

11 June 2020

Ms Elizabeth Williamson
Senior Compliance Officer
Department of Planning, Industry and Environment
Locked Bag 5022
PARRAMATTA NSW 2124

Dear Elizabeth,

Wagga Wagga Base Hospital Stage 3 SSD 9033 Non-compliance Notification – C40

Condition C40 of SSD Development Consent 9033 pertains to Non-compliance Notification as follows:

Non-Compliance Notification

C40. The Department must be notified in writing to compliance@planning.nsw.gov.au within seven days after the Applicant becomes aware of any non-compliance. The Certifying Authority must also notify the Department in writing to compliance@planning.nsw.gov.au within seven days after they identify any non-compliance.

The 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.

A non-compliance which has been notified as an incident does not need to also be notified as a non-compliance.

In accordance with Condition C40 of SSD 9033, please note the following matters of non-compliance.

Condition of Approval	Requirements	Details of Non-compliance
A10	With the approval of the Planning Secretary, the Applicant may: a) update any strategy, plan or program required by this consent (to ensure the strategies, plans and programs required under this consent are updated on a regular basis and incorporate additional measures or amendments to improve the environmental performance of the development)."	The CEMP has been revised (Revision 6). It has been approved for use by the Certifier. However, it was neither issued to DPIE, nor approved by DPIE. <u>Action taken to address non-compliance:</u> CEMP Rev 6 submitted to DPIE 10/06/2020.

Condition of Approval	Requirements	Details of Non-compliance
A18	At least 48 hours before the commencement of construction until the completion of all works under this consent, or such other time as agreed by the Planning Secretary, the Applicant must: a) make the following information and documents (as they are obtained or approved) publicly available on its website:" i. the documents referred to in condition A2 of this consent;" ii. all current statutory approvals for the development;" iii. all approved strategies, plans and programs required under the conditions of this consent;" b) keep such information up to date, to the satisfaction of the Planning Secretary.	The Mod2 Approved Plans are not available on the website The Community Communications Strategy was not available on the website. <u>Action taken to address non-compliance:</u> Community Communications Strategy uploaded to website 11/06/2020.
B1	The Department must be notified in writing of the dates of commencement of physical work and operation at least 48 hours before those dates. If the construction or operation of the development is to be staged, the Department must be notified in writing at least 48 hours before the commencement of each stage, of the date of commencement and the development to be carried out in that stage.	Notification of the commencement of Stage 4 and 5 had not occurred. The reason for this is that the auditee was waiting on the issuing of Crown Certificates before notification, however the CoC do not require the CC to be issued as a pre-requisite to notification under Condition B1. <u>Action taken to address non-compliance:</u> DPIE notified of Stage 4 and Stage 5 commencement on 08/06/2020
B30	No later than two weeks before the date notified for the commencement of construction, a Compliance Monitoring and Reporting Program prepared in accordance with the Compliance Reporting Post Approval Requirements (Department 2018) must be submitted to the Department and the Certifying Authority. Compliance Reports of the project must be carried out in accordance with the Compliance Reporting Post Approval Requirements (Department 2018). The Applicant must make each Compliance Report publicly available 60 days after submitting it to the Department and notify the Department and the Certifying Authority in writing at least seven days before this is done.	The 6-Month Construction Compliance Report has been prepared by CPB. It was submitted to DPIE on 21/4/20. This is outside the 26-week period. <u>Action taken to address non-compliance:</u> Construction Compliance Report submitted to DPIE 21/04/2020.

Please let me know if you have any further questions on 0422 379 612.

Yours sincerely



John McFadden
Senior Town Planning Advisor