

EPBC 2019/8530 Annual Compliance Report

Approval Reference	EPBC 2019/8530
Compliance Period	31 March 2022 - 30 March 2023

Permit Reference	Permit Condition / Requirement	Compliance				Assessment Findings
		Yes	No	Not Applicable	Not Assessed	
PART A - CONDITIONS SPECIFIC TO THE ACTION						
Condition 1	In the action area, the approval holder must not remove more than 0.32 ha of Corangamite Water Skink habitat from the action area. The approval holder must not remove Corangamite Water Skink habitat outside the action area.	X				<0.32 ha of CWS habitat removed
Condition 2	The approval holder must ensure that water levels within the Northern Pits do not exceed 118 mAHD.	X				Water levels have been kept <118 mAHD
Condition 3	Prior to commencing the action in any Stage, the approval holder must implement the Corangamite Water Skink Management Plan in respect of that Stage, and must continue to implement the Corangamite Water Skink Management Plan in that Stage for the remainder of the duration of the approval.	X				Full compliance with the CWS Management Plan
Condition 4	Prior to the commencement of the action, the approval holder must secure the offset area.	X				S173 agreement was executed on 23/03/2022 for habitat areas prior to commencement of the action. Native vegetation offsets for Stage 6 were secured prior to removal. Native vegetation has not been impacted in Stage 5 yet
Condition 5	Within 10 business days of the offset area being secured, the approval holder must provide the department with: • written evidence demonstrating that the offset area has been secured; and • shapefiles and the offset attributes for the offset area.	X				Copy of executed Section 173 along with shape files and offset attributes sent to DAWE on 5/4/22.
Condition 6	Prior to commencing the action in any Stage, the approval holder must implement the Offset Management Plan for the offset area, and must continue to implement the Offset Management Plan for the duration of the approval.	X				Habitat creation completed on 9/11/2021 (as it was required to be constructed 2 months prior to Stage 6 commencement). CWS pre-commencement requirements completed relating to Stage 6 and stripping commenced on 31/03/2022.
PART B – STANDARD ADMINISTRATIVE CONDITIONS						
Condition 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.	X				DAWE notified on 12/04/2022 of commencement of the action.
Condition 10	The approval holder must maintain accurate and complete compliance records.	X				Compliance records reviewed.

Condition 12	<p>The approval holder must:</p> <p>a. unless otherwise agreed to in writing by the Minister, publish each plan on the website within 20 business days of the date:</p> <p>i. of this approval, if the version of the plan to be implemented is specified in these conditions; or</p> <p>ii. that the plan is submitted to the Minister or the Department if the plan does not require the approval of the Minister but was not finalised before the date of this approval; or</p> <p>iii. that the plan was approved by the Minister in writing, if the plan requires the approval of the Minister;</p> <p>b. exclude or redact sensitive ecological data from plans that are to be published on the website or provided to a member of the public; and</p>	X				<p>Plans are defined as:</p> <ul style="list-style-type: none"> - Offset Management Plan - CWS Management Plan <p>Plans were uploaded within 20 business days of EPBC approval onto Holcim's website at: https://www.holcim.com.au/colac</p>
Condition 13	The approval holder must keep plans published on the website for the period for which this approval has effect.	X				Periodically checked to confirm plans are still published on the website
Condition 14	<p>The approval holder must prepare a compliance report addressing each condition of this approval for each 12 month period following the date of commencement of the action, or otherwise in accordance with an annual date that has been agreed to in writing by the Minister.</p> <p>The approval holder must:</p> <p>a. publish each compliance report on the website within 60 business days following the relevant 12 month period</p> <p>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</p> <p>c. keep all compliance reports publicly available on the website until this approval expires</p> <p>d. exclude or redact sensitive ecological data from compliance reports published on the website</p> <p>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.</p>	X				<p>Date of commencement was 31/03/2022.</p> <p>60 business days from 31/03/2023 is 5/07/2023.</p> <p>Report published on Holcim's website at: https://www.holcim.com.au/colac</p>
Condition 15	<p>Reporting non-compliance</p> <p>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:</p> <p>a. any condition which is or may be in breach</p> <p>b. a short description of the incident and/or non-compliance</p> <p>c. the location (including coordinates), date, and time of the incident and/or non-compliance. In the event the exact information cannot be provided, provide the best information available.</p>	X				No non-compliance with EPBC conditions, management plans or incidents have occurred during the reporting period
Condition 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</p> <p>b. the potential impacts of the incident or non-compliance</p> <p>c. the method and timing of any remedial action that will be undertaken by the approval holder</p> <p>d. the measures put in place to prevent a reoccurrence of the incident of non-compliance.</p>	X				No non-compliance with EPBC conditions, management plans or incidents have occurred during the reporting period
Condition 17	The approval holder must ensure that an independent audit of compliance with the conditions of approval is conducted for the three year period starting from the commencement of the action, and that an independent audit of compliance with the conditions of approval is then conducted for each subsequent three year period until the completion of the action.	X				Not required until the three year period ending 30/03/25
Condition 18	<p>For each independent audit, the approval holder must:</p> <p>a. provide the name and qualifications of the proposed independent auditor and the draft audit criteria to the department before the end of the subject three year period;</p> <p>b. only commence the independent audit once the audit criteria and auditor have been approved in writing by the department; and</p> <p>c. submit an audit report to the department within the timeframe specified in the approved audit criteria.</p>	X				Not required until the three year period ending 30/03/25
Condition 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.	X				Not required until the three year period ending 30/03/25

Condition 20	Within 30 business days after whichever is the earlier of a. the completion of the action or b. 60 business days before the end date of the period for which the approval has effect, the approval holder must notify the department in writing of the date of the completion of the action and submit all completion data to the department.	X				Not required until completion of the action or 60 business days prior to 30 June 2046
SUBTOTAL		17	0	0	0	
TOTAL APPLICABLE CONDITIONS		17				
% COMPLIANCE SCORE		100%				