

FLYERS CREEK WIND FARM

Application Number: MP08_0252

Pre-construction Compliance Report

23 February 2022

Flyers Creek Wind Farm

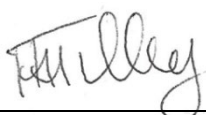
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Our Ref:

30045486



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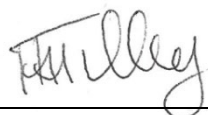
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Acronyms and Abbreviations

Acronym	Definition
BMP	Bushfire Management Plan
CAQMP	Construction Air Quality Management Plan
CCAFMP	Construction Compound and Ancillary Facilities Management Plan
CEMP	Construction Environmental Management Plan
CFFMP	Construction Fauna and Flora Management Plan
CHMP	Construction Heritage Management Plan
CNVMP	Construction Noise and Vibration Management Plan
CoA	Conditions of Approval
CTAMP	Construction Traffic and Access Management Plan
CSWQMP	Construction Soil and Water Quality Management Plan
DPI	Former Department of Planning and Infrastructure (now DPIE)
DPIE	Department of Planning, Industry and Environment
Environmental Assessment (EA) and supporting documentation	<p>Flyers Creek Wind Farm Environmental Assessment (Aurecon, May 2011) as amended by:</p> <ul style="list-style-type: none"> • Preferred Project Report (Infigen Energy, May 2013) and associated Response to Submissions (Infigen Energy, May 2013) and Substation Plan (Infigen Energy, 17 July 2015) • Modification Application 2 (Infigen Energy, 13 August 2015) • Modification Application 3 (FCWFPL, May 2017) and associated Response to Submissions (FCWFPL, August 2017) and FCWFPL’s letter dated 30 October 2017 • Modification Application 4 Environmental Assessment (FCWFPL, July 2018), the Response to Submissions (FCWFPL, October 2018) and the Response to Submissions addendums dated November 2018 and December 2018, prepared by FCWFPL • Minor Modification 5 Application Report (FCWFPL, 9 July 2021)
EP&A Act	<i>Environmental Planning and Assessment Act 1979</i>
FCWF	Flyers Creek Wind Farm
FCWFPL	Flyers Creek Wind Farm Pty Ltd
LGA	Local Government Area
PCCR	Pre-construction Compliance Report
SSD	State Significant Development
WTG	Wind turbine generator

1 Introduction

1.1 Project Overview

Application Number	MP08_0252 (as modified)
Project name:	Flyers Creek Wind Farm
Proponent	Flyers Creek Wind Farm Pty Ltd (FCWFPL)
Site Address	Beneree Flyers Creek Road, Carcoar, NSW, 2791
Project Phase	Pre-construction compliance
Project Activity	Construction, operation and decommissioning of up to 38 wind turbines and associated infrastructure
Report date	February 2022

1.2 Project Approvals

Flyers Creek Wind Farm (FCWF) was initially approved on 14 March 2014 under Part 3A of the NSW *Environmental Planning and Assessment Act 1979* (EP&A Act). However, under the new *Environmental Planning and Assessment (Savings, Transitional and Other Provisions) Regulation 2017* (Savings and Transitional Regulations) which came into effect on 1 March 2018, the project was transitioned to State Significant Development (SSD). This was done on 6 July 2018 via an order made under clause 6 of Schedule 2 of the Savings and Transitional Regulations.

Approval was granted for the construction, operation and decommissioning of up to 38 wind turbines and associated infrastructure.

1.2.1 Modifications

The Project Approval has been modified five times since the original approval. These Modifications are summarised in Table 1-1.

Table 1-1 Summary of Modifications to Project Approval MP08_0252

Mod #	Modification Summary	Approved
MOD 1	<ul style="list-style-type: none"> This was a six-month extension to comply with the deferred commencement condition provisions. Amendment of approval conditions relating to background noise. 	13 March 2015
MOD 2	<ul style="list-style-type: none"> Removal of the 132 kV transmission line proposed to connect the wind farm substation to the electrical grid (on the existing Orange to Cadia Mine 132 kV line) from the scope of the Project Approval. Removal of deferred commencement conditions B1 and B2. A revised substation location and access tracks. 	4 September 2015

Mod #	Modification Summary	Approved
	<ul style="list-style-type: none"> Minor changes to the Project Approval conditions including those related to provision for alternative locations to monitor background noise if required. 	
MOD 3	<ul style="list-style-type: none"> Removal of Project infrastructure from three properties that exited from the Project, including four wind turbines. The relocation of turbine (WTG) 15 (now WTG 9) and WTG 3 (now WTG 1) so as to minimise impacts on the properties who exited from the Project. A realignment of the 33 kV overhead power line to Errowanbang Road. Minor changes to access tracks, laydown areas and cabling and bushfire asset protection zones. Number of wind turbines was reduced from 42 to 38. 	30 November 2017
Transition to SSD	<ul style="list-style-type: none"> Under clause 6(3)(a) of the Savings Regulations operates so that the Project Approval is taken to be an SSD development consent granted under Part 4 of the EP&A Act and the Project Approval may be modified under section 4.55(2) of the EP&A Act. 	6 July 2018
MOD 4	<ul style="list-style-type: none"> An increase to the wind turbine envelope (including a 10-metre increase in tip height). Inclusion of a 132 kV transmission line and switching station to enable the Project to connect to the electrical grid. Minor clarifications to project components. 	22 August 2019
MOD 5	<ul style="list-style-type: none"> Increase the maximum width of the 132 kV power line easement corridor from 45 metres to 70 metres over a distance of approximately 8.5 km on forestry plantation. Also includes minor realignment of the 132 kV power line route as a result of the preliminary detailed design. 	15 October 2021

1.3 Scope and Purpose

As required under Condition E5(c) Compliance Tracking Program of MP08_0252 (as modified) the Proponent must submit a compliance report for the project prior to the commencement of construction.

This Pre-construction Compliance Report (PCCR) has been prepared to outline progress of compliance for all pre-construction requirements against the Project Approval in accordance with the *Compliance Reporting Post Approval Requirements (Department of Planning and Environment, 2018)* (the Guideline).

2 Project Description

2.1 Site Location

FCWF is located approximately 20 kilometres (km) south of Orange and about 200 km west of Sydney, within Central West New South Wales (NSW). The wind farm site is located predominantly in the Blayney Shire local government area (LGA), with part of the 132 kV power line, the switching station and grid connection point located in Cabonne Shire Council LGA.

The wind farm site is located within low density rural residential development and has been mostly cleared for sheep and cattle grazing, with a few areas of remnant woodland remaining. The site layout is provided in Figure 2-1.

2.2 Scope of Works

Key components of the FCWF include:

- Up to 38 wind turbines (WTG) and associated infrastructure
- Local road infrastructure upgrades
- Electrical connections between the turbines, comprising of underground cables
- Underground and aboveground power lines
- On-site substation, inclusive of switch room, control room and auxiliary services building
- A 132 kV transmission line and switching station to connect the Project to the grid.

2.3 Works undertaken for the Reporting Period

This PCCR has been prepared in line with the requirements of the Guideline to outline progress of compliance for all pre-construction requirements against the Project Approval.

The following works have been undertaken:

- Pre-construction minor works completed prior to 13th March 2019 (Project Approval lapse date). These works included:
 - Survey pegging
 - Geotechnical survey work including test pits at each turbine location and some boreholes
 - Construction of access track and temporary laydown area including site office.
- Preparation of the Construction Environmental Management Plan (CEMP) and sub-plans including:
 - Construction Compound and Ancillary Facilities Management Plan (CCAFMP) (Approved)
 - Construction Noise and Vibration Management Plan (CVNMP) (Approved)
 - Construction Traffic and Access Management Plan (CTAMP) (Approved)
 - Construction Soil and Water Quality Management Plan (CSWQMP) (Approved)
 - Construction Heritage Management Plan (CHMP) (Approved)
 - Construction Fauna and Flora Management Plan (CFFMP) (Approved)
 - Construction Air Quality Management Plan (CAQMP) (Approved)
 - Bushfire Management Plan (BMP) (Approved).

- CEMP and sub-plans submitted for stakeholder consultation (where required in accordance with the Project Approval)
- CEMP and sub-plans submitted to Department of Planning, Industry and Environment (DPIE) for review and approval
- Micrositing and detailed design on the wind farm completed
- Updated baseline flora and fauna assessments completed
- Final design and micrositing report prepared and issued to DPIE for information.

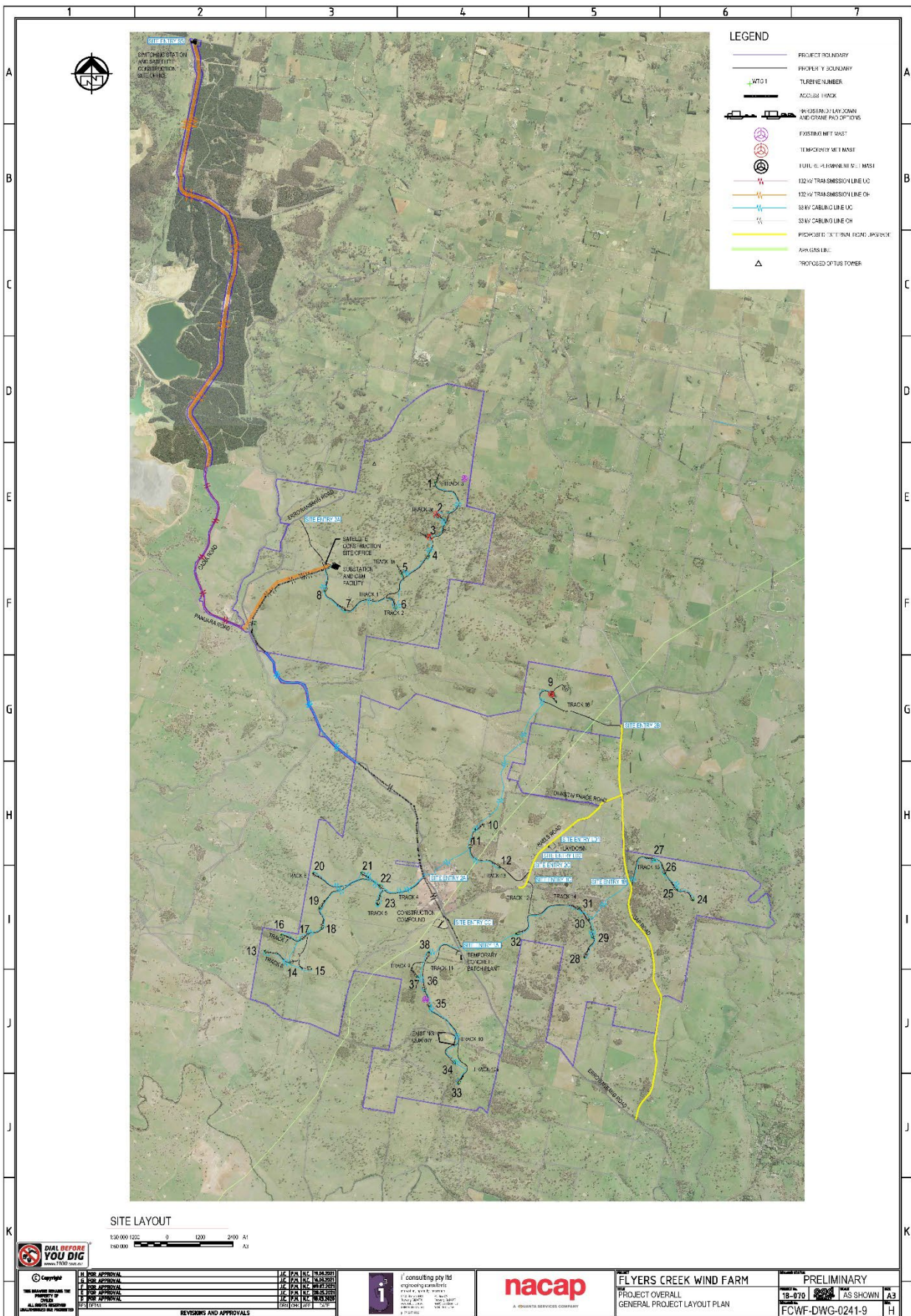


Figure 2-1 FCWF Project layout

3 Project Compliance Summary

The PCCR outlines progress of compliance for all pre-construction requirements against the Project Approval. The table of compliance is provided in Appendix A.

At the completion of this compliance period, it has been deemed all pre-construction conditions have been met.

A declaration of compliance is provided in Appendix B.

APPENDIX A PROJECT APPROVAL COMPLIANCE TABLE

Table A1: Project Approval Compliance Table

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
C1	In addition to meeting the specific environmental performance criteria established under this approval, the Proponent 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 Project.	All Stages	Incident protocol Incident notification tracking report Compliance Reports	The Construction Environmental Management Plan (CEMP) (Revision F, dated 21/08/2020) approved by the DPIE on 04/09/2020. Letter sighted and located on the DPIE Major Projects Website. The CEMP addresses environmental management and includes objectives and targets (Section 1.5) for the site. <ul style="list-style-type: none">Section 10 addresses monitoring and corrective actions.Section 8 addresses incident management.Mitigations measures are included in each of the sub-plans required under Condition F21	04/09/2020	Ongoing
C2	The Proponent shall carry out the Project: (a) generally in accordance with the EA; and (b) in accordance with the conditions of this approval. <i>Note: The general layout of the project is depicted in the figure in Figure 1-1 in Appendix 1.</i>	All Stages	Incident protocol Incident notification tracking report Compliance Reports	The CEMP (Revision F, dated 21/08/2020) approved by the DPIE on 04/09/2020. Each sub-plan also includes a table of management measure for compliance purposes.	04/09/2020	Ongoing
C3	In the event of any inconsistency between the documents referred to in Condition C2, the most recent document shall prevail to the extent of any inconsistency. However, the conditions of this approval shall prevail to the extent of any inconsistency.	All Stages	NA	The CEMP (Revision F, dated 21/08/2020) approved by the DPIE on 04/09/2020. Each sub-plan also includes a table of Conditions of Approval for compliance purposes.	04/09/2020	Ongoing
C4	The Proponent shall comply with any reasonable requirement/s of the Planning Secretary arising from the Department’s assessment of: <ul style="list-style-type: none">any strategies, plans, programs, reviews, audit correspondence that are submitted in accordance with the requirements of this approval;any report, reviews or audits commissioned by the Department regarding compliance with this approval; andthe implementation of any actions or measures contained in these documents.	All Stages	Incident register CEMP and sub-plans Internal and external audit reports	Section 10 of the CEMP addresses environmental inspections, monitoring, audits and review The CEMP (Revision F, dated 21/08/2020) approved by the DPIE on 04/09/2020.	04/09/2020	Ongoing
C5	This project approval shall lapse five years after the date on which it was granted, unless works the subject of this approval have physically commenced before this time.	This project approval shall lapse five years after the date on which it was granted.	Written evidence supplied to the Planning Secretary	Pre-construction minor works completed prior to 13/03/2019. Works included survey pegging, geotechnical survey work including test pits at each turbine location and some boreholes as well as construction of access track and temporary laydown area including site office. Notification of pre-construction minor works was issued to DPIE on 05/02/2019 and an email response confirming receipt of information from DPIE was received on 07/02/2019. An update of pre-construction minor works was issued to DPIE on 06/03/2019 and an email response confirming receipt of information from DPIE on 13/03/2019.	13/03/2019	Closed
C7	The Proponent may micro-site the wind turbines and ancillary infrastructure without further approval provided:	Pre-construction	Once off report	The micrositing report, dated 21/01/2022 was issued to DPIE. DPIE acknowledged receipt of the report on 18/02/2022.	18/02/2022	Compliant
C7	(i) no wind turbine is moved more than 100 metres from the relevant GPS coordinates in Appendix 1;	Pre-construction		Table 2 of the micrositing report, dated 21/01/2022, identifies the approved and microsited wind turbine locations. No turbines have been moved more than 100 metre from the approved locations.	18/02/2022	Compliant
C7	(ii) turbines 1 and 9 are not moved closer to the residences “Hillvue” and “Cooramilla” from the relevant GPS coordinates in Appendix 1 respectively;	Pre-construction		Section 3.2.1 of the Flyers Creek Wind Farm MP 08_0252 Final Layout Plans (Condition C7 + C9) (micrositing report), dated 21/01/2022, states that the locations of WTG 1 (previously known as approved WTG 3) and WTG 9 (previously known as approved WTG 15) remain unchanged in the Final Layout and therefore are not located any closer to the residences of Hillvue or Cooramilla. Distances moved are also shown in Table 2.	18/02/2022	Compliant

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
C7	(iii) the revised location of the wind turbine is at least 50 metres from existing hollow-bearing trees; or where the approved turbine location is already within 50 metres of existing hollow-bearing trees, the revised location of the turbine is not moved any closer to existing hollow-bearing trees; and	Pre-construction		The micrositied turbine locations compared to approved turbine locations (including the 50-metre buffer for both) are provided in Appendix D of the micrositied report, dated 21/01/2022. Additional site survey was also undertaken to confirm the presence or lack of presence of hollow bearing trees (HBT) near WTG1 and WTG3. The locations of the HBT has been provided in Appendix C of the Report.	18/02/2022	Compliant
C7	(iv) the revised location of the wind turbine and/or ancillary infrastructure would not result in any non-compliance with the conditions of this approval.	Pre-construction		As above - all conditions of the approval have been complied with.	18/02/2022	Compliant
C9	<u>Prior to the commencement of construction</u> , the Proponent must submit detailed plans of the final layout of the Project to the Planning Secretary, including: (a) details on the micrositied of any wind turbines and/or ancillary infrastructure; and	Prior to the commencement of construction	Final layout plans Turbine details Micrositied summary	Table 2 of the micrositied report, dated 21/01/2022, identifies the approved and micrositied wind turbine locations. No turbines have been moved more than 100 metre from the approved locations.	18/02/2022	Compliant
C9	(b) the GPS coordinates of the final wind turbine locations.	Prior to the commencement of construction	List of GIS coordinates of the wind turbines	Appendix B of the micrositied report, dated 21/01/2022, contains the GPS coordinates of the final wind turbine locations.	18/02/2022	Compliant
C9	<i>Note: if the construction of the project is to be staged, then the provision of these plans may be staged.</i>	Prior to the commencement of construction	Not applicable	Construction of the wind farm will not be staged	Not applicable	Not triggered
C10	<u>Prior to the commencement of construction</u> , operation and/or decommissioning of the project or cessation of operations, the proponent must notify the department in writing of the date of commencement or cessation.	Prior to the commencement of construction	Compliance Tracking Program	Construction of the wind farm will commence in early March 2022. A Letter of notification will be submitted to DPIE once the start date is confirmed.		In progress
C10	If the construction, operation and/or decommissioning of the project is to be staged, then the proponent must: (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 (b) inform the local community and the Community Consultative Committee (CCC) about the proposed staging plan.	Prior to the commencement of construction	Not applicable	Construction of the wind farm will not be staged.	Not applicable	Not triggered
C15	With the approval of the Planning Secretary, the Proponent may submit any strategy, plan or program required by this approval on a progressive basis. To ensure the strategies, plans or programs under the conditions of this approval are updated on a regular basis, the Proponent may at any time submit revised strategies, plans or programs to the Planning Secretary for approval. With the agreement of the Planning Secretary, the Proponent may prepare any revised strategy, plan or program without undertaking consultation with all the parties referred to under the relevant condition of this approval. <i>Notes:</i> <ul style="list-style-type: none"> • While any strategy, plan or program may be submitted on a progressive basis, the Proponent 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 critical stages, and the trigger for updating the strategy, plan or program. 	All Stages	Not applicable	Construction of the wind farm will not be staged.	Not applicable	Not triggered

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
D5	<u>Prior to the commencement of construction</u> , unless the Planning Secretary agrees otherwise, the Proponent must: (a) update the baseline mapping of the vegetation and key habitat within the final disturbance area; and	Prior to the commencement of construction	Co	Approval via email 16/10/18 from DPIE (in consultation) with OEH that BAM methodology should be followed. The Biodiversity Offset Report and evidence of consultation was issued to DPIE in October 2021. The Biodiversity Offset Report was approved by DPIE on 10/11/2021. DPIE noted that Biodiversity Offset Report provided updated mapping and offset credit calculations for the Flyers Creek wind farm development, excluding the 132kV transmission line area, for the purposes of condition D5. The 132kV transmission line impact mapping and offset liabilities were provided, assessed as part of MP08_0252-Mod-5.	10/11/2021	Compliant
D5	(b) calculate the biodiversity offset credit liabilities for the project in accordance with the Biodiversity Assessment Methodology under the NSW Biodiversity Offsets Scheme, in consultation with BCS, and to the satisfaction of the Planning Secretary.	Prior to the commencement of construction	Monitoring	Approval via email 16/10/18 from DPIE (in consult) with OEH that BAM methodology should be followed. As above. The Biodiversity Offset Report was approved by DPIE on 10/11/2021.	10/11/2021	Compliant
D11	<u>Prior to the commencement of construction</u> , the Proponent shall consult with:	Prior to the commencement of construction	Detailed design and review process	FCWFPL issued a letter to DPIE on 6/09/2021 detailing the consultation that has been undertaken with the following aviation stakeholders. DPIE acknowledge receipt of the letter on 15/09/2021.	06/09/2021 15/09/2021	Compliant
D11	(a) aerodrome operators that have an aerodrome located within 30 kilometres of the boundaries of the site, to determine any impact on Obstacle Limitation Surfaces at such aerodromes;	Prior to the commencement of construction	Detailed design and review process	A letter dated 16/08/21 was issued to Orange Airport (letter sighted). The letter included the coordinates for the approved layout (Appendix 1) and coordinates for the microsited turbines, new wind turbine numbers and the distance of the microsited turbine from the approved location (Appendix 2).	16/08/2021	Compliant
D11	(b) AirServices Australia, to determine potential impacts on instrument approach procedures at aerodromes, navigational aids, communications and surveillance facilities, inclusive of the redesign of the Non-Directional Beacon Approach (if required);	Prior to the commencement of construction	Detailed design and review process	A letter dated 16/08/21 was issued to AirServices Australia (letter sighted). The letter included the coordinates for the approved layout (Appendix 1) and coordinates for the microsited turbines, new wind turbine numbers and the distance of the microsited turbine from the approved location (Appendix 2).	16/08/2021	Compliant
D11	(c) Aerial Agriculture Association Australia, to determine potential hazards to aerial application and related operations; and	Prior to the commencement of construction	Detailed design and review process	A letter dated 16/08/21 was issued to Aerial Agriculture Association Australia (AAAA) (letter sighted). The letter included the coordinates for the approved layout (Appendix 1) and coordinates for the microsited turbines, new wind turbine numbers and the distance of the microsited turbine from the approved location (Appendix 2).	16/08/2021	Compliant
D11	(d) Rural Fire Service, to determine potential hazards to the aerial fighting of fires. Feasible and reasonable mitigation measures for each of the potential impacts and hazards identified, shall be determined in consultation with the respective groups identified in this condition, prior to the commencement of construction.	Prior to the commencement of construction	Detailed design and review process	A letter dated 16/08/21 was issued to the RFS (letter sighted). The letter included the coordinates for the approved layout (Appendix 1) and coordinates for the microsited turbines, new wind turbine numbers and the distance of the microsited turbine from the approved location (Appendix 2).	16/08/2021	Compliant
D12	<u>Prior to the construction of any wind turbine or wind monitoring mast</u> , the Proponent must provide the following information to CASA and AirServices Australia (together the authorities): (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; (d) confirmation of compliance with any OLS; and (e) details of any proposed aviation hazard lighting.	Prior to the construction of any wind turbine or wind monitoring mast	Once off requirement confirmed through detailed design	A letter dated 16/08/21 was issued to the Civil Aviation Safety Authority (CASA) and Airservices Australia (letter sighted). The letter included the coordinates, ground height and maximum height for each of the microsited turbines (Appendix 1). Appendix 2 of the letter includes the coordinates, ground height and maximum height for both the temporary (TM1, TM2, TM3) and the permanent meteorological (PM1, PM2) masts. FCWFPL issued a letter to DPIE on 6/09/2021 detailing the consultation that has been undertaken with the following aviation stakeholders. DPIE acknowledge receipt of the letter on 15/09/2021.	15/09/2021	Compliant

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
D14	<u>Prior to the commencement of construction</u> , the Proponent shall: (a) consult with the NSW Government Telecommunications Authority and other registered communications licensees (including emergency services) to ensure that risks to these services are minimised as far as feasible and reasonable. This may include the installation of additional radio sites or services to ensure coverage of radio communications are not degraded;	Prior to the commencement of construction	Once off requirement	Consultation with NSW Telecommunications (Telco) Authority and registered communications licensees has been undertaken. A letter summarising the consultation undertaken was provided to the DPIE on 25/01/2022. DPIE acknowledge receipt of the letter on 07/02/2022 and stated there were no comments on the document at this time.	07/02/2022	Closed
D14	(b) in the event that any disruptions to radio communication service links (installed before construction of the Project) arise as a result of the Project, the Proponent shall undertake appropriate remedial measures in consultation with the NSW Government Telecommunications Authority and relevant licensee to rectify any issue, including arranging the deployment of temporary measures in order to maintain effective coverage whilst more permanent measures are effected, within three months of the problem being identified, and at the expense of the Proponent;	Prior to the commencement of construction	As required through detailed design review process	As above. Generally, no radio communication service links (installed before construction of the Project) will be impacted by the Project. Two turbines were micrositied to mitigate potential impacts to mobile phone coverage.	07/02/2022	Closed
D14	(c) consider remedial measures, including: i. modification to or relocation of the existing antennae; ii. installation and maintenance of additional radio sites or services; iii. installation of a directional antennae; and / or iv. installation of an amplifier to boost the signal strength.	Prior to the commencement of construction	As required through detailed design review process	As above. Generally, no radio communication service links (installed before construction of the Project) will be impacted by the Project. Two turbines were micrositied to mitigate potential impacts to mobile phone coverage.	07/02/2022	Closed
D25	With the exception of aviation hazard lighting implemented in accordance with the requirements of this condition, no external lighting other than low intensity security night lighting is permitted on site unless otherwise agreed or directed by the Planning Secretary, or required by Civil Aviation Safety Authority. <u>Prior to the commencement of construction</u> , the Proponent shall consult with CASA on the need for aviation hazard lighting in relation to the wind turbines. The Proponent shall ensure any aviation hazard lighting installed utilises an aircraft detection lighting system unless otherwise agreed by CASA	Pre-construction	Not applicable	Letter sent to CASA by email 08/01/2020 seeking confirmation that no lighting required (letter sighted). CASA confirmed in a letter dated 09/01/2020, that lighting for the wind farm was not recommended and that the advice provided in August 2018 regarding aviation hazard lighting remains in place. The response was lodged on DPIE portal 10/01/2020.	10/01/2020	Closed
D26	A Design and Landscaping Plan (DALP) shall be prepared to outline measures to ensure appropriate development and maintenance of landscaping on the site to achieve adequate landscape buffers and address the visual impacts arising from the Project, including turbines, site access roads and associated above ground infrastructure, as far as is feasible and reasonable.	Prior to the commencement of construction	Implementation of the DALP Compliance monitoring Inspections	The DALP (Revision F, dated 21/08/2020) was approved by DPIE on 09/09/2020. Letter sighted and is available of the Major Projects Website. Also see items below.	09/09/2020	Ongoing
D26	The Plan shall be prepared by a qualified landscape architect and where relevant meet any requirements of the Councils.		Registered Landscape Architect, member number 867	The DALP was prepared by Pamela Fletcher, Registered Landscape Architect, member number 867, Australian Institute of Landscape Architects, practicing since 1982.	10/01/2020	Ongoing
D26	The Plan shall include design treatments for the turbines and ancillary infrastructure, including, but not necessarily limited to: (a) landscape elements and built elements, including proposed treatments, finishes and materials of exposed surfaces (including colour specifications);		Detailed design	Included in: <ul style="list-style-type: none"> Section 4 (Treatments) Section 5 (landscape works) Appendix B (substation landscape plan) Appendix C (switching station landscape plan). 	10/01/2020	Ongoing
D26	(b) lighting;		Detailed design	Included in Section 4.2 (lighting).	10/01/2020	Ongoing
D26	(c) a schedule of species to be used in landscaping;		Inspection	Included in Section 5.4 (plant species).	10/01/2020	Ongoing
D26	(d) details of the timing and progressive implementation of landscape works; and		Implementation of the DALP	Included in Section 5.2 (timing of landscape works).	10/01/2020	Ongoing

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
D26	(e) procedures and methods to monitor and maintain landscaped areas.		Implementation of the DALP Monitoring reports	Included in Section 5.3 (landscape maintenance and monitoring).	10/01/2020	Compliant
D26	The Plan shall be submitted for the approval of the Planning Secretary prior to the commencement of construction, unless otherwise agreed by the Planning Secretary.		Implementation of the DALP	The DALP (Revision F, dated 21/08/2020) was approved by DPIE on 09/09/2020.	10/01/2020	Compliant
D28	The Proponent shall not cause, permit or allow any waste generated outside the site to be received at the site for storage, treatment, processing, reprocessing, or disposal on the site, except as expressly permitted by a licence under the <i>Protection of the Environment Operations Act 1997</i> , if such a licence is required in relation to that waste.	All Stages	Compliance monitoring Inspections Incident reports	Appendix J of the CEMP includes the Waste Management Protocol. The CEMP (Revision F, dated 21/08/2020) was approved by the DPIE on 04/09/2020.	04/09/2020	Ongoing
D32	<u>Prior to the commencement of construction</u> of the Project, the Proponent shall consult with and comply with the requirements of the DoI – L&W in relation to any Crown land affected by the Project to enable the lawful use of that land by the Project.	Prior to the commencement of construction.	Compliance monitoring Crown Licence 606166 conditions	Crown Licence 606166 was executed on 04/11/2019 (licence sighted). The licence covers activities during construction. FCWFPL issued a letter to DPIE on 26/08/2021 detailing the consultation undertaken with Crown Lands (DoI – L&W). DPIE acknowledged receipt of the letter on 15/09/2021.	04/11/2019 26/08/2021 15/09/2021	Compliant
D33	Disturbance to Trigonometric Reserves shall be avoided <u>during the life of the Project</u> , unless otherwise approved by the Surveyor General and the relevant licence under the Crown Lands Act 1989 is obtained by the Proponent.	All Stages	Compliance monitoring Inspections Incident reports	Hopkins Trig Station is located at 692,208.83E 6,281,790.89N (between WTG 36 and WTG 37) and has been avoided. It will be fenced during construction. Measures for protection of the trig station are included in Section 4.4.2 of the CHMP, approved by DPIE on 30/06/2020.	30/06/2020	Ongoing
D34	<u>Prior to the commencement of relevant construction works</u> , the Proponent shall consult with the Division of Resources & Geoscience and holders of mineral, mining and exploration titles or tenements, with respect to measures to be applied during construction and operation of the Project so as to minimise the potential for any sterilisation of resources on the tenement.	Prior to the construction of relevant construction works.	Compliance monitoring	Consultation with Regis & Agricultural Equity has been ongoing. Sighted letters dated 01/10/2019, 31/10/2019 and further emails correspondence in October 2019. FCWFPL issued a letter to DPIE on 24/11/2021 detailing the holders of (or applicants for) mineral, mining and exploration titles or tenements which overlap with the FCWF project site and details the consultation undertaken the identified holders over a period of more than two years: DPIE acknowledged on 10/12/2021 that the letter provided evidence of consultation to address this condition.	10/12/2021	Compliant
E1	<u>From the commencement of construction</u> , the Proponent must operate a CCC for the Project to the satisfaction of the Planning Secretary, in accordance with the Community Consultative Guidelines for State Significant Projects (2016) or its latest version.	From the commencement of construction.	Compliance monitoring CCC Minutes CCC Meetings	The CCC was established in 2012 and have generally been meeting twice a year. The most recent meeting minutes are from 09/11/2021. Meeting minutes available to view online: https://www.iberdrola.com.au/our-assets/development-assets/flyers-creek-wind-farm/	2012	Ongoing
E2	<u>Prior to the commencement of construction</u> , or as otherwise agreed by the Planning Secretary, the Proponent shall ensure that the following are available for community enquiries and complaints for the life of the Project (including construction and operation) or as otherwise agreed by the Planning Secretary:	Prior to the commencement of construction.	Compliance monitoring Project Website Complaints Register	FCWF has a specific project website with the relevant complaints contact details available on the Iberdrola Australia Contacts Page. https://www.iberdrola.com.au/home/contact/ The website was accessed on 23/08/2021.	23/08/2021	Ongoing
E2	(a) a 24-hour telephone number(s) on which complaints and enquiries about the Project may be registered;		As above	https://www.iberdrola.com.au/home/contact/ 24 hr: 1800 917 372 (free within Australia) Phone: +61 2 8031 9900 Fax: +61 2 9247 6086	23/08/2021	Ongoing
E2	(b) a postal address to which written complaints and enquires may be sent;		As above	Level 17, 56 Pitt Street Sydney, 2000	23/08/2021	Ongoing
E2	(c) an email address to which electronic complaints and enquiries may be transmitted; and		As above	complaints@iberdrola.com.au Wind farm related complaints can also be submitted to the Office of the National Wind Farm Commissioner by phone, email or in writing (www.nwfc.gov.au).	23/08/2021	Ongoing

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
E2	(d) a complaints management and mediation system for complaints unable to be resolved, inclusive of a mechanism for complaints to be directed to the Department where the issue cannot be resolved by the Proponent and/or through mediation.		Complaints register	A copy of the Iberdrola Australia Complaints Handling Policy is available for review on the Iberdrola Australia Website. The Complaints Handling Policy includes a process for management of complaints that cannot be resolved or if the complainant is dissatisfied. The complainant may also have the right to further complain to the external dispute resolution scheme of the Australian Financial Complaints Authority (AFCA).	23/08/2021	Ongoing
E2	The telephone number, the postal address and the email address shall be published in newspaper(s) circulating in the local area prior to the commencement of construction and prior to the commencement of operation. This information shall also be provided on the website (or dedicated pages) required by this Approval.		Project website	The telephone number, the postal address and the email address is published Iberdrola Australia Contacts Page. https://www.iberdrola.com.au/home/contact/	23/08/2021	Ongoing
E3	<u>Prior to the commencement of construction</u> , or as otherwise agreed by the Planning Secretary, the Proponent shall prepare and implement a Complaints Management System consistent with AS 4269: <i>Complaints Handling and maintain the System</i> for the life of the Project. Information on all complaints received, including the means by which they were addressed and whether resolution was reached, with or without mediation, shall be maintained in a complaints register and included in the construction compliance reports required by this Approval. The information contained within the System shall be made available to the Planning Secretary on request.	Prior to the commencement of construction	Compliance monitoring Project Website Complaints Register	As per Condition E2(d) a copy of the Iberdrola Australia Complaints Handling Policy is available for review on the Iberdrola Australia Website.	23/08/2021	Ongoing
E4	<u>Prior to the commencement of construction</u> , or as otherwise agreed by the Planning Secretary, the Proponent shall establish and maintain a new website, or dedicated pages within an existing website, for the provision of electronic information associated with the Project, for the life of the Project. The Proponent shall, subject to confidentiality, publish and maintain up-to-date information on the website or dedicated pages including, but not necessarily limited to:	Prior to the commencement of construction	Periodic review of the completeness of project website	https://www.infigenenergy.com/our-assets/development-assets/flyers-creek-wind-farm/	23/08/2021	Ongoing
E4	(a) information on the current implementation status of the Project;		As above	The website includes newsletters which are available for download by interested parties (sighted 22/02/2022).	22/02/2022	Ongoing
E4	(b) a copy of the documents referred to under condition C2 of this Approval, and any documentation supporting modifications to this Approval that may be granted;		As above	A link has been provided to the FCWF project approval documentation on the NSW DPIE website https://www.planningportal.nsw.gov.au/major-projects/project/25006	23/08/2021	Ongoing
E4	(c) a copy of this Approval and any future modification to this Approval;		As above	As above.	23/08/2021	Ongoing
E4	(d) a copy of each relevant environmental approval / consent, licence or permit required and obtained in relation to the Project;		As above	As above. The environmental protection licence (EPL) has been issued and was uploaded (sighted).	23/02/2022	Ongoing
E4	(e) a copy of each current strategy, plan, program or other document required under this Approval;		As above	The following plans have been uploaded (sighted 22/02/2022): <ul style="list-style-type: none">• D4: Bird & Bat Adaptive Management Programme• D26: Design and Landscape Plan• F20: Construction Environment Management Plan• F21 A: Construction and Ancillary Facilities management Plan• F21 B: Construction Noise and Vibration Management Plan• F21 D: Construction Soil and Water Quality Management Plan• F21 E: Construction Heritage Management Plan• F21 F: Construction Flora and Fauna Management Plan	22/02/2022	Ongoing

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
				<ul style="list-style-type: none"> F21 G: Construction Air Quality Management Plan F21 H: Construction Bushfire Management Plan. 		
E4	(f) the outcomes of compliance tracking in accordance with condition E5 of this Approval; and			The Compliance Tracking Program has been uploaded to the website. Other compliance reports will be uploaded as these become available.	22/02/2022	Ongoing
E4	(g) details of contact point(s) to which community complaints and enquiries may be directed, including a telephone number, a postal address and an email address.			As above. The telephone number, the postal address and the email address is published Iberdrola Australia Contacts Page. https://www.iberdrola.com.au/home/contact/	23/08/2021	Ongoing
E5	The Proponent shall develop and implement a Compliance Tracking Program (CTP) to track compliance with the requirements of this Approval. The Program shall be submitted to the Planning Secretary for approval <u>prior to the commencement of construction</u> and operate for the life of the Project. The Program shall include, but not necessarily be limited to:	Prior to the commencement of construction	Compliance tracking programme Incident's register Complaints register	The CTP was issued to the DPIE for review on 14/09/2021. Comments received on 23/09/2021. The CTP was reissued to, and approved by DPIE on 24/09/2021.	24/09/2021	Compliant
E5	(a) provisions for the notification of the Planning Secretary prior to the commencement of construction and prior to the commencement of operation of the Project (including prior to each stage, where works are being staged);		Compliance tracking programme	Section 3.1 and Table 1.1 of the CTP.	24/09/2021	Compliant
E5	(b) provisions for periodic review of the compliance status of the Project against the requirements of this Approval;		Compliance tracking programme	Addressed in Section 3.2 of the CTP.	24/09/2021	Compliant
E5	(c) provisions for periodic reporting of compliance status to the Planning Secretary, including a Pre-Construction Compliance Report, during construction reporting, and a Pre- Operation Compliance Report;		Compliance tracking programme	Addressed in Section 3.3 of the CTP. This Pre-Construction Compliance Report addresses this requirement.	21/02/2022	Compliant
E5	(d) a program for independent environmental auditing in accordance with ISO 19011:2002 - Guidelines for Quality and / or Environmental Management Systems Auditing;		Auditing program	Addressed in Section 3.4 of the CTP.	24/09/2021	Compliant
E5	(e) mechanisms for recording environmental incidents during construction, and actions taken in response to those incidents;		Incident register	Addressed in Section 3.5 of the CTP.	24/09/2021	Compliant
E5	(f) provisions for reporting environmental incidents to the Planning Secretary and relevant public authorities (including Blayney Shire Council) during construction and for the life of the Project;		Incident register	Addressed in Section 3.5.1 and Section 3.5.2 of the CTP.	24/09/2021	Compliant
E5	(g) procedures for rectifying any non-compliance identified during environmental auditing, and review of compliance or incident management; and		Corrective Actions Register	Addressed in Section 3.5 and Section 3.6 of the CTP.	24/09/2021	Compliant
E5	(h) provisions for ensuring all employees, contractors and sub-contractors are aware of, and comply with, the conditions of this Approval relevant to their respective activities.		Training Register	Addressed in Section 3.7 of the CTP.	24/09/2021	Compliant
E6	The Department must be notified in writing to compliance@planning.nsw.gov.au immediately after the Proponent becomes aware of the incident. The notification must identify the project, including the project application number and the name of the project, and set out the location and nature of the incident.	Immediately after the proponent becomes aware of the incident.	Compliance tracking programme Incident's register Complaints register	Included in the CTP as identified in Condition E5. Section 10.3 of the CEMP of the CEMP, approved by DPIE on 04/09/2020 (See Condition F20).	04/09/2020	Ongoing
E7	The Department must be notified in writing to compliance@planning.nsw.gov.au within 7 days after the Proponent becomes aware of any non-compliance with the conditions of this approval. The notification must identify the project and the application number for it, set out the condition of approval that the project 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 done, or will be undertaken, to address the non-compliance.	Within 7 days of the proponent becoming aware of any non-compliance with the conditions of this approval.	Compliance tracking programme Incident's register Complaints register	Included in the CTP as identified in Condition E5. Also included in Section 8.2 of the CEMP, approved by DPIE on 04/09/2020 (See Condition F20).	04/09/2020	Ongoing

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
F15	Unless otherwise agreed by the Planning Secretary, <u>prior to the commencement of construction</u> , the Proponent must commission an independent, qualified person(s) to identify the proposed transport routes for all heavy and over-dimensional vehicle access to and from the site and agree on these routes in writing with the relevant road authority. <i>Note: These routes will form part of the haulage route to be surveyed as required by condition F16.</i>	Prior to the commencement of construction.	Once off requirement Compliance tracking	The FCWF Route Survey Report for Heavy and Over-Dimensional Vehicle Routes was prepared by ARES Group, and dated October 2021. The report was issued to DPIE on 09/11/2021 and approved on 26/11/2021.	26/11/2021	Ongoing
F15A	Unless otherwise agreed by the Planning Secretary, the Proponent must: (a) <u>prior to the commencement of construction</u> , in consultation with the relevant roads authority, prepare a report with specific details of the public road works required to facilitate the safe access of construction vehicles to the site (including any over- size and/or over-mass general construction vehicles), excluding any wider works required to facilitate delivery of the over-size and over-mass wind turbine components. The report must also detail public road works and traffic management that must be undertaken during the construction phase as part of the ongoing construction works (as agreed with the relevant roads authority). Where improvements or changes to the proposed route are required as identified in the report as having to be completed prior to the commencement of construction, the Proponent must implement these to the satisfaction of the relevant roads authority, prior to the commencement of construction and at the full expense of the Proponent;	Prior to the commencement of construction.	Once off requirement Compliance tracking	Included in Construction Traffic and Access Management Plan (CTAMP) (F21 c) Section 7.2 and Table 6 of the CTAMP provides details of the proposed road upgrades. The CTAMP was approved on 17/09/2021.	17/09/2021	Ongoing
F15A	(b) <u>prior to the commencement of any over-mass or over-dimensional vehicles accessing the site specifically</u> for the delivery of wind turbine components, in consultation with the relevant roads authority, submit a report to the Department detailing specific public road works that must be completed prior to the delivery of the wind turbine components. Where improvements are required, the Proponent must implement these to the satisfaction of the relevant roads authority, prior to the delivery of the wind turbine components to site and at the full expense of the Proponent. If there is a dispute about the road upgrades to be implemented, or the implementation of these upgrades, then either the Proponent or the relevant roads authority, may refer the matter to the Planning Secretary for resolution.	Prior to the commencement of any over-mass or over-dimensional vehicles accessing the site	Once off requirement Compliance tracking	Included in Construction Traffic and Access Management Plan (CTAMP) (F21 c) Section 7.2 and Table 6 of the CTAMP provides details of the proposed road upgrades. The CTAMP was approved on 17/09/2021.	17/09/2021	Ongoing
F16	<u>Prior to the commencement of construction</u> , the Proponent shall undertake a Road Dilapidation Report of sealed roads on the haulage route(s) within the Blayney Local Government Area. The Report shall assess the current condition of the road(s) and describe mechanisms to restore any damage that may result due to traffic and transport related to the construction of the Project. The Report must be undertaken using a method agreed to by the relevant roads authority and submitted to the relevant road authority for review prior to the commencement of haulage.	Prior to the commencement of construction.	Road Dilapidation Report	Australian Road Research Board (ARRB) undertook a road dilapidation survey and prepared a report of sealed roads, as well as unsealed roads, on the haulage routes within the Blayney Shire Local Government Area. The road dilapidation report was provided to Blayney Shire Council for their review on 8/12/2021. The report was also issued to TfNSW for information. DPIE acknowledged receipt of the information on 21/01/2022.	21/01/2022	Compliant

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
F18	<p>Unless otherwise approved by the Planning Secretary, the location of Ancillary Facilities shall:</p> <ul style="list-style-type: none"> (a) be located more than 50 metres from a waterway; (b) be located within or adjacent to the Project; (c) have ready access to the road network; (d) be located to minimise the need for heavy vehicles to travel through residential areas; (e) be sited on relatively level land; (f) be separated from nearest residences by at least 200 metres; (g) not require vegetation clearing beyond that already required by the Project; (h) not impact on heritage sites (including areas of archaeological sensitivity) beyond those already impacted by the Project; (i) not unreasonably affect the land use of adjacent properties; (j) be above the 20 ARI flood level unless a contingency plan to manage flooding is prepared and implemented; and (k) provide sufficient area for the storage of raw materials to minimise, to the greatest extent practical, the number of deliveries required outside standard construction hours. <p>The location of the Ancillary Facilities shall be identified in the Construction Environmental Management Plan required under condition F20 and include consideration of the above criteria. Where the above criteria cannot be met for any proposed Ancillary Facility, the Proponent shall demonstrate to the satisfaction of the Planning Secretary that there will be no significant adverse impact from that facility's construction or operation. Such assessment(s) can be submitted separately or as part of the Construction Environmental Management Plan.</p>	Pre-construction	Detailed design Compliance tracking	Included in the CCAFMP (Doc No: 2046-LECH-002-3, Revision F), dated 29/10/2021 and approved by the DPIE on 05/11/2021.	05/11/2021	Ongoing
F20	<p>Prior to the commencement of construction, or as otherwise agreed by the Planning Secretary, the Proponent shall prepare and implement (following approval) a Construction Environmental Management Plan (CEMP) for the Project. The Plan shall outline the environmental management practices and procedures that are to be followed during construction, and shall be prepared in consultation with the relevant government agencies (including the Councils), and in accordance with the Guideline for the Preparation of Environmental Management Plans (Department of Infrastructure, Planning and Natural Resources, 2004).</p>	Prior to the commencement of construction.	Site inspections Regular auditing Incident register	The CEMP (Revision F, dated 21/08/2020) was approved by the DPIE on 04/09/2020 Letter sighted and located on the DPIE Major Projects Website.	4/09/2020	Ongoing
F20	<p>The Plan shall include, but not necessarily be limited to:</p> <ul style="list-style-type: none"> (a) a description of activities to be undertaken during construction of the Project (including staging and scheduling); 		Site inspections Regular auditing Incident register	Included in Section 3 of the CEMP.	4/09/2020	Ongoing
F20	<ul style="list-style-type: none"> (b) statutory and other obligations that the Proponent is required to fulfil during construction, including approvals / consents, consultations and agreements required from authorities and other stakeholders under key legislation and policies; 		Regular auditing	Included in Section 4 and Appendix F of the CEMP.	4/09/2020	Ongoing
F20	<ul style="list-style-type: none"> (c) a description of the roles and responsibilities for relevant employees involved in the construction of the Project, including relevant training and induction provisions for ensuring that employees, including contractors and sub-contractors are aware of their environmental and compliance obligations under these Conditions of Approval; 		Inductions and training register	Included in Section 6 of the CEMP.	4/09/2020	Ongoing

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
F20	(d) an environmental risk analysis to identify the key environmental performance issues associated with the construction phase; and		Risk register	Included in Section 3 of the CEMP.	4/09/2020	Ongoing
F20	(e) details of how environmental performance would be managed and monitored to meet acceptable outcomes, including what actions will be taken to address identified potential adverse environmental impacts (including any impacts arising from the staging of the construction of the Project). In particular, the following environmental performance issues shall be addressed in the Plan:		Site inspections Regular auditing Incident register	Included in Section 5 of the CEMP.	4/09/2020	Ongoing
F20(e)	i. compounds and ancillary facilities management;			See Condition F21 (a)	05/11/2020	Ongoing
F20(e)	ii. noise and vibration;			See Condition F21 (b)	15/05/2020	Ongoing
F20(e)	iii. traffic and access;			See Condition F21 (c)	17/09/2021	Ongoing
F20(e)	iv. soil and water quality and spoil management;			See Condition F21 (d)	6/07/2020	Ongoing
F20(e)	v. air quality and dust management;			See Condition F21 (g)	11/05/2020	Ongoing
F20(e)	vi. management of Aboriginal and non-Aboriginal heritage;			See Condition F21 (e)	30/06/2020	Ongoing
F20(e)	vii. soil contamination, hazardous material and waste management;			Appendix J of the CEMP includes the Waste Management Protocol.	4/09/2021	Ongoing
F20(e)	viii. management of ecological impacts; and			See Condition F21 (f)	17/02/2022	Ongoing
F20(e)	ix. hazard and risk management.			See Condition F21 (h)	30/06/2020	Ongoing
F20	The Plan shall be submitted for the approval of the Planning Secretary <u>no later than one month prior to the commencement of construction</u> , or as otherwise agreed by the Planning Secretary. The Plan may be prepared in stages; however, construction works for each stage shall not commence until written approval has been received from the Planning Secretary. The approval of a Construction Environmental Management Plan does not relieve the Proponent of any requirement associated with this Approval. If there is an inconsistency with an approved Construction Environmental Management Plan and the conditions of this Approval, the requirements of this Approval prevail.	No later than one month prior to the commencement of construction.	Site inspections Regular auditing Incident register	The CEMP (Revision F, dated 21/08/2020) was approved by the DPIE on 04/09/2020. Letter sighted and located on the DPIE Major Projects Website.	4/09/2021	Ongoing
F21(a)	As part of the Construction Environmental Management Plan for the Project required under condition F20 the Proponent shall prepare and implement: a Construction Compound and Ancillary Facilities Management Plan (CCAFMP) to detail the management of construction ancillary facilities associated with the Project. The Plan shall include but not be limited to:	No later than one month prior to the commencement of construction.	Site inspections Regular auditing Incident register	The CCAFMP (Doc No: 2046-LECH-002-3, Revision F), dated 29/10/2021 and approved by the DPIE on 05/11/2021.	05/11/2020	Ongoing
F21(a)	i. a description of the facility, its components and the surrounding environment;		Site inspections Incident register	Included in Section 5.4 and Section 7 of the CCAFMP.	05/11/2020	Ongoing
F21(a)	ii. details of the activities to be carried out at each facility, including the hours of use and the storage of dangerous and hazardous goods;		Site inspections Incident register	Included in Section 5.3 of the CCAFMP.	05/11/2020	Ongoing
F21(a)	iii. an assessment against the locational criteria outlined in condition F18;		F18 checklist Site inspection	Included in Section 5.3 and Appendix C of the CCAFMP.	05/11/2020	Ongoing
F21(a)	iv. details of the mitigation and management procedures specific to the facility that would be implemented to minimise environmental and amenity impacts, and an assessment of the adequacy of the mitigation or offsetting measures;		Site inspections Regular auditing Incident register	Included in Section 7 of the CCAFMP.	05/11/2020	Ongoing
F21(a)	v. identification of the timing for the completion of activities at the facility and how the site will be decommissioned (including any necessary rehabilitation); and			Included in Section 5.3 of the CCAFMP.	05/11/2020	Ongoing

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
F21(a)	vi. mechanisms for the monitoring, review and amendment of this Plan.		Site inspections Regular auditing	Included in Section 8 of the CCAFMP.	05/11/2020	Ongoing
F21(b)	a Construction Noise and Vibration Management Plan (CVNMP) to detail how construction noise and vibration impacts will be minimised and managed. The Plan shall be consistent with the guidelines contained in the Interim Construction Noise Guidelines (DECC, 2009) and shall include, but not be limited to:	No later than one month prior to the commencement of construction,	Implementation of the CVNMP	The CVNMP (Revision D, dated 11/05/2020) was approved by DPIE 15/05/2020 Letter sighted and located on the DPIE Major Project Website.	15/05/2020	Ongoing
F21(b)	i. identification of sensitive receivers and relevant construction noise and vibration goals applicable to the Project stipulated in this approval;			Included in Section 4 of the CNVMP.	15/05/2020	Ongoing
F21(b)	ii. details of construction activities and an indicative schedule for construction works, including the identification of key noise and / or vibration generating construction activities (based on representative construction scenarios, including at ancillary facilities) that have the potential to generate noise and / or vibration impacts on surrounding sensitive receivers;			Included in Section 6 of the CNVMP.	15/05/2020	Ongoing
F21(b)	iii. identification of feasible and reasonable measures proposed to be implemented to minimise and manage construction noise and vibration impacts (including construction traffic noise impacts);		Noise monitoring Complaints Register	Included in Section 4.10 of the CNVMP.	15/05/2020	Ongoing
F21(b)	iv. procedures and mitigation measures to ensure relevant vibration and blasting criteria are achieved, including a suitable blast program, applicable buffer distances for vibration intensive works, use of low-vibration generating equipment / vibration dampeners or alternative construction methodology, and pre- and post- construction dilapidation surveys of sensitive structures where blasting and/or vibration is likely to result in damage to buildings and structures (including surveys being undertaken immediately following a monitored exceedance of the criteria);		Noise monitoring Complaints Register	Included in Section 4 and Appendix B of the CNVMP.	15/05/2020	Ongoing
F21(b)	v. a description of how the effectiveness of these actions and measures would be monitored during the proposed works, clearly indicating how often this monitoring would be conducted, the locations where monitoring would take place, how the results of this monitoring would be recorded and reported, and, if any exceedance is detected, how any non-compliance would be rectified; and		Noise monitoring Complaints Register	Included in Section 4 and Appendix B of the CNVMP.	15/05/2020	Ongoing
F21(b)	vi. mechanisms for the monitoring, review and amendment of this Plan.		Site inspections Regular auditing	Included in Section 8.3 of the CNVMP.	15/05/2020	Ongoing
F21(c)	a Construction Traffic and Access Management Plan (CTAMP) to manage construction traffic and access impacts of the Project. The Plan shall be developed in consultation with the relevant road authority and shall include, but not necessarily be limited:	No later than one month prior to the commencement of construction,	Implementation of the CTAMP	The CTAMP (Revision G, dated 19/08//2021) was approved by DPIE 17/09/2021. Letter sighted and located on the DPIE Major Project Website.	17/09/2021	Ongoing
F21(c)	i. identification of construction traffic routes and construction traffic volumes (including heavy vehicle / spoil haulage / material haulage) on these routes;		Site inspections Regular auditing Incident register	Included in Section 5.5 of the CTAMP.	17/09/2021	Ongoing
F21(c)	ii. details of vehicle movements for construction sites and site compounds including parking, dedicated vehicle turning areas, and ingress and egress points;		Site inspections	Included in Section 5.5 and Sections 5.9, 5.10, 5.12, 5.12 of the CTAMP.	17/09/2021	Ongoing
F21(c)	iii. identification of construction impacts that could result in disruption of traffic, public transport (inclusive of school buses), pedestrian and cycle access, property access, including details of oversize load movements;		Complaints register	Included in Section 6 of the CTAMP.	17/09/2021	Ongoing

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
F21(c)	iv. details of management measures to minimise traffic impacts, including temporary road work traffic control measures, onsite vehicle queuing and parking areas and management measures to minimise peak time congestion (including on school buses), and measures to ensure safe pedestrian and cycle access;		Site inspections	Included in Sections 6 and 8 of the CTAMP.	17/09/2021	Ongoing
F21(c)	v. a response plan which sets out a proposed response to any traffic, construction or other incident; and		Incident register Complaints register	Included in Sections 8.2 and 8.5 of the CTAMP.	17/09/2021	Ongoing
F21(c)	vi. mechanisms for the monitoring, review and amendment of this Plan.		Site inspections Regular auditing	Included in Sections 8 of the CTAMP.	17/09/2021	Ongoing
F21(d)	a Construction Soil and Water Quality Management Plan (CSWQMP) to manage surface and groundwater impacts during construction of the Project. The plan shall be developed in consultation with DoI – L&W and Blayney Shire Council and include, but not necessarily be limited to:	No later than one month prior to the commencement of construction,		The CSWQMP (Revision E, dated 25/06/2021) was approved by DPIE on 06/07/2020. Letter sighted and located on the DPIE Major Project Website.	6/07/2020	Ongoing
F21(d)	i. details of construction activities and their locations, which have the potential to impact on water courses, storage facilities, stormwater flows, and groundwater;		Site inspections Regular auditing Incident register	Included in Section 4 and Section 6 of the CSWQMP.	6/07/2020	Ongoing
F21(d)	ii. surface water and ground water impact assessment criteria consistent with Australian and New Zealand Environment Conservation Council (ANZECC) guidelines;		Incident register Corrective Actions	Included in Section 6 of the CSWQMP.	6/07/2020	Ongoing
F21(d)	iii. management measures to be used to minimise surface and groundwater impacts, including details of how spoil and fill material required by the Project will be sourced, handled, stockpiled, reused and managed, erosion and sediment control measures, and the consideration of flood events;		Site inspections Incident register Corrective Actions	Included in Section 6 of the CSWQMP.	6/07/2020	Ongoing
F21(d)	iv. management measures for contaminated material and a contingency plan to be implemented in the case of unanticipated discovery of contaminated material during construction;		Site inspections Incident register Corrective Actions	Included in Section 6 of the CSWQMP.	6/07/2020	Ongoing
F21(d)	v. a description of how the effectiveness of these actions and measures would be monitored during the proposed works, clearly indicating how often this monitoring would be undertaken, the locations where monitoring would take place, how the results of the monitoring would be recorded and reported, and, if any exceedance of the criteria is detected how any non-compliance can be rectified; and		Site inspections Incident register Corrective Actions	Included in Section 6 of the CSWQMP.	6/07/2020	Ongoing
F21(d)	vi. mechanisms for the monitoring, review and amendment of this Plan.		Site inspections Regular auditing	Included in Section 8.3 of the CSWQMP.	6/07/2020	Ongoing
F21(e)	a Construction Heritage Management Plan (CHMP) to detail how construction impacts on Aboriginal and Historic heritage will be minimised and managed. The Plan shall be developed in consultation with the OEH and registered Aboriginal stakeholders (for Aboriginal heritage), and include, but not necessarily be limited to:	No later than one month prior to the commencement of construction,		The CHMP (Revision F, dated 10/06/2020) was approved by the DPIE on 30/06/2020. Letter sighted and located on the DPIE Major Project Website.	30/06/2020	Ongoing
F21(e)(i)	in relation to <u>Aboriginal Heritage</u> : <ul style="list-style-type: none"> details of further investigation and identification of Aboriginal cultural heritage sites within the Project area; 	No later than one month prior to the commencement of construction,	Site inspections Incident register	Included in Section 4.4 of the CHMP.	30/06/2020	Ongoing
F21(e)(i)	<ul style="list-style-type: none"> details of management measures to be carried out in relation to Aboriginal heritage, including a detailed methodology and strategies for protection, monitoring, and conservation, of sites and items associated with the Project; 	No later than one month prior to the commencement of construction,	Site inspections Incident register	Included in Sections 5, 6, 7 and 8 of the CHMP.	30/06/2020	Ongoing

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
F21(e)(i)	<ul style="list-style-type: none"> procedures for dealing with previously unidentified Aboriginal objects (excluding human remains) including cessation of works in the vicinity, assessment of the significance of the item(s) and determination of appropriate mitigation measures including when works can re-commence by a suitably qualified archaeologist in consultation with the Department, OEH and registered Aboriginal stakeholders, and assessment of the consistency of any new Aboriginal heritage impacts against the approved impacts of the Project, and registering of the new site in the OEH's Aboriginal Heritage Information Management System (AHIMS) register; 	No later than one month prior to the commencement of construction,	Unexpected find register Consultation register Incident register	Included in Section 6 and Appendix B of the CHMP.	30/06/2020	Ongoing
F21(e)(i)	<ul style="list-style-type: none"> procedures for dealing with human remains, including cessation of works in the vicinity and notification of the Department, NSW Police Force, OEH and registered Aboriginal stakeholders and not recommencing any works in the area unless authorised by the Department and / or the NSW Police Force; 		Unexpected find register Consultation register Incident register	Included in Section 6 and Appendix B of the CHMP.	30/06/2020	Ongoing
F21(e)(i)	<ul style="list-style-type: none"> heritage training and induction processes for construction personnel (including procedures for keeping records of inductions) and obligations under the conditions of this Approval and National Parks and Wildlife Act 1974 (where relevant) including site identification, protection and conservation of Aboriginal cultural heritage; 		Training register	Included in Section 6 of the CHMP.	30/06/2020	Ongoing
F21(e)(i)	<ul style="list-style-type: none"> procedures for ongoing Aboriginal consultation and involvement for the duration of the Project, and ensure that the Orange Local Aboriginal Land Council (administrator) and Wiradjuri Traditional Owners Central West Corporation is kept informed of the process; and 		Consultation Procedures and register	Included in Section 4.6 of the CHMP.	30/06/2020	Ongoing
F21(e)(ii)	<p>in relation to <u>Historic Heritage</u>:</p> <ul style="list-style-type: none"> identification of heritage items directly and indirectly affected by the Project; 		Site inspections Incident register	Included in Section 4.5 of the CHMP.	30/06/2020	Ongoing
F21(e)(ii)	<ul style="list-style-type: none"> details of management measures to be implemented to prevent and minimise impacts on heritage items (including further heritage investigations, archival recordings and / or measures to protect unaffected sites during construction works in the vicinity); 		Site inspections Incident register	Included in Section 6 of the CHMP.	30/06/2020	Ongoing
F21(e)(ii)	<ul style="list-style-type: none"> procedures for dealing with previously unidentified heritage objects (including cessation of works in the vicinity), assessment of the significance of the item(s) and determination of appropriate mitigation measures including when works can recommence by a suitably qualified and experienced archaeologist in consultation with the Heritage Branch of OEH and the Department, and assessment of the consistency of any new heritage impacts against the approved impacts of the Project; 		Site inspections Incident register Unexpected finds register	Included in Section 6 and Appendix B of the CHMP.	30/06/2020	Ongoing
F21(e)(ii)	<ul style="list-style-type: none"> heritage training and induction processes for construction personnel (including procedures for keeping records of inductions and obligations under the Heritage Act 1977 and these conditions) including site identification, protection and conservation of non-Aboriginal cultural heritage; and 		Training register	Included in Section 6 of the CHMP.	30/06/2020	Ongoing
F21(e)(ii)	<ul style="list-style-type: none"> mechanisms for the monitoring, review and amendment of this plan. 		Site inspections Regular auditing	Included in Section 8.4 of the CHMP.	30/06/2020	Ongoing

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
F21(f)	a Construction Flora and Fauna Management Plan (CFFMP) to detail how construction impacts on ecology will be minimised and managed. The Plan shall be developed in consultation with the OEH and shall include, but not necessarily be limited to:	No later than one month prior to the commencement of construction,	Implementation of the CFFMP	The CFFMP (Revision F, dated 16/12/2021) was approved by the DPIE on 17/02/2022. Letter sighted and located on the DPIE Major Project Website.	17/02/2022	Ongoing
F21(f)	i. plans and tables for impacted and adjoining areas showing vegetation communities (identified to Plant Community Type); watercourses; remnant vegetation (including scattered trees); important flora and fauna habitat areas; locations where threatened species, populations or ecological communities have been recorded; including pre-clearing surveys to confirm the location, description of condition, status, numbers, area (hectares) of threatened flora and fauna species and associated habitat features;		Sensitive area plans / no-go areas Site inspections Incident register	Included in Section 4.4.1 and Appendix B of the CFFMP.	17/02/2022	Ongoing
F21(f)	ii. procedures for minimising the extent of vegetation clearing and replacement of any fauna habitat;		Sensitive area plans / no-go areas Pre-clearing inspections Site inspections Incident register	Included in Section 6 of the CFFMP and specifically Mitigation Measures (MM) 01, 05, 10.	17/02/2022	Ongoing
F21(f)	iii. the identification of areas to be cleared and details of management measures (such as fencing, clearing procedures, removal and relocation of fauna during clearing, habitat tree management and construction worker education) to avoid any residual habitat damage or loss and to minimise or eliminate time lags between the removal and subsequent replacement of habitat;		Sensitive area plans / no-go areas Site inspections Incident register	Included in Section 6 of the CFFMP and specifically MM05.	17/02/2022	Ongoing
F21(f)	iv. rehabilitation details, including identification of flora species and sources, and measures for the management and maintenance of rehabilitated areas;		Rehabilitation reports Site inspections	Included in Section 6 of the CFFMP and specifically MM49-MM56.	17/02/2022	Ongoing
F21(f)	v. weed management measures focusing on early identification of invasive weeds and effective management controls;		Site inspections	Included in Section 6 of the CFFMP and specifically MM14-MM19	17/02/2022	Ongoing
F21(f)	vi. a description of how the effectiveness of these actions and measures would be monitored, clearly indicating how often this monitoring would be undertaken, the locations where monitoring would take place, how the results of the monitoring would be recorded and reported and, if any exceedance of the criteria is detected, how any non-compliance can be rectified;		Site inspections Audits Incident reports Corrective Actions	Included in Section 8 of the CFFMP.	17/02/2022	Ongoing
F21(f)	vii. a procedure for dealing with unexpected EEC / threatened species identified during construction, including cessation of work and notification of the OEH and the Department, determination of appropriate mitigation measures in consultation with the OEH (including relevant re-location measures) and updating of ecological monitoring and / or biodiversity offset requirements; and		Unexpected finds register	Included in Section 6 of the CFFMP and specifically MM01 and Appendix D	17/02/2022	Ongoing
F21(f)	viii. mechanism for the monitoring, review and amendment of this Plan.		Regular auditing Inspections	Included in Section 8.3 of the CFFMP.	17/02/2022	Ongoing

Condition #	Development Phase	Development Phase	Monitoring Methodology	Evidence/Comments	Date of Compliance	Compliance
F21(g)	a Construction Air Quality Management Plan (CAQMP) to detail how construction impacts on air quality will be minimised and managed. The Plan shall include, but not necessarily be limited to:	No later than one month prior to the commencement of construction,	Implement the approved CAQMP	The CAQMP (Revision D, dated 05/05/2020) was approved by the DPIE on 11/05/2020. Letter of approval sighted and located on the DPIE Major Project Website.	11/05/2020	Ongoing
F21(g)	i. the identification of potential sources of dust;		Site inspections	Included in Section 4.9 of the CAQMP.	11/05/2020	Ongoing
F21(g)	ii. dust management objectives;		Site inspections	Included in Section 6 of the CAQMP.	11/05/2020	Ongoing
F21(g)	iii. mitigation measures to be implemented, including measures during weather conditions where high dust level episodes are probable (such as strong winds in dry weather);		Site inspections Incident register	Included in Section 6 of the CAQMP.	11/05/2020	Ongoing
F21(g)	iv. a monitoring program to assess compliance with the identified objectives; and		Regular auditing Incident register	Included in Section 8 of the CAQMP.	11/05/2020	Ongoing
F21(g)	v. mechanisms for the monitoring, review and amendment of this Plan.		Regular auditing Inspections	Included in Section 8 of the CAQMP.	11/05/2020	Ongoing
F21(h)	a Bushfire Management Plan (BMP) to detail measures to prevent fires during the construction phase. This Plan shall be developed in consultation with the Forestry Corporation NSW and shall include:	No later than one month prior to the commencement of construction,	Implementation of the BFMP	The BFMP (Revision E, dated 15/06/2020) was approved by the DPIE on 30/06/2020. Letter of approval sighted and located on the DPIE Major Project Website.	30/06/2020	Ongoing
F21(h)	i. work involving risk of ignition that should not be carried out during a total fire ban;		Monitoring Inspections	Included in Section 6 of the BFMP.	30/06/2020	Ongoing
F21(h)	ii. availability of fire suppression equipment;		Design	Included in Section 6 of the BFMP.	30/06/2020	Ongoing
F21(h)	iii. storage and maintenance of fuels and other flammable materials; and		Monitoring Inspections	Included in Section 6 of the BFMP.	30/06/2020	Ongoing
F21(h)	iv. notification of the Canobolas Zone Rural Fire Service Fire Control Centre for works proposed to be carried out during high fire danger periods to ensure weather conditions are appropriate.		Monitoring Inspections	Included in Section 6 and Section 7.2 of the BFMP	30/06/2020	Ongoing

APPENDIX B COMPLIANCE REPORT DECLARATION


Project name:	Flyers Creek Wind Farm
Application Number	MP08_0252 (as modified)
Project Description	Construction, operation and decommissioning of up to 38 wind turbines and associated infrastructure
Project Address	Beneree Flyers Creek Road, Carcoar, NSW, 2791
Proponent	Flyers Creek Wind Farm Pty Ltd (FCWFPL)
Title of Compliance Report	Flyers Creek Wind Farm Pre-construction Compliance Report
Report date	23 February 2022

I declare that I have reviewed relevant evidence and prepared the contents of the attached Compliance Report and to the best of my knowledge:

- the Compliance Report has been prepared in accordance with all relevant Project Approval conditions;
- the Compliance Report has been prepared in accordance with the Compliance Reporting Post Approval Requirements;
- the findings of the Compliance Report are reported truthfully, accurately and completely;
- due diligence and professional judgement have been exercised in preparing the Compliance Report; and
- the Compliance Report is an accurate summary of the compliance status of the development.

Notes:

- 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) 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 a corporation, \$1 million and for an individual, \$250,000; and
- The Crimes Act 1900 contains other offences relating to false and misleading information: section 307B (giving false or misleading information – maximum penalty 2 years' imprisonment or 200 penalty units, or both).

Name of Authorised Reporting Officer	Heather Tilley
Title	Associate Technical Director
Signature	
Qualification	B Sc (Biological Life Sciences), B Sc (Hons) Physical Geography, HDipEd, MEIANZ
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