

Condition	Summary of Condition	Audit Finding	Recommendation	Proponents' Proposed Action
<b>NON-COMPLIANCES</b>				
Project Approval Schedule 3 Condition 9	<p>The Proponent shall ensure that noise generated by the project does not exceed the noise limits presented in Table 3 or Table 4.</p> <p><b>(Refer to Appendix C for Tables 3 and 4)</b></p>	<p>Additional noise testing has been undertaken during the audit period. The noise testing confirms compliance has not been achieved with these conditions.</p>	<p>The following recommendations are made in relation to noise exceedances:</p> <ul style="list-style-type: none"> <li>• Conclude negotiations with affected residents and implement any agreed “at property” noise treatments as agreed with any resident.</li> <li>• Where feasible and practical to do so, re-arrange the temporarily stored stacked timber product so it acts as an additional noise attenuation measure.</li> </ul>	<p>This non-compliance has been previously reported to DPHI and EPA. Consultation with DPHI and EPA is ongoing to resolve this issue following completion of a recent Noise Impact Assessment and associated review of reasonable and feasible noise mitigations at the site.</p> <p>Negotiations with affected residents will be progressed upon guidance from DPHI and EPA as to the preferred method to resolve the ongoing noise exceedance issues at the site.</p> <p>The production team will continue to review and implement any potential measures to reduce noise emissions inclusive of the Auditor’s suggestion to arrange timber stacks in such a fashion that they may provide some noise attenuation.</p>
Project Approval Schedule 3 Condition 14	<p>Upon completion of all building works as described in the EA and 07_0161 MOD 1, or within 3 years of the date of this approval (whichever is sooner), or a time/s otherwise agreed to by the Secretary, the Proponent must provide to the Department, EPA and Council;</p> <p>a) A Validation Report, for the whole site, including results of groundwater monitoring, which has been subjected to a site audit in accordance with the <i>Contaminated Land Management Act 1997</i>, to</p>	<p>As previously reported to DPHI in the 2022-2023 Annual Review, compliance with this condition hasn’t been achieved as a validation report and Site Audit Report has not been completed.</p> <p>DWAU noted that the process for completing this activity has commenced with the initiation of the procurement of an independent site Auditor.</p>	<p>It is recommended:</p> <ul style="list-style-type: none"> <li>• the remedial works are completed as soon as possible</li> <li>• the validation report, and audit statement are also completed in accordance with this condition</li> </ul>	<p>This non-compliance has been previously reported to DPHI and in accordance with the Department’s correspondence of 27 Feb 2024, Dongwha Australia is providing an update to the Department every 2 months regarding progress to resolve this non-compliance.</p> <p>The most recent update was provided on 23 Apr 2024 and the next update is due before 27 Jun 2024.</p>

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	<p>confirm the appropriateness of the Validation Report. The Validation Report must be prepared in accordance with guidelines made or approved by EPA under Section 105 of the <i>Contaminated Land Management Act 1997</i>; and</p> <p>b) Copies of the Site Audit Report and Statement, for the whole site, certifying the appropriateness of the Validation Report(s).</p> <p><i>Notes: for the purposes of condition 14, those areas of the site already covered by the validation report and statement prepared under condition... can be addressed by referencing the earlier report and statement, as long as the risks of recontamination of these areas are minimal.</i></p>			
<p>Project Approval Schedule 3 Condition 26</p>	<p>The Proponent shall ensure ash from the 15 MW Wood-fired Boiler and 2.5 MW Wood-fired Boiler is stored temporarily on-site for no more than three months in a dedicated concrete bunker.</p> <p>If the ash cannot be re-used or recycled, the Proponent shall classify the waste in accordance with the EPA's <i>Waste Classification Guidelines</i> and dispose of to a facility that may lawfully accept the waste.</p>	<p>During the audit period, boiler ash was stored on site for a period of longer than three (3) months as options for potentially recycling and reusing were being investigated</p>	<p>Cleanaway Environmental Services were engaged to remove the ash and dispose of it a NSW EPA licenced landfill. Removal and disposal of ash recommenced on a regular basis commenced in August 2023 and therefore compliance with this condition should be achieved on an ongoing basis. No additional recommendations are made over and above the actions taken.</p>	<p>This non-compliance has been previously reported to DPHI and, as noted by the Auditor, removal and disposal of ash recommenced in August 2023.</p>
<p>EPL 11205 L4.1</p>	<p>Noise generated at the premises that is measured at each noise monitoring point established under this licence must not exceed the noise levels</p>	<p>Additional noise testing has been undertaken during the audit period. The noise testing confirms</p>	<p>The following recommendations are made in relation to noise exceedances:</p> <ul style="list-style-type: none"> <li>• Conclude negotiations with affected residents and implement any agreed</li> </ul>	<p>This non-compliance has been previously reported to DPHI and EPA. Consultation with DPHI and EPA is ongoing to resolve this issue following completion of a recent</p>

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	<p>specified in Column 4 of the table below for that point during the corresponding time periods specified in Column 1 when measured using the corresponding measurement parameters listed in Column 2</p>	<p>compliance has not been achieved with these conditions.</p>	<p>“at property” noise treatments as agreed with any resident.</p> <ul style="list-style-type: none"> <li>• Where feasible and practical to do so, re-arrange the temporarily stored stacked timber product so it acts as an additional noise attenuation measure</li> </ul>	<p>Noise Impact Assessment and associated review of reasonable and feasible noise mitigations at the site.</p> <p>Negotiations with affected residents will be progressed upon guidance from DPHI and EPA as to the preferred method to resolve the ongoing noise exceedance issues at the site.</p> <p>The production team will continue to review and implement any potential measures to reduce noise emissions inclusive of the Auditor’s suggestion to arrange timber stacks in such a fashion that they may provide some noise attenuation.</p>
<p>EPL 11205 M7.1</p>	<p>To determine compliance with Condition L4.1, attended noise monitoring must be undertaken in accordance with Conditions L4.5 and L4.6 and:</p> <ol style="list-style-type: none"> <li>at the locations EPA Identification Points 32 and 33, as listed in Condition L4.1;</li> <li>occur annually;</li> <li>occur during each day, evening and night period as defined in the New South Wales Industrial Noise Policy (EPA 2000) for a minimum of:1.5 hours during the day;30 minutes during the evening; and1 hour during the night</li> <li>occur for three consecutive days.</li> </ol>	<p>As noted in the 2021/2022 Annual Return document, Annual Noise monitoring did not occur within the Annual Return year.</p>	<p>DWAU have appointed an experienced team of environmental consultants to oversee the implementation of the environmental management plans, and to check and ensure compliance with the conditions of consent. Monthly management meetings are attended by the environment team who utilise this forum as a mechanism to check and ensure compliance outcomes are achieved including notifications and reporting obligations. The Auditor notes this is an appropriate mechanism to ensure all administrative, monitoring and reporting non compliances are addressed appropriately</p>	<p>Dongwha Australia notes this non-compliance and considers that no further action is required as a range of management measures, as noted by the Auditor, have been implemented to address this non-compliance.</p>

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EPL 11205 R1.5	The Annual Return for the reporting period must be supplied to the EPA via eConnect EPA or by registered post not later than 60 days after the end of each reporting period or in the case of a transferring licence not later than 60 days after the date the transfer was granted (the 'due date').	Evidence of the submission of electronic Annual Return Documents is provided on the EPA website. In summary the following Annual Returns were submitted to the EPA <ul style="list-style-type: none"> <li>• 3/5/22- 2/5/23 (submitted to EPA on 23 6/24)</li> <li>• 3/5/21- 2/5/22 (submitted to EPA on 01 November 2022)</li> </ul> The 2021/22 Annual return document was not submitted to EPA within the required timeframe, therefore compliance with this condition has not been achieved.	DWAU have appointed an experienced team of environmental consultants to oversee the implementation of the environmental management plans, and to check and ensure compliance with the conditions of consent. Monthly management meetings are attended by the environment team who utilise this forum as a mechanism to check and ensure compliance outcomes are achieved including notifications and reporting obligations. The Auditor notes this is an appropriate mechanism to ensure all administrative, monitoring and reporting non compliances are addressed appropriately	Dongwha Australia notes this non-compliance and considers that no further action is required as a range of management measures, as noted by the Auditor, have been implemented to address this non-compliance.
<b>RECOMMENDATIONS</b>				
Project Approval Schedule 4 Condition 1	The Proponent shall prepare and implement an Environmental Management Strategy for the project to the satisfaction of the Secretary. This strategy must: <ul style="list-style-type: none"> <li>(a) be submitted within 2 months of the date of this approval and approved by the Secretary prior to carrying out any construction;</li> <li>(b) be revised and approved by the Secretary, prior to the commencement of operations of each of the following Stages: Stage 3, Stage 6 and Stage 8 the new: dry mill or treatment plant or green mill or boiler/s or kiln or steamer/s or vacuum pump or wastewater tank flue (as described in the EA and 07_0161 MOD 1);</li> </ul>	Site environmental checklists have been prepared and are being implemented to provide a mechanism for checking and addressing any site or environmental concerns and issues.  Environmental checklists are completed for the various work zones and buildings within the site such as the Despatch area, and the engineering workshop area. The inspections are undertaken by project operational staff. DWAU  There currently does not appear to be a site wide checklist that	Undertake a gap assessment of the current content and coverage of the existing site inspection checklists to ensure back of house and common areas are included through routine site inspections.	Dongwha Australia have reviewed all relevant management plans and relevant monitoring requirements inclusive of inspection checklists and consider they remain appropriate and therefore no further action is proposed.

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	(c) provide the strategic context for environmental management of the project; (d) identify the statutory requirements that apply to the project; (e) describe in general how the environmental performance of the project would be monitored and managed; (f) describe the procedures that would be implemented to: <ul style="list-style-type: none"> <li>• keep the local community and relevant agencies informed about the operation and environmental performance of the project;</li> <li>• receive, handle, respond to, and record complaints;</li> <li>• resolve any disputes that may arise during the course of the project;</li> <li>• respond to any non-compliance;</li> <li>• manage cumulative impacts; and</li> </ul>	addresses back of house working areas and general common areas.		
		The site induction has limited environmental content.	Review and update the site environmental induction to include the following (suggested items): <ul style="list-style-type: none"> <li>• Incident response notification requirements</li> <li>• Correct waste disposal requirement</li> <li>• Operational hours</li> <li>• Community etc</li> </ul> In addition to any other items advised by the environmental advisor.	The site induction will be updated to include the Auditor's suggestions.
<b>OBSERVATIONS</b>				
Project Approval Schedule 3 Condition 5	Unless otherwise specified by the Secretary, the Proponent shall; <ol style="list-style-type: none"> <li>a) Undertake air emissions monitoring in accordance with the EPL(s) for the site; and</li> <li>b) Ensure that emissions from the Project do not exceed the emissions limits specified by the EPA in the EPL(s) for the site.</li> </ol>	The 2022/23 Annual Review notes that the Air Emissions Consultant "Ektimo" conducted an internal investigation which deemed it possible that a droplet of CCA liquid may have "splashed" up from the pool inside the CCA tank which inadvertently entered the sampling train. No further action was deemed currently necessary and during the next sampling event, results will be specifically reviewed for this parameter.	As noted in the 2002/23 Annual Review, the results of the next sampling round will be specifically reviewed for the CCA parameter.  It is recommended this is added to the project action list to ensure the assessment is undertaken in the next round of monitoring.	This observation is noted by the compliance team and the results of the next sampling round will be specifically reviewed for the CCA parameter.

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<p>Project Approval Schedule 3 Condition 12</p>	<p>The Proponent shall provide and implement a Remedial Action Plan for the site to the satisfaction of the Secretary. The plan must;</p> <ol style="list-style-type: none"> <li>a) Be reviewed and endorsed by a suitably qualified independent expert (to be approved by EPA) and approved by the Secretary, prior to the commencement of any earth or building works on Zone 3;</li> <li>b) Identify the nature and extent of all contamination on the existing mill site (Lot 27 DP1061792), including any offsite impacts (for example on groundwater);</li> <li>c) Justify the remediation criteria for the site;</li> <li>d) Consider options for the remediation of each component of the contamination;</li> <li>e) Justify the remediation strategy proposed;</li> <li>f) Set out the timing and staging of all remediation works to be undertaken;</li> <li>g) Include a site of validation plan; and</li> </ol> <p>Demonstrate compliance with the <i>Contaminated Land Management Act 1997</i></p>	<p>The Remedial Action Plan was approved in DPPI in 2011.</p> <p>The Remedial work has yet to be undertaken. A contaminated sites Auditor has been appointed to oversee the work.</p>	<p>It is recommended the Site Auditor reviews the RAP and any necessary changes are made as advised by the Site Auditor.</p>	<p>As noted in the Dongwha Australia's correspondence to DPPI on 23 Apr 2024 an NSW EPA-accredited site auditor (contaminated sites) has been retained to conduct a site audit in accordance with the <i>Contaminated Land Management Act 1997</i> and their work will involve review of the RAP.</p>
<p>EPL 11205 M7.2</p>	<p>The licensee must monitor (by sampling and obtaining results by analysis) that timber, treated with copper chrome arsenate (CCA) preservative at the premises, is 'drip free' prior to movement of the treated timber from the sealed drip</p>	<p>The Auditor was provided with a copy of the Merck test report schedule covering the audit period. The following tests were performed.</p> <ul style="list-style-type: none"> <li>• 2021 – 8 tests per annum</li> <li>• 2022 – 6 tests per annum</li> </ul>	<p>Update the testing register to document the periods where no timber is produced, therefore no testing has been undertaken for those months.</p>	<p>This observation is noted and the testing register will be updated to include a comment when no CCA treatment has occurred.</p>

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	<p>pad area, by: sampling at least one batch of CCA treated timber each month using the method outlined at Appendix C AS/NZS 2843.1:2006, Timber Preservation Plants - Timber preservation plant site design; and analysing the sample using a field test kit such as Merck Aquaquant Test Kit 1.14441.0001 or equivalent</p>	<ul style="list-style-type: none"> <li>• 2023 – 9 tests per annum.</li> </ul> <p>Based on the average number of tests performed per annum, compliance with the requirement to undertake monthly tests has not been achieved.</p> <p>DWAU noted that CCA treatment occurs upon demand for CCA-treated timber, which has reduced significantly over the past few years to the point that there are several months of the year where testing it is not undertaken.</p>		