



# *Government Gazette*

of the State of

New South Wales

**Number 392 - Other**

**Friday, 04 October 2024**

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Each notice in the Government Gazette has a unique reference number that appears in parentheses at the end of each page of the notice and can be used as a reference for that notice. For example, [NSWGG-2024-10-1].

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## Anti-Discrimination Act 1977

### EXEMPTION ORDER

Under the provisions of section 126 of the *Anti-Discrimination Act 1977* (NSW), an exemption is given from sections 8 and 51 of the *Anti-Discrimination Act 1977* (NSW) to Blue Sky Community Services to advertise, recruit and employ up to 5 disability and community services worker positions for Aboriginal and Torres Strait Islander persons only, in pursuit of a 7.3% Aboriginal and Torres Strait Islander workforce participation rate.

This exemption will remain in force for 10 years.

Date: 25 September 2024

A handwritten signature in black ink, appearing to read "Jackie Lyne", is positioned below the date.

**Jackie Lyne**

Manager, Governance & Advice

Delegate of the President

**Anti-Discrimination NSW**

adbcontact@justice.nsw.gov.au | Locked Bag 5000, Parramatta NSW 2124  
Phone: 02 9268 5555 | Free call: 1800 670 812  
**antidiscrimination.nsw.gov.au**

## **NSW Admission Board (withdraw without penalty) Amendment Rule 2024**

under the

Legal Profession Uniform Law Application Act 2014

The Legal Profession Admission Board made the following rule under the Legal Profession Uniform Law Application Act 2014 on 13 August 2024.

Jerry Riznyczok  
Executive Officer of the Board

### **Explanatory note**

The object of this rule is to amend the NSW Admission Board Rules 2015 to provide recognition that a student-at-law may withdraw from being examined in a subject without penalty in certain situations.

#### **1 Name of Rule**

This Rule is the NSW Admission Board (withdrawal without penalty) Amendment Rule 2024.

#### **2 Commencement**

This Rule commences on its publication in the New South Wales Government Gazette.

#### **3 Amendment of NSW Admission Board Rules 2015**

##### **(1) Rule 60**

Insert after subrule 60 (3):

- (4) A candidate may withdraw without penalty from an examination by the end of the third week of tuition in a subject, and shall be entitled to a refund of any fees paid under subrule 3 following that withdrawal without penalty.

***Cemeteries and Crematoria Act 2013 (NSW) - Section 61***

Cemetery operator to determine interment right holder of Eastern Suburbs Memorial Park – RCAA Roman Catholic FM AA – plot 0177.

Metropolitan Memorial Parks intends to make a decision regarding the interment right holder of Eastern Suburbs Memorial Park – RCAA Roman Catholic FM AA – plot 0177 in which the late Leslie Herbert and James Herbert are interred.

Notice is hereby given, that Metropolitan Memorial Parks intends to make a decision that Colin Gornall is the interment right holder under section 61(4) of the Cemeteries and Crematoria Act 2013 (NSW) [the Act].

Dated 26 September 2024

Georgina Mason  
Executive Director, Governance Legal and Risk  
Metropolitan Memorial Parks

## Election Notice Pharmacy Council of NSW

### 2024 Election of five (5) Council Members

#### Nominations

Nominations are hereby invited on and from Friday 4 October 2024 from local pharmacists to fill five (5) positions on the Pharmacy Council of NSW. Local pharmacist means a pharmacist whose principal place of practice is in New South Wales.

Nomination Forms and Candidate Information Sheets are available from:

- NSW Electoral Commission's website at [elections.nsw.gov.au](https://elections.nsw.gov.au)
- Pharmacy Council of NSW by emailed request to [hpca-pharmacycouncil@health.nsw.gov.au](mailto:hpca-pharmacycouncil@health.nsw.gov.au)

#### Lodgement of nominations

Completed Nomination Forms and Candidate Information Sheets must be received by the Returning Officer, NSW Electoral Commission no later than **12.00 noon, Friday 25 October 2024**.

Nominations may be lodged:

- by email: [Ballots@elections.nsw.gov.au](mailto:Ballots@elections.nsw.gov.au); or
- by post: PO Box 693 Grosvenor Place NSW 1220; or
- by hand: NSW Electoral Commission, Level 3, 231 Elizabeth Street Sydney

**Note:** Visitors to the NSW Electoral Commission are by appointment only. Please make an appointment via email to: [Ballots@elections.nsw.gov.au](mailto:Ballots@elections.nsw.gov.au) or telephone 1300 135 736 prior to attending the NSW Electoral Commission office.

#### Roll of Electors

The roll of persons entitled to vote in this election closes on **Friday 25 October 2024**.

#### Ballot paper draw

If the election is contested, a draw to determine the order of candidates' names on the ballot paper will be conducted at the NSW Electoral Commission, Level 3, 231 Elizabeth Street Sydney at **2.00pm, Friday 25 October 2024**. Candidates or their representatives are invited to witness the draw via Teams. For access to Teams, email [Ballots@elections.nsw.gov.au](mailto:Ballots@elections.nsw.gov.au)

#### Voting

If an election is necessary, a postal ballot will be conducted to close at **12.00 noon, Tuesday 3 December 2024**. Voting material will be posted on **Friday 8 November 2024** to all members on the register as at the close of roll and whose principal place of practice is in New South Wales.

Any enquiries concerning this election should be directed to Lanny Kok at the NSW Electoral Commission, telephone 1300 135 736 or email at [Ballots@elections.nsw.gov.au](mailto:Ballots@elections.nsw.gov.au)

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**Diana Kosseifi, Returning Officer, NSW Electoral Commission**

**PIPELINES ACT 1967**

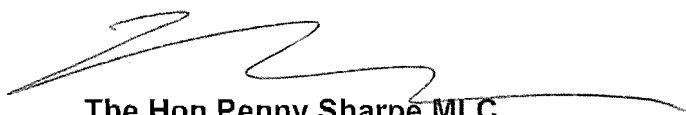
**NOTIFICATION OF VESTING OF EASEMENTS OVER LANDS**

**PIPELINE LICENCE NO.16 – VARIATION NO. 30**

I, Penny Sharpe, Minister for Energy, pursuant to Sections 21 and 61 of the *Pipelines Act 1967*, hereby declare:

1. That the lands and easements over lands described in Schedule 1 are vested in East Australian Pipeline Pty Limited (ACN 064 629 009) for the purposes of, and incidental to, the construction and operation of Pipeline Licence No.16; and
2. The restrictions as to user, set out in Schedule 2, have effect in respect of the lands described in Schedule 1.

Signed this 25 day of SEPTEMBER 2024.



**The Hon Penny Sharpe MLC**  
**Minister for Energy**

## SCHEDULE 1

### EASEMENTS FOR PIPELINE TO BE VESTED IN THE LICENSEE

Easements over pieces or parcels of land as described in Deposited Plans (DP)1305897, 1305430, 1304482, 1300166 and 1306508 as lodged and registered with NSW Land Registry Services.

## SCHEDULE 2

### RESTRICTIONS AS TO USER

Without affecting the generality of any requirement imposed by the *Pipelines Act 1967* or *Pipelines Regulation 2023*, the owner or occupier of land over which there is an easement for pipeline must not within the easement, except with the prior consent in writing of the person in whom the easement is vested:

- (a) Excavate (including blasting), drill or dig.
- (b) Erect, place or permit to be erected or placed any building, structure (including fence posts), plant, apparatus or equipment, earthworks, utility services or other improvements whether permanent or temporary on, over or under the land.
- (c) Alter or disturb existing levels, contours or gradients.
- (d) Plant or cultivate any tree within 3 metres of the pipeline or any apparatus or works.
- (e) Place on or use any part of the servient tenement for the transport, carriage or support of any heavy object, vehicle or implement, which could in any way cause or be likely to cause damage to the pipeline.
- (f) Undertake any other activity that represents a danger to the pipeline or is a danger to the operation of the pipeline or its apparatus or works including signs, vent pipes and cathodic protection systems including anode beds and electrolysis test points.



New South Wales

## Ministerial Authorisation (Blakebrook Public School) Order 2024

under the

NSW Reconstruction Authority Act 2022

I, Paul Scully, the Minister for Planning and Public Spaces, make the following Order under the *NSW Reconstruction Authority Act 2022*, section 68.

Dated 20<sup>th</sup> September 2024.

  
PAUL SCULLY MP  
Minister for Planning and Public Spaces

### Explanatory Note

The object of this Order is to authorise the reconstruction of Blakebrook Public School on the conditions specified in this Order.



## **Ministerial Authorisation (Blakebrook Public School) Order 2024**

under the

NSW Reconstruction Authority Act 2022

### **1 Name of Order**

This Order is the *Ministerial Authorisation (Blakebrook Public School) Order 2024*.

### **2 Commencement and effect**

This Order commences on 27 September 2024 and remains in force until the Order lapses in accordance with the conditions specified in Schedule 2 or is otherwise revoked.

### **3 Authorised development**

The development specified in Schedule 1 is authorised subject to the conditions in Schedule 2.

## Schedule 1

## Authorised development

### Land:

Blakebrook Public School located at 417 Rosehill Road, Blakebrook and comprised in Lot 2 in DP 859866.

The reconstruction of Blakebrook Public School comprising:

- construction of a new elevated school building with at grade (undercroft) amenities and storage,
- new hard and soft landscaping including replacement playing field and playground, and
- ancillary development.

### Development:

Development includes construction and use of the reconstructed public school.

For the avoidance of doubt, the Development excludes demolition work which is the subject of development consent 5.2023.299.1 PAN-390962 granted by Council.

## Schedule 2                      Conditions of authorisation

### Definitions

Aboriginal Site	Aboriginal site NRBL IF1 (AHIMS #04-4-0321)
ACHA	The Aboriginal Cultural Heritage Assessment listed in Table 1 of Condition 2.
AHIMS	Aboriginal Heritage Information Management System.
AHIP	Aboriginal Heritage Impact Statement.
Authorisation	This Ministerial authorisation of the Development.
CEMP	Construction Environmental Management Plan.
CNVMP	Construction Noise and Vibration Management Plan.
Conditions	The conditions set out in this Schedule 2.
Construction	All physical work to enable the carrying out of the Development, (unless specifically excluded or modified by a Condition) including the erection of buildings and other infrastructure permitted by this Authorisation.
Council	Lismore City Council.
Crown Certificate	A certificate for the Development issued by a Crown Certifier under section 6.28 of the EP&A Act, or equivalent.
Crown Certifier	An accredited certifier who is authorised to issue certifications as required by Part 6 of the EP&A Act for the Development.
Crown Completion Certificate	A compliance certificate issued by a Crown Certifier for the Development under Division 6.5 of the EP&A Act, or equivalent.
CWMP	Construction Waste Management Plan.
CWTS	Construction Work Transportation Strategy.
Development	The Development as described in Schedule 1 and in the documents listed in Table 1 of Condition 2.

DCCEEW	Means the NSW Department of Climate Change, Energy, the Environment and Water.
DoE	Department of Education.
EFSG	<i>Educational Facilities Standards and Guidelines.</i>
EP&A Act	<i>Environmental Planning and Assessment Act 1979 (NSW).</i>
EPA	NSW Environment Protection Authority.
FERP	Flood Emergency Response Plan, listed in Table 1 of Condition 2, as revised from time to time.
Gantry Structure	A frame structure raised on side supports so as to span over the foundation and to elevate the classroom building.
Local Emergency Management Committee	The relevant Local Emergency Management Committee established under section 28 of the <i>State Emergency and Rescue Management Act 1989 (NSW)</i> .
MNES	Matters of National Environmental Significance.
National Construction Code	National Construction Code published and maintained by the Australian Building Codes Board. It is made up of the Building Code of Australia and the Plumbing Code of Australia.
RA	NSW Reconstruction Authority.
RAP	Any registered Aboriginal Party listed in Table 2.2 of the ACHA.
SEE	The Statement of Environmental Effects revision C dated 21 December 2023 and the Response to RFIs revision B dated 21 August 2024, which were both prepared by EPM Projects for the Development.
SES	NSW State Emergency Service.
SINSW	School Infrastructure NSW.
Site	Lot 2 in DP 859866.

## Part A – General Measures

### Obligation to Prevent Impacts to The Environment

1. In addition to meeting all of the Conditions, all reasonable and feasible measures must be implemented to prevent impacts to the environment that may result from the Construction and on-going operation of the Development.

### Development in Accordance with Plans and Documentation

2. The Development must be carried out generally in accordance with:
  - a. the SEE, and
  - b. the following plans and supporting documentation,
 except where a Condition expressly requires otherwise:

<b>Table 1: Approved Plans and Supporting Documentation</b>			
<b>Approved Plans</b>			
Survey Plan prepared by Bennett and Bennett dated 14 August 2023			
Architectural Plans prepared by Pedavoli Architects			
<u>Plan No.</u>	<u>Plan Rev.</u>	<u>Plan Name</u>	<u>Plan Date</u>
BLA-ARC-PP-DWG-001	C	Cover Sheet	24/11/2023
BLA-ARC-PP-DWG-003	C	Site Analysis Plan	24/11/2023
BLA-ARC-PP-DWG-009	C	Proposed Site Plan – Post Demolition	16/10/2023
BLA-ARC-PP-DWG-010	D	Proposed Site Plan	24/11/2023
BLA-ARC-PP-DWG-015	E	Demolition Plan	24/11/2023
BLA-ARC-PP-DWG-100	D	Undercroft Floor Plan	24/11/2023
BLA-ARC-PP-DWG-110	D	Raised Level Floor Plan	24/11/2023
BLA-ARC-PP-DWG-120	D	Roof Plan	24/11/2023
BLA-ARC-PP-DWG-200	E	Elevations	08/12/2023
BLA-ARC-PP-DWG-201	E	Elevations	08/12/2023

BLA-ARC-PP-DWG-300	D	Sections	08/12/2023
BLA-ARC-PP-DWG-400	C	Shadow Diagrams	24/11/2023
BLA-ARC-PP-DWG-500	B	Renders	24/11/2023
Stormwater and Civil Plans prepared by Henry & Hymas Consulting Engineers			
<u>Plan No.</u>	<u>Plan Rev.</u>	<u>Plan Name</u>	<u>Plan Date</u>
BLA-CIV-PP-DWG-0000	03	Cover Sheet, Drawing Schedule and Locality Sketch	30/10/2023
BLA-CIV-PP-DWG-0050	03	General Arrangement Plan	30/10/2023
BLA-CIV-PP-DWG-0100	04	Detail Plan	30/10/2023
BLA-CIV-PP-DWG-0200	02	Stormwater Miscellaneous Details	30/10/2023
BLA-CIV-PP-DWG-0201	02	Rainwater/Detention Tank Plan and Section	30/10/2023
BLA-CIV-PP-DWG-0250	02	Pre-Development Catchment Plan	30/10/2023
BLA-CIV-PP-DWG-0251	02	Post-Development Catchment Plan	30/10/2023
BLA-CIV-PP-DWG-0901	03	Sediment and Erosion Control Plan Stage 1 (demolition works)	30/10/2023
BLA-CIV-PP-DWG-0901	03	Sediment and Erosion Control Plan Stage 2 (main works)	30/10/2023
BLA-CIV-PP-DWG-0910	03	Sediment and Erosion Control Typical Sections & Details	30/10/2023
Structural Engineer Plans prepared by Henry & Hymas Consulting Engineers			
<u>Plan No.</u>	<u>Plan Rev.</u>	<u>Plan Name</u>	<u>Plan Date</u>
BLA-STR-DD-DWG-0100	1	Title Sheet & Drawing List	09/10/2023
BLA-STR-DD-DWG-0101	1	Construction Notes – Sheet 1	09/10/2023
BLA-STR-DD-DWG-0102	1	Construction Notes – Sheet 2	09/10/2023
BLA-STR-DD-DWG-0200	1	Footing Plan	09/10/2023
BLA-STR-DD-DWG-0300	1	Undercroft Level Floor Slab on Ground Plan	09/10/2023

BLA-STR-DD-DWG-0400	1	Raised Level Floor Gantry Framing Plan	09/10/2023
BLA-STR-DD-DWG-0501	1	Footing, Slab on Ground & Gantry Framing Details – Sheet 1	09/10/2023
BLA-STR-DD-DWG-0502	1	Footing, Slab on Ground & Gantry Framing Details – Sheet 2	09/10/2023
Landscape Plans prepared by Taylor Brammer Landscape Architects			
<u>Plan No.</u>	<u>Plan Rev.</u>	<u>Plan Name</u>	<u>Plan Date</u>
BLA-LAN-DA-DWG-0001	D	Landscape: Cover Sheet	27/10/2023
BLA-LAN-DA-DWG-0010	H	Landscape: Concept Plan	27/10/2023
BLA-LAN-DA-DWG-0011	F	Tree Retention / Removal Plan	27/10/2023
BLA-LAN-DA-DWG-0020	D	Landscape: Section Elevations	27/10/2023
BLA-LAN-DA-DWG-0030	D	Landscape: Planting Approach	27/10/2023
<b>Supporting Documents</b>			
EPM Projects <i>Statement of Environmental Effects</i> (Rev C) dated 21 December 2023 & <i>Response to RFIs</i> (Rev B) dated 21 August 2024, as relevant to the assessment by the Reconstruction Authority.			
Pedavoli Architects <i>Statement of Design Compliance Blakebrook Public School</i> dated 15 September 2023			
Taylor Brammer Landscape Architects <i>Blakebrook Public School Landscape Architectural Design Report</i> (Rev A) dated 24 September 2023			
Henry & Hymas Consulting Engineers <i>Civil Engineering Report: Blakebrook Public School</i> (Rev 02) dated 21 August 2024			
Acor Consultants <i>Flood Emergency Response Plan</i> (v6) dated 20 August 2024			
Engeny <i>Blakebrook Public School Flood Impact Assessment</i> (Rev 0) dated 06 December 2023			
EMM <i>Aboriginal Cultural Heritage Assessment Blakebrook Public School</i> (V3) dated 18 October 2023			
EMM <i>Statement of Heritage Impact Blakebrook Public School</i> (V1) 15 December 2023			
Tetra Tech Coffey <i>Geotechnical Investigation Report – Blakebrook Public School</i> (Rev 1) dated 02 August 2023			

Tetra Tech Coffey <i>Contamination Investigation – Blakebrook Public School</i> (Rev R02) dated 14 December 2023
Tetra Tech Coffey <i>Hazardous Chemical Assessment – Blakebrook Public School</i> (Rev R01) dated 03 August 2023
MBC Group <i>BCA Compliance Report</i> (Rev 03) dated 18 December 2023
E-LAB Consulting <i>Performance-Based Design Brief / Fire Engineering Brief Questionnaire</i> (FEBQ) (V06) 20 December 2023
E-LAB Consulting <i>Sustainable Development Plan</i> (Rev 2) dated 11 December 2023
E-LAB Consulting <i>Section J Part J1 Compliance Report</i> (Rev 2) dated 11 December 2023
MBC Group <i>Accessibility Assessment Report</i> (Rev 3) dated 18 December 2023
Blackash Bushfire Consulting <i>Bushfire Hazard Assessment</i> (V1.2) dated 28 November 2023
Acoustic Logic <i>Concept Design Acoustic Report</i> (Rev 0) dated 13 September 2023
Northern Tree Care <i>Arboriculture Report – Blakebrook Public School</i> dated 28 August 2023
Kleinfelder Australia Pty Ltd <i>Flora and Fauna Assessment Report – Blakebrook Public School</i> (V 1.1) dated 10 November 2023
PTC <i>Transport and Traffic Assessment – Blakebrook Public School</i> (Issue 2) dated 17 August 2023
JHA <i>Infrastructure Services Statement</i> (Rev A) dated 11 October 2023
Taylor Environmental <i>OSSMS Wastewater Report: Detailed Design Report</i> (Rev C) dated 9 November 2023
MRA Consulting Group <i>Blakebrook Public School – Waste Management Plan</i> (Rev 1.0) dated 05 October 2023
Adco Constructions <i>Construction Management Plan – Blakebrook Public School</i> (Rev 0) dated 21 December 2023
PTC <i>Construction Traffic Management Plan</i> (Issue 2) dated 29 August 2023
Acoustic Logic <i>Construction Noise and Vibration Management Plan</i> (Rev 0) dated 08 November 2023

In the event of any inconsistency between the documents in Table 1 and a Condition, the Condition prevails.



### **Lapsing**

3. This Authorisation will lapse if work is not physically commenced within 12 months of the date of this Authorisation.

### **Crown Certificate**

4. A Crown Certificate must be obtained from a Crown Certifier prior to any work commencing.

### **Approvals**

5. These Conditions do not remove any obligation to obtain all other licences, permits, approvals from all relevant authorities as required under any other legislation. The terms and conditions of such licences, permits, approvals and permissions must be complied with at all times. A copy of all approvals is to be provided to the Crown Certifier and relevant SINSW Project Director.

### **Landowners Consent**

6. Prior to the commencement of any work, landowners consent must be obtained in writing from the relevant authority for any off-site works or for any works on land not owned by DoE/SINSW.

### **Works In The Road Reserve**

7. Prior to the commencement of any relevant work, any required approval under section 138 of the *Roads Act 1993* (NSW) is to be obtained from the relevant roads authority.

### **Amendment Tracking**

8. Any amendments to a Condition, or any material amendments to a document listed in Table 1 of Condition 2, must be recorded in an amendment register maintained by the SINSW Statutory Planning Team.
9. The amendment register referred to in Condition 8 must outline each proposed amendment, explain the need for the proposed amendment and demonstrate why the proposed amendment will result in a development that is substantially the same as the Development. If the amendment is a material amendment to a document listed in Table 1 of Condition 2, the amendment register must also outline how the environmental impacts of the proposed amendment have already been considered, and how it will reduce the overall environmental impact of the approved application. Each amendment is required to be endorsed by a member of the DoE Statutory Planning team, the relevant DoE Project Director/Asset Manager and the Crown Certifier.

10. If the requirements in Condition 9 are not able to be met in respect of a proposed amendment, then the proposed amendment is not authorised by this Authorisation, and application and environmental assessment must be made to the RA for a further Ministerial authorisation pursuant to Part 7, Division 2 of the *NSW Reconstruction Authority Act 2022* (NSW).

### **Non-Compliance Notification**

11. The relevant SINSW Project Director and the RA must be notified as soon as practical when any non-compliance with a Condition is identified. The notification should identify the relevant works, set out the Condition that works are non-compliant with, the way in which it does not comply, any known reasons for the non-compliance and what actions have been, or will be undertaken, to address the non-compliance.

### **National Construction Code**

12. All building work is to be undertaken in accordance with the National Construction Code as relevant.

### **Access for People with Disabilities**

13. All works must be designed and constructed to provide access and facilities for people with a disability in accordance with the EFSG (or provide evidence of EFSG departure approval by SINSW), National Construction Code and the recommendations of the *Accessibility Assessment Report* listed in Table 1 of Condition 2. Prior to the issue of a Crown Completion Certificate, the Crown Certifier must ensure that evidence of compliance with this Condition from a suitably qualified person is provided.

### **Long Service Levy**

14. A Crown Certificate must not be issued unless the Crown Certifier is satisfied that the required levy payable under section 34 of the *Building and Construction Industry Long Service Payments Act 1986* (NSW) has been paid. The levy must be paid by the person liable, as specified in section 38 of the *Building and Construction Industry Long Service Payments Act 1986* (NSW).

### **Structural Adequacy**

15. The Gantry Structure must be engineered to withstand a probable maximum flood event with no more than minor damage.

16. All new buildings and structures, and any alterations or additions to existing buildings and structures, must have a structural certificate prepared and issued by a qualified and practicing structural engineer which confirms that the structural work is compliant with the structural drawings and the requirements of this Authorisation. It must also confirm that the Gantry Structure is suitable to withstand a PMF event (18.38m AHD with a velocity of 0.58m/s). The structural certificate must be provided to the satisfaction of the Crown Certifier prior to the issue of a Crown Completion Certificate.

### **Undercroft construction materials and services**

17. All buildings materials and services provided to the undercroft of the building, including amenities and storage area, must have a certificate prepared and issued by Henry & Hymas Consulting Engineers or such other consultant with equivalent expertise and experience which confirms that the material selection and construction of all elements is compliant with the requirements of this Authorisation.

### **External Walls and Cladding**

18. Prior to commencement of any Construction work, advice from Henry & Hymas Consulting Engineers or such other consultant with equivalent expertise and experience is required to confirm that the products and systems proposed for use, or used in the Construction of any external walls of new buildings or in alterations or additions to existing buildings, including finishes and claddings such as synthetic or aluminium composite panels, comply with the requirements of the National Construction Code. The advice is to be provided to the Crown Certifier prior to the commencement of any Construction work.
19. Prior to the issue of the Crown Completion Certificate, documented evidence that the products and systems used in the Construction of external walls including finishes and claddings such as synthetic or aluminium composite panels comply with the requirements of the National Construction Code must be provided to the Crown Certifier, and be made available on the proponent's website within seven days after acceptance by the Certifier.

### **External Materials**

20. The external colours, materials and finishes of buildings must be consistent with the approved plans listed in Table 1 of Condition 2. Any minor change to the colour or finish of the approved external materials may be approved by the Crown Certifier, provided that:
  - a. the alternative colour or material is of a similar tone, shade and finish to the approved external materials and colours;
  - b. the quality and durability of any alternative material is the same (or higher) standard as the approved external building materials; and
  - c. the relevant SINSW Project Director approves the change.

### **Finished Floor Level**

21. The raised floor level must have a minimum finished floor level (FFL) of RL 19.2, as shown on the architectural plans.

### **Imported Fill Material**

22. Imported fill material must be compatible with the existing soil characteristics of the Site and limited to the following:
  - a. virgin excavated natural material (VENM); and/or
  - b. excavated natural material (ENM) certified as such in accordance with *Protection of the Environment Operations (Waste) Regulation 2014* (NSW); and/or
  - c. material subject to a Waste Exemption under clause 91 and clause 92 of the *Protection of the Environment Operations (Waste) Regulation 2014* (NSW) and recognised by the NSW Environment Protection Authority as being “fit for purpose” with respect to the approved works.
23. Material described in Condition 22c may only be used under a capped surface or as a component of road base, asphalt, or concrete, so that it is not loose on the surface of the Land.
24. Certificates proving that the imported fill material complies with Conditions 22 and 23 must be provided to the Crown Certifier and the relevant SINSW Project Director prior to filling works.

### **Imported Mulch**

25. Any imported mulch must be sourced from NSW and comply with the Resource Recovery Order under clause 93 of the *Protection of the Environment Operations (Waste) Regulation 2014* (NSW) and the Mulch Order 2016 recognised by the NSW Environment Protection Authority as being “fit for purpose” with respect to the works under the REF. Mulch must not include physical or chemical contaminants and must minimise harm to the environment through the introduction, spread or increase in any weed, disease or pest. A written statement provided by the supplier confirming compliance with the Resource Recovery Mulch Order 2016 is to be provided to the Crown Certifier and the relevant SINSW Project Director prior to importing the mulch.

### **Aboriginal Cultural Heritage**

26. A copy of the ACHA must be lodged with AHIMS and provided to the RAP.
27. AHIMS Site Recording Forms for the Aboriginal Site must be submitted to the AHIMS database once their validation has been completed.

28. Consultation must be maintained with the Widjabul Wia-bal Gurrubmil Aboriginal Corporation (being the RAP) during Construction of the Development and specifically prior to subsequent ground disturbance.
29. No ground disturbance activities are permitted within 10m of the identified Aboriginal Site, NRBL IF1 (AHIMS #04-4-0321) without having obtained an AHIP from Heritage NSW.
30. Where the heritage consultant changes through the Development, suitable hand over should be undertaken to ensure no loss or mistranslation of the intent of the information, findings and future steps in heritage management occur.
31. If any Aboriginal objects, sites or places (or potential Aboriginal objects, site or places) are discovered during any Construction work, all works in the vicinity must cease and the area must be appropriately protected. The SINSW Heritage Team and the RA is to be notified and an archaeologist engaged to undertake a site inspection to assess the find. The RAP is to be invited to Site, along with the archaeologist. Following the on-site assessment, the archaeologist and RAP (if they attended the Site) are to advise on whether further management, mitigation or approvals are required in consultation with the SINSW Heritage Team. Should Aboriginal objects be identified, these are to be registered in the AHIMS. Any required AHIP must be obtained prior to recommencement of works.

### **Complaints Handling**

32. Prior to commencement of any Construction work, a Complaints Register must be created to record the details of all complaints received and the means of resolution of those complaints. On receiving a complaint, details of the complaint must be recorded in the register and provided to the relevant SINSW Project Director and reviewed to determine whether issues relating to the complaint can be resolved, avoided or minimised. A response approved by the relevant SINSW Project Director must be provided to the complainant within 10 days of receiving the complaint explaining what remedial actions (if any) were taken.

### **Bushfire**

33. All works must be undertaken generally in accordance with the recommendations of the *Bushfire Hazard Assessment* listed in Table 1 of Condition 2.

## **Part B – Prior to Commencement of Any Construction Work**

*Note: The following Conditions are to be complied with prior to the commencement of any Construction work.*

### **Pre-Construction Dilapidation Report**

34. Prior to the commencement of any Construction work, a Pre-Construction Dilapidation Report must be prepared by a suitably qualified expert and submitted to Council, relevant asset/service infrastructure owners, the Crown Certifier and the relevant SINSW Project Director. The report must provide an accurate record of the existing condition of adjoining private properties and the road frontage of the site that are likely to be impacted by the works (and that have agreed to an offer for a dilapidation survey), the condition of fabric for heritage items and assets/service infrastructure that is likely to be impacted by the works (including the road reserve along the frontage of the property).

### **Heritage Interpretation Strategy**

35. A Heritage Interpretation Strategy for the site prepared by a qualified heritage specialist is to be submitted and approved in writing by Council prior to the commencement of Construction.
36. An experienced heritage specialist shall be commissioned to oversee the heritage interpretation strategy works on the site for their duration by undertaking inspections of the works in progress and to provide advice in relation to heritage matters.

### **Aboriginal Heritage Impact Permit**

37. Prior to the commencement of any ground disturbance within 10m of the Aboriginal Site, any required AHIP is to be obtained from Heritage NSW in accordance with section 90 of the *National Parks and Wildlife Act 1974* (NSW). The AHIP shall encompass the entirety of the proposed development activity within the project area as illustrated in Figure 10.1 of the Aboriginal Cultural Heritage Assessment prepared by EMM dated October 2023.

### **Independent Audits**

38. Prior to the commencement of any Construction work, a program of independent audits must be prepared for the work, having regard to the *Independent Audit Post Approval Requirements 2020* (published on the Department of Planning, Housing, and Infrastructure website) and AS/NZS ISO 19011-2019 Guidelines for Auditing Management Systems. During construction, audits are to be undertaken by suitably qualified personnel independent to the works and documented in an audit report which:
  - a. assesses how the Conditions are being satisfied;
  - b. outlines the adequacy of any documents required under the Conditions;

- c. outlines the performance of the works with respect to any impacts on the surrounding environment including the local community; and
  - d. recommends any measures or actions to improve the performance of the works, if deemed required.
39. The independent audit reports required by Condition 38 are to be provided to the relevant SINSW Project Director and DoE Statutory Planning Post Approval Team, who may give directions in connection with the audits.

### **Site Safety**

40. Construction site fencing is to be installed around the Construction Site. Construction vehicle and pedestrian points to the Construction Site are to be clearly designated, signposted and controlled for authorised access only. The fence is to be provided prior to any work commencing on site.

### **Site Notice Board**

41. Prior to commencement of any Construction work, a site notice board must be located at eye level at the entrance of other appropriate location at the Site in a prominent position for the benefit of the community. The site notice must be displayed through the entire Construction period, be A1 sized, durable, weatherproof and include the following information:
- a. 24-hour contact person for the Site;
  - b. telephone and email addresses;
  - c. site works and timeframes; and
  - d. details of where accessible project information can be sourced.

### **Works Notification**

42. Prior to the commencement of any Construction work, Council, DoE Statutory Planning Post Approval Team and the occupiers of any land within 80 metres of the Site boundaries must be notified in writing of the proposed Construction of the Development. The notice must outline the works to be undertaken, including the extent and times of any rock hammering which is planned to be undertaken, the expected timing for commencement and expected timing for completion of Construction works. A minimum period of 48 hours notification prior to the commencement of any Construction work shall be given.

### **On-site Sewage Management Systems (OSSMS)**

43. Prior to the issue of the relevant Crown Certificate plans/details of the on-site system of sewage management for the development shall be submitted to Council for information. A compliant OSSMS must be installed.

## Construction Environmental Management Plan

44. Prior to the commencement of any Construction work, a CEMP is to be prepared and provided to the Crown Certifier. The CEMP must be prepared having regard to the *Environmental Management Plan Guideline: Guideline for Infrastructure Projects (2020)* prepared by the Department of Planning and Environment, and where relevant, it is to include (but not be limited to), the following:

a. Details of:

- i. hours of work;
- ii. 24-hour contact details of site manager;
- iii. management of dust and odour;
- iv. stormwater control and discharge;
- v. measures to ensure that sediment and other materials are not tracked onto the roadway by vehicles leaving the Site;
- vi. any other specific environmental Construction conditions/mitigation measures detailed in the supporting documents in this application;
- vii. any requirements outlined in any relevant approvals, permits, licences or owners consents; and
- viii. community consultation and complaints handling.

b. Aerial Site Plan showing the location of the works;

c. approved plans identified in Table 1 of Condition 2;

d. Technical Document and Management Plans referred to in Table 1 of Condition 2 where relevant to include:

- i. Construction Traffic Plan;
- ii. Construction Noise and Vibration Management Plan;
- iii. Construction Waste Management Plan (including details on contaminated waste);
- iv. Construction Air Quality and Dust Management Plan;
- v. Construction Soil and Water Management Plan;
- vi. Flood Management Plan;
- vii. Aboriginal and Non-Aboriginal Heritage Management Plans;
- viii. Tree Protection Plan;
- ix. Sediment and Erosion Control Plan;
- x. Unexpected finds protocol for Aboriginal and non-Aboriginal heritage;
- xi. Unexpected finds protocol for contamination;



- xii. Construction Emergency Management Plan;
  - xiii. Construction Worker Transport Strategy; and
  - xiv. Training of responsibilities/heritage site inductions under the *National Parks and Wildlife Act 1974* (NSW), *Heritage Act 1977* (NSW) and any other relevant legislation, as relevant to the works.
45. The CEMP must reinforce how the cultural landscape is considered throughout the Development and detail the rehabilitation of the Development area. In discussion with the Aboriginal community, rehabilitation of areas where infrastructure is not remaining after the Development should be undertaken to determine suitable ecological communities and other factors in returning the cultural landscape as close to its current state as feasible. This section of the CEMP, must be endorsed the author of the ACHA.
46. The following requirements must be included in the CEMP:
- a. The procedures set out in Section 4.2 Construction Phase of the FERP listed in Table 1 of Condition 2.
  - b. Construction site fencing is to be installed around the Site. Construction vehicle and pedestrian access points to the Site are to be clearly designated, signposted and controlled for authorised access only.
  - c. The use and storage of hazardous materials and dangerous goods, including petroleum, distillate and other chemicals, shall be in accordance with the relevant legislation including, but not limited to:
    - i. *Protection of the Environment Operations Act 1997* (NSW);
    - ii. *Work Health and Safety Regulation 2017* (NSW);
    - iii. *AS 1940:2017 The Storage and Handling of Flammable and Combustible Liquids; and*
    - iv. *Safe Work NSW Code of Practice – Managing Risks of Hazardous Chemicals in the Workplace.*
  - d. All materials must be wholly contained within the Site. The requirements of the *Protection of the Environment Operations Act 1997* (NSW) are to be complied with when placing and stockpiling Construction and waste materials, when disposing of waste products and during any other works likely to pollute drains or watercourses.
  - e. Building operations such as brick cutting, mixing mortar and the washing of tools, paint brushes, form-work and concrete trucks shall be undertaken in the Site in a location so as to prevent air, land or water pollution.
  - f. All equipment and machinery shall be secured to prevent against vandalism outside of Construction hours.
  - g. A spill containment kit will be available at all times. All personnel will be made aware of the location of the kit and trained in its effective deployment.
  - h. No batching plant is permitted on Site.

- i. A copy of the approved and certified plans, specifications and documentation shall be kept on Site at all times and shall be available for perusal by any authorised officer of Council.
  - j. All contractors must meet all workplace safety legislation and requirements.
  - k. All relevant personnel, including contractors and their subcontractors must receive:
    - i. Training on these Conditions and the requirement to undertake the Development as per these Conditions;
    - ii. Cultural awareness training, including of relevant heritage considerations, legislative requirements and the recommendations of the ACHA listed in Table 1 of Condition 2. This must be conducted on Country by a RAP for the Site Manager and/or the person responsible for the site induction process;
    - iii. Training in relation to their responsibilities under the *Heritage Act 1977* (NSW).
  - l. No vehicle maintenance is permitted in the Construction areas except in emergencies.
- The Construction of the Development must be carried out generally in accordance with the CEMP.

### **Construction Noise and Vibration Management Plan**

47. The Construction Noise and Vibration Management Plan to be included in the CEMP is to include (but not limited to) the following requirements:
- a. all works will be in accordance with *AS 2436-2010: Guide to Noise and Vibration Control on Construction, Demolition and Maintenance Sites*;
  - b. building contractors are to implement the requirements of the Office of Environment *Interim Construction Noise Guideline* (July 2009) as far as practicable;
  - c. Construction is to be carried out in accordance with the National Construction Code deemed-to-satisfy provisions with respect to noise transmission;
  - d. all reasonable, practicable steps are to be undertaken to reduce noise and vibration from the Site;
  - e. plant and equipment are to be maintained, checked and calibrated in accordance with the appropriate design requirements and to ensure that maximum sound power levels are not exceeded;
  - f. plant and equipment (where possible) are to be strategically positioned on Site to reduce the emission of noise from the Site to the surrounding area, users of the Site and on-site personnel;
  - g. unnecessary noise is to be avoided when carrying out manual operations and operating plant;
  - h. any equipment not used for extended periods to be switched off;

- i. the scheduling of Construction activities must be undertaken to reasonably minimise noise impacts to all surrounding residents;
- j. quiet work methods/technologies:
  - i. As much as practicable, use quieter demolition methods;
  - ii. Excavation is to be conducted initially using excavator with bucket (quietest excavation method), then use of rock rippers (as opposed to hydraulic hammers and rock saws) when rock strength permits. Use of loudest excavation equipment (hydraulic hammers/rock saws) is to be used only when other options are not available;
- k. delivery trucks must deliver Construction materials in a location that is generally located away from the closest residence;
- l. materials handling/vehicles:
  - i. Trucks and forklifts in general use on Site are to use a non-tonal reversing beacon (squawker) where possible (subject to work health and safety requirements) to minimise potential disturbance of surrounding receivers;
  - ii. Careless dropping of Construction materials into empty trucks is to be avoided;
  - iii. Trucks, trailers and delivery vehicles are to turn-off engines when idling to reduce noise impacts (unless required for concrete pumping or similar); and
- m. site induction:
  - i. A copy of the CNVMP is to be available to contractor. The location of the CNVMP should be advised in any site induction;
  - ii. Details of the process of notifying any complaints are to be provided at site induction.

### **Construction Waste Management Plan**

48. The Construction Waste Management Plan to be included in the CEMP is to be prepared in accordance with the EPA's *Waste Classification Guidelines and the Protection of the Environment Operations Act 1997* (NSW) and include (but not limited to) the following requirements:
- a. Work Site is to be left tidy and rubbish free each day prior to leaving the Site and at the completion of works;
  - b. Non-recyclable waste and containers are to be regularly collected and disposed of at a licenced waste disposal site. Frequency of collection should be identified and records maintained;
  - c. No burning or burying of waste is permitted on the Site;
  - d. Bulk garbage bins delivered by authorised waste contractors are to be placed/kept within the Site boundary;

- e. No materials will be used in a manner that will pose a risk to public safety and waste generated from the works will be recycled wherever possible;
  - f. All loose material stockpiles are to be stored within the temporary Construction compounds and are to be protected from possible erosion;
  - g. Unnecessary resource consumption will be avoided;
  - h. All soils and materials (liquid and solid) to be removed from the Site must be analysed and classified by an appropriately qualified consultant in accordance with the *Protection of the Environment Operations (Waste) Regulation 2014* and related guidelines, in particular the Waste Classification Guidelines, prior to offsite disposal; and
  - i. All waste must be disposed of at an appropriately licensed waste facility suitable for the specific waste. Receipts for the disposal of the waste must be submitted to the SINSW Project Director/Project Manager within 14 days of the waste being disposed.
49. All works must be undertaken generally in accordance with the conditions/mitigation measures in the *Construction Waste Management Plan*, and included in the CWMP where relevant.

### **Construction Air Quality and Dust Management Plan**

50. The Construction Air Quality and Dust Management Plan to be included in the CEMP is to include (but not be limited to) the following requirements:
- a. Spraying of paint and other materials with the potential to become air borne is only to be undertaken on days with still or light wind conditions to prevent drift;
  - b. No burning of waste materials is permitted on Site;
  - c. Dust generated during Construction works is to be avoided, suppressed or controlled to avoid impact on surrounding properties;
  - d. All necessary maintenance for Construction vehicles and equipment is to be undertaken during the Construction period/approved work hours;
  - e. Excessive use of vehicles and powered Construction equipment is to be avoided;
  - f. Exposed areas are to be progressively revegetated as soon as practical;
  - g. Vehicle wash down areas are to be established on-Site to ensure all mud and soil from Construction vehicles is not carried onto public roads;
  - h. All vehicles involved in any excavation and/or Demolition and departing the Site with Demolition materials, spoil or loose matter must have their loads fully covered before entering the public roadway; and
  - i. Vehicles, machinery and equipment will be maintained in accordance with manufacturer's specifications and meet the requirements of *the Protection of the Environment Operations Act 1997* and associated regulations.

## Ecology

51. Prior to the commencement of Construction works, all mitigation measures set out in the Flora and Fauna Report identified in Table 1 of Condition 2 must be implemented and maintained throughout Construction.

## Tree Protection Measures

52. Prior to the commencement of any Construction work, trees not approved to be pruned or removed are to be protected generally in accordance with *AS 4970-2009 Protection of Trees on Development Sites*, the Tree Protection Plan prepared by Northern Tree Care which is listed in Table 1 of Condition 2. The tree protection measures are to remain in place until the completion of all work.

## External Lighting

53. All external lighting must be in accordance with *AS 4282-2019 Control of the obtrusive effects of outdoor lighting* and maintained during the Construction period.

## Construction Worker Transport Strategy

54. Prior to the commencement of any Construction work, a Construction Worker Transportation Strategy is to be prepared and submitted to the Crown Certifier. The CWTS must detail the provision of sufficient parking facilities or other travel arrangements for Construction workers to minimise demand for parking in nearby public and residential streets or nearby public parking facilities.

## Stormwater Management System

55. Prior to the commencement of Construction of the stormwater management system, the operational stormwater management system for the activity must be designed and submitted to the satisfaction of the Crown Certifier and /or Council, as relevant. The system must:
  - a. be designed, constructed and operated in accordance with the relevant plans and supporting documents listed in Table 1 of Condition 2;
  - b. be designed, constructed and operated in accordance with the applicable Australian Standards including in respect of the system capacity; and
  - c. be designed in accordance with *Australian Rainfall and Runoff* (Engineers Australia, 2016) and *Managing Urban Stormwater: Council Handbook* (EPA, 1997) Guidelines.

## **Part D – During Construction Work**

*Note: The following Conditions are to be complied with during Construction work.*

### **Construction Management**

56. The Site and all Construction works are to be managed and carried out in accordance with:
- a. the CEMP and all of its associated plans, protocols and procedures, which are required to the satisfaction of Condition 44;
  - b. the plans and supporting documents listed in Table 1 of Condition 2; and
  - c. any other licences, permits and approvals as required under any other legislation.

### **No Obstruction of Public Way**

57. Building materials, machinery, vehicles, refuse, skip bins or the like must not be stored or placed outside of the Site.
58. All loading and unloading shall take place within the property boundaries of the Site.

### **Pedestrian Access**

59. Safe pedestrian access in and around the Site shall remain unimpeded at all times. Required informative signage and directional information must be provided in appropriate locations. Where necessary, traffic control measures will be implemented.

### **Work Hours**

60. The undertaking of any Construction work, including the entry and exiting of Construction and delivery vehicles at the Site, is restricted to the following standard work hours:
- a. Monday to Friday inclusive: Between 7.00am to 6.00pm;
  - b. Saturday: Between 8.00am to 1.00pm; and
  - c. Sunday and Public Holidays: No work permitted.
61. Provided noise levels do not exceed the existing background noise level plus 5dB, works may also be undertaken during the following additional work hours:
- a. Mondays to Friday inclusive: Between 6:00pm to 7:00pm; and
  - b. Saturday: Between 1:00pm to 4:00pm.
62. Construction work may be undertaken outside of the standard and additional work hours outlined above, but only if notification has been given to the occupiers of any land within 80 metres of the Site boundaries before undertaking the work or as soon as is practical afterwards, and only if it is strictly required:
- a. by the police or a public authority for the delivery of vehicles, plant or materials; or

- b. in an emergency to avoid the loss of life, damage to property or to prevent environmental harm; or
- c. where the works are completely inaudible at the nearest sensitive receiver; or
- d. for the delivery of oversized equipment or structures that police or other authorities determine require special arrangements to transport along public roads; or
- e. for the delivery, setup and removal of construction cranes; or
- f. for maintenance and repair of public infrastructure where disruption to essential services, required system conditions and/or considerations of work safety do not allow work within standard hours; or
- g. for public infrastructure works where work outside the recommended standard hours is supported by the affected community to shorten the length of the project; and
- h. in each case justification for the need to work outside the recommended construction hours is demonstrated and documented.

### **Construction Methods**

63. To minimise loss of amenity, blasting is not permitted and the use of any rock excavation machinery, mechanical pile drivers or the like is restricted to the following hours:
- a. Monday to Friday inclusive: 9:00am to 12:00pm;
  - b. Monday to Friday inclusive: 2:00pm to 5:00pm; and
  - c. Saturday: 9:00am to 12:00pm.

### **Groundwater**

64. Should any groundwater be encountered during Construction works, works are to cease immediately. Where groundwater needs to be removed, any approval required under the Water Management Act 2000 (NSW) must be obtained prior to removing the groundwater. Council is to be consulted in relation to the appropriate measures for the management and disposal of the groundwater.

### **Asset Protection Zones - Bushfire**

65. From the commencement of building works and in perpetuity, the entire property shall be managed as an asset protection zone in accordance with the requirements of Appendix 4 of *Planning for Bush Fire Protection 2019*. No objection is made to the retention of existing trees within the property.

### **Construction Standards - Bushfire**

66. New construction shall comply with section 3 and section 6 (BAL 19) Australian Standard AS3959-2018 *Construction of buildings in bushfire-prone areas* or the relevant requirements of the NASH Standard – Steel Framed Construction in Bushfire Areas (incorporating amendment A - 2015). New construction shall also comply with the construction requirements in section 7.5 of *Planning for Bush Fire Protection 2019*.

### **Services and Utilities**

67. All services and utilities in the Construction area must be appropriately disconnected and reconnected as required. The relevant contractor is required (if necessary) to consult with the relevant authorities to determine disconnection and reconnection requirements. Where services or utilities are found not to be adequate to support the works, they are to be appropriately augmented, subject to obtaining any required approvals or permits.
68. Any new or extension of existing water, electricity and/or gas services shall comply with Table 6.8c of *Planning for Bush Fire Protection 2019* and Table 4 of Appendix D within the Addendum dated November 2022.

### **Sediment and Erosion**

69. Sediment control measures must be put into place and be properly maintained to prevent soil erosion and the transport of sediment from the site to natural or constructed drainage lines or water courses. Control measures are to remain in place until the site has been adequately revegetated or landscaped to prevent soil erosion. Sediment control fencing must be completely removed once the site is adequately revegetated.

### **Asbestos Handling**

70. Prior to the commencement of any Construction work where asbestos or asbestos-containing material, or other hazardous material is to be impacted, disturbed or uncovered, compliance with SafeWork NSW requirements shall be adhered to. Asbestos and other hazardous material shall be removed by a suitably qualified and experienced contractor, licensed by SafeWork NSW. The removal of such material shall be carried out in accordance with the requirements of SafeWork NSW and the material transported and disposed of in accordance with EPA requirements.

### **Unexpected Site Contamination**

71. During Construction works, should any contamination information or contaminants be identified which have the potential to alter any, results, conclusions or recommendations in the *Contamination Investigation* listed in Table 1 of Condition 2, the relevant SINSW Project Manager and the RA must be immediately notified, and works must cease in the location of the contamination. Works must not recommence until a suitably qualified contamination consultant has investigated the unexpected contamination and provided



recommendations for the necessary remedial work required to render the Site suitable for the activity. Following completion of the remediation, a Site Remediation and Validation Report is to be submitted to an EPA-Accredited Site Auditor to confirm Site suitability. A copy of the Site Remediation and Validation Report is also to be provided to the relevant SINSW Project Director and the Crown Certifier. A notice of completion of remediation work must also be given in accordance with section 4.14 and section 4.15 of *State Environmental Planning Policy (Resilience and Hazards) 2021*.

### **Non-Aboriginal Heritage**

72. If any archaeological relic (or potential relic) of heritage significance is discovered during any Construction work, all work in the vicinity must cease and the area must be appropriately protected. Materials should not be removed from the ground wherever possible. The SINSW Heritage team and the RA is to be notified and an archaeologist engaged to undertake a site inspection to ascertain whether the finds are significant relics. Construction works cannot recommence in that area until advised by the archaeologist, in consultation with the SINSW Heritage Team. Should significant relics be identified, any external approvals required prior to impacting the relics must be obtained.

### **Human Remains**

73. If human remains are identified, work must cease and the area around where the remains are found must be protected from all disturbance. Finds are not to be displaced from the location where they are found. The SINSW Heritage Team is to be notified and a specialist archaeologist engaged to assess the find. If human skeletal material less than 100 years old is discovered, the NSW Police are to be contacted in accordance with the *Coroners Act 2009*. Should the skeletal material prove to be archaeological Aboriginal remains, Heritage NSW and the Local Aboriginal Land Council must be notified. Notification must also be made to the Commonwealth Minister for the Environment, under the provisions of the *Aboriginal and Torres Strait Islander Heritage Protection Act 1984* (Cth).

### **Matters of National Environmental Significance**

74. If any:
- a. new matters of MNES are identified on the Site; or
  - b. there are any circumstances that would change the results of assessment already undertaken in relation to an MNES;
- works must cease and assessment and approval (if required) obtained under the *Environment Protection and Biodiversity Conservation Act 1999* (Cth).

## **Part E – Prior To Commencement of Operation**

*Note: The following Conditions are to be complied with prior to commencement of operation of the works.*

### **Crown Completion Certificate**

75. A Crown Completion Certificate is to be issued by a Crown Certifier prior to the occupation of the Development and forwarded to DoE's Statutory Planning Post Approvals Team.

### **Compliance with Plans and Supporting Documentation**

76. Prior to issue of a Crown Completion Certificate, evidence must be provided to the satisfaction of the Crown Certifier that the works have been carried out generally in accordance with these Conditions and the plans and supporting documents listed in Table 1 of Condition 2.

### **Independent Audits Report**

77. Prior to issue of a Crown Completion Certificate, the independent audits report required by Condition 38 is to be provided to the satisfaction of the Crown Certifier.

### **Heritage Interpretation Strategy**

78. The Heritage Interpretation Strategy and associated works required by this consent shall be completed prior to the issue of any Crown Completion Certificate.
79. The appointed Heritage Specialist is to confirm in writing the works required for the Heritage Interpretation Strategy have been completed to their satisfaction prior to the issue of any Crown Completion Certificate.

### **Flood Emergency Response Plan (FERP)**

80. Prior to the issue of any Crown Completion Certificate the proponent shall submit to Council an updated FERP for the Development. This plan shall identify the following:
- a. the height at which the localised flooding needs to reach before evacuation procedures are triggered;
  - b. the procedure for evacuation of staff and children; and
  - c. the actions to be taken to minimise damage to equipment, goods or other property stored in the development.
81. Prior to the commencement of operation, the FERP is to be incorporated with the Blakebrook Public School Emergency Management Plan.

82. Prior to the issue of a Crown Completion Certificate, the FERP is to be amended so that Severe Weather Warnings and Severe Thunderstorm Warnings from the Bureau of Meteorology for the site are used as a trigger for evacuation. The FERP must specify that these warnings will trigger school closure due to the risk of flash flood, and the process to be used. If alternate triggers are to be used, these must be approved by the NSW Reconstruction Authority in writing.

83. The FERP is to be reviewed after 12 months from the issue of the Crown Completion Certificate or after the next flooding event, whichever is the earlier. This review must include a review of the available warning products including any newly implemented flood warning products.

### **Bush Fire Design and Emergency Management**

84. Prior to the issue of a Crown Completion Certificate, conditions titled Construction Standards – Bushfire, are to have been complied with.

85. Prior to the issue of a Crown Completion Certificate, a Bush Fire Emergency Management and Evacuation Plan is to be prepared consistent with the NSW Rural Fire Service document: *A Guide to Developing a Bush Fire Emergency Management and Evacuation Plan* and incorporated into the Blakebrook Public School Emergency Management Plan.

86. A copy of the Bush Fire Emergency Management and Evacuation Plan should be provided to the Local Emergency Management Committee for its information prior to the issue of the Crown Completion Certificate.

### **Roads Act Approval**

87. Prior to the issue of the relevant Crown Completion Certificate, separate approval under section 138 of the *Roads Act 1993* (NSW) for all the works upon the public road shall be obtained. For this approval, full design plans of the proposed engineering works required upon the public road shall be submitted to and approved by Council. Plans shall include details of works required to satisfy the conditions of this consent.

### **Vehicular Access**

88. Prior to the issue of the relevant Crown Completion Certificate the existing vehicular access to the site shall be upgraded so as to be sealed from the edge of Rosehill Road to the property boundary, or alternatively the access be decommissioned and returned to a conventional grassed verge (with appropriate drainage).

### **Rosehill Road Parking**

89. The following parking areas shall be established within the Rosehill Road reserve:

- a. 13 car parking spaces;
- b. Three (3) “kiss and ride” spaces; and

- c. Appropriately sized bus zone for the school's capacity.

All areas shall be line marked and signposted in accordance with the approved development plans and applicable Council requirements. A certificate prepared and certified by an appropriately qualified person for the construction of these areas in accordance with this requirement shall be submitted to the Certifying Authority prior to the issue of the relevant Crown Completion Certificate. Should the public domain works not be able to be completed prior to the issue of the Crown Completion Certificate, an interim parking arrangement must be agreed with Council to ensure safety of students, staff and parents.

### **Fire Safety Certification**

90. Prior to issue of a Crown Completion Certificate, a Fire Safety Certificate must be obtained for all the essential fire or other fire safety measures forming part of the determination. A copy of the Fire Safety Certificate must be submitted to the relevant authority. The Fire Safety Certificate must be prominently displayed in the relevant building.

### **Utilities and Services**

91. Prior to issue of a Crown Completion Certificate, a Compliance Certificate under Section 307 of the *Water Management Act 2000* (NSW) must be obtained.

### **Works as Executed**

92. Within 21 business days after issue of a Crown Completion Certificate, 'Works as Executed', drawings are to be submitted to the Crown Certifier and the relevant SINSW Project Director.

### **Compliance with Food Standards Code**

93. Prior to the issue of a Crown Completion Certificate, a certificate from a suitably qualified person must be obtained to certify that the kitchen, food storage and food preparation areas have been constructed in accordance with *AS 4674:2004 Design, construction and fit-out of food premises*. The certificate is to be provided to the satisfaction of the Crown Certifier.

### **Mechanical Ventilation**

94. Prior to the issue of a Crown Completion Certificate, it must be demonstrated to the Crown Certifier that any new mechanical ventilation systems comply with:
  - a. *Australian Standard AS 1668.2-2012 The use of ventilation and air-conditioning in buildings – Mechanical ventilation in buildings*, and other relevant codes; and
  - b. Any dispensation granted by Fire and Rescue NSW.

### **Post-Construction Dilapidation Report**

95. Prior to the issue of a Crown Completion Certificate, a Post-Construction Dilapidation Report is to be prepared by a suitably qualified expert and submitted to Council, relevant property owners, relevant asset/service infrastructure owners, the Crown Certifier and the relevant SINSW Project Director. The report must determine whether the Construction work has resulted in any structural damage to adjoining private properties and assets/service infrastructure identified in the Pre-Construction Dilapidation Report required by Condition 34. If the report determines that there is damage as a result of Construction works associated with the approved works, the identified damage must be repaired as soon as practical to the satisfaction of the Crown Certifier, prior to the issue of a Crown Completion Certificate.
96. Prior to the issue of the Crown Completion Certificate it is the proponent's responsibility to arrange an inspection with Council to assess the condition of the road reserve along the frontage of the property and the construction of the vehicular access. Any damage to the road reserve as a result of construction activities will need to be rectified prior to final acceptance by Council and within six months of the issue of the Crown Completion Certificate.

### **Operational Waste Management**

97. Prior to the issue of a Crown Completion Certificate, any operational waste management measures necessary for the activity shall be finalised in an Operational Waste Management Plan. This plan must outline how waste will be minimised, handled, stored and disposed of appropriately, in accordance with any relevant guidelines. A copy of the Operational Waste Management Plan is to be provided to the satisfaction of the Crown Certifier.

### **Stormwater Operation and Maintenance Plan**

98. Prior to the issue of a Crown Completion Certificate, a Stormwater Operation and Maintenance Plan is to be prepared and submitted to the satisfaction of the Crown Certifier. The Stormwater Operation and Maintenance Plan shall ensure that stormwater quality measures remain effective during site operations and contain the following:
  - a. maintenance schedule of all stormwater quality treatment devices;
  - b. record and reporting details; and
  - c. work health and safety requirements.

## External Lighting

99. Prior to the issue of the Crown Completion Certificate, it must be demonstrated that independent advice is required to confirm that the design of any new or upgraded external lighting is in accordance with *Australian Standards AS/NZS 1158.3.1:2020 Lighting for roads and public spaces – Part 3.1: Pedestrian area (Category P) lighting – Performance and design requirements* and *AS/NZS 4282:2019 Control of the Obtrusive Effects of Outdoor Lighting*, as relevant. The advice is to be provided to the Crown Certifier. The external lighting must be mounted, screened and directed in such a manner that it does not create a nuisance to surrounding properties or the public road network.

## Operational Noise – Plant and Machinery

100. Prior to the issue of a Crown Completion Certificate, it must be demonstrated to the Crown Certifier that noise associated with the operation of mechanical plant or machinery installed or impacted as part of the approved works does not exceed the relevant project noise trigger levels as recommended in the *Concept Design Acoustic Report* listed in Table 1 of Condition 2.

## Signage

101. Prior to the issue of a Crown Completion Certificate, signage and directional information must be installed to the satisfaction of the Crown Certifier. This includes any necessary advisory signage, wayfinding and/or identification signage provided on the plans listed in Table 1 of Condition 2, including installation of the Flood Warning Notice as required by Section 3.4 of the FERP.

## Management of crime risk

102. To manage crime risk, the following must be carried out prior to the issue of the Crown Completion Certificate and operated and maintained during occupation:
- a. install a quality CCTV system to monitor the school, especially at the access points, which is capable of being remotely accessed by suitably trained staff and/or reputable security company that could review and download images should these be required by NSW Police;
  - b. install adequate external lighting around the proposed exterior of the school buildings, entry/exit points and the carpark, which does not produce glare or dark shadows and is orientated to illuminate potential threats or suspects accessing the location, rather than impede those that may be within the Development observing, or looking out;
  - c. repair or replace internal and external lighting that is damaged in a timely manner;
  - d. promote visibility and surveillance opportunities around the premises by keeping sightlines clear of obstructions, such as overgrown vegetation, placement of garbage bins, and any other items that may provide concealment areas;

- e. ensure that the existing landscaping (trees) that are intended to be retained and any new or additional landscaping does not block natural surveillance opportunities and site lines from both within the school looking out, and from passing vehicles looking in, and does not allow persons unlawfully on the school grounds to conceal themselves and/or entrap potential victims; and
- f. increase the height of perimeter fencing to provide increased security and deter criminal activities.

## **Part F – During Occupation**

*Note: The following Conditions are to be complied with post occupation of the works on an ongoing basis.*

### **Landscape Management**

- 103. Landscaping at the Site that is associated with the works must continue to be maintained. This includes the undertaking of regular weeding.

### **Fire Safety Certificate**

- 104. The school must submit an annual Fire Safety Certificate to Council every 12 months after the initial Fire Safety Certificate is issued.

### **Operation of Plant and Machinery**

- 105. All plant and equipment used as part of the works must be maintained and operated in proper and efficient manner.

### **Stormwater Management**

- 106. Stormwater management systems, including any water treatment systems, must be maintained and operated in a proper and efficient condition including regular maintenance in relation to vegetation and sediment to prevent the provision of suitable mosquito habitat over time.

### **Emergency Management Plan**

- 107. The Blakebrook Public School Emergency Management Plan, incorporating recommendations of the Bush Fire Emergency Management and Evacuation Plan and the FERP must be implemented by the school.
- 108. The FERP must be reviewed annually, in consultation with SES and the Crisis Response and Recovery from the DoE Health, Safety and Staff Wellbeing Directorate (or equivalent), having regard to any relevant Disaster Adaptation Plan and any new or revised flood studies for the locality.

109. Evacuation of the school is to be prioritised instead of shelter-in-place, in accordance with the *Flood Emergency Response Plan* prepared by Acor Consultants version 6 and SES advice.

### **Asset Protection Zone**

110. All Asset Protection Zones and landscaping within the Site must be maintained in accordance with Appendix 4 of *Planning for Bush Fire Protection 2019* and the NSW Rural Fire Service *Asset protection zone standards*.

### **Undercroft Space**

111. The undercroft space shall not be further enclosed and shall remain as approved on the *Undercroft Floor Plan* listed in Table 1 of Condition 2.





# Anti-Discrimination Act 1977

## EXEMPTION ORDER

Under the provisions of section 126 of the *Anti-Discrimination Act 1977* (NSW), an exemption is given from sections 8 and 51 of the *Anti-Discrimination Act 1977* (NSW) to Maitland City Council to advertise, designate and recruit one Maitland Regional Art Gallery traineeship position for an Aboriginal or Torres Strait Islander person only.

This exemption will remain in force for 5 years.

Date: 30 September 2024

A handwritten signature in black ink, appearing to read "Alexander Benn", is positioned above the printed name and title.

Alexander Benn  
**Manager, Governance & Advice**  
**Delegate of the President**  
**Anti-Discrimination NSW**

## **ASSOCIATIONS INCORPORATION ACT 2009**

Cancellation of registration pursuant to section 80

TAKE NOTICE that **NSW WILDLIFE INFORMATION, RESCUE AND EDUCATION SERVICE INCORPORATED - Y0116216** became registered under the Corporations Act 2001 as **WILDLIFE INFORMATION RESCUE AND EDUCATION SERVICE LIMITED - ACN 679 740 142** a company limited by guarantee, on 19 September 2024, and accordingly its registration under the Associations Incorporation Act 2009 is cancelled as of that date.

Diane Duggan  
Delegate of the Commissioner  
NSW Fair Trading  
1 October 2024



Anti-Discrimination  
New South Wales

## Anti-Discrimination Act 1977

### EXEMPTION ORDER

Under the provisions of section 126 of the *Anti-Discrimination Act 1977* (NSW), an exemption is given from sections 49D and 51 of the *Anti-Discrimination Act 1977* (NSW) to Wollongong City Council.

This exemption is to designate, advertise and recruit for one Animal Control Administration Officer position for a person who identifies with an intellectual disability.

This exemption will remain in force for 10 years.

Date: 26 September 2024

**Alex Benn**  
Manager, Governance & Advice  
Delegate of the President  
**Anti-Discrimination NSW**

adbcontact@justice.nsw.gov.au | Locked Bag 5000, Parramatta NSW 2124  
Phone: 02 9268 5555 | Free call: 1800 670 812  
**antidiscrimination.nsw.gov.au**

## ASSOCIATIONS INCORPORATION ACT 2009

### Cancellation of Registration pursuant to Section 74

TAKE NOTICE that the registration of the following associations is cancelled by this notice pursuant to section 74 of the Associations Incorporation Act 2009.

ALBION PARK YOUTH AND COMMUNITY CARE INCORPORATED	INC9890792
AUSTRALIA-CHINA PROPERTY ASSOCIATION INCORPORATED	INC1301476
AUSTRALIA-SHANGHAI CHAMBER OF COMMERCE AND INDUSTRY INCORPORATED	INC1301454
BILPIN REGION ADVANCEMENT GROUP INCORPORATED	INC2000942
BOWLS CENTRAL COAST INCORPORATED	Y2201316
FUTURE HOPE - MS INCORPORATED	INC1401059
HUME CAMELLIA SOCIETY INCORPORATED	Y0803243
MARRICKVILLE BUSINESS ASSOCIATION INC	INC9895581
MENDOORAN CHRISTIAN EDUCATION ASSOCIATION INCORPORATED	INC9896089
PENRITH JUNIOR CRICKET ASSOCIATION INCORPORATED	Y1728023
ROTARY CLUB OF ENGADINE INC	Y0796938
SABRES BASEBALL INCORPORATED	INC2300569
SEE EDUCATION SCHOLARSHIP INCORPORATED	INC1400651
THE GREAT WESTERN WALK INCORPORATED	INC1600762
WILBERFORCE SCHOOL OF ARTS INCORPORATED	INC9877262
ZONE 3 BOWLING ASSOCIATION INCORPORATED	INC1701089

Cancellation is effective as at the date of gazettal.

Dated this 2nd day of October 2024.

Lynette Viner  
Delegate of the Commissioner

NSW Fair Trading

## **ASSOCIATIONS INCORPORATION ACT 2009**

Cancellation of registration pursuant to section 80

TAKE NOTICE that **NATIONAL CAMPDRAFT COUNCIL INCORPORATED - Y2329818** became registered under the Corporations Act 2001 as **NATIONAL CAMPDRAFT COUNCIL LIMITED- ACN 643 784 481** a company limited by guarantee, on 17 September 2024, and accordingly its registration under the Associations Incorporation Act 2009 is cancelled as of that date.

Christine Raglus  
Delegate of the Commissioner,  
NSW Fair Trading  
02 October 2024

## State Records Act 1998

Pursuant to the provisions of section 13 of the *State Records Act 1998*, the State Records Authority NSW ('State Records NSW') hereby notifies that it proposes to approve the following records management standard:

### Standard on records management

The Standard may be viewed on the State Records NSW website at <https://staterecords.nsw.gov.au/guidance-and-resources/standards-overview/standards-consultation>

Copies of the Standard may also be consulted at the State Archives Reading Room (161 O'Connell Street, Kingswood NSW 2747) during business hours.

State Records NSW invites comment on the draft Standard before it is finalised.

More information may be obtained by contacting Catherine Robinson on (02) 9714 3091.

Any person may make a written submission which should be forwarded to:

Executive Director  
State Records NSW  
PO Box 516, Kingswood NSW 2747

or via email to [govrec@staterecords.nsw.gov.au](mailto:govrec@staterecords.nsw.gov.au)

Submissions must be received by **Friday 1 November 2024**.

MARTYN KILLION  
Executive Director  
State Records Authority NSW

Wollongong City Council

ROADS ACT 1993

Naming of Roads

*Notice is hereby given that Wollongong City Council, pursuant to section 162 of the Roads Act 1993, has officially named the road(s) as shown hereunder:*

Name	Locality
Verlynnne Terrace	CORDEAUX HEIGHTS
<b>Description</b>	
Proposed Verlynnne Terrace intersects with Staff Road to the south, runs south to north for approximately 75 metres then bends and runs west to east north-east for approximately 110m, then terminates at a cul-de-sac.	

Greg Doyle  
General Manager  
Wollongong City Council  
Locked Bag 8821  
Wollongong DC NSW 2500