

Version Control

Revision	Date	Comment
A	14 March 2022	Draft for Tilt Review
0	7 April 2022	DPE Submission
1	5 May 2022	Final

Department of Planning and Environment



Mr Andrew Galland
RPWF HSEC Manager
RYE PARK RENEWABLE ENERGY PTY LTD
535 Bourke Street
Melbourne VIC 3000
29/04/2022

Dear Mr Galland

**Rye Park Wind - (SSD-6693)
Independent Environmental Audit 2022**

Reference is made to the Independent Environmental Audit (IEA) report [and the Response to Audit Recommendations (RAR)] (SSD-6693-PA-36) for Rye Park Wind Farm, submitted as required by Schedule 5 Condition 11 and 15 of SSD 6693 (the consent) as modified, to the Department of Planning and Environment (the Department) on 14 April 2022.

The Department considers the IEA report to generally satisfy the reporting requirements of the consent and *Independent Audit Post Approval Requirements (2020)*. Please note that acceptance of this report is not an endorsement of the compliance status of the project.

The Department notes the non-compliances identified in the IEA report which were previously reported to the Department and these non-compliances were recorded at the time. However, it is noted that the IEA report did not identify the water take issue which occurred from Monday 13 December 2021 until Wednesday 15 December 2021 where water was pumped from a water source (dam) for use at the development namely construction works on Dalton Road which was not generally in accordance with the EIS (Schedule 2 condition 2 of the consent). The Department requests that the auditor amends the IEA report to include this issue.

The Department also notes the 2 recommendations and requests an update on actions taken to implement the recommendations is provided via the Major Projects Portal by cob 26 May 2022.

Lastly in accordance with Schedule 5 condition 14 (c) please upload a copy of the revised IEA and the RAR to the site's website within 60 days from the 14 April 2022.

Should you wish to discuss the matter further, please contact me on 0429400261 or at compliance@planning.nsw.gov.au

Yours sincerely

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

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

Mr Andrew Galland
RPWF HSEC Manager
RYE PARK RENEWABLE ENERGY PTY LTD
535 BOURKE STREET
Melbourne VIC 3000

16/05/2022

Dear Mr Galland

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

Reference is made to the revised Independent Environmental Audit (IEA) report [and Response to Audit Recommendations (RAR)] for the Rye Park Wind Farm, submitted to the Department of Planning and Environment (the department) on 12 May 2022. The department notes that the IEA and RAR have been revised and updated to include the comments made in the department's letter dated 29 April 2022.

The department considers the IEA report to generally satisfy the reporting requirements of the consent. Please note that acceptance of this report is not an endorsement of the compliance status of the project.

Lastly in accordance with Schedule 5 condition 14 (c) please upload a copy of the revised IEA and the RAR to the site's website within 60 days from the 14 April 2022.

Should you wish to discuss the matter further, please contact me on 0429400261 or compliance@planning.nsw.gov.au

Yours sincerely



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

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Executive Summary

Trigalana Environmental Pty Ltd has been engaged to undertake an independent audit of the Rye Park Windfarm, which consists of the construction of 66 new wind turbines and associated infrastructure. Development Consent (SSD 6693) covers both the construction and operational phases of the project. The applicant is Rye Park Renewable Energy Pty Ltd, a subsidiary of portfolio of companies that are trading as Tilt Renewables. Tilt Renewables have appointed Zenviron to undertake the civil and electrical components of the windfarm including local road upgrades, internal access roads, earthworks, turbine bases, wind turbines transmission lines and substations (TransGrid connection works will be undertaken by others).

The audit is required by the conditions of the Development Consent and has been undertaken in accordance with the Department of Planning and Environments Independent Post Approval Requirements (2020).

The audit covers early construction, site establishment and local road upgrade activities for the period from the commencement of construction on 1 December 2021 till the 25th of February 2022. The audit consisted of a site inspection as well as a review of relevant management plans, project documents and management records.

The site audit was undertaken on 24th and 25th February 2022 with members of Tilt Renewables and Zenviron present.

The findings of the audit are:

- Key environmental issues are being managed effectively on site as summarised:
 - Erosion and Sediment Control is well planned and implemented on with installation of permanent drainage, scour protection, stabilised site access, sediment basins and progressive rehabilitation initiated
 - Biodiversity measures include engagement of an experienced ecologist, arborist, plant weed and seed inspections. Limits of disturbance, endangered ecological communities and habitat trees were clearly marked in the field to prevent unauthorised clearing
 - Appointment of a cultural heritage consultant and salvage of cultural heritage artefacts prior to the commencement of ground disturbance
 - Traffic and transport measures including clear access signage, driver code of conduct, contractual instructions, road occupancy permits and traffic controllers.

Key strengths identified by the audit include:

- The experienced project team are adopting a pro-active approach to managing compliance with the conditions of approval and were able to demonstrate a systematic and well organised approach to managing site environmental and compliance issues
- Technology applications provide accurate and real time information to environmental management and construction supervisors. This included the use of mobile GIS devices showing clearing limits and environmental constraints. Mobile phone web- based applications for site actions and tree registers are also utilised. Zenviron are procuring drone technology to detect and report on main disturbance and clearing activities to ensure compliance with the project clearing limits. Tilt have engaged surveyors to detect disturbance and incorporate site surveillance and drone capability. These measures provide overall assurance to the clearing process and are deemed best industry practice.

Compliance with all conditions of approval relevant to the early stages of work has been achieved except for the following non compliances:

- Schedule 2, Condition 2 which relates to water pumped from a dam for the use of construction works on Dalton Road
- Schedule 3, Condition 26 which relates to approved heavy vehicle access routes.

Three recommendations are made relating to pumping of water, traffic, and transport management to prevent further non compliances and the appointment of an experienced Certified Professional in Erosion and Sediment Control (CPESC) periodically review Erosion and Sediment control plans and controls and ensure ongoing compliance with the project conditions of approval.

1 Introduction

1.1 Project Background

The Rye Park Wind Farm (the Development) is located to the east of Rye Park, to the north-west of Yass and south-east of Boorowa, in New South Wales (NSW) and is owned by Rye Park Renewable Energy Pty Ltd. Development Consent (SSD 6693) was granted on 22 May 2017, and a modification (MOD1) approved 15 April 2021.

The Development has also been granted approval under the Environmental Protection and Biodiversity Conservation Act 1999 (EPBC Act) (EPBC 2020/8837) on 1 June 2021.

The main components of the Development are as follows:

- 66 wind turbines, each with a capacity to generate up to approximately 6 MW
- Each turbine consists of three blades mounted on a tubular steel tower, with a combined height of blade and tower limited to a maximum tip height of 200 metres
- Crane hardstand area, and related turbine lay down area
- A new 330kV wind farm collection substation in the northern section of the Project site
- A new 330 kV wind farm connection substation located adjacent to the existing 330kV overhead line in the southern section
- A new 330 kV transmission line in the southern section of the Project site
- A temporary construction compound at the northern section of the Project site
- A temporary construction compound to facilitate the upgrades on the TransGrid owned existing 330kV Transmission Line at the southern section of the Project site
- A new overhead powerline approximately 30km in length, rated at up to 330 kV (nominal) capacity, running north-south along the length of the wind farm between the two substations
- Underground and overhead 33 kV electrical cabling linking the wind turbines to the on-site Collection substations and connection substation
- Operation and maintenance facility incorporating a control room and equipment storage at the southern section of the Project site
- Temporary concrete batching plants and construction facilities
- Access tracks required for each wind turbine and the related ancillary facilities above
- Minor upgrades to local roads, as required for the delivery of the wind turbines
- Three temporary meteorological masts and two permanent monitoring masts for wind speed verification, weather, and general monitoring purposes. The permanent monitoring masts may be either static guyed or un-guyed structures and will be to a minimum height of the wind turbine hubs (119m).

The general location of the development is shown on Figure 1. The Development will include three key phases, including construction, operations, and decommissioning. The Development will be constructed in a single stage and is expected to have an operational life of 25-30 years.

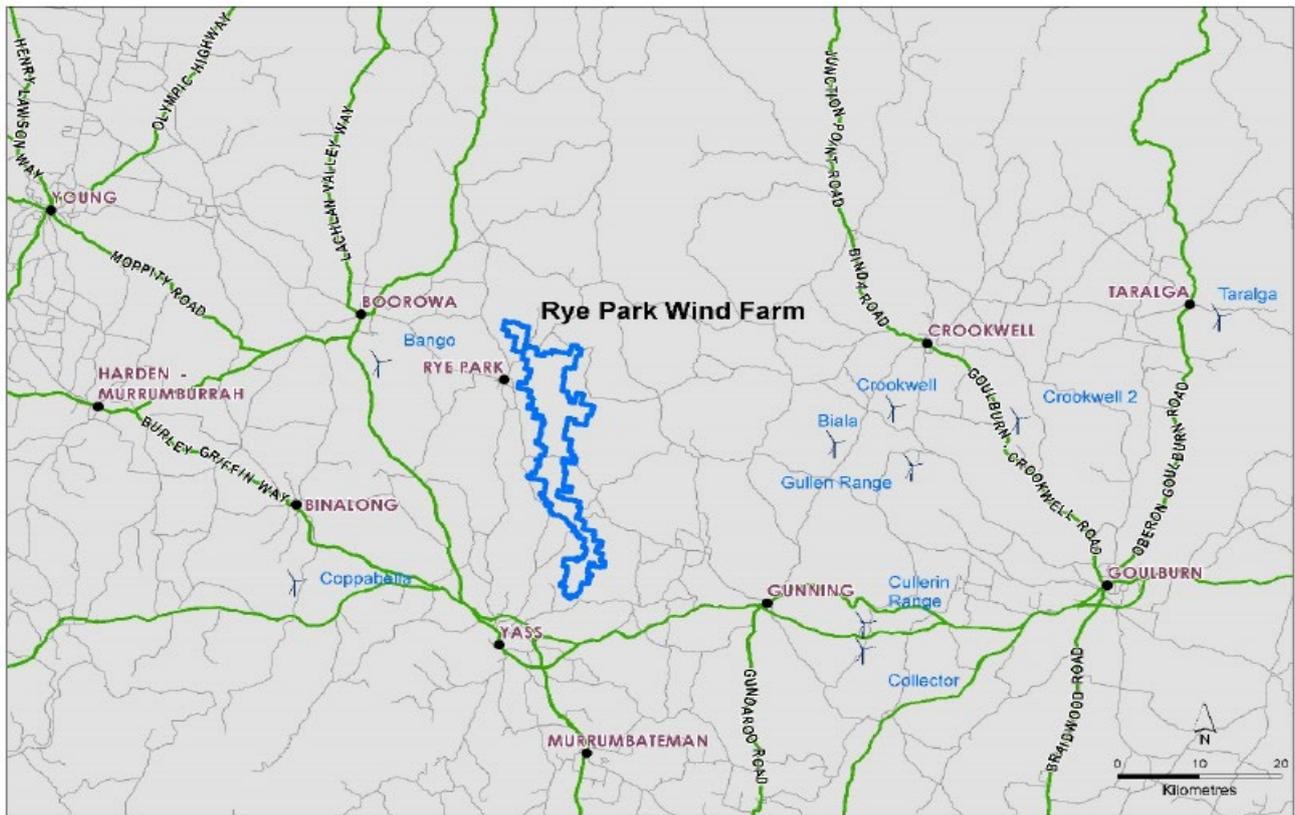


Figure 1: Project Location

1.2 Auditor

Trigalana Environmental Pty Ltd has been appointed to undertake this independent environmental audit. The auditor was approved by the Department of Planning and Environment. Details of the auditor are provided in Table 1.

Table 1: Auditor Details

Name	Qualifications	Key Experience
Richard Peterson	<ul style="list-style-type: none"> B. E Civil M. Environmental Management Management Systems Auditing Leading Management Systems Audit teams Exemplar Global Auditor 	<p>25 years of environmental management experience in the infrastructure sector. Completed over 100 audits including independent DPE audits for major infrastructure projects including:</p> <ul style="list-style-type: none"> • Crudine Ridge Windfarm • Sapphire Windfarm • Albion Park Bypass • Northern Road • Tweed Valley Hospital • Windsor Bridge • NSW Schools (various)

The DPE Letter of approval for the auditor is provided in Appendix A.

1.3 Audit Objectives

The key objective of the Independent Environmental Audit was to assess compliance of the Project with the Ministers Conditions of Approval (MCoA) (SSD 6693) and the implementation of management plans as outlined in the MCoA. The audit is to recognise good practices while providing practical and reasonable recommendations for improvement that can be implemented throughout the project as construction accelerates.

1.4 Audit Scope and Period

This audit has been undertaken in accordance with Schedule 5 Conditions 11 – 12 of the Ministers Conditions of approval. These conditions are outlined in Table 2 below.

Table 2: Independent Audit – Requirements

Condition Reference	Condition	Comment
11	<p>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:</p> <p>(a) within 3 months of commencing construction; and</p> <p>(b) within 3 months of commencement of operations.</p>	<p>This audit was undertaken on 24th and 25th of February 2022. Construction commenced on 1 December 2021. The audit was undertaken within 3 months of the commencement of construction.</p>
12	<p>Proposed independent auditors must be agreed to in writing by the Planning Secretary prior to the commencement of an Independent Audit.</p>	<p>Richard Peterson was approved as the independent environmental auditor for the project (refer to Appendix A for the DPE letter of approval)</p>

This is the first independent audit for the Rye Park Windfarm and covers the period from the commencement of construction on 1 December 2021 to the 25th of February 2022.

2 Audit Methodology

2.1 Scope Development

The audit scope was developed in consideration of:

- The NSW Department of Environment Independent Audit Post Approval Requirements (May 2020)
- Project Conditions of Approval (SSD 6693) as modified dated 15 April 2021
- Stakeholder feedback from relevant government stakeholders including:
 - NSW Department of Planning and Environment
 - Upper Lachlan Valley Council
 - Hilltops Council
 - Yass Valley Council
 - NSW Biodiversity, Conservation and Science Directorate
 - NSW Environment Protection Authority
 - Heritage NSW
 - Transport for NSW
 - Local Aboriginal Land Councils

2.2 Stakeholder Consultation – Key Issues

In undertaking the audit, key issues raised by the government agencies are summarised in Table 3

Table 3: Stakeholder Consultation - Key issues

Key Issue	Stakeholders focus areas	Where addressed in this Report
Management Plans and Systems	<ul style="list-style-type: none"> • Implementation of Management Plans • Compliance Tracking System 	Section 3.1 Section 3.7 Appendix B
Water Management	<ul style="list-style-type: none"> • Erosion and Sediment Control Measures on site • Water management on site (and ensuring no adverse impacts off site) • Appropriate water access/licences • Installation of appropriate pollution controls • Management of water accumulated in turbine base excavations 	Section 2.5 Section 4.1 Appendix B Appendix C
Heritage	<ul style="list-style-type: none"> • Preparation and implementation of Heritage Management Plan in accordance with Condition 25 • Avoidance of and harm to Aboriginal heritage items • Aboriginal site impact recording forms submitted to AHIMS in response to harm/impacts • Status of salvage excavations • Heritage salvage in accordance with management procedures 	Section 2.5 Section 4.1 Appendix B
Biodiversity	<ul style="list-style-type: none"> • Vegetation, protection management and clearing • Clearing procedure/recording/management (ensuring not exceeding vegetation permitted to be cleared) • Impacts to native vegetation for road upgrades • Protection of habitat for significant ecological values including Box Gum Woodland and Superb Parrot Habitat 	Section 2.5 Section 4.1 Appendix B Appendix C
Traffic and Transport	<ul style="list-style-type: none"> • Road upgrades timing and sign off from relevant roads authority (and adherence to TMP) • Vehicle movements ensuring using approved routes and recording of volumes 	Section 4.1 Appendix B Appendix C

Key Issue	Stakeholders focus areas	Where addressed in this Report
Community	<ul style="list-style-type: none"> Complaints register and dealing with complaints Community engagement 	Appendix B
Certification	<ul style="list-style-type: none"> Construction Certificates and occupation certificates 	Appendix B

2.3 Summary of Audit Processes

To complete the audit, the following was undertaken:

- Opening Meeting
- Site inspection, noting environmental practices and controls
- Audit Interviews
- Review of documents and records
- Closing meeting

2.4 Opening Meeting

An opening meeting was held on 24th of February where the auditor provided an overview of the audit process and confirmed the agenda for the audit. A site safety induction provided to the auditor.

2.5 Site Inspection

A site inspection was undertaken on the morning of Thursday 25th of February 2022. The weather was overcast and dry. Moderate rainfall had been received in the days preceding the audit. All areas of construction activities were observed during the audit including the upgrading of external local roads.

Observations made during the site inspections were as follows:

- The project was in early stages of development with activities completed or underway including:
 - Upgrade of external access roads including Boorowa Bypass (which includes Trucking Yard Road, Dillon Street and Long Street) Grassy Creek Road, Rye Park-Boorowa Road
 - Minor clearing of vegetation for access road upgrades (internal and external to the site)
 - Establishment of main site compound including hardstand carpark/laydown area site amenities and fencing
 - Construction of internal access roads
 - Installation of hardstand stabilised access to work areas
 - Installation of environmental controls (refer below)

Construction of wind turbine bases and mobilisation of turbines had not commenced at the time of the audit.
- Erosion and sediment controls appeared to be well planned and focussed on key risk areas. Controls installed at the time of the audit included:
 - Bitumen sealed access roads (at 3 locations) to provide stabilised access/egress and to prevent mud tracking
 - Temporary waterway crossing consisting of clean rock and piped drainage to provide adequate cross flow
 - Sediment fences installed upstream of creeks and culverts
 - Vegetation protection and retention around waterways
 - Permanent drainage consisting of rock lined channels to prevent scour
 - Rock checks and coir logs installed within drainage lines

- Sediment basins and fences
 - Stockpiles shaped and trimmed
 - Retention of topsoil for stabilisation
 - Progressive rehabilitation of exposed areas through re-seeding.
-
- Traffic signage was installed at key access points alerting heavy vehicle drivers to heavy vehicle access restrictions and consequences for non-compliance. Traffic controllers were operating at local road upgrades to control vehicle movements and ensure public and worker safety
 - Site Boundary limits were well defined using star pickets
 - Protected vegetation (no/go) areas were clearly identified in the field with coloured tape
 - Habitat trees were clearly identified with pink taping with painted letter identifying species (e.g., S – Superb Parrot)
 - “No Go” signage was installed
 - Spill control measures were included double skinned fuel tank, spill kits at readily accessible locations. A ventilation and bunded chemical storage container was also provided.

In addition to undertaking a site inspection, the auditor attended the project pre-start meeting on the 25th of February prior to works commencing. The pre-start included a briefing on environmental risks that may be encountered during the day’s activities as well as a discussion around weather forecast and the need to maintain erosion and sediment controls in the event of inclement weather.

2.6 Audit Interviews

During the audit, interviews were conducted with the following personnel:

- Andrew Galland, Tilt Renewables, Project HSEC Manager
- Cara Layton, Tilt Renewables, Manager Stakeholder and Environment
- Megan Kay, Zenviron, Senior Environmental Advisor.

2.7 Document Review

In undertaking the audit, a broad range of documents were reviewed including:

- Project conditions of approval (SSD 6693)
- Environmental Management Plans, developed in accordance with the Project Conditions
- Correspondence with relevant authorities
- Consultation records
- Community Meeting Minutes and complaints register
- Specialist Reports
- Records of implementation of the environmental management plans including checklists, incident register, incident reports, non-conformance reports.

In addition to the documents, demonstrations of the use of technology were also provided including Global Positioning systems and mobile/web-based applications utilised by the Senior Environmental Advisor and Project Ecologist for managing the implementation of the biodiversity plan.

2.8 Closing Meeting

The closing meeting was held on 25th of February where the summary of the audit findings was provided, noting areas of good practice, non-compliances, and recommendations for improvement.

2.9 Compliance Descriptors

The compliance status of each condition was determined using the relevant descriptors in Table 4 and as described in the DPE 2020 Auditing Post Approval Requirement.

Table 4 Compliance Descriptors

Compliance Status	Description
Compliant (C)	Sufficient verifiable evidence to demonstrate that all elements of the requirement have been completed
Non- Compliant (NC)	One or more specific elements of the conditions or requirements have not been complied with within the scope of the audit
Not Triggered (NT)	A requirement has an activation or timing trigger that has not been met at the time when the audit was undertaken

3 Audit Findings

3.1 Documents Relevant to the Audit

Key documents relevant to the audit include:

- Rye Park Windfarm - Infrastructure Changes, Tilt Renewables, Oct 2021
- Rye Park Windfarm - Final Pre-construction layout plan, Tilt Renewables, Oct 2021
- Rye Park Windfarm - Staging Report, Tilt Renewables, Nov 2021
- Rye Park Windfarm - Environmental Management Strategy, Umwelt, Sept 2021
- Rye Park Windfarm - Biodiversity Management Plan, Umwelt, Oct 2021
- Rye Park Windfarm - Confirmation of Credit Liabilities Final, Umwelt, Oct 2021
- Rye Park Windfarm - Biodiversity Offset Strategy, Wedgetail Project Consulting, Nov 2021
- Rye Park Windfarm - Heritage Management Plan, NGH, August 2021
- Rye Park Windfarm - Traffic Management Plan, Samsa Consulting, Nov 2021
- Rye Park Windfarm - Emergency Plan, NGH, July 2021.

In addition to the key documents, supplementary documents were reviewed as they related to each condition of approval. Further details are provided in the audit checklist (refer to Appendix C).

3.2 Compliance Summary

A summary of the compliance status of the project is provided in Table 5.

Table 5: Compliance Summary

Schedule	Compliant	Non-Compliant	Not Triggered
2	11	1	4
3	19	1	19
4	1	0	2
5	9	0	7

3.3 Non-Compliances

Table 6 summarises non compliances identified by the audit. Recommendations to prevent recurrence are provided in Section 4.3.

Table 6: Details of Non-Compliances

Condition Number	Summary of Condition (relevant requirements)	Details of Non-Compliance
Sch 2-2	<p>Terms of Consent</p> <p>The Applicant must carry out the development:</p> <p>(a) generally, in accordance with the EIS; and</p> <p>(b) in accordance with the conditions of this consent.</p> <p>Note: The general layout of the development is shown in Appendix 2.</p>	<ul style="list-style-type: none"> • Between 13th of December and 15 December 2021, water was pumped from a water source (dam) for the construction works on Dalton Road • The EIS states that “the water required for the construction of this project will be sourced from the Burrinjuck Dam in the Yass Catchment area or from the Yass reservoir and permission will be obtained from the Yass Valley Council”

Condition Number	Summary of Condition (relevant requirements)	Details of Non-Compliance
Sch 3 - 26	<p>Designated Heavy and Over-Dimensional Vehicle Routes</p> <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</p>	<ul style="list-style-type: none"> • 3 HVs travelling to the site via Cooks Hill Road on Wednesday 1/12/21 • A lime tanker travelling to site on 14/2/22 • Both non compliances were reported to DPE

3.4 Summary of Agency Notices, Orders, Penalty Notices and Prosecutions

No agency notices, orders, penalty notices or prosecutions have been issued to the project to date. One warning letter has been issued by the Department in relation to the Water Pumping event between 13 December and 15 December 2021.

3.5 Actions from previous audits

Not applicable, as this is the first audit for the project, there were no actions requiring completion.

3.6 Community Complaints

A total of twelve complaints have been received since the commencement of construction. The complaints relate to:

- Worker behaviour
- Construction Traffic
- Noise and Dust

The complaints register is maintained on the project website and with documented actions to address the complainants' concerns.

3.7 Adequacy of Environmental Management Plans

The management plans implemented for this construction phase of the project included the following:

- Environmental Management Strategy, RPWF-PLN-0001, Rev D
- Heritage Management Plan, RPWF-PLN-0002, Rev F
- Biodiversity Management Plan, RPWF-PLN-0003, Rev F
- Emergency Plan, RPWF-PLN-0003, Rev C.

Environmental Management Plans relating to the operational phase of the project are yet to be prepared.

Site observations and evidence reviewed during the audit adequately demonstrated the effective implementation of these management plans. Appropriate compliance tracking registers have been implemented to check and manage the ongoing compliance with the project conditions of approval.

4 Conclusions

4.1 Management of Key Issues

Key environmental issues identified during the audit as relevant to the stage of project along with a summary of measures employed to minimise risk are provided in Table 7. These measures are deemed to be practical and appropriate to manage the key environmental issues.

Table 7: Key Environmental Issues and Summary of Management Controls Employed

Key Environmental Issues	Summary of Management Controls Employed
Water Management	<ul style="list-style-type: none"> • Stabilised site access and hardstand areas • Erosion and Sediment control plans • Erosion and sediment control training (planned) • Permanent drainage and scour protection • Erosion and Sediment control inspections • Progressive rehabilitation • Waterway crossings and protection • Bunded and ventilated chemical storage area • Fully stocked spill kits • Sediment basins and sediment fences • Rock checks and coir logs • Pollution Incident Response Management Plan • Water reuse (of sediment basin water) for dust suppression (on site) • Council standpipe utilised for local road dust suppression
Heritage	<ul style="list-style-type: none"> • Heritage Management Plan • Experienced Heritage consultant • Consultation register RAPS • Constraints Mapping (GIS) • Work area boundaries • Disturbance area • Pre- clearance salvage operations (completed for current works)
Biodiversity	<ul style="list-style-type: none"> • Biodiversity Management Plan • Experienced Ecologist • Micro-siting checklist • Zenviron are procuring drone technology to detect and report on main disturbance and clearing activities to ensure compliance with the project clearing limits. • Tilt have engaged surveyors to detect disturbance and incorporate site surveillance and drone capability. • Clearing protection limits (star pickets) • Identification of habitat trees and clearing limits using GIS and web-based applications • Signage and fencing protecting areas • Pre-clearance checklist • The use of mobile GIS devices showing clearing limits environmental constraints. • Mobile phone web- based applications for site actions and tree registers are also utilised.
Traffic and Transport	<ul style="list-style-type: none"> • Traffic and Transport Management Plan • Site Induction • Driver Code of Conduct • Clear contractual instructions (for site access routes) • Traffic Controllers • Clear instructional signage
Community	<ul style="list-style-type: none"> • Full time project-based Community Relations Manager (Tilt) • Community Consultative Committee (CCC) and independent chair • Project contact details and complaints line advertised on project website

Key Environmental Issues	Summary of Management Controls Employed
	<ul style="list-style-type: none"> • Community complaints register • Visual Mitigations tracking program • Visual Screening • Land Acquisitions (on request) • Shadow Flicker study (visual impact) • Noise monitoring • Project community initiatives (e.g., food truck) • Dust cart • Voluntary Planning and Community enhancement agreements

4.2 Key Strengths

Key strengths were identified during the audit as follows:

- Both Tilt Renewables and Zenviron have engaged a dedicated and experienced team of environmental, approvals, planning specialists and consultants with substantial experience in delivering windfarms of a similar scale and nature. The team is pro-actively managing compliance with the conditions of approval and were able to demonstrate a systematic and well organised approach to managing site environmental and compliance issues
- Technology applications provide accurate and real time information to environmental management and construction supervisors. This included the use of mobile GIS devices showing clearing limits and environmental constraints. Mobile phone web- based applications for site actions and tree registers are also utilised. Zenviron are procuring drone technology to detect and report on main disturbance and clearing activities to ensure compliance with the project clearing limits. Tilt have engaged surveyors to detect disturbance and incorporate site surveillance and drone capability. These measures provide overall assurance to the clearing process and are deemed best industry practice.

4.3 Recommendations for Improvement

Recommendations for improvement are provided in Table 8.

Table 8: Recommendations for Improvement

Condition	Summary of Condition (relevant requirements)	Recommendation
Sch 2-2	<p>Terms of Consent</p> <p>The Applicant must carry out the development:</p> <p>(a) generally, in accordance with the EIS; and</p> <p>(b) in accordance with the conditions of this consent.</p> <p>Note: The general layout of the development is shown in Appendix 2.</p>	<ul style="list-style-type: none"> • Review ongoing requirements for construction water and ensure water extraction is from sources that have been identified in the EIS • Review “permit to pump” protocols to ensure the necessary approvals are in place prior to extracting construction water

Condition	Summary of Condition (relevant requirements)	Recommendation
Sch3 –18 (b)	<p>Operating Conditions</p> <p>The Applicant must:</p> <p>(b) minimise any soil erosion associated with the construction and decommissioning of the development by implementing the relevant mitigation measures in <i>Managing Urban Stormwater: Soils and Construction</i> (Landcom, 2004), or its latest version.</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>
Sch3 –26	<p>Designated Heavy and Over-Dimensional Vehicle Routes</p> <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</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"> • 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 • Onboarding, tracking, and communication process are reviewed and shared with new contractors so they may implement existing procedures where appropriate • Incidents and lessons learned from the project to date are shared with new contractors

Appendix A DPE Auditor Approval



Ms Cara Layton
Stakeholders and Environment Manager
TILT Renewables
535 BOURKE STREET
MELBOURNE Victoria 3000

10/12/2021

Dear Ms Layton

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

I refer to your request (SSD-6693-PA-12) submitted on the 1 December 2021 for the Secretary's approval of suitably qualified persons to undertake the Independent Environmental Audit (the Audit) and prepare the Audit report in accordance with Schedule 5 Conditions 11 (a) and 12 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. It is noted that TILT Renewables have requested 2 companies (and associated auditors) to be endorsed to '*account for unforeseen circumstances that may arise during the project forcing the primary auditor candidate (Trigalana Environmental Pty Ltd) to not be able to fulfill the projects independent auditing requirements*'. 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 two following audit teams, with Mr Trigalana being the primary auditor;

- Mr Peterson Trigalana of Environmental Pty Ltd.
- Ms Shireen Baguley (Lead Auditor) and Ms Rebecca O'Rourke (Assistant to Lead Auditor) of Molino Stewart Pty Ltd.

You are advised to notify the Department via the Major Projects Portal, as soon as you are made aware, should Mr Trigalana be unable to undertake the Audit.

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

The Independent Audit must be prepared, undertaken and finalised in accordance with the Independent Audit Post Approval Requirements (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.

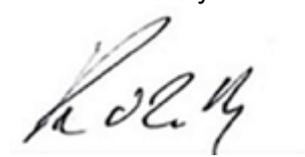
Within 2 months of undertaking the independent audit site inspection, or otherwise as agreed by the Secretary, in accordance with Schedule 5 Condition 15, TILT Renewables is to submit a copy of

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.

If you wish to discuss the matter further, please contact me 0429400261 or at katrina.oreilly@planning.nsw.gov.au

Yours sincerely

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

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

Appendix B Independent Audit Table

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
Schedule 2 Administrative Conditions				
1	<p>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.</p>	Site Observations Audit Interview Document Review	Appropriate systems, resources and personnel have been implemented on the project to date to minimise harm to the environment. Strong evidence was observed during the audit to demonstrate effective implementation of environmental management plans and strategies.	Compliant
2	<p>Terms of Consent The Applicant must carry out the development: (a) generally, in accordance with the EIS; and (b) in accordance with the conditions of this consent. <i>Note: The general layout of the development is shown in Appendix 2.</i></p>	Site Observations Audit Interview Document Review	Sufficient evidence was observed during the audit to confirm compliance the conditions of approval. However, the following are non-compliant with this condition: <ul style="list-style-type: none"> • Between 13 December until Wednesday 15 December 2021 water was pumped from a water source (dam) for use at the construction works on Dalton Road which was not generally in accordance with the EIS • The noncompliance reported relating to Condition 26 (Schedule 3) relating to Heavy and Over-Dimensional Vehicle Routes 	Non-Compliant
3	<p>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.</p>	Site Observations Audit Interview Document Review	Administrative note. No inconsistencies identified	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
4	<p>Terms of Consent</p> <p>The Applicant must comply with any reasonable requirement/s of the Planning Secretary arising from the Department's assessment of:</p> <p>(a) any strategies, plans, programs, reviews, audits, reports or correspondence that are submitted in accordance with this consent.</p> <p>(b) any reports, reviews or audits commissioned by the Department regarding compliance with this consent; and</p> <p>(c) the implementation of any actions or measures contained in these documents.</p>	<p>Site Observations</p> <p>Audit Interview</p> <p>Document Review</p> <p>DPE Letter dated 12/11/21</p>	<p>No additional requirements have been issued by the Department other than those documented in letters of approval for management plans prepared in accordance with the Development Consent. For example, DPE letter dated 12/11/21 relating to road upgrades provided several conditions relating to their approval to vary the timing of road upgrades in accordance with the Staging Report. Tilt Renewables were able to demonstrate the active management of these conditions</p>	Compliant
5.	<p>Limits of Consent</p> <p>The Applicant may construct, operate and replace or upgrade as necessary up to 77 wind turbines.</p>	<p>Final Layout Plans (Development Consent dated 1/10/21)</p>	<p>Currently 66 Wind Turbines are planned</p>	Compliant
6	<p>Deleted</p>			
7	<p>Wind Turbine Height</p> <p>No wind turbines may be greater than 200 metres in height (measured from above ground level to the blade tip).</p>	<p>Site Observations</p> <p>Audit Interview</p>	<p>Not triggered, Wind turbines are yet to be constructed</p>	Not triggered
8	<p>Micro siting Restrictions</p> <p>The Applicant may micro-site the wind turbines and ancillary infrastructure without further approval provided:</p> <p>(a) they remain within the development corridor shown on the figures in Appendix 2;</p> <p>(b) no wind turbine is moved more than 250 metres from the relevant GPS coordinates shown in Appendix 2.</p>	<p>Micro siting Checklist (extracted from the Biodiversity Management Plan)</p> <p>TILT Letter to DPE dated 4/11/21</p>	<p>The project is responsible for micrositing turbines and have developed and implemented a micrositing checklist for that covers the environmental constraints identified by this condition.</p>	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<p>(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;</p> <p>(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</p> <p>(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.</p>	Assessment of Compliance – Final Layout dated 4/11/21		
9	<p>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).</p>	Staging Report, Rev 3 dated 8/3/21	<p>The commencement of wind farm construction activities will be sequenced in three stages triggered by the completion of road upgrades (as outlined in the Staging Report). The timing and conditions of the construction stages are included in Section 3 of the staging report and cover:</p> <ul style="list-style-type: none"> • Road Upgrades • Windfarm • Commissioning <p>The staging report is available on the Project website.</p>	Complaint
10	<p>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: (a) details on the micro-siting of any wind turbines and/or ancillary infrastructure; and (b) the GPS coordinates of the wind turbines.</p>	DPE email dated 12/11/21	Detailed final layout plans were submitted to the Planning Secretary. Acknowledgement was received with no comments on the documents made by the Department. The final layout plans are provided on the project website.	Compliant
11	<p>Notification of the 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:</p>	<p>Tilt renewables letters to the Planning Secretary on 30/11/21 and 31/1/22</p> <p>Tilt Renewables letters to local Councils (Yass, Upper Lachlan, and Hilltops) dated 30/11/21 and 31/1/2022</p> <p>Community Updates provided on 15/11/21</p>	The Planning Secretary, Yass Council, Upper Lachlan Council, Hilltops Council, and the local community were notified prior to the commencement of construction	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<p>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</p> <p>(b) inform the local community and the Community Consultative Committee about the proposed staging plans.</p>			
12	<p>Structural Adequacy</p> <p>The Applicant must ensure that:</p> <p>(a) the wind turbines are constructed in accordance with the relevant standards, including the structural design requirements of <i>IEC 61400-1 Wind turbines – Part 1: Design Requirements</i> (or equivalent); and</p> <p>(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.</p> <p>Notes:</p> <ul style="list-style-type: none"> • Under Part 4A of the EP&A Act, the Applicant is required to obtain construction and occupation certificates for the proposed building works. • Part 8 of the EP&A Regulation sets out the requirements for the certification of the development. 	<p>Site observations</p> <p>Audit Interview</p>	<p>Not triggered as at the time of the audit, no work that requires a CC (such as the installation of masts and turbines) had not commenced.</p>	<p>Not triggered</p>
13	<p>Demolition</p> <p>The Applicant must ensure that all demolition work on site is carried out in accordance with <i>AS 2601-2001: The Demolition of Structures</i>, or its latest version.</p>	<p>Site observations</p>	<p>No demolition has taken place</p>	<p>Not triggered</p>
14	<p>Protection of Public Infrastructure</p> <p>Unless the Applicant and the applicable authority agree otherwise, the Applicant must:</p> <p>(a) repair, or pay the full costs associated with repairing, any public infrastructure that is damaged by the development; and</p> <p>(b) relocate, or pay the full costs associated with relocating, any public infrastructure that needs to be relocated as a result of the development.</p>	<p>Site observations</p> <p>Audit Interview</p>	<p>Not triggered, no damage to public infrastructure observed or reported. Minor relocations of telecommunication upgrades and power lines has occurred</p>	<p>Compliant</p>

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	This condition does not apply to the upgrade and maintenance of the road network, which is expressly provided for in the conditions of this consent.			
15	<p>Operation of Plant and Equipment</p> <p>The Applicant must ensure that all plant and equipment used on site, or in connection with the development, is:</p> <p>(a) maintained in a proper and efficient condition; and</p> <p>(b) operated in a proper and efficient manner.</p>	<p>Site observations</p> <p>Maintenance records of plant and equipment including onboarding servicing records, prestart inspection checklist, light vehicle inspections</p>	<p>Regular checks are undertaken of items of plant and equipment to ensure it is operating effectively.</p>	<p>Compliant</p>
16	<p>Updating and Staging of Strategies, Plans or Programs</p> <p>With the approval of the Planning Secretary, the Applicant may submit any strategy, plan or program required by this consent on a progressive basis.</p> <p>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.</p> <p>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.</p> <p>Notes:</p> <ul style="list-style-type: none"> While any strategy, plan or program may be submitted on a progressive basis, the Applicant must ensure that all development being carried out on site is covered by suitable strategies, plans or programs at all times. If the submission of any strategy, plan or program is to be staged, then the relevant strategy, plan or program must clearly describe the specific stage to which the strategy, plan or program applies, the relationship of this stage to any future stages, and the trigger for updating the strategy, plan or program. 	<p>Site observations</p> <p>Audit Interview</p> <p>Document reviews</p>	<p>Not triggered, plans and programs submitted are not submitted on a progressive basis</p>	<p>Not triggered</p>
17	<p>Community Enhancement</p> <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&A Act; and</p>	<p>Deed of Variation of Community Engagement Fund agreement (Upper Lachlan Shire Council dated 12/10/21)</p>	<p>Voluntary Planning Agreements have been made with Upper Lachlan, Yass Valley and Hilltops Councils. Copies of the Planning agreements are provided on the project website</p>	<p>Compliant</p>

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status												
	(b) the terms of the applicable offer as summarised in Appendix 3.	Community Enhancement Fund Agreement – (Yass Valley Council dated 16/12/20) Community Enhancement Fund Agreement – (Hilltops Council dated 31/8/21)														
Schedule 3 – Environmental Conditions General																
1	<p>Acquisition Upon request</p> <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> <table border="1" data-bbox="165 940 934 1163"> <thead> <tr> <th data-bbox="165 940 421 1023">Residence</th> <th data-bbox="421 940 678 1023">Lot/DP</th> <th data-bbox="678 940 934 1023">Applicable Wind Turbines</th> </tr> </thead> <tbody> <tr> <td data-bbox="165 1023 421 1075">R38</td> <td data-bbox="421 1023 678 1075">49/754136</td> <td data-bbox="678 1023 934 1075">62, 67, 71 – 76, 78, 141</td> </tr> <tr> <td data-bbox="165 1075 421 1128"></td> <td data-bbox="421 1075 678 1128">104/754136</td> <td data-bbox="678 1075 934 1128">146, 147, 148</td> </tr> <tr> <td data-bbox="165 1128 421 1163"></td> <td data-bbox="421 1128 678 1163">75/754136</td> <td data-bbox="678 1128 934 1163"></td> </tr> </tbody> </table>	Residence	Lot/DP	Applicable Wind Turbines	R38	49/754136	62, 67, 71 – 76, 78, 141		104/754136	146, 147, 148		75/754136		Audit interview Tilt letter to landowners dated 2 Sept 21 and 3 Nov 21	No landowner has made a request for acquisition (to date) in accordance with the conditions of the Development Consent. The relevant landowners have been formally notified of their rights under this condition	Not triggered
Residence	Lot/DP	Applicable Wind Turbines														
R38	49/754136	62, 67, 71 – 76, 78, 141														
	104/754136	146, 147, 148														
	75/754136															
2	<p>Visual Agreement</p> <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 regarding the visual impacts associated with the project, and the Applicant has advised the Department in writing of the terms of this agreement.</p>	Tilt letter to DPE dated 4/11/21 Letter from property owner to DPE confirming the agreement.	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												

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status						
	<table border="1"> <thead> <tr> <th data-bbox="163 284 421 368">Residence</th> <th data-bbox="421 284 678 368">Lot/DP</th> <th data-bbox="678 284 936 368">Applicable Wind Turbines</th> </tr> </thead> <tbody> <tr> <td data-bbox="163 368 421 507">R56</td> <td data-bbox="421 368 678 507">97/754122 180/754122 181/754122</td> <td data-bbox="678 368 936 507">145</td> </tr> </tbody> </table>	Residence	Lot/DP	Applicable Wind Turbines	R56	97/754122 180/754122 181/754122	145			
Residence	Lot/DP	Applicable Wind Turbines								
R56	97/754122 180/754122 181/754122	145								
3	<p>Visual Impact Mitigation</p> <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>Notes</p> <ul style="list-style-type: none"> <i>To avoid any doubt, mitigation measures are not required to be implemented to reduce the visibility of wind turbines from any other locations on the property other than the residence and its curtilage.</i> <i>The identification of appropriate visual impact mitigation measures will be more effective following the construction of the wind turbines. While owners may ask for the implementation of visual impact mitigation measures shortly after the commencement of construction, they should consider the merits of delaying this request until the relevant wind turbines are visible from their residence.</i> 	Visual Mitigation Tracking Program	<p>Tilt Renewables maintain a tracking register to manage the consultation and implementation for visual mitigations.</p> <p>A total of 12 requests for visual mitigation have been received to date. 8 of these are from eligible residents. Requests for visual mitigation have not exceed the 12-month period (from the date of receiving the written request) for implementation of the relevant measures.</p>	Compliant						

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
4	<p>Visual Appearance</p> <p>The Applicant must:</p> <p>(a) minimise the off-site visual impacts of the development;</p> <p>(b) ensure the wind turbines are:</p> <ul style="list-style-type: none"> • painted off white/grey, unless otherwise agreed by the Planning Secretary; and • finished with a surface treatment that minimises the potential for glare and reflection; <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> <p>(d) not mount any advertising signs or logos on wind turbines or ancillary infrastructure.</p>	<p>Design specification/paint schedule dated 29/4/21</p>	<p>Construction of wind turbines had not commenced at the time of the audit; therefore, this condition has not been triggered. It is noted that project documents specify the color of the turbines to be painted light grey in accordance with this condition</p>	<p>Not triggered</p>
5	<p>Lighting</p> <p>The Applicant must:</p> <p>(a) minimise the off-site lighting impacts of the development;</p> <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> <p>(c) ensure that any aviation hazard lighting design complies with the <i>National Airports Safeguarding Framework Guideline D</i> 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>(d) ensure that all external lighting associated with the development (apart from any aviation hazard and construction lighting):</p> <ul style="list-style-type: none"> • is installed as low intensity lighting (except where required for safety or emergency purposes); • does not shine above the horizontal; • uses best management practice for bat deterrence; and 	<p>Site observations</p> <p>Audit Interview</p>	<p>No construction lighting has been implemented to date. All construction has been undertaken within daylight hours.</p> <p>Lighting associated with Wind Turbines has not been implemented at this stage of the project.</p>	<p>Not triggered</p>

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<ul style="list-style-type: none"> complies with <i>Australian/New Zealand Standard AS/NZS 4282:2019 – Control of Obtrusive Effects of Outdoor Lighting</i>, or its latest version. 			
6	<p>Shadow Flicker</p> <p>The Applicant must ensure that shadow flicker from operational wind turbines does not exceed 30 hours per year at any non-associated residence.</p>	<p>Audit Interview</p> <p>Shadow Flicker and Blade Glint Assessment dated 25/4/21</p>	<p>Not triggered, condition relates to operation. Compliance with the condition will therefore need to be confirmed during the operational phase. However, it is noted that a Shadow flicker assessment has been undertaken based on the turbine layouts. The assessment concludes that the predicted shadow flicker impact does not exceed 30 hours per year for any non-associated residence.</p>	Not triggered
7	<p>Construction and Decommissioning Noise</p> <p>The Applicant must:</p> <p>(a) minimise the construction or decommissioning noise of the development, including any associated traffic noise; and</p> <p>(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.</p>	<p>Construction Noise Assessment dated June 2021</p> <p>Construction Noise testing results dated 22/1/22</p>	<p>A noise assessment has been undertaken for the operational phase of the project</p> <p>Construction Noise impacts are communicated to relevant project personnel through site inductions, and prestart</p> <p>No rock breaking has been undertaken to date.</p> <p>Construction noise testing undertaken confirms compliance with the construction noise limits.</p>	Compliant
8.	<p>Construction and Decommissioning Noise</p> <p>Unless the Planning Secretary agrees otherwise, the Applicant must only undertake construction or decommissioning activities between:</p> <p>(a) 7 am to 6 pm Monday to Friday</p> <p>(b) 8 am to 1 pm Saturdays; and</p> <p>(c) at no time on Sundays and NSW public holidays.</p> <p>The following construction or decommissioning activities may be undertaken outside these hours without the approval of the Planning Secretary:</p> <ul style="list-style-type: none"> activities that are inaudible at non-associated residences. 	<p>Audit Interview</p> <p>Construction Noise testing results dated 22/1/22</p>	<p>Construction work has been undertaken on Saturdays commencing at 7am (8am permitted by Development Consent unless noise is inaudible at non-associated residences).</p> <p>Some work was undertaken at 7.00 on one Saturday, noise monitoring was undertaken by the project with no complaints received. Noise monitoring was undertaken with no complaints received.</p>	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status											
	<ul style="list-style-type: none"> the delivery of materials requested by the NSW Police Force or other authorities for safety reasons; or emergency work to avoid the loss of life, property and/or material harm to the environment. 														
9	<p>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.</p>	<p>Site observations Interviews</p>	<p>Blasting is not undertaken on the project</p>	<p>Not triggered</p>											
10	<p>Blasting The Applicant must ensure that any blasting carried out on site does not exceed the criteria in Table 3.</p> <table border="1" data-bbox="165 667 967 994"> <thead> <tr> <th data-bbox="165 667 365 778">Location</th> <th data-bbox="365 667 564 778">Air blast Overpressure (dBL)</th> <th data-bbox="564 667 763 778">Ground vibration (mms/s)</th> <th data-bbox="763 667 967 778">Allowable exceedence</th> </tr> </thead> <tbody> <tr> <td data-bbox="165 778 365 834" rowspan="2">Any non - associated residence</td> <td data-bbox="365 778 564 834">120</td> <td data-bbox="564 778 763 834">10</td> <td data-bbox="763 778 967 834">0%</td> </tr> <tr> <td data-bbox="365 834 564 994">115</td> <td data-bbox="564 834 763 994">5</td> <td data-bbox="763 834 967 994">5% of the total number of blasts or events over a rolling 12 month period</td> </tr> </tbody> </table>	Location	Air blast Overpressure (dBL)	Ground vibration (mms/s)	Allowable exceedence	Any non - associated residence	120	10	0%	115	5	5% of the total number of blasts or events over a rolling 12 month period	<p>Site observations Interviews</p>	<p>Blasting is not undertaken on the project.</p>	<p>Not triggered</p>
Location	Air blast Overpressure (dBL)	Ground vibration (mms/s)	Allowable exceedence												
Any non - associated residence	120	10	0%												
	115	5	5% of the total number of blasts or events over a rolling 12 month period												
11	<p>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 <i>Wind Energy: Noise Assessment Bulletin (2016)</i> (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 <i>Wind Energy: Noise Assessment Bulletin (2016)</i> (or its latest version).</p>	<p>Site observations Interviews</p>	<p>Not triggered, condition relates to operation</p>	<p>Not triggered</p>											

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<p>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.</p>			
12	<p>Operational Noise Criteria – Wind Turbines</p> <p>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.</p> <p>Noise generated by the development is to be measured in accordance with the relevant requirements of the <i>Noise Policy for Industry (2017)</i> (or its equivalent).</p>	Site observations	Not triggered, condition relates to operation	Not triggered
13	<p>Noise Management Plan</p> <p>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:</p> <p>(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.</p> <p>(b) description of the parameters and meteorological conditions which trigger the use of noise management mode and sector management.</p> <p>(c) an auditable process that compliance can be independently confirmed for the use of noise management mode and sector management.</p> <p>(d) procedures and corrective actions to be undertaken if non-compliance is detected.</p> <p>(e) provision of a copy of the compliance monitoring results to the Secretary and the EPA</p>	Site observations	Not triggered, condition relates to operation	Not triggered
14	<p>Noise Management Plan</p> <p>Following the Planning Secretary’s approval, the Applicant must implement the measures described in the Noise Management Plan.</p>	Site observations	Not triggered, condition relates to operation	Not triggered

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
15	<p>Air</p> <p>The Applicant must:</p> <p>(a) minimise the off-site dust, fume and blast emissions of the development; and</p> <p>(b) minimise the surface disturbance of the site.</p>	<p>Site observations</p> <p>Photo of water Cart Civil Area 7_Jan 2022</p> <p>Water Cart Public Road Jan 2022</p>	<p>No dust observed on site. Water carts were observed to be actively controlling dust within the site and on Booroowa and Rye Park Roads</p>	Compliant
16	<p>Water Supply</p> <p>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.</p> <p><i>Note: Under the Water Act 1912 and/or the Water Management Act 2000, the Applicant is required to obtain the necessary water licences for the development.</i></p>	<p>Site Observations</p> <p>Audit Interview</p> <p>NGER Data Tracking schedules</p> <p>Water cart load tracking spreadsheet</p>	<p>Internal project water is sourced through surface water run off harvesting in existing farm dams and sediment basins located on and contained within the individual farm properties. Water consumption is monitored through daily load sheets and captured monthly in the NGER data. Water for Public Road works is sourced from the Council standpipe at the Booroowa Weir</p> <p>Potable water is supplied via tanker.</p>	Compliant
17	<p>Water Pollution</p> <p>Unless an EPL authorises otherwise, the Applicant must comply with Section 120 of the POEO Act.</p> <p><i>Note: Section 120 of the POEO Act makes it an offence to pollute any waters.</i></p>	<p>Site Observations</p> <p>Audit Interview</p>	<p>No reportable incidents to date. Erosion and Sediment controls are in place. Fuel is stored in double bunded fuel cells. A bunded chemical storage area is provided for safe storage of chemicals. Spill kits are in place in the event of a spill.</p>	Compliant
18	<p>Operating Conditions</p> <p>The Applicant must:</p> <p>(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;</p> <p>(b) minimise any soil erosion associated with the construction and decommissioning of the development by implementing the relevant mitigation measures in <i>Managing Urban Stormwater: Soils and Construction</i> (Landcom, 2004), or its latest version;</p> <p>(c) ensure all waterway crossings are constructed in accordance with the:</p> <ul style="list-style-type: none"> • <i>Water Guidelines for Controlled Activities on Waterfront Land (NRAR, 2018)</i>, or its latest version; 	<p>Site Observations</p> <p>Audit Interview</p> <p>ZX115-DWG-1001 Typical Drawing for Erosion and Sediment controls</p> <p>ZX 115 – DWG -Z0355 Ersed design for the main compound</p> <p>Email to SEEC Environmental Consultants</p>	<p>Erosion and Sediment controls were observed on site including:</p> <ul style="list-style-type: none"> • Stabilised Site access at key entry points (x3) • Gravel hardstand at Site Compound area • Rock checks placed at key points along sloping drains • Sediment Fences and Coir Logs • Sediment basins on main compound site • Minimal stockpiling on site with stockpiles trimmed and profiled • Progressive rehabilitation has 	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<ul style="list-style-type: none"> • <i>Why Do Fish Need to Cross the Road? Fish Passage Requirements for Waterway Crossings (2004)</i>, or its latest version; and • <i>Policy and Guidelines for Fish Habitat Conservation and Management Update (2013)</i>, or its latest version. <p>(d) store and handle all dangerous or hazardous materials on site in accordance with <i>AS1940-2004: The storage and handling of flammable and combustible liquids</i>, or its latest version;</p> <p>(e) ensure the concrete batching plants and substation are suitably bunded; and</p> <p>(f) minimise any spills of hazardous materials or hydrocarbons, and clean up any spills as soon as possible after they occur.</p>		<p>commenced</p> <p>Other measures implemented included:</p> <ul style="list-style-type: none"> • Planned ERSED training with an experienced CPESC has been initiated • ERSED plan development by Design consultancy with, senior environment advisor reviews the plans prior to approval • Weekly ERSED inspections are undertaken • No offsite impacts observed (including mud tracking on local roads) <p>Recommendation</p> <p>It is 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>	
19	<p>Restrictions on Clearing on Land</p> <p>The Applicant must:</p> <p>(a) ensure that no more than</p> <ul style="list-style-type: none"> • 37.34 hectares of the Box Gum Woodland CEEC, including Box Gum Woodland derived grassland; and • 85.22 hectares of Golden Sun Moth habitat; <p>is cleared for the development;</p> <p>b) avoid impacts to the Crimson Spider Orchid (<i>Caladenia concolor</i>) and Southern Pygmy Perch (<i>Nannoperca australis</i>);</p> <p>c) Minimise</p> <ul style="list-style-type: none"> • 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. 	<p>Site observations</p> <p>Audit Interview</p> <p>GPS Tracking System</p> <p>Tree Register and Ap</p> <p>Photographs – progressive fencing November 21 and February 2022</p> <p>CV for project ecologist</p> <p>Vegetation Disturbance Permits dated 1/2/22 and 18/1/22</p>	<p>To date, minimal clearing has been undertaken with relatively small areas of vegetation cleared for the purposes of site establishment and road construction. Mainline clearing is planned to commence in 3 months' time on a progressive basis.</p> <p>Clearing limits observed include delineation of EEC with boundary taping, protected trees identified with pink tape, star pickets have been installed to delineate the project boundary so unauthorised works do not occur.</p>	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
			<p>Technology applications provide accurate and real time information to environmental management and construction supervisors. This included the use of mobile GIS devices showing clearing limits environmental constraints. Mobile phone web- based applications for site actions and tree registers are also utilised. Zenviron are procuring drone technology to detect and report on main disturbance and clearing activities to ensure compliance with the project clearing limits. Tilt have engaged surveyors to detect disturbance and incorporate site surveillance and drone capability. These measures provide overall assurance to the clearing process and are deemed best industry practice.</p> <p>All habitat trees, environmental constraints and disturbance boundaries are provided on GPS devices for all machines in the field.</p> <p>An experienced ecologist with over 20 years of experience has been appointed to oversee the clearing process and to undertake pre-clearance inspections</p>	
20	<p>Biodiversity Offset</p> <p>Prior to the commencement of construction, unless the Planning Secretary agrees otherwise, the Applicant must:</p> <p>(a) update the baseline mapping of the vegetation and key habitat within the final disturbance area; and</p> <p>(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.</p>	<p>Rye Park Windfarm, Confirmation of Credit Liabilities, October 2020</p> <p>DPE Letter of approval for Biodiversity Offset Credit Liability dated 4/11/21</p>	<p>Umwelt were appointed to calculate the credit liabilities. The credit liabilities report has been approved by the Planning Secretary</p>	Compliant
21	<p>Biodiversity Offset</p>	<p>Site interviews</p>	<p>Not triggered until two years following the commencement of construction (late 2023)</p>	Not triggered

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<p>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:</p> <p>(a) acquiring or retiring 'biodiversity credits' within the meaning of the Biodiversity Conservation Act</p> <p>(b) making payments into an offset fund that has been established by the NSW Government; or</p> <p>(c) funding a biodiversity conservation action that benefits the entity impacted and is listed in the ancillary rules of the biodiversity offset scheme.</p>			
22	<p>Biodiversity management Plan</p> <p>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:</p> <p>(a) be prepared in consultation with BCS; and</p> <p>(b) include: a description of the measures that would be implemented for:</p> <ul style="list-style-type: none"> • minimising the amount of native vegetation clearing within the approved development footprint; • minimising the loss of key fauna habitat, including tree hollows and termite mounds; • minimising the impacts on fauna on site, including undertaking pre-clearance surveys; • minimising the potential indirect impacts on threatened: <ul style="list-style-type: none"> ▪ flora species, including the Crimson Spider Orchid (<i>Caladenia concolor</i>); and ▪ fauna species, including the Southern Pygmy Perch (<i>Nannoperca australis</i>), Golden SunMoth (<i>Synemon plana</i>) and Superb Parrot (<i>Polytelis swainsonii</i>); <p>- rehabilitating and revegetating temporary disturbance areas;- protecting native vegetation and key fauna habitat outside the approved disturbance area;- maximising the salvage of resources within the approved disturbance area</p> <p>– including vegetative and soil resources – for beneficial reuse (including fauna habitat enhancement)during the rehabilitation and revegetation of the site;</p>	<p>Biodiversity Management Plan, Rye Park Windfarm, Revision F dated 25/10/21</p> <p>DPE Letter of approval dated 5/11/21</p> <p>Biosecurity inspection reports (weed and seed)</p> <p>Audit Interview</p> <p>GPS Tracking System</p> <p>Tree Register and Ap</p> <p>Photographs – progressive fencing November 21 and February 2022</p> <p>CV for project ecologist</p> <p>Vegetation Disturbance Permits dated 1/2/22 and 18/1/22</p>	<p>Biodiversity management plan prepared and approved by the Secretary. Evidence of consultation with BCS provided in the BMP</p> <p>Weed and seed (biosecurity inspections are undertaken as part of the plant and equipment onboarding process</p> <p>No fauna mortalities observed on site or reported to date</p> <p>Clearing limits delineated in the field with star pickets, EEC areas protected with</p> <p>Habitat trees clearly marked in field with pink tape.</p>	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<p>- collecting and propagating seed (where relevant); - controlling weeds and feral pests;</p> <p>- controlling erosion; and- bushfire management;</p> <p>a detailed program to monitor and report on the effectiveness of these measures. Following the Planning Secretary's approval, the Applicant must implement the Biodiversity Management Plan.</p>			
23	<p>Bird and bat adaptive management plan</p> <p>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:</p> <p>(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;</p> <p>(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:</p> <ul style="list-style-type: none"> • minimising the availability of raptor perches; • prompt carcass removal; • controlling pests; and • using best practice methods for bat deterrence, including managing potential lighting impacts; <p>(c) trigger levels for further investigation of the potential impacts of the project on particular bird or bat species or populations;</p> <p>(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:</p> <ul style="list-style-type: none"> • reduce the mortality of those species or populations; or • enhance and propagate those species or populations in the locality; <p>(e) a detailed program to monitor and report on the effectiveness of these measures, and any bird and bat strikes on site; and</p> <p>(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.</p> <p>Following the Planning Secretary's approval, the Applicant must implement the Bird and Bat Adaptive Management Plan.</p>	<p>Site Observations</p> <p>Interview</p>	<p>Not triggered as this condition relates to commissioning, however draft has been prepared and the consultation process is underway with the relevant authorities.</p>	<p>Not triggered</p>

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
24	<p>Protection of Aboriginal heritage items</p> <p>The Applicant must:</p> <p>(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;</p> <p>(b) minimise any impacts on the Aboriginal heritage items identified in Table 2 in Appendix 5; and</p> <p>(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.</p> <p>Note: The locations of the Aboriginal heritage items referred to in this condition are shown in the figure in Appendix 5.</p>	<p>NGH Letter of completion Cultural Heritage dated 11/11/21</p> <p>Audit interviews</p>	<p>Salvage has been undertaken in two stages (October and November 2021)</p> <p>A letter has been prepared by NGH that confirms salvage operations have been completed in accordance with this condition.</p> <p>A full report which details all salvage operations is currently being prepared</p>	Compliant
25	<p>Heritage Management Plan</p> <p>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:</p> <p>(a) be prepared by a suitably qualified and experienced person whose appointment has been endorsed by the Planning Secretary;</p> <p>(b) be prepared in consultation with Heritage NSW and Aboriginal stakeholders;</p> <p>(c) include updated baseline mapping of the heritage items within and adjoining the development disturbance area;</p> <p>(d) include a description of the measures that would be implemented for:</p> <ul style="list-style-type: none"> • 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: <ul style="list-style-type: none"> - 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: <ul style="list-style-type: none"> - Aboriginal heritage items outside the approved disturbance area are damaged; 	<p>Heritage Management Plan – Rye Park Windfarm dated 4/8/21</p> <p>DPE Letter of approval dated 10/9/21(for approval of the Heritage management Plan)</p> <p>DPE letter dated 20/12/20</p> <p>NGH Letter of completion Cultural Heritage dated 11/11/21</p> <p>Audit interviews</p>	<p>Heritage management plan prepared by experienced heritage consultants NGH. The heritage consultants were endorsed by the Department</p> <p>Appendix D of the Heritage Management Plan provides details of consultation undertaken with Heritage NSW and the RAPs in the preparation of the HMP.</p> <p>Heritage management plan approved by the Department on 10/9/21. Unexpected heritage finds included in induction and unexpected finds procedure</p> <p>No unexpected finds discovered to date.</p> <p>3 non-Aboriginal heritage sites are on site including a harvester and two mine adits. These heritage items are outside the work corridor.</p>	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<ul style="list-style-type: none"> - previously unidentified Aboriginal heritage items are found; or - Aboriginal skeletal material is discovered; <ul style="list-style-type: none"> • 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; <p>(e) a program to monitor and report on the effectiveness of these measures and any heritage impacts of the project.</p> <p>Following the Planning Secretary's approval, the Applicant must implement the Heritage Management Plan.</p>			
26	<p>Designated Heavy and Over-Dimensional Vehicle Routes</p> <p>The Applicant must ensure that all over-dimensional and heavy vehicle access to and from the site is via</p> <p>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"> • 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 • 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, Boothenba Road, Troy Bridge Road, Bunglegumbie 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 • 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), unless the Planning Secretary agrees otherwise. • The Applicant is required to obtain relevant permits under the Heavy Vehicle National Law (NSW) for the use of over-dimensional vehicles on the road network. 	<p>Drivers Code of Conduct and approved roads (site induction)</p> <p>HV Logistics Booking Portal uploaded</p> <p>Subcontractor and delivery driver transport route acknowledgement example</p> <p>Email to all contractors advising them of approved routes (as part of onboarding process)</p> <p>Warning letter issued to contractors advising them of the correct route and</p> <p>Audit Interview</p> <p>Site observations</p>	<p>Several non-compliances have been reported to DPE relating to the following:</p> <ul style="list-style-type: none"> • 3 HVs travelling to the site via Cooks Hill Road on Wednesday 1/12/21 • A lime tanker travelling to site on 14/2/22 <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 are required to be registered via the HV booking portal which is managed by the Contracts Manager.</p> <p>The approved routes have been communicated to all suppliers along with instructions for the vehicle load booking portal system. Final warning letters have been issued to contractors in relation to the non-compliances.</p> <p>Grassy-Creek Road and Booroowa Bypass and Booroowa/Rye Park Road are in process of being upgraded</p> <p>At the time of the audit no component deliveries have been transported. however oversize loads under permit for the delivery of equipment have occurred.</p>	Non-Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<ul style="list-style-type: none"> To avoid any doubt, this consent does not allow the use of Banks Street, Blakney Creek South Road, Cemetery Drive, Cook Streets and Dirthole Creek Road as over-dimensional or heavy vehicle access routes. Certain over-dimensional vehicles travelling towards the site would use dedicated access road on Lot 1 DP580999 to turn from Rye Park Road north onto Grassy Creek Road and south onto Yass Street. <p>To avoid any doubt, this consent does not allow the use of site access points 1, 3 to 6, 9 and 13 identified in the EIS. NSW Government 13 Planning, Industry and Environment</p>		<p>Recommendation</p> <p>While the measures implemented to date along with management actions are deemed appropriate to achieve compliance with this condition, it is noted that the project is in the early stages of delivery and the number of vehicles and organisations involved in the delivery of the project will change. 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"> New contractors involved in the project are acutely aware of their obligations relating to approved transport routes Onboarding, tracking, and communication process are reviewed and shared with new contractors so they may implement existing procedures where appropriate Incidents and lessons learned from the project to date are shared with new contractors 	
27	<p>Road Upgrades</p> <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>DPE Letter of approval dated 12/11/21 relating to road upgrade scheduling</p> <p>Yass Valley Council S138 approval for activities in a Council Road Reserve dated 7/10/21</p> <p>Hilltops Council S138 Permits) dated 12/12/21, 17/12/21 and 17/12/21</p> <p>Section 138 Permit for Cooks Hill Road dated 12/10/21</p> <p>Site Observations</p> <p>Audit Interview</p>	<p>The use and occupation of Crown roads is authorised by a Combined Licence issued under the Crown Land Management Act 2016 and a consent issued under Section 138 of the Roads Act 1993.</p> <p>Council have undertaken progressive inspections with independent auditor, A final inspection will be undertaken on completion,</p> <p>DPE have approved the timing of the local road upgrades</p>	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
28	<p>Road Maintenance</p> <p>The Applicant must:</p> <p>(a) prepare a dilapidation survey of the designated over-dimensional and heavy vehicle route:</p> <ul style="list-style-type: none"> • prior to the commencement of any construction or decommissioning works other than pre- construction minor works; • within 1 month of the completion of any construction or decommissioning works other than pre- construction minor works; <p>(b) rehabilitate and/or make good any development-related damage:</p> <ul style="list-style-type: none"> • 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 <p>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, to the satisfaction of the relevant roads authority.</p> <p>If the construction and/or decommissioning of the development is to be staged, the obligations in this condition apply to each stage of construction and/or decommissioning.</p> <p>If there is a dispute about the scope of any remedial works or the implementation of these works, then either party may refer the matter to the Planning Secretary for resolution.</p>	<p>Rye Park Windfarm Pre-Condition Assessment Report dated August 2021</p> <p>Tilt Renewables email to Hilltops Council dated 21/10/21</p> <p>Newcastle Council email to Tilt Renewables dated 6/8/21</p> <p>Northwestern Roads email to Tilt Renewables dated 6/8/21</p> <p>TfNSW email to Tilt Renewables dated 15/10/21</p>	<p>Relevant councils have been provided with a copy of the Dilapidation surveys and the TMP</p> <p>No observed or reported damage to roads</p> <p>Newcastle Council have raised no issues with the TMP and proposed traffic arrangements</p> <p>TfNSW advised that as the local roads are not within TfNSW jurisdiction as they are not a freeway or a motorway. TfNSW therefore doesn't have a role in relation to local roads.</p> <p>Hilltops Council have advised they are satisfied with the dilapidation surveys.</p>	Compliant
29	<p>Unformed Crown Roads</p> <p>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.</p>	<p>Combined licence (RN622918) dated 16/8/21</p> <p>DPE Letter granting Licence RN622918 dated 17/8/21</p> <p>Tilt Renewables Supplementary Information memo dated 12/7/21</p> <p>DPE letter of Consent to undertake works over various crown roads dated 3/11/21</p>	<p>Section 138 certificates provide approval to cross over unformed crown roads (paper roads)</p>	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
30	<p>Traffic Management Plan</p> <p>Prior to the commencement of construction, the Applicant must prepare a Traffic Management Plan for the development in consultation with TfNSW and the Councils, and to the satisfaction of the Planning Secretary. This plan must:</p> <p>(a) detail the measures that would be implemented to:</p> <ul style="list-style-type: none"> • minimise the traffic safety impacts of the development and disruptions to local road users during the construction and decommissioning of the development, including: <ul style="list-style-type: none"> - temporary traffic controls, including detours and signage; notifying the local community about development-related traffic impacts; - minimising potential conflict between development-related traffic and: <ul style="list-style-type: none"> ▪ 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 <ul style="list-style-type: none"> - a traffic management system for managing over-dimensional vehicles; • comply with the traffic conditions in this consent; <p>(b) include a drivers code of conduct that addresses:</p> <ul style="list-style-type: none"> • 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; <p>(c) include a detailed program to monitor and report on the effectiveness of these measures and the code of conduct.</p> <p>Following the Planning Secretary's approval, the Applicant must implement the Traffic Management Plan.</p>	<p>Traffic Management Plan, November 2021</p> <p>DPE Letter of approval of TMP to Tilt Renewables</p> <p>Audit Interview</p> <p>Site Observations</p> <p>Vehicle maintenance records</p> <p>Consultation records with road authorities</p>	<p>The TMP was approved by the Department on 12/11/21.</p> <p>Implementation of the TMP included:</p> <ul style="list-style-type: none"> • Transport Code of Conduct • Visible signage in the field advising of key intersections • Vehicle maintenance records • Heavy vehicle booking system • Community notifications • S138 (local road approval permits) 	Compliant
31	<p>Notification Of Aviation Authorities</p>	<p>Site Observations</p> <p>Audit Interview</p>	<p>Not triggered, construction of wind turbines is yet to commence. The first mast is planned for mid-2022.</p>	Not Triggered

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<p>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 RAAF (together the authorities):</p> <p>(a) co-ordinates in latitude and longitude of each wind turbine and mast; (b) the final height of each wind turbine and mast in Australian Height Datum; (c) ground level at the base of each wind turbine and mast in Australian Height Datum; and (d) details of any proposed aviation hazard lighting.</p>			
32	<p>Notification Of Aviation Authorities</p> <p>Within 30 days of the practical completion of the construction of any wind turbine or mast, the Applicant must:</p> <p>a) provide confirmation to the authorities that the information that was previously provided remains accurate; or</p> <p>(b) update the information previously provided.</p>	<p>Site Observations</p> <p>Audit Interview</p>	<p>Not triggered, construction of wind turbines is yet to commence</p>	<p>Not Triggered</p>
33	<p>Radio Communications</p> <p>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.</p> <p>If there is a dispute about the mitigation measures to be implemented or the implementation of these mitigation measures, then either party may refer the matter to the Planning Secretary for resolution.</p>	<p>Site Observations</p> <p>Audit Interview</p>	<p>Not triggered as this condition relates to commissioning</p>	<p>Not Triggered</p>
34	<p>Emergency Plan</p> <p>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 always points. The Plan must:</p>	<p>Emergency Plan, Rye Park Windfarm Rev C dated 1/7/21</p> <p>Rural Fire Service Letter of endorsement dated 7/10/21</p>	<p>No emergencies to date, Emergency Plan is published on the project website and is kept in a readily accessible location within the project office. Emergency Plan has been endorsed by both NSW Fire and Rescue and the NSW Rural Fire Service.</p>	<p>Compliant</p>

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<p>(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).</p> <p>(b) identify the fire risks and hazards and detailed measures for the development to prevent or mitigate fires igniting.</p> <p>(c) list works that should not be carried out during a total fire ban.</p> <p>(d) include availability of fire suppression equipment, access, and water.</p> <p>(e) include procedures for the storage and maintenance of any flammable materials.</p> <p>(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.</p> <p>(g) include a figure showing site infrastructure, Asset Protection Zone and the firefighting water supply.</p> <p>(h) include location of hazards (physical, chemical and electrical) that may impact on firefighting operations and procedures to manage identified hazards during firefighting operations;</p> <p>(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.</p> <p>(j) include bushfire emergency management planning; and</p> <p>(k) include details of how the RFS would be notified, and procedures that would be implemented, in the event that:</p> <ul style="list-style-type: none"> • 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. <p>Following approval, the Applicant must implement the Emergency Plan.</p>	NSW Fire and Rescue letter of endorsement dated 9/7/21		
35	<p>Safety</p> <p>The Applicant must:</p> <p>(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</p> <p>(b) implement, and if necessary, update, the system over the remaining life of the development.</p>	Audit Interviews	Not triggered, required prior to commissioning	Not triggered
36	<p>Waste</p> <p>The Applicant must:</p>	NGER Reporting register Audit Interviews	Waste storage facilities (recycling general waste, sorted at the transfer facility in Boorowa)	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status						
	<table border="1"> <tr> <td data-bbox="163 284 432 331"></td> <td data-bbox="432 284 963 331"></td> </tr> <tr> <td data-bbox="163 331 432 411">Land use</td> <td data-bbox="432 331 963 411">Restore or maintain land capability as described in the EIS</td> </tr> <tr> <td data-bbox="163 411 432 491">Community</td> <td data-bbox="432 411 963 491">Ensure public safety</td> </tr> </table>			Land use	Restore or maintain land capability as described in the EIS	Community	Ensure public safety			
Land use	Restore or maintain land capability as described in the EIS									
Community	Ensure public safety									
38	<p>Progressive Rehabilitation</p> <p>The Applicant must:</p> <p>(a) rehabilitate all areas of the site not proposed for future disturbance progressively, that is, as soon as reasonably practicable following construction or decommissioning.</p> <p>(b) minimise the total area exposed at any time; and</p> <p>(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.</p>	Site Observations	Have commenced progressive rehabilitation	Not triggered						
39	<p>Dismantling of wind turbines</p> <p>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.</p>	Site Observations	Not triggered as this condition relates to commissioning	Not Triggered						
Schedule 4 – Additional Procedures										
1	<p>Notification of Landowners</p> <p>Prior to the commencement of construction, the applicant must notify the owners of:</p> <p>a) The land listed in Table 1 of the conditions of this consent of their rights under condition 1 of schedule 3 and</p> <p>b) Any non-associated residence within 4km of any approved wind turbine of their rights under condition 3 of schedule 3.</p>	<p>Audit interview</p> <p>Tilt letter to landowners dated 2 Sept 21 and 3 Nov 21</p>	The relevant landowners have been formally notified of their rights under this condition	Compliant						

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
2	<p>Land Acquisition</p> <p>Within three months of receiving a written request from an owner with the acquisition rights, the Applicant must make a binding written offer to the owner based on:</p> <p>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:</p> <ul style="list-style-type: none"> i) existing and permissible use of the land, in accordance with the applicable environmental planning instruments at the date of the written request; and ii) 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; <p>b) the reasonable costs associated with:</p> <ul style="list-style-type: none"> i) 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 ii) obtaining legal advice and expert advice for determining the acquisition price of the land, and the terms upon which it is to be acquired; <p>c) reasonable compensation for any disturbance caused by the land acquisition process.</p> <p>However, 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.</p> <p>Upon receiving such a request, the Planning Secretary must request the President of the NSW Division of the Australian Property Institute to appoint a qualified independent valuer to:</p> <ul style="list-style-type: none"> • consider submissions from both parties; • determine a fair and reasonable acquisition price for the land and/or the terms upon which the land is to be acquired, having regard to the matters referred to in 2(a) to (c) above; • prepare a detailed report setting out the reasons for any determination; and • provide a copy of the report to both parties. 	Audit interviews	No landowner has made a request for acquisition in line with the conditions of the Development Consent.	Not triggered

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<p>Within 14 days of receiving the independent valuer's report, the Applicant must make a binding written offer to the owner to purchase the land at a price not less than the independent valuer's determination.</p> <p>However, if either party disputes the independent valuer's determination, then within 14 days of receiving the independent valuer's report, they may refer the matter to the Planning Secretary for review. Any request for a review must be accompanied by a detailed report setting out the reasons why the party disputes the independent valuer's determination. Following consultation with the independent valuer and both parties, the Planning Secretary will determine a fair and reasonable acquisition price for the land, having regard to:</p> <ul style="list-style-type: none"> • the matters referred to in 2(a) to (c) above, • the independent valuer's report, • the detailed report of the party that disputes the independent valuer's determination, • whether an adjustment to the market value of the land since the independent valuation was completed is warranted; and any other relevant submissions. <p>Within 14 days of this determination, the Applicant must make a binding written offer to the owner to purchase the land at a price not less than the Planning Secretary's determination.</p> <p>If the owner refuses to accept the Applicant's binding written offer under this condition within 3 months of the offer being made, unless the Planning Secretary determines otherwise, then the Applicant's obligations to acquire the land shall cease.</p>			
3	<p>Land Acquisition</p> <p>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.</p>	Audit Interview	No landowner has made a request for acquisition in accordance with this condition	Not triggered
Schedule 5 Environmental Management Reporting and Auditing				
1	Environmental Management strategy	Environmental Management Strategy Rev D dated 28/8/21 DPE Letter of approval dated 18/10/21	The Environmental management has been prepared and is provided on the project website.	Compliant

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<p>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:</p> <p>(a) provide the strategic framework for environmental management of the development;</p> <p>(b) identify the statutory approvals that apply to the development;</p> <p>(c) describe the role, responsibility, authority and accountability of all key personnel involved in the environmental management of the development;</p> <p>(d) describe the procedures that would be implemented to:</p> <ul style="list-style-type: none"> • 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 <p>(e) include:</p> <ul style="list-style-type: none"> • 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. <p>Following the Planning Secretary's approval, the Applicant must implement the Environmental Management Strategy</p>	<p>Audit Interview</p> <p>Site Observations</p>	<p>Sufficient evidence was provided during the audit to demonstrate effective implementation of the plan.</p>	
2	<p>Revision of Strategies, Plans and Programs</p> <p>Within 3 months of the submission of:</p> <p>(a) an incident report under condition 7 below;</p> <p>(b) an audit report under condition 11 below; or</p> <p>(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. 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.</p> <p><i>Notes: This is to ensure the strategies, plans and programs are updated on a regular basis, and incorporate any recommended measures to improve the environmental performance of the development.</i></p>	<p>Audit Interview</p>	<p>Not triggered no updates to plans post approval</p>	<p>Not triggered</p>

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
3	<p>Community Consultative Committee</p> <p>The Applicant must:</p> <p>(a) establish a Community Consultative Committee for the development prior to the commencement of construction; and</p> <p>(b) operate this Committee following establishment, to the satisfaction of the Planning Secretary and in accordance with the <i>Community Consultative Committee Guidelines for State Significant Project (2019)</i>, or its latest version.</p>	<p>CCC minutes for meetings 1-24 (from June 2012 to November 2021)</p> <p>Darzin – Stakeholder relationship management software</p> <p>Audit Interview</p>	<p>The role and function of the CCC is described on the Project Website. Minutes of CCC meetings are recorded and maintained on the project website. Specific reference is provided on the website to the relevant DPE guidelines</p> <p>Independent chair has been appointed by the Department.</p> <p>Complaints management plan and process is available on website</p> <p>Since construction has commenced only 12 have occurred relating to:</p> <ul style="list-style-type: none"> • Traffic • Road condition • Noise complaint (1) • Dust (1) 	Compliant
4	<p>Notification of Department</p> <p>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.</p> <p>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.</p>	<p>Tilt renewables letters to the Planning Secretary on 30/11/21 and 31/1/22</p> <p>Tilt Renewables letters to local Councils (Yass, Upper Lachlan, and Hilltops) dated 30/11/21 and 31/1/2022</p> <p>Community Updates provided on 15/11/21</p>	<p>The Planning Secretary, Yass Council, Upper Lachlan Council, Hilltops Council, and the local community were notified prior to the commencement of construction</p>	Compliant
5	<p>Final Layout Plans</p> <p>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.</p>	<p>DPE email dated 12/11/21</p>	<p>Detailed final layout plans were submitted to the Planning Secretary. Acknowledgement was received with no comments on the documents made by the Department</p>	Compliant
6	<p>Work as executed plans</p>	<p>Site Observations</p> <p>Interview</p>	<p>Not triggered until the commencement of operations</p>	Not triggered

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
	<p>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.</p>			
7	<p>Incident Notification</p> <p>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.</p>	Interview	No notifiable incidents have occurred	Not triggered
8	<p>Non-Compliance Notification</p> <p>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.</p>	<p>Non-Compliance notification issued to the Department via DPE Portal dated 8/12/21 and 21/2/2022</p> <p>Tilt Letters to DPE dated 8/12/21, 17/12/21, 21/2/22</p>	<p>DPE were notified of several non-compliances via the post approval form and formal correspondence. Notably:</p> <ul style="list-style-type: none"> • 3 HVs travelling to the site via Cooks Hill Road on Wednesday 1/12/21 • A lime tanker travelling to site on 14/2/22 	Compliant
9	<p>Non-Compliance Notification</p> <p>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.</p>	<p>Non-Compliance notification issued to the Department via DPE Portal dated 8/12/21</p> <p>Tilt Letters to DPE dated 8/12/21, 17/12/21, 21/2/22</p>	<p>Noncompliance notification identified the name of the development, SSD number, details of the non-compliances, reasons for the non-compliances and proposed actions to prevent recurrence.</p>	Compliant
10	<p>Non-Compliance Notification</p> <p>A non-compliance which has been notified as an incident does not need to also be notified as a non-compliance.</p>	Audit Interview	Administrative note	Not triggered

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
11	<p>Independent Environmental Audit</p> <p>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:</p> <p>(a) within 3 months of commencing construction; and</p> <p>(b) within 3 months of commencement of operations.</p>	This audit report	Initial Independent audit undertaken on 24 and 25 February 2022 within 3 months of the commencement of construction	Compliant
12	<p>Independent Environmental Audit</p> <p>Proposed independent auditors must be agreed to in writing by the Planning Secretary prior to the commencement of an Independent Audit.</p>	DPE Letter dated 10/12/21	Richard Peterson approved by DPE as the independent auditor for this initial audit	Compliant
13	<p>Independent Environmental Audit</p> <p>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.</p>	Audit Interview	Not triggered, this is the initial audit. The Planning Secretary has not made any requests for additional audits outside the requirements of this condition	Not triggered
14	<p>Independent Environmental Audit</p> <p>In accordance with the specific requirements in the <i>Independent Audit Post Approval Requirements (2020)</i>, the Applicant must:</p> <p>(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;</p> <p>(b) submit the response to the Planning Secretary; and</p> <p>(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.</p> <p>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 <i>Independent Audit Post Approvals Requirements (2020)</i> unless otherwise agreed by the Planning Secretary.</p>	Audit Interview	Not triggered, this requirement is to be fulfilled by the Applicant following completion of the audit and is to be submitted with this audit report.	Not triggered

ID	Requirement	Evidence Collected	Independent Audit Findings & Recommendations	Compliance Status
15	<p>Independent Environmental Audit</p> <p>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.</p>	Audit Interview	Not triggered, this requirement is to be fulfilled by the Applicant following completion of the audit and is to be submitted with this audit report.	Not triggered
16	<p>Independent Environmental Audit</p> <p>Notwithstanding the requirements of the <i>Independent Audit Post Approvals Requirements (2020)</i>, 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.</p>	Audit Interview	Not triggered, such a request not received.	Not triggered
17	<p>Access to Information</p> <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"> • the EIS; • the final layout plans for the development. • current statutory approvals for the development. • approved strategies, plans or programs required under the conditions of this consent. • the proposed staging plans for the development if the construction, operation and/or decommissioning of the development is to be staged. • 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. • complaints register, which is to be updated on a monthly basis. • minutes of CCC meetings. • any independent environmental audit, and the Applicant's response to the recommendations in any audit; and • any other matter required by the Planning Secretary; and <p>(b) keep this information up to date.</p>	<p>Project Website</p> <p>Rye Park Wind Farm - Project Approvals and Applications — Tilt Renewables</p>	The project website is up to date and provides details of all required information	Compliant

Appendix C Site Photographs



Photo 1: Main site entrance and permanent drainage



Photo 2: Bunded and ventilated chemical storage container



Photo 3: Heavy Vehicle Access Restriction Signage



Photo 4: Dust Cart in operation



Photo 5: Boorowa Bypass (Trucking Yards Road)



Photo 6: Erosion and Sediment Control, drainage protection



Photo 7: Erosion and sediment control, progressive installation



Photo 8: Native vegetation, no go signage



Photo 9: Clearing “No Go” Zones



Photo 10: Superb Parrot - Habitat protection



Photo 11: Sediment basin (water re-used for dust suppression)



Photo 12: Double skinned fuel tank on hardstand area

Appendix D Auditor Declaration

Project name	Rye Park Windfarm
Consent Number	SSD 6693
Description of Project	Construction and operation of a new windfarm consisting of 66 wind turbines, each with a capacity to generate up to approximately 6 MW including associated civil and electrical infrastructure.
Project Address	Dalton Road, Rye Park NSW, 2586
Proponent	Rye Park Renewable Energy Pty Ltd
Date	5 May 2022

I declare that I have undertaken the Independent Audit and prepared the contents of the attached Independent Audit Report and to the best of my knowledge:

I declare that

- (i) the audit has been undertaken in accordance with relevant condition(s) of consent and the Independent Audit Compliance Requirements (Department 2019);
- (ii) the findings of the audit are reported truthfully, accurately and completely;
- (iii) I have exercised due diligence and professional judgement in conducting the audit;
- (iv) I have acted professionally, objectively and in an unbiased manner;
- (v) I am not related to any proponent, owner or operator of the project neither as an employer, business partner, employee, or by sharing a common employer, having a contractual arrangement outside the audit, or by relationship as spouse, partner, sibling, parent, or child;
- (vi) I do not have any pecuniary interest in the audited project, including where there is a reasonable likelihood or expectation of financial gain or loss to me or spouse, partner, sibling, parent, or child;
- (vii) neither I nor my employer have provided consultancy services for the audited project that were subject to this audit except as otherwise declared to the Department prior to the audit; and
- (viii) I have not accepted, nor intend to accept any inducement, commission, gift or any other benefit (apart from payment for auditing services) from any proponent, owner or operator of the project, their employees or any interested party. I have not knowingly allowed, nor intend to allow my 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 corporation, \$1 million and for an individual, \$250,000; and
- b) The *Crimes Act 1900* contains other offences relating to the false and misleading information; section 307Bv (giving false or misleading information – maximum penalty 2 years imprisonment or 200 penalty units, or both).

Name of auditor	Richard Peterson
Signature	
Qualification	BE Civil, M Environmental Management
Company:	Trigalana Environmental Pty Ltd

