

# WIC Act licence application

August 2021

## About this document

Use this form to apply for a network operator's licence and/or a retail supplier's licence under the *Water Industry Competition Act 2006* (WIC Act). You must attach all supporting documentation as indicated in this form.

Please read the **WIC Act Licence Application Guide** document before you begin to fill in the application form. If you need further help in preparing your application, visit the IPART website, or email [wica@ipart.nsw.gov.au](mailto:wica@ipart.nsw.gov.au) or phone (02) 9290 8412.

## Meaning of icons in this form



Indicates an instruction for completing this form.



Indicates a document or supporting evidence to be provided with the application.



Important information to assist you with completing the application.



Indicates the legislative instrument or administrative reason/s for the question.

## How to complete this application form

1. Provide a response to all required questions.
2. Where an attachment is required, provide the complete file name for the attachment in the file name field in this form (include in the file name the number of the question to which the file relates and the document extension). If included as part of a larger document, please specify the relevant pages in that document in this form.
3. This form will become a public document. Confidential or commercially sensitive information should be provided as attachments and clearly labelled as 'Confidential' in the file name.
4. Review the completed application form and supporting documentation to ensure that they are concise, complete, relevant and accurate.

## About the application

### 1. Name and location of the proposed scheme



Provide the details as specified in the table.

Name of applicant corporation

Altogether Cooranbong Pty Ltd (AC)

Scheme name

Cooranbong

Local government area(s) where the proposed scheme is located.

Lake Macquarie LGA

### 2. Are you applying for a new licence or a variation to an existing licence?



Check the box that is applicable. You can only check one box.



New licence

Go to **Question 3**



Variation to an existing licence

Go to **Question 5**

### 3. What type of new licences and services are you applying for?



A retail supplier's licence authorises the licensee to supply water or provide sewerage services by means of water industry infrastructure. A network operator's licence authorises the licensee to construct, maintain and operate water industry infrastructure.



Check the boxes that are applicable.

Retail supplier's licence



Supply non-potable water



Supply drinking water



Sewerage service

Network operator's licence



Non-potable water infrastructure



Drinking water infrastructure



Sewerage infrastructure

#### 4. What type of properties are you proposing to service?



We use property type and number estimates to understand the scheme you are proposing when assessing the application. The information provided here may be indicative only. The type and number of properties will not be restricted by a licence.

A property means any single real property proposed to be connected to the system and a charge for the service is levied on the owner of the real property. For example, residential properties include single dwellings and each apartment in a high-rise residential complex. Shopping centres with separate connections for each shop are to be counted as one commercial property.



Indicate what type of customers you expect to service by checking the applicable boxes for each licence type (retail, network or both). Provide an estimate of the number of properties for each customer type.

##### Retail Supplier's Licence

<input type="checkbox"/> Non-potable services to small retail customers (i.e. <b>less than 15ML/year/customer</b> )	No. of properties: [
<input type="checkbox"/> Non-potable services to customers other than small retail customers	No. of properties: [
<input type="checkbox"/> Drinking water services to small retail customers (i.e. <b>less than 15ML/year/customer</b> )	No. of properties: [
<input type="checkbox"/> Drinking water services to customers other than small retail customers	No. of properties: [
<input type="checkbox"/> Sewerage services to small retail customers (i.e. <b>less than 10.5 ML/year/customer</b> )	No. of properties: [
<input type="checkbox"/> Sewerage services to customers other than small retail customers	No. of properties: [

##### Network Operator's Licence

<input type="checkbox"/> Residential properties	No. of properties: [
<input type="checkbox"/> Commercial properties	No. of properties: [
<input type="checkbox"/> Industrial properties	No. of properties: [
<input type="checkbox"/> Other customer type	Specify customer type and no. of properties: [



Go to **Question 8**.

### 5. Which licence requires a variation and for which activities?



Check the boxes that are applicable. Provide the licence number of the licence that requires the variation.

Retail supplier's licence

Licence no.: [

Non-potable water activities authorised

Go to **Question 6**

Drinking water activities authorised

Go to **Question 6**

Sewerage services activities authorised

Go to **Question 6**

Network operator's licence

Licence no.: 15\_033

Non-potable water activities authorised

Go to **Question 7**

Drinking water activities authorised

Go to **Question 7**

Sewerage services activities authorised

Go to **Question 7**

### 6. What are the proposed licence scope variations in your retail supplier's licence?



A proposed variation to the activities authorised in the licence is a 'licence scope variation'.



Check the boxes that are applicable to your proposed variations.

Activities authorised	Authorised persons	Persons or classes of persons	Area of operations	Authorised purposes	Others
Non-potable water	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Drinking water	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sewerage services	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Describe the proposed change to each of the variations that you have identified above. Add more rows if required.

Type of change	Activity currently authorised	Activity currently in operation	Activity proposed to be varied
<i>E.g. area of operations for non-potable water service</i>	<i>E.g. area specified in Table 1.4 of the licence</i>	<i>E.g. all of the area as specified in Table 1.4 of the licence</i>	<i>E.g. expansion of the area of operations to service an additional 100 lots to the west of the area of operations</i>
[			

### 7. What are the proposed licence scope variations in your network operator's licence?



A proposed variation to the activities authorised in the licence is a 'licence scope variation'.



Check the boxes that are applicable to your proposed variations.

Activities authorised	Authorised persons	Infrastructure and purposes	Area of operations	Authorised purposes	Others
Non-potable water	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Drinking water	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sewerage services	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Describe the proposed change to each of the variations that you have identified above. Add more rows if required.

Type of change	Activity currently authorised	Activity currently in operation	Activity proposed to be varied
<i>E.g. end uses of non-potable water</i>	<i>E.g. toilet flushing and washing machines</i>	<i>E.g. all of the authorised end uses</i>	<i>E.g. include additional end use for ornamental water features</i>
Additional end uses of non-potable water	<ul style="list-style-type: none"> <li>Toilet flushing</li> <li>Washing Machine</li> <li>Car washing</li> <li>Ornamental water features</li> <li>Irrigation</li> <li>Dust suppression</li> </ul>	All of the authorised end uses	<ul style="list-style-type: none"> <li>General wash down (for residential and industrial use on hard surfaces)</li> <li>Street cleaning</li> <li>Process water at recycled water treatment plant (process water would not be provided to or retailed to any end user customers).</li> </ul>
Area of operations: potable water, non-potable water and sewerage	Altogether Cooranbong Pty Ltd (AC) has approval to operate potable water, non-potable water and sewerage infrastructure at all areas specified in Table 2.3 of the licence Cooranbong scheme (licence number 15_033).	AC operate and maintain potable water, non-potable water and sewerage infrastructure at all areas specified in Table 2.3 of the licence Cooranbong scheme (licence number 15_033).	AC seeks to include all area of the lots listed below to its area of operation: <ul style="list-style-type: none"> <li>Lot 82 DP 1237780</li> <li>Lot 51 DP 1259976</li> <li>Lot 52 DP 1259976</li> </ul> Each lot described above is already partially covered by the existing area of operations, but AC seeks, through this NOLV3, to extend the area of operations to cover these entire lots.

## About the applicant

### Questions for all applicants



All applicants must provide answers to **Questions 8 to 16**.

## 8. Which corporation is applying for a licence?



Under section 8(1) of the WIC Act, an application for a licence can only be made by, or on behalf of, a corporation.



Provide information about the applicant corporation.

Corporation name	Altogether Cooranbong Pty Ltd (formerly trading as Cooranbong Water Pty Ltd)
ABN (not required if providing ACN)	66 169 450 453
ACN (not required if providing ABN)	169 450 453
Address of registered office	Level 1 73 Miller Street, North Sydney, NSW, 2000
Address of principal place of business	Level 1 73 Miller Street, North Sydney, NSW, 2000

## 9. Who are your contacts for this application?



Provide details of your primary and secondary contacts.

Contact	Primary contact	Secondary contact
Full name	Ned Campbell	Darren Wharton
Job title	Network Engineering Manager	Executive Manager, Sustainable Utility Services
Contact number		
Email address		



We may have questions regarding the financial information you provide to support your application.



Provide contact details for an authorised representative to clarify financial information provided in the application (e.g. accountant, Financial Controller, CFO or external Auditor).

Contact	Authorised representative
Full name	Yvonne van Wijk
Job title/ Relationship with applicant	External auditor
Firm name (if applicable)	Deloitte
Contact number	
Email address	
If required, may we contact this authorised representative to clarify any information provided?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

10. Is the applicant or its related entities a disqualified corporation?



We will use the information to check the status of **each Director and person concerned in the management of** the applicant corporation, and related entities that would have a direct or indirect interest in, or influence on, the carrying out of the activities that the licence would authorise if granted during the application assessment.

If the applicant or related entities (in some circumstances) are disqualified corporations then do not proceed with this application before contacting us to discuss. Refer to the [WIC Act Licence Application Guide](#) for more information on disqualified corporations, the definition of a related entity, the definition of "person concerned in the management of" and applications under the WIC Act.



Provide the following information specified in the table. Include information for the applicant corporation and any related entity of the applicant corporation that would have a direct or indirect interest in, or influence on, the carrying out of the activities that the licence would authorise if granted. Add more rows if required.

Company name	ABN/ ACN	Name and position title
Applicant corporation name		Name: Position title: <i>e.g.</i> <i>Director, CFO or COO</i>
Applicant corporation name		Name: Position title:
Relevant related entity's name		Name: Position title:
Relevant related entity's name		Name: Position title:
Attachment		
Attachment		

11. What is the level of expertise of senior personnel in your corporation?



We use this information to establish the applicant's level of organisational capacity. One aspect of organisational capacity can be demonstrated through the level of experience and abilities of senior personnel in the corporation who will be responsible to manage the licensed activities. This question asks for evidence of expertise of senior personnel in managing a corporation or working within the water or any other industry.

Examples of senior personnel may include Executive Directors, CEO, CFO, COO or Senior Managers.

Expertise might include relevant local and international experience, competence or qualifications in the water industry or other industries.



Attach the following information:

Details of senior personnel	See attached document
Resumes/CVs/ experience and role descriptions	Appendix 11(a) Position Descriptions

12. How is your corporation organised?



We use this information to support the applicant's claim of organisational capacity.



Attach the following information:

Organisation chart outlining corporate structure	
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### 13. How is your corporate ownership structured?



The corporate group ownership information must identify any related entities that would have a direct or indirect interest in, or influence on, the carrying out of the activities that the licence would authorise if granted. The term 'related entity' is defined in the Corporations Act 2001 (Cth).



Describe the ownership structure of the applicant corporation, listing related entities and entities that have an ownership interest in the applicant corporation.

Describe the ownership structure of the applicant corporation

See attached document



Provide a corporate group chart that outlines the relationship between the applicant corporation and its ultimate holding company, including the names of any intermediate holding companies and other related entities.



Attach the following information:

Corporate Group chart

Appendix 13(a) Altogether Group Ownership Structure (public)  
Appendix 13(b) Change of Name Certificate Altogether Cooranbong

### 14. Third party activities



We use this information to assess organisational capacity.



For **network operator and retail licence applications**, provide details of all third parties who will undertake activities for which the applicant corporation is seeking a licence. (e.g. construction or operation of the reticulation network, management of the billing system), Insert more lines if required.

Corporation name

**Altogether Group Pty Ltd (Altogether Group (AG))**

ABN/ ARBN/ ACN

28 136 272 298

Corporation's registered office address

Level 1, 73 Miller Street, North Sydney, NSW 2060

Provide a detailed description of the activities that the third party, named above, will undertake on the applicant corporation's behalf

Altogether Group (AG) is the parent company of Altogether Cooranbong (AC), which in turn is a special-purpose wholly-owned subsidiary, established for the delivery and operation of local water utility schemes including the Cooranbong scheme.

Full business support (including all technical, financial, administrative, and retail services) is provided by AG.

**Avondale Greens Developments Pty Ltd (Developer)**

(ABN 27 106 910 598 / ACN 106 910 598)

27 Patrick Drive Cooranbong NSW 2265

AC has been appointed by the Developer to establish a local water utility to deliver and operate the Scheme pursuant to a Commercial Terms Sheet executed on 18 February 2014 and a Project Delivery Agreement executed on 23 December 2014 which superseded the Commercial Terms Sheet. A deed of variation was executed on 30 January 2018. Amongst other things, the Developer will provide the sewerage, drinking water and recycled water reticulation infrastructure in the Scheme.



### 15. What insurance arrangements have been made?



It is a requirement for licensees to have appropriate insurance. See the [WIC Act Licence Application Guide](#) before answering this question.

Describe the types of insurance the applicant corporation has or intends to obtain for the activities to be licensed (including the level of cover (amount) the applicant corporation has or intends to have) for the:

- Construction phase
- Operations phase.

Provide a summary of itemised inclusions and exclusions for each type of insurance the applicant corporation holds.

Explain why the type and level of cover provided or proposed by the applicant corporation's insurer is sufficient and appropriate for the size and nature of the applicant corporation's proposed activities across all phases of the scheme.

Is the applicant corporation a subsidiary of another corporation and covered by the parent corporation's insurance policies?

[

[

[Arthur J. Gallagher (Aus) Limited (Gallagher) (formerly The Protectors Insurance Brokers Pty Ltd) has reviewed all insurances required by the Altogether Group group of utilities in connection with its business and has arranged insurance cover to match the business requirements. Altogether Group reviews its insurances annually with Gallagher to ensure that its insurance arrangements are adequate for its requirements. Also, a comprehensive whole-of-business and project-specific insurance risk assessment for the Scheme has been conducted in satisfaction of IPART's standard licensing condition, prior to the Minister's approval for commercial operation for AC to operate the scheme in 2016

[



Attach the following information:

Letter or report from insurance broker or expert (required)

Certificates of currency for all existing insurance policies (if applicable)

Policy schedules and wording for all existing or proposed policies (if applicable)

Parent company's insurance (include certificates of currency, relevant policy schedules, policy wording demonstrating that the subsidiary will be covered by the parent company's policies (if applicable)

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## 16. Does the applicant corporation have financial capacity?



It is a requirement that the applicant has, and will continue to have, the financial capacity to carry out the activities that the licence (if granted) would authorise.



See the Financial Capacity section of the [WIC Act Licence Application Guide](#) for further detail before attaching a response to this section.



Attach the following information:

Follow the Financial Capacity section of the WIC Act Licence Application Guide and attach a response that supports the applicant's claim of continuing financial capacity.

### The following questions are for applicants for a retail supplier's licence



Skip to **Question 23** and continue if you are applying for a **network operator's licence only**. Provide answers to **Questions 17 to 22 and 26** in this section if you are applying for a **retail supplier's licence**.

In order to recommend licences, we need to determine that the applicant has the financial and technical capacities to undertake the activities that will be authorised under the licence. The applicant may hold the relevant technical expertise or engage suitable expertise to meet this requirement.

## 17. Estimated cost of services to customers



For **retail supplier's licence applications**, we use this question to determine if the applicant will service small retail customers.

Is the applicant corporation applying for a retail supplier's licence to supply water or provide sewerage service to small retail customers (i.e. provide water at less than 15ML/year/customer or sewerage services at less than 10.5 ML/year/customer)?

Yes  No



If the answer is **Yes**, please indicate how much the applicant corporation will charge for its services.



Attach the following information:

The proposed price levels and structure for the first 10 years of operation.

### 18. What is your retail supplier experience?



We use this information to assess the applicant's technical capacity. Capacity can be demonstrated through experience or expertise in the water utilities or related industries in Australia or internationally.



Provide the information specified in the table.

For the applicant corporation, outline any current or past experience which demonstrates technical capacity for retail supply of water or sewerage services (and, if you are relying on third party for technical capacity (refer to your answer in **Question 14**), the nominated third parties' experience)

Provide names of key personnel (including nominated third parties) and outline their technical capacity for retail supply of water or sewerage services



Attach the following information:

Full and complete details of corporation's experience outlined above (where relevant, the third parties experience)

Insert complete file name of attachment(s).

Resumes/CVs for key personnel outlined above

Insert complete file name of attachment(s).

### 19. What management systems and processes will you have in place?



We use this information to assess the applicant's technical capacity.



Provide the information specified in the table.

Outline the systems and processes the applicant corporation will have in place to manage the retail services.



Attach the following information:

A draft or an existing Retail Supply Management Plan.

Insert complete file name of attachment(s).

### 20. Risk assessment



We use this information to assess the applicant's technical capacity. Refer to the [WIC Act Licence Application Guide](#) for further explanation of what the risk assessment should include.



Attach the following information:

Provide the risk assessment for the retail supplier activities related to the scheme

Insert complete file name of attachment(s).

## 21. Which water industry infrastructure will you use and at what volumes?



We need to identify which water utilities' infrastructure are you proposing will deliver the water and/or sewage services that you will retail. For example, it can be an existing network operator's infrastructure, an applicant for a network operator's licence, a public water utility or a local water utility.



Identify the owner of the infrastructure, the capacity of water source and the (allowable) daily extraction rate from the water source. You may refer to the attachments provided in **Question 30** if you are also applying for a network operator's licence at the same time.

Non-potable water infrastructure

Drinking water infrastructure

Sewerage services infrastructure

Form area for infrastructure details



We are required to have regard to the sustainability of water resources in assessing your application.

If you are proposing to supply drinking water or non-potable water, sufficient quantities of the water supplied will have to be obtained from sources other than a public water utility.



Attach the following information:

Evidence to demonstrate that the volume to be extracted from the water source to supply non-potable water is allowed (e.g. agreement with the water source owner)

Insert complete file name of attachment(s).

Evidence to demonstrate that the volume to be extracted from the water source to supply drinking water is allowed (e.g. agreement with the water source owner, water access licence)

Insert complete file name of attachment(s).

Evidence to demonstrate that the volume to be discharged to the receiving sewerage infrastructure to provide sewerage services is allowed (e.g. agreement with the receiving sewerage infrastructure owner)

Insert complete file name of attachment(s).

## 22. Continuity of services



We are required to have regard to the protection of public health and consumers generally in assessing your application. This includes continuity of services. For example, we need to know how you would manage a disruption to a customer service centre that provided access to essential information about services. You may refer to the attachments provided in **Question 20** if the risk assessment has addressed the continuity of services.



Provide the information specified below:

Describe how the applicant corporation will ensure continuity of services to customers.

Include situations where the continuity of services could be disrupted, and how would these situations be managed.

Form area for continuity of services description



Attach the following information:

Plans or reports on how continuity of services will be managed.

Insert complete file name of attachment(s).



If you are applying for a **retail supplier's licence only**, skip to **Question 26** and continue. If you are applying for a **network operator's licence** at the same time, continue to complete this section of the form.

## The following questions apply to applicants for a network operator's licence



Provide answers to **Questions 23 to 26** if you are applying for a **network operator's licence**.

### 23. What is your network operator experience?



In order to recommend licences, we need to determine that the applicant has the technical capacity to undertake the activities that will be authorised under the licence. The applicant may hold the relevant technical expertise or engage suitable expertise to meet this requirement.



Provide information as specified in the table

For the applicant corporation, describe any current or past (and, where relevant, the nominated third parties') experience in:

- Construction, maintenance and operation of infrastructure (water or other)
- Identifying and managing environmental impacts. impacts relevant to the construction of water infrastructure

Provide names of key personnel (including nominated third parties) and necessary skills for each of the following activities:

- Construction, maintenance and operation of infrastructure (water or other)
- Identifying and managing environmental impacts. impacts relevant to the construction of water infrastructure.



Evidence of identification and management of environmental impacts may include extracts from environmental impact assessments, construction environmental management plans, operational environmental management plans, environmental management systems.



Attach the following information:

Evidence of the applicant corporation experience (where relevant, the third party's experience) in infrastructure management and in identification and management of environmental impacts.

Resumes/ CVs for key personnel in infrastructure management and in identification and management of environmental impacts.

Altogether Cooranbong (AC) is a wholly-owned subsidiary of Altogether Group. AC does not have any direct employees and will rely upon employees from its parent company Altogether Group, pursuant to a Corporate Services Agreement.

AC's experience is based on the collective experience of Altogether Group management and staff who are integral members of the AC project delivery and operations team. This experience includes finance, equity, insurance, procurement, legal, equipment supply, design, construction, operation and maintenance.

Seven of Altogether Group's wholly-owned subsidiaries (Altogether Pitt Town Pty Ltd, Altogether Central Park Pty Ltd, Altogether Discovery Point Pty Ltd, Altogether Wyee Pty Ltd, Altogether Huntlee Pty Ltd, Altogether Cooranbong Pty Ltd, Altogether Green Square Pty Ltd and Altogether Operations Pty Ltd) hold nine network operator licences (FSO holds two NOLs for the Box Hill, Shepherds Bay and Glossodia schemes).

Altogether Group or its wholly-owned subsidiaries have delivered fully commissioned, verified and validated water recycling facilities and received approval to commence the commercial operation at Pitt Town, Box Hill, Central Park, Discovery Point, Green Square, Huntlee and Cooranbong.

Appendix 11(a) Position Descriptions

Appendix 23(a) Scheme overview and network operator experience

Appendix 11 (a) Position Descriptions

## 24. How will you manage water quality?



You are required to demonstrate your capacity to manage water quality, consistent with

- the *Australian Drinking Water Guidelines*, and/or
- the *Australian Guidelines for Water Recycling*.

Your response should include a clear description of how and where the risk assessment has informed/will inform your water quality management plans(s).

You are also required to demonstrate your capacity to manage sewage conveyance, treatment and disposal, including:

- Undertake health and ecological assessments and address any concerns arising from any such assessment, and
- Dispose waste from the infrastructure.



Provide information as specified in the table

Describe the management systems and processes that the applicant corporation will have in place to manage drinking water, non-potable water quality.

See appendix below

Describe the management systems and processes that the applicant corporation will have in place to for sewage management.

Appendix 24(a) Altogether Group Drinking Water Quality Plan (Table of Contents) .  
Appendix 24(b) Altogether Group Recycled Water Quality Plan (Table of Contents).  
Appendix 25 Altogether Group Infrastructure Operating Plan (Table of Contents).



You need to provide evidence that you can develop compliant management plans such as a Water Quality Management Plan (based on the 12 elements of the relevant framework) for water infrastructure, and sewage management plan for sewerage infrastructure.



Attach the following information:

A draft or an existing Water Quality Management Plan.

Appendix 24(a) Altogether Group Drinking Water Quality Plan (Table of Contents)

A draft or an existing Sewage Management Plan.

Appendix 24(c) Sewage Management Plan (Table of Contents)

## 25. How will you manage water industry infrastructure?



You are required to demonstrate technical capacity in managing water industry infrastructure, including

- design, construct, operate and maintain the infrastructure (including life span of infrastructure, system redundancy and renewal of infrastructure)
- ensure continued safe and reliable performance of the infrastructure
- ensure continuity of supply of water or sewerage services
- provide alternative water supplies when the infrastructure is inoperable
- undertake the maintenance, monitoring and reporting of standards of service.



Provide information as specified in the table

Describe the management systems and processes that applicant corporation will have in place to manage drinking water, non-potable water, and/or sewerage infrastructure.

See attached appendices.



Attach the following information:

Evidence of the applicant corporation's capacity to develop and implement relevant management plans such as a draft Infrastructure Operating Plan for water and sewerage infrastructure.

Appendix 25 Altogether Group Infrastructure Operating Plan (Table of Contents).

## 26. Provide other supporting information



If you would like to provide further information to support the applicant corporation's organisational, financial and technical capacities, please outline it here. This applies to **both network operator and retailer supplier applicants**.

Outline the applicant corporation's organisational, financial and technical capacities to undertake the activities that the licence will authorise.

See attached appendices.



Attach the following information:

Details of attached additional supporting information.

Appendix 26(c) ISO verification

## About the scheme



If you are applying for a **retail supplier's licence**, please provide answers to **Questions 27 and 28**, and then proceed to sign the statutory declaration and acknowledgement in **Questions 40 and 41**. If you are applying for a **network operator's licence**, please provide answers to **all the questions** in the remainder of this form.

### 27. Area of operations



We use this information to define the area of operations in the licence. See the [WIC Act Licence Application Guide](#) for further explanation of what the descriptions and attachments should include.



Describe the area of operations for each type of infrastructure or service where applicable.

Area of operations for your network operator's licence

Altogether Group Pty Ltd (**Altogether**) has established Altogether Cooranbong Pty Ltd (**AC**). A Network Operator's Licence (**NOL**) under the *Water Industry Competition Act 2006* (WICA) was granted to AC on 6 August 2015 to provide drinking water, recycled water and sewerage services to the Development (**NOL 15\_033**). Applications for the variation to the construction, operation and maintenance of the water and sewerage infrastructure to include additional development areas were approved by the Minister on 18 March 2016 (NOLV 1) and on 27 July 2020 (NOLV2). The latest version incorporating NOLV1 and NOLV2 is referred to here as the **Existing NOL**.

This variation application (**NOLV3**) seeks variation to the Existing NOL to include land subject to DA/2234/2017 and DA/1451/2021 lodged by Avondale Greens Pty Ltd (the Developer), a special purpose vehicle of Johnson Property Group. Both have been approved by Lake Macquarie City Council (**LMCC**) and the latter is under assessment by LMCC. The scope of the development applications includes the development, subdivision and associated works (including utility works) of 9 existing lot titles into 609 proposed lots, 1 future park, 5 drainage reserves and 2 public reserves.

AC seeks to include all Lot 82 DP1237780, Lot 50 DP 1259976 and Lot 51 DP 1259976 which are currently only partially covered by the existing NOL area. The Map of Proposed NOL Area (Appendix 27) in the appendix summarise the scope of this NOLV3 application to revise the NOL area.

It is noted that in late 2021, the Lot 12 DP 115850 (where is located the approved AC LWC) was subdivided creating a smaller lot dedicated to the Cooranbong LWC. The Cooranbong LWC lot is now identified as Lot 313 DP 1275777. The coordinates of this lot have been provided in Appendix 27. It is desired to alter Schedule D of the Existing NOL, through this NOLV3 application, to re-define the area permitted for treatment infrastructure.

Area of operations for your retail supplier's licence



Attach the following information:



Map(s) of the area of operations in PDF for network and/or retail licence.

Appendix 27(a) Existing and Proposed NOLV3 area of operations\_Drinking Water and Sewerage

Appendix 27(b) Existing and Proposed NOLV3 area of operations\_Recycled Water

Appendix 27(c) LWC – NOLV3 New Lot boundaries

ESRI Shapefile(s) (or other ArcGIS/QGIS compatible files) of the area of operations that contains as a minimum:

- the proposed boundary of the area of operations
- the lot boundary with lot and DP numbers
- street names
- local government area boundary

Coordinates (using MGA zone 56) for the boundary of the area of operations.

## 28. End uses for non-potable water



Refer to [WIC Act Licence Application Guide](#) for examples of end uses that are commonly used in WIC Act schemes. .



Provide details of the end uses that you proposed to provide. We use the information to define the authorised purposes for non-potable water in the licence.

End uses for non-potable water

This NOLV3 seeks to include the following end uses for the recycled water:

- General wash down (for residential and industrial use on hard surfaces)
- Street cleaning
- Process water at recycled water treatment plant (process water would not be provided to or retailed to any end user customers).



If you are applying for a **retail supplier's licence only**, go to **Questions 40 and 41** to sign the statutory declaration and acknowledgement. Please continue if you are applying for a **network operator's licence** at the same time.

## 29. Staging of the scheme and the infrastructure



We use information about staging of the scheme and infrastructure to assess the applicant's technical capacity to service the scheme.



Provide details on the proposed **staging of the scheme and water industry infrastructure** if relevant. Attach relevant supporting documents below.

Describe the staging of the proposed scheme and the water industry infrastructure. Please include:

- Major milestone dates
- Which stage(s) of the proposed scheme is proposed to be constructed, maintained and operated under this licence application?
- What is the scale of the scheme (e.g. by number of connections, customers) in each stage?
- What is the scale of infrastructure (e.g. by length of reticulation, volumetric units of treatment plant) in each stage?

Altogether Group Pty Ltd (Altogether) has established Altogether Cooranbong Pty Ltd (AC). A Network Operator's Licence (NOL) under the Water Industry Competition Act 2006 (WICA) was granted to AC on 6 August 2015 to provide drinking water, recycled water and sewerage services to the Development (NOL 15\_033). Applications for the variation to the construction, operation and maintenance of the water and sewerage infrastructure to include additional development areas were approved by the Minister on 18 March 2016 (NOLV 1) and on 27 July 2020 (NOLV2). The latest version incorporating NOLV1 and NOLV2 is referred to here as the Existing NOL.

This variation application (**NOLV3**) seeks variation to the Existing NOL to include land subject to DA/2234/2017 and DA/1451/2021 lodged by Avondale Greens Pty Ltd (the Developer), a special purpose vehicle of Johnson Property Group. Both have been approved by Lake Macquarie City Council (**LMCC**). The scope of the development applications are detailed in Section 27 of this application form.

The existing lot titles subject to this NOLV3 Application which have approval and environmental assessment under DA/2234/2017 or are being assessed under DA/1451/2021 are:

- Lot 82 DP 1237780
- Lot 51 DP 1259976
- Lot 52 DP 1259976

Each is already partially covered by the existing area of operations but AC seeks, through this NOLV3, to extend the area of operations to cover these entire lots.

Subdivision development occurs according to market demand at the discretion of the Developer and its planning approvals. Altogether seeks the opportunity to expand the area of operations and add the additional end uses as soon as possible, so that the principle of potable water savings can be maximised and development can proceed promptly as required to meet high current sales demand

The Scheme as approved has an ultimate capacity to provide drinking water, sewerage and recycled water services to residential, retail and commercial customers equivalent to 2,500 residential customers.



Attach the following information:

Works program that supports the proposed staging of the scheme and water industry infrastructure described. It must include, as a minimum, the items listed above.

Subdivision development occurs according to market demand at the discretion of the Developer and its planning approvals. Altogether seeks the opportunity to expand the area of operations and add the additional end uses as soon as possible, so that the principle of potable water savings can be maximised and development can proceed promptly as required to meet high current sales demand. It is preferred that this NOLV3 Application to include the additional end uses and expanded area of operations is granted as soon as possible so that the principle of potable water savings can be maximised and development can proceed promptly as required to meet high current sales demand.

### 30. Water industry infrastructure, source water and volumes



We use this information to define the water industry infrastructure and purposes of the infrastructure in the network operator's licence. We will also have regard to the sustainability of water resources in assessing your application. We will list each water source in a publicly available Licence Register and use maximum capacities to determine licence fees.



Describe the infrastructure that you proposed to construct, operate and maintain for the capture, storage, conveyance/ reticulation and treatment of water and/or sewage and provide the details specified in the table.

Volume generated is the volume expected to be supplied to customers after treatment for drinking water or non-potable water services. For an applicant that provides sewerage services only, volume generated is the volume expected to be disposed of to the environment or to other licensed facilities after treatment. Please specify the unit (e.g. kL/day).

Average and maximum capacities refer to the treatment process capacities. Please specify the unit (e.g. kL/day).

Describe the proposed infrastructure to supply **non-potable**

The (Cooranbong Local Water Centre, Cooranbong LWC) and non-potable water reticulation infrastructure is already approved under existing NOL 15\_033).

Non-potable reticulation infrastructure continues to be rolled out on a staged basis as an expansion of existing, approved infrastructure and is proposed to extend throughout the new areas of operations once approved under this NOLV3.

The servicing strategy, detailed water balance, assumptions and agreements relating to the supply of non-potable water are approved under the Existing NOL are based on the ultimate development of 2,500 residential lots (including the lots included in this NOLV3 application) and therefore already contemplate the scheme capacity relating to the proposed extended area of operations.

Water source(s), including water for top-up	As above
Describe the proposed treatment processes	As above
Volume generated	As above
Average capacity	As above
Maximum capacity	As above

Describe the proposed infrastructure to supply **drinking water**

The (Cooranbong Local Water Centre, Cooranbong LWC) and drinking water reticulation infrastructure is already approved under existing NOL 15\_033).

Drinking water reticulation infrastructure continues to be rolled out on a staged basis as an expansion of existing, approved infrastructure and is proposed to extend throughout the new areas of operations once approved under this NOLV3.

The servicing strategy, detailed water balance, assumptions and agreements relating to the supply of drinking water are approved under the Existing NOL are based on the ultimate development of 2,500 residential lots (including the lots included in this NOLV3 application) and therefore already contemplate the scheme capacity relating to the proposed extended area of operations.

Water source(s)

As above

Describe the proposed treatment processes

As above

Volume generated

As above

Average capacity

As above

Maximum capacity

As above

Describe the proposed infrastructure to provide **sewerage services**

The (Cooranbong Local Water Centre, Cooranbong LWC) and sewerage reticulation infrastructure is already approved under existing NOL 15\_033).

Sewerage reticulation infrastructure continues to be rolled out on a staged basis as an expansion of existing, approved infrastructure and is proposed to extend throughout the new areas of operations once approved under this NOLV3.

The servicing strategy, detailed water balance, assumptions and agreements relating to the supply of sewerage services are approved under the Existing NOL are based on the ultimate development of 2,500 residential lots (including the lots included in this NOLV3 application) and therefore already contemplate the scheme capacity relating to the proposed extended area of operations.

Describe the proposed treatment processes

As above

Volume generated

As above

Average capacity

As above

Maximum capacity

As above



Attach the following information:

Process flow diagram, schematic or drawing of general arrangements.

Relevant concept design drawings and site plans.

Evidence to demonstrate that the type of source water has the available quantity (e.g. flow analysis).

Evidence to demonstrate that the type of source water has the available quality (e.g. characteristics studies).

Evidence to demonstrate that the volume to be extracted from the water source is allowed (e.g. agreement with the water source owner, water access licence).

Evidence to support the proposed volumes of water and/or sewage expected to be generated and used (e.g. water balance report).

Appendix 30(a) Cooranbong Scheme Management Plan (Table of Contents)

Appendix 30(b) Drinking Water Reticulation Masterplan

Appendix 30(c) Recycled Water Reticulation Masterplan

Appendix 30(d) Sewage Reticulation Masterplan

Appendix 24(a) Altogether Group Drinking Water Quality Plan (Table of Contents).

Appendix 24(b) Altogether Group Recycled Water Quality Plan (Table of Contents).

Appendix 24(c) Sewage Management Plan (Table of Contents)

Appendix 25 Altogether Group Infrastructure Operating Plan (Table of Contents).

### 31. Interconnections



We are required to describe any other water infrastructure to which the infrastructure is connected in the Licence Register. We also require this information to determine if a Code of Conduct is necessary to delineate responsibilities of different parties involved in or interconnected to the scheme, if a licence is granted.



We are required to have regard to the protection of consumers generally in assessing your application.



Provide details of any interconnections with another party's water infrastructure, and connection point to customers.

Describe any interconnections between the proposed water industry infrastructure and other water infrastructure not part of this scheme (e.g. interconnections with public water utilities or other licenced network operators).

#### Drinking Water

All drinking water will continue to be sourced from Hunter Water's drinking water system via the existing licensed connection point (bulk water meter) within the existing NOL area, located off Wainman Drive.

There are no changes proposed to bulk water meter and therefore does not form part of this NOLV3 application.

#### Recycled Water

Within the existing NOL area there is a connection from the recycled water infrastructure to the existing Hunter Water sewerage infrastructure which drains to an existing Hunter Water maintenance hole in Lot 223 DP 1179214 off Wainman Drive. This connection allows for the discharge of recycled water to Hunter Water's sewer network, as agreed with Hunter Water on an ongoing basis.

There are no permanent connections required between the proposed recycled water infrastructure and other non-potable infrastructure outside the scheme as proposed, as part of this licence variation application.

#### Sewerage

There are no permanent connections required between the licensed sewerage infrastructure and other sewerage infrastructure outside the scheme as proposed, as part of this licence variation application.

Who is responsible for the construction, operation and maintenance for each piece of infrastructure described above?

As above

Describe the connection point to customers or end users (e.g. customer connection point may be a water meter).

As above

Who is responsible for the construction, operation and maintenance for each piece of infrastructure described above?

As above



Attach the following information:

Diagram (e.g. a process flow diagram) that shows all interconnections with other infrastructure and/or end users.

[Empty box for diagram attachment]

### 32. Waste products generated and disposal



Waste products can include screenings, waste sludge, brine, etc. Please provide details about the disposal of effluent in **Question 33** in this application form.



Provide information as specified in the table

Describe the waste products generated from the infrastructure

All sewage will be collected and treated by the LWC, with the recycled water re-used throughout the Scheme area for non-potable water usage. The waste activated sludge that is produced is dewatered, transferred to enclosed bins and carted offsite by a licensed waste contractor for beneficial reuse in minesite rehabilitation.

Development approvals for the Cooranbong LWC (DA/714/2014), Precinct 1 and Precinct 2 (DA/307/2015) and its environmental assessments have been previously considered as part of AC's existing NOL and therefore are not repeated here.

Identify the volume of the each of the waste products

As above

Describe your proposed disposal options of each of the waste products

As above

Do any disposal options require Environment Protection Licences (EPLs) or other regulatory approvals or licences?

As above



Attach the following information:

Evidence to support the proposed volume of waste products generated (e.g. calculations, modelling results).

N/A

Evidence to demonstrate the disposal options are viable (e.g. agreements with third parties, regulatory approvals or licences held).

N/A

### 33. Effluent disposal options



Describe how effluent, or treated wastewater, is proposed to be disposed. You do not need to answer this question if you are not applying for a network operator's licence to provide sewerage services.

Identify the volume of effluent generated from the proposed scheme

Recycled Water that is not fully utilised within the Watagan Park development area will be utilised for irrigation within AC's expanded recycled water area of operations, which includes the Avondale College. This expanded area is already approved under the current recycled water area of operations and therefore not applicable to this NOLV3 application. Some recycled water can also be discharged to Hunter Water's sewerage system by agreement. The volume of recycled water generated and not reused is variable by season.

Describe your proposed disposal options

As above

Do any disposal options require Environment Protection Licences (EPLs) or other regulatory approvals or licences?

As above



Attach the following information:

Evidence to support the proposed volume of effluent generated (e.g. calculations, modelling results).

N/A

Evidence to demonstrate the disposal options are viable (e.g. agreements with third parties, regulatory approvals or licences held).

N/A

## 34. Water balance



Water balance assessment must include (as a minimum):

- All assumptions used for modelling, and if assumptions do not meet industry standards, you must provide a statement of evidence to support the deviation.
- A sensitivity analysis around end use assumptions, including future disposal pathways, e.g. optional take up of recycled use in washing machines.
- Any storage requirements.
- All input and output volumes including peaking factors.
- All waste streams and fate of wastes.

Irrigation models should be run on the median and 95 percentile rainfall scenarios. Irrigation of treated effluent/ recycled water should have zero runoff and no more than 15mm deep percolation (inland) or zero (coastal) – as per the *EPA Guideline – Use of Effluent by Irrigation (2004)*.

Ensure that all products (e.g. drinking water, non-potable water, sewage) are accounted for.

We use this information to assess the applicant's technical capacity. We also use this information to assess the applicant's capacity to carry out the activities that the licence (if granted) would authorise in a manner that does not present a significant risk of harm to the environment.



Attach the following information:

Water balance assessment report for all products and all scheme stages.

The detailed water balance provided as part of the Existing NOL. was based on the ultimate development of 2,500 residential lots (including the lots included in this NOLV3 application) and therefore already contemplate the scheme capacity relating to the proposed extended area of operations.

Evidence to support your assumptions in the water balance assessment where relevant (e.g. catchment studies, wastewater characteristic studies).

## 35. Risk assessment



We use this information to assess the applicant's technical capacity. Refer to the [WIC Act Licence Application Guide](#) for the requirements for the risk assessment.



Attach the following information:

Provide the risk assessment for the network operation activities related to the scheme.

Appendix 35 Scheme Risk Register (summary)^



### 36. Continuity of services



We are required to have regard to the protection of public health and consumers generally in assessing your application. This includes continuity of services. For example, how would you manage a failure in the treatment or reticulation infrastructure. You may refer to the attachments provided in **Question 35** if the risk assessment has addressed the continuity of services.



Provide the information specified below:

Describe how the applicant corporation will ensure continuity of services (drinking water, non-potable water and/or sewerage services where applicable) to retailers. Include situations where the continuity of services could be disrupted, and how would these situations be managed.

AC will operate and ensure the continuity of reticulation services within the proposed new areas of operation by following the management and operating plans that are being used for the same purpose under the existing NOL and area of operations.



Attach the following information:

Plans or reports on how continuity of services will be managed (e.g. Infrastructure operating plan)

Appendix 25 Infrastructure Operating Plan (IOP) (Table of Contents) .

### 37. Summary of approvals under the EP&A Act



Refer to section 5.6 of the [WIC Act Licence Application Guide](#) to inform whether your scheme should be or has been dealt with under either Part 4 or Part 5 of the *Environmental Planning and Assessment Act 1979* (EP&A Act).

We also use this information, along with answers to Questions 38 and 39, to assess the applicant's capacity to carry out the activities that the licence (if granted) would authorise in a manner that does not present a significant risk of harm to the environment.



Please answer Yes or No in each cell. Provide a brief reason for why that Part of the EP&A Act applies, and if applicable, the date of the approvals and the approval reference numbers. Add more lines, if required.

Infrastructure component	Part 4 applicable?	Part 5 applicable?
Non-potable water or recycled water reticulation system	Yes	No
Non-potable water or recycled water treatment plant	Yes (not applicable to this application)	No
Drinking water reticulation system	Yes	No
Drinking water treatment facility	Yes (not applicable to this application)	No
Sewage reticulation system	Yes	No
Sewage treatment plant	Yes (not applicable to this application)	No

### 38. Regulatory approvals



Regulatory approvals include planning, environmental and other legislative approvals required under the *EP&A Act*, *Local Government Act 1993*, *Protection of the Environment Operations Act 1997*, and any other relevant legislation.

List all the regulatory approvals that *have been obtained* for the proposed licence activities

### **Background**

#### Original NOL application

In June 2014 AC, a wholly-owned subsidiary of Altogether, applied for a network operator's licence to provide drinking water, recycled water and sewerage services to the entire North Cooranbong Development (minus the Developed Lots which remained with Hunter Water). At the time, AC provided a complete application to cover all technical, financial, organisational and environmental capacity considerations for the NOL to be granted for that entire area.

At the time, a development application under Part 4 of the *Environmental Planning and Assessment Act 1979 (EPAA)* for the water recycling facility (Cooranbong Local Water Centre, **Cooranbong LWC**) had been submitted and was being assessed by LMCC and a development consent for the Development's Precinct 1 (the first 81 lots) had been granted.

AC provided a review of environmental factors (**REF**) consistent with the requirements of Part 5 of the EPAA assessing the environmental impacts of the proposed sewage and recycled water reticulation networks of the Development. This 'Retic REF' assumed that the broader environmental impacts of the subdivision works (tree clearing, bulk earthworks etc) would be understood to be assessed as part of future Part 4 development applications by the Developer and therefore it only considered the additional impact of the installation of the reticulation networks.

The licence application was exhibited on that basis in April 2015.

Subsequently, the assessors of the licence application determined that the environmental assessment approach could not consider future environmental impact assessments by others. As a result, when the NOL was granted in August 2015, the licensed area of operations was limited only to the area that had been granted development consent and the NOL included this condition repeated as required for the different services:

*"This Licence authorises the Licensee .... to construct, maintain and operate the water industry infrastructure ... that has been granted development consent under the EPA*

*Act or is exempt development under the EPA Act and may be carried out without development consent under section 76(3)(a) of the EPA Act ... within the area of operations specified ... subject to the conditions imposed by or under the Act, the Regulation and this Licence."*

By this time development consent had been granted for the Cooranbong LWC as well as Precinct 1. (Subsequent to the LMCC development consent for the Cooranbong LWC in July 2015, the consent was challenged in the NSW Land and Environment Court. The development consent was re-affirmed by the Court in August 2016 with some additional conditions, some minor re-design of the Cooranbong LWC and its re-location within the same lot, identified at the time as Lot 12 DP 1158508).

The July 2015 report by the regulator, IPART, to the Minister recommending the NOL be granted, acknowledges that

*"some elements of the larger scheme have been considered in our assessment where appropriate".*

It is clear within that report that the technical, organisational and financial capacity of AC had been assessed as adequate for the entire scheme and it was environmental impact assessment of the reticulation network construction that was limiting the NOL area to that which had already been granted development consent.

NOL 15\_033 was granted to AC by the Minister on 6 August 2015.

#### NOLV1

Following LMCC's granting of the development consent for Precinct 2, AC applied in November 2015 to have the NOL area varied (NOLV1) to include the lot and DPs incorporating Precinct 2. The balance of the original NOL application was recognised as being applicable and the licence area was expanded by the Minister to include the additional Precinct 2 area on 18 March 2016.

#### NOLV2

After March 2016 further development consents for subdivision works – including all utility services - were granted to the Developer. AC waited to collate a number of development consents to seek the NOL area variation in one application (NOLV2). On 26 July 2021 the Minister granted approval for the current NOL which includes the following areas, with reference to the components defined in the NOLV2 application:

- A. The northern end of the 'Twine' property, known then as Lot 1 DP 348173 and Lot 11 DP 1158508.
- B. The northern end of the medium density area of Lot 83 DP 1237780.
- C. Precinct 3.
- D. Precinct North A.

H and I. Avondale College and Town Common Designated Irrigation Zones, the recycled water pipelines to them along Freemans Drive and Central Road existing lots immediately adjacent to the proposed recycled water main in order to provide opportunity for others to become customers of the recycled water service (only) in future.

#### **NOLV3 (this application)**

DA/2234/2017 was approved by LMCC on 5 August 2021 to develop and subdivide these existing lots. The original development application allowed for:

- A. 399 standard residential lots.
- B. 1 Future Park
- C. 5 drainage reserves
- D. 2 public reserves

The accompanying statement of environmental effects contemplates the construction of all utility services in sections 3.13 and 5.13.

DA/1451/2021 has since been submitted to LMCC by the Developer to further subdivide the 5 development lots (approved under DA/2234/2017) into 215 residential lots. The accompanying Statement of Environmental Effects

List all the regulatory approvals that *are to be obtained* for the proposed licence activities

also contemplates the construction of all utility services in section 5.10.

Nil



Regulatory approvals may include development consents for a housing development (that includes water and sewerage infrastructure) under the EP&A Act, section 68 approval under the Local Government Act 1993 and Environment Protection Licence under the Protection of the Environment Operations Act 1997.



Attach copies of each approval and any reports from the approval body:

Evidence of regulatory approvals including any subsequent approved modifications for the proposed licence activities.  
E.g. development consents, determinations, conditions of approvals.

Appendix 38(a) Existing NOL  
Appendix 38(b) Approval for commercial operation

Appendix 38(c) DA/2234/2017 Development Consent, SEE and applicable appendices can be found here:  
[Enquiry Detail View | Lake Macquarie City Council](#)

Appendix 38(d) DA/1451/2021 Development Consent, SEE and applicable appendices can be found here:  
[Enquiry Detail View | Lake Macquarie City Council](#)

The combined PDF documents are over 145MB in size. These can be made available on request

Maps or plans that show the locations (e.g. in lots and DPs) associated with the regulatory approvals in relation to the proposed area of operations identified in **Question 27**.

Appendix 27 Existing and Proposed NOLV area of operations

### 39. Environmental impact assessments



As a minimum, your application must be accompanied by a Review of Environmental Factors (REF) (unless the development is a designated development, Part 5 development, or a major project, in which case either an environmental impact statement (EIS) or comprehensive environmental assessment is required). The REF must identify the environmental impacts of the proposed scheme, and the steps which will be taken to protect the environment or reduce harm to the environment.

Describe the studies that have been completed to investigate any environmental impacts (including water quality, quantity, air, odour, noise, sea level rise, biodiversity and Aboriginal cultural heritage) from the construction and operation of the infrastructure.

This NOL variation application (NOLV3) seeks consideration of the environmental impact assessments that have been carried out by the Developer for the proposed subdivision works and installation of services within the proposed expansion of the licensed area of operations for NOL 15\_033:

The existing lot titles subject to this NOLV3 Application have approval and environmental assessment under DA/2234/2017 or are being assessed under DA/1451/2021. Note that the lot titles described in the Development Application and the Statement of Environmental Effects (SEE) under DA/2234/2017 have changed since the application was first made in 2017. Subsequent development consents permitted the realignment of cadastral lot boundaries in the development.

Where relevant, what land capability and/or site suitability assessments have been undertaken on the proposed land disposal (including irrigation) area?

The proposed expanded area of operations (NOLV3) has already been considered in the Land Capability Assessment commissioned as part of the original NOL application, which covered the entire development area. A subsequent LCA was also commissioned for the inclusion of the expanded recycled water area of operations to Avondale College considered under NOLV2.

Have the studies identified any significant environmental impacts from the scheme? If so, how are the environmental impacts proposed to be managed?

The proposed management of environmental impacts are detailed in the Statement of Environmental Effects (SEE) provided in the relevant Development Applications as referenced below.



Attach the following information:

Environmental impact assessments  
E.g. Environmental study, land capability or site suitability assessment, environmental risk assessment, determination reports.

Appendix 38(c) DA/2234/2017 Development Consent, SEE and applicable appendices can be found here: [Enquiry Detail View | Lake Macquarie City Council](#)

Appendix 38(d) DA/1451/2021 Development Consent, SEE and applicable appendices can be found here: [Enquiry Detail View | Lake Macquarie City Council](#)

The combined PDF documents are over 145MB in size. These can be made available on request

## Statutory declaration

### 40. Please sign the declaration for this application



A statutory declaration must be completed by all applicant corporations and submitted with their application.

Provide a statutory declaration from:

- The Chief Executive Officer and a Director of the applicant corporation (each must complete a separate declaration); or
- The sole Director and Chief Executive Officer of the applicant corporation; or
- Such other person that IPART agrees may provide the statutory declaration(s); to the effect that the information provided in the application is true and correct.

For the purposes of Question 10 of this application form, the statutory declaration should also state that the applicant corporation is neither:

- A disqualified corporation for the purpose of section 10(3)(a) of the *Water Industry Competition Act 2006 (NSW)* (WIC Act), nor
- A related entity of a disqualified corporation that would have a direct or indirect interest in, or influence on, the carrying out of the activities that the licence (the subject of the application in relation to which this declaration is made), if granted, would authorise, for the purpose of section 10(3)(b) of the WIC Act.

A statutory declaration must be certified by a NSW authorised witness from the following list:

- a justice of the peace
- a solicitor or barrister with a current New South Wales or interstate practising certificate
- a commissioner of the court for taking affidavits
- a notary public, or
- a person by law authorised to administer an oath (e.g. authorised witnesses in other jurisdictions).



**I, do solemnly and sincerely declare that:**

1. I am a [Chief Executive Officer] of the applicant corporation (named in this application form).
2. The information provided in this application is true and correct to the best of my knowledge.
3. I am aware of the requirements under the *Water Industry Competition Act 2006* (NSW) (WIC Act) for the licence being applied for.
4. The applicant corporation is not, for the purpose of section 10(3)(a) of the WIC Act, a disqualified corporation (as defined in the Dictionary of the WIC Act).
5. The applicant corporation is not, for the purpose of section 10(3)(b) of the WIC Act, a related entity of a disqualified corporation (as defined in the Dictionary of the WIC Act) that would have a direct or indirect interest in, or influence on, the carrying out of the activities that the licence (the subject of the application in relation to which this declaration is made), if granted, would authorise.
6. I have the authority to make this application on behalf of the applicant corporation (named in this application form).

I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the *Oaths Act 1900* (NSW).

In the presence of an authorised witness, who certify the following matters concerning the making of this statutory declaration by the person who made it: *I\*choose an item from each of the drop-down menu*

\*[I saw the face of the person.]

\*[I have known this person for at least 12 months.]



Provide details of the signatory and witness.

**Details****Signatory****Witness**

Full name

[Terence James Leckie]

[Jonathan Gunn]

Position/ title

[Founder &amp; CEO]

[General Counsel]

Qualification to be authorised witness

N/A

[A solicitor with a current New South Wales practising certificate. PN 11246]

Describe identification document relied on (if applicable)

N/A

[



Sign the application form in the presence of a witness. Ensure that all questions have been completed before signing the form – signing here is the last thing that you do.



You may sign this form electronically (either in Microsoft Word or in Adobe PDF) or on a paper copy. If signing a paper copy, please scan the signed form to Adobe PDF before submitting.



Date of signing

03/05/2022

Address of signing

Level 1, 73 Miller Street North Sydney, NSW 2060

Sign  
here

Signed by, or on behalf of, the applicant:	In the presence of a witness:
	



We require evidence of the signatory's authority to sign the application form that is dated less than 4 weeks from the date that the application is submitted.

**I, do solemnly and sincerely declare that:**

1. I am a [Director] of the applicant corporation (named in this application form).
2. The information provided in this application is true and correct to the best of my knowledge.
3. I am aware of the requirements under the *Water Industry Competition Act 2006* (NSW) (WIC Act) for the licence being applied for.
4. The applicant corporation is not, for the purpose of section 10(3)(a) of the WIC Act, a disqualified corporation (as defined in the Dictionary of the WIC Act).
5. The applicant corporation is not, for the purpose of section 10(3)(b) of the WIC Act, a related entity of a disqualified corporation (as defined in the Dictionary of the WIC Act) that would have a direct or indirect interest in, or influence on, the carrying out of the activities that the licence (the subject of the application in relation to which this declaration is made), if granted, would authorise.
6. I have the authority to make this application on behalf of the applicant corporation (named in this application form).

I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the *Oaths Act 1900* (NSW).

In the presence of an authorised witness, who certify the following matters concerning the making of this statutory declaration by the person who made it: *[\*choose an item from each of the drop-down menu]*

I saw the face of the person.

I have confirmed the person's identity using an identification document and the document I relied on was provided in the table below.



Provide details of the signatory and witness.

Details	Signatory	Witness
Full name	[Alexandra Jane MacLaughlin]	[Jonathan Gunn]
Position/ title	[Director]	[General Counsel]
Qualification to be authorised witness	N/A	[A solicitor with a current New South Wales practising certificate, PN 11246]
Describe identification document relied on (if applicable)	NSW Driver Licence No 14770046 expiring 10 July 2025	[



Sign the application form in the presence of a witness. Ensure that all questions have been completed before signing the form – signing here is the last thing that you do.



You may sign this form electronically (either in Microsoft Word or in Adobe PDF) or on a paper copy. If signing a paper copy, please scan the signed form to Adobe PDF before submitting.

Date of signing	13/05/2022
Address of signing	Level 31, 60 Martin Place, Sydney, NSW 2000

Sign here

<b>Signed by, or on behalf of, the applicant:</b>	<b>In the presence of a witness:</b>
	



We require evidence of the signatory's authority to sign the application form that is dated less than 4 weeks from the date that the application is submitted.

## Acknowledgement

### 41. Please sign the acknowledgement for this application



All applicant corporations must sign an acknowledgement of IPART's intention to give copies of the application to relevant stakeholders.



An acknowledgement should be provided by:

- Company Secretary and a Director
- Two Directors
- In the case of a sole Director, the sole Director, or
- Such other person that IPART agrees may provide the acknowledgement.

The applicant corporation (as named in the application form accompanying this acknowledgement) acknowledges that IPART will give a copy of the applicant corporation's completed application form, including any confidential information contained in that application form, to the:

- Minister administering the *Water Industry Competition Act 2006* (NSW) (except Part 3)
- Minister administering the *Public Health Act 2010* (NSW)
- Minister administering Chapter 2 of the *Water Management Act 2000* (NSW)
- Minister administering the *Environmental Planning and Assessment Act 1979* (NSW)
- Minister administering the *Protection of the Environment Operations Act 1997* (NSW),

in accordance with section 9(1) of the *Water Industry Competition Act 2006* (NSW) and clause 17 of the *Water Industry Competition (General) Regulation 2008* (NSW).

In the interest of streamlining the processing of your application, indicate below whether or not you agree to a copy of your completed application form (including any confidential information contained in that application form) being provided on a confidential basis directly to relevant departmental staff who have the responsibility to advise the Ministers named above on issues relating to the provision of water and sewerage services.

**I agree** that a copy of my completed application form (including any confidential information contained in that application form) may be provided to relevant department staff as outlined above.

**I do not agree** that a copy of my completed application form (including any confidential information contained in that application form) may be provided to relevant department staff as outlined above.



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#### Details

#### Signatory

#### Signatory

Full name

Terence James Leckie

Alexandra Jane MacLaughlin

Position/title

Founder & CEO

Director

Date of signing

03/05/2022

13/05/2022

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