

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal				
Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
SCHEDULE 2 – ADMINISTRATIVE CONDITIONS				
Obligation to Minimise Harm to The Environment				
1	The Applicant shall implement all reasonable and feasible measures to prevent and/or minimise any harm to the environment that may result from the construction, operation or decommissioning of the development.	The findings from this audit	None	Compliant
Terms of Consent				
2	The Applicant shall carry out the development generally in accordance with the: (a) EIS; (b) RAP; (c) RTS; (d) management and mitigation measures (Appendix A); (e) site layout plans and drawings in the EIS (see Appendix B); and (f) conditions of this Consent.	The findings from this audit	None	Compliant
3	If there is any inconsistency between the above documents, the most recent document shall prevail to the extent of the inconsistency. However, the conditions of this Consent shall prevail to the extent of any inconsistency.	None	None	Not Triggered
4	The Applicant shall comply with any reasonable requirement/s of the Secretary arising from the Department's assessment of: (a) any reports, plans, strategies, programs or correspondence that are submitted in accordance with this Consent; and (b) the implementation of any actions or measures	None	None	Not Triggered
Limits of Consent				
5	The Applicant shall not receive or process more than: (a) 400,000 tonnes per annum of putrescible material; and (b) 100,000 tonnes per annum of non-putrescible material at the site.	Waste summary reports	None	Compliant
6	The Applicant shall only receive, store, handle or dispose of General Solid Waste or other classes of waste that are authorised for receipt on site by an EPL.	Waste summary reports	None	Compliant
Statutory Requirements				

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7	The Applicant shall ensure that all licences, permits and approval/consents are obtained as required by law and maintained as required throughout the life of the development. No condition of this consent removes the obligation for the Applicant to obtain, renew or comply with such licences, permits or approval/consents.	The findings from this audit	Veolia has obtained the relevant licences, permits and approvals required to undertake the operational activities, including: - Environment Protection Licence (EPL 20581). - Approval of the Operational Environmental Management Plan and sub-plans	Compliant
Structural Adequacy				
8	The Applicant shall ensure that 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. Notes: Under Part 4A of the EP&A Act, the Applicant is required to obtain construction and occupation certificates for the proposed building works.	None	This condition is not relevant to the current Audit period.	Not Triggered
Demolition				
9	The Applicant shall ensure that all demolition work is carried out in accordance with <i>Australian Standard AS 2601:2001: The Demolition of Structures</i> , or its latest version.	None	This condition is not relevant to the current Audit period.	Not Triggered
Operation of Plant and Equipment				
10	The Applicant shall ensure that all plant and equipment used for the development is: (a) maintained in a proper and efficient condition; and (b) operated in a proper and efficient manner.	The Auditors observed plant and equipment operated and maintained in a proper and efficient manner as far as could be practically reviewed during the Audit.	None	Compliant
Staged Submission of Plans or Programs				

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11	With the approval of the Secretary, the Applicant may: (a) submit any strategy, plan or program required by this consent on a progressive basis; and/or (b) combine any strategy, plan or program required by this consent.	None	None	Not Triggered
12	Until they are replaced by an equivalent strategy, plan or program approved under this consent, the Applicant shall continue to implement existing strategies, plans or programs for operations on site that have been approved by previous consents or approvals. Notes: - If the submission of any strategy, plan or program is to be staged, then the relevant strategy, plan or program shall 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; and - There must be a clear relationship between the strategy, plan or program that are to be combined.	None	None	Not Triggered
13	The Applicant shall submit detailed design plans of the terminal building that are generally in accordance with the plans in the EIS (Appendix B) to the Secretary for approval prior to the issue of a construction certificate.	None	This condition is not relevant to the current Audit period.	Not Triggered
Protection of Public Infrastructure				
14	The Applicant shall: (a) repair, or pay the full costs associated with repairing, any public infrastructure that is damaged by the development; and (b) relocate, or pay the full costs associated with relocating, any public infrastructure that needs to be relocated as a result of the development.	None	None	Not Triggered
Dispute Resolution				
15	In the event that a dispute arises between the Applicant and a public authority other than the Department, in relation to a specification or requirement applicable under this approval, the matter shall be referred by either party to the Secretary, or if not resolved, to the Minister, whose determination of the dispute shall be final and binding to all parties. For the purposes of this condition, 'public authority' has the same meaning as provided under Section 4 of the EP&A Act.	None	None	Not Triggered
Development Contribution				

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16	Prior to the commencement of operation of the development, the Applicant shall pay development contributions to the City of Botany Bay Council of \$495,992.00, or an amount otherwise agreed with Council. Note: This contribution is subject to indexation to reflect quarterly variations in the Consumer Price Index All Group Index Number for Sydney, as published by the Australian Bureau of Statistics.	The Auditors sighted an email dated 18th August 2016 from the City of Botany Bay Council (now Bayside Council) acknowledging payment.	None	Compliant
SCHEDULE 3 – ENVIRONMENTAL PERFORMANCE CONDITIONS				
Remediation				
	Remedial Action Plan			
1	The Applicant shall remediate the site in accordance with the approved RAP prior to the commencement of operation. Amendments to the approved RAP required as a result of further site investigations must be prepared by a suitably qualified and experienced expert and approved by the site auditor.	None	This condition is not relevant to the current Audit period.	Not Triggered
2	Prior to the commencement of remediation, the Applicant shall demonstrate to the satisfaction of the Secretary that the RAP has been certified by an accredited site auditor.	None	This condition is not relevant to the current Audit period.	Not Triggered
3	Prior to the commencement of any construction or remediation works, the Proponent shall engage a Site Auditor accredited by the EPA under Part 4 of the <i>Contaminated Land Management Act 1997</i> to provide advice and statutory site audits throughout the remediation project and on completion of the project	None	This condition is not relevant to the current Audit period.	Not Triggered
4	Contaminated material encountered during construction work intended for off-site disposal at an appropriate EPA licensed facility shall be segregated and stored in a dedicated area on site until removal, to the satisfaction of the EPA.	None	This condition is not relevant to the current Audit period.	Not Triggered
	Completion of Work			
5	Upon completion of remediation works, the Applicant shall demonstrate to the satisfaction of the Secretary that the accredited site auditor has prepared a site audit statement and a site audit report which demonstrate that the site is suitable for its intended use(s).	None	This condition is not relevant to the current Audit period.	Not Triggered

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6	Within 3 months of the completion of the reinstatement of the site the Applicant shall prepare, in consultation with the EPA, and submit a Site Validation Report, to the satisfaction of the Secretary. The report shall be prepared in accordance with the NSW EPA (1997) Guidelines for Consultants Reporting on Contaminated Sites and include but not be limited to: (a) comments on the extent and nature of the remediation undertaken; (b) sampling and analysis plan and sampling methodology; (c) results/interpretation and discussion of results; (d) results of any validation sampling, compared to relevant guidelines; (e) discussion of the suitability the remediated areas for intended land use;	None	This condition is not relevant to the current Audit period.	Not Triggered
Contamination				
	Groundwater Treatment			
7	The Applicant shall prepare and implement a Groundwater Monitoring and Treatment Program for the project, to be approved by the Secretary and Site Auditor prior to the commencement of construction. This plan must: (a) be prepared in consultation with the EPA and NOW; (b) detail baseline data on groundwater levels and quality; (c) include: • groundwater treatment criteria; • a program to monitor groundwater levels, flows and quality; • maintenance program for the facility to ensure the on-going effectiveness of the groundwater treatment process; • a protocol for the investigation, notification and mitigation of identified exceedances of the groundwater treatment criteria; • contingency measures to address exceedances and issues with groundwater treatment, including an investigation of alternative remediation treatment options; and • mechanisms to report results to relevant agencies.	None	This condition is not relevant to the current Audit period.	Not Triggered
	Human Health			

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8	The Proponent shall ensure that all works are carried out in accordance with <i>NSW Work Health and Safety Regulation 2011</i> and the requirements of WorkCover NSW.	This condition is not relevant to the Audit scope however the Auditors observed staff operating in a safe and proper manner as far as could be practically reviewed during the Audit.	None	Not Triggered
Soil, Water and Leachate				
	Stormwater Management			
9	The Applicant shall: (a) design and install the stormwater management and collection system in consultation with the City of Botany Bay Council, generally in accordance with the conceptual design in the EIS and applicable Australian Standards and to the satisfaction of the Secretary; (b) ensure that the system capacity has been designed in accordance with the Blue Book Volumes 1 and 2B; (c) divert existing clean surface water around operational areas of the site; (d) direct all sediment laden water in overland flow away from the leachate management system; and (e) prevent cross-contamination of clean and sediment or leachate laden water.	The Auditors sighted Civil Engineering Report Prepared by: Costin Roe Consulting Pty Ltd dated 1 June 2015 (Rev B).	None	Compliant
	Soil, Water and Leachate Management Plan			

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10	The Applicant shall prepare and implement a Soil, Water and Leachate Management Plan for the development in consultation with the City of Botany Bay Council, NOW and the EPA and to the satisfaction of the Secretary. This plan must be prepared and implemented by a suitably qualified and experienced person and be submitted for approval prior to commencement of construction. The plan must include: (a) a site water balance that: • identifies the source of all water collected or stored on site, including rainfall, stormwater and groundwater; • includes details of all water use on site and any discharges; and • describes the measures that will be implemented to minimise water use on site. (b) an erosion and sediment control plan that: • is consistent with the requirements in the latest version of the Blue Book Volume 1 and Volume 2B; • identifies the activities on site that could cause soil erosion and generate sediment; and • describe the measures that will be implemented to: - o minimise soil erosion and the transport of sediment to downstream waters, including the location, function and capacity of any erosion and sediment control structures and maintain these structures over time; - o ensure that any topsoil stockpiles on site are suitably managed to ensure that the topsoil in these stockpiles can be beneficially used in the proposed revegetation and rehabilitation of the site. (c) a leachate management plan that: • includes final detailed design specifications of the leachate management and collection system on site. (d) a stormwater management plan that: • is consistent with the guidance in the latest version of the Blue Book Volume 1 and Volume 2B; • includes final detailed design specifications for the stormwater management and collection system; and • demonstrates how the requirements of Condition 9 of this schedule has been addressed. (e) a surface water, groundwater and leachate monitoring program that includes: • baseline data; • details of the proposed monitoring network; and • the parameters for testing and respective trigger levels for action under the surface water, groundwater and leachate response plan (f) a surface water, groundwater and leachate response plan that: • includes a protocol for the investigation, notification and mitigation of any exceedances of the respective trigger levels; and	The Auditors sighted the <i>Soil, Water and Leachate Management Plan</i> (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016.	None	Compliant

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	Water			
11	A Section 73 Compliance Certificate under the Sydney Water Act 1994 must be obtained from Sydney Water prior to the commencement of construction.	The Auditors sighted the Section 73 Compliance Certificate dated 19 April 2016	None	Compliant
	Discharge of Water			
12	The development shall comply with Section 120 of the POEO Act, which prohibits the pollution of waters, except as expressly provided in an EPL.	The table contained in Appendix B summarises the audit results against the requirements of the EPL.	None	Compliant
	Groundwater Interception and Extraction			
13	The Applicant shall obtain the necessary water related approvals from NOW in the event that groundwater is likely to be intercepted or extracted during construction.	None	This condition is not relevant to the current Audit period.	Not Triggered
	Acid Sulphate Soils Management Plan			
14	Prior to the commencement of any site preparation or construction works on the site, the Applicant shall prepare and implement an Acid Sulfate Soils Management Plan for the development to the satisfaction of the Secretary. This Plan must: (a) be prepared in consultation with the EPA and NOW by a suitably qualified and experienced expert; (b) be approved by the Secretary prior to the commencement of any site preparation or construction works; (c) outline the preliminary investigations that have be undertaken to test for the presence of ASS in accordance the NSW State Government's Acid Sulphate Soils Manual (ASSMAC 1998); (d) detail the protocols to be put in place and followed in the event that ASS is encountered; (e) detail how the ASS will be tested, handled and stockpiled; (f) detail measures to prevent erosion and sedimentation of ASS; and, if necessary (g) outline how the ASS will be disposed of off-site (e.g. at a licensed facility).	None	This condition is not relevant to the current Audit period.	Not Triggered
	Bunding			

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15	The Applicant shall store all chemicals, fuels and oils used on-site in appropriately bunded areas in accordance with the requirements of all relevant Australian Standards, and/or the <i>Environment Protection Manual for Authorised Officers: Bunding and Spill Management, technical bulletin</i> (Environment Protection Authority, 1997).	The auditors observed a small quantity of chemicals associated with the operation. These chemicals were appropriately stored on bunded pallets. chemicals will be stored. A double skinned above ground tank for bulk diesel storage was also observed by the Auditors. The equipment refueling and tanker unloading area had adequate containment / spill controls as observed during the site visit.	None	Compliant
Waste				
	Waste Storage and Processing			
16	All uncontainerised waste shall be stored within the building at the premises and all waste processing activities shall be conducted within the building at all times.	Site visit	None	Compliant
17	To prevent unmanageable waste storage, the Applicant shall ensure that: (a) the storage of waste within the building shall not exceed more than 1,500 tonnes at any one time; (b) waste stockpiles within the building shall not exceed 4.5m in height; and (c) the container stacking height shall not exceed 3 loaded containers.	The Auditors sighted the Waste Management Plan (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016. Waste stockpiles and container stacking heights were observed during the site visit.	The Operational Contingency Control Measures note the limit on the amount of waste permitted on the premises and includes measures, such as diverting waste to other facilities, in the event that the site cannot process waste and remain under the limit (e.g. due to an interruption to rail services).	Compliant

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	<i>Restrictions of the Receipt, Storage, Handling and Disposal of Waste</i>			
18	The development shall ensure that any waste generated on the site during construction is classified in accordance with the EPA's <i>Waste Classification Guidelines</i> and disposed of to a facility that may lawfully accept the waste.	None	This condition is not relevant to the current Audit period.	Not Triggered
	<i>Waste Management</i>			
19	The Applicant shall prepare and implement a Waste Monitoring Program for the development to the satisfaction of Secretary. This program must: (a) be prepared in consultation with EPA by a suitably qualified and experienced expert; and (b) include a suitable program to monitor the: • quantity, type and source of waste received on site; and • quantity, type and quality of the outputs produced on site. (c) ensure that: • all waste that are controlled under a tracking system have the appropriate documentation prior to acceptance at the site; and • staff receive adequate training in order to be able to recognise and handle any hazardous or other prohibited waste including asbestos	The Auditors sighted the <i>Waste Monitoring Program</i> within the <i>Waste Management Plan</i> (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016.	None	Compliant

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20	The Applicant shall prepare and implement a Waste Management Plan for the development, in consultation with the EPA and to the satisfaction of the Secretary. The plan shall: (a) be prepared by a suitably qualified and experienced expert; (b) be submitted for approval by the Secretary prior to the commencement of construction; (c) include an asbestos risk assessment for demolition work prior to the removal of any asbestos from the site; (d) include final details of the waste management system implemented at the site; (e) ensure that appropriate waste storage facilities are included in the final design of the waste management system; (f) detail the type and quantity of waste to be generated by the construction and operation of the development; (g) detail the quality of waste to be received on site; (h) detail the materials to be reused or recycled, either on or off site; (i) detail the procedures for handling, storage, collection of recycling and disposal of all waste in accordance with best practice industry standards and guidelines; (j) detail the procedures for the management of waste material, excluding recyclable waste, to ensure: • the waste material is regularly removed from the site to an appropriately licensed facility; and • any stockpiles of waste material are stored on sealed areas. (k) if deemed necessary, outline reasonable and feasible measures that may be required to improve waste management at the site and prioritise recommendations for implementation.	The Auditors sighted the <i>Waste Management Plan</i> (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016.	None	Compliant
	<i>Pest, Vermin & Noxious Weed Management</i>			

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21	The Applicant shall: (a) implement suitable measures to manage pests, vermin and declared noxious weeds on site; and (b) inspect the site on a regular basis to ensure that these measures are working effectively, and that pests, vermin or noxious weeds are not present on-site in sufficient numbers to pose an environmental hazard or cause the loss of amenity in surrounding area. Note: For the purposes of this condition, noxious weeds are those species subject to an order declared under the <i>Noxious Weed Act</i> 1993.	The Auditors sighted Landscape and Vegetation Management Plan (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016. Pests and vermin were not observed during the site visit.	The Auditors observed weeds during the site visit. It is understood that the current contractor for weed management is under review (due to performance issues). Weed management is currently undertaken quarterly with the last inspection undertaken on 22nd February 2019.	Compliant
Traffic and Access				
	<i>Access and Road Upgrade Work</i>			
22	Prior to the commencement of operations, the Applicant must obtain approval for rail access from the Australian Rail Track Corporation.	None	This condition is not relevant to the current Audit period.	Not Triggered
23	Within six months of the commencement of limited operations in accordance Condition 234 the Applicant must complete the road upgrade works at the intersection of Beauchamp Road and Perry Street and the left turn deceleration lane into the site, in consultation with City of Botany Bay Council and Randwick City Council, and to the satisfaction of RMS and the Secretary.	None	This condition is not relevant to the current Audit period.	Not Triggered
23A	The Applicant may commence operations prior to the completion of the road upgrade works referred to in Condition 23 above provided the Applicant does not receive or process more than 18,000 tonnes per month in the period prior to the completion of the road works upgrades.	None	This condition is not relevant to the current Audit period.	Not Triggered
23B	During the reduced operation phase specified in condition 23A above, records of hourly truck numbers and their capacity shall be kept and provided to the City of Botany Bay Council when requested.	None	This condition is not relevant to the current Audit period.	Not Triggered
24	Detail design plans for the intersection works referred to in condition 23 above, including Traffic Control Signal plans, must be prepared by a suitably qualified person in consultation with City of Botany Bay Council and Randwick City Council and submitted to the RMS for review and endorsement prior to the commencement of construction of the road upgrade works. The Applicant will be required to enter into a Works Authorisation Deed (WAD) with RMS for the works. The WAD will need to be executed prior to the RMS's assessment of the detailed design plans.	None	This condition is not relevant to the current Audit period.	Not Triggered

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25	The Applicant must be responsible for all public utility adjustment/relocation works, necessitated by the above work and as required by the various public utility authorities and/or their agents	None	This condition is not relevant to the current Audit period.	Not Triggered
26	All works/regulatory signposting associated with the development are to be at no cost to the RMS.	None	This condition is not relevant to the current Audit period.	Not Triggered
	Traffic Monitoring			
27	The Applicant shall: (a) keep accurate records of the volume of waste transported to the site; (b) nominate a haulage route to be used by heavy vehicles accessing the site; and (c) make these records available in its Annual Review	The Auditors sighted the Traffic Management Plan (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016. The Auditors sighted the following documents: • 2016 Annual Environment Management Report – BTT AEMR 2015-2016 (dated 28 June 2016). • 2017 Annual Environment Management Report – BTTAEMR2017 (dated 30 June 2017). • 2018 Annual Environment Management Report – BTTAEMR2018 (dated 28 June 2018)	None	Compliant
	Operating Conditions			

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28	The Applicant shall ensure that: (a) internal roads, driveways and parking (including grades, turn paths, sight distance requirements, aisle widths, aisle lengths and parking bay dimensions) associated with the development are constructed and maintained in accordance with the latest versions of AS 2890.1 and AS 2890.2; (b) the swept path of the longest vehicle entering and exiting the subject site, as well as maneuverability through the site, is in accordance with AUSTROADS Guide to Road Design; (c) the development does not result in any vehicles queuing on the public road network; (d) a right turn restriction into the site from Beauchamp Road shall be implemented between 6am – 8pm; (e) heavy vehicles do not use Perry Street to travel to/from the site; (f) heavy vehicles and bins associated with the development do not park or stand on local roads or footpaths in the vicinity of the site; (g) all vehicles are wholly contained on site before being required to stop; (h) all loading and unloading of materials is carried out on site; (i) the proposed turning areas in the car park are kept clear of any obstacles, including parked cars, at all times; (j) all trucks entering or leaving the site with loads have their loads covered; and (k) all loaded vehicles leaving the site are cleaned of dirt, sand and other materials before they leave the site, to avoid tracking these materials on public roads.	Site visit	None	Compliant
	Waste Transportation			
28A	The Applicant shall ensure that all waste containers are designed, constructed and maintained to prevent the emission of offensive odour and be water-tight to prevent the leakage of leachate during transport and handling activities.	Site visit	None	Compliant
	Traffic Management Plan			

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29	The Applicant shall prepare and implement a Traffic Management Plan for the development, to the satisfaction of the Secretary. The Plan must: (a) be prepared by a suitably qualified and experienced expert in consultation with RMS, City of Botany Bay Council and Randwick City Council; (b) be approved by the Secretary prior to the commencement of construction; (c) include construction traffic management measures detailing: • access and parking arrangements for the site during construction; • measures to ensure that the local road network is not utilised by vehicles during construction; • measures to control traffic movements from site during construction; • procedures for notifying residents of construction traffic routes and potential disruptions to routes and access; and • the impact of the development on the road network, where temporary road closures are required during construction. (d) include a plan showing the designated haulage route/s to be used by heavy vehicles during operation; (e) include a driver's code of conduct; (f) describe the measures that will be implemented to ensure: • the nominated haulage routes are used; • drivers adhere to the right turn restriction into the site from Beauchamp • Road between 6am-10am and 3pm-7pm, as required by Condition 28(d); • conflicts with other road users are minimised; • drivers adhere to the code of conduct including; • road noise impacts are minimised through measures such as limiting truck • compression braking; and • compliance with the relevant conditions of this consent. (g) <u>include</u> a program to monitor the effectiveness of these measures.	The Auditors sighted the <i>Traffic Management Plan</i> (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016.	None	Compliant
Hazard and Risk				

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30	At least one month prior to the commencement of construction of the proposed development (except for construction of those preliminary works that are outside the scope of the hazard studies), or within such further period as the Secretary may agree, the Applicant shall prepare and submit a Fire Safety Study and a Hazard and Operability Study to the Secretary. (a) <u>Fire Safety Study</u> A Fire Safety Study for the proposed development. This study shall cover the relevant aspects of the Department of Planning's Hazardous Industry Planning Advisory Paper No. 2, 'Fire Safety Study Guidelines' and the New South Wales Government's 'Best Practice Guidelines for Contaminated Water Retention and Treatment Systems'. The study shall be prepared in consultation with Fire and Rescue NSW and submitted to the Secretary. (b) <u>Hazard and Operability Study</u> A Hazard and Operability Study for the proposed development, chaired by a qualified person, independent of the development, whose appointment has been endorsed by the Secretary prior to the commencement of the study. The study shall be consistent with the Department of Planning's Hazardous Industry Planning Advisory Paper No. 8, 'HAZOP Guidelines'. The study report must be accompanied by a program for the implementation of all recommendations made in the report. If the Applicant intends to defer the implementation of a recommendation, reasons must be documented.	None	This condition is not relevant to the current Audit period.	Not Triggered
31	Dangerous Goods, as defined by the Australian Dangerous Goods Code, shall be stored and handled strictly in accordance with: (a) all relevant Australian Standards; (b) for liquids, a minimum bund volume requirement of 110% of the volume of the largest single stored volume within the bund; and (c) the <i>Environment Protection Manual for Authorised Officers: Bunding and Spill Management, technical bulletin</i> (Environment Protection Authority, 1997). In the event of an inconsistency between the requirements listed from a) to c) above, the most stringent requirement shall prevail to the extent of the inconsistency.	Site visit	None	Compliant
	Emergency Response			

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32	The Applicant shall maintain and implement an emergency response plan for the site. The emergency response plan shall: (a) be submitted to the Secretary prior to the commencement of operation; (b) be kept on-site at all times; (c) include a risk assessment of likely incidents that could occur on-site (e.g. spills, explosion, fire) based on the activities being undertaken, site risks and consequence to the receiving environment; and (d) document the systems and procedures to deal with the types of incidents identified including relevant incident notification procedures.	The Auditors sighted the Site Emergency Response Plan - Banksmeadow Transfer Terminal (Document Code: MAN-5174-1) dated 7 th August 2018	None	Compliant
Air Quality				
	<i>Odour</i>			
33	The Applicant shall ensure the development does not cause or permit the emission of any offensive odour (as defined by the POEO Act).	Complaints summary Site visit	Refer to Section 3.5 of body of report	Compliant
	<i>Odour Management Plan</i>			
34	The Applicant shall prepare and implement an Odour Management Plan to the satisfaction of the Secretary. This plan must: (a) be prepared by a suitably qualified and experienced expert in consultation with the EPA and City of Botany Bay Council; (b) be approved by the Secretary prior to the commencement of operations; (c) describe the measures that would be implemented on site to minimise the odour impacts of the development; (d) identify triggers for contingency action; and (e) include a program for monitoring the odour impacts of the development.	The Auditors sighted the <i>Air Quality Management Plan</i> (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016	None	Compliant
	<i>Dust Management</i>			
35	The premises shall be maintained in a condition which minimises or prevents the emission of dust from the premises	Site visit	None	Compliant

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Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
36	The Applicant shall: (a) implement best management practice, including all reasonable and feasible dust and odour mitigation measures to prevent and minimise dust emissions from operations; (b) prevent and minimise the air quality impacts of the development during adverse meteorological conditions and extraordinary events; (c) regularly assess air quality monitoring data and relocate, modify, and/or stop operations to ensure compliance with the relevant conditions of this consent; (d) minimise any visible off-site air pollution; and (e) minimise surface disturbance of the site, other than as permitted under this consent.	The Auditors sighted the Air Quality Management Plan (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016	None	Compliant
37	During construction, the Applicant shall ensure that: (a) all vehicles on site do not exceed a speed limit of 30 kilometres per hour; (b) all loaded vehicles entering or leaving the site have their loads covered; and (c) all loaded vehicles leaving the site are cleaned of dirt, sand and other materials before they leave the site, to avoid tracking these materials on public roads.	None	This condition is not relevant to the current Audit period.	Not Triggered
	<i>Air Quality Management Plan</i>			

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal

Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
38	The Applicant shall prepare and implement an Air Quality Management Plan for the development to the satisfaction of the Secretary. The Plan must: (a) be prepared by a suitably qualified and experienced expert in consultation with the EPA, (b) be approved by the Secretary prior to the commencement of construction; (c) describe the measures that would be implemented to: • minimise the fugitive emissions from excavating, handling and treating contamination hot spots including details on methods for dealing with soil contamination variability; • include well-defined triggers for additional air quality measures for excessive fugitive emissions including stop-work during adverse weather; • ensure all reasonable and feasible dust and odour mitigation measures are employed to prevent and minimise dust and odour emissions from construction and operation of the development; • ensure compliance with the relevant conditions of this consent and the EPL; and • prevent and minimise the air quality impacts of the development during adverse meteorological conditions and extraordinary events; (d) include a cleaning protocol which: • details the procedures to be undertaken to routinely manage, maintain and clean the internal surfaces of the premises to ensure operating conditions inside the facility minimise the potential to generate odour, dust and the carriage of waste outside the facility; and • describes how all external surfaces would be routinely managed and maintained so as to be kept free of dust, waste material and other contaminants; and (e) include a protocol for determining any exceedances of the relevant conditions of approval and criteria in the EPL and responding to complaints.	The Auditors sighted the <i>Air Quality Management Plan</i> (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016	None	Compliant

Noise

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal																				
Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status																
39	The Applicant shall comply with the hours detailed in Table 1, unless otherwise agreed in writing by the Secretary. <table><tr><td colspan="3">Table 1: Operating Hours</td></tr><tr><td>Activity</td><td>Day</td><td>Hours</td></tr><tr><td rowspan="3">Construction</td><td>Monday - Friday</td><td>7:00am – 6:00pm</td></tr><tr><td>Saturday</td><td>8:00am – 1:00pm</td></tr><tr><td>Sunday & Public Holidays</td><td>Nil</td></tr><tr><td>Operations</td><td colspan="2">24 hours</td></tr></table>	Table 1: Operating Hours			Activity	Day	Hours	Construction	Monday - Friday	7:00am – 6:00pm	Saturday	8:00am – 1:00pm	Sunday & Public Holidays	Nil	Operations	24 hours		None	None	Compliant
Table 1: Operating Hours																				
Activity	Day	Hours																		
Construction	Monday - Friday	7:00am – 6:00pm																		
	Saturday	8:00am – 1:00pm																		
	Sunday & Public Holidays	Nil																		
Operations	24 hours																			
	Operating Conditions																			
40	The Applicant shall: (a) implement best management practice, including all reasonable and feasible noise management and mitigation measures to prevent and minimise operational, low frequency and traffic noise generated by the development; (b) minimise the noise impacts of the development during adverse meteorological conditions when noise criteria do not apply; (c) maintain the effectiveness of any noise suppression equipment on plant at all times and ensure defective plant is not used operationally until fully repaired; and (d) regularly assess noise monitoring data and relocate, modify and/or stop operations to ensure compliance with the relevant conditions of this consent	Site visit The Auditors also sighted the <i>Noise and Vibration Management Plan</i> (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016.	None	Compliant																
	Noise and Vibration Management Plan																			

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal				
Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
41	The Applicant shall prepare and implement a Noise and Vibration Management Plan for the development in consultation with the EPA and to the satisfaction of the Secretary. The plan must: (a) be prepared and implemented by a suitably qualified and experienced person in consultation with the City of Botany Bay Council, Randwick City Council and the EPA; (b) be approved by the Secretary prior to the commencement of construction; (c) describe the measures that will be implemented to ensure: • best management practice is being employed on site; and • the noise and vibration impacts of the development are minimised during any meteorological conditions; and • compliance with the relevant conditions of this consent. (d) describe the noise management system; (e) include a noise and vibration monitoring program that: • is capable of evaluating the performance of the development; • includes a protocol for determining compliance with the predictions in the EIS and RTS; • adequately supports the noise management system; and • evaluates and reports on the effectiveness of the noise management system; and (f) include details of short term vibration trials of construction equipment that are conducted in consultation with the surrounding landowners.	The Auditors sighted the <i>Noise and Vibration Management Plan</i> (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016	None	Compliant
Energy Efficiency				
42	The Applicant shall: (a) implement all reasonable and feasible measures to minimise energy use and greenhouse gas emissions during construction and operation; and (b) ensure the development will continue to operate at industry best practice over time.	None	None	Compliant
Visual Amenity				
	Lighting			

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal				
Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
43	The Applicant shall ensure that the lighting associated with the development: (a) complies with the latest version of AS 4282(INT) - <i>Control of Obtrusive Effects of Outdoor Lighting</i>; and (b) is mounted, screened and directed in such a manner that it does not create a nuisance to surrounding properties or the public road network.	Complaints Summary	Assumed to be compliant based on issuing of the Occupation Certificate. The Site visit was conducted during the day, therefore could not be assessed, however, the Auditors have no reason to believe the condition has not been complied with No complaints have been received regarding lighting at the Site.	Compliant
	Signage			
44	The Applicant shall install all signs in consultation with City of Botany Bay Council. Note: This condition does not apply to any signage identified as exempt or complying development in <i>State Environmental Planning Policy (Exempt and Complying Development Codes) 2008</i>	None	This condition is not relevant to the current Audit period.	Not Triggered
	Landscaping and Vegetation Management			

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal				
Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
45	The Applicant shall prepare and implement a Landscaping and Vegetation Management Plan for the development in consultation with City of Botany Council and to the satisfaction of the Secretary. The plan shall: (a) be approved by the Secretary prior to the commencement of construction; (b) detail any trees that are proposed to be removed, ringbarked, cut, topped or lopped; (c) detail any revegetation works at the site, with particular attention to minimizing the visibility of the site from residences and public vantage points, minimizing bushfire risk and the use of indigenous species; (d) ensure that any clearing or trimming of vegetation on the western side of McPherson Street, at the intersection with Beauchamp Road, is undertaken in consultation with City of Botany Bay Council; and (e) describe the on-going measures (e.g. weed control and regular pruning) that would be implemented to maintain landscaping and vegetation on the site for the life of the development.	The Auditors sighted the <i>Landscaping and Vegetation Management Plan</i> (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016	None	Compliant
Aviation Safety				
46	At least 35 days prior to the commencement of construction of the project, the Applicant must obtain all necessary approvals from the Sydney Airports Corporation for the erection of any temporary structure or construction equipment.	None	This condition is not relevant to the current Audit period.	Not Triggered
Heritage				
47	The development shall cease all works on site in the event that any Aboriginal cultural object(s) or human remains are uncovered onsite. The NSW Police, the Aboriginal Community and the OEH are to be notified. Works shall not resume in the designated area until approval in writing from the NSW Police and/or the OEH has been obtained.	Audit interview	None	Not Triggered
Security				
48	The Applicant shall ensure that: (a) the site is secured by a perimeter fence and security gates; and (b) the security gates on site are patrolled at all times.	Site visit and audit interview	None	Compliant
SCHEDULE 4 – ENVIRONMENTAL MANAGEMENT, REPORTING AND AUDITING				
Environmental Management				
	Construction Environmental Management Plan			

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal				
Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
1	The Applicant shall prepare and implement a Construction Environmental Management Plan for the development to the satisfaction of the Secretary. The Plan must: (a) be submitted to the Secretary for approval no later than two weeks prior to the commencement of construction or demolition or within such period otherwise agreed by the Secretary; (b) identify the statutory approvals that apply to the development; (c) consolidate all relevant management plans and monitoring programs required in the conditions of this Consent; (d) outline all environmental management practices and procedures to be followed during construction and demolition works associated with the development; (e) describe all activities to be undertaken on the site during construction of the development, including a clear indication of construction stages; (f) detail how the environmental performance of the construction works will be monitored, and what actions will be taken to address identified adverse environmental impacts; (g) describe the roles and responsibilities for all relevant employees involved in construction and demolition works associated with the development; (h) include arrangements for community consultation and complaints handling procedures during construction and demolition; and (i) include copies of the various strategies and plans that are required under the conditions of this Consent once they have been approved. Note: 1. Construction of the Development shall not commence until written approval of this plan has been received from the Secretary. 2. The City of Botany Bay Council shall be provided with a copy of the approved Construction Environmental Management Plan within 7 days of the date of its approval.	None	This condition is not relevant to the current Audit period.	Not Triggered
	Operational Environmental Management Plan			

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal				
Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
2	The Applicant shall prepare and implement an Operational Environmental Management Plan to the satisfaction of the Secretary. This plan must: (a) be submitted to the Secretary for approval prior to commencement of operations; (b) be prepared by a suitably qualified and experienced expert; (c) provide the strategic framework for environmental management of the development; (d) identify the statutory requirements that apply to the development; (e) consolidate all relevant environmental management plans and monitoring programs required in the conditions of this consent and committed to in the EIS; (f) describe the role, responsibility, authority, and accountability of all the key personnel involved in environmental management of the development. (g) describe in general how the environmental performance of the development would be monitored and managed; and (h) describe the procedures that would be implemented to: • keep the local community and relevant agencies informed about the operation and environmental performance of the development; • receive, handle, respond to, and record complaints; • resolve any disputes that may arise during the course of the development; • respond to any non-compliances; and • respond to emergencies.	The Auditors sighted the Operational Environmental Management Plan (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016	None	Compliant
	Management Plan Requirements			

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal				
Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
3	The Applicant shall ensure that the Management Plans required under this consent are prepared in accordance with any relevant guidelines, and include: (a) detailed baseline data; (b) a description of: • the relevant statutory requirements (including any relevant approval, licence or lease conditions); • any relevant limits or performance measures/criteria; and • the specific performance indicators that are proposed to be used to judge the performance of, or guide the implementation of, the development or any management measures; (c) a description of the measures that will be implemented to comply with the relevant statutory requirements, limits, or performance measures/criteria; (d) a program to monitor and report on the: • impacts and environmental performance of the development; and • effectiveness of any management measures (see (c) above); (e) a contingency plan to manage any unpredicted impacts and their consequences; (f) a program to investigate and implement ways to improve the environmental performance of the development over time; (g) a protocol for managing and reporting any: • incidents; • complaints; • non-compliances with statutory requirements; and • exceedances of the impact assessment criteria and/or performance criteria; and (h) a protocol for periodic review of the plan. Note: The Secretary may waive some of these requirements if they are unnecessary or unwarranted for particular management plans	The Auditors sighted the Operational Environmental Management Plan (Document Code: PLA-NSW-XXX-XXX-1) dated 23 June 2016 and relevant sub-plans	None	Compliant
Reporting				
	Incident Reporting			

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal				
Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
4	The Applicant shall notify the Secretary, City of Botany Bay Council and any other relevant agencies of any incident or potential incident with actual or potential significant off-site impacts on people or the biophysical environment associated with the project as soon as practicable after the Proponent becomes aware of the incident. Within 7 days of the date of this incident, the Proponent shall provide the Secretary and any relevant agencies with a detailed report on the incident.	Audit interview	None	Not Triggered
	Regular Reporting			
5	The Applicant shall provide regular reporting on the environmental performance of the project on its website, in accordance with the reporting arrangements in any plans or programs approved under the conditions of this approval.	The Auditors sighted the following documents on the Veolia website: • 2016 Annual Environment Management Report – BTT AEMR 2015-2016 (dated 28 June 2016). • 2017 Annual Environment Management Report – BTTAEMR2017 (dated 30 June 2017). • 2018 Annual Environment Management Report – BTTAEMR2018 (dated 28 June 2018)	None	Compliant
Independent Environmental Audit				

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal				
Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
6	Within one (1) year of the date of this consent, and every 3 years thereafter, unless the Secretary directs otherwise, the Applicant shall commission and pay the full cost of an Independent Environmental Audit of the development. This audit must: (a) be conducted by suitably qualified, experienced and independent team of experts whose appointment has been endorsed by the Secretary; (b) include consultation with the relevant agencies; (c) assess the environmental performance of the development and whether it is complying with the relevant requirements in this consent and any relevant EPL and/or Water License (including any assessment, plan or program required under these approvals); (d) review the adequacy of any approved strategy, plan or program required under these approvals; and (e) recommend measures or actions to improve the environmental performance of the development, and/or any assessment, plan or program required under these approvals. Note: This audit team must be led by a suitably qualified auditor and include experts in any fields specified by the Secretary.	The Auditors sighted the 2016 Independent Environmental Audit conducted by Ramboll Australia Pty Ltd (report dated 28 July 2016). This audit satisfies the first audit required 3 years after the first audit.	None	Compliant
7	Within 3 months of commissioning this audit, or as otherwise agreed by the Secretary, the Applicant shall submit a copy of the audit report to the Secretary, together with its response to any recommendations contained in the audit report.	This audit report	None	Compliant
	Annual Review			

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal

Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
8	Within one (1) year of the date of this consent, and every year thereafter, the Applicant shall review the environmental performance of the development to the satisfaction of the Secretary. This review must: (a) describe the development that was carried out in the previous calendar year, and the development that is proposed to be carried out over the current calendar year; (b) include a comprehensive review of the monitoring results and complaints records of the development over the previous calendar year, which includes a comparison of these results against: • the relevant statutory requirements, limits or performance measures/criteria; • the monitoring results of previous years; and • the relevant predictions in the EIS; (c) identify any non-compliance over the last year, and describe what actions were (or are being) taken to ensure compliance; (d) identify any trends in the monitoring data over the life of the development; (e) identify any discrepancies between the predicted and actual impacts of the development, and analyse the potential cause of any significant discrepancies; and (f) describe what measures will be implemented over the current calendar year to improve the environmental performance of the development.	The Auditors sighted the following documents: • 2016 Annual Environment Management Report – BTT AEMR 2015-2016 (dated 28 June 2016). • 2017 Annual Environment Management Report – BTTAEMR2017 (dated 30 June 2017). • 2018 Annual Environment Management Report – BTTAEMR2018 (dated 28 June 2018)	None	Compliant
	<i>Revision of Strategies, Plans & Programs</i>			
9	Within 3 months of the submission of an: (a) annual review under Condition D8 of this schedule; (b) incident report under Condition D4 of this schedule; (c) audit report under Condition D6 of this schedule; and (d) any modifications to this consent, the Applicant shall review, and if necessary, revise, the strategies, plans, and programs required under this consent to the satisfaction of the Secretary. Note: 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.	None	None	Not Triggered
Access to Information				

Conditions of Development Consent – SSD 5855 (incorporating MOD 1) - Banksmeadow Waste Transfer Terminal				
Consent Condition	Requirement	Evidence collected	Independent Audit Findings and Recommendations	Compliance Status
10	The Applicant shall: (a) make the following information publicly available on its website: - the EIS; - current statutory approvals for the development; - approved strategies, environmental management plans or programs; - a 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; - a complaints register, updated on a quarterly basis; - copies of any annual reviews (over the last 5 years); - any independent environmental audit, and the Applicant's response to the recommendations in any audit; and - any other matter required by the Secretary; and (b) keep this information up-to-date, to the satisfaction of the Secretary.	The Auditors sighted the required documents on the Veolia website	None	Compliant