

Section 3

General Information

3.5.1

Regulatory Approvals and/or Licences

Veolia

WICA Licence 10_012



NEW SOUTH WALES GOVERNMENT

WATER INDUSTRY COMPETITION ACT 2006

NETWORK OPERATOR'S LICENCE

**Veolia Water Solutions and
Technologies (Australia) Pty Ltd
(ACN 055 254 003)**



New South Wales
Water Industry Competition Act 2006

Grant of Network Operator's Licence
Licence No. 10_012

I, Phillip Costa MP, Minister for Water, under section 10 of the
Water Industry Competition Act 2006, grant a network operator's licence to:

Veolia Water Solutions and Technologies (Australia) Pty Ltd (ACN 055 254 003)

to construct, maintain and operate water industry infrastructure.

Subject to:

- a) the conditions imposed by the *Water Industry Competition Act 2006*,
- b) the conditions imposed under clauses 9(a) and (b) and set out in Parts 1, 2 and 3 of Schedule 1 of the *Water Industry Competition (General) Regulation 2008*,
- c) the conditions imposed by the Minister in the attached Schedule A, and
- d) the standard conditions imposed by the Minister in the attached Schedule B being standard Ministerially-imposed licence conditions for network operators in the water industry.

Handwritten signature of Phillip Costa in black ink.

Minister for Water

Dated this 9th day of December 2010



New South Wales

Water Industry Competition Act 2006

**Variation of licence conditions
Network Operator's Licence No. 10_012**

I, Greg Pearce MLC, Minister for Finance and Services, under section 15 of the *Water Industry Competition Act 2006*, make the following variation to the licence conditions of the Network Operator's licence granted to Veolia Water Solutions and Technologies (Australia) Pty Ltd (ACN 055 254 003):

- a) amend Network Operator's Licence No 10_012 condition **A1, Table 1.1 Authorised persons**, condition **A2, Table 2.1 Authorised persons** and condition **A3, Table 3.1 Authorised persons** to delete "Delfin Lend Lease Pty Ltd" and replace with "DLL Wilton Pty Limited (ABN 31 110 022 976)".

A handwritten signature in black ink, appearing to read 'G Pearce', written over a dotted line.

Minister for Finance and Services

Dated this *10th* day of *June* 20*11*

**SCHEDULE A - SPECIAL MINISTERIALLY-IMPOSED LICENCE CONDITIONS
FOR VEOLIA WATER SOLUTIONS AND TECHNOLOGIES (AUSTRALIA) PTY
LTD NETWORK OPERATOR'S LICENCE**

This schedule sets out the conditions which the Minister has determined to impose pursuant to section 13(1)(b) of the *Water Industry Competition Act 2006*. In addition to these Ministerially-imposed conditions, Licence Holders are subject to obligations imposed by the Act, the Regulation and the standard Ministerially-imposed licence conditions set out in Schedule B. Licence Holders are encouraged to obtain independent advice as to the conditions and obligations of their licence. The Minister may vary the conditions in this schedule or impose new conditions, provided there is no inconsistency with the Act or the Regulation.

A1 Activities authorised – sewerage services

This Licence authorises the Licence Holder and the persons specified in Table 1.1 to construct, operate and maintain the water industry infrastructure specified in Table 1.2 for the purposes as specified in Table 1.3 within the area specified in Table 1.4, subject to the conditions imposed by or under the Act, the Regulation and this Licence.

Table 1.1 Authorised persons

DLL Wilton Pty Limited (ABN 31 110 022 976)

Table 1.2 Specified water industry infrastructure

Infrastructure used for the storage, conveyance or reticulation of sewage and infrastructure used for the treatment of up to 400 kilolitres of sewage per day.

Table 1.3 Authorised purposes

Collection and treatment of sewage from sites and premises within the specified area of operations set out in Table 1.4.

Table 1.4 Specified area of operations

Land situated under Folio Identifiers DP 270536, DP 1104390, DP 280010, DP 280014 and DP 1108927 known as the Wilton Parklands - Bingara Gorge.

A2 Activities authorised – water supply services – toilet flushing and garden irrigation

This Licence authorises the Licence Holder and the persons specified in Table 2.1 to construct, operate and maintain the water industry infrastructure specified in Table 2.2 for the purposes as specified in Table 2.3 within the area specified in Table 2.4, subject to the conditions imposed by or under the Act, the Regulation and this Licence.

Table 2.1 Authorised persons

DLL Wilton Pty Limited (ABN 31 110 022 976)

Table 2.2 Specified water industry infrastructure

Infrastructure used for the storage, conveyance or reticulation of non-potable water but not infrastructure used for the treatment of non-potable water.

Table 2.3 Authorised purposes

Toilet flushing

Garden irrigation

Table 2.4 Specified area of operations

Land situated under Folio Identifiers DP 270536, DP 1104390, DP 280010, DP 280014 and DP 1108927 known as the Wilton Parklands - Bingara Gorge.

A3 Activities authorised – water supply services – golf course irrigation

This Licence authorises:

- (a) the Licence Holder to construct, operate and maintain the water industry infrastructure specified in Part A, Table 3.2; and
- (b) the persons specified in Table 3.1 to construct, operate and maintain the water industry infrastructure specified in Part B, Table 3.2,

for the purposes as specified in Table 3.3 within the area specified in Table 3.4, subject to the conditions imposed by or under the Act, the Regulation and this Licence.

Table 3.1 Authorised persons

DLL Wilton Pty Limited (ABN 31 110 022 976)

Table 3.2 Specified water industry infrastructure

Part A

Infrastructure used for the production, treatment, filtration, storage, conveyance or reticulation of non-potable water.

Part B

Infrastructure used for the storage, conveyance or reticulation of non-potable water.

Table 3.3 Authorised purposes

Golf course irrigation

Table 3.4 Specified area of operations

Land situated under Folio Identifiers DP 1108927 and DP 1104390 known as the Recycled Water Treatment Plant and Bingara Gorge Golf Course in addition to the corridor of property associated with the reticulation, conveyance and storage infrastructure between the two sites.

INTERPRETATION AND DEFINITIONS

Interpretation

In these Licence conditions, unless the context requires otherwise:

- (a) the singular includes the plural and vice versa;
- (b) headings are used for convenience only and do not affect the interpretation of these Licence conditions;
- (c) a reference to a document includes the document as modified from time to time and any document replacing it;
- (d) the word “person” includes a natural person and any body or entity whether incorporated or not;
- (e) references to clauses are references to clauses in these Licence conditions.

Definitions

Expressions used in these Licence conditions that are defined in the Act or the Regulation have the meanings set out in the Act or the Regulation.

In these Licence conditions:

Act	means the <i>Water Industry Competition Act 2006</i>
Authorised Purpose	means an authorised purpose listed in Tables 1.3, 2.3 and 3.3 of Schedule A
Licence Holder	means the person who is the holder of this Licence
Minister	means the Minister responsible for Part 2 of the Act
Regulation	means the <i>Water Industry Competition (General) Regulation 2008</i>

SCHEDULE B - STANDARD MINISTERIALLY-IMPOSED LICENCE CONDITIONS FOR VEOLIA WATER SOLUTIONS AND TECHNOLOGIES(AUSTRALIA) PTY LTD NETWORK OPERATOR'S LICENCE

This schedule provides a comprehensive list of standard conditions which the Minister has determined to impose pursuant to section 13(1)(b) of the *Water Industry Competition Act 2006*. In addition to these standard Ministerially-imposed conditions, Licence Holders are subject to obligations imposed by the Act, the Regulation and the Ministerially-imposed licence conditions set out in Schedule A. Licence Holders are encouraged to obtain independent advice as to the conditions and obligations of their licence. The Minister may vary the conditions in this schedule or impose new conditions, provided there is no inconsistency with the Act or the Regulation.

B1 Ongoing capacity to operate

The Licence Holder must have the technical, financial and organisational capacity to carry out the activities authorised by this Licence. If the Licence Holder ceases to have this capacity, it must report this to IPART immediately.

B2 Obtaining appropriate insurance

B2.1 The Licence Holder must:

- (a) obtain appropriate insurance sufficient for the size and nature of the activities authorised under this Licence;
- (b) provide a copy of each certificate of currency of insurance obtained to IPART; and
- (c) within six months of being granted this Licence, demonstrate that the insurance obtained is appropriate by providing a report to IPART from an Insurance Expert certifying that in the Insurance Expert's opinion the type and level of insurance obtained by the Licence Holder is appropriate for the size and nature of the activities authorised under this Licence.

B2.2 The report from the Insurance Expert must:

- (a) identify the key risks of undertaking the activities authorised under this Licence,
- (b) set out the types and levels of insurance obtained by the Licence Holder in the relation to the activities being undertaken,
- (c) provide reasons as to why the types and levels of insurance are appropriate for the size and nature of the activities being undertaken, and
- (d) if any risks arising from undertaking the activities remain uninsured, provide reasons as to why.

B3 Maintaining appropriate insurance

B3.1 The Licence Holder must maintain appropriate insurance sufficient for the size and nature of the activities authorised under this Licence.

B3.2 From time to time when requested in writing by IPART, the Licence Holder must provide a report to IPART, in the manner, form and time specified by IPART, from an Insurance Expert certifying that in the Insurance Expert's opinion the type and level of insurance obtained by the Licence Holder is appropriate for the size and nature of the activities authorised under this Licence.

B3.3 Whenever there is a change in the type, level or period of insurance held by the Licence Holder in relation to the activities authorised under this Licence, the Licence

Holder must provide a copy of the certificate of currency to IPART within 10 days of the change being made.

B4 Complying with NSW Health requirements

The Licence Holder must carry out the activities authorised by this Licence in compliance with any requirements of NSW Health that IPART has agreed to and are notified from time to time to the Licence Holder by IPART in writing.

B5 Reporting in accordance with the Reporting Manual

The Licence Holder must prepare and submit reports in accordance with the applicable Reporting Manual.

B6 Reporting information in relation to the Register of Licences

Whenever any of the following information changes, the Licence Holder must provide the updated information to IPART within 14 days of the change:

- (a) each source from which the water handled by the water industry infrastructure is derived,
- (b) the identity of each licensed retail supplier or public water utility that has access to the infrastructure services provided by the water industry infrastructure for the purpose of supplying water to its customers,
- (c) a description of any other water industry infrastructure to which the water industry infrastructure is connected.

B7 Monitoring

B7.1 Any monitoring required to be undertaken by the Licence Holder for the purposes of this Licence or any Plans required under the Regulation must be undertaken in accordance with the requirements set out below.

B7.2 The following records must be kept of any samples collected:

- (a) The date(s) on which the sample was taken,
- (b) The time(s) at which the sample was collected,
- (c) The point or location at which the sample was taken, and
- (d) The name of the person who collected the sample.

B7.3 A laboratory accredited for the specified tests by an independent body acceptable to NSW Health, such as the National Association of Testing Authorities (NATA) or equivalent, shall carry out all analyses of samples.

B8 Provision of copy of Plans

B8.1 Whenever the Licence Holder makes any change to its Plans, the Licence Holder must provide a copy of the amended Plan to IPART.

B8.2 Whenever the Licence Holder makes a significant change to its Plans, the Licence Holder must provide a copy of the amended Plan to IPART at the same time it provides a copy to the approved auditor engaged to provide a report as to the adequacy of the changed Plan as required under the Regulation.

B9 Delineating responsibilities – interconnections

B9.1 Where a water industry code of conduct under clause 25 of the Regulation has not been established by order published in the Gazette and the water industry infrastructure specified in Schedule A, clause 1, Table 1.2; clause 2, Table 2.2; and clause 3, Table 3.2 of this Licence is connected to any other water industry infrastructure, the Licence Holder must establish a code of conduct in relation to the respective responsibilities of the Licence Holder and each licensed network operator, licensed retail supplier and/or public water utility that is responsible for the other water industry infrastructure.

B9.2 The arrangements are to be agreed in writing between the Licence Holder and the other licensed network operators, licensed retail suppliers and/or public water utilities.

B9.3 The arrangements must address the following matters:

- (a) responsibility for the repair, replacement or maintenance of any pipes, pumps, valves, storages or other infrastructure connecting the water industry infrastructure specified in Schedule A, clause 1, Table 1.2; clause 2, Table 2.2; and clause 3, Table 3.2 of this Licence to any other water industry infrastructure,
- (b) responsibility for water quality,
- (c) liability in the event of the unavailability of water,
- (d) liability in the event of infrastructure failure,
- (e) responsibility for handling customer complaints.

B10 Notification of changes to Authorised Person

If an Authorised Person ceases, proposes to cease or receives notification to cease providing any of the services relating to the activities authorised by this Licence, the Licence Holder must provide IPART with written notice as soon as practicable and in any event no later than 28 days prior to the date of cessation of the services. Such written notice must include details of how the services previously undertaken by the Authorised Person will continue to be undertaken.

INTERPRETATION AND DEFINITIONS

Interpretation

In these Licence conditions, unless the context requires otherwise:

- (a) the singular includes the plural and vice versa;
- (b) headings are used for convenience only and do not affect the interpretation of these Licence conditions;
- (c) a reference to a document includes the document as modified from time to time and any document replacing it;
- (d) the word “person” includes a natural person and any body or entity whether incorporated or not;
- (e) references to clauses are references to clauses in these Licence conditions.

Definitions

Expressions used in these Licence conditions that are defined in the Act or the Regulation have the meanings set out in the Act or the Regulation.

In these Licence conditions:

Act	means the <i>Water Industry Competition Act 2006</i>
Authorised Person	means an authorised person listed in Schedule A, clause 1, Table 1.1; clause 2, Table 2.1; and clause 3, Table 3.1
Gazette	means the NSW Government Gazette
IPART	means the Independent Pricing and Regulatory Tribunal of New South Wales established under the <i>Independent Pricing and Regulatory Tribunal Act 1992</i>
Insurance Expert	means an independent reputable insurer registered with the Australian Prudential Regulation Authority
Licence	means the network operator's licence / retail supplier's licence authorising the Licence Holder to construct, maintain and operate water industry infrastructure / supply water or provide sewerage services by means of water industry infrastructure in accordance with section 10 of the Act
Licence Holder	means a person who is the holder of a Licence
Minister	means the Minister responsible for Part 2 of the Act
NSW Health	means the NSW Department of Health
Plans	means any infrastructure operating plan, water quality plan or sewage management plan required to be prepared by a Licence Holder under the Regulation
Regulation	means the <i>Water Industry Competition (General) Regulation 2008</i>
Reporting Manual	means the applicable Network Operator's Reporting Manual or Retail Supplier's Reporting Manual as produced by IPART and available on IPART's website www.ipart.nsw.gov.au

Veolia

WICA Licence 10_013R



NEW SOUTH WALES GOVERNMENT

WATER INDUSTRY COMPETITION ACT 2006

RETAIL SUPPLIER'S LICENCE

**Veolia Water Solutions & Technologies
(Australia) Pty Ltd
(ACN 055 254 003)**



New South Wales

Water Industry Competition Act 2006

Grant of Retail Supplier's Licence Licence No. 10_013R

I, Phillip Costa MP, Minister for Water, under section 10 of the *Water Industry Competition Act 2006*, grant a retail supplier's licence to:

Veolia Water Solutions & Technologies (Australia) Pty Ltd (ACN 055 254 003)

to supply water and provide sewerage services by means of water industry infrastructure.

Subject to:

- a) the conditions imposed by the *Water Industry Competition Act 2006*,
- b) the conditions imposed under clause 13(a) and set out in Parts 1, 2 and 3 of Schedule 2 of the *Water Industry Competition (General) Regulation 2008*,
- c) the conditions imposed by the Minister in the attached Schedule A, and
- d) the standard conditions imposed by the Minister in the attached Schedule B being standard Ministerially-imposed licence conditions for retail suppliers in the water industry.

A handwritten signature in blue ink, appearing to read 'Phillip Costa', written over a dotted line.

Minister for Water

Dated this 18 day of March 2011



New South Wales

Water Industry Competition Act 2006

Variation of licence conditions Retail Supplier's Licence No. 10_013R

I, Greg Pearce MLC, Minister for Finance and Services, under section 15 of the *Water Industry Competition Act 2006*, make the following variation to the licence conditions of the Retail Supplier's licence granted to Veolia Water Solutions and Technologies (Australia) Pty Ltd (ACN 055 254 003):

- a) Amend Retail Supplier's Licence No 10_013R condition **A1, Table 1.1 Authorised persons**, condition **A2, Table 2.1 Authorised persons** and condition **A3, Table 3.1 Authorised persons** to delete "Not applicable" and insert "DLL Wilton Pty Limited (ABN 31 110 022 976)."
- b) Amend licence condition **A4 Commencement of supply** of Retail Supplier's Licence No 10_013R to delete "By 17 May 2011" and insert "Within 28 days after written notification is provided to the Licence Holder that DLL Wilton Pty Limited (ABN 31 110 022 976) has been included as an authorised person under this Licence,".

A handwritten signature in black ink, appearing to read 'Greg Pearce', written over a dotted line.

Minister for Finance and Services

Dated this *10th* day of *June* 20 *11*

**SCHEDULE A - SPECIAL MINISTERIALLY-IMPOSED LICENCE CONDITIONS
FOR VEOLIA WATER SOLUTIONS & TECHNOLOGIES(AUSTRALIA) PTY LTD
RETAIL SUPPLIER'S LICENCE**

This schedule sets out the conditions which the Minister has determined to impose pursuant to section 13(1)(b) of the *Water Industry Competition Act 2006*. In addition to these Ministerially-imposed conditions, licensees are subject to obligations imposed by the Act, the Regulation and the standard Ministerially-imposed licence conditions set out in Schedule B. Licensees are encouraged to obtain independent advice as to the conditions and obligations of their licence. The Minister may vary the conditions in this schedule or impose new conditions, provided there is no inconsistency with the Act or the Regulation.

A1 Activities authorised – sewerage services

This Licence authorises the Licence Holder and the persons specified in Table 1.1 to provide sewerage services by means of water industry infrastructure specified in Table 1.2 for the purposes as specified in Table 1.3 to the persons or classes of persons specified in Table 1.4 within the area specified in Table 1.5, subject to the conditions imposed by or under the Act, the Regulation and this Licence.

Table 1.1 Authorised persons

DLL Wilton Pty Limited (ABN 31 110 022 976)

Table 1.2 Specified water industry infrastructure

Infrastructure used for the storage, conveyance or reticulation of sewage and infrastructure used for the treatment of up to 400 kilolitres of sewage per day.

Table 1.3 Authorised purposes

Provision of sewerage services

Table 1.4 Specified persons or classes of persons

Owners and occupiers of sites and premises within the specified area of operations set out in Table 1.5.

Table 1.5 Specified area of operations

Land situated under Folio Identifiers DP 270536, DP 1104390, DP 280010, DP 280014 and DP 1108927 known as the Wilton Parklands – Bingara Gorge.

A2 Activities authorised – water supply services – toilet flushing and garden irrigation

This Licence authorises the Licence Holder and the persons specified in Table 2.1 to supply water by means of water industry infrastructure specified in Table 2.2 for the purposes as specified in Table 2.3 to the persons or classes of persons specified in Table 2.4 within the area specified in Table 2.5, subject to the conditions imposed by or under the Act, the Regulation and this Licence.

Table 2.1 Authorised persons

DLL Wilton Pty Limited (ABN 31 110 022 976)

Table 2.2 Specified water industry infrastructure

Infrastructure used for the storage, conveyance or reticulation of non-potable water but not infrastructure used for the treatment of non-potable water.

Table 2.3 Authorised purposes

Toilet flushing
Garden irrigation

Table 2.4 Specified persons or classes of persons

Owners and occupiers of sites and premises within the specified area of operations set out in Table 2.5.

Table 2.5 Specified area of operations

Land situated under Folio Identifiers DP 270536, DP 1104390, DP 280010, DP 280014 and DP 1108927 known as the Wilton Parklands – Bingara Gorge.

A3 Activities authorised – water supply services – golf course irrigation

This Licence authorises the Licence Holder and the persons specified in Table 3.1 to supply water by means of water industry infrastructure specified in Table 3.2 for the purposes as specified in Table 3.3 to the persons or classes of persons specified in Table 3.4 within the area specified in Table 3.5, subject to the conditions imposed by or under the Act, the Regulation and this Licence.

Table 3.1 Authorised persons

DLL Wilton Pty Limited (ABN 31 110 022 976)

Table 3.2 Specified water industry infrastructure

Infrastructure used for the production, treatment, filtration, storage, conveyance or reticulation of non-potable water.

Table 3.3 Authorised purposes

Golf course irrigation

Table 3.4 Specified persons or classes of persons

Owners and occupiers of sites and premises within the specified area of operations set out in Table 3.5.

Table 3.5 Specified area of operations

Land situated under Folio Identifiers DP 1108927 and DP 1104390 known as the Recycled Water Treatment Plant and Bingara Gorge Golf Course in addition to the corridor of property associated with the reticulation, conveyance and storage infrastructure between the two sites.

A4 Commencement of supply

Within 28 days after written notification is provided to the Licence Holder that DLL Wilton Pty Limited (ABN 31 110 022 976) has been included as an authorised person under this Licence, the Licence Holder must:

- (a) commence supply of sewerage services by means of water industry infrastructure as authorised under section A1; and
- (b) commence supply of water by means of water industry infrastructure as authorised under sections A2 and A3.

INTERPRETATION AND DEFINITIONS

Interpretation

In these Licence conditions, unless the context requires otherwise:

- (a) the singular includes the plural and vice versa;
- (b) headings are used for convenience only and do not affect the interpretation of these Licence conditions;
- (c) a reference to a document includes the document as modified from time to time and any document replacing it;
- (d) the word “person” includes a natural person and any body or entity whether incorporated or not;
- (e) references to clauses are references to clauses in these Licence conditions.

Definitions

Expressions used in these Licence conditions that are defined in the Act or the Regulation have the meanings set out in the Act or the Regulation.

In these Licence conditions:

Act	means the <i>Water Industry Competition Act 2006</i>
Licence Holder	means the person who is the holder of this Licence
Minister	means the Minister responsible for Part 2 the Act
Regulation	means the <i>Water Industry Competition (General) Regulation 2008</i>
Small Retail Customer	has the meaning given to that term in the Regulation
Sydney Water Operating Licence	means the operating licence of Sydney Water Corporation as renewed, updated, replaced or varied from time to time

SCHEDULE B - STANDARD MINISTERIALLY-IMPOSED LICENCE CONDITIONS FOR VEOLIA WATER SOLUTIONS & TECHNOLOGIES(AUSTRALIA) PTY LTD RETAIL SUPPLIER'S LICENCE

This schedule provides a comprehensive list of standard conditions which the Minister has determined to impose pursuant to section 13(1)(b) of the *Water Industry Competition Act 2006*. In addition to these standard Ministerially-imposed conditions, Licence Holders are subject to obligations imposed by the Act, the Regulation and the Ministerially-imposed licence conditions set out in Schedule A. Licence Holders are encouraged to obtain independent advice as to the conditions and obligations of their licence. The Minister may vary the conditions in this schedule or impose new conditions, provided there is no inconsistency with the Act or the Regulation.

B1 Ongoing capacity to operate

The Licence Holder must have the technical, financial and organisational capacity to carry out the activities authorised by this Licence. If the Licence Holder ceases to have this capacity, it must report this to IPART immediately.

B2 Obtaining appropriate insurance

B2.1 Before commencing to operate water industry infrastructure under this Licence, the Licence Holder must:

- (a) obtain appropriate insurance sufficient for the size and nature of the activities authorised under this Licence,
- (b) demonstrate that the insurance obtained is appropriate by providing a report to IPART from an Insurance Expert certifying that in the Insurance Expert's opinion the type and level of insurance obtained by the Licence Holder is appropriate for the size and nature of the activities authorised under this Licence, and
- (c) provide a copy of each certificate of currency of insurance obtained to IPART.

B2.1 The report from the Insurance Expert must:

- (a) identify the key risks of undertaking the activities authorised under this Licence,
- (b) set out the types and levels of insurance obtained by the Licence Holder in the relation to the activities being undertaken,
- (c) provide reasons as to why the types and levels of insurance are appropriate for the size and nature of the activities being undertaken, and
- (d) if any risks arising from undertaking the activities remain uninsured, provide reasons as to why.

B3 Maintaining appropriate insurance

B3.1 The Licence Holder must maintain appropriate insurance sufficient for the size and nature of the activities authorised under this Licence.

B3.2 From time to time when requested in writing by IPART, the Licence Holder must provide a report to IPART, in the manner, form and time specified by IPART, from an Insurance Expert certifying that in the Insurance Expert's opinion the type and level of insurance obtained by the Licence Holder is appropriate for the size and nature of the activities authorised under this Licence.

B3.3 Whenever there is a change in the type, level or period of insurance held by the Licence Holder in relation to the activities authorised under this Licence, the Licence

Holder must provide a copy of the certificate of currency to IPART within 10 days of the change being made.

B4 Complying with NSW Health requirements

The Licence Holder must carry out the activities authorised by this Licence in compliance with any requirements of NSW Health that IPART has agreed to and are notified from time to time to the Licence Holder by IPART in writing.

B5 Reporting in accordance with the Reporting Manual

The Licence Holder must prepare and submit reports in accordance with the applicable Reporting Manual issued by IPART and available from IPART's website www.ipart.nsw.gov.au.

B6 Reporting information in relation to the Register of Licences

Whenever any of the following information changes, the Licence Holder must provide the updated information to IPART within 14 days of the change:

- (a) each licensed network operator or public water utility from whose water industry infrastructure the Licence Holder supplies water to its customers,
- (b) each source from which the water handled by the water industry infrastructure is derived,
- (c) whether or not any of the Licence Holder's customers are small retail customers,
- (d) details of any order under section 54 of the Act by which the Licence Holder is declared to be a retailer of last resort.

B7 Provision of copy of Plan

B7.1 Whenever the Licence Holder makes any change to its Plan, the Licence Holder must provide a copy of the amended Plan to IPART.

B7.2 Whenever the Licence Holder makes a significant change to its Plan, the Licence Holder must provide a copy of the amended Plan to IPART at the same time it provides a copy to the approved auditor engaged to provide a report as to the adequacy of the changed Plan as required under the Regulation.

B8 Sufficient quantities

The Licence Holder must ensure that sufficient quantities of the water supplied by the Licence Holder to its customers have been obtained otherwise than from a public water utility.

INTERPRETATION AND DEFINITIONS

Interpretation

In these Licence conditions, unless the context requires otherwise:

- (a) the singular includes the plural and vice versa;
- (b) headings are used for convenience only and do not affect the interpretation of these Licence conditions;
- (c) a reference to a document includes the document as modified from time to time and any document replacing it;

- (d) the word “person” includes a natural person and any body or entity whether incorporated or not;
- (e) references to clauses are references to clauses in these Licence conditions.

Definitions

Expressions used in these Licence conditions that are defined in the Act or the Regulation have the meanings set out in the Act or the Regulation.

In these Licence conditions:

Act	means the <i>Water Industry Competition Act 2006</i>
Gazette	means the NSW Government Gazette
Insurance Expert	means an independent reputable insurer registered with the Australian Prudential Regulation Authority or an independent reputable insurance broker registered under the <i>Insurance (Agents and Brokers) Act 1984 (Cth)</i>
IPART	means the Independent Pricing and Regulatory Tribunal of New South Wales established under the <i>Independent Pricing and Regulatory Tribunal Act 1992</i>
Licence	means the network operator's licence / retail supplier's licence authorising the Licence Holder to construct, maintain and operate water industry infrastructure / supply water or provide sewerage services by means of water industry infrastructure in accordance with section 10 of the Act
Licence Holder	means a person who is the holder of a Licence
Minister	means the Minister responsible for Part 2 of the Act
NSW Health	means the NSW Department of Health
Plan	means any retail supply management plan required to be prepared by a Licence Holder under the Regulation
Regulation	means the <i>Water Industry Competition (General) Regulation 2008</i>
Reporting Manual	means the applicable Network Operator's Reporting Manual or Retail Supplier's Reporting Manual as produced by IPART and available on IPART's website www.ipart.nsw.gov.au

Veolia

EPL #20335

Licence Transfer

Licence - 20335



VEOLIA WATER SOLUTIONS & TECHNOLOGIES (AUSTRALIA) PTY LTD
ABN 35 055 254 003
PO BOX 1623
MACQUARIE PARK NSW 2113

Attention: Mr Hugh Robinson

Notice Number 1528568
File Number EF15/2095
Date 19-Feb-2015

APPROVAL OF TRANSFER OF ENVIRONMENT PROTECTION LICENCE 20335

I refer to the application to transfer Environment Protection Licence 20335 and would like to advise you that the Environment Protection Authority (EPA) has approved the transfer from WILTON WATER PTY LTD to VEOLIA WATER SOLUTIONS & TECHNOLOGIES (AUSTRALIA) PTY LTD. The effective date of the transfer is 13-Feb-2015.

Enclosed is a copy of the transferred licence.

Please contact the Regulatory and Compliance Support Unit on (02) 9995 5700 to discuss any issues relating to the transfer of the licence.

A handwritten signature in black ink, appearing to read 'Christopher Kelly', written over a horizontal dotted line.

Christopher Kelly
Head Regulatory and Compliance Support Unit
Compliance Assurance
(by Delegation)

Licence Transfer



INFORMATION ABOUT THIS NOTICE

- This notice is issued under section 55 of the Act.
- An updated version of the licence will be available on the EPA's Public Register (<http://www.epa.nsw.gov.au/prpoeo/index.htm>) in accordance with section 308 of the Act.

Environment Protection Licence

Licence - 20335

**Licence Details**

Number: 20335
Anniversary Date: 30-September

Licensee

VEOLIA WATER SOLUTIONS & TECHNOLOGIES
(AUSTRALIA) PTY LTD

PO BOX 1623

MACQUARIE PARK NSW 2113

Premises

BINGARA GORGE WASTEWATER AND WATER RECYCLING
SCHEME

CONDELL PARK ROAD

WILTON NSW 2571

Scheduled Activity

Sewage Treatment

Fee Based Activity

Sewage treatment processing by small plants

Scale

0-20 ML discharged

Region

Metropolitan Infrastructure

Level 13, 10 Valentine Ave

PARRAMATTA NSW 2150

Phone: (02) 9995 5000

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PO Box 668 PARRAMATTA

NSW 2124

Environment Protection Licence

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Information about this licence

Dictionary

A definition of terms used in the licence can be found in the dictionary at the end of this licence.

Responsibilities of licensee

Separate to the requirements of this licence, general obligations of licensees are set out in the Protection of the Environment Operations Act 1997 ("the Act") and the Regulations made under the Act. These include obligations to:

- ensure persons associated with you comply with this licence, as set out in section 64 of the Act;
- control the pollution of waters and the pollution of air (see for example sections 120 - 132 of the Act);
- report incidents causing or threatening material environmental harm to the environment, as set out in Part 5.7 of the Act.

Variation of licence conditions

The licence holder can apply to vary the conditions of this licence. An application form for this purpose is available from the EPA.

The EPA may also vary the conditions of the licence at any time by written notice without an application being made.

Where a licence has been granted in relation to development which was assessed under the Environmental Planning and Assessment Act 1979 in accordance with the procedures applying to integrated development, the EPA may not impose conditions which are inconsistent with the development consent conditions until the licence is first reviewed under Part 3.6 of the Act.

Duration of licence

This licence will remain in force until the licence is surrendered by the licence holder or until it is suspended or revoked by the EPA or the Minister. A licence may only be surrendered with the written approval of the EPA.

Licence review

The Act requires that the EPA review your licence at least every 5 years after the issue of the licence, as set out in Part 3.6 and Schedule 5 of the Act. You will receive advance notice of the licence review.

Fees and annual return to be sent to the EPA

For each licence fee period you must pay:

- an administrative fee; and
- a load-based fee (if applicable).

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The EPA publication "A Guide to Licensing" contains information about how to calculate your licence fees. The licence requires that an Annual Return, comprising a Statement of Compliance and a summary of any monitoring required by the licence (including the recording of complaints), be submitted to the EPA. The Annual Return must be submitted within 60 days after the end of each reporting period. See condition R1 regarding the Annual Return reporting requirements.

Usually the licence fee period is the same as the reporting period.

Transfer of licence

The licence holder can apply to transfer the licence to another person. An application form for this purpose is available from the EPA.

Public register and access to monitoring data

Part 9.5 of the Act requires the EPA to keep a public register of details and decisions of the EPA in relation to, for example:

- licence applications;
- licence conditions and variations;
- statements of compliance;
- load based licensing information; and
- load reduction agreements.

Under s320 of the Act application can be made to the EPA for access to monitoring data which has been submitted to the EPA by licensees.

This licence is issued to:

VEOLIA WATER SOLUTIONS & TECHNOLOGIES (AUSTRALIA) PTY LTD

PO BOX 1623

MACQUARIE PARK NSW 2113

subject to the conditions which follow.

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1 Administrative Conditions

A1 What the licence authorises and regulates

- A1.1 This licence authorises the carrying out of the scheduled activities listed below at the premises specified in A2. The activities are listed according to their scheduled activity classification, fee-based activity classification and the scale of the operation.

Unless otherwise further restricted by a condition of this licence, the scale at which the activity is carried out must not exceed the maximum scale specified in this condition.

Scheduled Activity	Fee Based Activity	Scale
Sewage Treatment	Sewage treatment processing by small plants	0 - 20 ML discharged

A2 Premises or plant to which this licence applies

- A2.1 The licence applies to the following premises:

Premises Details

BINGARA GORGE WASTEWATER AND WATER RECYCLING SCHEME
 CONDELL PARK ROAD
 WILTON
 NSW 2571

WILTON WATER ONSITE WASTEWATER AND WATER RECYCLING SCHEME

- A2.2 The premises are adjacent to the intersection of the Hume Highway and Picton Road, near Wilton NSW. The WWTP is on Lot 406 DP1184443. The wet weather storage ponds and associated infrastructure are on lot 403 DP1184443. See subdivision plan drawings D367SW-S40G-ISSUE A and D367SW-S40G-ISSUE B provided to EPA.

A3 Other activities

- A3.1 This licence applies to all other activities carried on at the premises, including:

Ancillary Activity

Supply of recycled water to residents and irrigation systems over recreational land

A4 Information supplied to the EPA

- A4.1 Works and activities must be carried out in accordance with the proposal contained in the licence application, except as expressly provided by a condition of this licence.

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In this condition the reference to "the licence application" includes a reference to:

- a) the applications for any licences (including former pollution control approvals) which this licence replaces under the Protection of the Environment Operations (Savings and Transitional) Regulation 1998; and
- b) the licence information form provided by the licensee to the EPA to assist the EPA in connection with the issuing of this licence.

A4.2 Further to licence condition A4.2, works and activities must be carried out in accordance with the proposal contained in:

- the development application 010.2014.00000042.001 submitted to EPA on 18 June 2014;
- the Environmental Impact Statement for the Sewage Treatment Plant & Water Recycling Scheme (December 2013) relating to the proposal;
- the Environmental Impact Statement Addendum for the Proposed Sewer Rising Main (February 2014) relating to the proposal; and
- all additional supporting documents provided to the EPA in relation to the application.

2 Discharges to Air and Water and Applications to Land

P1 Location of monitoring/discharge points and areas

P1.1 The following points referred to in the table are identified in this licence for the purposes of the monitoring and/or the setting of limits for discharges of pollutants to water from the point.

P1.2 The following utilisation areas referred to in the table below are identified in this licence for the purposes of the monitoring and/or the setting of limits for any application of solids or liquids to the utilisation area.

Water and land

EPA Identification no.	Type of Monitoring Point	Type of Discharge Point	Location Description
1		Precautionary and emergency discharge	Recycled water precautionary and emergency discharge into lake discharge structure identified on Harvest WMC Drawing No H10053_P08A, dated 24/10/2013, provided to EPA as supporting documentation to the licence variation application.
2	Discharge event monitoring		Emergency discharge event monitoring locations identified on Harvest WMC Drawing No H10053_P08A, dated 24/10/2013 provided to the EPA as supporting documentation to the licence variation documentation.

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3	Discharge to land	Effluent irrigation layout plan identified in Harvest WMC Drawing No H10053_P07A, dated 24/10/2013 provided to the EPA as supporting documentation to the licence variation application.
5	Monitoring effluent discharge in storage area prior to irrigation of golf course	Wet Weather storage ponds identified on Harvest WMC Drawing No H10053_P08A, dated 24/10/2013 provided to the EPA as supporting documentation to the licence variation application.

- P1.3 The following points referred to in the table below are identified in this licence for the purposes of monitoring and/or setting of limits for the emission of noise from the point.

Noise

EPA identification no.	Type of monitoring point	Location description
6	Noise monitoring	Future residence at Stage A; approximately 260m east of the Pump Station
7	Noise monitoring	Any other residential sensitive receiver not subject to a negotiated agreement
8	Meteorological Station – to determine meteorological conditions for noise monitoring	WWTP Site Weather Station

3 Limit Conditions

L1 Pollution of waters

- L1.1 Except as may be expressly provided in any other condition of this licence, the licensee must comply with section 120 of the Protection of the Environment Operations Act 1997.

L2 Concentration limits

- L2.1 For each monitoring/discharge point or utilisation area specified in the table\>s below (by a point number), the concentration of a pollutant discharged at that point, or applied to that area, must not exceed the concentration limits specified for that pollutant in the table.
- L2.2 Where a pH quality limit is specified in the table, the specified percentage of samples must be within the specified ranges.
- L2.3 To avoid any doubt, this condition does not authorise the pollution of waters by any pollutant other than those specified in the table\>s.
- L2.4 Water and/or Land Concentration Limits

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POINT 2,5

Pollutant	Units of Measure	50 Percentile concentration limit	95 Percentile concentration limit	3DGM concentration limit	100 percentile concentration limit
Biochemical oxygen demand	milligrams per litre		10		20
Faecal Coliforms	colony forming units per 100 millilitres		10		
Nitrogen (total)	milligrams per litre				20
pH	pH				6.5-8.5
Phosphorus (total)	milligrams per litre				2
Total dissolved solids	milligrams per litre				1500
Total suspended solids	milligrams per litre		15		30
Turbidity	nephelometric turbidity units		2		5

L3 Volume and mass limits

- L3.1 For each discharge point or utilisation area specified below (by a point number), the volume/mass of:
- liquids discharged to water; or;
 - solids or liquids applied to the area;
- must not exceed the volume/mass limit specified for that discharge point or area.

Point	Unit of Measure	Volume/Mass Limit
1	megalitres per day	2
5	megalitres per day	3

- L3.2 For the purposes of L3.1 a precautionary discharge occurs when:
- wet weather storage is greater than 75 per cent full with a discharge limit of up to 25 per cent of the main flow out of the main golf course storm water lake
 - the main golf course storm water lake overflows at more than 2 ML per day

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- L3.3 For the purposes of L3.1 an emergency discharge is triggered when wet weather storage is greater than 97 per cent full. Discharge of the daily volume of surplus recycled water must be performed to ensure uncontrolled overflows from the wet weather storage do not occur.

L4 Noise limits

- L4.1 Noise generated at the premises that is measured at each noise monitoring point established under this licence must not exceed the noise levels specified in Column 4 of the table below for that point during the corresponding time periods specified in Column 1 when measured using the corresponding measurement parameters listed in Column 2.

POINT 6

Time period	Measurement parameter	Measurement frequency	Noise level dB(A)
Day	LAeq (15 minute)	-	39
Evening	LAeq (15 minute)	-	39
Night	LAeq (15 minute)	-	39
Night	LA1	-	45

POINT 7

Time period	Measurement parameter	Measurement frequency	Noise level dB(A)
Day	LAeq (15 minute)	-	35
Evening	LAeq (15 minute)	-	35
Night	LAeq (15 minute)	-	35
Night	LA1	-	45

- L4.2 The noise limits set out in condition L4.1 apply under all meteorological conditions except for the following:
- Wind speeds greater than 3 metres/second at 10 metres above ground level; or
 - Stability category F temperature inversion conditions and wind speeds greater than 3 metres/second at 10 metres above ground level; or
 - Stability category G temperature inversion conditions.
- L4.3 For the purposes of condition L4.3:
- Data recorded by the meteorological station identified as EPA Point 8 must be used to determine meteorological conditions; and
 - Temperature inversion conditions (stability category) are to be determined by the sigma-theta method

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referred to in Part E4 of Appendix E to the NSW Industrial Noise Policy.

L4.4 To determine compliance:

- a) with the Leq(15 minute) noise limits in condition L4.1, the noise measurement equipment must be located:
 - approximately on the property boundary, where any dwelling is situated 30 metres or less from the property boundary closest to the premises; or
 - within 30 metres of a dwelling facade, but not closer than 3m, where any dwelling on the property is situated more than 30 metres from the property boundary closest to the premises; or, where applicable
 - within approximately 50 metres of the boundary of a National Park or a Nature Reserve.
- c) with the LA1(1 minute) noise limits in condition L4.1, the noise measurement equipment must be located within 1 metre of a dwelling facade.
- d) with the noise limits in condition L4.1, the noise measurement equipment must be located:
 - at the most affected point at a location where there is no dwelling at the location; or
 - at the most affected point within an area at a location prescribed by conditions L6.5(a) or L6.5(b).

L4.5 A non-compliance of condition L4.1 will still occur where noise generated from the premises in excess of the appropriate limit is measured:

- at a location other than an area prescribed by conditions L4.5(a) and L4.5(c); and/or
- at a point other than the most affected point at a location.

L4.6 For the purposes of determining the noise generated at the premises the modification factors in Section 4 of the NSW Industrial Noise Policy must be applied as appropriate to the noise levels measured by the noise monitoring equipment.

L5 Hours of operation

L5.1 Unless otherwise specified by any other condition of this licence, construction work is:

- (a) restricted to between the hours of 7:00 am and 6:00 pm Monday to Friday;
- (b) restricted to between the hours of 8:00 am and 1:00 pm Saturday; and
- (c) not to be undertaken on Sundays or Public Holidays.

L5.2 Notwithstanding the requirements of L2.1, any construction work generating high noise impact (e.g. rock breaking, hydraulic hammering, sheet piling, pile driving and any similar activities) must only be undertaken:

- a) between the hours of 9:00 am to 12:00 noon and 2:00 pm to 5:00 pm Monday to Friday;
- b) between the hours of 9:00 am to 12:00 noon Saturday; and
- c) at no time on Sunday or Public Holidays.

L5.3 Exemptions to standard construction hours

Notwithstanding the requirements of conditions L2.1 and L2.2, construction work may be conducted at the premises outside the standard hours of operation where:

- a) the delivery of materials is required by the police or other authorised authorities for safety reasons;
- b) emergency work is required to avoid the loss of lives or property, or to prevent environmental harm; or

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c) prior written approval has been obtained by the EPA.

L5.4 Notification

In the case of Conditions L5.3 a) and b) above, the licensee must notify the EPA, Local Government Authority and the affected community as soon as practicable after the need for the work outside the hours specified in conditions L5.1 and L5.2 becomes known to the licensee.

4 Operating Conditions

O1 Activities must be carried out in a competent manner

O1.1 Licensed activities must be carried out in a competent manner.

This includes:

- a) the processing, handling, movement and storage of materials and substances used to carry out the activity; and
- b) the treatment, storage, processing, reprocessing, transport and disposal of waste generated by the activity.

O2 Maintenance of plant and equipment

O2.1 All plant and equipment installed at the premises or used in connection with the licensed activity:

- a) must be maintained in a proper and efficient condition; and
- b) must be operated in a proper and efficient manner.

O3 Dust

O3.1 Activities occurring at the premises must be carried out in a manner that will minimise emissions of dust from the premises.

O3.2 Trucks entering and leaving the premises that are carrying loads must be covered at all times, except during loading and unloading.

O4 Effluent application to land

O4.1 Waste water must only be applied to EPA Point 3 as identified in the Effluent Irrigation Layout Plan shown on Harvest WMC Drawing No H10053_P08A, dated 24/10/2013 provided to the EPA as supporting documentation.

O4.2 Spray from waste water application to the utilisation area must not drift beyond the boundary of the utilisation area defined by the licence.

O4.3 Waste water utilisation areas must effectively utilise the waste water applied to those areas. This includes the use for pasture or crop production, as well as ensuring the soil is able to absorb the nutrients, salts, hydraulic load and organic materials in the solids or liquids. Monitoring of land and receiving waters to determine the impact of waste water application may be required by the EPA.

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O5 Waste management

O5.1 The licensee must ensure that:

- (a) any vehicle or trailer, used to transport waste or excavation spoil from the premises is constructed and maintained so as to prevent spillage of that waste or excavation spoil;
- (b) the body of any vehicle or trailer, used to transport waste or excavation spoil from the premises, is covered before leaving the premises to prevent any spill or escape of any dust, waste, or spoil from the vehicle or trailer; and
- (c) mud, splatter, dust and other material likely to fall from or be cast off the wheels, underside or body of any vehicle, trailer or motorised plant leaving the premises, is removed before the vehicle, trailer or motorised plant leaves the premises.

O5.2 The licensee must assess, classify and manage any waste generated at the premises in accordance with the Department of Environment, Climate Change and Water's *Waste Classification Guidelines Part 1: Classifying Waste, December 2009*.

O5.3 If waste is transported from the premises, the licensee must ensure that the waste is transported:

- (a) by a waste transporter authorised to transport such waste; and
- (b) to a place that can lawfully accept that waste.

O6 Other operating conditions

O6.1 Noise and vibration control

All construction work must be undertaken in a manner that will minimise the emission of noise and vibration from the premises.

O6.2 The licensee must implement all feasible and reasonable measures to minimise noise and vibration from construction works, including but not limited to:

- (a) identifying and using least noisy construction methods, vehicles, plant and equipment available for the type of work being undertaken;
- (b) locating and orientating plant and equipment that generates high noise levels, impulsive noise, intermittent noise, low-frequency noise or tonal noise, so as to minimise noise and vibration impacts on noise sensitive receivers;
- (c) scheduling respite periods if the work to be undertaken would be likely to generate noise and vibration emissions from the premises and would be conducted over extended periods in the same locality;
- (d) undertaking loading and unloading activities as far away as practicable from noise sensitive receivers;
- (e) planning every work site and work process and taking all such practicable measures as necessary to minimise movements that would activate audible reversing and movement alarms, especially during out of hours works;
- (f) selecting and locating access points and roads to the premises as far away as practicable from noise sensitive receivers;
- (g) avoiding the simultaneous operation of two or more items of noisy plant or equipment close together and near noise sensitive receivers;
- (h) preventing vehicle, plant and equipment queuing and idling outside the hours of operation prescribed

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in condition L2.1; and

(i) installing measures to dampen noise impacts from temporary road plates, metal trays, tipper bodies and bins.

06.3 Erosion and sediment control

Prior to undertaking any construction work, including any earthmoving or vegetation removal work, the licensee must implement erosion and sediment control measures to prevent pollution of waters.

06.4 Stormwater/sediment control - Construction Phase

The licensee must implement a Soil and Water Management Plan (SWMP) within one month of the date of issue of this licence. The plan must describe the measures that will be employed to minimise soil erosion and the discharge of sediment and other pollutants to land and/or waters during further construction and operation activities. The SWMP should be prepared in accordance with the requirements for plans outlined in the most current version of '*Managing Urban Stormwater: Soils and Construction*'.

06.5 Stormwater/Sediment control - Operating Phase

A Stormwater Management Scheme must be prepared and implemented. Implementation of the Scheme must mitigate the impacts of stormwater runoff from and within the premises following the completion of construction activities. The Scheme should be consistent with the Stormwater Management Plan for the relevant water catchment. If a Stormwater Management Plan has not yet been prepared the Scheme should be consistent with the guidance contained in '*Managing Urban Stormwater: Council Handbook*' available from the EPA.

06.6 The licensee must ensure that no stormwater or runoff from outside or inside the premises is directed into any wet weather storage areas within the premises.

06.7 The licensee must check the operation of soil and water management works daily, and initiate repair and maintenance as required to prevent pollution of waters.

06.8 Odour. The licensee must not cause or permit the emission of offensive odour beyond the boundary of the premises.

06.9 No condition of this licence identifies a potentially offensive odour for the purposes of Section 129 of the Protection of the Environment Operations Act 1997.

06.10 By 12 months from the commencement of operations the proponent must submit an odour audit report to the Manager of EPA's Metropolitan Infrastructure Unit.

06.11 The odour audit report must address the following:

- a) A summary of any odour complaints received and actions taken to reduce odour emissions where complaints are verified;
- b) Benchmark the design and management practices at the premises against industry best practice for minimising odour emissions. This should include, but not be limited to, management of carbon filters, effluent dams, and irrigation areas.
- c) Using the results of (a) and (b), if it is identified that there are reasonable and feasible additional odour mitigation measures the report must include:

- Proposed mitigation works and/or management practices to ensure that odour is minimised as far as is practicable; and

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- A timetable for the implementation of these works.

5 Monitoring and Recording Conditions

M1 Monitoring records

- M1.1 The results of any monitoring required to be conducted by this licence or a load calculation protocol must be recorded and retained as set out in this condition.
- M1.2 All records required to be kept by this licence must be:
- a) in a legible form, or in a form that can readily be reduced to a legible form;
 - b) kept for at least 4 years after the monitoring or event to which they relate took place; and
 - c) produced in a legible form to any authorised officer of the EPA who asks to see them.
- M1.3 The following records must be kept in respect of any samples required to be collected for the purposes of this licence:
- a) the date(s) on which the sample was taken;
 - b) the time(s) at which the sample was collected;
 - c) the point at which the sample was taken; and
 - d) the name of the person who collected the sample.

M2 Requirement to monitor concentration of pollutants discharged

- M2.1 For each monitoring/discharge point or utilisation area specified below (by a point number), the licensee must monitor (by sampling and obtaining results by analysis) the concentration of each pollutant specified in Column 1. The licensee must use the sampling method, units of measure, and sample at the frequency, specified opposite in the other columns:
- M2.2 Water and/ or Land Monitoring Requirements

POINT 2,5

Pollutant	Units of measure	Frequency	Sampling Method
Biochemical oxygen demand	milligrams per litre	Daily during any discharge	Grab sample
Faecal Coliforms	colony forming units per 100 millilitres	Daily during any discharge	Grab sample
Nitrogen (total)	milligrams per litre	Daily during any discharge	Grab sample
pH	pH	Daily during any discharge	Grab sample
Phosphorus (total)	milligrams per litre	Daily during any discharge	Grab sample
Total dissolved solids	milligrams per litre	Daily during any discharge	Grab sample

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Total suspended solids	milligrams per litre	Daily during any discharge	Grab sample
Turbidity	nephelometric turbidity units	Daily during any discharge	Grab sample

M3 Testing methods - concentration limits

- M3.1 Subject to any express provision to the contrary in this licence, monitoring for the concentration of a pollutant discharged to waters or applied to a utilisation area must be done in accordance with the Approved Methods Publication unless another method has been approved by the EPA in writing before any tests are conducted.

M4 Weather monitoring

- M4.1 At the point(s) identified below, the licensee must monitor (by sampling and obtaining results by analysis) the parameters specified in Column 1 of the table below, using the corresponding sampling method, units of measure, averaging period and sampling frequency, specified opposite in the Columns 2, 3, 4 and 5 respectively.

POINT 8

Parameter	Sampling method	Units of measure	Averaging period	Frequency
Temperature at 2 metres	AM-4	degrees Celsius	1 hour	Continuous
Wind Direction at 10 metres	AM-2 & AM-4	-	15 minutes	Continuous
Wind speed	AM-2 & AM-4	metres per second	15 minutes	Continuous
Sigma theta	AM-2 & AM-4	-	15 minutes	Continuous
Rainfall	AM-4	millimetres	15 minutes	Continuous
Relative humidity	AM-4	percent humidity	1 hour	Continuous

M5 Recording of pollution complaints

- M5.1 The licensee must keep a legible record of all complaints made to the licensee or any employee or agent of the licensee in relation to pollution arising from any activity to which this licence applies.
- M5.2 The record must include details of the following:
- a) the date and time of the complaint;
 - b) the method by which the complaint was made;
 - c) any personal details of the complainant which were provided by the complainant or, if no such details were provided, a note to that effect;
 - d) the nature of the complaint;

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- e) the action taken by the licensee in relation to the complaint, including any follow-up contact with the complainant; and
- f) if no action was taken by the licensee, the reasons why no action was taken.

M5.3 The record of a complaint must be kept for at least 4 years after the complaint was made.

M5.4 The record must be produced to any authorised officer of the EPA who asks to see them.

M6 Telephone complaints line

- M6.1 The licensee must operate during its operating hours a telephone complaints line for the purpose of receiving any complaints from members of the public in relation to activities conducted at the premises or by the vehicle or mobile plant, unless otherwise specified in the licence.
- M6.2 The licensee must notify the public of the complaints line telephone number and the fact that it is a complaints line so that the impacted community knows how to make a complaint.
- M6.3 The preceding two conditions do not apply until after the date of the issue of this licence.

M7 Requirement to monitor volume or mass

- M7.1 For each discharge point or utilisation area specified below, the licensee must monitor:
 - a) the volume of liquids discharged to water or applied to the area;
 - b) the mass of solids applied to the area;
 - c) the mass of pollutants emitted to the air;
 at the frequency and using the method and units of measure, specified below.

POINT 1

Frequency	Unit of Measure	Sampling Method
Daily during any discharge	megalitres per day	Flow meter and continuous logger

POINT 5

Frequency	Unit of Measure	Sampling Method
Daily during any discharge	megalitres per day	Flow meter and continuous logger

M8 Other monitoring and recording conditions

- M8.1 The licensee must undertake noise and vibration monitoring as directed by an authorised officer of the EPA.

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6 Reporting Conditions

R1 Annual return documents

- R1.1 The licensee must complete and supply to the EPA an Annual Return in the approved form comprising:
- a) a Statement of Compliance; and
 - b) a Monitoring and Complaints Summary.
- At the end of each reporting period, the EPA will provide to the licensee a copy of the form that must be completed and returned to the EPA.

- R1.2 An Annual Return must be prepared in respect of each reporting period, except as provided below.

Note: The term "reporting period" is defined in the dictionary at the end of this licence. Do not complete the Annual Return until after the end of the reporting period.

- R1.3 Where this licence is transferred from the licensee to a new licensee:
- a) the transferring licensee must prepare an Annual Return for the period commencing on the first day of the reporting period and ending on the date the application for the transfer of the licence to the new licensee is granted; and
 - b) the new licensee must prepare an Annual Return for the period commencing on the date the application for the transfer of the licence is granted and ending on the last day of the reporting period.

Note: An application to transfer a licence must be made in the approved form for this purpose.

- R1.4 Where this licence is surrendered by the licensee or revoked by the EPA or Minister, the licensee must prepare an Annual Return in respect of the period commencing on the first day of the reporting period and ending on:
- a) in relation to the surrender of a licence - the date when notice in writing of approval of the surrender is given; or
 - b) in relation to the revocation of the licence - the date from which notice revoking the licence operates.
- R1.5 The Annual Return for the reporting period must be supplied to the EPA by registered post not later than 60 days after the end of each reporting period or in the case of a transferring licence not later than 60 days after the date the transfer was granted (the 'due date').
- R1.6 The licensee must retain a copy of the Annual Return supplied to the EPA for a period of at least 4 years after the Annual Return was due to be supplied to the EPA.
- R1.7 Within the Annual Return, the Statement of Compliance must be certified and the Monitoring and Complaints Summary must be signed by:
- a) the licence holder; or
 - b) by a person approved in writing by the EPA to sign on behalf of the licence holder.

R2 Notification of environmental harm

- R2.1 Notifications must be made by telephoning the Environment Line service on 131 555.

Note: The licensee or its employees must notify all relevant authorities of incidents causing or threatening material harm to the environment immediately after the person becomes aware of the incident in

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accordance with the requirements of Part 5.7 of the Act.

- R2.2 The licensee must provide written details of the notification to the EPA within 7 days of the date on which the incident occurred.

R3 Written report

- R3.1 Where an authorised officer of the EPA suspects on reasonable grounds that:
- a) where this licence applies to premises, an event has occurred at the premises; or
 - b) where this licence applies to vehicles or mobile plant, an event has occurred in connection with the carrying out of the activities authorised by this licence,
- and the event has caused, is causing or is likely to cause material harm to the environment (whether the harm occurs on or off premises to which the licence applies), the authorised officer may request a written report of the event.
- R3.2 The licensee must make all reasonable inquiries in relation to the event and supply the report to the EPA within such time as may be specified in the request.
- R3.3 The request may require a report which includes any or all of the following information:
- a) the cause, time and duration of the event;
 - b) the type, volume and concentration of every pollutant discharged as a result of the event;
 - c) the name, address and business hours telephone number of employees or agents of the licensee, or a specified class of them, who witnessed the event;
 - d) the name, address and business hours telephone number of every other person (of whom the licensee is aware) who witnessed the event, unless the licensee has been unable to obtain that information after making reasonable effort;
 - e) action taken by the licensee in relation to the event, including any follow-up contact with any complainants;
 - f) details of any measure taken or proposed to be taken to prevent or mitigate against a recurrence of such an event; and
 - g) any other relevant matters.
- R3.4 The EPA may make a written request for further details in relation to any of the above matters if it is not satisfied with the report provided by the licensee. The licensee must provide such further details to the EPA within the time specified in the request.

R4 Annual system performance report

- R4.1 The licensee must supply to the EPA an Annual Performance Report not later than 60 days after the end of each reporting period.
- R4.2 The Annual Performance Report is to supplement the Annual Return and must report on, but not be limited to, the following components:
- a) **Progress on the Project**
A report on the progress during the reporting period towards completion of the project, including the individual components of the project.
 - b) **Complaints**
A report on the total number of complaints received by the licensee as per M2.1 and M2.2, including a

Environment Protection Licence

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brief description of the nature of the complaint(s) and any actions taken by the licensee to address the complaints.

7 General Conditions

G1 Copy of licence kept at the premises or plant

- G1.1 A copy of this licence must be kept at the premises to which the licence applies.
- G1.2 The licence must be produced to any authorised officer of the EPA who asks to see it.
- G1.3 The licence must be available for inspection by any employee or agent of the licensee working at the premises.

G2 Contact number for incidents and responsible employees

- G2.1 The licensee must provide the EPA with up to date contact details to enable the EPA:
 - (a) to contact either the licensee or a representative of the licensee who can respond at all times to incidents relating to the premises, and
 - (b) to contact the licensee's senior employees or agents authorised at all times to:
 - (i) speak on behalf of the licensee, and
 - (ii) provide any information or document required under the licence.
- G2.2 The licensee is to inform the EPA in writing of the appointment of any contact persons, or changes to the person's contact details as soon as practicable and in any event within fourteen days of the appointment or change.

G3 Other general conditions

G3.1 Construction Noise Management Plan

The licensee must implement a Construction Noise Management Plan (CNMP) while construction activities take place.

G3.2 The CNMP must include:

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- a) identification of each work area, site compound and access route (both private and public);
- b) identification of the specific activities that will be carried out and associated noise sources at the premises and access routes;
- c) identification of all potentially affected sensitive receivers;
- d) the noise objectives identified in accordance with the *NSW Interim Construction Noise Guideline* and *Assessing Vibration: A Technical Guideline*;
- e) assessment of potential noise and vibration from the proposed methods against the objectives identified in (d);
- f) an analysis of feasible and reasonable noise mitigation measures that can be implemented to reduce construction noise impacts;
- g) description of management methods and procedures and specific noise mitigation treatments that will be implemented to control noise and vibration;
- h) procedures for notifying residents of activities that are likely to affect their noise and vibration amenity; and
- i) measures to monitor noise performance and respond to complaints.

G3.3 The proponent must implement a procedure to detail all aspects of potential and actual precautionary discharges as outlined in the Onsite Wastewater Management Plan developed for Wilton Water Pty Ltd, including:

- quality and quantity
- monitoring procedures and protocols
- factors to be taken into account before discharges are allowed to ensure that discharges occur during condition of high creek flow (e.g. flow rate triggers for receiving waters, hydrograph characteristics and measures to mimic natural flow cycles)
- measures to ensure precautionary discharge volumes are no greater than the volumes predicted for design overflow volumes. Precautionary discharge volumes must replace overflow volumes and be no greater than modelled overflow volumes.

G3.4 The licensee must implement the operations and measures detailed in the Onsite Wastewater Management Plan prepared for Wilton Water Pty Ltd.

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Dictionary

General Dictionary

3DGM [in relation to a concentration limit]	Means the three day geometric mean, which is calculated by multiplying the results of the analysis of three samples collected on consecutive days and then taking the cubed root of that amount. Where one or more of the samples is zero or below the detection limit for the analysis, then 1 or the detection limit respectively should be used in place of those samples
Act	Means the Protection of the Environment Operations Act 1997
activity	Means a scheduled or non-scheduled activity within the meaning of the Protection of the Environment Operations Act 1997
actual load	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
AM	Together with a number, means an ambient air monitoring method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .
AMG	Australian Map Grid
anniversary date	The anniversary date is the anniversary each year of the date of issue of the licence. In the case of a licence continued in force by the Protection of the Environment Operations Act 1997, the date of issue of the licence is the first anniversary of the date of issue or last renewal of the licence following the commencement of the Act.
annual return	Is defined in R1.1
Approved Methods Publication	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
assessable pollutants	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
BOD	Means biochemical oxygen demand
CEM	Together with a number, means a continuous emission monitoring method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .
COD	Means chemical oxygen demand
composite sample	Unless otherwise specifically approved in writing by the EPA, a sample consisting of 24 individual samples collected at hourly intervals and each having an equivalent volume.
cond.	Means conductivity
environment	Has the same meaning as in the Protection of the Environment Operations Act 1997
environment protection legislation	Has the same meaning as in the Protection of the Environment Administration Act 1991
EPA	Means Environment Protection Authority of New South Wales.
fee-based activity classification	Means the numbered short descriptions in Schedule 1 of the Protection of the Environment Operations (General) Regulation 2009.
general solid waste (non-putrescible)	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997

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flow weighted composite sample	Means a sample whose composites are sized in proportion to the flow at each composite time of collection.
general solid waste (putrescible)	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
grab sample	Means a single sample taken at a point at a single time
hazardous waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
licensee	Means the licence holder described at the front of this licence
load calculation protocol	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
local authority	Has the same meaning as in the Protection of the Environment Operations Act 1997
material harm	Has the same meaning as in section 147 Protection of the Environment Operations Act 1997
MBAS	Means methylene blue active substances
Minister	Means the Minister administering the Protection of the Environment Operations Act 1997
mobile plant	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
motor vehicle	Has the same meaning as in the Protection of the Environment Operations Act 1997
O&G	Means oil and grease
percentile [in relation to a concentration limit of a sample]	Means that percentage [eg.50%] of the number of samples taken that must meet the concentration limit specified in the licence for that pollutant over a specified period of time. In this licence, the specified period of time is the Reporting Period unless otherwise stated in this licence.
plant	Includes all plant within the meaning of the Protection of the Environment Operations Act 1997 as well as motor vehicles.
pollution of waters [or water pollution]	Has the same meaning as in the Protection of the Environment Operations Act 1997
premises	Means the premises described in condition A2.1
public authority	Has the same meaning as in the Protection of the Environment Operations Act 1997
regional office	Means the relevant EPA office referred to in the Contacting the EPA document accompanying this licence
reporting period	For the purposes of this licence, the reporting period means the period of 12 months after the issue of the licence, and each subsequent period of 12 months. In the case of a licence continued in force by the Protection of the Environment Operations Act 1997, the date of issue of the licence is the first anniversary of the date of issue or last renewal of the licence following the commencement of the Act.
restricted solid waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
scheduled activity	Means an activity listed in Schedule 1 of the Protection of the Environment Operations Act 1997
special waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
TM	Together with a number, means a test method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .

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TSP	Means total suspended particles
TSS	Means total suspended solids
Type 1 substance	Means the elements antimony, arsenic, cadmium, lead or mercury or any compound containing one or more of those elements
Type 2 substance	Means the elements beryllium, chromium, cobalt, manganese, nickel, selenium, tin or vanadium or any compound containing one or more of those elements
utilisation area	Means any area shown as a utilisation area on a map submitted with the application for this licence
waste	Has the same meaning as in the Protection of the Environment Operations Act 1997
waste type	Means liquid, restricted solid waste, general solid waste (putrescible), general solid waste (non-putrescible), special waste or hazardous waste

Mr Mark Hanemann

Environment Protection Authority

(By Delegation)

Date of this edition: 30-September-2013

End Notes

- 2 Licence varied by notice 1525499 issued on 28-Oct-2014
 - 3 Licence transferred through application 1528568 approved on 19-Feb-2015 , which came into effect on 13-Feb-2015
-

Lend Lease

Development Approval



Department of
Primary Industries
Office of Water

Contact: Jeremy Morice
Phone: 02 4224 9736
Fax: 02 4224 9740
Email: jeremy.morice@dpi.nsw.gov.au

Cardno (NSW/ACT)
PO Box 1285
Wollongong NSW 2500

Our ref: 10 ERM2014/0776
File No:
Your Ref: 10.2014.42.1

Attention: David Tuszynski

24 October 2014

Dear Sir

Re: Controlled activity approval – 10 ERM2014/0776
For activity described as: Bingara Gorge Sewage Pipeline,
To be carried out at: Condell Park Road and Hornby Street, Wilton
Date of Issue 24 October 2014 : Date of Expiry 24 October 2017.

I refer to your application for a controlled activity approval under the *Water Management Act 2000* which was received at this office on 8 October 2014. Receipt of your application fee of \$1363 is also acknowledged.

1. Controlled activity approval

The Office of Water has determined to grant you a controlled activity approval. Please find enclosed the **Notice of Determination** together with your **Statement of Approval**.

Please read carefully the conditions of the approval and seek clarification from the Office of Water for any condition not fully understood.

A **copy** of this approval and any annotated documentation should be **provided to council**, your **certifier** and to all **contractors** engaged in the implementation of this controlled activity to ensure they are also aware of the conditions.

The controlled activity approval must be kept **current until** the controlled activity has been **completed**. Applications for **extending the approval** should be made to the Office of Water, in writing, at least **one month** prior to the expiry date on the approval.

2. Inspections and fees

As the approval holder, you are required to notify the Office of Water on completion of the controlled activity. A site inspection may be needed to confirm that all of your obligations under the controlled activity approval have been carried out.

Costs associated with a single inspection may be covered by the application fee. However, if extra inspections or significant reassessment is required then additional fees will be incurred.

Fees will also apply to any amendments requested or any extension of this approval. The current fee schedule is available at:

www.water.nsw.gov.au [Water licensing](#) > [Approvals](#) > [Controlled activities](#)

www.water.nsw.gov.au

Level 0, 84 Crown Street WOLLONGONG PO Box 53 WOLLONGONG NSW 2520 Australia t (02) 4224 9744 | f (02) 4224 9740
e water.information@dpi.nsw.gov.au | ABN 72 189 919 072

3. Other approvals may be required

Subject to the conditions of the attached Statement of Approval, the approval holder is only authorised to carry out the controlled activity described at the location specified.

The attached Statement of Approval does not relieve the approval holder of any obligation which may exist to also obtain permission / approval / consent from any other agency who may have some form of control over the site or the proposed development.

Any questions regarding this correspondence should be directed to **Jeremy Morice**,
jeremy.morice@dpi.nsw.gov.au.

Yours sincerely



Jeremy Morice
Water Regulation Officer
Water Regulation Group | Sydney & South Coast
NSW Department of Primary Industries | NSW Office of Water

Enc:
Notice of Determination
Statement of Approval

Notice of Determination

issued under the Water Management Act 2000

Application details

Approval Number	10 ERM2014/0776		
First applicant			
Last Name	Cardno (NSW/ACT)		
First Name			
Address	PO Box 1285		
	Wollongong NSW 2500		
Contact	02 4228 4133	Fax:	
Email			
Second applicant (if applicable)			
Last Name			
First Name			
Address			
	Town:	State:	P/Code:
Contact	Ph:	Fax:	
Email			

Determination

Application type	Controlled Activity Approval	
	to be issued under Part 3, Chapter 3 of the <i>Water Management Act 2000</i> - for matters assessed as integrated development under Part 4 of the <i>Environmental Planning & Assessment Act 1979</i>	
Determination	<input checked="" type="checkbox"/> Granted (subject to conditions)	<input type="checkbox"/> Refused
Date of Determination	24 October 2014	
Reasons for Determination	see Attachment 1	
Date of Expiry	24 October 2017	
Location	Condell Park Road and Hornby Street, Wilton	
Description of activity	Bingara Gorge Sewage Pipeline	

Determining Officer

Signature



Name

Jeremy Morice

by delegation from the Minister administering the
Water Management Act 2000

Right of Appeal: Section 368 of the *Water Management Act 2000* gives a right of appeal in certain circumstances. As this application has been assessed as integrated development it will not be subject to any third party rights of appeal under the *Water Management Act 2000*. This does not affect any right of appeal an objector may be entitled to under section 98 of the *Environmental Planning and Assessment Act, 1979*.

Notice of Determination

issued under the Water Management Act 2000

ATTACHMENT 1

Reason for determination	
Approval Number:	10 ERM2014/0776
Reason:	<p>This controlled activity approval is granted on the basis that the NSW Office of Water is satisfied the proposed development has adequate arrangements in place to ensure that no more than minimal harm will be done to waterfront land at this site as a consequence of carrying out the proposed controlled activity.</p> <p>This controlled activity approval is subject to the attached conditions.</p>

Statement of Approval

Water Management Act 2000

Approval details

Approval No: 10 ERM2014/0776

File No:

Status: CURRENT *

Approval type: Controlled Activity Approval

Water sharing plan: not applicable

Period of Approval

Date of effect: 24 October 2014

Expiry date: 24 October 2017

Approval holder(s): Schedule 1

Description of activity: Schedule 2

Conditions: Schedule 3

Contact for service of documents

Name: Cardno (NSW/ACT)

Address: PO Box 1285, Wollongong, NSW, 2500

* NOTE: An approval has effect for such period as is specified in the approval, or if the period is extended under section 105 of the *Water Management Act 2000*, that extended period. If an application for extension of an approval is lodged before the approval expires, the term of the expiring approval is extended until either the date of the final decision on the application, or a date fixed by the Minister for the approval, whichever is the later date. An approval which has expired can be the subject of an application to extend it but it needs to be accompanied by a statutory declaration of the reasons for the delay in making the application. If the Minister accepts these reasons the term of the approval is taken to have been extended, and the application may be dealt with, as if the application had been made before the approval expired.

It is an offence under the *Water Management Act 2000* to breach a term or condition of the approval or to construct or carry out a controlled activity to which the approval does not relate, or if the approval has expired, been surrendered or cancelled.

Schedule 1 - Approval holder(s)

Holder's name(1):	Cardno (NSW/ACT)		
Postal Address:	PO Box 1285		
	Town/City	Wollongong	State NSW P/Code 2500
Holder's name(2):			
Postal Address:			
	Town/City		State P/Code
Company Name:			
ACN (if applicable):			
Office Address:			
	Town/City		State P/Code

Property/land owner's details

Name of Owner/s (1)	Wollondilly Shire Council		
Postal Address:	PO Box 21		
	Town/City	PICTON	State NSW P/Code 2571
Name of Owner/s (2)			
Postal Address:			
	Town/City		State P/Code

IMPORTANT NOTICE – Change of approval holder or landholder or contact person.

Please advise the Office of Water in the event of any of the following as soon as practicable:

- If there is a change in the ownership or occupation of the land benefited by this approval (see Schedule 2). Under the *Water Management Act 2000*, an approval is typically held by the owner or lawful occupier of the benefited land. Consequently, a change in ownership may cause a change in your legal obligations as an approval holder. *
- If there is a change to the contact person or their contact details. You will be required to lodge a written statement signed by all the approval holders. *
- If there is a change in the mailing address for the nominated contact person. This should be done by the contact person in writing.

* An updated Statement of Approval reflecting these changes will be issued free of charge.

Schedule 2 – Controlled activity

Authorised Controlled Activity

Subject to the conditions of this approval, in relation to the controlled activity described, the holders of this approval are authorised to construct and carry out the controlled activity at the location specified:

Controlled activity: Bingara Gorge Sewage Pipeline

Property Name:

Site address: Condell Park Road and Hornby Street, Wilton

Local Council: Wollondilly Shire Council

Development

Reference: 10.2014.42.1
(if applicable)

Name of watercourse: Stringybark Creek

Catchment name: Nepean River

Application fees

Fee: \$ 1363 has been paid exclusive of GST

Receipt No: WOP1026177

Approval issued by

Officer's name Jeremy Morice

Schedule 3 Conditions:

In relation to the controlled activity described in Schedule 2, the holders of this approval are authorised to construct and carry out the controlled activity at the location specified subject to the conditions listed:

Number	Condition
Plans, standards and guidelines	
1	This Controlled Activity Approval number 10 ERM2014/0776 only applies to the controlled activity carried out at the location marked on Proposed Lead-In Services Plan, prepared by Cardno as approved by the NSW Office of Water and stamped on 24 October 2014. This Controlled Activity Approval does not permit controlled activities at any other site.
2	The approval holder must not transfer this Controlled Activity Approval 10 ERM2014/0776 without the written approval of the NSW Office of Water.
3	The approval holder must keep a copy of the current Controlled Activity Approval 10 ERM2014/0776 on site at all times and make this approval available to officers from the NSW Office of Water on request.
4	If the controlled activities described in this Controlled Activity Approval 10 ERM2014/0776, have not commenced or been completed within the period of this approval, the approval holder must apply to the NSW Office of Water for a new approval or seek an extension prior to the lapsing of the consent.
5	The approval holder must notify the NSW Office of Water in writing within 14 calendar days of any change in (i) site management; (ii) land ownership; (iii) land occupation.
6	The approval holder must comply with the requirements of each of the plans approved by the NSW Office of Water and stamped on 24/10/2014 as follows: <ul style="list-style-type: none"> i. Proposed Lead-In Services Plan, prepared by Cardno ii. General Arrangement Layout Plan and Longsection, DWG. NA82013043-016-(SK100-SK103), prepared by Cardno, dated 7/10/2014 iii. Methodology Letter, Ref. Letter 004, prepared by Cardno, dated 13/10/2014
7	The approval holder must submit for approval, by the NSW Office of Water, any amendments to a plan listed in Condition 6 (six) prior to carrying out any works in relation to the approved controlled activity.
8	The approval holder must clearly mark on the ground, the boundaries of the areas where the controlled activity is to be carried out before commencement of the controlled activity, and maintain the markings until the works are completed.
9	At practical completion and/or at the end of the maintenance period, the approval holder must provide a final written report to the NSW Office of Water evidencing completion of the approved controlled activity.
10	The approval holder must notify the NSW Office of Water in writing within seven (7) days if the controlled activity (i) ceases for a period of more than 30 calendar days; or (ii) is terminated before its full completion, or (iii) is resumed.
Disposal	
11	The approval holder must not leave materials which could obstruct the flow of water or damage river banks on waterfront land at any time.
12	The approval holder must remove surplus material when operations cease and the controlled activity is completed.
Erosion control	
13	The approval holder must (i) implement erosion and sediment control measures in accordance with the requirements of the Managing Urban Stormwater Manual, Volume 1, Soils and Construction (Landcom, 4th Edition, March 2004) prior to any works commencing at the site; and (ii) maintain the control measures for the duration of the approval to prevent sediment and dirty water entering the waterway.
END OF CONDITIONS	



Department of
Primary Industries
Office of Water

Contact: Jeremy Morice
Phone: 02 4224 9736
Fax: 02 4224 9740
Email: jeremy.morice@dpi.nsw.gov.au

Cardno (NSW/ACT)
PO Box 1285
Wollongong NSW 2500

Our ref: 10 ERM2014/0776
File No:
Your Ref: 10.2014.42.1

Attention: David Tuszynski

24 October 2014

Dear Sir

Re: Area A – Bingara Gorge Sewage Pipeline Works – Condell Park Road and Hornby Street, Wilton

The NSW Office of Water has reviewed your letter 82013043-32 Letter 005 dated 8 October 2014 and associated documents for works associated with Area A sewage pipeline works.

The mapped drainage line at Area A as defined by Proposed Lead-In Services Plan, prepared by Cardno is not considered to be waterfront land as defined by the Water Management Act 2000.

It is considered that, for the purposes of the *Water Management Act 2000* a Controlled Activity Approval is not required and no further assessment by the NSW Office of Water is necessary for Area A.

Please direct any questions regarding this correspondence to Jeremy Morice, jeremy.morice@water.nsw.gov.au.

Yours sincerely

Jeremy Morice
Water Regulation Officer
Water Regulation Group | Sydney & South Coast
NSW Department of Primary Industries | NSW Office of Water

Our Reference: 010.2014.00000042.001

Solo Water Pty Ltd C/- Planit Consulting Pty Ltd
PO Box 1623
KINGSCLIFF NSW 2487

27 October 2014

Dear Sir,

**PROPOSED SEWERAGE TREATMENT PLANT, EFFLUENT RE-USE SCHEME AND SEWER
RISING MAIN - 150 CONDELL PARK ROAD WILTON, KIRKWOOD CHASE WILTON, LOT:
103 DP: 1108927, LOT: 10 DP: 702024, LOT: 23 DP: 270536**

I refer to the abovementioned development which received Deferred Commencement Consent on 8 October 2014.

As you are aware the Deferred Commencement Consent required the following outstanding matters to be satisfied:

"DEFERRED COMMENCEMENT CONSENT has been granted to the Application in accordance with the provisions of Section 80(3) of the Environmental Planning and Assessment Act 1979 (as Amended).

THIS CONSENT WILL BECOME VALID AND MAY BE ACTED UPON SUBJECT TO MEETING THE FOLLOWING REQUIREMENTS.

- (1) *A Controlled Activity Approval under the Water Management Act 2000 must be obtained for any proposed works within 40m of the top bank of the existing watercourses.*
- (2) *A copy of the Controlled Activity Approval granted by the NSW Office of Water shall be submitted to Council in order to satisfy this Deferred Commencement condition."*

Council advises that these matters have now been addressed and satisfied.

Development Consent 010.2014.00000042.001 is therefore valid and operates from 27 October 2014.

Yours faithfully,



Elliott Weston
Development Assessment Planner
DEVELOPMENT SERVICES SECTION