



Department of Planning and Environment

Contact: Georgia Dragicevic
Phone: 4247 1852
Fax: 4224 9470
Email: Georgia.Dragicevic@planning.nsw.gov.au

Mr David McKay
Project Controls Manager
ACEN Australia
Suite 2, Level 2, 15 Castray Esplanade
BATTERY POINT, TAS 7005
27 November 2023

Dear Mr McKay

**Stubbo Solar Farm (SSD 10452)
Independent Environmental Audit - 20 July 2023 to 21 September 2023**

I refer to the Independent Environmental Audit Report (Audit Report), for the reporting period from 20 July 2023 to 21 September 2023 for Stubbo Solar Farm (the development), including the response to audit recommendations, submitted for the Planning Secretary's consideration, as required under Schedule 4, Conditions 11 to 16 of State significant development consent SSD 10452 (the consent).

The Department considers that the Audit Report generally satisfied Condition 11 of the consent. Please note that approval of this Audit Report is not endorsement of the compliance status of the development.

I note that non-compliance with Schedule 3, Conditions 2 and 3 was recorded by the Department on 9 October 2023. The remaining two non-compliances identified in the Audit Report have been assessed in accordance with the Department's Compliance Policy and in this instance the Department has determined to record the breaches in our system. At this stage, no further enforcement actions are proposed. Please be aware that recording of these breaches does not preclude the department from taking alternative enforcement actions, if it becomes apparent that an alternative response is more appropriate.

Please also note that these non-compliances will be taken into consideration in the assessment of any future breaches of the consent, in accordance with the department's Compliance Policy. A copy of the Compliance Policy is available at <https://www.planning.nsw.gov.au/-/media/Files/DPE/Plans-and-policies/compliance-and-enforcement-compliance-policy-2018-04.pdf>.

Please review, and if necessary, revise, the strategies, plans, and programs required under the approval, and submit for Planning Secretary's approval, in accordance with Schedule 4, Condition 2 of the consent.

Lastly, in accordance with Schedule 2, Conditions 14 and 17 of the consent, please make the copy of the Audit Report, including the response to audit recommendations available on the company website, including any other documents as required under Condition 17 and also ensure that these documents are up-to-date.

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L2, 84 Crown Street Wollongong NSW 2500 | PO Box 5475 Wollongong NSW 2520 | T 02 4247 1852 | F 02 4224 9470 | www.dpie.nsw.gov.au

Should you have any enquiries in relation to this matter, please contact Georgia Dragicevic, Senior Compliance Officer, on (02) 4247 1852 or by email to Georgia.Dragicevic@planning.nsw.gov.au.

Yours sincerely



Katrina O'Reilly

Team Leader Compliance

as nominee of the Planning Secretary