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# Thunderbolt Wind Farm (EPBC Approval 2021-9048)

2024–2025 Annual Compliance Report

**Final**

**November 2026**

umwelt

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# Thunderbolt Wind Farm (EPBC Approval 2021-9048)

2024–2025 Annual Compliance Report

## Final

Prepared by
Umwelt (Australia) Pty Limited

On behalf of
Neoen Australia Pty Ltd

Project Director: Luke Bettridge
Project Manager: Corey Deverell
Report No.: 24068 / R18
Date: November 2026

This report was prepared using Umwelt's ISO 9001 certified Quality Management System.

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# Acknowledgement of Country

Umwelt acknowledges the Traditional Owners of Country throughout Australia and their continuing values, culture and connection to the land, waters and sky.

We pay our respects to Elders past and present.

The below image is from the artwork *Yapung Maryiyang* (Pathway Forward) by Saretta Fielding.



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## Document Status

| Rev No. | Reviewer Name | Date | Approved for Issue Name | Date |
|---|---|---|---|---|
| V1 | Luke Bettridge | 5 November 2026 | Luke Bettridge | 10 November 2026 |

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# Declaration of Accuracy

In making this declaration, I am aware that sections 490 and 491 of the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) (EPBC Act) make it an offence in certain circumstances to knowingly provide false or misleading information or documents. The offence is punishable on conviction by imprisonment or a fine, or both. I declare that all the information and documentation supporting this compliance report is true and correct in every particular. I am authorised to bind the approval holder to this declaration and that I have no knowledge of that authorisation being revoked at the time of making this declaration.

Signed: Signed by: 756AB78510C547B...

Full Name: Jean-Christophe Cheylus

Position: CEO Neoen Australia

Organisation: Neoen Australia Pty Ltd (ABN: 57 160 905 706)

Date: 10 November 2026

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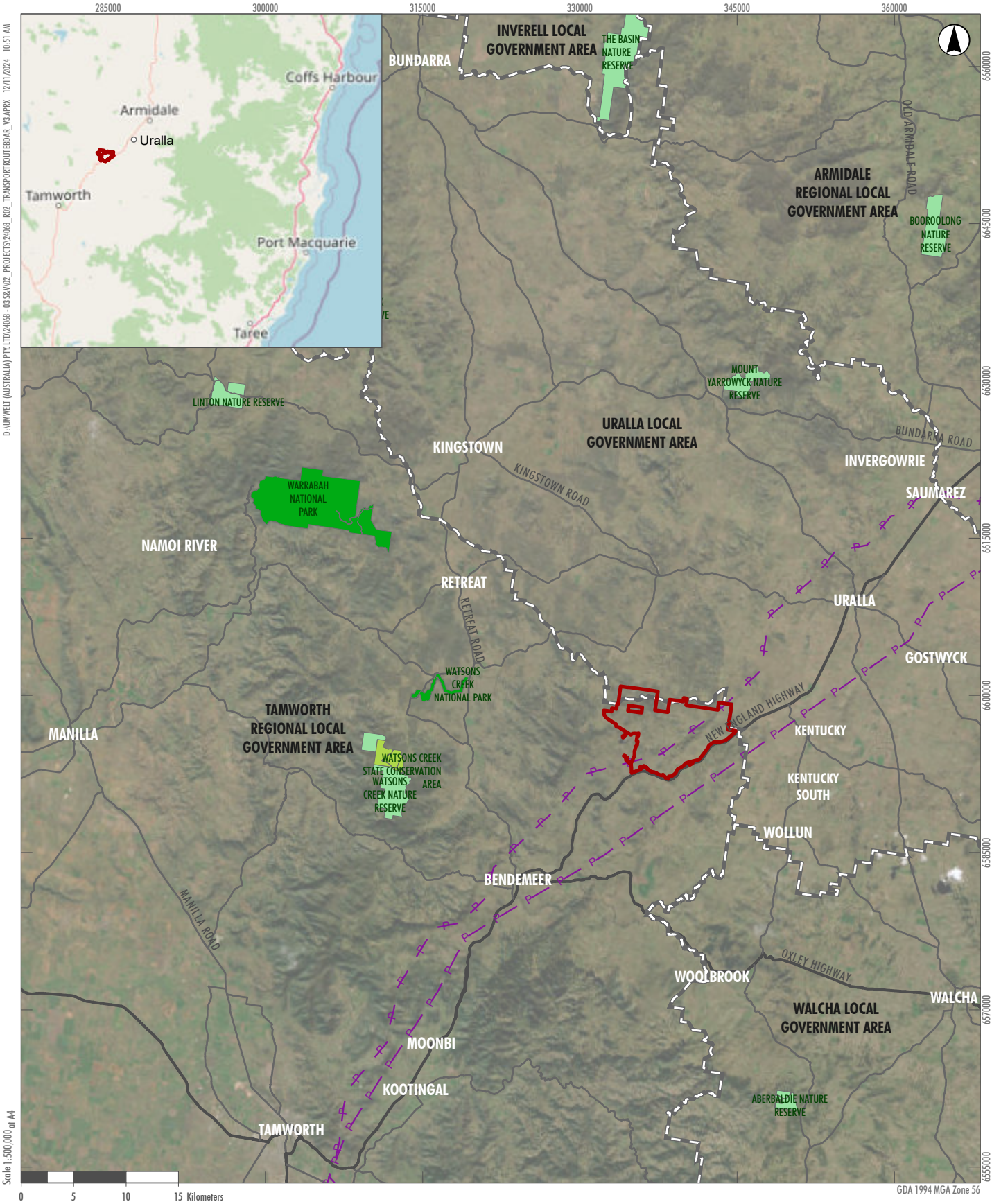
# 1.0 Project Description

Thunderbolt Wind Farm (the Project) is located in the Kentucky area of New South Wales (NSW), approximately 47 kilometres (km) northeast of Tamworth adjacent to the New England Highway (refer to **Figure 1.1**). Neoen Australia Pty Ltd (Neoen) (ABN: 57 160 905 706) is the proponent for the Project.

The Project provides for the construction, operation and maintenance of up to 32 wind turbines. Associated infrastructure will include internal access roads, operation and maintenance buildings, civil works and electrical infrastructure (substations and switching station) required to connect to the existing 330 kV transmission network.

The Project obtained State Significant Development (SSD) Consent (SSD 10807896) under the NSW *Environmental Planning and Assessment Act 1979* (EP&A Act) on 8 May 2024. Approval of the Project under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) ('approved action' being *to construct and operate a wind farm and associated infrastructure near Kentucky, NSW*) was granted on 14 November 2024 (EPBC Approval 2021-9048).

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Legend

- Thunderbolt Energy Hub
- Local Government Areas
- P Existing 330kV Power Lines
- National Park
- Nature Reserve
- State Conservation Area

FIGURE 1.1

**Project Location**

Image Source: ESRI Basemap, Data source: DFSI (2020), Neoen (2020)

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# 2.0 Purpose and Scope of this Report

In accordance with Condition 26 of EPBC Approval 2021-9048, Neoen are required to prepare an Annual Compliance Report (ACR) for each ACR period. The ACR period is defined as each subsequent 12-month period following the date of the EPBC Approval decision (14 November 2024) until the expiry date of the approval (2 October 2056), unless otherwise specified in writing by the Minister. This ACR covers the ACR period between 14 November 2024 and 13 November 2025.

This ACR has been prepared in accordance with the *Annual Compliance Report Guidelines* (Commonwealth of Australia, 2023) and the requirements of Condition 27 of EPBC Approval 2021-9048.

The specific EPBC Approval 2021-9048 conditions relevant to the preparation and submission of this ACR, and where each requirement is addressed in this report, are outlined in **Table 2.1.**

**Table 2.1 Annual Compliance Reporting EPBC Approval 2021-9048 Conditions**

| Condition | Requirement | Section Addressed |
|---|---|---|
| **Annual Compliance Reporting** | | |
| **26** | The approval holder must prepare a compliance report for each Annual Compliance Report period (ACR period). | **This report** |
| **27** | The approval holder must ensure each compliance report includes:<br>a. accurate and complete details of compliance and any non-compliance with:<br>i. each condition imposed under the NSW Approval, if a condition attached to this approval decision requires compliance with that NSW Approval condition,<br>ii. each condition attached to this approval decision, and<br>iii. all commitments made in each plan, | **Table 4.1** |
| | b. a schedule of all plans in effect in relation to these conditions during the ACR period, | **Section 3.1** |
| | c. accurate and complete details of how each plan was implemented during the ACR period, and | **Table 4.1**<br>**Section 3.1** |
| | d. if any incident occurred, accurate and complete details of each incident. | **Table 4.1** |

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# 3.0 Activities During the ACR Period

The approved Action as defined under EPBC Approval 2021-9048 is:

> *To construct and operate a wind farm and associated infrastructure near Kentucky, NSW.*

The Action did not commence during the ACR period; however the following activities were undertaken:

- Pre-construction activities, including geotechnical investigations.
- Preparation and lodgement of SSD-10807896 Modification 1.

## 3.1 Schedule of Plans in Effect During the ACR Period

In accordance with Condition 27(b) and 27(c), this ACR is required to outline a schedule of all plans in effect in relation to EPBC Approval 2021-9048 during the ACR period. No plans were in effect in relation to EPBC -Approval 2021-9048 during the ACR period as the Action has not yet commenced.

A Biodiversity Management Plan will be prepared and approved prior to the commencement of the Action in accordance with Condition 5 of EPBC Approval 2021-9048. A Bird and Bat Adaptive Management Plan will be prepared and approved prior to the commissioning of any wind turbines in accordance with Conditions 6 to 9 of EPBC Approval 2021-9048.

## 3.2 New Environmental Risks

The Action did not commence and no new environmental risks became apparent during the ACR period.

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# 4.0 Compliance with Approval Conditions

In accordance with Condition 27(a), 27(c) and 27(d), **Table 4.1** outlines the status of compliance against each condition from EPBC Approval 2021-9048 that has been triggered during the ACR period.

**Table 4.1 Compliance with EPBC Approval 2021-9048 Conditions**

| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| **PART A – AVOIDANCE, MITIGATION, AND COMPENSATION CONDITIONS** | | | |
| **Implementation of NSW Approval Condition** | | | |
| **1** | To avoid and mitigate harm to protected matters, the approval holder must comply with conditions A5 and B21 of the NSW Approval, to the extent that they relate to protected matters.<br>**NSW Approval Conditions (SSD 10807896)**<br>**Wind Turbines**<br>**Schedule 2 Condition A5**: A maximum of 32 wind turbines may be constructed and operated on the site.<br>**Vegetation Clearance**<br>**Schedule 2 Condition B21**: The Applicant must not clear any native vegetation or fauna habitat located outside the development corridor. | Not Applicable | The Action has not yet commenced. |
| **Clearing and Construction Limits** | | | |
| **2** | The approval holder must not:<br>a. clear as part of this Action outside of the Action area<br>b. construct as part of this Action outside of the Action area. | Not Applicable | The Action has not yet commenced. |
| **3** | The approval holder must not construct any road or wind turbine generator outside of the development corridor. | Not Applicable | The Action has not yet commenced. |

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| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| **4** | The approval holder must not clear more than:<br>a. 7.38 hectares (ha) of Box-Gum Grassy Woodland<br>b. 81.74 ha of Koala habitat<br>a. 212.26 ha of White-throated Needletail habitat<br>b. 213.5 ha of Spotted-tailed Quoll habitat. | Not Applicable | The Action has not yet commenced. |
| **Action Management Plans** | | | |
| Biodiversity Management Plan | | | |
| **5** | To avoid and mitigate for impacts to protected matters, the approval holder must not commence the Action unless the Biodiversity Management Plan required under condition B25 of the NSW Approval has been approved in accordance with condition B25 of the NSW Approval. The approval holder must commence implementing the Biodiversity Management Plan required under condition B25 of the NSW Approval, to the extent that it relates to protected matters, no later than the commencement of the Action, and continue to implement it at least until the completion of the Action. | Not Applicable | The Action has not yet commenced. |

| NSW Approval Conditions (SSD 10807896) | |
|---|---|
| **Biodiversity Management Plan** | |
| **Schedule 2 Condition B25** | Prior to carrying out any development that could impact biodiversity values, unless the Planning Secretary agrees otherwise, the Applicant must prepare a Biodiversity Management Plan for the development to the satisfaction of the Planning Secretary. This plan must:<br>a. Be prepared by a suitably qualified and experienced biodiversity expert/s in consultation with BCS and AG DCCEEW;<br>b. Be prepared in accordance with the *Biodiversity Development Assessment Report* (dated 1 November 2023);<br>c. Include a description of the measures that would be implemented to: |

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| Condition | Requirement | | Compliance Status | Evidence/Comment |
|---|---|---|---|---|
| | | i. Ensure the development does not adversely affect the native vegetation and habitat outside the disturbance footprint and ensure the restrictions on clearing in Condition B22 are met;<br>ii. Minimise the clearing of native vegetation and habitat within the disturbance footprint;<br>iii. Minimise the impacts of the development on threatened flora and fauna species within the disturbance area and its surrounds, including the:<br>• Austral Toadflax<br>• Bell's Turtle<br>• Koala<br>• Spotted-tailed Quoll<br>• White-throated Needletail<br>iv. Rehabilitating and revegetating temporary disturbance areas;<br>v. Protecting native vegetation and key fauna habitat outside the approved disturbance area;<br>vi. Maximising the salvage of resources within the approved disturbance area – including vegetative and soil resources – for beneficial reuse (such as fauna habitat enhancement) during the rehabilitation and revegetation of the site;<br>vii. Collecting and propagating seed (where relevant);<br>viii. Controlling weeds and feral pests with consideration to actions identified in relevant Threat Abatement Plans;<br>ix. Controlling erosion; and | | |

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| Condition | Requirement | | Compliance Status | Evidence/Comment |
|---|---|---|---|---|
| | | x. Bushfire management;<br>d. Include a detailed program to monitor and report on the effectiveness of these measures;<br>e. Include details of who would be responsible for monitoring, reviewing and implementing the plan.<br>Following the Planning Secretary's approval, the Applicant must implement the Biodiversity Management Plan. | | |
| Bird and Bat Management Plan | | | | |
| **6** | The approval holder must comply with condition B26 of the NSW Approval. | | Not Applicable | The Action has not yet commenced. |
| | **NSW Approval Conditions (SSD 10807896)** | | | |
| | **Bird and Bat Adaptive Management Plan** | | | |
| | **Schedule 2 Condition B26** | Prior to the commissioning of any wind turbines, the Applicant must prepare a Bird and Bat Adaptive Management Plan for the development in consultation with BCS and AG DCCEEW and to the satisfaction of the Planning Secretary. This plan must be prepared in accordance with the Biodiversity Development Assessment Report (dated November 2023) and include:<br>a. At least 12 months' worth of baseline data on threatened and 'at risk' bird and bat species and populations in the locality that could be affected by the development;<br>b. A detailed description of measures that would be implemented on site for minimising bird and bat strike during operation of the development, including:<br>i. A wind turbine curtailment strategy (if required);<br>ii. Minimising the availability of raptor perches on wind turbines;<br>iii. Prompt carcass removal; | | |

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| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| | iv. Controlling pests; and<br>v. Using best practice methods for bat deterrence, including managing potential lighting impacts;<br>c. Specific thresholds for unacceptable adverse impacts to 'at risk' bird and bat species for turbines T23, T24 and T25;<br>d. An adaptive management program that would be implemented if the development is having an adverse impact on a particular threatened or 'at risk' bird and/or bat species or populations, including:<br>i. Trigger action response plan to minimise potential impacts of the project;<br>ii. The implementation of measures to:<br>• Reduce the mortality of those species or populations; or<br>• Enhance and propagate those species or populations in the locality, where feasible; and<br>e. A detailed program to monitor and report on:<br>i. The effectiveness of these measures; and<br>ii. Any bird and bat strikes on site; and<br>f. Provision for a copy of all raw data collected as part of the monitoring program to be submitted to BCS and the Planning Secretary.<br>Following the Planning Secretary's approval, the Applicant must implement the Bird and Bat Adaptive Management Plan. | | |
| **7** | The approval holder must submit the Bird and Bat Adaptive Management Plan electronically to the department within 10 business days of that Bird and Bat Adaptive Management Plan being approved by NSW Planning Secretary and prior to commissioning. | Not Applicable | |

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| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| **8** | If the Minister is not satisfied that the Bird and Bat Adaptive Management Plan is sufficient to protect EPBC Act listed bird species, the Minister may direct the approval holder to include specific measures in the Bird and Bat Adaptive Management Plan. If the Minister directs the approval holder to include specific measures, the approval holder must update the Bird and Bat Adaptive Management Plan with the required measures within 20 business days of receiving the direction from the Minister. | Not Applicable | |
| **9** | The approval holder must notify the department at the same time as submitting any request to have a revised version of the Bird and Bat Adaptive Management Plan approved by the NSW Planning Secretary. If a revised version of the Bird and Bat Adaptive Management Plan is approved by the NSW Planning Secretary, the approval holder must provide the department with the approved revised Bird and Bat Adaptive Management Plan within 5 business days of its approval and specify what changes have been made from the previous approved version, and any implications of the changes for EPBC Act listed bird species. | Not Applicable | |
| **Environmental Offset Requirements** | | | |
| **10** | The approval holder must comply with conditions B23 and B24 of the NSW Approval by retiring the numbers and types of biodiversity credits as set out in Table 1, Attachment A, to the extent they relate to protected matters. | Not Applicable | The Action has not yet commenced.<br>No biodiversity credits were retired during the ACR period. |
| | **NSW Approval Conditions (SSD 10807896)** | | |
| | **Biodiversity Offsets** | | |
| | **Schedule 2 Condition B23** | Prior to carrying out any development that could directly or indirectly impact the biodiversity values requiring offset, the Applicant must retire biodiversity credits of a number and class specified in Table 1 and 2 of Appendix 5, unless the Planning Secretary agrees otherwise.<br>The retirement of these credits must be carried out in accordance with the *NSW Biodiversity Offsets Scheme* and can be achieved by: | |

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| Condition | Requirement | | Compliance Status | Evidence/Comment |
|---|---|---|---|---|
| | | a. Acquiring or retiring 'biodiversity credits' within the meaning of the *Biodiversity Conservation Act 2016*;<br>b. Making payments into an offset fund that has been developed by the NSW Government; or<br>c. Funding a biodiversity conservation action that benefits the entity impacted and is listed in the ancillary rules of the biodiversity offset scheme. | | |
| | **Schedule 2 Condition B24** | Prior to carrying out any development that could directly or indirectly impact the biodiversity values requiring offset, the Applicant must provide evidence to the Planning Secretary that biodiversity credits have been retired. | | |
| **11** | The approval holder must comply with any future amended versions of the NSW Approval by retiring biodiversity credits to the extent they relate to protected matters. | | Not Applicable | There were no approved modifications to SSD 10807896 during the ACR period. |
| **PART B – ADMINISTRATIVE CONDITIONS** | | | | |
| **Revision of Action Management Plans** | | | | |
| **12** | The approval holder may, at any time, apply to the Minister for a variation to an action management plan approved by the Minister, by submitting an application in accordance with the requirements of section 143A of the EPBC Act. If the Minister approves a revised action management plan (RAMP) then, from the date specified, the approval holder must implement the RAMP in place of any previous version of the action management plan. | | Not Applicable | No action management plans were approved and therefore no applications for variations to action management plans were submitted during the ACR period. |
| **Submission and Publication of Plans** | | | | |
| **13** | Wherever these conditions require the approval holder to submit any plan to the department, all such plans must be submitted to the department electronically. | | Not Applicable | No action management plans were prepared or required submission to the Department during the ACR period. |
| **14** | Unless otherwise agreed to in writing by the Minister, the approval holder must publish each plan on the website within 15 business days of the date the plan is approved by the NSW Planning Secretary as required under NSW Approval conditions which must be complied with in accordance with these EPBC Act conditions. | | Not Applicable | No action management plans were prepared or required publishing on the website during the ACR period. |

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| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| **15** | The approval holder must keep all plans published on the website, in a format that is easily accessible and downloadable, from the first date which that plan must be published and until the expiry date of this approval. This requirement applies to all current and superseded versions of plans. | Not Applicable | No action management plans were prepared or required publishing on the website during the ACR period. |
| **16** | The approval holder is required to exclude or redact sensitive biodiversity data from any version of a plan before that plan is published on the website or otherwise provided to a member of the public. If sensitive biodiversity data is excluded or redacted from a plan, the approval holder must notify the department in writing what exclusions and redactions have been made in the version published on the website. | Not Applicable | No action management plans were prepared during the ACR period. |
| **Modifications to State or Territory Approval** | | | |
| **17** | The approval holder must notify the department in writing of any proposed change to the NSW Approval that may relate to protected matters within 2 business days of formally proposing such a change. | Non-compliant | Modification 1 to the NSW SSD 10807896 was lodged with the NSW Department of Planning, Housing and Infrastructure (DPHI) on 7 November 2025, and a revised Modification Report was submitted to NSW DPHI on 14 November 2025.<br>Potential impacts to MNES were identified during the Modification process. Through consultation undertaken in relation to the Modification 1 Project Area, DCCEEW confirmed that a referral was not required for the proposed modification.<br>Although consultation with DCCEEW was undertaken as part of Modification 1, formal notification (in writing) of the proposed Modification 1 application within 2 business days of formally proposing such a change was not undertaken by Neoen. |

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| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| **18** | The approval holder must notify the department in writing of any change to the NSW Approval conditions that may relate to protected matters, within 10 business days of such a change to conditions coming into effect. Such notification must include a copy of the changed NSW Approval conditions showing what changes have been made. | Not Applicable | There were no approved modifications to SSD 10807896 during the ACR period. |
| **Commencement of the Action** | | | |
| **19** | The approval holder must notify the department electronically of the date of commencement of the Action, within 5 business days following commencement of the Action. | Not Applicable | The Action has not yet commenced. |
| **20** | The approval holder must not commence the Action later than 5 years after the date of this approval decision. | Not Applicable | The Action has not yet commenced.<br>A period of 5 years after 14 November 2024 did not occur during the ACR period. |
| **Compliance Records** | | | |
| **21** | The approval holder must maintain accurate and complete compliance records and document the procedure for recording and storing compliance records. | Non-compliant | Neoen maintained a record of documentation relevant to compliance with EPBC Approval 2021-9048 via the Neoen Sharepoint page during the ACR period.<br>This ACR is the first ACR to be prepared and submitted for the Project under EPBC Approval 2021-9048 and it is noted that the Action had not commenced during the report period. As there were administrative non-compliances noted within the ACR report, this condition has been noted as 'non-compliant'. |

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| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| | | | During the next ACR period, a review of procedures utilised for monitoring compliance requirements will be undertaken. Management actions resulting from this review will be reported in the 2025-2026 ACR. |
| **22** | If the department makes a request in writing, the approval holder must provide electronic copies of compliance records to the department within the timeframe specified in the request.<br>Note: Compliance records may be subject to audit by the department, or by an independent auditor in accordance with section 458 of the EPBC Act, and/or be used to verify compliance with the conditions. Summaries of the results of an audit may be published on the department's website or through the general media. | Not Applicable | The Department did not request copies of compliance records during the ACR period. |
| **23** | The approval holder must ensure that any monitoring data, surveys, maps, and other spatial and metadata required under the conditions of this approval are prepared in accordance with the *Guidelines for biological survey and mapped data*, Commonwealth of Australia 2018, or as otherwise specified by the Minister in writing. | Not Applicable | The Action has not yet commenced.<br>No monitoring was required to be undertaken in accordance with EPBC Approval 2021-9048 during the ACR period. |
| **24** | The approval holder must ensure that any monitoring data, surveys, maps, and other spatial and metadata required under the conditions of this approval are prepared in accordance with the *Guide to providing maps and boundary data for EPBC Act projects*, Commonwealth of Australia 2021, or as otherwise specified by the Minister in writing. | Not Applicable | |
| **25** | The approval holder must submit all monitoring data, surveys, maps, other spatial and metadata and all species occurrence record data (sightings and evidence of presence) electronically to the department within 20 business days of each anniversary of the date of this approval decision except where otherwise specified in a plan. | Not Applicable | |

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| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| **Annual Compliance Reporting** | | | |
| **26** | The approval holder must prepare a compliance report for each Annual Compliance Report period (ACR period). | Compliant | This ACR has been prepared to satisfy Condition 26. |
| **27** | The approval holder must ensure each compliance report includes:<br>a. accurate and complete details of compliance and any non-compliance with:<br>i. each condition imposed under the NSW Approval, if a condition attached to this approval decision requires compliance with that NSW Approval condition,<br>ii. each condition attached to this approval decision, and<br>iii. all commitments made in each plan,<br>b. a schedule of all plans in effect in relation to these conditions during the ACR period,<br>c. accurate and complete details of how each plan was implemented during the ACR period, and<br>d. if any incident occurred, accurate and complete details of each incident | Compliant | This ACR includes the details required by Condition 27, as outlined in **Table 2.1**. |
| **28** | The approval holder must ensure each compliance report is completed to the satisfaction of the Minister and is consistent with the Annual Compliance Report Guidelines, Commonwealth of Australia 2023. | Compliant | This ACR has been prepared in accordance with the *Annual Compliance Report Guidelines* (Commonwealth of Australia, 2023). |
| **29** | The approval holder must, within 20 business days following the end of each ACR period, in a format that is easily accessible and downloadable, publish on the website:<br>a. each compliance report, and<br>b. a shapefile showing all clearing of protected matters, and their habitat, undertaken within the ACR period. | Non-compliant | This ACR was not prepared within 20 business days following the end of the ACR period (between 14 November 2024 and 13 November 2025), i.e. by 12 December 2025. |

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| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| | | | This is classified as an incident as it is a non-compliance with the administrative requirements of EPBC Approval 2021-9048 (reported to the Department on 22 October 2026).<br>An administrative oversight resulted in the compliance deadline of the 2024-2025 ACR not being achieved.<br>During the next ACR period, a review of procedures utilised for monitoring compliance requirements will be undertaken. Management actions resulting from this review, will be reported in the 2025-2026 ACR. |
| **30** | The approval holder must:<br>a. Exclude or redact sensitive biodiversity data from each compliance report and shapefile published on the website or otherwise provided to a member of the public.<br>b. If sensitive biodiversity data is excluded or redacted from a version of a compliance report published or otherwise provided to a member of the public, submit the full compliance report to the department within 5 business days of its publication on the website and notify the department in writing what exclusions and redactions have been made in the version published on the website or otherwise provided to a member of the public.<br>c. If sensitive biodiversity data is excluded or redacted from a version of a shapefile published or otherwise provided to a member of the public, submit the full shapefile to the department within 5 business days of its publication on the website and notify the department in writing what exclusions and redactions have been made in the version published on the website or otherwise provided to a member of the public. | Not Applicable | No sensitive biodiversity data required redaction from this ACR for publishing on the Project website. |

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| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| **31** | The approval holder must notify the department electronically, within 5 business days of each date of publication that the compliance report has been published on the website. In this notification, the approval holder must provide the department with the web address for where the compliance report and related shapefile are published on the website. | Not Applicable | This ACR is the first ACR to be prepared and submitted for the Project under EPBC Approval 2021-9048. This ACR will be published on the Project website and the Department will be electronically notified within 5 business days of its publication. |
| **32** | The approval holder must keep each compliance report and related shapefile published on the website from the first date which that compliance report must be published and until the expiry date of this approval.<br>Note: Compliance reports may be published on the department's website. | Not Applicable | This ACR is the first ACR to be prepared and submitted for the Project under EPBC Approval 2021-9048. It will be published on the Project website until the expiry of EPBC Approval 2021-9048 (2 October 2056). |
| **Reporting Non-Compliance** | | | |
| **33** | The approval holder must notify the department electronically, within 2 business days of becoming aware of any incident. The approval holder must specify in each notification:<br>a. any condition or commitment made in a plan which has not been, or may have not been, complied with,<br>b. a short description of the incident, and<br>c. the location (if applicable, including co-ordinates), date and time of the incident. | Not Applicable | There were no incidents reported to the Department during the ACR period. The non-compliance with Condition 29 as noted in this table, was identified outside of the ACR period and will be reported in the 2025-2026 ACR. |
| **34** | The approval holder must provide to the department in writing, within 12 business days of becoming aware of an incident, the details of that incident. The approval holder must specify:<br>a. all corrective measures and investigations which the approval holder has already taken in respect of the incident,<br>b. the potential impacts of the incident,<br>c. the method and timing of any corrective measures that the approval holder proposes to undertake to address the incident, and | Not Applicable | |

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| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| | d. any variation of these conditions or revision of a plan that will be required to prevent recurrence of the incident and/or to address its consequences. | | |
| **Independent Audit** | | | |
| **35** | The approval holder must ensure that an independent audit of compliance with the conditions is conducted for every audit period. | Not Applicable | The Action has not yet commenced.<br>An Audit Period (the subsequent three-year period following the commencement of the Action) did not occur during the ACR Period and therefore an Independent Audit of Compliance was not required. |
| **36** | The approval holder must submit details of the proposed independent auditor and their qualifications to the department within 10 business days following the end of each audit period. | Not Applicable | |
| **37** | The approval holder must ensure the scope of each independent audit is sufficient to determine the compliance status for each condition of approval, and each commitment made in each plan. | Not Applicable | |
| **38** | The approval holder must ensure the criteria for each independent audit and the undertaking of each independent audit are consistent with the Independent Audit and Audit Report Guidelines | Not Applicable | |
| **39** | The approval holder must submit an audit report to the department for written agreement from the department within 3 months following the end of each audit period, or as otherwise directed by the Minister in writing. | Not Applicable | |
| **40** | The approval holder must ensure each audit report is completed to the satisfaction of the Minister and is consistent with the Independent Audit and Audit Report Guidelines. | Not Applicable | |
| **41** | The approval holder must publish each audit report on the website, in a format that is easily accessible and downloadable, within 15 business days of the date the department agrees to that audit report in writing. | Not Applicable | |
| **42** | The approval holder must publish each audit report on the website, in a format that is easily accessible and downloadable, within 15 business days of the date the department agrees to that audit report in writing. | Not Applicable | |

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| Condition | Requirement | Compliance Status | Evidence/Comment |
|---|---|---|---|
| **43** | The approval holder must keep each audit report published on the website from the first date which that audit report must be published and until the expiry date of this approval. | Not Applicable | |
| **Completion of the Action** | | | |
| **44** | Within 20 business days after the completion of the Action, and, in any event, at least 20 business days before this approval expires, the approval holder must notify the department electronically of the date of completion of the Action and provide completion data. The approval holder must submit any spatial data that comprises completion data as a shapefile. | Not Applicable | The Action has not yet commenced. |
| **45** | The approval holder must notify the department electronically 60 business days prior to the expiry date of this approval, that the approval is due to expire.<br>Note: Section 145C of the EPBC Act entitles the approval holder to request an extension to the period of effect of this approval. | Not Applicable | |

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