



Our reference: DOC14/157515-01
Our contact: Zack Thomas, 9995 5644

Ms Dani Robinson
Environment and Community Manager
Penrith Lakes Development Corporation Ltd
PO Box 457
CRANE BROOK NSW 2749

Dear Ms Robinson

I refer to your letter dated 4 August 2014 in relation to importation of Virgin Excavated Natural Material (VENM) and Excavated Natural Material (ENM) and proposed modification to existing consent Penrith Lakes Development Corporation Ltd (PLDC) and the Penrith Lakes Scheme. Apologies for the delay in my response.

The Environment Protection Authority (EPA) have read PLDC's proposal to import ENM and VENM and to increase the amount of material imported from 3 million tonnes to 8 million tonnes in total and make the following comments:

- i. For VENM, PLDC will need to be able to demonstrate that the material can be classified as VENM in the POEO Act.
- ii. For ENM, PLDC will need to ensure that it meets the requirements of the General Exemption for excavated natural material 2012.
- iii. Ensure that these materials meet relevant geotechnical requirements for the PLDC site.

Further, the EPA recommends, given the volume of material to be imported onto the site (approximately 8M tonnes in total), that PLDC:

- i. Undertake sampling for materials potentially classified as VENM or ENM before transport to PLDC;
- ii. Undertake material tracking by recording:
 - a. The source(s) of material generation, including site address(s);
 - b. Total amount of material generated per site; and
 - c. Transport & Receipt dockets that ensure total amount of material generated at the source site is consistent with the total amount received at PLDC.
- iii. Undertaking validation inspections and sampling at the PLDC site to 'check' that imported materials meet either VENM or ENM. The sampling frequency can be flexible given this environmental control is simply a validation process.

If you have any questions in relation to this matter, please do not hesitate to contact Zack Thomas on 9995 5644 Zack.Thomas@epa.nsw.gov.au.

Yours sincerely

G Howard 22/9/2014

GISELLE HOWARD
Director Metropolitan
Environment Protection Authority

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