



28th September 2020

The Planning Secretary
Department of Planning, Industry & Environment
320 Pitt Street
Sydney, NSW 2000

Attention: Megan Fu
Project: Nihon University Newcastle Campus - SSD 9787
Re: Conditions of Consent D33

Dear Megan,

Reference is made to SSD 9787 Conditions of Consent D33 in relation to the applicant's response to the Independent Audit Report, prepared under condition D30 of the consent. This letter is the proponent's response to the Independent Environmental Audit [IEA] Construction Audit 2 [Revision 0, dated 22/09/2020], prepared by GHD.

This response has been prepared in accordance with the requirements of the Independent Audit Post Approval Requirements [*Department of Planning and Environment, 2018*] and responds directly to scope as outlined in *Section 4.3 Proponent review and response*. The response sets out in tabular format the following:

- 1.0 - the proponent's response to each of the corrective actions,
- 2.0 - the proponent's response to each of the recommendations

Response to Corrective Actions:

Ref No.	Condition	Corrective Action	Corrective Action Response	Timing
CA1	A2	Corrective Action 1: Ensure that the development is carried out in accordance with the conditions of consent.	The proponent notes the non-compliance with Condition A2[a]. It is understood that this corrective action has occurred as a result of identified non-compliances [x 3]. The non-compliances are administrative in nature and do not pose a risk of environmental harm. - A24 - May 2020 monthly construction report [containing monitoring results] was inadvertently missed from being uploaded to the public website. This has since been rectified post the site inspection and therefore no relevant corrective action or recommendation has been made in relation to this non-compliance. - C8 - The CEMP required updating to address the change in construction hours. The CEMP was updated post the site inspection, to address the non-compliance and the non-compliance closed-out. Refer to Recommendation 1 [R1]. - D8 - As above for C8. The non-compliance has been closed-out. Refer to Recommendation 1 [R1].	Not applicable - all non-compliances have been addressed immediately post the site inspection

There is no further action required in relation to this corrective action

Response to Recommendations

Ref No.	Condition	Recommendations	Recommendation Response	Timing
R1	C8	Should Environmental Planning and Assessment [COVID-19 Development – Construction Work Days] Order 2020 be rescinded during the construction period, ensure the CEMP is updated to reflect construction hours approved by SSD-9787.	Should Environmental Planning and Assessment [COVID-19 Development – Construction Work Days] Order 2020 be rescinded during the construction period, ensure the CEMP is updated to reflect construction hours approved by SSD-9787.	As required

A copy of this correspondence has been forwarded to the Certifier in accordance with the requirements of the condition of consent.

Notification is given that the IEA Construction Audit 2 and this response will be uploaded to the public information website at least seven days after it has been issued to the Planning Secretary and within 60 days of its lodgement with the Planning Secretary.

Should you require further clarification on the response to the independent environmental audit please feel free to contact either Katherine Daunt or Edward Clode at dwp Australia Pty.

Yours sincerely,



Edward Clode
Design Director
Registered Architect – NSW ARBN 4100
Email: edward.c@dwp.com
File: 17-0347_A-d01-20_let
Encl.: nil

Copy: Certifier - Dix Gardener Group [Newcastle] Pty Ltd