



Seventh Sense
Sustainability Consultants


Operational Compliance Report No. 1

Darlington Point Solar Farm (SSD-8392)

February 2025

7thsense.global

Document Control

Description	Name/Title	Signature	Date
Prepared by	Ibrahim Awad , Principal Environmental Consultant & Lead Environmental Auditor		26/2/25

Amendment Record

Rev. No.	Rev. Date	Page/ Section No.	Description of Amendment	Approved by	Effective Date

Document Distribution List

Copy	Location	Custodian Name	Signature	Date Received
Master (Hard Copy)	Edify Energy Brisbane, Australia	Andreas Meyer Edify Energy M +61 490 416 820		
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EXECUTIVE SUMMARY

Seventh Sense Sustainability Consultants Pty Ltd (7th Sense) was engaged by the applicant Darlington Point Solar Farm Pty Ltd (DPSF) to complete the Operational Compliance Report for the Darlington Point Solar Farm (SSD_8392). This is the first Operational Compliance Report to be completed for the DPSF since the commencement of operation.

The Operational Compliance Report was completed in accordance with DPE's Compliance Reporting – Post Approval Requirements (DPE, June 2018) and covered the period from the notified date of commencement of operation on 24/5/22 to the date of completion of this report on 18 January 2025.

The Operational Compliance Report was prepared by Mr Ibrahim Awad, a Principal Environmental Consultant, Certified Lead Environmental Auditor, and a DPE approved Independent Environmental Audit on a number of major projects in NSW.

The scope of the Operational Compliance Report includes all requirements in the consent that apply to the operational phase of the development.

Of the 62 consent requirements assessed, there were 33 compliances, 8 non-compliances, and 21 requirements that were not triggered. The majority of non-compliances are administrative in nature and relate to the late submission of documents or failure to seek approvals for completed documents, as well as failure to notify non-compliances within the required timeframes. However, there were also several technical non-compliances, including ones that relate to failure to complete biodiversity monitoring within the required timeframes, as well as other areas of significance, including the degraded state of the internal roads and access tracks.

The main reason for the majority of non-compliances appears to be an oversight and break-down in communication during the transfer of roles and responsibilities from the design and construction contractor (Signal Energy) to the Operation & Maintenance Contractor Recurrent Energy (formerly Canadian Solar). The apparent lapses and subsequent non-compliances have now been notified to the Department and actions taken by the applicant to immediately address these non-compliances through corrective actions, including submitting required notification and documentation to the Department, engagement of ecologists for the routine biodiversity monitoring and management plan review, and negotiations with the current Operational & Maintenance Contractor Recurrent Energy to address contractual obligations with respect to access road maintenance and improvements.

Detailed findings are presented in Table 1, along with actions proposed or already undertaken by the applicant for identified non-compliances.

The applicant is committed to ensuring that all identified non-compliances in this Operational Compliance Report No. 1 are closed out before the next Operational Compliance Report No. 2 due to be completed in January 2026.

1. Introduction

This Operational Compliance Report (OCR) has been prepared on behalf of Edify Energy for the Applicant (Darlington Point Solar Farm Pty Ltd) to address the requirement in Schedule 4, Condition of Consent (CoC) No. 6 'Compliance Reporting' which states that "the applicant must provide regular compliance reporting to the Department on the development, excluding the battery storage facility, in accordance with the relevant Compliance Reporting requirements (DPE 2018)".

This OCR was required to be completed within 52 weeks of the notified date of commencement on 24/5/22 and is therefore quite late in its submission. The oversight on the requirement to complete this report was brought to the attention of the applicant DPSF and discussed with the Department during their site visit on 14 May 2024. The applicant has since engaged the services of Ibrahim Awad from 7th Sense to complete this OCR and DPSF has since notified the Department of this non-compliance via the Planning Portal.

This OCR addresses all the operational phase requirements in the consent for the period from commencement of operation to the completion of this Report.

1.1 Name and Application Number

The name of the development is the Darlington Point Solar Farm (DPSF) and the application and consent number is SSD-8392.

1.2 Project Address

The DPSF is located at Lots 1, 2, and 4 Deposited Plan (DP) 1249830, Donald Ross Drive (3.5 km south of the Sturt Highway / Donald Ross Drive intersection), Darlington Point NSW 2706.

1.3 Project Description

The DPSF, a State Significant Development (SSD) approved on 7 December 2018, covers an approximate area of 710 ha and includes construction and operation of a 275 MW solar farm, comprising of following:

- Photovoltaic (PV) solar panels
- Steel mounting frames with piled foundations
- A single-axis tracking system
- Direct current (DC) / alternating current (AC) inverter stations
- Medium voltage (33kV) electrical reticulation network

- A 33/132kV switchyard, including an internal 33kV switch-room
- Internal access tracks for operational maintenance and housekeeping, to be largely located in bushfire set-back zones
- Security perimeter fencing
- Staff car park and small amenities building
- Battery energy storage system facility.

Figure 1 shows the location of the DPSF and Figure 2 the project layout and footprint.

Figure 1: Location of DPSF

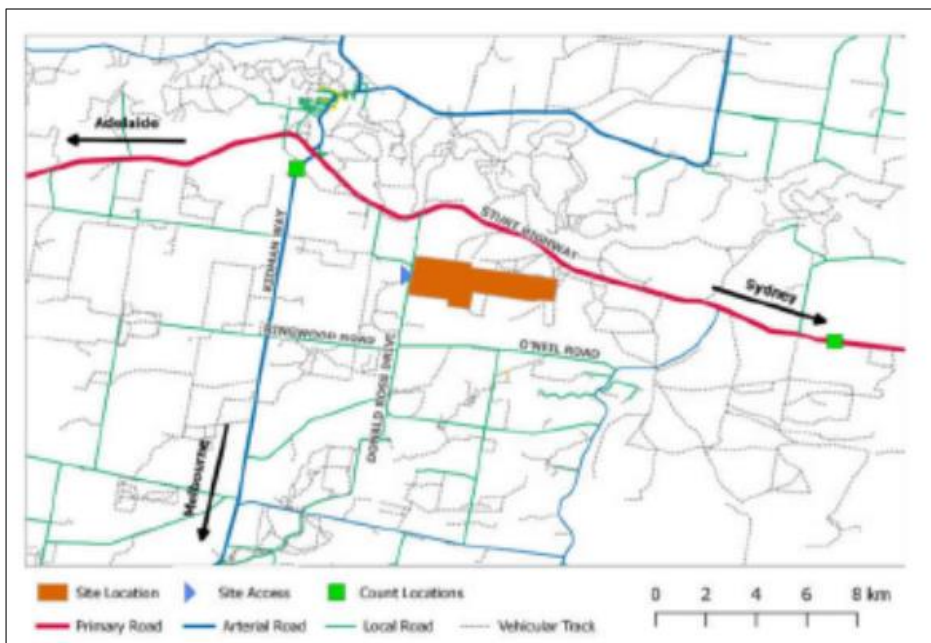
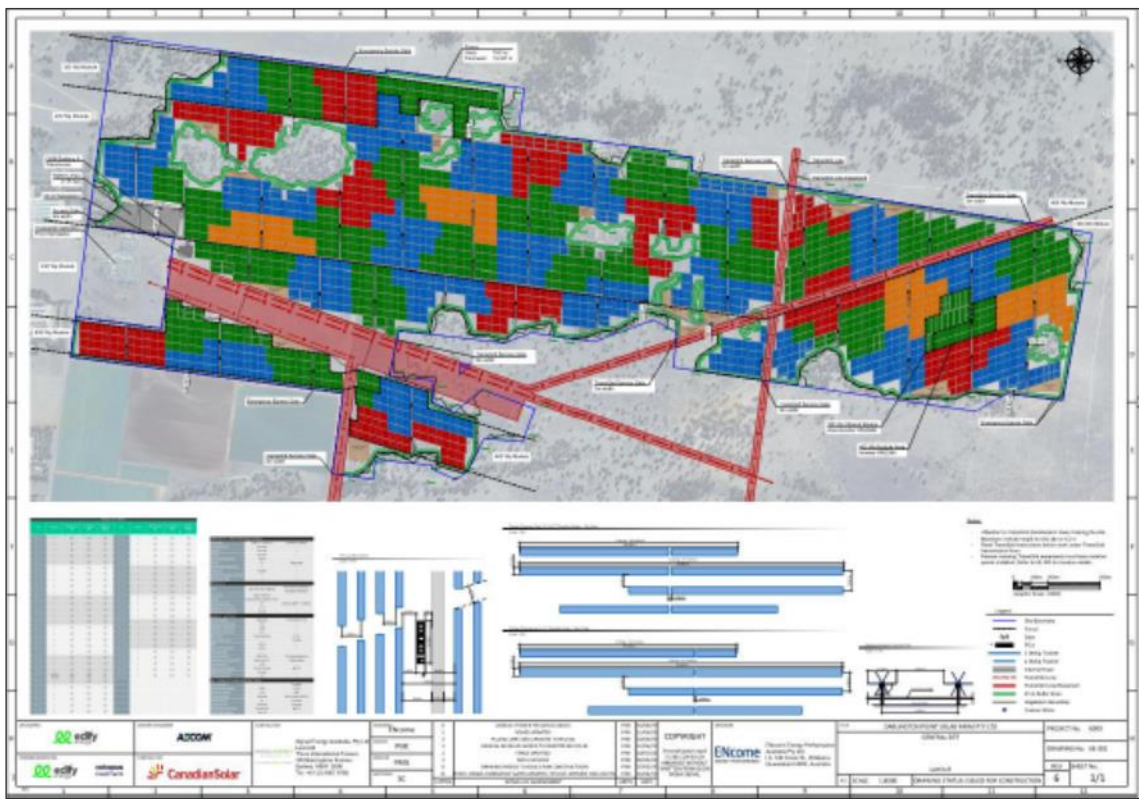


Figure 2: DPSF Project Footprint



1.4 Project Phase

The DPSF is currently in its operational phase and operation was commenced on 24/5/22.

1.5 Compliance Reporting Period

The period covered in the Operational Compliance Report No. 1 is from the date of commencement of operation on 24/5/22 to the completion of this Report on 26 February 2025.

1.6 Project Activity Summary

The activities that occurred during the initial operational phase covered by this Report include:

- General maintenance
- Regular and routine mowing of grass around solar arrays and access roads/tracks
- Weed and pest control
- Bushfire hazard reduction around perimeter fence

- Re-installation of connection to bore and installation of water trough
- Installation of water storage tank
- 2-3 yearly biodiversity monitoring and review of PCT 45
- Introduction of sheep grazing in certain areas

1.7 Key Project Personnel

The names and contact details of key project personnel are detailed in Table 1.

Table 1: Contact details of key site personnel

Name	Position	Phone	Email
Andreas Meyer	Asset Manager, Edify Energy	0490 416 820	andreas.meyer@edifyenergy.com
Sam Hill	Sam Hill, Head of Asset Management, Edify Energy	0421 723 821	sam.hill@edifyenergy.com
Paul Wagner	Senior Regional Supervisor (South), O&M, AU, Recurrent Energy	0447 854 793	paul.wagner@recurrentenergy.com
Kirsty Blain	HSE Specialist, AU, Quality and EH&S, Recurrent Energy	0460 333 634	kirsty.blain@recurrentenergy.com

2. COMPLIANCE STATUS SUMMARY

Table 2 below details the compliance status descriptors used in this Report, as prescribed in the DPE Compliance Reporting – Post Approval Requirements (DPE, June 2018)

Table 2: Compliance status descriptors

Status	Description
Compliant	The proponent has collected sufficient verifiable evidence to demonstrate that all elements of the requirement have been complied with.
Non-compliant	The proponent has identified a non-compliance with one or more elements of the requirement.
Not Triggered	A requirement has an activation or timing trigger that has not been met at the phase of the development when the compliance assessment is undertaken, therefore an assessment of compliance is not relevant.

A detailed assessment of compliance against all consent requirements relevant to the operational phase of the DPSF is provided in Table 4, and a summary of non-compliances in Table 3.

In total there were 62 Condition of Consent (CoC) requirements relevant to the operational phase of the DPSF that were assessed for compliance in this Report and out of those there were 33 compliances, 8 non-compliances, and 21 requirements that weren't triggered.

3. SUMMARY OF NON-COMPLIANCES

A summary of the non-compliances and proposed corrective actions or recommendations is provided in Table 3 below.

Table 3: Summary of non-compliances and actions

ID	CoC	Details of non-compliance	Agency reported to	Proponent's response or action
AC_02	CoC_2	The applicant has not complied with all relevant CoC	Non-compliances yet to be notified to the Department	Applicant to notify all non-compliances to the Department.
AC_04	CoC_4	The applicant had not complied with all the requirements in the management plan, e.g. BMP 6-monthly biodiversity monitoring requirement from commencement of operation.	These non-compliances had not yet been notified to the Department.	Applicant to notify all non-compliances with management plans to the Department.
ECG_05	CoC_5	The internal roads are not all weather-proof and are in some cases eroded and in a poor and degraded condition.	This non-compliance has not yet been notified to the Department.	Repair and maintain internal roads and access tracks in good condition and ensure they are all weather-proof.
ECG_08	CoC_8	Unable to verify if ground cover maintained with appropriate perennial species as 6-monthly biodiversity monitoring of grasslands required during operational phase has not been completed.	This non-compliance has not yet been notified to the Department.	Commence 6-monthly biodiversity monitoring of grasslands PCT-45 and take necessary action based on results. Note: DPSF has as of 25/2/25 engaged Blue Devil Consulting to conduct the 6-monthly PCT-45 grassland monitoring and assessment of compliance against this requirement can now be assessed during the next Operational Compliance Report No. 2 once the monitoring results are available.
EMR_03	CoC_3	Site staff were not aware of the EMS and related consent requirements, and were using the Recurrent Energy (Canadian Solar) Operation & Maintenance EMP which does not contain reference to all consent and EMS requirements.	Non-compliance not yet notified to Department.	Update Recurrent Energy O&M EMP to include all relevant consent, EIS and EMS requirements for operational phase and seek approval for this updated plan by Department.

ID	CoC	Details of non-compliance	Agency reported to	Proponent's response or action
EMR_05	CoC_5	A few non-compliances found during in this Operational Compliance Report assessment have not yet been notified to the Department.	Non-compliances not yet notified to the Department.	Notify all non-compliances to the Department and detail and implement corrective actions as soon as is practical.
EMR_05A	CoC_5A	Provide details and corrective actions for all non-compliances as above in EMR_05.	As per EMR_05 above.	As per EMR_05 above.
EMR_06	CoC_6	The Operational Compliance Report should have been completed and submitted to the Department within 52 weeks of commencement of operation is quite overdue.	Non-compliance has not yet been notified to the Department.	Notify the Department of this non-compliance, and finalise and submit this Operational Compliance Report to the Department as soon as is practical.

Table 4: Compliance Table – DPSF Operational Phase - SSD_8392 (Consolidated Consent MOD 2) - Findings and Actions

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
Schedule 2: Administrative Conditions							
AC_01	CoC_1	<u>Obligation to Minimise Harm to the Environment</u> In meeting the specific environmental performance criteria established under this consent, the Applicant must implement all reasonable and feasible measures to prevent and/or minimise any material harm to the environment that may result from the construction, operation, upgrading or decommissioning of the development.	At all times	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar. Construction Environmental Management Plan (CEMP – construction phase only). Biodiversity Management Plan (BMP) – Darlington Point Solar Farm, March 2018, NGH Consulting. Traffic Management Plan (TMP).	Safety Meetings by Recurrent Energy. Work Instruction SOP entitled 'Incident Reporting' Doc No. BMWI-050-020, Rev. 4 – Recurrent Energy, cover reporting for fire and environmental releases. HSE Inspection Form and Checklist – DPSF - Canadian Solar – June, 2024, covers waste disposal, water supply, emergency, HSE/PPE awareness and communications. Completed by Justin Odd, 13/6/24. HSE Compliance Audit – Form-304, DPSF,	There have been no environmental or fire incidents nor environmental harm reported or notices or penalties issued since the commencement of operation of the DPSF. A compliance inspection was conducted on 14/10/24 did not show any significant environmental harm issues observed, with the main issue being degraded internal roads and the need to clear along the fence to reduce bushfire risk. These issues are now being addressed. Canadian Solar Environmental Management Plan and HSE Board kept onsite and Site Induction Handbook and training covering generic and site specific HSE issues provided, however these do	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
				Accommodation and Employment Strategy (AES). Chance Find Protocol (CFP).	Recurrent Energy, 9-10/4/24 by Justin Odd and DPSF Action Register (Justin Odd, Recurrent Energy). Daily Prestart Assessment & Sign Off Form – DPSF - Recurrent Energy, 10/9/24 (Guy Thompson). Site Induction Handbook – DPSF, Canadian Solar.	not refer to and include all specific environmental requirements and obligations from the Consent, approved EMS, and related EIS and other approved Management Plans e.g Biodiversity Management Plan. Safety Meeting Minutes, Recurrent Energy, 28/8/25. Safety meetings and minutes need to be expanded to include performance monitoring and reporting against operational environmental aspects and requirements under the approved EMS (Signal Energy, 2019). Inspection Checklist and Forms need to be expanded to include all key environmental obligations, including biodiversity management and protection. HSE Compliance Audit includes reference to Canadian Solar	

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
						<p>EMP and associated requirements. However Canadian Solar EMP does not include reference to all approved EMS requirements, including specific biodiversity management obligations and monitoring and reporting requirements.</p> <p>Daily Prestart Assessment & Sign Off Form and Site Induction Training Handbook and content, does not include reference to the Consent and approved EMS requirements, specifically with respect to important biodiversity protection and management issues and obligations (e.g. any related awareness and duty of care responsibilities for staff, contractors and visitors).</p>	
AC_02	CoC_2	<u>Terms of Consent</u> The Applicant must carry out the development: (a) generally in accordance with the EIS; and	At all times	Environmental Management Strategy (EMS) – Darlington Point	Development of this table outlining commitments listed under the Conditions of Consent. This	Applicant has contracted Recurrent Energy (previously Canadian Solar) for the	Not compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		(b) in accordance with the conditions of this consent.		<p>Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p> <p>Construction Environmental Management Plan (CEMP – construction phase only).</p> <p>Biodiversity Management Plan (BMP) – Darlington Point Solar Farm, March 2018, NGH Consulting.</p>	<p>register is utilised by the Proponent Edify to monitor compliance with the EIS and approved Management Plans.</p> <p>Independent Compliance Audit undertaken in September 2019.</p> <p>Bi-annual compliance reporting was submitted to DPIE / DPE during construction.</p> <p>Regular monitoring was undertaken in accordance with approved Management Plans until commencement of operation.</p> <p>Operational Compliance Reporting has recently been commenced with a</p>	<p>Operation & Maintenance of the DPSF.</p> <p>There was an oversight and Operational Compliance Reporting has not been completed since the commencement of operation and has recently been commenced in October 2024, and this report completed for submission to DPHI.</p> <p>In an oversight during handover, the obligation to implement the approved EMS at DPSF was also overlooked, with Recurrent Energy maintaining their own Environmental Management Plan and Induction Training. Recurrent Energy is now working on incorporating all the Consent, approved EMS and EIS requirements and obligations into their EMP document and developing an action list of additional</p>	

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
					compliance inspection against this consent conducted on-site on 14/10/24.	requirements to be actioned and implemented, for example some biodiversity monitoring requirements.	
AC_03	CoC_3	<u>Terms of Consent</u> If there is any inconsistency between the above documents, the most recent document must prevail to the extent of the inconsistency. However, the conditions of this consent must prevail to the extent of any inconsistency.	At all times	All management plans.	Version control on all documents maintained in Recurrent Energy's systems.	Recurrent Management System	Not Triggered
AC_04	CoC_4	<u>TERMS OF CONSENT</u> The Applicant must comply with any requirement/s of the Secretary arising from the Department's assessment of: <ul style="list-style-type: none"> (a) any strategies, plans or correspondence that are submitted in accordance with this consent; (b) any reports, reviews or audits commissioned by the Department regarding compliance with this consent; and the implementation of any actions or measures contained in these documents. 	At all times	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar. Construction Environmental Management Plan (CEMP	Plans to be implemented in full and updated as required.	Some of the biodiversity monitoring requirements in the Environmental Management Strategy and BMP have been overlooked, including the 6-monthly monitoring of grasslands required from commencement of operation. Additionally, the facilitation of a recycling bin to support the waste management strategy requirements and clearing of perimeter fence boundaries had not been initially provided but have since been provided	Not compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
				<p>– construction phase only).</p> <p>Biodiversity Management Plan (BMP) – Darlington Point Solar Farm, March 2018, NGH Consulting.</p>		<p>and rectified at the time of completing this Compliance Report.</p> <p>A few of the identified non-compliances above, including additional requirements for proper maintenance of internal roads are still to be addressed and closed out.</p>	
AC_05	CoC_5	<p><u>STAGING OF THE DEVELOPMENT</u></p> <p>The Applicant may construct, operate and decommission the development in stages.</p> <p>Where staging of the development is proposed, the conditions of this consent are only required to be complied with at the relevant time and to the extent that they are relevant to the specific stage(s).</p>	At all times	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.	N/A	N/A	Not triggered
AC_06	CoC_6	<p>FINAL LAYOUT PLANS</p> <p>Prior to the commencement of construction, the Applicant must submit detailed plans of the final layout of the development to the Planning Secretary, including details on the siting of solar panels and ancillary infrastructure.</p>	Prior to construction	N/A	N/A	N/A	Not triggered

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		Note: If the construction of the development is to be staged, then the provision of these plans may be staged.					
AC_07	CoC_7	<u>UPGRADING OF SOLAR PANELS AND ANCILLARY INFRASTRUCTURE</u> Over time, the Applicant may upgrade the solar panels and ancillary infrastructure on site provided these upgrades remain within the approved development footprint of the site. Prior to carrying out any such upgrades, the Applicant must provide revised layout plans and project details of the development to the Planning Secretary incorporating the proposed upgrades.	At all times	DPSF-MN-OM-001-DPSF-OM-Manual-Final-Rev0.pdf Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	Darlington Point Solar Farm – Operation and Maintenance Manual, Rev 0, dated 26/4/22, by Signal Energy has been developed and is being implemented as required.	There have been no planned upgrades of solar panels or ancillary infrastructure since the commencement of operation.	Not triggered
AC_08	CoC_8	<u>WORK AS EXECUTED PLANS</u> Prior to the commencement of operations, or following the upgrades of any solar panels or ancillary infrastructure, the Applicant must submit work as executed plans of the development to the Department.	Prior to commencement of operation	Overall layout plans	Submissions record to Planning Portal	Overall layout plan (works as executed plans) and accompanying letter (dated 9/2/22) prepared by SEA were submitted to Planning Portal prior to commencement of operation.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
AC_09	CoC_9	<u>NOTIFICATION OF DEPARTMENT</u> Prior to the commencement of the construction, operations, upgrading or decommissioning of the development or the cessation of operations, the Applicant must notify the Department in writing of the date of commencement, or cessation, of the relevant phase. If any of these phases of the development are to be staged, then the Applicant must notify the Department in writing prior to the commencement of the relevant stage, and clearly identify the development that would be carried out during the relevant stage.	Prior to commencement of operation.	Letter to Department notifying commencement of operation	Record of submissions, Planning Portal	Letter to Department from DPSF dated 19/6/22 notifying commencement of operation on 24/5/22. 2024-06-19 DPSF Notification of Commencement of Operation.pdf DPE Planning Portal, Post Approval Form_20240621060805.pdf	Compliant
AC_10	CoC_10	<u>STRUCTURAL ADEQUACY</u> The Applicant must ensure that all new buildings and structures, and any alterations or additions to existing buildings and structures, are constructed in accordance with the relevant requirements of the Building Code of Australia. Notes: <ul style="list-style-type: none"> Under Part 6 of the EP&A Act, the Applicant is required to obtain construction and occupation certificates for the proposed building works. 	At all times	Construction as per approved plans.	Record of submissions. All construction to be approved by Principal Certifying Authority (PCA), Murrumbidgee Council.	PCA signoff. The auditee has installed a new fence, water tanks and re-activated an old bore for sheep grazing and is liaising with Council with regards any required approvals.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<ul style="list-style-type: none"> Part 8 of the EP&A Regulation sets out the requirements for the certification of the development. 					
AC_11	CoC_11	<p><u>DEMOLITION</u></p> <p>The Applicant must ensure that all demolition work on site is carried out in accordance with Australian Standard AS 2601-2001: The Demolition of Structures, or its latest version.</p>	At all times	N/A	N/A	There has been no demolition works on site since the commencement of operation.	Not triggered
AC_12	CoC_12	<p><u>PROTECTION OF PUBLIC INFRASTRUCTURE</u></p> <p>Unless the Applicant and the applicable authority agree otherwise, the Applicant must:</p> <p>(a) repair, or pay the full costs associated with repairing, any public infrastructure that is damaged by the development; and</p> <p>(b) relocate, or pay the full costs associated with relocating, any public infrastructure that needs to be relocated as a result of the development.</p> <p>This condition does not apply to the upgrade and maintenance of the road network, which is expressly provided for in the conditions of this consent.</p>	At all times	N/A	Dilapidation report prepared for local roads following construction – no repair required.	There has been no damage to public infrastructure or required works since the commencement of operation.	Not triggered

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
AC_13	CoC_13	<u>OPERATION OF PLANT AND EQUIPMENT</u> The Applicant must ensure that all plant and equipment used on site, or in connection with the development, is: (a) maintained in a proper and efficient condition; and (b) operated in a proper and efficient manner.	At all times	Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar. Site Induction Handbook and Training. Vehicle Inspection SOP. Traffic Management Plan.	Recurrent Energy Daily Pre-start Assessment and Sign On Form. Solar Farm Action Register. Recurrent Energy Work Instruction. Canadian Solar DFSF Inspection Checklist. Work Activity Checks and Assessments. Plant and vehicle checklist.	Copy of relevant completed forms and results of checks documented and recorded in management system and files.	Compliant
AC_14	CoC_14	<u>BATTERIES</u> Battery Storage Restriction The capacity of the battery storage facility must not exceed a total: (a) delivery capacity of 200 MW; or (b) storage capacity of 400 MWh. Note: This condition does not prevent the Applicant from seeking to lodge a separate development	At all times	N/A	N/A	This requirement relates to the BESS and is not relevant for the operational compliance reporting for the DPSF.	Not triggered

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		application or modify this consent to increase the capacity of the battery storage facility in the future.					
AC_15	CoC_15	<p><u>SUBDIVISION</u></p> <p>The Applicant may subdivide land comprising the site for the purposes of carrying out the development as identified in Appendix 4 and in accordance with the requirements of the EP&A Act and the Environmental Planning and Assessment (Development Certification and Fire Safety) Regulation 2021.</p> <p>Notes:</p> <ul style="list-style-type: none"> • Under Part 6 of the EP&A Act, the Applicant is required to obtain a subdivision certificate for a plan of subdivision • Division 6.4 of Part 6 of the EP&A Act set out the application requirements for subdivision certificates 	At all times	Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	Annual Compliance Reporting Operational Phase	There has been no subdivision nor planned subdivision since the commencement of operation of the DPSF.	Not triggered
SCHEDULE 3 - ENVIRONMENTAL CONDITIONS – GENERAL							
ECG_01	CoC_1	<p><u>TRANSPORT</u></p> <p>Over-Dimensional and Heavy Vehicle Restrictions</p> <p>1. The Applicant must ensure that the:</p> <p>(a) development does not generate more than:</p>	At all times	<p>Section 9.1 of Traffic Management Plan</p> <p>CSOM – Traffic Management Plan.</p> <p>Environmental Management Strategy</p>	<p>Vehicle entry register.</p> <p>Since commencement of operation, there has been no more than 10 heavy vehicle</p>	There have been no more than 10 heavy vehicle movements on site since commencement of operation and no upgrades works have been conducted or planned.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<ul style="list-style-type: none"> • 80 heavy vehicle movements a day during construction, upgrading or decommissioning; • 15 over-dimensional vehicle movements during construction, upgrading or decommissioning; and • 10 heavy vehicle movements a day during operations; <p>on the public road network; and</p> <p>(b) length of any vehicles (excluding over-dimensional vehicles) used for the development does not exceed 26 metres, unless the Planning Secretary agrees otherwise.</p>		<p>(EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>	movement on-site per day.		
ECG_02	CoC_2	<p><u>TRANSPORT</u></p> <p>Over-Dimensional and Heavy Vehicle Restrictions</p> <p>The Applicant must keep accurate records of the number of over-dimensional and heavy vehicles entering and leaving the site each day.</p>	At all times	<p>Section 9.1 of Traffic Management Plan</p> <p>CSOM – Traffic Management Plan.</p> <p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations &</p>	<p>Recurrent Energy Site Manager – visual supervision, communication, and liaison and coordination with heavy vehicle drivers.</p> <p>Use of heavy vehicle register to register all heavy vehicle numbers.</p>	<p>Form-389 Heavy Vehicle Register, Recurrent Energy</p> <p>The site typically receives an average of one truck per fortnight or one per month since commencement of operation and they access the site through the main entry and access point.</p>	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
				Maintenance, May 2024, Canadian Solar.			
ECG_03	CoC_3	<p><u>TRANSPORT</u></p> <p>Designated Over-Dimensional and Heavy Vehicle Access Route</p> <p>All over-dimensional and heavy vehicles associated with the development must travel to and from the site via the Sturt Highway, Donald Ross Drive and the approved site access point (shown in Appendix 1).</p> <p>Note: The Applicant is required to obtain relevant permits under the Heavy Vehicle National Law (NSW) for the use of over dimensional vehicles on the road network.</p>	At all times	<p>Section 9.1 of Traffic Management Plan</p> <p>CSOM – Traffic Management Plan.</p> <p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>	<p>Recurrent Energy Site Manager – visual supervision, communication, and liaison and coordination.</p> <p>Log of heavy vehicle numbers and dimensions.</p>	The site only receives an average of one truck per fortnight or one per month since commencement of operation and they access the site through the main entry and access point.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
ECG_04	CoC_4	<u>TRANSPORT</u> Site Access <p>Prior to the commencement of construction, the Applicant must upgrade the site access point off Donald Ross Drive (shown in Appendix 1) with a Rural Property Access type treatment to cater for the largest vehicle accessing the site, including sealing the on-site access road a minimum of 30 m from its intersection with Donald Ross Drive, in accordance with the Austroads Guide to Road Design (as amended by TfNSW supplements), to the satisfaction of Council.</p>	Prior to construction	Section 9.1 of Traffic Management Plan CSOM – Traffic Management Plan.	N/A	N/A	Not triggered
ECG_05	CoC_5	<u>TRANSPORT</u> Operating Conditions <p>The Applicant must ensure:</p> <p>(a) the internal roads are constructed as all-weather roads;</p>	At all times	Section 9.1 of Traffic Management Plan CSOM – Traffic Management Plan. Environmental Management Strategy (EMS) – Darlington Point	Routine procedures, inspections and maintenance	The internal roads were intended to be constructed as all-weather roads, but are in a degraded state and in some areas are in poor condition with visible and substantial surface erosion, widening and pot holes on access roads throughout the site.	Not compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		(b) there is sufficient parking on site for all vehicles, and no parking occurs on the public road network in the vicinity of the site; (c) the capacity of the existing roadside drainage network is not reduced; (d) all vehicles are loaded and unloaded on site, and enter and leave the site in a forward direction; and (e) development-related vehicles leaving the site are in a clean condition to minimise dirt being tracked onto the sealed public road network.		Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar. DPSF Inspection Checklist – Canadian Solar DPSF Action Register Recurrent Energy – Daily Pre-start & Sign Off		It is noted that the internal roads were already in a poor state following construction works and prior to the commencement of operation. The internal roads are in need of repair and maintenance and the applicant is in negotiation with the D&C Contractor to resolve this issue. All other requirements in this condition are being met.	
ECG_06	CoC_6	<u>TRANSPORT</u> Unformed Crown Roads The Applicant must ensure any unformed Crown road reserves affected by the development are maintained for future use, unless otherwise agreed with DPE Crown Lands.	At all times	N/A	N/A	There are no unformed Crown Lands reserves in this site.	Not triggered
ECG_07	CoC_7	<u>TRANSPORT</u> Traffic Management Plan Prior to the commencement of any road upgrades required under this consent, the	At all times	Section 9.1 of Traffic Management Plan CSOM – Traffic Management Plan.	Routine forward planning, SOPs and inspections.	There have been no road upgrades conducted on site since commencement of operation.	Not triggered.

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>Applicant must prepare a Traffic Management Plan for the development in consultation with TfNSW and Council, and to the satisfaction of the Planning Secretary. This plan must include:</p> <p>(a) details of the transport route/s to be used for all development-related traffic, including the location of access points;</p> <p>(b) a protocol for undertaking independent dilapidation surveys to assess the:</p> <ul style="list-style-type: none"> existing condition of local roads on the transport route/s prior to construction, upgrading or decommissioning activities; and condition of local roads on the transport route/s following construction, upgrading or decommissioning activities; <p>(c) a protocol for the repair of any local roads identified in the dilapidation surveys to have been damaged during construction, upgrading or decommissioning works;</p> <p>(d) details of the measures that would be implemented to minimise traffic safety issues and disruption to local users of the transport route/s during construction, upgrading or decommissioning works, including:</p>		<p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>			

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<ul style="list-style-type: none"> • performance criteria, measures and indicators for shuttle bus utilisation and car-pooling in accordance with the commitments in the EIS; • temporary traffic controls, including detours and signage; • notifying the local community about project-related traffic impacts; • procedures for receiving and addressing complaints from the community about development related traffic; • minimising potential for conflict with school buses and other motorists as far as practicable; • scheduling of haulage vehicle movements to minimise convoy length or platoons; • responding to local climate conditions that may affect road safety such as fog, dust and wet weather; • responding to any emergency repair or maintenance requirements; and • a traffic management system for managing over-dimensional vehicles: <p>e) a driver's code of conduct that addresses:</p> <ul style="list-style-type: none"> • travelling speeds; 					

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<ul style="list-style-type: none"> • driver fatigue; • procedures to ensure that drivers adhere to the designated transport route/s; and • procedures to ensure that drivers implement safe driving practices; and <p>(f) a flood response plan detailing procedures and options for safe access to the site in the event of flooding.</p> <p>Following the Planning Secretary's approval, the Applicant must implement the Traffic Management Plan.</p>					
ECG_08	CoC_8	<p><u>LAND MANAGEMENT</u></p> <p>Following any construction or upgrading on the site, the Applicant must:</p> <p>(a) restore the ground cover of the site as soon as practicable;</p> <p>(b) maintain the ground cover with appropriate perennial species; and</p> <p>(c) manage weeds within this ground cover.</p>	During construction and operation	<p>Section 7 of the Biodiversity Management Plan (BMP).</p> <p>Biodiversity Management Plan (BMP), DPSF, Signal Energy, March 2018, NGH Environmental Rehabilitation Strategy under CEMP.</p> <p>Environmental Management Strategy (EMS) – Darlington Point</p>	<p>Proposal – DPSF PCT-45 Grassland Monitoring Program, Part 1, Blue Devil Consulting, February 2025.</p> <p>DPSF - PO 0066 and PO 0065, 25/2/25 – Blue Devil Consulting.</p> <p>Monthly biodiversity monitoring and reports.</p>	<p>The groundcover was restored following construction and weed spraying has been ongoing with weeds largely under control.</p> <p>However, unable to ascertain whether ground cover has been maintained with perennial species as the 6-monthly grassland monitoring for the operational phase required following</p>	Not compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
				Solar Farm, V1, Signal Energy, 14/3/2019.	<p>Quarterly grassland monitoring and reports.</p> <p>Kleinfelder weed spraying.</p> <p>Mowing records.</p> <p>Monitoring to be commenced during operation.</p>	<p>commencement of operation has not yet commenced.</p> <p>The Applicant has since invited and received a proposal from the Ecologist Blue Devil to undertake this work and has now engaged Blue Devil to conduct the 6-monthly monitoring of PCT-45 grasslands from 25/2/25.</p> <p>Assessment of compliance against this CoC and requirement will need to be re-assessed during the next Operational Compliance Report once the grassland monitoring results have been provided.</p>	
ECG_09	CoC_9	<p><u>BIODIVERSITY</u></p> <p>Biodiversity Offsets</p> <p>Within two years of commencing construction under this consent, unless the Planning Secretary agrees otherwise, the Applicant must retire biodiversity credits of a number and class</p>	During construction / before commencement of operation.	Section 7.2 of the BMP. Biodiversity Management Plan (BMP), DPSF, Signal Energy, March 2018, NGH Environmental	<p>Submissions record Planning Portal.</p> <p>First extension was granted by DPIE 29/9/21 to complete before 29/4/22.</p>	The proponent (Octopus Investments) has provided evidence of the retirement of the required credits on 4/6/24.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status								
		<p>specified in Column (a) in Table 1 below, to the satisfaction of BCS.</p> <p>Table 1: Biodiversity Credit Requirements</p> <table><tr><th>Vegetation Community</th><th>PCT ID</th><th>Column (a): Minimum Credits Required</th><th>Column (b): Maximum Credits Required</th></tr><tr><td>Black Box grassy open woodland wetland of rarely flooded depressions in south western NSW (mainly Riverina Bioregion and Murray Darling Depression Bioregion)</td><td>PCT 16</td><td>294</td><td>294</td></tr></table>	Vegetation Community	PCT ID	Column (a): Minimum Credits Required	Column (b): Maximum Credits Required	Black Box grassy open woodland wetland of rarely flooded depressions in south western NSW (mainly Riverina Bioregion and Murray Darling Depression Bioregion)	PCT 16	294	294			<p>Second extension – letter from DPE to Octopus Investments dated 28/4/22 granting extension to 28/4/23.</p> <p>DPE Credit Retirement Report – CT-3704, dated 4/6/24 for BSA ID: B50091, Credit ID: CR-35682, Number of Credits: 1184, PCT ID: 44.</p> <p>Statement of Reasonable Equivalence (DOC21/773722-1), 22/2/21, Octopus Investments.</p> <p>Retirement of Credits for PCT 16, PCT 75, 6//4/22, Octopus Investments.</p> <p>Biodiversity Credit Transfer Report, 11/4/24, DPE.</p>		
Vegetation Community	PCT ID	Column (a): Minimum Credits Required	Column (b): Maximum Credits Required												
Black Box grassy open woodland wetland of rarely flooded depressions in south western NSW (mainly Riverina Bioregion and Murray Darling Depression Bioregion)	PCT 16	294	294												

Unique ID	Condition of Consent (CoC)	Compliance Requirement				Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		Plains Grass grassland on alluvial mainly clay soils in the Riverina Bioregion and NSW South Western Slopes Bioregion	PCT 45	3,435	6,973			Biodiversity Offsets Scheme Credit Retirement form, DPE, 28/5/24. Biodiversity Offset Credit Transaction Report, DPE, 4/6/24.		
		Yellow Box - White Cypress Pine grassy woodland on deep sandy-loam alluvial soils of the eastern Riverina Bioregion and western NSW South Western Slopes Bioregion	PCT 75	7	7					

Unique ID	Condition of Consent (CoC)	Compliance Requirement				Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		Species	Species ID	Credits Required	Credits Required					
		Superb Parrot (Polytelis swainsonii)	10645	60	60					
ECG_10	CoC_10	<p><u>BIODIVERSITY</u></p> <p>The retirement of credits must be carried out in accordance with the NSW Biodiversity Offsets Policy for Major Projects and can be achieved by:</p> <p>(a) acquiring or retiring 'biodiversity credits' within the meaning of the Biodiversity Conservation Act 2016;</p> <p>(b) making payments into an offset fund that has been developed by the NSW Government; or</p> <p>(c) providing supplementary measures.</p>				During construction / before commencement of operation.	<p>Section 7.2 of the BMP. Biodiversity Management Plan (BMP), DPSF, Signal Energy, March 2018, NGH Environmental.</p> <p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p>	<p>Submissions record Planning Portal.</p> <p>First extension was granted by DPIE 29/9/21 to complete before 29/4/22.</p> <p>Second extension – letter from DPE to Octopus Investments dated 28/4/22 granting extension to 28/4/23.</p> <p>DPE Credit Retirement Report – CT-3704, dated 4/6/24 for BSA ID: B50091, Credit ID: CR-35682, Number of</p>	The proponent (Octopus Investments) has provided evidence of the retirement of the required credits on 4/6/24, through the permissible means provided for in this requirement.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
					<p>Credits: 1184, PCT ID: 44.</p> <p>Statement of Reasonable Equivalence (DOC21/773722-1), 22/2/21, Octopus Investments.</p> <p>Retirement of Credits for PCT 16, PCT 75, 6/4/22, Octopus Investments.</p> <p>Biodiversity Credit Transfer Report, 11/4/24, DPE.</p> <p>Biodiversity Offsets Scheme Credit Retirement form, DPE, 28/5/24.</p> <p>Biodiversity Offset Credit Transaction Report, DPE, 4/6/24.</p>		
ECG_10A	CoC_10A	<u>BIODIVERSITY</u>	During construction / before	Biodiversity Management Plan (BMP), DPSF, Signal	Submissions record Planning Portal.	The Credit Report retained by DPSF shown below confirms retirement of 1184 credits by	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status									
		<p>Prior to carrying out works associated with Modification 2 that could directly or indirectly impact the biodiversity values requiring offset, the Applicant must retire biodiversity credits of a number and class specified in Table 2 and Table 3 below, unless the Planning Secretary agrees otherwise.</p> <p>Table 2: Ecosystem Credit Requirements for Modification 2</p> <table><tr><th>Vegetation Community</th><th>PCT ID</th><th>Credits Required</th></tr><tr><td>Plains Grass grassland on alluvial mainly clay soils in the Riverina Bioregion and NSW South-Western Slopes Bioregion.</td><td>PCT 45</td><td>28</td></tr><tr><td>Weeping Myall open woodland of the Riverina Bioregion and NSW South-Western Slopes Bioregion</td><td>PCT 26</td><td>1</td></tr></table>	Vegetation Community	PCT ID	Credits Required	Plains Grass grassland on alluvial mainly clay soils in the Riverina Bioregion and NSW South-Western Slopes Bioregion.	PCT 45	28	Weeping Myall open woodland of the Riverina Bioregion and NSW South-Western Slopes Bioregion	PCT 26	1	commencement of operation.	<p>Energy, March 2018, NGH Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p>	<p>First extension was granted by DPIE 29/9/21 to complete before 29/4/22.</p> <p>Second extension – letter from DPIE to Octopus Investments dated 28/4/22 granting extension to 28/4/23.</p> <p>DPIE Credit Retirement Report – CT-3704, dated 4/6/24 for BSA ID: B50091, Credit ID: CR-35682, Number of Credits: 1184, PCT ID: 44.</p> <p>Statement of Reasonable Equivalence (DOC21/773722-1), 22/2/21, Octopus Investments.</p> <p>Retirement of Credits for PCT 16, PCT 75,</p>	<p>4//6/24, through means that are permissible in this requirement.</p>	
Vegetation Community	PCT ID	Credits Required														
Plains Grass grassland on alluvial mainly clay soils in the Riverina Bioregion and NSW South-Western Slopes Bioregion.	PCT 45	28														
Weeping Myall open woodland of the Riverina Bioregion and NSW South-Western Slopes Bioregion	PCT 26	1														

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>The retirement of credits must be carried out in accordance with the NSW Biodiversity Offsets Scheme and can be achieved by:</p> <p>(a) acquiring or retiring 'biodiversity credits' within the meaning of the Biodiversity Conservation Act 2016;</p> <p>(b) making payments into an offset fund that has been developed by the NSW Government; or</p> <p>(c) funding a biodiversity conservation action that benefits the entity impacted and is listed in the ancillary rules of the biodiversity offset scheme.</p>			<p>6//4/22, Octopus Investments.</p> <p>Biodiversity Credit Transfer Report, 11/4/24, DPE.</p> <p>Biodiversity Offsets Scheme Credit Retirement form, DPE, 28/5/24.</p> <p>Biodiversity Offset Credit Transaction Report, DPE, 4/6/24.</p>		
ECG_11	CoC_11	<p>BIODIVERSITY</p> <p>In the period between 2 years and 3 years from the commencement of operations, unless the Planning Secretary agrees otherwise, the Applicant must commission an independent review of the impacts of the development on PCT45 and submit a subsequent report to the Planning Secretary. This review and report must be undertaken by a suitably qualified, experienced and independent grasslands expert endorsed by the Planning Secretary.</p>	During operation.	<p>Biodiversity Management Plan (BMP), DPSF, Signal Energy, March 2018, NGH Environmental</p> <p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p>	Submissions record Planning Portal.	<p>The proponent has already engaged the services of Paul Foreman from Blue Devil Consulting to undertake this independent review.</p> <p>The findings of the review are expected to be provided in a report due around February 2025.</p> <p>The findings of this report should confirm any further</p>	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>The expert must:</p> <ul style="list-style-type: none"> (a) consult with BCS and the Applicant; (b) compare the actual impacts on PCT45 against that predicted in the EIS; (c) if the review concludes that the impacts on PCT45 are greater than that predicted in the EIS, calculate any additional biodiversity offset credit liabilities for the development over and above that specified in Column (a) of Table 1 above, in accordance with the NSW Biodiversity Offsets Policy for Major Projects, (d) document the findings in its report. <p>If the Planning Secretary determines, after reviewing the expert's report, that the Applicant must retire additional biodiversity credits for PCT45, the Applicant must retire the additional credits within 12 months of the Planning Secretary's determination, up to an aggregate maximum of that specified in Column (b) of Table 1 above.</p>				actions required to address any non-compliances or further corrective actions associated with CoC10 and CoC10A.	
ECG_12	CoC_12	<p><u>BIODIVERSITY</u></p> <p>Biodiversity Management Plan</p> <p>Prior to the commencement of construction, the Applicant must prepare a Biodiversity</p>	Before construction	Biodiversity Management Plan (BMP), Version 7, DPSF, Signal Energy,	Submission Record Planning Portal – Post Approvals	A BMP was developed, submitted and approved by the Department prior to	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>Management Plan for the development in consultation with BCS, and to the satisfaction of the Planning Secretary. This plan must:</p> <p>(a) include a description of the measures that would be implemented for:</p> <ul style="list-style-type: none"> • minimising the amount of native vegetation clearing within the approved development footprint; • minimising the loss of key fauna habitat; • managing potential indirect impacts on threatened and migratory species, including: - flora species, including Weeping Myall Woodland and Sandhill Pine Woodland; and - fauna species, including Grey-crowned Babbler and Superb Parrot; • rehabilitating and revegetating temporary disturbance areas; • protecting native vegetation and key fauna habitat outside the approved disturbance areas; • maximising the salvage of vegetative and soil resources within the approved disturbance area for beneficial reuse in the enhancement or the rehabilitation of the site; and • controlling weeds and feral pests; 		<p>March 2018, NGH Environmental</p> <p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p>		<p>commencement of construction.</p> <p>DPE letter of approval – BMP – dated 15/6/22.</p>	

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<ul style="list-style-type: none"> protecting and promoting the growth of native plant species (including PCT45) and controlling the growth of exotic ground cover; (b) include a seasonally-based program to monitor and report on the effectiveness of these measures against the detailed performance and completion criteria; and (c) include details of who would be responsible for monitoring, reviewing and implementing the plan, and timeframes for completion of actions. <p>Following the Planning Secretary's approval, the Applicant must implement the Biodiversity Management Plan.</p> <p>Note: If the biodiversity credits are retired via a Biodiversity Stewardship Agreement, then the Biodiversity Management Plan does not need to include any of the matters that are covered under the Biodiversity Stewardship Agreement.</p>					
ECG_12A	CoC_12A	<p><u>BIODIVERSITY</u></p> <p>Prior to carrying out works associated with Modification 2 that could directly or indirectly impact the biodiversity values requiring offset, the Applicant must update the Biodiversity Management Plan referred to in condition 12 for works associated with Modification 2, in</p>	Before / during construction	<p>Biodiversity Management Plan (BMP), DPSF, Signal Energy, March 2018, NGH Environmental</p> <p>Environmental Management Strategy (EMS) – Darlington Point</p>	Submission Record Planning Portal – Post Approvals	A revised BMP for Mod 2 was developed, submitted and approved by the Department prior to commencement of construction.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		accordance with the Biodiversity Development Assessment Report (Revision 3.1, dated 20 September 2022).		Solar Farm, V1, Signal Energy, 14/3/2019.		DPE letter of approval – dated 13/12/23 for BMP Rev. 7, 7/12/23.	
ECG_13	CoC_13	<p><u>AMENITY</u></p> <p>Construction, Upgrading and Decommissioning Hours</p> <p>Unless the Planning Secretary agrees otherwise, the Applicant may only undertake construction, upgrading or decommissioning activities on site between:</p> <p>(a) 7 am to 6 pm Monday to Friday;</p> <p>(b) 8 am to 1 pm Saturdays; and</p> <p>(c) at no time on Sundays and NSW public holidays.</p> <p>The following construction, upgrading or decommissioning activities may be undertaken outside these hours without the approval of the Planning Secretary:</p> <ul style="list-style-type: none"> the delivery of materials as requested by the NSW Police Force or other authorities for safety reasons; or 	At all times	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.	Submissions Record / Site Inspections and Actions Register	There have been no further construction, upgrading or decommissioning works since commencement of operation.	Not triggered

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<ul style="list-style-type: none"> emergency work to avoid the loss of life, property and/or material harm to the environment. 					
ECG_14	CoC_14	<u>AMENITY</u> Noise The Applicant must minimise the noise generated by any construction, upgrading or decommissioning activities on site in accordance with the best practice requirements outlined in the Interim Construction Noise Guideline (DECC, 2009), or its latest version.	At all times	EIA, CEMP/OEMP – Noise Assessment Study. Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.	Submissions Record / Site Inspections and Actions Register	There have been no noise complaints or regulatory notices received since the commencement of operation. The noise assessments carried out at EIA stage did not anticipate any potential for noise exceedances during the operational phase.	Compliant
ECG_14A	CoC_14A	<u>AMENITY</u> Noise The Applicant must ensure that the noise generated by the operation of the development during the evening and night does not exceed 35 dB(A) L Aeq15 min to be determined in accordance with the procedures in the NSW Noise Policy for Industry (EPA, 2017) at any non-associated residence.	At all times	EIA, CEMP/OEMP – Noise Assessment Study. Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	Submissions Record / Site Inspections and Actions Register	There have been no noise complaints or regulatory notices received since the commencement of operation. The noise assessments carried out at EIA stage did not anticipate any potential for noise exceedances during the operational phase.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
ECG_15	CoC_15	<u>AMENITY</u> Dust The Applicant must minimise the dust generated by the development.	At all times	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	Site inspections, audits, and daily pre-starts / actions register – Recurrent Energy	There are no significant dust issues on site. Groundcover restored following construction works covers approx. 90% of previously disturbed areas with little dust generation. However the degraded condition of the roads have the potential to create an additional source of dust during dry weather conditions, especially when used by vehicles and mowers.	Compliant
ECG_16	CoC_16	<u>AMENITY</u> Visual The Applicant must: (a) minimise the off-site visual impacts of the development, including the potential for any glare or reflection from the solar panels;	At all times	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	Site inspections, audits, and daily pre-starts / actions register – Recurrent Energy	There are no new or additional offsite visual impacts from the DPSF that have not already been considered and assessed and accepted / controlled under the EIA/CEMP/OMEP. Construction of buildings executed as per the approved plans and buildings painted in non-obtrusive colours.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
						Regular mowing keeps site in good visual condition.	
ECG_17	CoC_17	<u>AMENITY</u> Lighting The Applicant must: <ul style="list-style-type: none"> (a) minimise the off-site lighting impacts of the development; and (b) ensure that any external lighting associated with the development: <ul style="list-style-type: none"> • is installed as low intensity lighting (except where required for safety or emergency purposes); • does not shine above the horizontal; and • complies with Australian Standard AS4282 (INT) 1997 – Control of Obtrusive Effects of Outdoor Lighting, or its latest version. 	At all times	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	Site inspections, audits, and daily pre-starts / actions register – Recurrent Energy	There are no new or additional amenity or lighting impacts from the DPSF that have not already been considered and assessed and accepted / controlled under the EIA/CEMP/OMEP.	Compliant
ECG_18	CoC_18	<u>HERITAGE</u> Protection of Heritage Items Prior to the commencement of construction, the Applicant must salvage Aboriginal heritage item number AFT01 and transfer to the Griffith Local Aboriginal Land Council, in accordance with the	Prior to construction	CEMP	N/A Submissions Record	Closed out prior to construction and not applicable to operational phase.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		Code of Practice for Archaeological Investigation of Aboriginal Objects in New South Wales (DECCW, 2010), or its latest version. Note: The location of the Aboriginal heritage item referred to in this condition is shown in the figure in Appendix 1.					
ECG_19	CoC_19	<u>HERITAGE</u> Discovery of Human Remains If human remains are discovered on site, then all work surrounding the area must cease, and the area must be secured. The Applicant must notify the NSW Police and Heritage NSW as soon as possible following the discovery, and work must not recommence in the area until this is authorised by Heritage NSW.	Prior to construction	CEMP Section 9.4 'Aboriginal and Cultural Heritage Management' -- Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Section 8.1 'Discovery of Human Remains' - Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	Routine site and visual inspections. Chance / Unexpected Finds Protocol Register. Recurrent Energy Daily Pre-starts and Actions Register	There have been no unexpected finds since the commencement of operation.	Compliant
ECG_20	CoC_20	Chance Finds Protocol	At all times	Chance Finds Protocol Sub-plan - Environmental Management Strategy	Routine site and visual inspections.	A chance finds protocol has been approved and the	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>Prior to the commencement of construction, the Applicant must prepare a Chance Finds Protocol for the development in consultation with the Aboriginal stakeholders, and to the satisfaction of Heritage NSW.</p> <p>Following Heritage NSW's approval, the Applicant must implement the Chance Finds Protocol.</p>		<p>(EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Section 8.2 'Chance Finds / Unexpected Finds' and Section 8.3 Mitigation Measure - Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>	<p>Chance / Unexpected Finds Protocol Register.</p> <p>Recurrent Energy Daily Pre-starts and Actions Register.</p>	<p>protocol is maintained as part of the EMS.</p> <p>There have been no chance finds since commencement of operation.</p>	
ECG_21	CoC_21	<p><u>SOIL & WATER</u></p> <p>Water Pollution</p> <p>The Applicant must ensure that the development does not cause any water pollution, as defined under Section 120 of the POEO Act.</p>	At all times	<p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>	<p>Routine site and visual inspections.</p> <p>Recurrent Energy Daily Pre-starts and Actions Register.</p>	<p>There is no evidence of water pollution caused by any onsite activities.</p>	Compliant
ECG_22	CoC_22	<p><u>SOIL & WATER</u></p> <p>Operating Conditions</p> <p>The Applicant must:</p>	At all times	<p>Environmental Management Strategy (EMS) – Darlington Point</p>	<p>Routine site and visual inspections.</p>	<p>As noted in ECG_05 (CoC 5) – Transport Operating Conditions, the internal roads are in a degraded state and in</p>	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>(a) minimise any soil erosion associated with the construction, upgrading or decommissioning of the development in accordance with the relevant requirements in the Managing Urban Stormwater: Soils and Construction (Landcom, 2004) manual, or its latest version;</p> <p>(b) ensure the solar panels and ancillary infrastructure are designed, constructed and maintained to avoid causing any erosion on site; and</p> <p>(c) implement appropriate flood management practices to ensure post-development flows from the site are limited to pre-development flows for all storms up to and including the 90-year Average Recurrence Interval event.</p>		<p>Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>	Recurrent Energy Daily Pre-starts and Actions Register.	<p>some areas are in poor condition with visible and substantial surface erosion, widening and pot holes on access roads throughout the site.</p> <p>It is noted that the internal roads were already in a relatively poor state following construction works and prior to the commencement of operation.</p> <p>The internal roads are in need of repair and maintenance.</p> <p>All other requirements with respect installation of solar panels and flood management have been satisfied.</p>	
ECG_23	CoC_23	<p><u>HAZARDS</u></p> <p>Operating Conditions</p> <p>The Applicant must:</p> <p>(a) minimise the fire risks of the development;</p> <p>(b) ensure that the development:</p>	At all times	Section 9.10 Bushfire - Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.	<p>Routine site and visual inspections.</p> <p>Routine mowing and vegetation clearing in boundary fence perimeter.</p>	A visual inspection showed that the 10m wide asset protection zone to be provided around the perimeter of the DPSF is being maintained with regular moving along the	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<ul style="list-style-type: none"> includes defensible space as outlined in the EIS, that permits unobstructed vehicle access to the site; manages the defensible space as an Asset Protection Zone; complies with the relevant asset protection requirements in the RFS's Planning for Bushfire Protection 2019 (or equivalent) and Standards for Asset Protection Zones; is suitably equipped to respond to any fires on site including provision of a 20,000 litre water supply tank fitted with a 65mm Storz fitting located adjacent to the internal access road; <p>(c) assist the RFS and emergency services as much as practicable if there is a fire in the vicinity of the site; and</p> <p>(d) notify the relevant local emergency management committee following construction of the development, and prior to the commencement of operations.</p>		Section 6 – Bushfire Management Plan - Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	Recurrent Energy Daily Pre-starts and Actions Register.	<p>perimeter fence and vegetation clearing / mulching.</p> <p>Fire fighting water storage and equipment is provided and maintained as required.</p> <p>Induction and emergency contacts are provided onsite.</p>	
ECG_24	CoC_24	<p>Fire Safety Study</p> <p>At least one month prior to the construction of the battery storage facility (excluding pre-construction minor works), unless otherwise</p>	Prior to construction	CEMP – Bushfire Management Plan Fire Safety Study – Rev. 11 - 23/5/23.	Submissions Record – Planning Portal – Post Approval	The study was completed and approved in the DPE letter – Fire Safety Study Approval – dated 6/6/23.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>agreed by the Planning Secretary, the Applicant must prepare a Fire Safety Study of the development, in consultation with RFS, and to the satisfaction of FRNSW and the Planning Secretary. The study must:</p> <p>(a) be consistent with the:</p> <ul style="list-style-type: none"> • Department's Hazardous Industry Planning Advisory Paper No. 2, 'Fire Safety Study' guideline; and • New South Wales Government's Best Practice Guidelines for Contaminated Water Retention and Treatment Systems; and <p>(b) describe the final design of the battery storage facility.</p> <p>Construction of the battery storage facility, other than pre-construction minor works, must not commence until the Planning Secretary has approved the Fire Safety Study.</p> <p>Following the Planning Secretary's approval, the Applicant must implement the measures described in the Fire Safety Study.</p>					
ECG_25	CoC_25	Storage and Handling of Dangerous Materials	At all times	Environmental Management Strategy (EMS) – Darlington Point	Routine site and visual inspections.	The storage and handling of dangerous materials is done in	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>The Applicant must store and handle all chemicals, fuels and oils used on-site in accordance with:</p> <p>(a) the requirements of all relevant Australian Standards; and</p> <p>(b) the NSW EPA's Storing and Handling of Liquids: Environmental Protection – Participants Handbook if the chemicals are liquids.</p> <p>In the event of an inconsistency between the requirements listed from (a) to (b) above, the most stringent requirement must prevail to the extent of the inconsistency.</p>		<p>Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>	Recurrent Energy Daily Pre-starts and Actions Register.	<p>accordance with this requirement.</p> <p>There have been no incidents or complaints, nor regulatory notices with respect to any of these requirements.</p>	
ECG_26	CoC_26	<p>Emergency Plan</p> <p>Prior to the commissioning of development, the Applicant must develop and implement a comprehensive Emergency Plan and detailed emergency procedures for the development, in consultation with FRNSW and the RFS. The Applicant must keep two copies of the plan on-site in a prominent position adjacent to the site entry points at all times. The plan must:</p> <p>(a) be consistent with the Department of Planning's Hazardous Industry Planning Advisory Paper No. 1, 'Emergency Planning' and</p>	At all times	<p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p> <p>Emergency Management Plan.</p>	<p>Routine site and visual inspections, internal audits.</p> <p>Recurrent Energy Daily Pre-starts and Actions Register.</p>	<p>DPE Approval Letter – CEMP Stage 2b(i) – dated 21/10/22.</p> <p>A copy of the Emergency Plan is kept on-site and on notice board in the main site office and details covered in the induction handbook and training.</p> <p>The storage and handling of dangerous materials is done in accordance with this requirement.</p>	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>RFS's Planning for Bushfire Protection 2019 (or equivalent);</p> <p>(b) identify the risks and hazards and detailed measures for the development to prevent or mitigate fires igniting;</p> <p>(c) include procedures that would be implemented if there is a fire on-site or in the vicinity of the site;</p> <p>(d) list works that should not be carried out during a total fire ban;</p> <p>(e) include availability of fire suppression equipment, access and water;</p> <p>(f) include procedures for the storage and maintenance of any flammable materials;</p> <p>(g) detail access provisions for emergency vehicles and contact details for both a primary and alternative site contact who may be reached 24/7 in the event of an emergency;</p> <p>(h) include a figure showing site infrastructure, Asset Protection Zone and the fire fighting water supply;</p> <p>(i) include location of hazards (physical, chemical and electrical) that may impact on fire fighting</p>				There have been no incidents or complaints, nor regulatory notices with respect to any of these requirements.	

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>operations and procedures to manage identified hazards during fire fighting operations;</p> <p>(j) include details of the location, management and maintenance of the Asset Protection Zone and who is responsible for the maintenance and management of the Asset Protection Zone;</p> <p>(k) include bushfire emergency management planning;</p> <p>(l) include details of how RFS would be notified, and procedures that would be implemented in the event that:</p> <ul style="list-style-type: none"> • there is a fire on-site or in the vicinity of the site; • there are any activities on site that would have the potential to ignite surrounding vegetation; or • there are proposed activities to be carried out during a bushfire danger period; and <p>(m) include details on how the battery storage facility and sub-systems can be safely isolated in an emergency.</p> <p>The Applicant must implement the Emergency Plan for the duration of the development.</p>					

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
ECG_27	CoC_27	<u>WASTE</u> The Applicant must: (a) minimise the waste generated by the development; (b) classify all waste generated on site in accordance with the EPA's Waste Classification Guidelines 2014 (or its latest version); (c) store and handle all waste on site in accordance with its classification; (d) not receive or dispose of any waste on site; and (e) remove all waste from the site as soon as practicable, and ensure it is sent to an appropriately licensed waste facility for disposal.	At all times	Section 9.8 - Waste Management – Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar. Emergency Management Plan.	Routine site and visual inspections, internal audits. Recurrent Energy Daily Pre-starts and Actions Register.	DPE Approval Letter – CEMP Stage 2b(i) – dated 21/10/22. A waste management plan is being implemented onsite with a procedure and dedicated bins for general, recycling and other chemical / hazardous waste and proper licensing collection and disposal / recycling of waste.	Compliant
ECG_28	CoC_28	<u>ACCOMMODATION AND EMPLOYMENT STRATEGY</u> Prior to the commencement of construction, the Applicant must prepare an Accommodation and Employment Strategy for the development in consultation with Council, and to the satisfaction of the Planning Secretary. This strategy must:	Prior to construction	N/A	N/A	This requirement is in relation to the BESS and not the DPSF. DPE letter of approval – AES – dated 7/6/22.	Not triggered

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>(a) propose a strategy to facilitate the accommodation of the workforce associated with the development;</p> <p>(b) investigate options for prioritising the employment of local workers for the construction and operation of the development where feasible; and</p> <p>(c) include a program to monitor and review the effectiveness of the strategy over the life of the development.</p> <p>Following the Planning Secretary's approval, the Applicant must implement the strategy.</p>					
ECG_29	CoC_29	<p><u>DECOMMISSIONING AND REHABILITATION</u></p> <p>Within 18 months of the cessation of operations, unless the Planning Secretary agrees otherwise, the Applicant must rehabilitate the site to the satisfaction of the Planning Secretary. This rehabilitation must comply with the objectives in Table 4.</p> <p>Refer to Consent for Table 4: Rehabilitation Objectives.</p>	Decommissioning and rehabilitation	N/A	N/A	N/A	Not triggered
SCHEDULE 4 - ENVIRONMENTAL MANAGEMENT AND REPORTING							

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
EMR_01	CoC_1	<p><u>ENVIRONMENTAL MANAGEMENT</u></p> <p>Environmental Management Strategy</p> <p>1. Prior to the commencement of construction, the Applicant must prepare an Environmental Management Strategy for the development to the satisfaction of the Planning Secretary. This strategy must:</p> <p>(a) provide the strategic framework for environmental management of the development;</p> <p>(b) identify the statutory approvals that apply to the development;</p> <p>(c) describe the role, responsibility, authority and accountability of all key personnel involved in the environmental management of the development;</p> <p>(d) describe the procedures that would be implemented to:</p> <ul style="list-style-type: none"> • keep the local community and relevant agencies informed about the operation and environmental performance of the development; • receive, handle, respond to, and record complaints; 	Prior to construction	<p>Letter of Approval – DPE, 20/3/19 for Version 2 EMS dated 18/3/2019.</p> <p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>	Submissions record – Planning Portal – Post Approvals	<p>Letter of Approval – DPE, 20/3/19 for Version 2 EMS dated 18/3/2019.</p> <p>The EMS was developed by Signal Energy Australia Pty Ltd on behalf of the applicant – Document No. 2.4.1, Ver 1, December 2018.</p> <p>The EMS was subsequently revised three times with the most recent version dated 18/3/19.</p>	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<ul style="list-style-type: none"> • resolve any disputes that may arise; • respond to any non-compliance; • respond to emergencies; and (e) include: <ul style="list-style-type: none"> • references to any plans approved under the conditions of this consent; and • a clear plan depicting all the monitoring to be carried out in relation to the development. Following the Planning Secretary's approval, the Applicant must implement the Environmental Management Strategy.					
EMR_02	CoC_2	Revision of Strategies, Plans and Programs The Applicant must: <ul style="list-style-type: none"> (a) update the strategies, plans or programs required under this consent to the satisfaction of the Planning Secretary prior to carrying out any upgrading or decommissioning activities on site; and (b) review and, if necessary, revise the strategies, plans or programs required under this consent to the satisfaction of the Planning Secretary within 1 month of the: 	At all times	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	Submissions record – Planning Portal – Post Approvals	There have been no requests from the Department to update or revise any strategies, plans or programs. There have been no incidents/incident reports that would require the revision of any strategies, plans or programs.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<ul style="list-style-type: none"> • submission of an incident report under condition 4 of Schedule 4; • submission of an audit report under condition 6 or 7 of Schedule 4; or • any modification to the conditions of this consent. 					
EMR_03	CoC_3	<p>Updating and Staging of Strategies, Plans or Programs</p> <p>With the approval of the Planning Secretary, the Applicant may submit any strategy, plan or program required by this consent on a progressive basis.</p> <p>To ensure the strategies, plans or programs under the conditions of this consent are updated on a regular basis, the Applicant may at any time submit revised strategies, plans or programs to the Planning Secretary for approval.</p> <p>With the agreement of the Planning Secretary, the Applicant may prepare any revised strategy, plan or program without undertaking consultation with all parties referred to under the relevant condition of this consent.</p> <p>Notes:</p>	At all times	<p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>	Submissions record – Planning Portal – Post Approvals	<p>There have been no requests from the Department to update or revise any strategies, plans or programs.</p> <p>There have been no incidents/incident reports that would require the revision of any strategies, plans or programs.</p> <p>The EMS developed by Signal Energy is predominately construction focused but does cover obligations and responsibilities for the Operational Phase.</p> <p>The Operation & Maintenance Contractor, Recurrent Energy (formerly Canadian Solar) has implemented their own Environmental Management</p>	Not Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<ul style="list-style-type: none"> While any strategy, plan or program may be submitted on a progressive basis, the Applicant must ensure that all development being carried out on site is covered by suitable strategies, plans or programs at all times. If the submission of any strategy, plan or program is to be staged, then the relevant strategy, plan or program must clearly describe the specific stage to which the strategy, plan or program applies, the relationship of this stage to any future stages, and the trigger for updating the strategy, plan or program. 				Plan – Operations & Maintenance of May 2024 but it does not cover all the Consent, EIA, EMS, and Management Plan requirements for the Operational Phase and therefore needs to be revised and updated and submitted to the Department for approval.	
EMR_04	CoC_4	<p>COMPLIANCE</p> <p>Incident Notification</p> <p>The Planning Secretary must be notified in writing via the Major Projects website immediately after the Applicant becomes aware of an incident. The notification must identify the development (including the development application number and the name of the development if it has one) and set out the location and nature of the incident. Subsequent notification requirements must be given, and reports submitted in accordance with the requirements set out in Appendix 3.</p>	At all times	<p>Incident Reporting Procedure and Form – Work Instruction – Doc No. BMWI-050-020 Rev 4, Recurrent Energy.</p> <p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations &</p>	<p>Submissions record – Planning Portal – Post Approvals.</p> <p>Routine HSE inspections and internal audits.</p> <p>Incident reporting forms and management system.</p>	There have been no notifiable incidents on site since the commencement of operation.	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
				Maintenance, May 2024, Canadian Solar.			
EMR_05	CoC_5	Non-compliance Notification The Planning Secretary must be notified in writing via the Major Projects website within seven days after the Applicant becomes aware of any non-compliance.	At all times	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	Submissions record – Planning Portal – Post Approvals. Routine HSE inspections and internal audits. Incident reporting forms and management system.	There have been a few non-compliances with the Consent requirements since the commencement of operation that have not yet been notified within the specified timeframe. These are outlined in EMR_05A (CoC_5A) below.	Not compliant
EMR_05A	CoC_5A	A non-compliance notification must identify the development and the application number for it, set out the condition of consent that the development is non-compliant with, the way in which it does not comply and the reasons for the non-compliance (if known) and what actions have been, or will be, undertaken to address the non-compliance.	At all times	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	Submissions record – Planning Portal – Post Approvals. Routine HSE inspections and internal audits. Incident reporting forms and management system.	There have been a few non-compliances with the Consent requirements since the commencement of operation that have not yet been notified within the specified timeframe. These include: <ul style="list-style-type: none"> - Not commencing Operational Compliance Reporting within the timeframe specified in the DPE 	Not Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
						<p>Compliance Reporting Guidelines.</p> <ul style="list-style-type: none"> - Not commencing 6-monthly grassland monitoring within the timeframe specified in the Biodiversity Management Plan. 	
EMR_05B	CoC_5B	A non-compliance which has been notified as an incident does not need to also be notified as a noncompliance.	At all times	<p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>	<p>Submissions record – Planning Portal – Post Approvals.</p> <p>Routine HSE inspections and internal audits.</p> <p>Incident reporting forms and management system.</p>	There have been no incidents since the commencement of operation and the non-compliances are administrative in nature and relate to delays in the commencement of some required actions.	Not triggered
EMR_06	CoC_6	<p>Compliance Reporting</p> <p>The Applicant must provide regular compliance reporting to the Department on the development, excluding the battery storage facility, in accordance with the relevant Compliance Reporting requirements (DPE 2018).</p>	Construction, Pre-Operation, Operational, and Decommissioning Phases	<p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan –</p>	<p>Submissions record – Planning Portal – Post Approvals.</p> <p>Pre-Operation Compliance Report –</p>	<p>Compliance Reporting during the construction and pre-operational phases were completed as required.</p> <p>This Operational Compliance Report was required to be commenced within 52 weeks</p>	Not Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
				Operations & Maintenance, May 2024, Canadian Solar.	DPSF, Ver 1, 31/3/22, Signal Energy.	of the date of commencement of operation which was 24/5/22 and is quite late and due to an oversight between handover of Design & Build Contractor and Operations & Maintenance Contractor.	
EMR_07	CoC_7	<u>INDEPENDENT ENVIRONMENTAL AUDIT</u> Independent Audits of the development of the battery storage facility must be conducted and carried out in accordance with the Independent Audit Post Approval Requirements (2020) to the following frequency: (a) within 3 months of commencing construction; and (b) within 3 months of commencement of operations.	Initial Construction Phase only	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	N/A	In the Consolidated Consent (MOD 2), the requirement for an Independent Environmental Audit is only required for the battery storage but not for the DPSF during operational phase. For the operational phase of the DPSF, only Operational Compliance Reporting is required.	Not Triggered
EMR_07A	CoC_7A	<u>INDEPENDENT ENVIRONMENTAL AUDIT</u> Proposed independent auditors must be agreed to in writing by the Planning Secretary prior to the commencement of an Independent Audit.	Initial Construction Phase only	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan –	N/A	In the Consolidated Consent (MOD 2), the requirement for an Independent Environmental Audit is only required for the battery storage but not for the DPSF during operational phase.	Not Triggered

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
				Operations & Maintenance, May 2024, Canadian Solar.		For the operational phase of the DPSF, only Operational Compliance Reporting is required.	
EMR_07B	CoC_7B	<u>INDEPENDENT ENVIRONMENTAL AUDIT</u> The Planning Secretary may require the initial and subsequent Independent Audits to be undertaken at different times to those specified in condition 7 of Schedule 4 upon giving at least 4 weeks' notice to the Applicant of the date upon which the audit must be commenced.	Initial Construction Phase only	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.	N/A	In the Consolidated Consent (MOD 2), the requirement for an Independent Environmental Audit is only required for the battery storage but not for the DPSF during operational phase. For the operational phase of the DPSF, only Operational Compliance Reporting is required.	Not Triggered
EMR_07C	CoC_7C	<u>INDEPENDENT ENVIRONMENTAL AUDIT</u> In accordance with the specific requirements in the Independent Audit Post Approval Requirements (2020), the Applicant must: (a) review and respond to each Independent Audit Report prepared under condition 7 of	Initial Construction Phase only	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019. Environmental Management Plan – Operations &	N/A	In the Consolidated Consent (MOD 2), the requirement for an Independent Environmental Audit is only required for the battery storage but not for the DPSF during operational phase. For the operational phase of the DPSF, only Operational	Not Triggered

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<p>Schedule 4 of this consent, or condition 7B of Schedule 4 where notice is given by the Planning Secretary;</p> <p>(b) submit the response to the Planning Secretary; and</p> <p>(c) make each Independent Audit Report, and response to it, publicly available within 60 days of submission to the Planning Secretary. unless otherwise agreed by the Planning Secretary.</p>		Maintenance, May 2024, Canadian Solar.		Compliance Reporting is required.	
EMR_07D	CoC_7D	<p><u>INDEPENDENT ENVIRONMENTAL AUDIT</u></p> <p>Independent Audit Reports and the Applicant's response to audit findings must be submitted to the Planning Secretary within 2 months of undertaking the independent audit site inspection as outlined in the Independent Audit Post Approvals Requirements (2020) unless otherwise agreed by the Planning Secretary.</p>	Initial Construction Phase only	<p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>	N/A	<p>In the Consolidated Consent (MOD 2), the requirement for an Independent Environmental Audit is only required for the battery storage but not for the DPSF during operational phase.</p> <p>For the operational phase of the DPSF, only Operational Compliance Reporting is required.</p>	Not Triggered
EMR_07E	CoC_7E	Notwithstanding the requirements of the Independent Audit Post Approvals Requirements (2020), the Planning Secretary may approve a request for ongoing independent operational audits to be ceased, where it has been demonstrated to the Planning	Initial Construction Phase only	Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.	N/A	In the Consolidated Consent (MOD 2), the requirement for an Independent Environmental Audit is only required for the	Not Triggered

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		Secretary's satisfaction that independent operational audits have demonstrated operational compliance.		Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.		battery storage but not for the DPSF during operational phase. For the operational phase of the DPSF, only Operational Compliance Reporting is required.	
EMR_08	CoC_8	<p>ACCESS TO INFORMATION</p> <p>The Applicant must:</p> <p>(a) make the following information publicly available on its website as relevant to the stage of the development:</p> <ul style="list-style-type: none"> • the EIS; • the final layout plans for the development; • current statutory approvals for the development; • approved strategies, plans or programs required under the conditions of this consent; • the proposed staging plans for the development if the construction, operation or decommissioning of the development is to be staged; 	At all times	<p>Environmental Management Strategy (EMS) – Darlington Point Solar Farm, V1, Signal Energy, 14/3/2019.</p> <p>Environmental Management Plan – Operations & Maintenance, May 2024, Canadian Solar.</p>	<p>Submissions record – Planning Portal – Post Approvals.</p> <p>Compliance Register</p>	<p>Edify Energy does maintain a website with its projects and there is a dedicated page for the Darlington Point Solar Farm www.edifyenergy.com/project/darlington-point</p> <p>Darlington-point - with relevant approval documents listed under 'Related Documents' including:</p> <ul style="list-style-type: none"> - EIS and statutory approvals - Final layout plans - AES - Biodiversity Management Plan - Chance Finds Protocol 	Compliant

Unique ID	Condition of Consent (CoC)	Compliance Requirement	Development Phase	Relevant Plan / Action	Monitoring Methodology	Evidence & Comments	Status
		<ul style="list-style-type: none"> • how complaints about the development can be made; • a complaints register; • compliance reports; • any independent environmental audit, and the Applicant's response to the recommendations in any audit; and • any other matter required by the Planning Secretary; and (b) keep this information up to date.				<ul style="list-style-type: none"> - Environmental Management Strategy - Audits - Other documents – including Compliance Reports A Complaints Procedure and Register is included under the heading Community, Feedback and Complaints.	

4. PREVIOUS REPORT ACTIONS

There was only one (1) non-compliance registered in the Pre-operation Compliance Report (Table 3) that required corrective action and it related to Schedule 4, CoC 8 – Access to Information. This corrective action has since been implemented and the Applicant is now compliant with this requirement – see EMR_08, CoC_8 in Table 3 of this Report.

5. INCIDENTS

There have been no incidents registered or reported during for reporting period from the commencement of operation to the completion of this report.

6. COMPLAINTS

There have been no complaints registered or reported for the reporting period from commencement of operation to the completion of this report.



Photo 5: Site Manager, HSE and Emergency Contacts



Photo 6: Copies of documents including Operational & Maintenance Environmental Management Plan



Photo 7: Copy of Emergency Management Plan



Photo 8: Staff site vehicles



Photo 9: Site office and general waste bins



Photo 10: Bulky waste bin



Photo 11: Yellow recycling bins



Photo 12: Rainwater storage tanks and fire connection



Photo 13: Warehouse and emergency wash basin and shower



Photo 14: Work and chemical storage shed



Photo 15 – Maintenance and mowing equipment



Photo 16: Bunding of chemicals, oils, lubricants



Photo 17: Bundling of chemicals (herbicides etc)



Photo 18: Flammables storage cabinet



Photo 19: Site plan and activities list



Photo 20: Access roads and freshly mowed grass



Photo 21: Solar arrays and freshly mowed grass



Photo 22: Access tracks



Photo 23: Native vegetation protection zone



Photo 24: Herbicide spraying tank



Photo 25: Log of herbicide spraying



Photo 26: Perimeter fencing



Photo 27: Fire hazard clearing within perimeter fencing



Photo 28: Native vegetation protection zone



Photo 29: Main access roads significantly degraded



Photo 30: Adjacent BESS site



Photo 31: Main secured entry gate and signage



Photo 32: Recently installed water storage tank

		
<p>Photo 33: Recently re-installed bore connection and water drinking trough for sheep</p>		

APPENDIX B: COMPLIANCE REPORT DECLARATION FORM

Compliance Report Declaration Form


Project Name:	Darlington Point Solar Farm
Project Application number:	SSD-8392
Description of Project:	Construction and operation of 275 MW Solar Farm.
Project Address:	Lots 1, 2, and 4 Deposited Plan (DP) 1249830, Donald Ross Drive, Darlington Point NSW 2706.
Proponent:	Darlington Point Solar Farm Pty Ltd / Edify Energy Pty Ltd.
Title of Compliance Report:	Operational Compliance Report No. 1
Date:	26 February 2025

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

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

Notes:

- Under section 10.6 of the Environmental Planning and Assessment Act 1979 a person must not include false or misleading information (or provide information for inclusion in) a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is false or misleading in a material respect. The proponent of an approved project must not fail to include information in (or provide information for inclusion in) a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is materially relevant to the monitoring or audit. The maximum penalty is, in the case of a corporation, \$1 million and for an individual, \$250,000; and
- The Crimes Act 1900 contains other offences relating to false and misleading information: section 307B (giving false or misleading information – maximum penalty 2 years' imprisonment or 200 penalty units, or both).

Name of Authorised Reporting Officer:	Ibrahim Awad
Title:	Mr
Signature:	
Qualification:	BSc (Environmental), MEngSc (Civil & Enviro), MEnvLaw, CPEng IEA, Lead Certified Environmental Auditor, Exemplar Global
Company:	Seventh Sense Sustainability Consultants Pty Ltd.
Company Address:	Level 35, International Tower 1, 100 Barangaroo Road, Sydney, 2000



Seventh Sense
Sustainability Consultants