

Compliance Report

Wambo Wind Farm - EPBC 2020/8727 - 11 April 2023 to 10 April 2024

05-Jul-2024
Wambo Wind Farm Stages 1 & 2

Compliance Report

Wambo Wind Farm - EPBC 2020/8727 - 11 April 2023 to 10 April 2024

Client: Wambo Common Asset Co Pty Ltd

ABN: 13 663 672 179

Prepared by

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Rev	Revision Date	Details	Approved	
			Name/Position	Signature
A	28-Jun-2024	Draft	Julie Carpenter Principal Scientist	
0	5-Jul-2024	Final	Julie Carpenter Principal Scientist	

Table of Contents


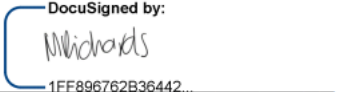
Declaration of Accuracy		i
1.0	Introduction	1
2.0	Project description	1
	2.1 Project details	1
	2.2 Project status	1
	2.3 Key parties	1
	2.4 Environmental management framework	2
3.0	EPBC Act Approval Condition Compliance	3
	3.1 Compliance scoring	3
	3.2 Compliance assessment	3
4.0	New environmental risks	15
5.0	Conclusion	16
Appendix A		
	Vegetation and Fauna Management Plan Performance Assessment	A
Appendix B		
	Bird and Bat Management Plan Performance Assessment	B

List of Tables

Table 1	Project details	1
Table 2	Compliance table	4
Table 3	Assessment of Performance of Vegetation and Fauna Management Plan	A-1
Table 4	Performance Assessment of the Bird and Bat Management Plan	C

Declaration of Accuracy

In making this declaration, I am aware that sections 490 and 491 of the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) (EPBC Act) make it an offence in certain circumstances to knowingly provide false or misleading information or documents. The offence is punishable on conviction by imprisonment or a fine, or both. I declare that all the information and documentation supporting this compliance report is true and correct in every particular. I am authorised to bind the approval holder to this declaration and that I have no knowledge of that authorisation being revoked at the time of making this declaration.

Signed		
Full name (please print)	<u>David Smith</u>	<u>Megan Richards</u>
Position (please print)	<u>Director</u>	<u>Director</u>
Organisation	<u>Wambo Common Asset Co Pty Ltd (ABN 13 663 672 179)</u>	
Date	<u>5 / 7 / 24</u>	

1.0 Introduction

This Annual Compliance Report has been prepared by AECOM Australia Pty Ltd (AECOM), on behalf of Wambo Common Asset Co Pty Ltd in relation to the Wambo Wind Farm – Stages 1 & 2 (the Project). This report outlines the compliance of the Project with its relevant approval conditions under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act), detailed within the approval decision dated 23 February 2021 (Ref. EPBC 2020/8727).

This report has been prepared in accordance with ‘Condition 14 – Annual compliance reporting’ of EPBC 2020/8727. This report has also been prepared in accordance with the ‘Annual Compliance Report Guidelines 2023’ published by the former Commonwealth Department of Environment (being a predecessor of the current Commonwealth Department of Climate Change, Energy, the Environment and Water (DCCEEW)).

2.0 Project description

2.1 Project details

Details of the Project and EPBC Act approval are summarised in Table 1 below.

Table 1 Project details

Approval decision reference	EPBC 2020/8727
Project name	Wambo Wind Farm – Stages 1 & 2
Approval holder ACN or ABN	Wambo Common Asset Co Pty Ltd ACN: 663 672 179
Approved action	To construct and operate a large-scale wind farm approximately 15 km north-east from the town of Jandowae in the Western Downs region of Queensland, as described in the referral received by the department on 31 July 2020
Project location	The Project is located within the Diamondy locality being within the Western Downs Regional Council local government area, approximately 15 kilometres north-east of Jandowae
Person accepting responsibility for the report – signed declaration	Megan Richards, David Smith
Reporting period of the report	11 April 2023 – 10 April 2024
Date of preparation of the report	10 June 2024

2.2 Project status

As at the end of the reporting year, 10 April 2024, the Project was at approximately 45 percent completion within the Stage 1 portion and construction had not yet commenced in the Stage 2 area.

2.3 Key parties

The key parties for Project include the following:

- Wambo Common Asset Co Pty Ltd – Principal
- Vestas – Australian Wind Technology Pty Limited – Principal Contractor
- Fulton Hogan Construction Pty Ltd – Stage 1 Civil Balance of Plant (CBoP) construction contractor (CBoP Contractor)
- Bielby Holdings Pty Ltd – Stage 2 CBoP Contractor

- AECOM Australia Pty Ltd – Owner’s Engineer

2.4 Environmental management framework

The Principal’s environmental management system (EMS) has been selected for the Project. The EMS defines operating requirements for material factors such as water quality and chemical storage, and is administered by a dedicated Health, Safety and Environment department.

The Principal Contractor operates under a Construction Environmental Management Plan (CEMP) and each CBoP Contractor operates under their own CEMP which has been developed in alignment with the Principal Contractor’s CEMP.

The CEMP outlines:

- The purpose and legislative context of the Project
- The conditions of approvals
- The project location and project scope of works
- Organisational structure, roles and responsibilities in relation to environmental management
- Induction, training and awareness requirements for personnel working on the Project
- Risk assessment and risk management methodologies and strategies
- Incident management
- Emergency preparedness, response and contacts
- Inspections, monitoring and auditing
- Environmental context
- Environmental targets, management measures and monitoring.

Both the Principal Contractor and each CBoP Contractor have Occupational Health Safety & Environmental (OHS&E) staff onsite to manage all related OHS&E matters.

The Principal has engaged AECOM Australia as Owner’s Engineer to assist the Principal in managing compliance for the Project. AECOM are engaged specifically to:

- Maintain an approvals register
- Undertake regular audits of the Principal Contractor and site activities
- Undertake additional compliance tasks as required.

3.0 EPBC Act Approval Condition Compliance

3.1 Compliance scoring

For each approval condition, the following designations are used to record compliance assessment results:

- Compliant - achieved when all the requirements of a condition have been met, including the implementation of management plans or other measures required by those conditions.
- Non-compliant - the requirements of a condition or elements of a condition, including the implementation of management plans and other measures, have not been met.
- Not applicable - the requirements of a condition or elements of a condition fall outside of the scope of the current reporting period. For example, a condition which applies to an activity that has not yet commenced.

3.2 Compliance assessment

The compliance assessment results are presented in Table 2 below.

Table 2 Compliance table

Condition number / reference	Condition	Is the Project compliant with this condition?	Comments and evidence
Conditions specific to the action			
1	The approval holder must not construct more than 110 wind turbines.	Compliant	Stage 1 of the Project consists of 42 wind turbines. Foundations for all 42 wind turbines have been poured. Stage 2 construction had not commenced during the reporting period of this report. As such, no more than 110 wind turbines have been constructed.
2 (a)	The approval holder must not clear more than 30 ha of Koala habitat within the project area.	Compliant	21.97 ha of Koala habitat has been cleared within the Project area as of 10 April 2024 (calculations based on the vector data provided by the Principal).
2 (b)	The approval holder must not clear more than 30 ha of Greater Glider habitat within the project area.	Compliant	21.02 ha of Greater Glider habitat has been cleared within the Project area as of 10 April 2024 (calculations based on the vector data provided by the Principal).
2 (c)	The approval holder must not clear outside the project area.	Compliant	156.38 ha has been cleared (calculations based on the vector data provided by the Principal) as of 10 April 2024 within the Project area and minor works located outside the Project area where accepted under the Accepted Development Vegetation Clearing Code – Clearing for Infrastructure for works to facilitate the delivery of over size and over mass components.
3	To minimise impacts to protected matters, the approval holder must undertake the action in accordance with Queensland SARA Condition 9 (Vegetation and Fauna Management Plan).	Compliant	The Vegetation and Fauna Management Plan (VFMP) is in place and was first submitted to SARA on 7 April 2023. However, this was a superseded version of the VFMP and the correct version was submitted 17 April 2023. An assessment of the Project's performance against the VFMP is provided in Appendix A of this compliance report.
4	To minimise impacts to protected matters, the approval holder must undertake the action in accordance with Queensland SARA Condition 10 (Bird and Bat Management Plan).	Compliant	The Bird and Bat Management Plan (BBMP) for Stage 1 has been prepared and was submitted to SARA on 16 April 2024. The BBMP for Stage 2 was submitted to SARA on 18 March 2024. It was noted on submission of the BBMP for Stage 2 that the BBMP for Stage 1 had not been submitted and this was rectified, which is why the BBMP for Stage 1 was submitted after the BBMP for Stage 2. This was not considered a non-compliance as Stage 1 operations had not commenced.

Condition number / reference	Condition	Is the Project compliant with this condition?	Comments and evidence
			While the BBMPs will be implemented from operation commencement, there are management actions required during construction. An assessment of the Project's performance against the Stage 1 BBMP is provided in Appendix B. An assessment has not been provided against the Stage 2 BBMP as construction for Stage 2 commenced after the reporting period of this report.
Offset Area Management Plan			
5	To compensate for the clearing of up to 30 hectares of Koala habitat and/or Greater Glider habitat, the approval holder must submit an Offset Area Management Plan for approval by the Minister. The approval holder must not commence the action until the Offset Area Management Plan has been approved by the Minister in writing. The approval holder must implement the Offset Area Management Plan approved by the Minister.	Non-compliant	<p>The Offset Area Management Plan (OAMP) was approved 20 June 2022. A revised Offset Area Management Plan (version 5, dated 4 April 2023) was approved by the Minister on 5 April 2023 before the commencement of the action which took place on April 11 2023.</p> <p>The OAMP required the Proponent to legally secure the offset area via a voluntary declaration per section 19F of the <i>Vegetation Management Act 1999</i> (Qld) within nine months of commencing the clearing and construction.</p> <p>Therefore, the voluntary declaration was required to be registered on the offset area property titles by 11 January 2024.</p> <p>The application for the voluntary declaration was submitted to the Queensland Department of Resources (DoR) on 28 July 2023 and DoR were notified that the Approval required the declaration to be registered on or before 11 January 2024.</p> <p>On 10 January 2024, DoR advised that the application was still under assessment and no draft declaration had been provided to the landowners. DoR also advised that there was a delay due to the backlog of applications, and were unable to provide an indicative timeframe for completion of the assessment.</p> <p>DCCEEW were notified on 11 January 2024 that, as a result of DoR's delay, the Proponent would unlikely be able to comply with the requirement to register the voluntary declaration by close of business 11 January 2024 as set out in section 7 of</p>

Condition number / reference	Condition	Is the Project compliant with this condition?	Comments and evidence
			<p>the OAMP and as required under Part A Condition 5 of the Approval. The Proponent submitted details of the non-compliance to DCCEEW on 25 January 2024 in accordance with Part A Condition 5 of the Approval.</p> <p>The voluntary declaration was made by DoR on 15 February 2024 and registered on the property titles on 22 February 2024. Due to the offset area not being legally secured after 9 months of commencement of the action, as part of the implementation of the OAMP, the Project is non-compliant with Condition 5 of the Approval.</p>
6(a)	The Offset Area Management Plan/s must: identify a suitable environmental offset(s) for the impacts on Koala habitat and Greater Glider habitat that satisfies the requirements of the Environmental Offsets Policy.	Compliant	The offset area is identified within Section 4.1 of the revised OAMP (version 5, dated 4 April 2023). Further detail on how the offset satisfies the requirements of the Environmental Offsets Policy is outlined within Table 4-1 of the revised OAMP.
6(b)	include summary information on the residual impacts to Koala habitat and Greater Glider habitat that will be compensated for by the offset(s). This summary must include the area(s) of habitat for the Koala and Greater Glider and its condition and quality at all impact sites which the particular offset(s) are to address.	Compliant	A summary on the residual impacts to Koala and Greater Glider habitat, areas of habitat for the Koala and Greater Glider and habitat condition and quality at all impact sites is provided in Section 3 of the revised OAMP (version 5, dated 4 April 2023).
6(c)	include detailed baseline habitat quality information on the proposed offset(s);	Compliant	The baseline habitat quality information was derived from the Modified Habitat Quality Assessment (MHQA) method. The MHQAs were provided to the department with the submission of the OAMP (dated March 2022).
6(d)	commit to achievable ecological outcomes for the proposed offset(s) that meet the requirements of the Environmental Offsets Policy;	Compliant	Ecological outcomes for the proposed offsets are provided within Section 4.3 of the OAMP. Compliance with the EPBC Offsets Policy is outlined within Table 4-1 of the revised OAMP (version 5, dated 4 April 2023).
6(e)	detail how the offset(s) will be legally secured;	Compliant	The offset area has been legally secured as outlined in Section 7 of the revised OAMP (version 5, dated 4 April 2023).

Condition number / reference	Condition	Is the Project compliant with this condition?	Comments and evidence
6(f)	include a reference to the EPBC Act approval conditions to which the Offset Area Management Plan refers;	Compliant	Section 1.2 and Table 1.1 of the revised OAMP (version 5, dated 4 April 2023) outline the relevant sections of the OAMP with reference to the EPBC approval conditions.
6(g)	include a table of commitments made in the Offset Area Management Plan to achieve the ecological outcomes, and a reference to where the commitments are detailed in the Offset Area Management Plan;	Compliant	A table of commitments is provided within Appendix B of the revised OAMP (version 5, dated 4 April 2023).
6(h)	include reporting and review mechanisms, and documentation standards to demonstrate compliance with management and environmental commitments in the Offset Area Management Plan;	Compliant	Reporting and review mechanisms are outlined within Section 5.2 of the revised OAMP (version 5, dated 4 April 2023).
6(i)	include an assessment of risks to achieving environmental objectives and risk management strategies that will be applied;	Compliant	A risk analysis is provided within Section 6 of the OAMP. Management actions are outlined within Section 4.2 and environmental objectives and completion criteria are outlined within Section 4.3 of the revised OAMP (version 5, dated 4 April 2023).
6(j)	include impact avoidance, mitigation and/or repair measures, and their timing;	Compliant	Section 3 of the OAMP outlines the micro-siting processes that will occur in order to avoid and minimise impacts to the target species of the revised OAMP (version 5, dated 4 April 2023).
6(k)	include a monitoring program, which must include: i. measurable performance indicators to monitor attainment of the ecological outcomes; ii. trigger values for corrective actions; and iii. the timing and frequency of monitoring to detect trigger values and changes in the performance indicators;	Compliant	Section 5.1 of the revised OAMP (version 5, dated 4 April 2023) outlines the proposed monitoring program. Interim targets and completion criteria are outlined in Table 4-6. Corrective action triggers are included in Section 4.4 and Table 4.4. The timing and frequency of monitoring actions is outlined in Table 5-1.
6(l)	include proposed corrective actions, if trigger values are reached or performance indicators not attained; and	Compliant	Sections 4.4, Table 4-4 and Section 6 of the revised OAMP (version 5, dated 4 April 2023) outlines the proposed corrective actions.

Condition number / reference	Condition	Is the Project compliant with this condition?	Comments and evidence
6(m)	include links to referenced plans and applicable conditions of approval (including State approval conditions), if any.	Compliant	<p>The Development Permit for Material change of use for a wind farm (up to 110 wind turbines and ancillary buildings and infrastructure) and Operational work for clearing native vegetation (2007-17946 SDA) received for the Project outlined the following condition for Environmental Offsets relevant to State legislation:</p> <ul style="list-style-type: none"> Enter into an agreed delivery arrangement to deliver an environmental offset, in accordance with the Environmental Offsets Act 2014, to counterbalance the significant residual impacts on the matter/s of State environmental significance. <p>An amendment was approved on 26 September 2023 (2308-36427 SPD) which removed the above condition. No plans for the Offset Area, that are not outlined as a management action under the revised OAMP, have been referred to in the revised OAMP (version 5, dated 4 April 2023).</p>
7	Prior to the commencement of operation, the approval holder must submit to the Minister detailed plans of the completed layout. If impacts to protected matters from the completed layout are less than 30 ha of Koala habitat or Greater Glider habitat, the approval holder may submit, for approval by the Minister, a version of the Offset Area Management Plan revised to compensate for the actual impacts to protected matters from the action.	Not applicable	Commissioning of the wind turbines has not yet commenced.
Standard administrative conditions			
Notification of date of commencement of the action			
8	The approval holder must notify the Department in writing of the date of commencement of the action within 10 business days after the date of commencement of the action.	Non-compliant	Commencement of the action occurred on 11 April 2023. A letter was provided to the Department on 14 July 2023 notifying the Department of the 11 April 2023 commencement date. As such, written notification of commencement of the action was not provided to DCCEE within 10 business days of

Condition number / reference	Condition	Is the Project compliant with this condition?	Comments and evidence
			commencement of the action and is therefore non-compliant with Condition 8 of the approval.
9	The approval holder must notify the Department in writing of the first date on which commissioning occurs within 10 business days after the first date on which commissioning occurs.	Not applicable	Commissioning of the wind turbines has not yet commenced.
Compliance records			
10	The approval holder must maintain accurate and complete compliance records.	Compliant	The approval holder maintains accurate and complete compliance records in accordance with all monitoring and reporting requirements detailed within Section 2.4 of this report, and further to the management plans outlined. Compliance records can be made available upon request.
11	If the Department makes a request in writing, the approval holder must provide electronic copies of compliance records to the Department within the timeframe specified in the request.	Not applicable	The Department has not made a request for the provision of any compliance records.
Submission and publication of plans			
12 (a)	The approval holder must: submit plans electronically to the Department;	Compliant	The revised OAMP (version 5, dated 4 April 2023) was submitted electronically to DCCEEW for approval by the Minister.
12 (b)	unless otherwise agreed to in writing by the Minister, publish each plan on the website within 20 business days of the date: i. the plan is approved by the Minister, or ii. a revised action management plan is submitted to the Minister or the Department, or iii. that the plan is submitted to Queensland Treasury as required under SARA Condition 9 or SARA Condition 10, if the plan does not require the approval of the Minister;	Non-compliant	The revised OAMP (version 5, dated 4 April 2023) was published to the Wambo Wind Farm website (https://wambowindfarm.com.au/#project-documents) on 12 July 2023, outside 20 business days of the Minister's approval date (5 April 2023). The VFMP, Stage 1 BBMP and Stage 2 BBMP were also not published within 20 business days of the date that the plans were submitted to SARA. The VFMP was submitted to SARA on 17 April 2023, the Stage 1 BBMP was submitted to Queensland SARA on 16 April 2024 and the Stage 2 BBMP was submitted 18 March 2024. It should be noted that, as detailed in response to Condition 4, the Stage 1 BBMP was submitted outside of the reporting

Condition number / reference	Condition	Is the Project compliant with this condition?	Comments and evidence
			<p>period of this report and the 20 business day period for publishing the Stage 2 BBMP on the project website did not expire until 17 April 2024 (i.e. outside of the reporting period of this report). As such, these non-compliances will be recorded in the next annual compliance report. However, as the VFMP was submitted during the reporting period of this report and was not published to the Wambo Wind Farm website within 20 business days of the date that the plans were submitted to SARA, the requirements of Condition 12(b) of the Approval were not met. Since becoming aware of this non-compliance, the VFMP, Stage 1 BBMP and Stage 2 BBMP have been published on the Wambo Wind Farm website and the Department was notified of the non-compliance for the purposes of Condition 15 on 28 June 2024 (noting that this is outside of the reporting period of this report).</p>
12 (c)	exclude or redact sensitive ecological data from plans published on the website or provided to a member of the public;	Compliant	<p>Sensitive ecological data has not been included in the plans published on the website (https://wambowindfarm.com.au/#project-documents).</p>
12 (d)	keep plans published on the website until the end date of this approval.	Compliant	<p>Published management plans continue to remain published on the website (https://wambowindfarm.com.au/#project-documents).</p>
13	The approval holder must ensure that any monitoring data (including sensitive ecological data), surveys, maps, and other spatial and metadata required a plan is prepared in accordance with the Department's Guidelines for biological survey and mapped data (2018) and submitted electronically to the Department in accordance with the requirements of the plan.	Not applicable	<p>No monitoring has been required for the BBMP during the reporting period.</p> <p>The approval holder is engaging a suitably qualified professional to undertake an assessment of the weed management measures in accordance with the VFMP.</p> <p>A baseline weed survey was undertaken in accordance with the OAMP. The approval holder is working with landholders on land management records in accordance with the OAMP.</p> <p>As such, no monitoring data has been available to submit to the Department during the reporting period.</p>

Condition number / reference	Condition	Is the Project compliant with this condition?	Comments and evidence
Annual compliance reporting			
14(a)	The approval holder must prepare a compliance report for each 12 month period following the date of commencement of the action, or as otherwise agreed in writing by the Minister. The approval holder must: publish each compliance report on the website within 60 business days following the relevant 12 month period;	Compliant	This report is the first Annual Compliance Report and will be published on the website within 60 business days of 11 April 2023. No Annual Compliance Reports have been required previously.
14(b)	notify the Department by email that a compliance report has been published on the website and provide the weblink for the compliance report within 5 business days of the date of publication;	Compliant	DCCEEW will be notified by email that a compliance report has been published on the website within five business days of the date of publication.
14(c)	keep all compliance reports publicly available on the website until this approval expires;	Compliant	All compliance reports will be publicly available on the website until the approval expires.
14(d)	exclude or redact sensitive ecological data from compliance reports published on the website;	Not applicable	Sensitive ecological data has not been included within this compliance report.
14(e)	where any sensitive ecological data has been excluded from the version published, submit the full compliance report to the Department within 5 business days of publication.	Not applicable	Sensitive ecological data has not been included within this compliance report, therefore the report will not be required to be submitted to DCCEEW separately.
Reporting non-compliance			
15	The approval holder must notify the Department in writing of any: - incident; - non-compliance with the conditions; or - non-compliance with the commitments made in plans. The notification must be given as soon as practicable, and no later than 2 business days after becoming aware of the incident or non-compliance. The notification must specify:	Non-compliant	Non-compliance with Condition 5 Advanced notification of the non-compliance with Condition 5 was provided to the Department on 11 January 2024. The letter specified which condition was breached, a short description of the non-compliance and the date and time of the non-compliance. Non-compliance with Condition 8 Notification was provided to the Department of the Project's non-compliance with Condition 8 of the approval. The notification specified the condition in breach, a short description of the incident and details including location, date

Condition number / reference	Condition	Is the Project compliant with this condition?	Comments and evidence
	<p>(a) any condition which is or may be in breach (b) a short description of the incident and/or non-compliance (c) the location (including co-ordinates), date, and time of the incident and/or non-compliance.</p> <p>In the event the exact information cannot be provided, provide the best information available.</p>		<p>and time of the non-compliance. The notification was made on 14 July 2023 and was not made within 2 business days after becoming aware of the non-compliance (5 July 2023).</p> <p>Non-compliance with Condition 12 (b) Notification of the non-compliance with Condition 12 (b) was not provided to the Department during the reporting period of this report. However, upon becoming aware of this non-compliance, the approval holder notified the Department of the non-compliance for the purposes of Condition 15 on 28 June 2024 (noting that this is outside of the reporting period of this report).</p>
16	<p>The approval holder must provide to the Department the details of any incident or non-compliance with the conditions or commitments made in plans as soon as practicable and no later than 10 business days after becoming aware of the incident or non-compliance, specifying:</p> <p>(a) any corrective action or investigation which the approval holder has already taken or intends to take in the immediate future (b) the potential impacts of the incident or non-compliance (c) the method and timing of any remedial action that will be undertaken by the approval holder.</p>	Non-compliant	<p>Non-compliance with Condition 5 The letter 'EPBC 2020/8727 – Details of non-compliance with Part A Condition 5 (delay to legally secure offsets in accordance with Offset Area Management Plan)' provided to the Department set out details of the non-compliance, including a timeline of events and details of the corrective action that immediately took place, potential impacts and the method and timing of remedial action undertaken. This letter was provided to the Department on 25 January 2024, within 10 business days of the non-compliance which took place on 11 January 2024.</p> <p>Non-compliance with Condition 8 The letter 'Wambo Wind Farm (EPBC 2020/8727): Notice of Non-compliance with Condition 8' provided both notification to the Department of the Project's non-compliance with Condition 8 of the approval and set out details of the non-compliance and the corrective actions that had already been taken or intended to be taken in future, potential impacts and the method and timing of actions undertaken. This letter was provided to the Department on 14 July 2024, within 10 business days of becoming aware of the non-compliance (5 July 2023).</p> <p>Non-compliance with Condition 12(b)</p>

Condition number / reference	Condition	Is the Project compliant with this condition?	Comments and evidence
			As at the date of this report, a notice for the purposes of Condition 16, setting out details of the non-compliance with Condition 12(b), has not yet been provided to the Department..
Independent audit			
17	The approval holder must ensure that independent audits of compliance with the conditions are conducted as requested in writing by the Minister.	Not applicable	The Department has not requested any independent audits of compliance.
18(a)	For each independent audit, the approval holder must: provide the name and qualifications of the independent auditor and the draft audit criteria to the Department;	Not applicable	The Department has not requested any independent audits of compliance.
18(b)	only commence the independent audit once the audit criteria have been approved in writing by the Department;	Not applicable	The Department has not requested any independent audits of compliance.
18(c)	submit an audit report to the Department within the timeframe specified in the approved audit criteria.	Not applicable	The Department has not requested any independent audits of compliance.
19	The approval holder must publish the audit report on the website within 10 business days of receiving the Department's approval of the audit report and keep the audit report published on the website until the end date of this approval.	Not applicable	The Department has not requested any independent audits of compliance.
Revision of action management plans			
20	The approval holder may, at any time, apply to the Minister for a variation to an action management plan approved by the Minister, or as subsequently revised in accordance with these conditions, by submitting an application in accordance with the requirements of section 143A of the EPBC Act. If the Minister approves a revised action management plan (RAMP) then, from the date	Compliant	A revised Offset Area Management Plan (version 5, dated 4 April 2023) was approved by the Minister on 5 April 2023 and has been implemented in place of the previous OAMP. No other management plans have been revised that require approval by the Minister.

Condition number / reference	Condition	Is the Project compliant with this condition?	Comments and evidence
	specified, the approval holder must implement the RAMP in place of the previous action management plan.		
Completion of the action			
21	Within 20 business days after the completion of the action, the approval holder must notify the Department in writing and provide completion data.	Not applicable	The Project is not yet completed.

4.0 New environmental risks

In accordance with the DCCEEW's Annual Compliance Report Guidelines (2023), the Project reports that no new environmental risks have become apparent during the reporting period.

5.0 Conclusion

This annual compliance report has been prepared for Wambo Wind Farm – Stages 1 & 2 in accordance with the relevant approval conditions under the EPBC Act, detailed within the approval decision dated 23 February 2021 (Ref. EPBC 2020/8727).

This report has been prepared in accordance with ‘Condition 14 – Annual compliance reporting’ of EPBC 2020/8727. This report has also been prepared in accordance with the ‘Annual Compliance Report Guidelines 2023’ published by DCCEEW.

The compliance assessment was conducted based on information provided by the Approval Holder.

A total of 27 conditions and their subset of requirements were determined to be compliant, per the responses and justification detailed within this report.

A total of 5 conditions were determined to be non-compliant, per the responses detailed within this report, including:

- Condition 5: The voluntary declaration for the offset area was not approved within 9 months of the commencement of the action
- Condition 8: The Department was not notified of the commencement of the action within 10 business days
- Condition 12 (b): The VFMP and BBMPs were not published on the Wambo Wind Farm website within 20 business days of being submitted to Queensland SARA
- Condition 15: Notification of the non-compliance with Condition 8 and Condition 12 (b) were not provided within 2 days of becoming aware of the incident or non-compliance.
- Condition 16: Notification of the non-compliance with Condition 12(b) has not yet been provided to the Department.

Corrective actions have been taken in respect of these non-compliances, as detailed in Table 2.

This annual compliance report determined that a total of 12 conditions were not applicable at the time of reporting, due to the following:

- Commissioning of the wind turbines has not commenced
- The Department has not made a request for the provision of the compliance records or independent audits
- The Project is not yet completed.

Appendix A

Vegetation and Fauna Management Plan Performance Assessment

Table 3 Assessment of Performance of Vegetation and Fauna Management Plan

Management Action	Comment
Where clearing is to be undertaken within proximity to Koala and Greater Glider habitat, all clearing shall be within clearly marked boundaries and in accordance with the relevant approvals.	Boundaries are marked out by installing conduits 4 m in height every 50 m. Survey pegs are installed every 10 m in between. A GPS rover is also being used.
Vegetation will only be removed that has been approved to be cleared.	Generally, all vegetation clearing has been conducted in accordance with Project approvals. Five over clearing incidents have been identified during environmental audits undertaken by AECOM. Where over clearing has occurred, an incident investigation has been undertaken to identify the root cause of the occurrence and to identify corrective actions. The incident investigation concluded that this did not breach EPBC approval conditions, however, it did result in a review of clearing procedures. Corrective actions have been implemented, including the use of land disturbance permits, which must be obtained prior to any clearing activities.
Include toolbox talks for site specific flora information to all field staff and contractors.	The Principal Contractor has delivered specific fauna information to Project crews during the project, through toolbox talks and the Principal Contractor environmental induction.
Daily inspections by suitably qualified spotter / catcher during clearing, specifically hollow trees or food tree species.	Fauna spotter-catchers are present during all clearing activities. Records of fauna spotter activities and interactions with fauna are recorded in the Project's Fauna Interaction Register.
Provide site specific information on relevant threatened species.	Site specific information on relevant threatened species is provided within the Principal Contractor environmental induction. Significant species are communicated through an environmental notice board at the site compound and daily pre-starts.
All near misses and incidents will be fully investigated. Where necessary corrective actions will be developed to improve existing processes.	Incidents are recorded within the Principal Contractor's database. Where necessary, corrective actions are developed. Additionally, the CBoP Contractor's also record and investigate incidents within their own databases. An example of this is shown in.
Development and implementation of an Offset Area Management Plan to compensate for the clearing of protected wildlife habitat, in compliance with condition 5 of the Commonwealth approval (EPBC 2020/8727).	The Offset Area Management Plan has been developed, approved and implemented.

Management Action	Comment
A biosecurity plan will be developed and implemented for the Project. This will include measures such as vehicle wash downs, weed certification and obligations to remain on access tracks throughout the Project Area.	The Construction Environmental Management Plan (CEMP) includes biosecurity mitigation measures which forms a biosecurity plan. This includes measures such as vehicle wash downs, weed certification and obligations to stick to access tracks throughout the Project area. These measures have been sighted by Owner's Engineer auditors during regular site audits.
Activities will be planned so that movement of vehicles, plant, machinery and equipment between properties will be avoided if possible.	The Principal Contractor and CBoP Contractors have used best endeavours to minimise the movement of vehicles, plant, machinery and equipment avoid moving between different landowner properties as required by the CEMP.
Imported material able to transport weed seed will be assessed to ensure they are free of contamination, disease and invasive weeds.	Material has been imported from a quarry from Dalby (Huston's Road Quarry) to Zone G. Material has also been imported from Dalby RSA Quarry. Certificates show no contamination within the material.
Access roads, easements and yards will be kept weed free where possible.	The Principal Contractor's contractors are in the process of treating weeds on access roads, easements and yards to ensure that they are kept weed free
Only registered herbicides will be used by a licenced weed sprayer.	The Principal Contractor has ensured that only registered herbicides are used by licenced weed sprayers.
Ensure appropriate waste management (lidded bins), including food scraps, to reduce potential for feral species to become established on-site.	Waste is managed appropriately on site, including lidded waste bins and compliance against this requirement is included in monthly audits.
Access to a landholder's property will not occur unless authorised under a land use agreement.	Land use agreements are in place for all properties that the Project needs access to.
Weed management and control methods will depend upon the location, weed species identified, the degree of the infestation, relevant landholder agreement or conduct and compensation agreements provisions, and local, state and national regulatory requirements.	Prickly pears are removed, buried 1.5 m deep and have the GPS location recorded. Other priority weeds require spraying. Permission to spray weeds has been granted from landholders. These measures have been sighted by Owner's Engineer auditors during regular site audits.
Where trenching and excavations are created which may entrap fauna, suitable escape measures are put in place, and excavations are checked for fauna before backfilling.	Ramps are used in excavations which provides a suitable escape measure for fauna. Excavations are checked for fauna before backfilling. These measures have been sighted by Owner's Engineer auditors during regular site audits.

Management Action	Comment
All driving will be undertaken at safe speeds that are designated for the Study Area. No driving will occur in unauthorised areas.	Driving is restricted to access tracks and formed roads. This has been sighted during Owner's Engineer site audits.
Vehicles, plant and machinery will comply with site-specific speed limits to minimise dust generation.	Speed limit signage is in place throughout the Project area, with a speed limit of 30 km/hr within the Project site and 60 km/hr along connector roads such as Diamondy Road.
Staff and contractors will be made aware through general site induction and training of the potential to generate dust emissions and the appropriate mitigation and management measures that should be implemented.	Dust generation activities and management measures are outlined within the environmental site induction.
Construction activities must not, other than in accordance with the approved plan, interfere or block natural drainage e.g. disturbing channel contours.	No blocking of natural drainage has occurred during construction in accordance with the Department of Agriculture and Fisheries Waterway Barrier Works requirements. This has been sighted during Owner's Engineer site audits.
Where required, watercourse crossing points will be adequately stabilised to prevent erosion.	The CBoP Contractors have been implementing the Overarching Erosion and Sediment Control Plan and site specific erosion and sediment control plans for each zone which includes the stabilisation of watercourses to prevent erosion. This has been sighted during Owner's Engineer site audits.
Where identified, as required a qualified fauna spotter-catcher will conduct an assessment immediately prior to clearing of vegetation for the presence of fauna species. Where fauna are detected, the spotter catcher will assess and implement the most appropriate method to avoid or minimise impacts on that fauna as a result of clearing.	Fauna spotter-catchers are present during all clearing activities. Records of fauna spotter activities and interactions with fauna are recorded in the Project's Fauna Interaction Register.
Dust will be minimised through engineering controls on machinery and other available dust suppression methods, such as use of water sprinklers.	Water carts are used on site for dust suppression. This has been sighted during Owner's Engineer site audits.
Project area site entry and exits will be clearly marked to ensure vehicle movements are contained within the approved areas.	Project area site entry and exits are clearly marked. This has been sighted during Owner's Engineer site audits.
Injured, sick or dead fauna will be dealt with accordingly, recorded and reported during the construction phase.	Injured wildlife has been taken to a wildlife carer in Dalby, except where euthanasia has been deemed necessary, and recorded within the fauna interactions register.

Management Action	Comment
Weekly site inspections to review implemented control measures during construction.	Weekly site inspections are undertaken by the Principal Contractor to review control measures during construction. This has been sighted during Owner's Engineer site audits.
Auditing of Construction Environmental Management Plan during construction.	The CEMP is audited internally by the Principal Contractor within the first 3 months of construction and 6 months thereafter. The Principal Contractor has been audited by the Owner's Engineer and NGH on behalf of the Principal. The Principal Contractor has also undertaken a comprehensive internal audit of the Stage 1 CBoP contractor, (Fulton Hogan).
Sightings and incidents reported in daily Pre-starts during construction.	The Principal Contractor has regularly reported fauna sightings and incidents in daily pre-starts.
GPS co-ordinates of all MNES and MSES flora locations to be reported when clearing activities are planned.	No MNES or MSES flora locations have been identified within the Project area.
Any cleared vegetation not designated to be cleared to be reported to HSEQ Manager.	Over clearing incidents outside of the disturbance corridor have been reported to the Principal and Principal Contractor by Stage 1 CBoP Contractors.
Monthly report during construction to report on clearing activities aligned with approval requirements.	The EPC monthly reports include updates on clearing activities.
Annual report on weed management measures and maintenance of vegetation activities, aligned with approval requirements.	The Principal is engaging a suitably qualified professional to undertake an assessment of the weed management measures in accordance with the VFMP.
Fauna spotter-catcher will keep an inventory of any fauna species encountered with details of species, capture and release condition and capture and release GPS co-ordinates during construction.	The Principal Contractor has maintained records of all injured native fauna in the fauna interactions register.
Injured native fauna to be reported to HSEQ Manager.	Incidents are reported to the Principal Contractor's environmental manager, the Principal and included within the fauna register.

Appendix B

Bird and Bat Management Plan Performance Assessment

Table 4 Performance Assessment of the Bird and Bat Management Plan

Management Action	Comment
All clearing shall be within clearly marked boundaries and in accordance with the Development Permit.	Boundaries are marked out by installing conduits 4 m in height every 50 m. Survey pegs are installed every 10 m in between. A GPS rover is also being used. The Principal Contractor has marked the boundary of the EPBC disturbance areas (Koala habitat and Greater Glider habitat) where they are within 15m of any works. This has been sighted during Owner's Engineer site audits.
Where trenching and excavations are created which may entrap fauna, suitable escape measures are put in place, and excavation are checked for fauna before backfilling.	Ramps are used in excavations which provides a suitable escape measure for fauna. Excavations are checked for fauna before backfilling. This has been sighted during Owner's Engineer site audits.
Include toolbox talks for site specific bird and bat information during the project.	The Principal Contractor will deliver toolbox talks for site specific bird and bat information once the wind turbines are installed and operational.
Ensure appropriate waste management (lidded bins), including food scraps, to reduce potential for feral species to become established on-site.	Waste is managed appropriately on site, including lidded waste bins. This has been sighted during Owner's Engineer site audits.
Before and After Control Impact (BACI) surveys conducted at impact and control areas during construction to determine bird and bat composition, abundance and density at control and development areas. This includes Bird Utilisation Surveys (BUSs) and use of bat survey techniques.	Bird and bat surveys were conducted before human activity at impact and control areas as outlined in the BBMP. These included Bird Utilisation Surveys (BUSs) and use of bat survey techniques.
Daily inspections by spotter-catcher during clearing, specifically hollow trees, roosting sites, and rocky outcrops and caves for birds and bats.	Fauna spotter-catchers are present during all clearing activities as required by the CEMP and sighted during Owner's Engineer site audits. Records of fauna spotter activities and interactions with fauna are recorded in the Project's Fauna Interaction Register.
Weekly site inspections to review flora and fauna control measures during clearing and construction.	Weekly site inspections are undertaken.
Annual auditing of Construction Environmental Management Plan (CEMP) during construction.	The CEMP is audited internally by the Principal Contractor within the first 3 months of construction and every 6 months thereafter. The Principal Contractor has been audited by the Owner's Engineer and NGH on behalf of the Principal. The Principal Contractor has also undertaken a comprehensive internal audit of the Stage 1 CBoP contractor, Fulton Hogan.
Sightings and incidents reported in daily pre-starts.	The Principal Contractor has regularly reported fauna sightings and incidents in daily pre-starts.

Management Action	Comment
Fauna spotter-catcher will keep an inventory of any bird and bat species encountered with details of species, capture and release condition and capture and release GPS co-ordinates during construction. This also includes carcass reporting and notification.	The Principal Contractor has maintained records of all injured native fauna in the fauna interactions register. Injured wildlife has been taken to a wildlife carer in Dalby, except where euthanasia has been deemed necessary.
Injured native fauna reported to Health, Safety, Environment Quality (HSEQ) Manager.	Injured native fauna are reported and recorded within a fauna register.

