

ProTen Operational Compliance Report 2025

Reporting Period: 8 September 2024 – 7
September 2025

**Rushes Creek Poultry
Production Farm** – 1582 Rushes
Creek Road, Rushes Creek NSW 2346



20/9/25

PROTEN PTY LTD
Prepared by: Kristie Stevens
Revision: 1.0

Revision Record

Revision	Date	Prepared By	Checked By	Authorised By
1.0	20/9/25	Kristie Stevens	Kate Wiggins (Singh)	James Wentworth
1.1	5/11/25	Kristie Stevens	Kate Wiggins (Singh)	James Wentworth

Basis of Report

This report has been prepared by ProTen Pty Ltd with all reasonable skill, care and diligence. Information herein is based on the interpretation of data collected, which has been accepted as being accurate and valid.

Table of Contents

Revision Record	1
Basis of Report	2
Executive Summary	5
1.0 Introduction	6
1.1 Project Overview	6
1.2 Compliance Reporting Phase and Period	6
1.3 Compliance Reporting Scope and Criteria	7
1.4 Compliance Status Descriptors	7
1.5 Project Activities During Compliance Reporting Period	8
1.6 Development Footprints and Spatial Context	8
1.6.1 Development Footprint.....	8
1.6.2 Lease Boundaries / Land Parcels.....	11
1.6.3 Offset Areas.....	14
1.6.4 GIS Mapping and Shapefiles.....	14
1.6.5 Adjacent relevant Land Uses.....	14
1.7 Key Personnel	16
2.0 Report Actions	17
3.0 Compliance Status Summary	17
4.0 Incidents	35
5.0 Complaints	36
Appendix A Compliance Table	37
Appendix B Action Status Table	164
Appendix C Compliance Report Declaration Form	168
Appendix D Figures and Photos	170

Tables in Text

Table 1	Compliance Status Descriptors.....	8
Table 2	Key Personnel	16
Table 3	Compliance Reporting Summary.....	18
Table 4	Compliance Status Summary.....	19
Table 5	Incidents	35
Table 6	Complaints.....	36

Figures in Text

Figure 1	Development Layout.....	9
Figure 2	Farms 1 & 3 Layout	10
Figure 3	Farms 2 & 4 Layout	10
Figure 4	Farms 1, 3 and 4 Approved Layout	11
Figure 5	Development Site.....	12
Figure 6	Conceptual Subdivision Layout	13
Figure 7	Surrounding Land Uses and Receptors	15
Figure 8	Compliance Summary - Assessed Conditions	18

Acronyms and Abbreviations

Compliance PAR	Compliance Reporting Post Approval Requirements
DPE	Department of Planning and Environment
DPHI	Department of Planning, Housing and Infrastructure
EPA	Environmental Protection Authority (NSW)
IEA	Independent Environmental Audit
LGA	Local Government Area – Tamworth
ML	Megalitres
PIRMP	Pollution Incident Response Management Plan
PPU	Poultry Production Unit
RFI	Request for Further Information
Rushes Creek	Rushes Creek Poultry Production Unit

Executive Summary

ProTen Pty Ltd (ProTen) developed this Compliance Report for their Rushes Creek development. Rushes Creek is a poultry development that will house up to 3,051,000 birds at any one time when fully operational.

This Compliance Report has been developed in accordance with Condition C11 of SSD 7704 and the *Post Approval Requirements: Compliance Reporting* (Department of Planning and Environment 2020), (Compliance PAR). This Compliance Report covers the operational phase of the development from 8 September 2024 to 7 September 2025.

ProTen has undertaken a comprehensive document review and site audit to assess compliance at the Rushes Creek development. This process was conducted to ensure alignment with all relevant regulatory requirements and to identify any areas requiring corrective action or further attention.

Of the 581 conditions and sub conditions within SSD 7704 MOD5, 401 were assessed as relevant to the operation stage. Of those, 380 (94.76%) were found to be compliant with SSD 7704 MOD5, while 21 (5.24%) were found non-compliant (**Section 3**).

The 2025 compliance score is an improvement in comparison to the 2024 Compliance Report, where 367 (91.52%) of assessable conditions were found to be compliant, and 34 (8.48%) were found non-compliant.

A considerable number of the non-compliances identified in the 2025 Compliance Report represent long-standing issues for which ProTen are actively pursuing corrective actions, including several actions that have previously been highlighted in the Independent Environmental Audit (IEA) undertaken by IEMA in January 2023 and the 2024 Compliance Report. In general, ProTen have demonstrated significant progress and commitment towards addressing all the required corrective actions.

As the IEA and 2024 Compliance Reports both illustrated, a considerable number of the findings raised in this 2025 Compliance Report are related to the two borrow pits. ProTen is in the process of addressing the actions resulting from the IEA (refer **Appendix B**). The remaining non-compliances identified are generally noted as low risk. ProTen are committed to following up corrective actions to address the identified non-compliances and improve the development's future environmental compliance performance.

All recommendations to assist ProTen improve environmental compliance and performance are included in **Table 4**.

1.0 Introduction

1.1 Project Overview

ProTen Tamworth Pty Limited (ProTen) owns and operates the Rushes Creek Poultry Production Farm (Rushes Creek) at 1582 Rushes Creek Road, Rushes Creek NSW 2346 in the Tamworth Local Government Area (LGA).

Development Consent SSD 7704 was granted 1 July 2022 and allows for the concurrent construction and operation of Stage 1 (Farm 2) of the Rushes Creek project while an alternative power solution was approved and installed.

The most recent modification to SSD 7704 (MOD 5) was granted on 22 March 2024 and permitted an extension of three (3) months for generator usage, serving as a contingency measure during the finalisation of commissioning and formal arrangements for electrification.

Construction of the project is staged, and once completed, operations will comprise of 54 fully enclosed climate-controlled poultry sheds across four (4) farms, where broiler birds are grown for the purpose of producing poultry meat (for human consumption), and associated support and servicing infrastructure. Each shed will house up to 56,500 birds, with an approved total site population of 3,051,000 birds at any one time.

1.2 Compliance Reporting Phase and Period

In accordance with *Post Approval Requirements: Compliance Reporting* (Department of Planning and Environment 2020), (Compliance PAR) a Compliance Report for Operations phase activities must be prepared and submitted to the Planning Secretary (Department of Planning, Housing and Infrastructure, DPHI) at an interval no greater than 52 weeks from the date of commencement of operation (annually).

Operations phase activities for Farm 2 at Rushes Creek commenced on 23 September 2022. Therefore, compliance reporting required by the Compliance PAR must be submitted to DPHI no later than 22 September each year.

For the initial 2023 Compliance Reporting year, the compliance reporting period for the initial Operations phase Compliance Report was identified as between the first day of Operations through to the last day of onsite compliance review, i.e. 23 September 2022 to 7 September 2023.

For this current (2025) reporting year, this 2025 Compliance Report covers the operational phase of the development from 8 September 2024 to 7 September 2025.

1.3 Compliance Reporting Scope and Criteria

In preparing the initial compliance reporting period (2023), guidance was sought from DPE to confirm the scope and criteria for the annual compliance review¹. Per DPHI's advice, the scope should include review against the items specified in Condition A2 of the Consent where they apply to Operations Phase Activities. No changes to the scope of the annual compliance review were requested by DPHI during the 2025 reporting cycle. Therefore, the review criteria are identified as follows:

- A2(a) - All Conditions of Consent that are applicable to Operation phase activities. (i.e. any Operations-only conditions; plus any conditions that may apply across Operations and one or more other development phases).
- A2(b) – Any written directions of the Planning Secretary.
- A2(c) – EIS, Response to Submissions, Supplementary Response to Submissions.
- A2(d) – Modification Assessments.
- A2(e) – Development Layout in Appendix 1.
- A2(f) - Appendix 2: Applicant's Management & Mitigation Measures
- (Noting DPE's advice confirming the error in this part of the consolidated Consent referring to mitigation measures in '0' should be read as 'Appendix 2').

ProTen also notes that the Applicant's Management & Mitigation Measures are currently not attached directly to the Consolidated Consent and are as presented in Table 7 of the MOD1 Section 4.55(1A) Modification Report.

Outstanding actions arising from the January 2023 Independent Environmental Audit (IEA) of the development, which was completed by Integrated Environmental Management Australia Pty Ltd (IEMA) have also been considered within the scope of the compliance review, as have actions raised in the 2023 Compliance Report.

1.4 Compliance Status Descriptors

In alignment with the Compliance PARs, the terms used in this Compliance Report to describe compliance of the site with the relevant approval documentation are outlined in **Table 1**.

¹Phone conversation 12:09pm Friday 8 Sep 2023 from Anna Cochrane, SLR to Joel Curran, DPE & follow up email sent same day "SSD-7704 Rushes Creek Poultry Farm - Compliance Reporting Criteria"

Table 1 Compliance Status Descriptors

Compliance Status Descriptor	Description
Compliant	The proponent has collected sufficient verifiable evidence to demonstrate that all elements of the requirement have been complied with.
Non-compliant	The proponent has identified a non-compliance with one or more elements of the requirement.
Not Triggered	A requirement has an activation or timing trigger that had not been met at the phase of the development when the compliance assessment is undertaken, therefore an assessment of compliance is not relevant.
Note Only	A statement or fact, where no assessment of compliance is required.

1.5 Project Activities During Compliance Reporting Period

During the reporting period the following activities occurred:

- Continued Operations at Sheds 1 to 18.
- Maintenance of tree line vegetation.
- Operation of the wheel wash.

1.6 Development Footprints and Spatial Context

1.6.1 Development Footprint

- **Total Development Site Area:** 1,016 hectares
- **Operational Disturbance Footprint:** 87.78 hectares (8.6% of the site)
- **Components Included:**
 - 54 poultry sheds across 4 farms (PPUs)
 - Ancillary infrastructure: water pipelines, powerlines, access roads, staff amenities, solar panels, fuel/gas storage, detention dams
 - 8 Farm Manager dwellings and driveways
 - 2 dead bird freezers

Figure 1 Development Layout

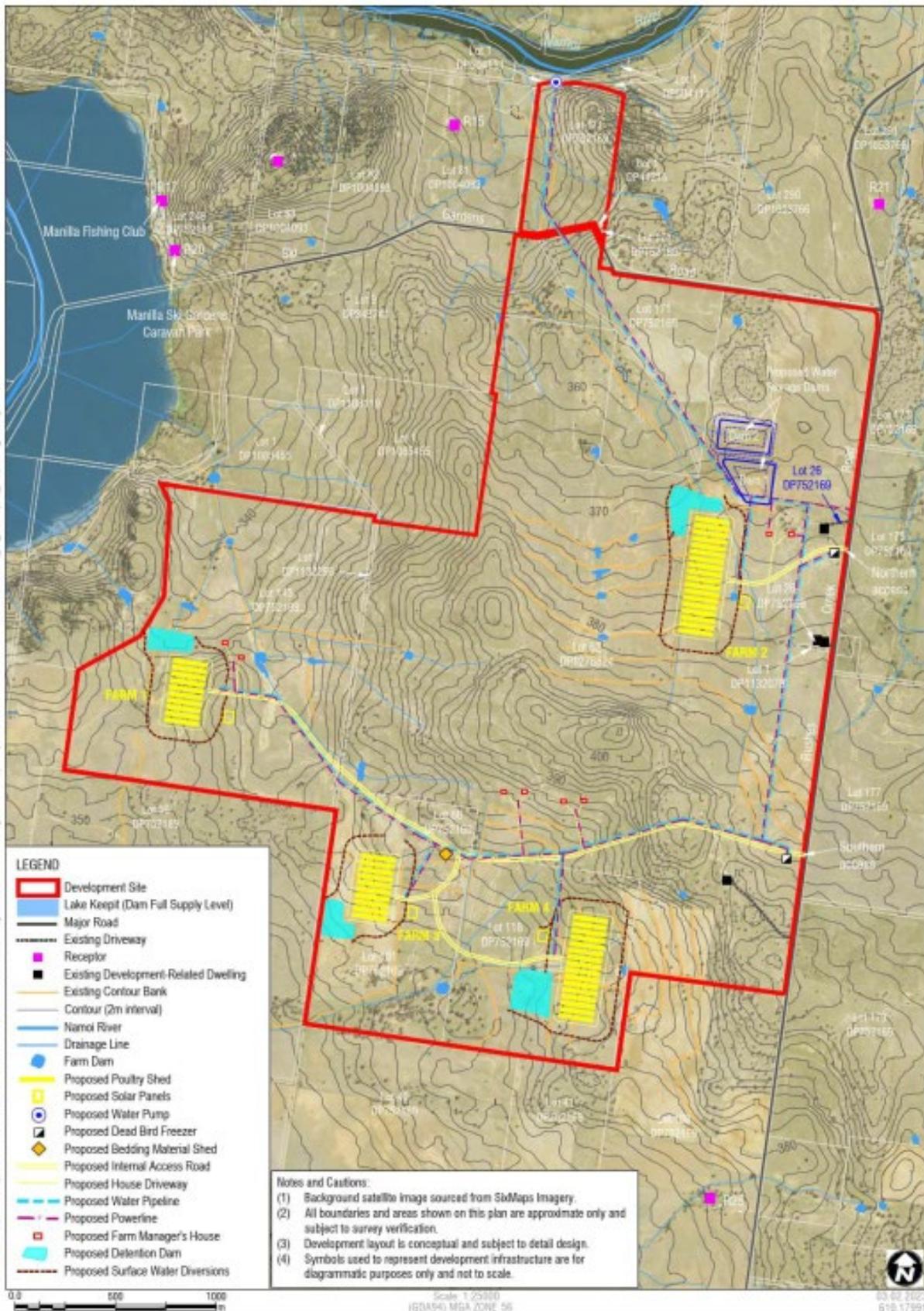


Figure 2 Farms 1 & 3 Layout

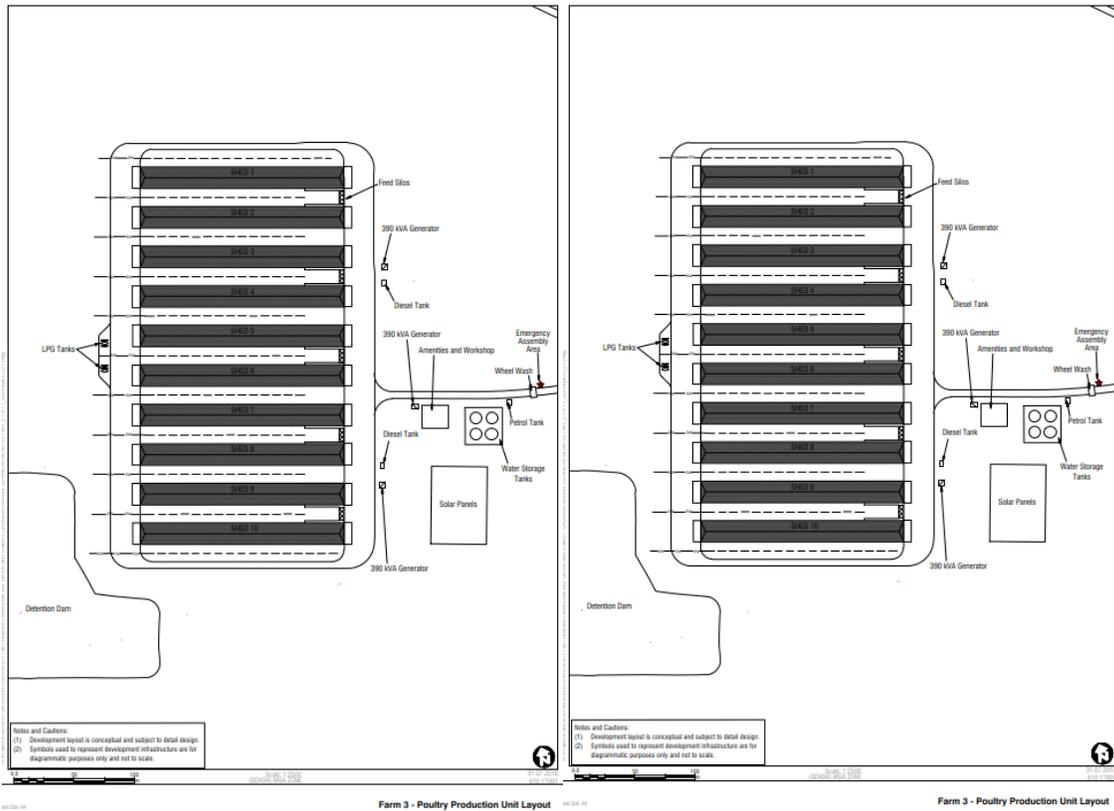


Figure 3 Farms 2 & 4 Layout

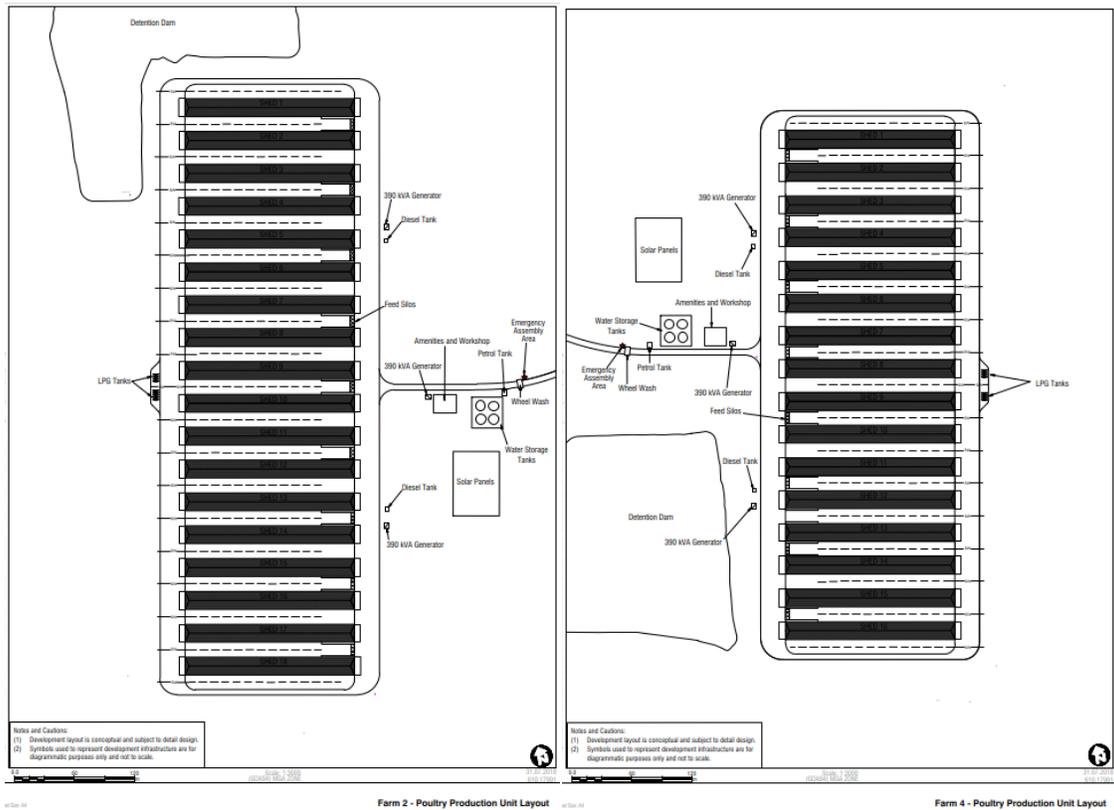
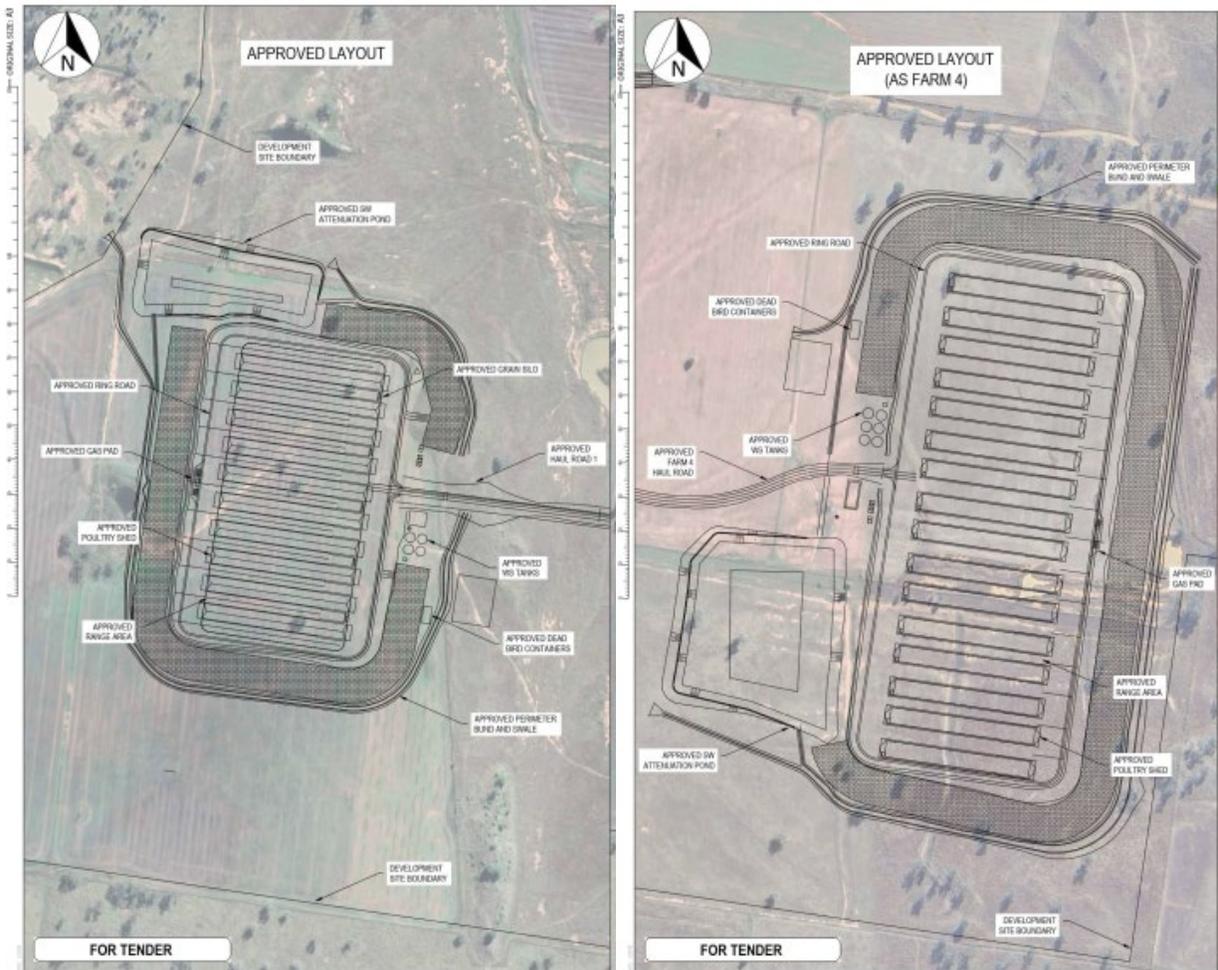


Figure 4 Farms 1, 3 and 4 Approved Layout



1.6.2 Lease Boundaries / Land Parcels

Rushes Creek Poultry Farm is situated across multiple Lots within the locality of Rushes Creek. The development spans multiple land parcels including:

- Lot 1 DP 44215
- Lot 26, 86, 101, 118, 171 DP 752169
- Lot 143 DP 1132078
- Lot 1 DP 1132078
- Lot 1 DP 1132298
- Lot 62 DP 1276824

Pursuant to Condition A36 of the Consolidated Consent for SSD-7704, a boundary realignment occurred to Farm 1 to ensure each farm and the associated manager’s accommodation are wholly contained within its allotment. The lot description for the site has therefore been updated to reflect boundary realignment. This includes the deletion of Part Lot 1 DP1108119, Lot 165 and Lot 166 of DP752169 and Lot 1 of DP1141148, and the inclusion of Lot 62 DP1276824.

Figure 5 Development Site

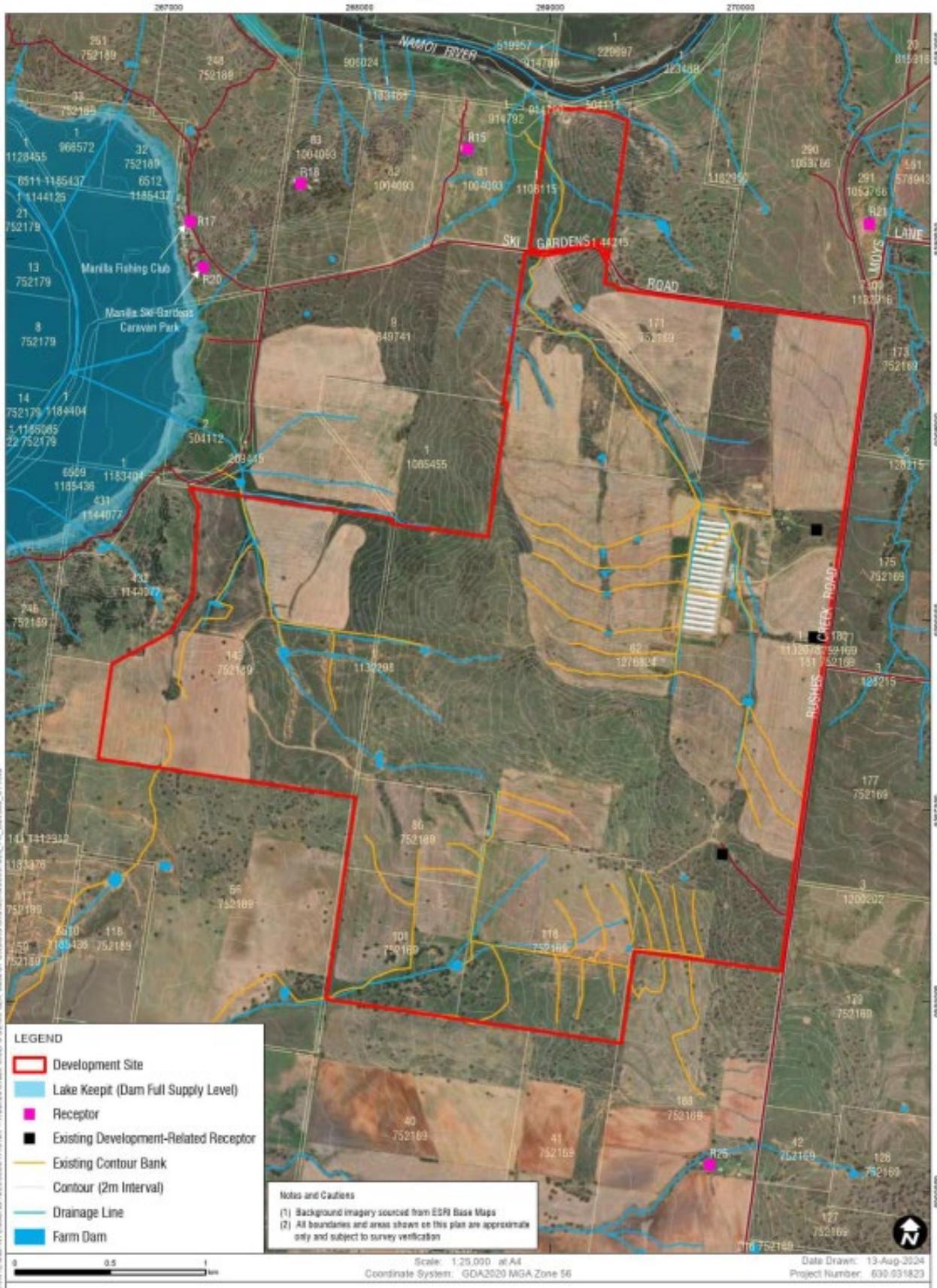
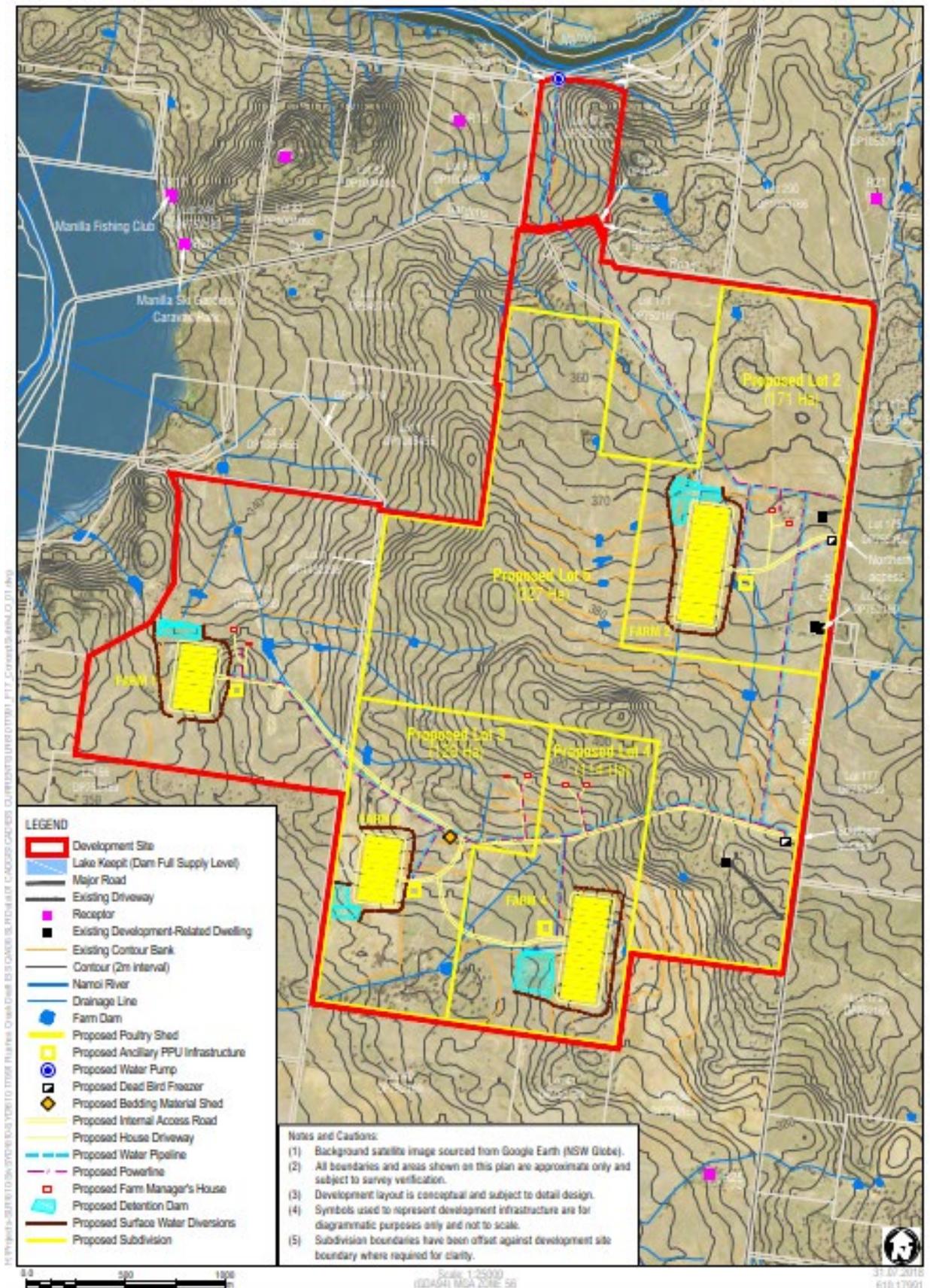


Figure 6 Conceptual Subdivision Layout



1.6.3 Offset Areas

ProTen has purchased and retired 29 White Box grassy woodlands credits to offset the disturbance of 1.17 ha of White Box grassy woodland – Derived Native Grassland approved in Stage 2 of the Development and, as such, has satisfied conditions B37 and B39(a) of the existing consent.

1.6.4 GIS Mapping and Shapefiles

GIS data was used for:

- Mapping development layout and infrastructure (e.g., sheds, roads, utilities)
- Biodiversity assessment and vegetation zone classification
- Calculating disturbance footprint and offset credit requirements

CAD/GIS source files referenced:

- Development Layout – Figure 1
- Farms 1 & 3 Layout – Figure 2
- Farms 2 & 4 Layout – Figure 3
- Farms 1, 3 & 4 Approved Layout – Figure 4
- Development Site – Figure 5
- Conceptual Subdivision Layout – Figure 6
- Surrounding Land Uses and Receptors – Figure 7

1.6.5 Adjacent relevant Land Uses

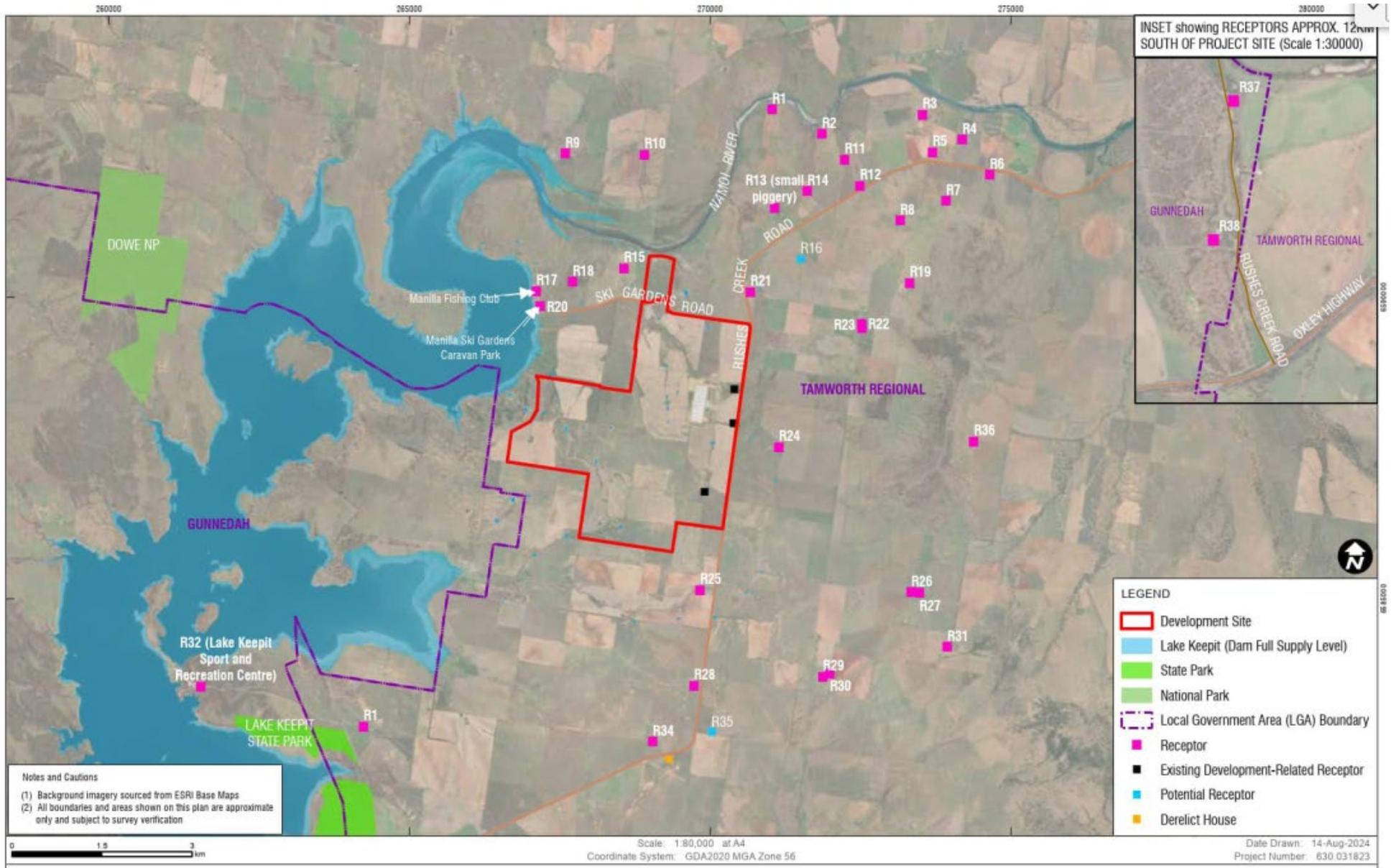
Surrounding land is primarily used for:

- Traditional agriculture (cropping and grazing)
- Recreational activities (lake Keepit, Manilla Ski Gardens, Fishing Club)

Nearby poultry operations:

- Glenara Park Breeder Farm (6.6km NW)
- Murrarni (ProTen), Moana, and Brubri Broiler Farms (10-12km radius)

Figure 7 Surrounding Land Uses and Receptors



1.7 Key Personnel

The names and contact details of the key personnel who are responsible for the environmental compliance management of the development are listed in **Table 2**.

Table 2 *Key Personnel*

Name	Role	Contact Details
Jae St Leon	ProTen Rushes Creek Farm Manager	Ph: 0476 507 171 Email: jaestl@proten.com.au
Nicholas Havet	Assistant Farm Manager	Ph: 0422 910 289 Email: nicholas.havet@proten.com.au
Kathryn Wiggins (Singh)	ProTen Safety, Health, Environment & Quality Manager	Ph: 0434 550 789 Email: kates@proten.com.au
Graeme Attwell	ProTen Regional Operations Manager (ROM)	Ph: 0477 048 321 Email: graema@proten.com.au
Graham Kirby	ProTen Operations Manager NSW/QLD/VIC	Ph: 0438 842 459 Email: graham@proten.com.au

2.0 Report Actions

An Action Status Table is presented in **Appendix B**, and provides a summary and status of actions from the following that are applicable to the current Compliance Reporting period:

- 2023 Independent Environmental Audit (IEA) completed by IEMA (January 2023).
- 2024 Compliance Report.
- 2025 Compliance Report.

Note that any actions that were identified as ‘COMPLETE’ status during the previous 2024 Compliance Report review are not shown in this Action Status Table.

3.0 Compliance Status Summary

Appendix A presents the detailed assessment of compliance against the conditions of the Development Consent.

A summary of compliance against the Development Consent conditions is presented in **Table 3** and **Figure 1**. Note that total number of conditions in **Table 3** is calculated based on the number of individual subsets to each condition, which aligns with the compliance reporting requirements at per Item 3, Section 3.1.6 of the Compliance PAR **Table 4** sets out the compliance status summary for identified non-compliances with one or more subset of a compliance requirements of the Development Consent. Note that **Table 4** should be read in conjunction with the Action Status table presented in **Appendix B**.

Of the 581 conditions and sub conditions within SSD-7704-MOD5, 401 were assessed as relevant to the operation stage. Of those, 380 (94.76%) were found to be compliant with SSD 7704 MOD5, while 21 (5.24%) were found non-compliant (**Section 3**).

The 2025 compliance score is an improvement in comparison to the 2024 Compliance Report, where 367 (91.52%) of assessable conditions were found to compliant, and 34 (8.48%) were found non-compliant. The 2025 Compliance score shows a 3.24% point improvement over 2024.

A considerable number of the non-compliances identified in the 2025 Compliance Report represent long-standing issues for which ProTen are actively pursuing corrective actions, including several actions that have previously been highlighted in the Independent Environmental Audit (IEA) undertaken by IEMA in January 2023 and the 2024 Compliance Report. In general, ProTen have demonstrated significant progress and commitment towards addressing all of the required corrective actions.

As the IEA 2023 and 2024 Compliance Reports both illustrated, a considerable number of the findings raised in this 2025 Compliance Report are related to the two borrow pits. ProTen are in the process of addressing the actions resulting from the IEA (refer **Appendix B**). The remaining non-compliances identified are generally noted as low risk. ProTen are committed to following up corrective actions to address the identified non-compliances and improve the development’s future environmental compliance performance.

All recommendations to assist ProTen improve environmental compliance and performance are included in **Table 4**.

Table 3 Compliance Reporting Summary

Compliance Status	Project Approval SSD-7704-MOD5	Total	Percentage of total conditions	Percentage of assessed conditions
Compliant	380	380	65.4%	94.76%
Non-compliant	21	21	3.61%	5.24%
Not Triggered	160	160	27.52%	n/a
Note Only	20	20	3.44%	n/a
Total Conditions	581	581	100.00%	n/a
Total assessed conditions (excluding not triggered and notes)	401	401	68.9%	100.00%

Figure 8 Compliance Summary - Assessed Conditions

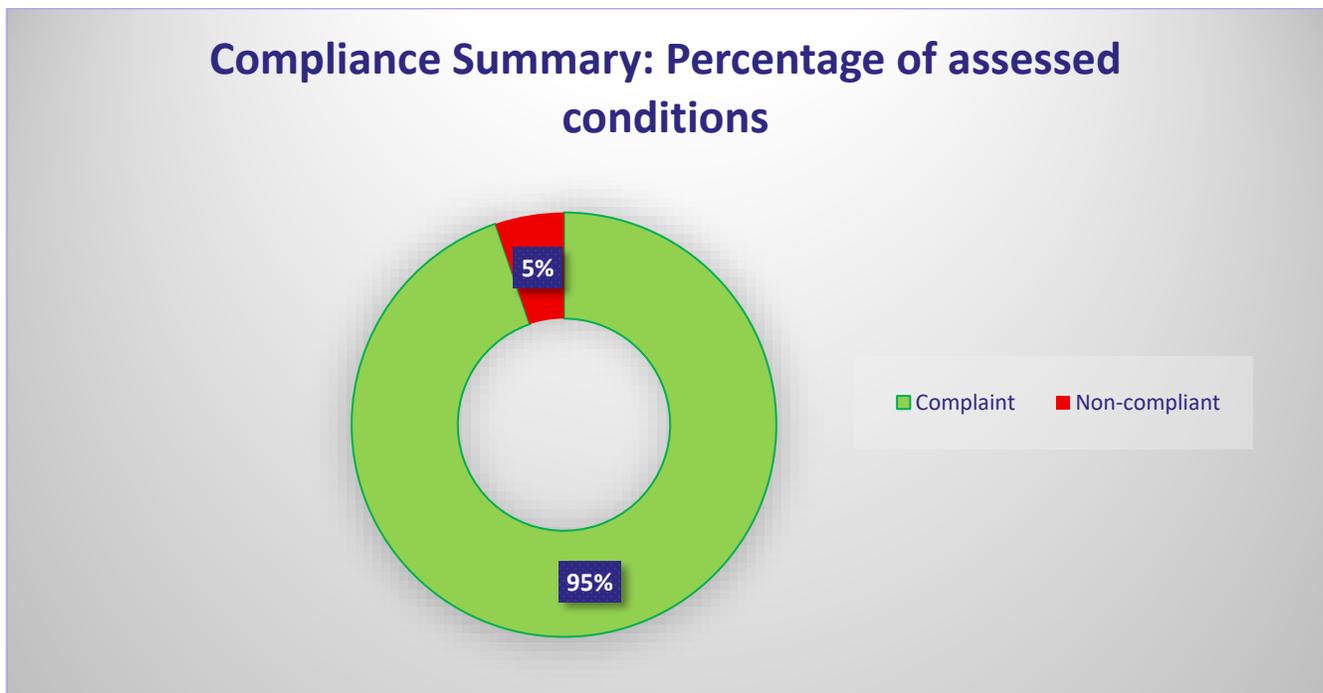


Table 4 Compliance Status Summary

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
PART A – ADMINISTRATIVE CONDITIONS						
OBLIGATION TO MINIMISE HARM TO THE ENVIRONMENT						
A1	In addition to meeting the specific performance measures and criteria in this consent, all reasonable and feasible measures must be implemented to prevent, and if prevention is not reasonable and feasible, minimise, any material harm to the environment that may result from the construction and operation of the development, and any rehabilitation required under this consent.	All	With the exception of non-compliances as noted against relevant Conditions of this 2025 Compliance Report, during the 2025 Compliance Reporting year, ProTen have implemented measures to comply with the Conditions of this Consent (as varied up to and including SSD-7704 MOD5), and have implemented all reasonable and feasible measures to prevent and minimise any harm to the environment that may result from construction, operation or rehabilitation of the development required under the Consent. However, given the identified non-compliances as noted in this checklist and report, non-compliance with Condition A1 is identified. Non-compliance previously raised for clearing outside approved footprint for southwest & north Borrow Pits are ongoing, relevant evidence of progress and current	DPHI	NIL	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
			work sighted including determination of SSD-7704-MOD5 and approval of the remediation plan for the southwest borrow pit. South western borrow pit has been remediated. However, until Water Storage Dam 1 is constructed this condition is non-compliant.			
TERMS OF CONSENT						
A2a	In compliance with the conditions of this consent.	All	With the exception of non-compliances as noted against relevant Conditions of this 2025 Compliance Report, during the 2025 Compliance Reporting year, ProTen have operated the facility in general accordance with the Conditions of this Consent, as varied up to and including SSD-7704-MOD5. However, given the identified non-compliances as noted in this checklist and report, non-compliance with Condition A2a is identified.	DPHI	NIL	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).
A2d	In accordance with the Modification.	All	As per Condition A2a.	DPHI	NIL	Refer to actions against relevant non-compliances in Table 4 and at

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
						Action Status Table (in Appendix B).
A2f	In accordance with the management and mitigation measures in 0. (Verbal advice provided by DPE indicates '0' = Appendix 2 of the Consent)	All	With the exception of non-compliances as noted against relevant as noted against relevant management and mitigation measures, during the 2025 Compliance Reporting year, ProTen have operated the facility in general accordance with the management and mitigation measures defined in Appendix 2 of the Consent, as varied up to and including SSD-7704-MOD5. However, given the identified non-compliances as noted in this checklist and report, non-compliance with Condition A2f is identified.	DPHI	NIL	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).
B1b	Is capable of continuous real-time measurement of the following parameters: air temperature, wind direction, wind speed, solar radiation, rainfall and relative humidity and any other requirements specified in the EPL.	All	Records and spreadsheets relevant to the reporting period were sighted and reviewed. A Show Cause Notice (Reference: REG-5693, Letter ID: 3510885) dated 04/12/2024 was issued following a self-report submitted to the EPA on 14/10/2024. The	DPHI / EPA		Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
			<p>report indicated that the weather monitoring station at the premises was non-operational between 23/07/2024 and 04/10/2024. This outage, which remained undetected for over 10 weeks, constituted a breach of continuous monitoring requirements.</p> <p>ProTen provided a formal response on 09/12/2024 outlining proposed corrective actions. The response included engagement with Environdata to assess the feasibility and benefits of a full replacement of the weather station. Proposed upgrades were to include technical support and automated alert notifications to designated ProTen personnel. As of the response date, no final decision regarding replacement had been confirmed.</p> <p>A Letter of Determination was received from the EPA on 07/02/2025, indicating that no regulatory action would be taken in relation to the incident.</p>			

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
			<p>Subsequent outages have been recorded on the following dates: 22/03/2025, 29/04/2025, 07/07/2025, 19/07/2025, 04/08/2025, 14/10/2025.</p> <p>All incidents have been formally communicated to the EPA via email.</p> <p>Capital expenditure approval has since been obtained for the procurement and installation of a new weather monitoring station. Delivery and installation are currently in progress.</p>			
B6	The results of the Odour Monitoring Program required by condition B4 must be submitted to the EPA within two weeks of the carrying out of each odour survey.	Operations	<p>1. Rushes Creek Odour Surveys – October 2024 – Job: 22-176 (28/10/24). Emailed to the EPA, dated 4/11/24. Monitoring occurred 14-16/10/24. Report received from Astute via email 28/10/24. Although ProTen emailed the Report to the EPA within 2 weeks of receipt, this period is longer than 2 weeks after completion of the odour monitoring (as per condition B6) this is a non-compliance.</p>	EPA	NIL	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
B18	Clean water diversions shall be constructed and stabilised prior to the commencement of earthworks at each PPU.	Construction	<p>Condition not relevant to Operations phase activities Condition not relevant to Operations Phase activities. However, non-compliance against Condition B18 was identified during Jan 2023 IEA, with corrective actions being implemented during the operational reporting period. As at the 2025 Compliance Reporting period, progress towards addressing required actions has been made, however are still being implemented.</p> <p>IEA Finding 2023: Clean water diversions present and stable at the time of the site inspection. Site erosion and sediment controls and design in CEMP and LRCE designs. Minimal evidence of stabilisation of drainage structures prior to earthworks was received. Therefore, unable to verify clean water diversions are constructed and stabilised prior to the commencement of earthworks. Note: ProTen has shown intent meet this condition by the</p>	DPHI	IEA finding response process	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
			<p>approval of DA2024-0171 and the Southwest Borrow Pit Remediation Plan. DA2024-0171 approved and allows for the non-approved borrow pit to be converted into Water Storage Dam 1 (refer ref. No. 21079-D Bath Stewart Associates). Southwest Borrow Pit Remediation Plan dated 19/04/2024' - approved by DPHI on 10 July 2024 which confirmed, the intent of the Secretary's Direction dated 05/10/23 has been met. Remediation completed.</p> <p>By having the non-approved borrow pit, clean water has not been allowed to flow around the site as per the approved Farm 2 development layout. The site is therefore potentially collecting more water than it is approved. Therefore this condition is considered non-compliant.</p>			
B20b	Be generally in accordance with the conceptual design in the EIS and RtS;	Operations	<p>See previous IEA (dated January 2023) evidence and findings ' ii) Based on evidence received, wastewater and recycled water is captured in a closed surface</p>	DPHI	IEA finding response process	Refer to actions against relevant non-compliances in Table 4 and at Action Status

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
			<p>water management system. However, runoff from unapproved Borrow Pits are not included in the development design nor the Stormwater Management System for the site. Therefore, this is a non-compliance'.</p> <p>1) Silt fencing in place to reduce flow of runoff water north of the borrow pit - sighted in photographs.</p> <p>2) Clean water diversion drain constructed during August 2022 to divert clean water away from north borrow pit. Connection for site water to drain into retention dam has been constructed. Water remains in northern borrow pit.</p> <p>Note: ProTen has shown intent meet this condition by the approval of SSD-7704 MOD5, DA2024-0171 and the South West Borrow Pit Remediation Plan. DA2024-0171 approved and allows for the illegal borrow pit to be converted into Water Storage Dam 1 (refer ref. No. 21079-D Bath Stewart Associates).</p>			Table (in Appendix B).

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
			<p>Southwest Borrow Pit Remediation Plan dated 19/04/2024¹ - approved by DPPI on 10 July 2024 which confirmed, the intent of the Secretary's Direction dated 05/10/23 has been met. Remediation completed.</p> <p>While DA2024-0171 will result in the northern borrow pit being compliant, until Water Storage Dam 1 is constructed and operational this condition is non-compliant.</p> <p>Note** A44 - Stormwater design presumed approved during construction phase.</p>			
B20c	Be in accordance with applicable Australian Standards;	Operations	As above	DPPI	IE finding response process	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).
B20f (i)	All vegetated swales and other stormwater conveyances within the controlled drainage areas are underlain by a compacted clay layer of at least 300 mm	Operations	ProTen has shown intent meet this condition by the approval of SSD-7703 MOD5, DA2024- 0171 and the Southwest Borrow Pit Remediation Plan. These approved design drawings	DPPI	IEA finding response process	Refer to actions against relevant non-compliances in Table 4 and at Action Status

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
	thickness and with a permeability of less than 1 x 10 ⁻⁹ m/s, or other material providing an equivalent barrier to percolation;		associated with these approvals demonstrate approved design and permissions to achieve compliance with this condition. Southwestern borrow pit has been remediated. However, non-compliance is identified given that works to convert the northern borrow pit into a permanent dam have not yet been completed.			Table (in Appendix B).
B22c	Detail water use, metering, disposal and management on-site;	Operations	See previous IEA dated January 2023 'Non-compliance: The Northern Borrow Pit and Southern Borrow Pit are not included in the site water management designs and is outside the approved disturbance footprint. The Northern Borrow Pit contained water during site inspection, functioning as a dam. However, there was no evidence of ProTen using the water collected in the Northern Borrow Pit'. The latest Soil and Water Management Plan – Rev 9.0 – 7/5/25, does not include the Northern Borrow Pit or Southern	DPHI	IEA finding response process	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
			<p>Borrow pit within the site water management designs. Note: ProTen has shown intent to meet this condition by the approval of SSD-7704-MOD5, DA2024-0171 and the Southwest Borrow Pit Remediation Plan. DA2024-0171 approved and allows for the illegal borrow pit to be converted into Water Storage Dam 1 (refer ref. No. 21079-D Bath Stewart Associates). South-West Borrow Pit Remediation Plan dated 19/4/24' – approved by DPHI on 10 July 2024 which confirmed, the intent of the Secretary's Direction dated 5/10/23 has been met. Remediation completed. While DA2024-0171 will result in the northern borrow pit being compliant, until Water Storage Dam 1 is constructed and operational this condition is non-compliant. Recommendation: Update the SWMP to include the remediated borrow pit and new dam in northern pit following</p>			

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
			completion of these works. (Upon approval of MOD6)			
B22f	Detail the management of wastewater streams on-site;	Operations	As per Condition B22c.	DPHI	IEA finding response process	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).
B22g (i)(a)	Surface water flows and quality;	Operations	As per Condition B22c.	DPHI	IEA finding response process	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).
B22g (i)(b)	Surface water storage and use;	Operations	As per Condition 22c.	DPHI	IEA finding response process	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).
B22g (i)(c)	Sediment basin operation;	Operations	As per Condition 22c.	DPHI	IEA finding response process	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
B22g (i)(d)	The surface water discharge point from the two main drainage lines on the site.	Operations	As per Condition 22c.	DPHI	IEA finding response process	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).
B56f (ii)	Advertising the contact details for complaints prior to and during operation, via the local newspaper and through on-site signage;	All	Community Consultation Plan dated 16 August 2024, approved by DPHI in conjunction with OEMP v2.2 dated 5 September 2024 (Appendix K). Environmental Enquiries and Complaints hotline advertised on 'Contact' page of ProTen website - verified 11/9/25. Evidence of onsite signage sighted. Ads were placed during the construction phase and prior to commencement of first shed operation - ProTen no longer advertises complaints information or contact number in the newspaper. As condition states "prior to and during operation" this is identified as a non-compliance.	DPHI	Compliance Reporting Process	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).
Appendix 1	<i>Development layout plans - Refer to figures in</i>	All	ProTen has shown intent meet this condition by the approval of	DPHI	NIL	Refer to actions against relevant

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
	<i>Consolidated Consent SSD-7704.</i>		SSD-7703 MOD5, DA2024- 0171 and the Southwest Borrow Pit Remediation Plan. These approved design drawings associated with these approvals demonstrate approved design and permissions to achieve compliance with this condition. Remediation of southwestern borrow pit completed. However, non-compliance is identified given that works to implement the approved design for the northern borrow pit to be converted to a permanent water storage dam have not yet been completed. Recommendation: Construct Dam 1 (DA2024-0171).			non-compliances in Table 4 and at Action Status Table (in Appendix B).
AP2-97	Engineered surface water management systems will be installed at each PPU to capture and manage wash down water and stormwater runoff within the PPU environs, providing long - term structural management controls throughout the life of the operation. Each system will be designed to capture	All	As per Condition B20. The Northern Borrow Pit and Southern Borrow Pits were not included in the approved site Development Plans and are outside the approved disturbance footprint. These pits had water in them during the Compliance Reporting period, indicating that they may be capturing overland runoff. SSD-7704 MOD5 and the	DPHI	NIL	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
	the runoff from 200 mm of rainfall, which is equivalent to the depth of rainfall for a 1% AEP 72 - hour event.		Southwest Borrow Pit Remediation Plan have been approved and once fully constructed / implemented will result in the northern borrow pit being compliant. Southwestern borrow pit has been remediated. However, until Water Storage Dam 1 is constructed this condition is non-compliant.			
AP2-113	Engineered surface water management systems will be installed at each PPU to capture and manage wash down water and stormwater runoff within the PPU environs, providing long - term structural management controls throughout the life of the operation. Each system will be designed to capture the runoff from 200 mm of rainfall, which is equivalent to the depth of rainfall for a 1% AEP 72 - hour event.	All	As above	DPHI	NIL	Refer to actions against relevant non-compliances in Table 4 and at Action Status Table (in Appendix B).
AP2-130	Engineered surface water management systems will be installed at each PPU to capture and manage wash down water and stormwater	Operations	As above.	DPHI	NIL	Refer to actions against relevant non-compliances in Table 4 and at Action Status

Condition of Consent Number	Compliance Requirement	Development Phase	Details of non-compliance	Reporting Agency	Formal Enforcement Action	ProTen Response
	runoff within the PPU environs, providing long - term structural management controls throughout the life of the operation.					Table (in Appendix B).

4.0 Incidents

All incidents which occurred during the reporting period are summarised in **Table 5**. **Table 5** also summarises the proposed actions resulting from incident investigations and correspondence with the relevant regulatory agencies.

Table 5 *Incidents*

Incident	Incident Description	Action
Zero (0) incidences have occurred during the reporting period.		

5.0 Complaints

Table 6 shows zero (0) complaints were documented during the reporting period.

Table 6 Complaints

Total Number of Complaints Received	Number of Complainants	Complainants	Location of Complainant	Nature of Complaint	Mitigating Measures
Zero (0) complaints received during the reporting period.					

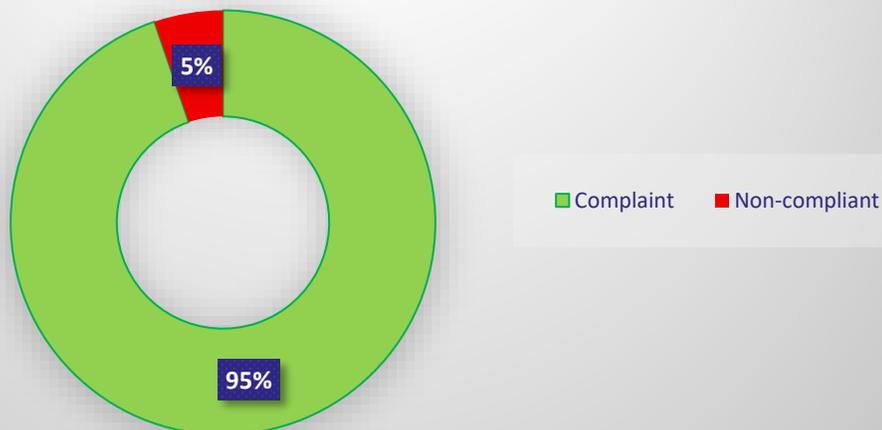
Appendix A Compliance Table

Post-Approval Compliance Report – 2025

Proponent Approval	ProTen Tamworth Poultry Production Farm SSD-7704-MOD 5
Approval Authority	Department of Planning, Housing and Infrastructure
Reviewers	Kristie Stevens
Review Period	8 September 2024 to 7 September 2025
Site Visit Dates	
Proponent’s Representatives	Graeme Attwell Graham Kirby Jae St Leon Kate Wiggins (Singh)

Compliance Status	Project Approval SSD 7704 MOD5	Total	Percentage of total conditions	Percentage of assessed conditions
Compliant	380	380	65.4%	94.76%
Non-compliant	21	21	3.61%	5.24%
Not Triggered	160	160	27.52%	n/a
Note Only	20	20	3.44%	n/a
Total Conditions	581	581	100.00%	n/a
Total assessed conditions (excluding not triggered and notes)	401	401	68.9%	100.00%

Compliance Summary: Percentage of assessed conditions



Post-Approval Compliance Report – 2025

Compliant
Non-compliant
Not triggered
Note only

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
PART A – ADMINISTRATIVE CONDITIONS				
OBLIGATION TO MINIMISE HARM TO THE ENVIRONMENT				
A1	In addition to meeting the specific performance measures and criteria in this consent, all reasonable and feasible measures must be implemented to prevent, and if prevention is not reasonable and feasible, minimise, any material harm to the environment that may result from the construction and operation of the development, and any rehabilitation required under this consent.	All	<p>With the exception of non-compliances as noted against relevant Conditions of this 2025 Compliance Report, during the 2025 Compliance Reporting year, ProTen have implemented measures to comply with the Conditions of this Consent (as varied up to and including SSD-7704-MOD5), and have implemented all reasonable and feasible measures to prevent and minimise any harm to the environment that may result from construction, operation or rehabilitation of the development required under the Consent. However, given the identified non-compliances as noted in this checklist and report, non-compliance with Condition A1 is identified.</p> <p>Noncompliance raised previously against Condition A1 in the IEA dated January 2023 are closed at the time of this 2024 Compliance Report as follows: 1) CLOSED - MOD 5 approved and implemented.</p>	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			2) CLOSED - Enforceable Undertaking approved & implemented. 3) CLOSED - MOD4, MOD5, and Southwestern Borrow Pit Remediation Plan approved. 4) CLOSED - Environmental compliance management system implemented via 'Environmental Planner'. Non-compliance previously raised for clearing outside approved footprint for southwest & north Borrow Pits are ongoing, relevant evidence of progress and current work sighted including determination of SSD-7704 MOD5 and approval of the remediation plan for the southwest borrow pit. South western borrow pit has been remediated. However, until Water Storage Dam 1 is constructed this condition is non-compliant.	
TERMS OF CONSENT				
A2	The development may only be carried out:			
A2a	In compliance with the conditions of this consent.	All	With the exception of non-compliances as noted against relevant Conditions of this 2025 Compliance Report, during the 2025 Compliance Reporting year, ProTen have operated the facility in general accordance with the Conditions of the Consent, as varied up to and including SSD-7704-MOD5. However, given the identified non-compliances as noted in this checklist and	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			report, non-compliance with Condition A2a is identified.	
A2b	In accordance with all written directions of the planning secretary.	All	<p>During the 2025 Compliance Reporting year, ProTen have operated the facility in general accordance with DPHI correspondence and written directions, identified as follows:</p> <ul style="list-style-type: none"> • 29 August 2024 – EPL 21569, s.48 variation ref 1642796 <p>Outside reporting period:</p> <ul style="list-style-type: none"> • 19 September 2024 - Letter from DPHI, ref SSD-7704-PA-72, Approval of Plan Strategy or Study: Rushes Creek Poultry Production Farm – Operational Environmental Management Plan (for approval of OEMP version 2.2, dated 5 September 2024). Includes approval of updated plans: • 24 September 2024– Letter from DPHI, ref SSD-7704-PA-82, Rushes Creek Poultry Production Farm – Compliance Report 2024 extension request • 25 November 2024 - Letter from ProTen to DPHI; Response to Rushes Creek Poultry Production Farm - Surface Water Trigger Exceedance Water Monitoring – SSD 7704 • 12 December 2024 – Letter from DPHI, ref SSD-7704-PA84, Rushes Creek Poultry Production Farm – Surface Water Management Plan – Water Quality Investigation Recommendations. 	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
A2c	In accordance with the EIS, Response to Submissions and Supplementary Response to Submissions;	All	Operations during the 2025 Compliance Reporting year are considered to have been in general compliance with Condition A2c.	Compliant
A2d	In accordance with the Modification	All	As per Condition A2a.	Non-compliant
A2e	In accordance with the Development Layout in Appendix 1; and	All	No operations have occurred outside the approved development area during the 2025 Compliance Reporting year.	Compliant
A2f	In accordance with the management and mitigation measures 0. (Verbal advice provided by DPE indicates '0' = Appendix 2 of the Consent)	All	With the exception of non-compliances as noted against relevant management and mitigation measures, during the 2025 Compliance Reporting year, ProTen have operated the facility in general accordance with the management and mitigation measures defined in Appendix 2 of the Consent, as varied up to and including SSD-7704-MOD5. However, given the identified non-compliances as noted in this checklist and report, non-compliance with Condition A2f is identified.	Non-compliant
A3	Consistent with the requirements in this consent, the Planning Secretary may make written directions to the Applicant in relation to:			
A3a	The content of any strategy, study, system, plan, program, review, audit, notification, report or correspondence submitted under or otherwise made in relation to this consent, including those that are required to be, and have been, approved by the Planning Secretary; and	All	As per Condition A2b.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
A3b	The implementation of any actions or measures contained in any such document referred to in condition A3a.	All	As per Condition A2b.	Compliant
A4	The conditions of this consent and directions of the Planning Secretary prevail to the extent of any inconsistency, ambiguity or conflict between them and a document listed in condition A2c, A2d and A2f. In the event of an inconsistency, ambiguity or conflict between any of the documents listed in condition A2c, A2d and A2f, the most recent document prevails to the extent of the inconsistency, ambiguity or conflict.	All	Management Plans and documents in Condition A2b.	Compliant
LIMITS OF CONSENT				
Lapsing				
A5	This consent lapses five years after the date from which it operates, unless the development has physically commenced on the land to which the consent applies before that date.	All	Construction commenced on Monday 30 September 2021. Operation commenced on 23 September 2022.	Compliant
Farm Operations				
A20	The applicant must ensure:			
A20a	The development does not exceed a maximum population of 3,051,000 broilers at any one time;	Operations	iLeader Batch Record Report for Rushes Creek Farm 2 - batch 119 <ul style="list-style-type: none"> • Placement Docket (sheds 1-4) – 15/3/25 (starter) – 19/4/25 (withdrawal) • Placement Dockets (sheds 5-8) – 18/3/25 (starter) – 19/4/25 (withdrawal) • Placement Dockets (sheds 9-12) – 20/3/25 (starter) – 19/4/25 (withdrawal) 	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			<ul style="list-style-type: none"> Placement Dockets (sheds 13-15) – 21/3/25 (starter) – 19/4/25 (withdrawal) Placement Dockets (sheds 16-18) – 22/3/25 (starter)- 19/4/25 (withdrawal) <p>Batch Verification Schedules (daily) sighted for - 13/1/25 and 20/1/25 – compliant.</p> <p>Tracked via iLeader reports (ProTen). Also tracked through MTEC - use data to determine bird pick up to stay within 34kg/m2 limit.</p>	
A20b	The stocking densities of the development comply at all times with the RSPCA Standards (2013) specification for maximum stocking density of 34 kilograms per square metre:	Operations	As above	Compliant
A20c	The development is not populated with 3,051,000 broilers simultaneously at the commencement of each production cycle;	Operations	As above	Compliant
A20d	The maximum bird density within a shed, expressed as live bird weight, must not exceed 34 kilograms per square metre at any time;	Operations	iLeader Batch Record Report for Rushes Creek Farm 2, Batch 119 – compliant. Tracked via iLeader reports (ProTen). Also tracked through MTEC – use data to determine bird pick up to stay within 34kg/m2 limit.	Compliant
A20e	The maximum number of sheds to be populated per day is a maximum of 12 sheds.	Operations	Placement Docket – 10/7/25 – 50,490 birds – shed 01 – compliant. Placement Docket – 10/4/25 – 52,560 -shed 02 - 25,200 birds – Shed 03 – compliant.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Baiada Placement Program determines number of sheds, site operator experience, availability limits number if sheds that can be placed in a day.	
Farm Manager Accommodation				
A21	The residential dwellings for farm manager’s accommodation as described in the EIS are only to be occupied by persons employed by the Applicant, their partner and dependents in conjunction with the operation of a poultry farm for the operational life of the development and shall not be occupied or let for any other purpose.	Operations	Housing occupied by Farm Manager, Assistant Farm Manager and their families.	Compliant
A22	Upon cessation of operations of the development, the Applicant must demolish the seven farm manager dwellings associated with the development. If the cessation of operations of the development is carried out in a staged manner across the four farms (Farms 1-4), demolition of the dwellings associated with each stage must be carried out immediately upon the cessation of operations of that stage.	Demolition	Condition not relevant to Operations Phase activities	Not triggered
Concurrent Construction and Operation of Stage 1 (Farm 2)				
A22A	Concurrent construction and operation of Stage 1 (Farm 2) of the development is permitted but is limited to a maximum period of 10 months and must be carried out in accordance with the timetable detailed in Table A below, unless otherwise agreed with the Planning Secretary.	Operations	Construction commenced Monday 30 September 2021. Operation commenced 23 September 2022. Verified in IEA January 2023 and 2023 Compliance Report. No change in current Compliance Reporting Period.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status																		
	<p>Table A: Farm 2 Concurrent Construction and Operation Timetable</p> <table border="1"> <thead> <tr> <th data-bbox="297 312 421 336">Sub-Stage</th> <th data-bbox="421 312 770 336">Construction Activities</th> <th data-bbox="770 312 954 336">Operational Activities</th> </tr> </thead> <tbody> <tr> <td data-bbox="297 336 421 392">1A</td> <td data-bbox="421 336 770 392">Earthworks, northern site access road and internal roads</td> <td data-bbox="770 336 954 392">None</td> </tr> <tr> <td data-bbox="297 392 421 424">1B</td> <td data-bbox="421 392 770 424">Sheds 1 – 8 and ancillary infrastructure</td> <td data-bbox="770 392 954 424">None</td> </tr> <tr> <td data-bbox="297 424 421 456">1C</td> <td data-bbox="421 424 770 456">Sheds 9 – 12</td> <td data-bbox="770 424 954 456">Sheds 1 – 8</td> </tr> <tr> <td data-bbox="297 456 421 488">1D</td> <td data-bbox="421 456 770 488">Sheds 13 – 16</td> <td data-bbox="770 456 954 488">Sheds 1 – 12</td> </tr> <tr> <td data-bbox="297 488 421 520">1E</td> <td data-bbox="421 488 770 520">Sheds 17 - 18</td> <td data-bbox="770 488 954 520">Sheds 1 – 16</td> </tr> </tbody> </table>	Sub-Stage	Construction Activities	Operational Activities	1A	Earthworks, northern site access road and internal roads	None	1B	Sheds 1 – 8 and ancillary infrastructure	None	1C	Sheds 9 – 12	Sheds 1 – 8	1D	Sheds 13 – 16	Sheds 1 – 12	1E	Sheds 17 - 18	Sheds 1 – 16			
Sub-Stage	Construction Activities	Operational Activities																				
1A	Earthworks, northern site access road and internal roads	None																				
1B	Sheds 1 – 8 and ancillary infrastructure	None																				
1C	Sheds 9 – 12	Sheds 1 – 8																				
1D	Sheds 13 – 16	Sheds 1 – 12																				
1E	Sheds 17 - 18	Sheds 1 – 16																				
Use of Emergency Backup Diesel Generators																						
A22B	The use of the emergency backup diesel generators as the primary operational power supply for Stage 1 (Farm 2) of the development permitted is limited to a maximum period of 21 months and subject to the following restrictions:																					
A22B (a)	The 21 month period commencing from the date of the commencement of operation of the first sub-stage of the development, being poultry shed 1 – 8 (Sub-Stage 1C, as described in Table A in Condition A22A), notified to the Department under condition A23 of the consent.	Operations	<p>Operations commenced 23 September 2022. Extension for use of backup generators for maximum 21 months (i.e. until 23 June 2024) approved by DPHI as part of MOD 5 – approved 22/3/2024.</p> <p>Reticulated electricity power supply commissioned on 11/4/2024 with the certificate of compliance completed 14/6/2024.</p> <p>Evidence cited: System Control: Operating Agreement CEOF6052 dated 29/04/2024. Certificate of Electrical Compliance HV (CEO6720 dated 23 June 2021 Issue 1). Commission Test Plan Report sighted (SCR 1 - 440kVA) - 13/09/22 (inspection completed), 19/09/22 (verification completed) Commission Test Plan Report sighted (SCR 2 - 440kVA) - 13/09/22 (inspection completed) - 19/09/22 (verification completed) Commission Test Plan Report sighted (45 SCR</p>	Compliant																		

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			System) - 13/09/22 (inspection completed) - 19/09/22 (verification completed)	
A22B (b)	No more than two 440 kVA emergency backup diesel generators at Farm 2 and one 45 kVA emergency backup diesel generator at the Namoi River water supply pump operating at any one time during the 21 month period.	Operations	Site inspection - generators installed as per condition of Consent. Commission Test Plan Report sighted (SCR 1 - 440kVA) - 13/09/22 (inspection completed), 19/09/22 (verification completed) Commission Test Plan Report sighted (SCR 2 - 440kVA) - 13/09/22 (inspection completed) - 19/09/22 (verification completed) Commission Test Plan Report sighted (45 SCR System) - 13/09/22 (inspection completed) - 19/09/22 (verification completed)	Compliant
A22B (c)	Any diesel generator that operates for a period of more than 200 hours or more per year must comply with the nitrogen oxide emission limits specified in Schedule 4 of the Protection of the Environment Operations (Clean Air) Regulation 2021.	Operations	NOx scrubbers fitted to generators, generators monitor Nox levels, preset to alert if Nox outside present parameters that are set within required limit. Alarm goes to Site Manager & main PC. No alarms recorded.	Compliant
A22C	In the event an alternate primary operational power supply is not commissioned by the end of the 21 month period specified in condition A22B(a), the applicant must completely destock all poultry sheds prior to the conclusion of the 21 month period and not place another batch of broilers in any shed at the development until one of the following has been satisfied:			
A22C (a)	The originally planned reticulated electricity power supply via the extension of Essential Energy's overhead infrastructure from Manilla to the development site has been installed and commissioned, or	Operations	Reticulated electricity supply commissioned on 11/4/2024 with the certificate of compliance completed on 14/6/2024.	Compliant
A22C (b)	An alternate primary operational power supply (such as an off-grid solar/battery system) has been	Operation	MOD 4 included removal of alternative power supply due to scheduled installation of	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	approved, installed and commissioned to the satisfaction of the Planning Secretary.		permanent overhead power supply by Essential energy – approved by DPHI 22/9/2023.	
Note:	Condition A22C (b) does not preclude the requirement for the Applicant to seek the appropriate approvals/consent for any alternative primary operational power supply for the development.			Note only
A22D	Notwithstanding condition A22B above, in the event the reticulated electricity power supply via the extension of Essential Energy’s overhead infrastructure from Manilla to the development site has been installed and commissioned prior to the conclusion of the 21 month period, the Applicant must connect to the reticulated electricity supply as soon as practicable following the commissioning of this infrastructure,.	Operations	As per Condition A22B.	Compliant
A22E	The Applicant must ensure the flooring of all poultry sheds is constructed using an impermeable material in accordance with the Department of Primary Industry’s Best Practice Management for Meat Chicken Production in NSW (2012), being limited to wither concrete or a cement treated base with an asphalt overlay top coated with a polymer sealant, as described in the report prepared by Agribix dated 12 April 2023, Appendix D of the Modification Report for SSD-7704-Mod-4.	Construction	Farm 2 poultry shed flooring has been constructed as per the approved alternate construction design (i.e. polymer sealed asphalt top layer over a cement treated base of aggregate). Sheds at Farms 1, 3 and 4 to be constructed utilising the approved alternate construction design.	Compliant
NOTIFICATION OF COMMENCEMENT				
A23	The date of commencement of each of the following phases of the development must be notified to the Department in writing, at least one month before that date:			

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
A23a	Construction.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
A23b	Operation.	Operations	Verified in IEA January 2023 and 2023 Compliance Report. No change in current Compliance Reporting Period.	Compliant
A23c	Cessation of Operations.	Post-Operation	Condition not relevant to Operations Phase activities.	Not triggered
A24	If the construction or operation of the development is to be staged, the Department must be notified in writing at least one month before the commencement of each stage, of the date of commencement and the development to be carried out in that stage.	All	Condition not relevant to Operations Phase activities.	Not triggered
Concurrent Construction and Operation of Stage 1 (Farm 2)				
A24A	Prior to the commencement of operation of Sub-Stages 1C, 1D and 1E (as described in condition A22A), the Applicant must notify the Planning Secretary of the commencement date of the relevant sub-stage, in accordance with condition A24, and provide a report on the progress of the proposed alternate primary operational power supply arrangements for the development to the satisfaction of the Planning Secretary.	Operations	Construction commenced on Monday 30 September 2021. Operation commenced 23 September 2022. Verified in IEA January 2023 and 2023 Compliance Report. No change in current Compliance Reporting Period.	Compliant
A24B	The applicant must not commence operation of Sub-Stages 1C, 1D or 1E until the Planning Secretary has advised in writing it has approved the alternate primary operational power supply progress report submitted prior to the	Operations	As per condition A24A.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	commencement of each relevant sub-stage, as required by condition A24A.			
EVIDENCE OF CONSULTATION				
A25	Where conditions of this consent require consultation with an identified party, the Applicant must:			
A25a	Consult with the relevant party prior to submitting the subject document to the Planning Secretary for approval.	All	Community Consultation Plan last updated – 16 August 2024. Complaints form for ProTen sighted. Stage 2 consultation will be carried out as part of approvals process. SEARS submitted to date – submitted 16 September 2024.	Compliant
A25b	Provide details of the consultation undertaken including:			
A25b (i)	The outcome of that consultation, matters resolved and resolved;	All	As per condition A25a.	Compliant
A25b (ii)	Details of any disagreement remaining between the party consulted and the Applicant and how the Applicant has addressed the matters not resolved.	All	As per condition A25a.	Compliant
STAGING, COMBINING AND UPDATING STRATEGIES, PLANS OR PROGRAMS				
A26	With the approval of the Planning Secretary, the Applicant may:			
A26a	Prepare and submit any strategy, plan or program required by this consent on a staged basis (if a clear description is provided as to the specific tage and scope of the development to which the strategy, plan or program applies, the relationship of the stage to any future stages and the trigger for updating the strategy, plan or program)'	All	Evidence sighted of management plans being updated and approved by the Department as construction and operation progresses and of consultation / submission in emails / letters where required.	Compliant
A26b	Combine any strategy, plan or program required by this consent (if a clear relationship is	All	As per condition A26a.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	demonstrated between the strategies, plans or programs that are proposed to be continued);			
A26c	Update any strategy, plan or program required by this consent (to ensure the strategies, plans and programs required under this consent are updated on a regular basis and incorporate additional measures or amendments to improve the environmental performance of the development).	All	As per condition A26a.	Compliant
A27	If the Planning Secretary agrees, a strategy, plan or program may be staged or updated without consultation being undertaken with all parties required to be consulted in the relevant condition in this consent.	All	Based on evidence, not triggered.	Not triggered
A28	If approved by the Planning Secretary, updated strategies, plans or programs supersede the previous versions of them and must be implemented in accordance with the condition that requires the strategy, plan or program.	All	Based on evidence, relevant documents have been updated and implemented as required.	Compliant
PROTECTION OF PUBLIC INFRASTRUCTURE				
A29	Before the commencement of construction, the Applicant must:			
A29a	Consult the relevant owner and provider of services that are likely to be affected by the development to make suitable arrangements for access to, diversion, protection and support of the affected infrastructure;	Construction	Condition not relevant to Operations Phase activities.	Not triggered
A30	Unless the Applicant and the applicable authority agree otherwise, the Applicant must:			
A30a	Repair, or pay the full costs associated with repairing, any public infrastructure that is damaged by carrying out the development; and	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
A30b	Relocate, or pay the full costs associated with relocating, any public infrastructure that needs to be relocated as a result of the development.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
DEMOLITION				
A31	All demolition must be carried in accordance with Australian Standard AS 2601-2001 The Demolition of Structures (Standards Australia, 2001.)	Demolition	Condition not relevant to Operations Phase activities.	Not triggered
STRUCTURAL ADEQUACY				
A32	All new buildings and structures, and any alterations or additions to existing buildings and structures, that are part of the development, must be constructed in accordance with the relevant requirements of the BCA.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Note:	<ul style="list-style-type: none"> Under part 6 of the EP&A Act, the Applicant is required to obtain construction and occupation certificates for the proposed building works Part 8 of the EP&A Regulation sets out the requirements for the certification of the development. 			Note only
SUBDIVISION				
A33	Prior to the issue of a Subdivision Certificate, detailed work-as-executed drawings shall be prepared and signed by a Registered Surveyor, which show the finished surface levels of the access road, internal roads, drainage and any areas of fill, carried out under this consent. The work-as-executed drawing must be submitted to the certifier and Council prior to the issue of a Subdivision Certificate.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
A34	Prior to the issue of a Subdivision Certificate, the Applicant must provide to the Certifier evidence	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	that all matters required to be registered on title, including easements, have been lodged for registration or registered at the Land Registry Services.			
A35	Prior to the issue of a Subdivision Certificate, a certificate from an electricity and telecommunications provider must be submitted to the Certifier certifying that satisfactory service arrangements to the site have been established.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
A36	The Applicant is required to undertake the subdivision to ensure that each farm and the associated manager’s accommodation are wholly contained within its own allotment. Evidence of lodgment with the Land Titles Office is to be submitted to the Certifier prior to the issue of any Occupation Certificate for the development.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
A37	The external walls of all buildings including additions to existing buildings must comply with the relevant requirements of the BCA.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
A38	Prior to the use of:			
A38a	Any Construction Certificate relating to the construction of external walls (including the installation of finishes and claddings such as synthetic or aluminium composite panels); and	Construction	Condition not relevant to Operations Phase activities.	Not triggered
A38b	An Occupation Certificate, the Applicant must provide the Certifying Authority with documented evidence that the products and systems proposed for use or used in the construction of external walls (including finishes and claddings such as	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	synthetic or aluminium composite panels) comply with the requirements of the BCA.			
A39	The Applicant must provide a copy of the documentation given to the Certifier under condition A38 to the Planning Secretary within seven days after the Certifier accepts it.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
COMPLIANCE				
A40	The Applicant must ensure that all of its employees, contractors (and their sub-contractors) are made aware of, and are instructed to comply with, the conditions of this consent relevant to activities they carry out in respect of the development.	All	New Employee Induction Handbook – PRT-P&P-HR-023 – Version 4.1 – 11/3/2025. Contractor Induction via Online Induct.	Compliant
CONTRIBUTIONS TO COUNCIL				
A41	Before the issue of a construction certificate for any part of the development, a contribution under section 7.12 of the EP&A Act of \$579,580.00 (adjusted on a quarterly basis (from the date of this consent), to account for movements in the Australian Bureau of Statistics Consumer Price Index – Building Construction (NSW)), must be paid to Council in accordance with the Tamworth Regional Council Section 7.12 (formerly S94A) Development Contributions Plan 2013 to cater for the increased demand to community infrastructure. The amount payable to Council may be varied, subject to the approval of Council in writing.	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
Note:	<i>The Tamworth Regional Council Section 7.12 (formerly 94A) Development Contributions Plan may be viewed at www.tamworth.nsw.gov.au or a copy may be inspected at Council's Administration Centre during normal business hours .</i>			Note only
OPERATION OF PLANT AND EQUIPMENT				
A42	All plant and equipment used on site, or to monitor the performance of the development, must be:			
A42a	Maintained in a proper and efficient condition; and	All	Vehicle & Equipment Pre-start Checklists sighted – 13/8/25 and 27/8/25 – compliant. Batch Verification Schedules (daily) sighted for - 13/1/25 and 20/1/25 – compliant. Weekly Shed Records – Batch 117,118 – compliant. Site Environmental Inspection Checklist – 19/6/25 – compliant. Generators sighted and well maintained. Checklists, Pre-starts and Inspection records maintained through online Lucidity System. Issues identified are fixed immediately or managed for repair/maintenance by Farm Manager. Farm Manager raises Purchase Orders. Purchase Orders are tracked as planned/unplanned in the Maintenance Budget and reviewed by Regional Management on a monthly basis.	Compliant
A42b	Operated in a proper and efficient manner.	All	As above. Staff are trained in proper use of plant and equipment via iLeader training. Sighted TR5 report – 28/5/25 – compliant.	Compliant
UTILITIES AND SERVICES				

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
A43	Before the construction of any utility works associated with the development, the Applicant must obtain relevant approvals from service providers.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
WORKS AS EXECUTED PLANS				
A44	Before the issue of the relevant Occupation Certificate, works-as-executed drawings signed by a registered surveyor demonstrating that the stormwater drainage and finished ground levels have been constructed as approved, must be submitted to the Principal Certifier.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
APPLICABILITY OF GUIDELINES				
A45	References in the conditions of this consent to any guideline, protocol, Australian Standard or policy are to such guidelines, protocols, Standards or policies in the form they are in as at the date of this consent.	All	Noted and Compliant. Reference to applicable standards, guidelines in project documentation, management plans and the compliance reviews.	Compliant
A46	However, consistent with the conditions of this consent and without altering any limits or criteria in this consent, the Planning Secretary may, when issuing directions under this consent in respect of ongoing monitoring and management obligations, require compliance with an updated or revised version of such a guideline, protocol, Standard or policy, or a replacement of them.	All	As above.	Compliant
ADVISORY NOTES				
AN1	All licences, permits, approvals and consents as required by law must be obtained and maintained as required for the development. No condition of	All	SSD-7704-MOD5 approved, and evidence sighted indicating implementation of	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	this consent removes any obligation to obtain, renew or comply with such licences, permits, approvals and consents.		compliance measures by ProTen to reflect updated requirements. SSD-7704-MOD6 in progress. DA2024-0171 approved by Tamworth Regional Council on 28/8/2024 allows for the construction and operation of two dams. DA2024-0171 allows for the illegal borrow pit to be converted into Water Storage Dam1 (refer ref. No. 21079-D Bath Stewart Associates.	
PART B – ENVIRONMENTAL CONDITIONS				
AIR QUALITY				
Meteorological Monitoring				
B1	Prior to the commencement of any works on the site, and for the life of the development, the Applicant must ensure that there is a suitable meteorological station operating on the site that:			
B1a	Complies with the requirements in the latest version of EPA’s <i>Approved Methods for Sampling of Air Pollutants in New South Wales</i> (DEC, 2007) (as may be updated or replaced from time to time); and	All	Installation verified in IEA January 2023 and 2023 Compliance Report. Weather station specifications align with requirements of Conditions B1, B1a and B1b. No change to installation type during the current Compliance Reporting Period. Weather data collected and monitored daily including all parameters required by EPL 21569.	Compliant
B1b	Is capable of continuous real-time measurement of the following parameters: air temperature, wind direction, wind speed, solar radiation, rainfall and relative humidity and any other requirements specified in the EPL.	All	Records and spreadsheets relevant to the reporting period were sighted and reviewed. A Show Cause Notice (Reference: REG-5693, Letter ID: 3510885) dated 04/12/2024 was	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			<p>issued following a self-report submitted to the EPA on 14/10/2024. The report indicated that the weather monitoring station at the premises was non-operational between 23/07/2024 and 04/10/2024. This outage, which remained undetected for over 10 weeks, constituted a breach of continuous monitoring requirements.</p> <p>ProTen provided a formal response on 09/12/2024 outlining proposed corrective actions. The response included engagement with Environdata to assess the feasibility and benefits of a full replacement of the weather station. Proposed upgrades were to include technical support and automated alert notifications to designated ProTen personnel. As of the response date, no final decision regarding replacement had been confirmed. A Letter of Determination was received from the EPA on 07/02/2025, indicating that no regulatory action would be taken in relation to the incident.</p> <p>Subsequent outages have been recorded on the following dates: 22/03/2025, 29/04/2025, 07/07/2025, 19/07/2025, 04/08/2025, 14/10/2025.</p> <p>All incidents have been formally communicated to the EPA via email.</p>	

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Capital expenditure approval has since been obtained for the procurement and installation of a new weather monitoring station. Delivery and installation are currently in progress.	
Dust Minimisation				
B2	The Applicant must take all reasonable steps to minimise dust generated during all works authorised by this consent.	All	Roads sighted – roadways appear to be in good condition. Site Environmental Checklist completed – 19/6/25 – includes inspections of dust.	Compliant
B3	During construction, the Applicant must ensure that:			
B3a	Exposed surfaces and stockpiles are suppressed by regular watering.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B3b	All trucks entering or leaving the site with loads have their loads covered.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B3c	Trucks associated with the development do not track dirt onto the public road network.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B3d	Public roads used by these trucks are kept clean.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B3e	Land stabilisation works are carried out progressively on site to minimise exposed surfaces.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Air Quality Management Plan				
B4	Prior to the commencement of operation, the Applicant must prepare an Air Quality Management Plan (AQMP) to the satisfaction of the Planning Secretary. The AQMP must form part of the OEMP required by condition C5. The AQMP must:			
B4a	Be prepared by a suitably qualified and experienced person(s) in consultation with the EPA.	Operations	AQMP completed by Astute Environmental Consulting.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			AQMP dated 28 June 2024, version R1-6 approved by DPHI as part of the OEMP on 17/9/2024.	
B4b	Detail and rank all emissions from all sources of the development, including particulate emissions.	Operations	As per B4a.	Compliant
B4c	Describe a program that is capable of evaluating the performance of the operation and determining compliance with key performance indicators.	Operations	As per B4a.	Compliant
B4d	Identify the control measures that will be implemented for each emission source.	Operations	As per B4a.	Compliant
B4e	Nominate the following for each of the proposed controls:			
B4e (i)	Key performance indicator.	Operations	As per B4a.	Compliant
B4e (ii)	Monitoring method.	Operations	As per B4a.	Compliant
B4e (iii)	Location, frequency and duration of monitoring.	Operations	As per B4a.	Compliant
B4e (iv)	Record keeping.	Operations	As per B4a.	Compliant
B4e (v)	Complaints register.	Operations	As per B4a.	Compliant
B4e (vi)	Response procedures.	Operations	As per B4a.	Compliant
B4e (vii)	Compliance monitoring.	Operations	As per B4a.	Compliant
B4f	Include an odour monitoring program which must:			
B4f (i)	Be carried out by a suitably qualified and experienced person(s) approved in writing by the EPA;	Operations	Letter seeking EPA approval for Astute Environmental to undertake Odour Monitoring endorsed in writing by the EPA 15/9/2022.	Compliant
B4f (ii)	Be carried out at least once per production cycle during the following periods, under odour enhancing meteorological and stocking conditions: a. 1 February – 30 May inclusive; and	Operations	During the reporting period the following odour monitoring reports were completed: 1. Rushes Creek Odour Surveys – October 2024 – Job: 22-176 (28/10/2024)	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	b. 1 September – 30 November		2. Rushes Creek Odour Surveys – February 2025 – Job: 22-176 (6/3/2025)	
B4f (iii)	Target times that present an increased risk of odour emissions that might impact surrounding sensitive receptors (i.e. periods of peak stocking density in the sheds on the farm, and periods when receptors are most likely to be home) and when meteorological conditions are most likely to transport odour emissions towards receptor locations; and	Operations	Targets times as outlined in reports: The survey period was selected to fit in with existing workloads and to be performed in the leadup to first thin (i.e. near peak density). This means that the survey period was not predefined in advance beyond being near to peak density. 1. Bird Age at 14/10/24 Shed 1 – 32 days 2. Bird Age at 17/2/25 Shed 1 – 35 days	Compliant
B4f (iv)	Be implemented for a period of at least two years from the commencement of operation, or as otherwise agreed to by the Planning Secretary.	Operations	On 29 May 2025, DPHI and EPA confirmed the existing Stage 1 operations are compliant with s.129 of the Protection of the Environment Operations Act 1997 (POEO Act). As such, approved to cease the Odour Monitoring Program for Stage 1 of the development (Farm 2), pursuant to Condition B5(c) of the consent.	Compliant
B5	The Applicant must:			
B5a	Not commence operation until the Air Quality Management Plan required by condition B4 is approved by the Planning Secretary;	Operations	AQMP approved prior to operation as outlined in Condition B4a.	Compliant
B5b	Implement the most recent version of the Air Quality Management Plan approved by the Planning Secretary for the duration of the development; and	Operations	AQMP implemented via OEMP. Evidence of monitoring results sighted during compliance review as per B4f (ii)	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B5c	Not cease the Odour Monitoring Program required by condition B4(f) without the approval of the Planning Secretary.	Operations	On 29 May 2025, DPHI and EPA confirmed the existing Stage 1 operations are compliant with s.129 of the Protection of the Environment Operations Act 1997 (POEO Act). As such, approved to cease the Odour Monitoring Program for Stage 1 of the development (Farm 2), pursuant to Condition B5(c) of the consent.	Compliant
Note:	<i>The odour monitoring program will be reviewed by the EPA at the completion of two years. At the completion of the review, the EPA will determine if it is appropriate for the program to continue, cease or if additional odour mitigation measures are required at the premises.</i>			Note only
B6	The results of the Odour Monitoring Program required by condition B4 must be submitted to the EPA within two weeks of the carrying out of each odour survey.	Operations	<p>1. Rushes Creek Odour Surveys – October 2024 – Job: 22-176 (28/10/2024). Emailed to the EPA, dated 4/11/24. Monitoring occurred 14-16/10/24. Report received from Astute via email 28/10/24. Although ProTen emailed the Report to the EPA within the 2 weeks of receipt, this period is longer than 2 weeks after completion of the odour monitoring (as per condition B6) this is a non-compliance.</p> <p>2. Rushes Creek Odour Surveys – February 2025 – Job: 22-176 (6/3/2025). Emailed to EPA, dated 10/3/25. Monitoring occurred 17-19/2/25. Report received from Astute via email 6/3/25. Although ProTen emailed the Report to the EPA within the 2 weeks of receipt, this period is longer than 2 weeks after completion of the odour monitoring (as</p>	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			per condition B6). A formal extension was requested by ProTen on behalf of Astute. As this report was submitted during the extension period, this is considered to be compliant.	
B7	Should the Odour Monitoring Program required by condition B4 reveal that offensive odour is impacting surrounding sensitive receptors during normal operating conditions, the EPA may require the Applicant to implement odour mitigation technologies.	Operations	No impacts to surrounding sensitive receptors during normal operating conditions were detected during the odour monitoring program.	Compliant
Odour Management				
B8	The Applicant must ensure the development does not cause or permit the emission of any offensive odour (as defined in the POEO Act).	All	Odour Monitoring. Complaints registered. No odour related complaints during the reporting period.	Compliant
B9	The development must be designed, constructed, operated and maintained in a manner that does not preclude the retrofit of air quality (including odour) emissions controls and management measures including, but not limited to, stacks to vertically exhaust emissions from the tunnel ventilation fans at height and odour abatement measures such as scrubbers.	All	As per B8.	Compliant
TRAFFIC AND ACCESS				
Construction Traffic Management Plan				
B10	Prior to the commencement of construction, the Applicant must prepare a Construction Traffic Management Plan for the development to the satisfaction of the Planning Secretary. The plan must form part of the CEMP required by condition C2 and must:			

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B10a	Be prepared by a suitable qualified and experienced person(s);	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B10b	Be prepared in consultation with Council and Transport for NSW;	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B10c	Detail the measures that are to be implemented to ensure road safety and network efficiency during construction;	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B10d	Detail heavy vehicle routes, access and parking arrangements;	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B10e	Include a Driver Code of Conduct to:			
B10e (i)	Minimise the impacts of earthworks and construction on the local and regional road network;	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B10e (ii)	Minimise conflicts with other road users;	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B10e (iii)	Minimise road traffic noise; and	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B10e (iv)	Ensure truck drivers use specified routes;	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B10f	Include a program to monitor the effectiveness of these measures; and	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B10g	If necessary, detail procedures for notifying residents and the community (including local schools), of any potential disruptions to routes.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B11	The Applicant must:			
B11a	Not commence construction until the Construction Traffic Management Plan required by condition B10 is approved by the Planning Secretary; and	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B11b	Implement the most recent version of the Construction Traffic Management Plan approved by the Planning Secretary for the duration of construction.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B11A	Prior to the commencement of installation of the solar arrays at the Namoi River water pump, the Applicant must update the Construction Traffic Management Plan to the satisfaction of the Planning Secretary.	Construction	Appendix A of the CEMP – dated 16/8/24. CTMP v5 – dated July 2024 Section 4.3 indicates that the CTMP has been reviewed or updated in accordance with requirements of Condition B11A. Note: This condition had been recorded in the 2024 Compliance Report as non-compliant however, was compliant at the time of the review. Appendix A of the current Approved CEMP – Revision v5 16/8/24 - Construction Traffic Management Plan version – v5 July 2024 section 4.3 includes installation of the solar arrays at the Namoi River water pump.	Compliant
Parking				
B12	The Applicant must provide sufficient parking facilities on-site, including for heavy vehicles and for site personnel, to ensure that traffic associated with the development does not utilise public streets.	All	Adequate onsite parking is provided	Compliant
Operating Conditions				
B13	The Applicant must ensure:			
B13a	Internal roads, driveways and parking (including grades, turn paths, sight distance requirements, aisle widths, aisle lengths and parking bay	All	Operational controls implemented via OEMP, dated 5/9/2024, rev 2.2.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	dimensions) associated with the development are constructed and maintained in accordance with the latest version of <i>AS 2890.1:2004 Parking facilities Off- street car parking</i> (Standards Australia, 2004) and <i>AS 2890.2:2002 Parking facilities Off-street commercial vehicle facilities</i> (Standards Australia, 2002);		Operational Driver Code of Conduct incorporated into OEMP – 26/6/24. Signed forms by various Multiquip employees 24/9/24 – indicating communication of requirements to heavy vehicle drivers. Site Environmental Checklists completed – sighted 19/6/25 includes checks of truck loads entering and leaving site, checks of unsealed roads, laydown areas and vehicle parking areas and vehicles adhering to speed limits.	
B13b	The swept path of the longest vehicle entering and exiting the site, as well as manoeuvrability through the site, is in accordance with the relevant AUSTROADS guidelines;	All	As per B13a.	Compliant
B13c	The development does not result in any vehicles queuing on the public road network.	All	As per B13a.	Compliant
B13d	Heavy vehicles and bins associated with the development are not parked on local roads or footpaths in the vicinity of the site;	All	As per B13a.	Compliant
B13e	All vehicles are wholly contained on site before being required to stop;	All	As per B13a.	Compliant
B13f	All loading and unloading of materials is carried out on-site.	All	As per B13a.	Compliant
B13g	All trucks entering or leaving the site with loads have their loads covered and do not track dirt onto the public road network.	All	As per B13a.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B13h	The proposed turning areas in the car park are kept clear of any obstacles, including parked cars, at all times.	All	As per B13a.	Compliant
B13i	The transportation of birds, feedstock and waste materials to and from the development are restricted to Rushes Creek Road from the Oxley Highway.	All	As per B13a.	Compliant
Operational Driver Code of Conduct				
B14	Prior to the commencement of operation, the Applicant must prepare a Driver Code of Conduct. The Driver Code of Conduct must form part of the OEMP required by condition C6 and be prepared in accordance with condition C1. The Code of Conduct should include but not limited to:			
B14a	Map of the primary transport route/s highlighting critical locations;	Operations	Driver Code Conduct that addresses requirements of Condition B14 has been incorporated and implemented into OEMP v2.2 dated 5 September 2024, including Driver Code of Conduct, SLR dated 26 June 2024.	Compliant
B14b	Safety initiatives for transport through residential areas and/or school zones;	Operations	As per B14a.	Compliant
B14c	Measures to ensure vehicles used for the transportation of birds use the Oxley Highway and Rushes Creek Road only;	Operations	As per B14a.	Compliant
B14d	An induction process for vehicle operators and regular toolbox meetings;	Operations	As per B14a.	Compliant
B14e	A complaints resolution and disciplinary procedure;	Operations	As per B14a.	Compliant
B14f	A directive to drivers to slow down and provide right-of-way to any livestock and/or farm machinery on the transport routes; and	Operations	As per B14a.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B14g	A directive to drivers to avoid the use of compression braking along Rushes Creek Road.	Operations	As per B14a.	Compliant
B15	The Applicant must:			
B15a	Not commence operation until the Driver Code of Conduct required by condition B14 has been approved by the Planning Secretary; and	Operations	As per B14a.	Compliant
B15b	Implement the most recent version of the Driver Code of Conduct approved by the Planning Secretary for the duration of the development.	Operations	As per B14a.	Compliant
SOIL, WATER QUALITY AND HYDROLOGY				
Imported Soil				
B16	The Applicant must:			
B16a	Ensure that only VENM, ENM, or other material approved in writing by EPA is brought onto the site;	All	No imported soil or other site fill materials required for site operations.	Not triggered
B16b	Keep accurate records of the volume and type of fill to be used; and	All	As per B16a.	Not triggered
Erosion and Sediment Control				
B17	Prior to the commencement of any construction or other surface disturbance the Applicant must install and maintain suitable erosion and sediment control measures on-site, in accordance with the relevant requirements of the <i>Managing Urban Stormwater: Soils and Construction - Volume 1: Blue Book</i> (Landcom, 2004) guideline and the Erosion and Sediment Control Plan included in the CEMP required by condition C2.	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B18	Clean water diversions shall be constructed and stabilised prior to the commencement of earthworks at each PPU.	Construction	<p>Condition not relevant to Operations Phase activities. However, non-compliance against Condition B18 was identified during Jan 2023 IEA, with corrective actions being implemented during the operational reporting period. As at the 2025 Compliance Reporting period, progress towards addressing required actions has been made, however are still being implemented.</p> <p>IEA Finding 2023: Clean water diversions present and stable at the time of the site inspection. Site erosion and sediment controls and design in CEMP and LRCE designs. Minimal evidence of stabilisation of drainage structures prior to earthworks was received. Therefore, unable to verify clean water diversions are constructed and stabilised prior to the commencement of earthworks.</p> <p>Note: ProTen has shown intent meet this condition by the approval of DA2024-0171 and the Southwest Borrow Pit Remediation Plan. DA2024-0171 approved and allows for the non-approved borrow pit to be converted into Water Storage Dam 1 (refer ref. No. 21079-D Bath Stewart Associates). South-West Borrow Pit Remediation Plan dated 19/04/2024' - approved by DPHI on 10</p>	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			<p>July 2024 which confirmed, the intent of the Secretary's Direction dated 05/10/23 has been met. Remediation completed.</p> <p>By having the non-approved borrow pit, clean water has not been allowed to flow around the site as per the approved Farm 2 development layout. The site is therefore potentially collecting more water than it is approved. Therefore, this condition is considered non-compliant.</p>	
Discharge Limits				
B19	The development must comply with section 120 of the POEO Act, which prohibits the pollution of waters, except as expressly provided for in an EPL.	All	Site drainage separates clean stormwater from stormwater generated within the operational areas. Site sheds are managed to prevent runoff of wash waters or wastes outside the shed footprint, i.e. largely 'dry' processes used to remove spent bedding materials and minimal water used for washing and sanitising sheds to prevent runoff.	Compliant
Stormwater Management System				
B20	Prior to the commencement of operation, the Applicant must design, install and operate a stormwater management system for the development. The system must:			
B20a	Be designed by a suitably qualified and experienced person(s);	Operations	See previous IEA (dated January 2023) evidence and findings ' ii) Based on evidence received, wastewater and recycled water is captured in a closed surface water management system.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B20b	Be generally in accordance with the conceptual design in the EIS and RtS;	Operations	<p>See previous IEA (dated January 2023) evidence and findings ' ii) Based on evidence received, wastewater and recycled water is captured in a closed surface water management system. However, runoff from unapproved Borrow Pits are not included in the development design nor the Stormwater Management System for the site. Therefore, this is a non-compliance'.</p> <p>1) Silt fencing in place to reduce flow of runoff water north of the borrow pit - sighted in photographs.</p> <p>2) Clean water diversion drain constructed during August 2022 to divert clean water away from north borrow pit.</p> <p>Connection for site water to drain into retention dam has been constructed. Water remains in northern borrow pit.</p> <p>Note: ProTen has shown intent meet this condition by the approval of SSD-7704 MOD5, DA2024-0171 and the Southwest Borrow Pit Remediation Plan. DA2024-0171 approved and allows for the illegal borrow pit to be converted into Water Storage Dam 1 (refer ref. No. 21079-D Bath Stewart Associates). South-West Borrow Pit Remediation Plan dated 19/04/2024' - approved by DPHI on 10 July 2024 which confirmed, the intent of the Secretary's</p>	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Direction dated 05/10/23 has been met. Remediation completed. While DA2024-0171 will result in the northern borrow pit being compliant, until Water Storage Dam 1 is constructed and operational this condition is non-compliant. Note** A44 - Stormwater design presumed approved during construction phase.	
B20c	Be in accordance with applicable Australian Standards;	Operations	See condition B20b.	Non-compliant
B20d	Ensure that the system capacity has been designed in accordance with Australian Rainfall and Runoff (Engineers Australia, 2016) and Managing Urban Stormwater: Council Handbook (EPA, 1997) guidelines;	Operations	See previous IEA (dated January 2023) evidence and findings ' ii) Based on evidence received, wastewater and recycled water is captured in a closed surface water management system.	Compliant
B20e	Divert existing clean surface water around operational areas of the site and discharged into natural drainage lines in a manner that prevents scouring; and	Operations	Site drainage separates clean stormwater from stormwater generated within the operational areas. No scouring observed in association with site drainage structures.	Compliant
B20f	Be Designed by such that:			
B20f (i)	All vegetated swales and other stormwater conveyances within the controlled drainage areas are underlain by a compacted clay layer of at least 300 mm thickness and with a permeability of less than 1 x 10 ⁻⁹ m/s, or other material providing an equivalent barrier to percolation;	Operations	ProTen has shown intent meet this condition by the approval of SSD-7704-MOD5, DA2024-0171 and the Southwest Borrow Pit Remediation Plan. These approved design drawings associated with these approvals demonstrate approved design and permissions to achieve compliance with this condition. Southwestern borrow pit has been remediated. However, non-compliance is	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			identified given that works to convert the northern borrow pit into a permanent dam have not yet been completed.	
B20f (ii)	All wastewater, recycled (irrigation) and other contaminated runoff is captured in the closed surface water management system; and	Operations	All wastewater, recycled (irrigation) and other runoff is captured in the Detention Dam.	Compliant
B20f (iii)	No discharges are to occur from the detention dams for events up to the 1% AEP.	Operations	No discharges have occurred during the reporting period.	Compliant
Water Management				
B21	The detention dams at each PPU are to be inspected annually or following significant rainfall events, and desilted if required.	Operations	Site Environmental Inspection Checklist - 19/6/25 –covers inspections of management systems including drains and silt fencing (if applicable). Detention dams are inspected as part of site environmental/SHEQ inspections. Detention dam inspected – No evidence of silting sighted.	Compliant
Water Management Plan				
B22	Prior to the commencement of operation, the Applicant must prepare a Water Management Plan to the satisfaction of the Planning Secretary. The plan must form part of the OEMP required by condition C5 and must:			
B22a	Be prepared by a suitably qualified and experienced person(s).	Operations	Soil Water Management Plan was prepared by specialist consultant - Sage Environmental Services.	Compliant
B22b	Be prepared in consultation with the Department’s Water Group and the Natural Resources Access Regulator;	Operations	SEMP included consultation as required.	Compliant
B22c	Detail water use, metering, disposal and management on-site;	Operations	See previous IEA dated January 2023 'Noncompliance: The Northern Borrow Pit and Southern Borrow Pit are not included in	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			<p>the site water management designs and is outside the approved disturbance footprint. The Northern Borrow Pit contained water during site inspection, functioning as a dam. However, there was no evidence of ProTen using the water collected in the Northern Borrow Pit'.</p> <p>The latest Soil and Water Management Plan – Rev 9.0 – 7/5/25, does not include the Northern Borrow Pit or Southern Borrow pit within the site water management designs. Note: ProTen has shown intent meet this condition by the approval of SSD-7704 MOD5, DA2024-0171 and the Southwest Borrow Pit Remediation Plan. DA2024-0171 approved and allows for the illegal borrow pit to be converted into Water Storage Dam 1 (refer ref. No. 21079-D Bath Stewart Associates). South-West Borrow Pit Remediation Plan dated 19/04/2024' - approved by DPHI on 10 July 2024 which confirmed, the intent of the Secretary's Direction dated 05/10/23 has been met. Remediation completed.</p> <p>While DA2024-0171 will result in the northern borrow pit being compliant, until Water Storage Dam 1 is constructed and operational this condition is non-compliant.</p> <p>Recommendation:</p>	

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Update the SWMP to include the remediated borrow pit and new dam in northern pit following completion of these works. (Upon approval of MOD 6)	
B22d	Detail the number and location of piezometers on-site.	Operations	Included in SWMP – Rev 9.0 – 7/5/25.	Compliant
B22e	Detail the water licence requirements for the development;	Operations	Included in SWMP – Rev 9.0 – 7/5/25.	Compliant
B22f	Detail the management of wastewater streams on-site;	Operations	As per Condition B22c.	Non-compliant
B22g	Contain a Surface Water Management Plan including:			
B22g (i)	A program to monitor:			
B22g (i)(a)	Surface water flows and quality;	Operations	As per Condition B22c.	Non-compliant
B22g (i)(b)	Surface water storage and use;	Operations	As per Condition B22c.	Non-compliant
B22g (i)(c)	Sediment basin operation;	Operations	As per Condition B22c.	Non-compliant
B22g (i)(d)	The surface water discharge point from the two main drainage lines on the site.	Operations	As per Condition B22c.	Non-compliant
B22g (ii)	A trigger action and response plan (TARP) program to investigate potential adverse surface water impacts, including where surface water quality parameters exceed the Australian and New Zealand Environment Conservation Council (ANZECC) guidelines;	Operations	Included in SWMP – Rev 9.0 – 7/5/25.	Compliant
B22g (iii)	A protocol for the investigation and mitigation where the surface water impact assessment criteria has been exceeded; and	Operations	Included in SWMP – Rev 9.0 – 7/5/25.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B22h	Contain a Groundwater Management Plan, including:			
B22h (i)	Baseline data on groundwater levels and quality;	Operations	Included in SWMP – Rev 9.0 – 7/5/25.	Compliant
B22h (ii)	A program to monitor groundwater levels and quality (including nutrients and pathogens);	Operations	Included in SWMP – Rev 9.0 – 7/5/25.	Compliant
B22h (iii)	Groundwater impact assessment criteria, including trigger levels for investigating any potentially adverse groundwater impacts; and	Operations	Included in SWMP – Rev 9.0 – 7/5/25.	Compliant
B22h (iv)	A protocol for the investigation and mitigation of identified exceedances of the groundwater impact assessment criteria.	Operations	Included in SWMP – Rev 9.0 – 7/5/25.	Compliant
B22i	Contain a contingency plan for the operational water supply for the facility during extreme weather events such as heat wave or drought.	Operations	Included in SWMP – Rev 9.0 – 7/5/25.	Compliant
B23	The Applicant must:			
B23a	Not commence operation until the Water Management Plan required by condition B22 is approved by the Planning Secretary; and	Operations	As per Condition B22a.	Compliant
B23b	Implement the most recent version of the Water Management Plan approved by the Planning Secretary for the duration of the development.	Operations	As required by Schedule 2, Part B, Condition B22(b), the revised WMP must be prepared in consultation with the NSW Department of Climate Change, Energy, the Environment and Water – Water Group and the Natural Resources Access Regulator. ProTen undertook review of the SWMP in consultation with DPHI (per letter from ProTen to DPHI ProTen WMP Recommendations 25.11.24; and DPHI Response dated 12 December 2024). SWMP	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Rev 9.0 – 7/5/25, was approved by DPHI 29/5/25.	
Potable Water				
B24	Prior to the commencement of operation, the Applicant must prepare a quality assurance program (or drinking water management system) in accordance with the 'NSW Private Water Supply Guidelines' (NSW Health 2016).	Operations	Verified in Jan 2023 IEA and 2023 Compliance Report. No change during current compliance reporting period. For potable supply, the site continues to rely on potable water service provider to adhere to the NSW Private Water Supply Guidelines and the NSW Guidelines for Water Carters. Evidence of site health and safety QA sighted - Water Supply Quality Assurance Program, QA Dwellings untreated rainwater dated 31/8/22, QA Amenities, untreated rainwater dated 6/12/22.	Compliant
NOISE				
Hours of Work				
B25	The Applicant must comply with the hours detailed in Table 1, unless otherwise agreed in writing by the Planning Secretary.	All	Operations allowed 24 hours as per Consolidated Consent. Operational controls implemented via Operational Environmental Management Plan, dated 05/09/2024. Sighted personnel sign-in/sign-out records via Online Induct providing overview of working hours onsite. Rushes Creek sign in/out log sighted.	Compliant
B26	Works outside of the hours identified in condition B25 may be undertaken in the following circumstances:			
B26a	Works that are inaudible at the nearest sensitive receivers;	All	As per condition B25.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B26b	For the delivery of materials required outside these hours by the NSW Police Force or other authorities for safety reasons; or	All	Not required	Not triggered
B26c	Where it is required in an emergency to avoid the loss of lives, property or to prevent environmental harm.	All	Not required	Not triggered
Construction Noise Limits				
B27	The development must be constructed to achieve the construction noise management levels detailed in the Interim Construction Noise Guideline (DECC, 2009) (as may be updated or replaced from time to time). All feasible and reasonable noise mitigation measures must be implemented and any activities that could exceed the construction noise management levels must be identified and managed in accordance with the management and mitigation measures in 0 of this consent.	All	No noise complaints received during the reporting period.	Compliant
B28	The Applicant must ensure that noise generated by operation of the development does not exceed 35 dB(A) LAeq(15 minute) at all times (day, evening and night) at all residential receivers.	Operations	No monitoring of operational or construction noise limits was undertaken during the reporting period. However, given that noise mitigation and management measures have been implemented for operations activities, and that no noise complaints have been received for operations activities during 2024-2025 reporting period, ProTen considers that no further action against this condition to implement ongoing monitoring and verification of compliance with Condition	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			B28 is considered warranted at this time. Site environmental inspection observations have not indicated any excessive or unexpected noise from plant, equipment, vehicles etc onsite, inferring compliance with this condition.	
Note:	<i>Noise generated by the development is to be measured in accordance with the relevant procedures and exemptions (including certain meteorological conditions) of the NSW Noise Policy for Industry (EPA, 2017) (as may be updated or replaced from time to time). Refer to the plan in Appendix 1 for the location of residential sensitive receivers.</i>			
Concurrent Construction and Operation Noise Limits				
B28A	The Applicant must ensure that noise generated during concurrent construction and operation of Stage 1 (Farm 2) of the development does not exceed 40 dB(A) LAeq (15 minute) at all times (day, evening and night) at all residential receivers.	All	As per Condition B28.	Compliant
Noise Validation Monitoring				
B28B	Within the first month of Stage 1 (Farm 2) operations commencing, the Applicant must carry out noise validation monitoring. Monitoring must be carried out in accordance with the requirements of the Environment Protection Authority and the EPL, and within the following parameters:			
B28B (a)	At receptors R24 and R25 as identified in Appendix 1 of this consent.	Operations	Compliance verified in 2023 Compliance Reporting period. No change in 2024-2025 reporting period.	Compliant
B28B (b)	Within 10 days of operations commencing at Farm 2 while concurrently operating one 440 kVA diesel generator at Farm 2;	Operations	Compliance verified in 2023 Compliance Reporting period. No change in 2024-2025 reporting period.	Compliant
B28B (c)	Within 10 days of the commencement of operation of two 440 kVA diesel generators at Farm 2 concurrent with Farm 2 operations; and	Operations	Compliance verified in 2023 Compliance Reporting period. No change in 2024-2025 reporting period.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B28B (d)	During the night period as defined in the Noise Policy for Industry (EPA, 2017) for a minimum of one hour during the night.	Operations	Compliance verified in 2023 Compliance Reporting period. No change in 2024-2025 reporting period.	Compliant
Road Traffic Noise				
B29	Prior to the commencement of construction, the Applicant must prepare a Driver Code of Conduct and induction training for the development to minimise road traffic noise. The Applicant must update the Driver Code of Conduct and induction training for construction and operation and must implement the Code of Conduct for the life of the development.		Driver Code Conduct that addresses requirements of Condition B14 has been incorporated and implemented into OEMP v2.2 dated 5 September 2024, including Driver Code of Conduct, SLR v.3.0 dated 26 June 2024. OEMP approved by DPHI 19/09/2024. Signed Operational Drivers Code of Conduct forms by various Multiquip employees indicating communication of requirements to heavy vehicle drivers.	Compliant
ANIMAL WELFARE AND BIOSECURITY				
Animal Welfare				
B30	The Applicant must ensure the development complies with the relevant requirements for the welfare of livestock, particularly health, housing, watering, feeding, handling and transport, including but not limited to those contained within the latest version of:			
B30a	RSPCA Approved Farming Scheme Standards - Meat Chickens (RSPCA Australia 2013) (RSPCA Standards).	All	Site Environmental Inspection Checklist sighted – 19/6/25. Baiada pre-placement checklist inspected – 17/7/25 - compliant RSPCA Approved Farming Scheme - Meat Chicken Assessment Report evaluation assessment dated 23 Jan 2025. RSPCA Approved Farming Scheme Standard - Meat	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Chickens - August 2020. Report shows that the facility was compliant with RSPCA requirements. Baiada animal welfare requirements align with applicable standards and requirements. Facility complies with Baiada Animal Welfare & RSPCA requirements as conditions of contract. Results; 0 non-conformances, 0 observations. All categories of assessment were classified as 'low risk'.	
B30b	National Animal Welfare Standards for Livestock Processing Establishments 2nd edition (Meat and Livestock Australia, 2009);	All	As per condition B30a.	Compliant
B30c	Australian Animal Welfare Standards and Guidelines – Land Transport of Livestock (Animal Health Australia, 2012);	All	As per condition B30a.	Compliant
B30d	National Animal Welfare Standards for the Chicken Meat Industry (Barnett et al. 2008).	All	As per condition B30a.	Compliant
B30e	NSW DPI Best Practice Management for Meat Chicken Production in NSW – Manual 2 (2012);	All	As per condition B30a.	Compliant
B30f	National Farm Biosecurity Manual for Chicken Growers (ACMF, 2000);	All	As per condition B30a.	Compliant
B30g	Model Code of Practice for the Welfare of Animals – Domestic Poultry, 4th Edition (PISC, 2002);	All	As per condition B30a.	Compliant
B30h	Model Code of Practice for the Welfare of Animals, Land Transport of Poultry (PISC, 2006); and	All	As per condition B30a.	Compliant
B30i	Any other relevant document that supersedes the above.	All	As per condition B30a.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
Emergency Disposal and Biosecurity				
B31	Prior to the commencement of operation, the Applicant must prepare an Emergency Disposal and Bio-security Protocol, detailing the procedures for a biosecurity emergency including a mass mortality event, to the satisfaction of the Planning Secretary. The protocol must form part of the OEMP required by condition C5 and must:			
B31a	Be prepared in consultation with Council, EPA, DPI and other relevant public authorities;	Operations	Emergency Disposal and Biosecurity Strategy (EDBS) dated 28/06/24 addresses requirements of Condition B31 and has been incorporated and implemented into OEMP v2.2 dated 5 September 2024. (EDBS) included consultation with Biosecurity and Food Safety Unit of the Department of Primary Industries (DPI), EPA, and Tamworth Regional Council. Confirmed during 2023-2024 Compliance Review.	Compliant
B31b	Be consistent with the relevant AUSTVETPLAN manuals and supporting documents;	Operations	EDBS has been prepared in consideration of relevant AUSTVETPLAN Manuals: <ul style="list-style-type: none"> • Australian Veterinary Emergency Plan, AUSTVETPLAN, Operational Manual, Destruction of Animals (Animal Health Australia [AHA] 2015a) • Australian Veterinary Emergency Plan, AUSTVETPLAN, Operational Manual, Disposal (AHA 2015b) Verified during 2023-2024 Compliance Review.	Compliant
B31c	Describe the notification procedures;	Operations	Notification procedures are described in Section 4.1 and 4.2 of the EDBS	Compliant
B31d	Detail all transport routes to be used in a mass mortality event;	Operations	Approved heavy vehicle transport routes are shown in Figure 3 of the EDBS.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B31e	Detail any requirements to stage the mass disposal of dead livestock;	Operations	Described in Section 4.7 of the EDBS.	Compliant
B31f	Detail the burial location(s) for the disposal of dead livestock, including plans and drawings;	Operations	Described in Section 4.6 of the EDBS Appendix E - Indicative Mass Mortality Burial Plan	Compliant
B31g	Detail the measures to maintain quarantine control.	Operations	Described in Section 4.5 of the EDBS	Compliant
B31h	Detail measures to prevent ground water contamination.	Operations	Described in Section 4.7 of the EDBS	Compliant
B31i	Detail the mass mortality disposal procedures and options.	Operations	Described in Section 4 of the EDBS - Mass Mortality Strategy	Compliant
B32	The Applicant must:			
B32a	Not commence operation until the Emergency Disposal and Biosecurity Protocol required by condition B31 is approved by the Planning Secretary; and	Operations	Compliance verified in 2023 Compliance Reporting period. No change in 2024 reporting period.	Compliant
B32b	Implement the most recent version of the Emergency Disposal and Biosecurity Protocol approved by the Planning Secretary for the duration of the development.	Operations	Implement the most recent version of the Emergency Disposal and Biosecurity Protocol approved by the Planning Secretary for the duration of the development. Biosecurity Manual dated - 12/08/2022 - as per biosecurity manual wheel wash facilities to be checked and maintained regularly - evidence of these checks sighted during 2023 - 2024. 20/4/24 - Slab poured for the wheel wash. Unable to provided exact date of operation, however sprayer jets installed 2 weeks post pour date. Directional signage on site sighted	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			<p>- entrance to site there is a 'traffic flow, one way' sign clearly indicated after the wheel wash.</p> <p>Batch verification schedule form includes bird monitoring, chlorine ppm, dead bird freezer temperature, controllers and footpath monitoring. Form also includes weekly inspections of test alarms, bait stations and test generators. Batch maintenance including inspections of feeders, drinkers, lights, litter management, winches, pumps, fans, fan belt, heaters, gas tanks, cool cells, farm vehicles and water supply.</p> <p>Batch Verification Schedules (daily) sighted for - 13/1/25 and 20/1/25 – compliant.</p> <p>Ron Jones Haulage Dockets – 21/2/25 and 15/8/25 – compliant.</p>	
ABORIGINAL HERITAGE				
Aboriginal Cultural Heritage Management Plan (ACHMP)				
B33	Before the commencement of any clearing or construction works, the Applicant must prepare an ACHMP for the development. The plan must form part of the CEMP required by condition C2 and must:			
B33a	Be prepared by a suitably qualified and experienced expert in consultation with the Registered Aboriginal Parties and EES;	Construction	Implemented via the OEMP v2.2 dated 5 September 2024. ACHMP v3.7 dated 02/08/24 following incident review.	Compliant
B33b	Be submitted to the satisfaction of the Planning Secretary prior to construction of any part of the development;	Construction	As per condition B33a.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B33c	Describe the management actions for all Aboriginal sites within the development site;	Construction	As per condition B33a.	Compliant
B33d	Describe the measures to salvage the artefacts in Happy Hills-IF3, Bondah-IF1, Bondah-IF2, Bondah IF7, Bondah-IF8, Happy Hills-OS3 and Bondah OS11, including mapping, analysis and collection, and protect them in perpetuity.	Construction	As detailed in the ACHMP v.3.7 dated 2 August 2024 'An attempt to salvage Bondah-IF1 and Bondah-IF2 was completed by OzArk on 24 August 2021. These sites are now registered as 'destroyed' on AHIMS.	Compliant
B34	The Applicant must:			
B34a	Not commence construction until the Aboriginal Cultural Heritage Management Plan is approved by the Planning Secretary; and	Construction	Implemented via the OEMP v2.2 dated 5 September 2024. ACHMP v3.7 dated 02/08/24 following incident review.	Compliant
B34b	Implement the most recent version of the Aboriginal Cultural Heritage Management Plan approved by the Planning Secretary for the duration of the development.	All	ACHMP Revision 3.7, dated 2 August 2024 Inspections of Aboriginal Heritage Sites in good condition. OzArk Salvage Report for Stage 1 development, 27 July 2021 OzArk Salvage Report for Stage 2 development, August 2023 Not triggered during Stage 1 construction. Salvage report completed for Stage 1 & 2 prior to works commencing, included inspection, fencing & relocation of identified artefacts. Induction slide sighted as part of 2025 audit - includes site Aboriginal sites inspections - key heritage management measures and process for uncovering any Aboriginal items on site. Sighted show cause documentation from 12/09/24 - All commitments in the Show	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Cause Response Letter dated 27/06/2024 have been implemented.	
B35	If any item or object of Aboriginal heritage significance is identified on site:			
B35a	All work in the immediate vicinity of the suspected Aboriginal item or object must cease immediately;	All	Communicated to personnel via site inductions and monitored via site inspections. Evidence sighted including Site Environmental Inspection Checklist records retained. Site interviews and discussions indicate that no unexpected items of Aboriginal cultural heritage significance have been identified at the site in association with operations phase activities. Sighted marked areas of known finds associated with construction phase activities.	Compliant
B35b	A 10 m wide buffer area around the suspected item or object must be cordoned off; and	All	OzArk inspected the heritage sites in January 2024 and placed star pickets with signage around sites and were satisfied with that at the time of inspection.	Compliant
B36	Work in the immediate vicinity of the Aboriginal item or object may only recommence in accordance with the provisions of Part 6 of the <i>National Parks and Wildlife Act 1974</i> .	All	As per condition B35b.	Compliant
BIODIVERSITY				
B37	Prior to any clearing or construction works, the Applicant must purchase and retire 29 White Box grassy woodlands – derived grassland (PCT 1383) credits to offset the removal/ disturbance of 1.17 hectares of White Box grassy woodlands – derived	Construction	Compliance verified in 2023 Compliance Reporting period. No change in 2024 reporting period. Condition is not relevant to Operations phase activities or this reporting period.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	grassland at the site. The ecosystem credits must be retired in accordance with the requirements of EES’s Biodiversity Offsets Scheme and the Biodiversity Conservation Act 2016.			
B38	The requirement to retire ecosystem credits (see condition B37) may be satisfied by payment to the Biodiversity Conservation Fund of an amount equivalent to the number and classes of ecosystem credits, as calculated by the EES Group’s Biodiversity Offsets Payment Calculator.	Construction	As per condition B37.	Not triggered
B39	The Applicant must provide the Planning Secretary with evidence that:			
B39a	The retirement of ecosystem credits has been completed (see condition B37); or	Construction	As per condition B37.	Not triggered
B39b	A payment has been made to the Biodiversity Conservation Fund (see condition B38), prior to undertaking any clearing of native vegetation or activities that have the potential to impact upon this native vegetation.	Construction	As per condition B37.	Not triggered
HAZARDS AND RISKS				
Pre-Construction				
B40	At least one month prior to the commencement of construction of the development (except for construction of those preliminary works that are outside the scope of the hazard studies), or within such further period as the Planning Secretary may agree, the Applicant must prepare and submit for the approval of the Planning Secretary the studies set out under subsections (a) to (b) below (the pre-construction studies). Construction, other	Construction	Not triggered	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	than of preliminary works, must not commence until approval has been given by the Planning Secretary.			
B40a	A Fire Safety Study for the development. This study must cover the relevant aspects of the Department’s Hazardous Industry Planning Advisory Paper No. 2, ‘Fire Safety Study Guidelines’ and the New South Wales Government’s Best Practice Guidelines for Contaminated Water Retention and Treatment Systems (NSW HMPCC, 1994). The study must meet the requirements of Fire and Rescue NSW.	Construction	Condition not relevant to Operations Phase activities	Not triggered
B40b	A Final Hazard Analysis of the development, prepared in accordance with the Department’s Hazardous Industry Planning Advisory Paper No. 6, ‘Hazard Analysis’.	Construction	Condition not relevant to Operations Phase activities	Not triggered
Pre-commissioning				
B41	Prior to commissioning of the development, or within such further period as the Planning Secretary may agree, the Applicant must develop and implement a comprehensive Emergency Plan and detailed emergency procedures for the development. The plan must be prepared in accordance with the Department’s Hazardous Industry Planning Advisory Paper No. 1, ‘Emergency Planning’.	Operations	An Emergency Plan has been developed and implemented via the OEMP v2.2 dated 5 September 2024. Emergency Plan is dated 19/08/22. Included as Appendix I of the OEMP and details emergency procedures relevant to operations phase activities. References Fire Safety Study Rev 2, 3 April 2023, Project number 12545704, GHD Pty Ltd, which was prepared in accordance with Advisory Paper No 1 as required by Condition B41.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Emergency Plan in OEMP - last updated 19/08/22	
Further Requirements				
B42	The Applicant must store all chemicals, fuels and oils used on-site in accordance with:			
B42a	The requirements of all relevant Australian Standards; and	All	All chemicals were stored on bunded pallets within the designated chemical storage shed. Site interviews indicate spill kits are located within the storage shed as well as a laminated dangerous goods segregation chart. SDSs are located within the site office approximately 50 metres from the chemical storage shed. These are available to all staff trained to use chemicals. *Site Environmental Inspection Checklist does inspect compliance against this condition - sighted checklist dated 19/6/25.	Compliant
B42b	The NSW EPA's Storing and Handling of Liquids: Environmental Protection – Participants Handbook, if the chemicals are liquids.	All	As per condition B42a.	Compliant
B43	In the event of an inconsistency between the requirements B42(a) and B42(b), the most stringent requirement must prevail to the extent of the inconsistency.			Note only
Dangerous Goods				
B44	Dangerous goods, as defined by the Australian Dangerous Goods Code, must be stored and handled strictly in accordance with:			
B44a	All relevant Australian Standards.	All	See condition B42a.	Compliant
B44b	For liquids, a minimum bund volume requirement of 110% of the volume of the largest single stored volume within the bund; and	All	See condition B42a.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B44c	The Environment Protection Manual for Authorised Officers: Bunding and Spill Management – technical bulletin (EPA, 1997).	All	See condition B42a.	Compliant
B45	<i>In the event of an inconsistency between the requirements B44(a) to B44(c), the most stringent requirement must prevail to the extent of the inconsistency.</i>			Note only
WASTE MANAGEMENT				
Pests, Vermin and Noxious Weed Management				
B46	The Applicant must:			
B46a	Implement suitable measures to manage pests, vermin and declared noxious weeds on the site;	All	OEMP v2.2 dated 5 September 2024 - includes pest & weed management measures. Site Environmental Inspection Checklist sighted and includes pest and weed management – 19/6/25. Chemical Application and Storage Report sighted: Biosolve E, Virkon S (dates; 9-16/05/24) Chemical Application and Storage Report sighted – AG HDFs – 10/7/25 – 8:00am – 3:30pm – SDS available. Chemical Application and Storage Report sighted – Biosolve HDD – 10/7/25 – SDS available. Chemical Application and Storage Report sighted – Virkon S – 10/7/25 – SDS available.	Compliant
B46b	Inspect the site on a regular basis to ensure that these measures are working effectively, and that pests, vermin or noxious weeds are not present on site in sufficient numbers to pose an	All	As per condition B46a.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	environmental hazard, or cause the loss of amenity in the surrounding area.			
Note:	<i>For the purposes of this condition, noxious weeds are those species subject to an order declared under the Noxious Weed Act 1993.</i>			
Composting and Mortalities Onsite				
B47	Composted mortalities cannot be disposed off-site until a Specific Resource Recovery Exemption is granted by the EPA for birds composted at the site.	Operations	Mortalities are not composted onsite, Verified during site inspection in 2023 Compliance Reporting period, no change in current reporting period. Bird mortalities are kept in dead bird freezer before being collected and taken to rendering plant. Site inspection indicates inspections of bird mortality collection areas being cleaned to minimise odour.	Compliant
Waste Management				
B48	The Applicant shall not stockpile, store or utilise spent bedding material in any way within the development., other than for the composing of birds.	Operations	Removal and use of spent litter 10 January 2025 (3780 m ³ removed). Site inspection checklist 19/6/25 indicates site compliance with this condition.	Compliant
B49	Broiler mortalities shall not be disposed of to land by burial or any other methods at the site, for the life of the development, unless otherwise permitted by a relevant authority during a bio security emergency at the site.	Operations	Bird mortalities are kept in dead bird freezer before being collected and taken offsite to rendering plant.	Compliant
CONTAMINATION				
Unexpected Finds				
B50	Prior to the commencement of earthworks, the Applicant must revise the unexpected contamination procedure in consultation with the	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	Site Auditor to ensure that potentially contaminated material (including the Sheep Holding Shed) is appropriately managed. The procedure must form part of the CEMP in accordance with condition C2 and must ensure appropriate management of any material identified as contaminated.			
Site Auditor				
B50A	Prior to the commencement of earthworks for the development on site, the Applicant must engage a Site Auditor accredited under the Contaminated Land Management Act 1997 NSW Site Auditor Scheme.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Remediation				
B51	The Applicant must ensure the remediation works are undertaken by a suitably qualified and experienced consultant(s) in accordance with the approved Remedial Action Plan and relevant guidelines produced or approved under the <i>Contaminated Land Management Act 1997</i> .	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B52	Within one month of the completion of the remediation works, the Applicant must submit a validation report/letter to the Planning Secretary, which has been prepared, or reviewed and approved, by a consultant certified under either the Environment Institute of Australia and New Zealand’s Certified Environmental Practitioner (Site Contamination) scheme (CEnvP(SC)) or the Soil Science Australia Certified Professional Soil	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	Scientist Contaminated Site Assessment and Management (CPSS CSAM) scheme.			
B52A	Within six months of the completion of the remediation works and prior to the commencement of operation, the Applicant must obtain from the Site Auditor, a Site Audit Statement and a Site Audit Report. The reports must be prepared in accordance with the relevant guidelines under the CLM Act and must confirm:			
B52A (a)	The remedial works approved under this consent have been completed in accordance with the remediation objectives listed in the Remedial Action Plan; and	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B52A (b)	The site is suitable for its intended use.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
B52A additional	A copy of the final Site Audit Statement and Site Audit Report must be provided to the Planning Secretary and the EPA.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Long Term Environmental Management Plan				
B52B	The Long Term Environmental Management Plan (LTEMP) for the development must be submitted for consideration and approval by the Site Auditor, prior to the finalisation of the Site Audit Statement and Site Audit Report. The LTEMP is to:			
B52B (a)	Address all environmental impacts of the development’s construction and operational phases.	All	LTEMP (SLR Consulting) - dated 31 Jan 2024. Approved by DPHI 30/07/2024 pursuant to Condition B52B of Schedule 2. Included in OEMP v2.2 dated 5 September 2024.	Compliant
B52B (b)	Recommend any systems/controls to be implemented to minimise the potential for any adverse environmental impact(s).	All	As per condition B52B (a).	Compliant
B52B (c)	Include a surveyed drawing prepared by a registered surveyor clearly identifying the location and depth of any remaining on-site contamination.	All	Included in LTEMP as Appendix C as approved by DPHI 30/07/2024 pursuant to Condition B52B of Schedule 2.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B52B (d)	Incorporate a program for ongoing monitoring and review to ensure that the LTEMP remains contemporary with relevant environmental standards.	All	LTEMP (SLR Consulting) - dated 31 Jan 2024. Approved by DPHI 30/07/2024 pursuant to Condition B52B of Schedule 2. Included in OEMP v2.2 dated 5 September 2024.	Compliant
B52B (e)	Mechanisms to report results to the Planning Secretary and the EPA.	All	As above	Compliant
B5C	Upon completion of the Site Audit Statement and Site Audit Report, the Applicant must:			
B52C (a)	Implement the approved LTEMP;	All	Implemented via Appendix J of the OEMP.	Compliant
B52C (b)	Provide evidence to the Planning Secretary the LTEMP is listed on the relevant planning certificate for the land, issued under section 10.7 of the EP&A Act, for the development.	All	As per condition B52C (a).	Compliant
VISUAL AMENITY				
Landscaping				
B53	The Applicant must:			
B53a	Establish a vegetation screen around the perimeter of each PPU a minimum width of 40 metres prior to the commencement of operation.	All	A qualified horticulturalist visited the site on 27/10/2023 and issued an email stating the screen was generally progressing well.	Compliant
B53b	Maintain the vegetation screens on the site for the life of the development.	All	Vegetation screens maintained, horticulturalist visited site 27/10/23 - evidence sighted.	Compliant
Lighting				
B54	The Applicant must ensure the lighting associated with the development:			
B54a	Complies with the latest version of AS 4282-1997 - Control of the obtrusive effects of outdoor lighting (Standards Australia, 1997); and	All	Verified in IEA January 2023 and 2023 Compliance Report. No change in current Compliance Reporting Period.	Compliant
B54b	Is mounted, screened and directed in such a manner that it does not create a nuisance to	All	Verified in IEA January 2023 and 2023 Compliance Report. No changes for 2024-2025 compliance reporting period.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	surrounding properties or the public road network.		Complaints register - no complaints related to site lighting received.	
B54A	Prior to the commencement of installation of the solar arrays at the Namoi River water pump, the Applicant must offer further vegetation screening to the landowner of sensitive receiver R15, as identified in Appendix 1, Figure 2 of this consent. Evidence of this consultation must be provided to the Planning Secretary prior to the commencement of installation of the solar arrays at the Namoi River water pump. If further screening is requested, the Applicant must seek the views of the landowner on the species, extent and location of the screening required.	Construction	Site personnel indicated R15 was consulted during the 2023-2024 reporting period regarding a screen of the solar panels which have been fully installed and operational. Site personnel indicated R15 did not want a screen as the solar panels would not impact them.	Compliant
COMMUNITY ENGAGEMENT				
B55	The Applicant must consult with the community regularly throughout the development, including consultation with the nearby sensitive receivers identified in Appendix 2, relevant regulatory authorities, Registered Aboriginal Parties and other interested stakeholders.		Operational consultation and complaints management procedures are implemented via Community Consultation Plan (CCP), incorporated as Appendix L of the OEMP. Complaints register reviewed - No complaints related to operations received. Complaints log states; date received, person receiving, time received, method of contact, site name, nature of complaint, action taken by licensee, follow up contact. Community Consultation Plan - 16 August 2024. Complaints form for ProTen sighted.	Compliant
Community Consultation Plan				

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B56	The Applicant must prepare a Community Consultation Plan for the development, to the satisfaction of the Planning Secretary. The Plan must:			
B56a	Be approved by the Planning Secretary prior to the commencement of site preparation works;	All	Community Consultation Plan (CCP) for operations phase activities is implemented via the OEMP v2.2 dated 5 September 2024, DPE approvals provided as required. Complaints Register sighted. Community Consultation Plan - 16 August 2024. Complaints form for ProTen sighted.	Compliant
B56b	Be implemented for the life of the development, or as otherwise agreed by the Planning Secretary;	All	Community Consultation Plan dated 16 August 2024, approved by DPHI in conjunction with OEMP v2.2 dated 5 September 2024 (Appendix K). Community Consultation Plan - 16 August 2024	Compliant
B56c	Assign a central contact person to keep the nearby sensitive receivers regularly informed throughout the development;	All	Community Consultation Plan dated 16 August 2024, approved by DPHI in conjunction with OEMP v2.2 dated 5 September 2024 (Appendix K). Section 5.3 - Contact Details for Complaints Environmental hotline also advertised on ProTen website.	Compliant
B56d	Detail the mechanisms for regularly consulting with:			
B56d (i)	The local community;	All	Community Consultation Plan dated 16 August 2024, approved by DPHI in conjunction with OEMP v2.2 dated 5 September 2024 (Appendix K).	Compliant
B56d (ii)	Nearby sensitive receivers identified in Appendix 2;	All	As per condition B56d (i).	Compliant
B56d (iii)	Relevant Regulatory Authorities;	All	As per condition B56d (i).	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
B56d (iv)	Registered Aboriginal Parties;	All	As per condition B56d (i).	Compliant
	Other interested stakeholders.	All	As per condition B56d (i).	Compliant
B56d (v)	Throughout the development, such as holding regular meetings to inform the community of the progress of the development and report on environmental monitoring results;	All	As per condition B56d (i).	Compliant
B56e	Include contact details for key community groups, relevant regulatory authorities, Registered Aboriginal Parties and other interested stakeholders; and	All	In Appendix A-C of the CCP dated 16 August 2024, approved by DPHI in conjunction with OEMP v2.2 dated 5 September 2024 (Appendix K).	Compliant
B56f	Include a complaints procedure for recording, responding to and managing complaints, including:			
B56f (i)	Email, toll-free telephone number and postal address for receiving complaints;	All	Community Consultation Plan dated 16 August 2024, approved by DPHI in conjunction with OEMP v2.2 dated 5 September 2024 (Appendix K).	Compliant
B56f (ii)	Advertising the contact details for complaints prior to and during operation, via the local newspaper and through on-site signage;	All	Community Consultation Plan dated 16 August 2024, approved by DPHI in conjunction with OEMP v2.2 dated 5 September 2024 (Appendix K). Environmental Enquiries and Complaints hotline advertised on 'Contact' page of ProTen website - verified 11/9/25. Evidence of onsite signage sighted. Ads were placed during the construction phase and prior to commencement of first shed operation - ProTen no longer advertises complaints information or contact number in the newspaper. As condition states "prior to	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			and during operation" this is identified as a non-compliance.	
B56f (iii)	A complaints register to record the date, time and nature of the complaint, details of the complainant and any actions taken to address the complaint; and	All	In Section 5.4 of the CCP. Complaints register. Complaints log states; date received, person receiving, time received, method of contact, site name, nature of complain, action taken by licensee, follow up contact.	Compliant
B56f (iv)	Procedures to resolve any disputes that may arise during the course of the development.	All	Community Consultation Plan dated 16 August 2024, approved by DPHI in conjunction with OEMP v2.2 dated 5 September 2024 (Appendix K).	Compliant
B57	The Applicant must:			
B57a	Not commence construction until the Community Consultation Plan is approved by the Planning Secretary;	Construction	Condition not relevant to Operations Phase activities. Most updated Community Consultation Plan dated 16 August 2024, approved by DPHI in conjunction with OEMP v2.2 dated 5 September 2024 (Appendix K).	Not triggered
B57b	Implement the approved Community Consultation Plan for the duration of the development.	All	Community Consultation Plan dated 16 August 2024, approved by DPHI in conjunction with OEMP v2.2 dated 5 September 2024 (Appendix K).	Compliant
PART C – ENVIRONMENTAL MANAGEMENT, REPORTING & AUDITING				
ENVIRONMENTAL MANAGEMENT				
Management Plan Requirements				
C1	Management plans required under this consent must be prepared in accordance with relevant guidelines, and include:			
C1a	Detailed baseline data;	All	As relevant to particular Management Plans and DPHI requirements.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
C1b	Details of:			
C1b (i)	The relevant statutory requirements (including any relevant approval, licence or lease conditions);	All	<p>The following management plans approved by DPHI in conjunction with OEMP v2.2 dated 5 September 2024.</p> <p>Emergency Disposal and Biosecurity Strategy (EDBS) dated 28/06/24.</p> <p>Community Consultation Plan (CCP) dated 16 August 2024 (Appendix K of OEMP).</p> <p>Long Term Environmental Management Plan (LTEMP) - 5 September 2024 (Appendix J of OEMP).</p> <p>Emergency Plan in OEMP - last updated 19/08/22.</p> <p>Soil and Water Management Plan (SWMP) - dated 7 May 2025.</p> <p>Driver Code of Conduct (DCC) - dated SLR v.3.0 dated 26 June 2024.</p> <p>Air Quality Management Plan (AQMP) - dated August 2022 (Appendix C of OEMP).</p> <p>Aboriginal Cultural Heritage Management Plan (ACHMP) - August 2024 - reviewed after IH3 incident</p> <p>Greenhouse Gas Assessment (GHA) - 13 March 2023 (Appendix H of OEMP) Updated plans appear to align with Condition C1.</p>	Compliant
C1b (ii)	Any relevant limits or performance measures and criteria; and	All	As relevant to particular Management Plans and DPHI requirements.	Compliant
C1b (iii)	The specific performance indicators that are proposed to be used to judge the performance of,	All	As per condition C1b (ii).	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	or guide the implementation of, the development or any management measures;			
C1c	A description of the measures to be implemented to comply with the relevant statutory requirements, limits, or performance measures and criteria;	All	As per condition C1b (ii).	Compliant
C1d	A program to monitor:			
C1d (i)	Impacts and environmental performance of the development; and	All	As per condition C1b (ii).	Compliant
C1d (ii)	Effectiveness of the management measures set out pursuant to paragraph (c) above;	All	As per condition C1b (ii).	Compliant
C1e	A contingency plan to manage any unpredicted impacts and their consequences and to ensure that ongoing impacts reduce to levels below relevant impact assessment criteria as quickly as possible;	All	As per condition C1b (ii).	Compliant
C1f	A program to investigate and implement ways to improve the environmental performance of the development over time;	All	As per condition C1b (ii).	Compliant
C1g	A protocol for managing and reporting any:			
C1g (i)	Incident and any non-compliance (specifically including any exceedance of the impact assessment criteria and performance criteria);	All	As per condition C1b (ii).	Compliant
C1g (ii)	Complaint;	All	As per condition C1b (ii).	Compliant
C1g (iii)	Failure to comply with the statutory requirements;	All	As per condition C1b (ii).	Compliant
C1h	A protocol for periodic review of the plan.	All	As per condition C1b (ii).	Compliant
Note:	<i>The Planning Secretary may waive some of these requirements if they are unnecessary or unwarranted for particular management plans .</i>			
CONSTRUCTION ENVIRONMENTAL MANAGEMENT PLAN				

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
C2	The Applicant must prepare a Construction Environmental Management Plan (CEMP) in accordance with the requirements of condition C1 and to the satisfaction of the Planning Secretary.	Construction	Condition not relevant to Operations Phase Activities.	Not triggered
C3	As part of the CEMP required under condition C2 of this consent, the Applicant must include the following:			
C3a	Erosion and Sediment Control Plan;	Construction	Condition not relevant to Operations Phase Activities.	Not triggered
C3b	Construction Traffic Management Plan (see Condition B10);	Construction	Condition not relevant to Operations Phase Activities.	Not triggered
C3c	Community Consultation and Complaints Handling.	Construction	Condition not relevant to Operations Phase Activities.	Not triggered
C4	The Applicant must:			
C4a	Not commence construction of the development until the CEMP is approved by the Planning Secretary; and	Construction	Condition not relevant to Operations Phase Activities.	Not triggered
C4b	Carry out the construction of the development in accordance with the CEMP approved by the Planning Secretary and as revised and approved by the Planning Secretary from time to time.	Construction	Condition not relevant to Operations Phase Activities.	Not triggered
C4A	Prior to the commencement of installation of the solar array at the Namoi River water pump, the Applicant must update the Erosion and Sediment Control Plan in the approved Construction Environmental Management Plan to the satisfaction of the Planning Secretary.	Construction	ESCP included within the CEMP. ESCP and CEMP were updated as required and submitted to DPE for approval on 6 February 2024.	Compliant
OPERATIONAL ENVIRONMENTAL MANAGEMENT PLAN				
C5	The Applicant must prepare an Operational Environmental Management Plan (OEMP) in	Operations	Most recent version: Operational Environmental Management Plan (OEMP), SLR Project No.: 631.30722.00100 -R01-v2.2	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	accordance with the requirements of condition C1 to the satisfaction of the Planning Secretary.		dated 5/09/2024. OEMP approval letter from DPHI - 19/09/2024.	
C6	As part of the OEMP required under condition C5 of this consent, the Applicant must include the following:			
C6a	Describe the role, responsibility, authority and accountability of all key personnel involved in the environmental management of the development;	Operations	OEMP v2.2 dated 5/09/2024 - Section 3.2.2	Compliant
C6b	Describe the procedures that would be implemented to:			
C6b (i)	Keep the local community and relevant agencies informed about the operation and environmental performance of the development;	Operations	Community Consultation Plan included as Appendix K of OEMP.	Compliant
C6b (ii)	Receive, handle, respond to, and record complaints;	Operations	OEMP Section 6 and in CCP (Appendix K of OEMP).	Compliant
C6b (iii)	Resolve any disputes that may arise;	Operations	OEMP Section 6 and in CCP (Appendix K of OEMP).	Compliant
C6b (iv)	Respond to any noncompliance;	Operations	OEMP Section 7.	Compliant
C6b (v)	Respond to emergencies; and	Operations	OEMP Section 7 and Emergency Plan (Appendix I of OEMP).	Compliant
C6c	Including the following environmental management plans:			
C6c (i)	Air Quality (see Condition B4);	Operations	Appendix C of OEMP v2.2 dated 5/09/2024.	Compliant
C6c (ii)	Operational Driver Code of Conduct (see Condition B14);	Operations	Appendix D of OEMP v2.2 dated 5/09/2024.	Compliant
C6c (iii)	Water (see Condition B22);	Operations	Appendix E of OEMP - Soil and Water Management Plan (SWMP) - dated 7 May 2025.	Compliant
C6c (iv)	Emergency Disposal and Biosecurity Protocol (see Condition B31); and	Operations	Appendix F of OEMP v2.2 dated 5/09/2024.	Compliant
C6c (v)	Aboriginal Cultural Heritage (see Condition B33).	Operations	Appendix G of OEMP v2.2 dated 5/09/2024.	Compliant
C7	The Applicant must:			

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
C7a	Not commence operation until the OEMP is approved by the Planning Secretary; and	Operations	Prior non-compliance against this requirement was raised and addressed in the 2023 IEA and 2023 Compliance Reports. ProTen have implemented Environmental Planner 2025 for Rushes Creek - includes planner item, supplier, frequency, due, schedule due date, completed and next due. This is considered a sufficient environmental compliance management system. Therefore, the facility is considered compliant against this requirement for the 2025 Compliance Reporting year.	Compliant
C7b	Operate the development in accordance with the OEMP approved by the Planning Secretary (and as revised and approved by the Planning Secretary from time to time).	Operations	Prior non-compliance against this requirement was raised and addressed in the 2023 IEA and 2023 Compliance Reports. ProTen have commissioned the permanent wheel wash and also implemented compliance management system via 'Environmental Planner' tool developed for this purpose. Evidence sighted during compliance review indicates OEMP requirements are being implemented and maintained for the operation.	Compliant
REVISION OF STRATEGIES, PLANS AND PROGRAMS				
C8	Within 3 months of:			
C8a	The submission of a Compliance Report under condition 0;	All	2023 IEA verified that Management Plans are considered generally compliant in regard to this condition and their preparation requirements. Reviews triggered during the	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			<p>2024 Compliance Reporting period and responses are as noted against applicable sub-parts to Condition C8, as below.</p> <p>The 2024 Compliance Report was submitted on 11/2/25 (see Condition 12). Evidence was available for review to confirm that strategies, plans or programs were reviewed within three months of the Compliance Report being submitted.</p>	
C8b	The submission of an incident report under condition C9;	All	No incidences reported during the reporting period.	Compliant
C8c	The submission of an Independent Audit under condition 0;	All	The last Independent Environmental Audit occurred in January 2023, therefore not relevant to this reporting period. The next IEA for Rushes Creek is scheduled for January 2026.	Compliant
C8d	The approval of any modification of the conditions of this consent; or	All	MOD 6 awaiting approval.	Compliant
C8e	The issue of a direction of the Planning Secretary under condition A2(b) which requires a review, the strategies, plans and programs required under this consent must be reviewed.	All	<p>ProTen response letters relating to an incident or non-compliance dated 27/06/2024 (not within the current reporting period) were sighted in reference to SWMP Version 9.</p> <p>Requests for Information (RFI) response dates were also sighted for 25/11/2025, 12/12/2024, 16/01/2025, 11/02/2025, and 24/02/2025.</p> <p>Based on the documentation reviewed, this condition was assessed as compliant.</p>	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
C8 additional	If necessary to either improve the environmental performance of the development, cater for a modification or comply with a direction, the strategies, plans and programs required under this consent must be revised, to the satisfaction of the Planning Secretary. Where revisions are required, the revised document must be submitted to the Planning Secretary for approval within six weeks of the review.	All	As per condition C8e.	Compliant
Note:	This is to ensure strategies, plans and programs are updated on a regular basis and to incorporate any recommended measures to improve the environmental performance of the development.			
REPORTING AND AUDITING				
Incident Notification, Reporting and Response				
C9	The Planning Secretary must be notified in writing to compliance@planning.nsw.gov.au immediately after the Applicant becomes aware of an incident. The notification must identify the development (including the development application number and the name of the development if it has one), and set out the location and nature of the incident. Subsequent notification requirements must be given and reports submitted in accordance with the requirements set out in Appendix 3.	All	No incidents during the reporting period.	Compliant
Non-compliance Notification				
C10	The Planning Secretary must be notified in writing to compliance@planning.nsw.gov.au within seven days after the Applicant becomes aware of any non-compliance.	All	No incidents during the reporting period.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	<p>A non-compliance notification must identify the development and the application number for it, set out the condition of consent that the development is non-compliant with, the way in which it does not comply and the reasons for the non-compliance (if known) and what actions have been, or will be, undertaken to address the non-compliance.</p> <p>A non-compliance which has been notified as an incident does not need to also be notified as a non-compliance.</p>			
C11	Compliance Reports of the development must be prepared in accordance with the Compliance Reporting Post Approval Requirements (Department 2020).	All	This Compliance Report was prepared in accordance with the Compliance Reporting Post Approval Requirements (Department 2020).	Compliant
C12	The Applicant must make each Compliance Report publicly available no later than 60 days after submitting it to the Planning Secretary and notify the Planning Secretary in writing at least seven days before this is done.	All	Compliance Report - Public Availability - Compliance Report of the Rushes Creek Poultry Production Farm dated 5/2/25 was made public on ProTen’s website on 26/3/25. Lodged 11/2/25. Notification of CR to website letter 19/3/25.	Compliant
Independent Audit				
C13	Independent auditing of the operation of the development must be carried out in accordance with the Independent Audit Post Approval Requirements (Department, 2020).	Operations	Response actions (in IEA (Jan 2023) findings: 1) Audit schedule to be developed in consultation with DPE to consider frequency of construction and operational phase audits, provided to DPE. 2) Audit schedule to be included in compliance management system once	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			system is implemented (budget approved, software selection in progress). In response to 1) - Consider future audit timings and communicate with DPHI when required. In response to 2) - Environmental Planner 2024 for Rushes Creek - includes planner item, supplier, frequency, due, schedule due date, completed and next due. This is considered a sufficient environmental compliance management system.	
C14	In accordance with the specific requirements in the Independent Audit Post Approval Requirements (Department 2020), the Applicant must:			
C14a	Review and respond to each Independent Audit Report prepared under condition C13 of this consent;	Operations	Verified compliant in 2023 Compliance Report. ProTen continues to implement remaining corrective actions, as outlined in Action Status Table within this 2025 Compliance Report.	Compliant
C14b	Submit the response to the Planning Secretary; and	Operations	Verified compliant in 2023 Compliance Report. No changes required in current reporting period.	Compliant
C14c	Make each Independent Audit Report and response to it publicly available no later than 60 days after submission to the Planning Secretary and notify the Planning Secretary in writing at least 7 days before this is done.	Operations	Verified compliant in 2023 Compliance Report. No changes required in current reporting period.	Compliant
Monitoring and Environmental Audits				
C15	Any condition of this consent that requires the carrying out of monitoring or an environmental	All	Noted	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	audit, whether directly or by way of a plan, strategy or program, is taken to be a condition requiring monitoring or an environmental audit under Division 9.4 of Part 9 of the EP&A Act. This includes conditions in respect of incident notification, reporting and response, non compliance notification, compliance reporting and independent auditing.			
Note:	<i>For the purposes of this condition, as set out in the EP&A Act, “monitoring” is monitoring of the development to provide data on compliance with the consent or on the environmental impact of the development, and an “environmental audit” is a periodic or particular documented evaluation of the development to provide information on compliance with the consent or the environmental management or impact of the development.</i>			
ACCESS TO INFORMATION				
C16	At least 48 hours before the commencement of construction until the completion of all works under this consent, the Applicant must:			
C16a	Make the following information and documents (as they are obtained or approved) publicly available on its website:			
C16a (i)	The documents referred to in condition A2 of this consent;	All	Verified in Jan 2023 IEA. ProTen Website reviewed during 2025 compliance Reporting: https://proten.com.au/Sustainability/Environmental-Documents . Documents required by Conditions C16(a)(i) to (xi) appear to be present and updated as required by Condition C16.	Compliant
C16a (ii)	All current statutory approvals for the development;	All	As per condition C16a (i).	Compliant
C16a (iii)	All approved strategies, plans and programs required under the conditions of this consent;	All	As per condition C16a (i).	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
C16a (iv)	Regular reporting on the environmental performance of the development in accordance with the reporting requirements in any plans or programs approved under the conditions of this consent;	All	As per condition C16a (i).	Compliant
C16a (v)	A comprehensive summary of the monitoring results of the development, reported in accordance with the specifications in any conditions of this consent, or any approved plans and programs;	All	As per condition C16a (i).	Compliant
C16a (vi)	A summary of the current stage and progress of the development;	All	As per condition C16a (i).	Compliant
C16a (vii)	Contact details to enquire about the development or to make a complaint;	All	As per condition C16a (i).	Compliant
C16a (viii)	A complaints register, updated monthly;	All	As per condition C16a (i).	Compliant
C16a (ix)	The Compliance Report of the development;	All	As per condition C16a (i).	Compliant
C16a (x)	Audit reports prepared as part of any Independent Audit of the development and the Applicant’s response to the recommendations in any audit report;	All	As per condition C16a (i).	Compliant
C16a (xi)	Any other matter required by the Planning Secretary; and	All	As per condition C16a (i).	Compliant
C16b	Keep such information up to date, to the satisfaction of the Planning Secretary.	All	As per condition C16a (i).	Compliant
APPENDIX 1 – DEVELOPMENT LAYOUT PLANS				
Appendix 1	<i>Development layout plans – Refer to figures in Consolidated Consent SSD-7704.</i>	All	ProTen has shown intent to meet this condition by the approval of SSD-7704 MOD5, DA2024-0171 and the Southwest Borrow Pit Remediation Plan. These	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			<p>approved design drawings associated with these approvals demonstrate approved design and permissions to achieve compliance with this condition.</p> <p>Remediation of southwestern borrow pit completed. However, non-compliance is identified given that works to implement the approved design for the northern borrow pit to be converted to a permanent water storage dam have not yet been completed.</p> <p>Recommendation: Construct Dam 1 (DA2024-0171).</p>	

APPENDIX 2 – APPLICANT’S MANAGEMENT & MITIGATION MEASURES

SOURCE REFERENCES FOR APPENDIX 2: Table 7 – Updated Summary of Commitments in *Rushes Creek Poultry Farm, SSD 7704 Section 4.55 (1A) Modification Report*

DEVELOPMENT CONSTRUCTION

AP2-1	ProTen will implement all practicable measures to prevent or minimise any harm to the local environment and surrounding populace that may result from the construction of the Development.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-2	ProTen will construct the Development generally as described in the EIS and RTS and in accordance with detailed design completed following development consent, along with the necessary construction approvals (for example, construction certificates).	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-3	A CEMP will be developed for approval prior to commencing construction. It will describe the activities to be undertaken on site during	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	construction, outline construction staging and timing, nominate the roles and responsibilities for all relevant construction personnel, include community and stakeholder consultation requirements and include procedures for complaints and incident management. The CEMP will also specify the environmental management and mitigation measures to be implemented during construction in relation to: <ul style="list-style-type: none"> · Surface water; · Soils; · Traffic; · Biodiversity; · Aboriginal heritage; · Noise; · Dust; and · Waste. 			
<p>AP2-4</p>	Construction workers will be suitably inducted and trained. Training in relation to environmental responsibilities will take place initially through the site induction and then on an on-going basis through toolbox talks (or similar).	Construction	Condition not relevant to Operations Phase activities.	<p>Not triggered</p>
<p>DEVELOPMENT OPERATION</p>				
<p>AP2-5</p>	ProTen will implement all practicable measures to prevent or minimise any harm to the local environment and surrounding populace that may result from operation of the Development.	Operations	Prior non-compliance against this requirement was raised and addressed in the 2023 IEA and 2023 Compliance Reports. ProTen have commissioned the permanent wheel wash and also implemented compliance management system via	<p>Compliant</p>

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			'Environmental Planner' tool developed for this purpose. Evidence sighted during compliance review indicates OEMP requirements are being implemented and maintained for the operation.	
AP2-6	The Development will generally be constructed, operated and managed in accordance with current industry best practice standards, including the relevant requirements/recommendations in the RSPCA Standards (RSPCA Australia 2013) and Best Practice Guidelines (DPI 2012).	Operations	RSPCA Approved Farming Scheme – Meat Chicken Assessment Report evaluation assessment dated 23 Jan 2025. RSPCA Approved Farming Scheme Standard - Meat Chickens - August 2020. Report shows that the facility was compliant with RSPCA requirements. Baiada animal welfare requirements align with applicable standards and requirements. Facility complies with Baiada Animal Welfare & RSPCA requirements as conditions of contract. Results; 0 non-conformances, 0 observations. All categories of assessment were classified as 'low risk'.	Compliant
AP2-7	ProTen will operate the Development generally as described in this EIS and RTS.	Operations	Evidence of development, implementation, monitoring and maintenance of environmental management plans and controls for operations phase activities indicates ProTen are operating the Development generally as described in the EIS and RTS.	Compliant
AP2-8	An OEMP will be developed for approval prior to commencing operation. It will describe the operational activities to be undertaken on site,	Operations	OEMP developed and implemented, addresses items outlined in Commitment.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	<p>nominate the roles and responsibilities for all relevant personnel, include community and stakeholder consultation requirements and include procedures for complaints and incident management. The OEMP will also include the following issue-specific management plans:</p> <ul style="list-style-type: none"> · Air Quality Management Plan; · Surface Water Management Plan; · Biodiversity Management Plan; · Aboriginal Cultural Heritage Management Plan; · Waste Management Plan; · Landscaping Management Plan; · Mass Mortality Disposal Strategy; and · Pollution Incident Response Management Plan. <p>It will also specify the environmental management and mitigation measures to be implemented in relation to traffic, noise, energy efficiency and pest control.</p>			
AP2-9	<p>The Development will not exceed a maximum population of 3,051,000 broiler birds, and the maximum number of birds placed on any given day will be 636,000 (±6%).</p>	Operations	See Condition A20a	Compliant
AP2-10	<p>Stocking densities will comply with the RSPCA Standards (2013) specification of 34 kg/m² .</p>	Operations	See Condition A20a	Compliant
AP2-11	<p>Employees and contractors will be suitably inducted and trained. Training in relation to environmental responsibilities will take place initially through the site induction and then on an on-going basis through toolbox talks (or similar).</p>	Operations	<p>Contractor Induction. SHEQ Site-Specific Induction. Construction Contractor Induction. ProTen Construction Environmental Induction.</p>	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Toolbox Meeting Minutes.	
AP2-12	The Development will be managed in compliance with ProTen’s standard operating procedures, including a regular site inspection and maintenance program to minimise the potential for adverse environmental impacts, extend the life of equipment, reduce operating costs and maximise operational efficiency. Emphasis will be placed on keeping the insides of the poultry sheds and surrounding environs as clean as possible.	Operations	iLeader Document Management System - includes training, Work Instructions, SOPs, Policies, Manuals.	Compliant
LAND CONTAMINATION				
AP2-13	The Revised Remedial Action Plan (SLR 2021) will be implemented and completed within 12 months of commencing construction to remediate arsenic impacted soil adjacent to the former sheep dip in Lot 165 DP 752169.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-14	A site validation report will be prepared in accordance with Contaminated Sites: Guidelines for Consultants Reporting on Contaminated Sites (OEH 2011) Contaminated Land Guidelines: Consultants Reporting on Contaminated Land (EPA 2020) for submission to Council, EPA and DPIE within 30 days of completing the remediation works.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-15	An EMP will be prepared for the remedial area at the completion of the remediation and validation work. It will document the on-going management requirements for the remedial area and associated responsible parties.	All	A Long-Term Environmental Management Program (LTEMP) has been implemented via the OEMP and noted on the property planning certificate to manage residual site contamination.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			The LTEMP is dated 31 January 2024.	
DRINKING WATER SUPPLIES				
AP2-16	Quality assurance programs will be prepared and implemented in accordance with the NSW Health Private Water Supply Guidelines (NSW Health 2014) for the drinking water supplies at the PPU's and farm managers' houses. These programs will be submitted to the HNELHD prior to commencing operation.	Operations	Water Supply Quality Assurance Program - Untreated Rainwater document sighted.	Compliant
ODOUR				
Development Design				
AP2-17	The poultry sheds will be tunnel-ventilated to allow control over internal moisture levels and promote optimum growing conditions and bird health.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-18	The poultry sheds will be fully enclosed, have wide eaves and will be surrounded by dwarf concrete bund walls to prevent stormwater entering the poultry sheds and elevated moisture levels.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-19	The poultry sheds will be fitted with nipple drinkers with drip cups to minimise water spillage and elevated moisture levels.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-20	The feed silos will be fully enclosed to prevent the entry of rainwater and elevated moisture levels.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Shed Operations During Bird Growing Phase				
AP2-21	The Development will not exceed a maximum population of 3,051,000 broiler birds.	Operations	See Condition A20a.	Compliant
AP2-22	Stocking densities will comply with the RSPCA Standards (2013) specification of 34 kg/m ² .	Operations	See Condition A20a.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-23	Stocking densities and bird health will be regularly checked and, if necessary, appropriate corrective measures implemented.	Operations	See condition A20a.	Compliant
AP2-24	A minimum depth of 50 mm of fresh bedding material will be laid throughout the poultry sheds at the start of each batch.	Operations	Batch verification schedule form includes bird monitoring, chlorine ppm, dead bird freezer temperature, controllers and footpath monitoring. Form also includes weekly inspections of test alarms, bait stations and test generators. Batch maintenance including inspections of feeders, drinkers, lights, litter management, winches, pumps, fans, fan belt, heaters, gas tanks, cool cells, farm vehicles and water supply. Batch Verification Schedules (daily) sighted for - 13/1/25 and 20/1/25 – compliant.	Compliant
AP2-25	A minimum depth of 50 mm of fresh bedding material will be laid throughout the poultry sheds at the start of each batch. Bedding material moisture levels will be regularly checked. Any excessively wet material and/or caked material beneath drinking lines will be promptly identified, removed and replaced.	Operations	Refer to inspections and checks listed above.	Compliant
AP2-26	Bird drinkers will be maintained to minimise/avoid leakage that will result in wet patches in the bedding material.	Operations	Refer to inspections and checks listed above.	Compliant
AP2-27	The poultry shed ventilation systems will be maintained to ensure air movement is at design levels.	Operations	Refer to inspections and checks listed above.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-28	Where possible, activities that may increase odour emissions (for example, bedding material replacement) will be undertaken during daytime hours.	Operations	Activities involving bedding material removal and replacement are performed during daylight hours.	Compliant
AP2-29	Shed access points will remain closed at all times other than for the purposes of allowing access to the sheds.	Operations	Shed doors closed except where access was required for works in sheds (e.g. catching birds, clearing litter & cleaning sheds).	Compliant
AP2-30	Dead birds will be collected from the poultry sheds on a daily basis and stored in the on-site dead bird freezers prior to being removed from site.	Operations	Batch verification schedule form includes dead bird freezer temperature monitoring. Batch Verification Schedules (daily) sighted for - 13/1/25 and 20/1/25 – compliant.	Compliant
Shed Operations During Shed Cleanout				
AP2-31	Poultry litter will be promptly removed from the poultry sheds and transported off site in covered trucks at the end of each production cycle.	Operations	PRT-SOP-BRO-021 v1.5, last review date 28/04/2020 sighted. Batch verification schedule forms above.	Compliant
AP2-32	Where possible, litter handling will be avoided during adverse climatic conditions, such as times of cold air drainage during early morning or strong winds. The shed ventilation systems will not be used during litter removal.	Operations	Activities involving bedding material removal and replacement are performed during daylight hours. Extraction fans are required during litter removal due to equipment and personal safety requirements. Use of fans is limited to minimum required to safely perform litter removal tasks. Recommendation from 2023 Compliance report: Amend Commitment AP2-32 to reflect need for extraction fan use during litter removal, and to reflect appropriate controls to prevent environmental harm.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-33	Poultry litter will not be stockpiled or spread within the Development Site.	Operations	No stockpiled poultry litter onsite, spent litter being loaded and removed from site immediately upon loading into covered trucks.	Compliant
Vegetation Screens				
AP2-34	Vegetation screens will be established and maintained around the perimeter of each PPU on a progressive basis as soon as practicable following bulk earthworks and construction at each PPU.	All	A qualified horticulturalist visited the site on 27/10/2023 and issued an email stating the screen was generally progressing well.	Compliant
Weather Station				
AP2-35	A weather station will be installed within the Development Site to collect on-going and up-to date weather monitoring data, which will assist in investigating and responding to any air quality complaints.	All	Weather data collected and monitored daily including Minimum, average and maximum air temperature, rainfall, daily weather, logger status, relative humidity, solar radiation, voltage, wind direction and wind speed. Although condition B1b is non-compliant, this condition is considered compliant as it does not refer to continuous measurement as stipulated in condition B1b.	Compliant
PARTICULATE MATTER				
Construction				
AP2-36	Surface disturbance will be limited to the smallest practicable area possible.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-37	Disturbed areas will be promptly rehabilitated and revegetated to a stable landform.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-38	When necessary, dust will be minimised by “wetting” down surfaces being worked and/or carrying traffic during dry conditions.	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-39	Where possible, vehicles on site will be confined to designated roadways.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-40	Internal roads will be appropriately constructed and maintained with a suitably compacted base.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-41	Vehicles will not exceed a general speed limit of 60 km/hr along the internal access roads, with a reduced speed limit of 40 km/hr in the vicinity of work sites.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-42	Plant and equipment will be regularly maintained to ensure optimal operating condition.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-43	Loaded heavy vehicles entering or exiting the Development Site will have their loads covered.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-4	The feed silos will be fully enclosed to minimise emissions of particulate matter when loading and unloading.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-45	The poultry sheds will be tunnel-ventilated, which will allow control over the moisture levels and promote optimum growing conditions and bird health. The increased airflow and improved feed conversion in tunnel-vented sheds helps to maintain bedding material within the optimal moisture range.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Wheel Generated Dust from Unsealed Roadways				
AP2-46	The two site access roads will be bitumen-sealed for a minimum of 50 m from Rushes Creek Road.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-47	Internal roads will be appropriately constructed and maintained with a suitably compacted base.	All	Roadways appear to be in good condition. Site Environmental Inspection Checklist sighted – 19/6/25 - includes inspections of dust.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			No complaints received related to dust during the reporting period. Correspondence from site personnel indicate no road maintenance was required within the reporting period.	
AP2-48	When necessary, internal roads will be “wetted down” during dry conditions.	All	Correspondence from site personnel indicate water trucks have not been required during reporting period as conditions have not been dry enough to result in dust from unsealed internal roadways. Provisions to use water trucks are in place if needed.	Compliant
AP2-49	Vehicles will not exceed a general speed limit of 60 km/hr along the internal access roads, with a reduced speed limit of 40 km/hr in the vicinity of the PPU's.	All	Traffic management controls implemented via OEMP, including Heavy Vehicle Driver Code of Conduct. Controls include site speed limits. Signed Operational Drivers Code of Conduct forms by various Multiquip indicating communication of requirements to heavy vehicle drivers. OEMP v2.2 September 2024, including Driver Code of Conduct,. SLR v3.0 dated 26 June 2024	Compliant
AP2-50	Internal traffic will be restricted to the designated access roads (except in the event of an emergency or incident).	All	As above	Compliant
Dust Emissions from Poultry Sheds				
AP2-51	The bedding material will be managed to ensure that moisture levels do not drop below approximately 15%.	Operations	Service Report, 27 Jun 2023, 29 May 2023 PRT-SOP-BRO-21 v1.5, last review date 28/04/2020 sighted.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Batch Verification Schedules (daily) sighted for - 13/1/25 and 20/1/25 – compliant. Morning mortality walks conducted daily. Batch verification schedule form includes bird monitoring, chlorine ppm, dead bird freezer temperature, controllers and footpath monitoring. Form also includes weekly inspections of test alarms, bait stations and test generators. Batch maintenance including inspections of feeders, drinkers, lights, litter management, winches, pumps, fans, fan belt, heaters, gas tanks, cool cells, farm vehicles and water supply. Batch Verification Schedules (daily) sighted for - 13/1/25 and 20/1/25 – compliant.	
AP2-52	The poultry shed ventilation systems will be maintained to ensure air movement is at design levels.	Operations	Correspondence from site personnel indicated the ventilation system is a direct drive and does not require service. Replaced as needed. Fan Efficiency Test dated 17/10/2024 – complaint.	Compliant
AP2-53	The poultry sheds will be thoroughly cleaned between batches, with a focus on the fan end of the sheds.	Operations	Cleanout Report sighted for 7 July 2025. Report covers submitter name, date and time, address, washing (interior), washing (exterior), general hygiene, biosecurity, documentation and sign off. Clean out Inspection - Pass/compliant.	Compliant
Emergency Standby Diesel Generators				
AP2-54	The generators will be contained in lockable acoustics enclosures with vertical air discharge	All	Generators are enclosed in lockable acoustics enclosures. Generators sighted.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	and will only be used in emergency situations when mains power from the electricity grid is lost.			
AP2-55	The generators will meet the relevant emission standards in Schedule 4 of the Clean Air Regulation.	All	<p>Compliance Review 2023: No visible emissions from the diesel-powered generators was noted during the site visit. Absence of visible emissions suggests compliance with this Commitment given particulates are a primary emission of concern from diesel fuel sources.</p> <p>Commission Test Plan Report sighted (SCR 1 - 440kVA) - 13/09/22 (inspection completed), 19/09/22 (verification completed)</p> <p>Commission Test Plan Report sighted (SCR 2 - 440kVA) - 13/09/22 (inspection completed) - 19/09/22 (verification completed)</p> <p>Commission Test Plan Report sighted (45 SCR System) - 13/09/22 (inspection completed) - 19/09/22 (verification completed)</p> <p>No change in the current reporting period.</p>	Compliant
Materials Handling and Transfer				
AP2-56	When possible, handling bedding material/poultry litter will be limited to daytime hours to avoid adverse weather conditions.	All	Activities involving bedding material removal and replacement are performed during daylight hours.	Compliant
AP2-57	Poultry litter will be promptly transported off site in covered trucks at the end of each batch.	All	Correspondence from site personnel indicates no poultry litter was stockpiled onsite. Spent litter is loaded and removed from site immediately upon loading into covered trucks.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Removal and Use of Spent Litter Form sighted – 10 Jan 2025. 3780m ³ removed – complaint.	
Vegetation Screens				
AP2-58	Vegetation screens will be established and maintained around the perimeter of each PPU on a progressive basis as soon as practicable following bulk earthworks and construction at each PPU.	All	A qualified horticulturalist was engaged to advise on the plantings, and has been engaged to return to site and inspect and advise on current growth and establishment of the screening plantings. - Horticulturalist on site 27/10/23. Continued monitoring during the reporting period and establishment of vegetation screens to comply with Condition B53a.	Compliant
Weather Station				
AP2-59	A weather station will be installed within the Development Site to collect on-going and up-to-date weather monitoring data, which will assist in investigating and responding to any air quality complaints.	All	See condition AP2-35	Compliant
TRAFFIC				
Construction				
AP2-60	A CTMP will be prepared for approval prior to commencing construction.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-61	The generic traffic control plan will be implemented if the construction of the new site access driveways off Rushes Creek Road and/or the installation of water and electricity supply lines under Ski Gardens Road results in the need	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	to restrict the two-way traffic arrangement on the respective roads to a single lane.			
AP2-62	Construction vehicles will enter and exit the Development Site during the initial site preparation works via the existing site access driveways off Rushes Creek Road and subsequently via the two new access driveways to be constructed off Rushes Creek Road at the commencement of construction.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-63	Vehicles will not exceed a general speed limit of 60 km/hr along the main site access roads from Rushes Creek Road, with a reduced speed limit of 40 km/hr in the vicinity of all work sites.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-64	All construction-related traffic and construction plant/equipment will park along the internal access roads and/or on construction sites. There will be no queuing or parking on Rushes Creek Road.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-65	Where possible, vehicles on site will be confined to designated roadways.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-66	Suitable signage will be erected indicating internal traffic direction and speed limits to ensure the orderly and safe use of the site, as well as to minimise the potential for traffic conflict.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-67	Internal roads will be maintained clear of obstruction and used exclusively for the purposes of transport, loading- unloading and parking.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-68	Loaded heavy vehicles entering or exiting the Development Site will have their loads covered.	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-69	Heavy vehicles exiting the Development Site will be cleaned of dirt, sand and other materials (if necessary) to avoid tracking these materials on to the public road network.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-70	The only traffic to enter the Development Site will be construction traffic and, if required, emergency vehicles. There will not be any general public access.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-71	All heavy vehicle drivers will read and sign a Driver Code of Conduct that will include, but not be limited to, the following: <ul style="list-style-type: none"> · A map of the primary transport route(s) highlighting critical locations; · Safety initiatives for transport through residential areas and/or school zones; · A driver induction process and regular toolbox talks (or similar); · A complaints resolution and disciplinary procedure; · A directive to drivers to slow down and provide right-of-way to any livestock and/or farm machinery on the transport routes; and · A directive to drivers to avoid the use of compression braking along Rushes Creek Road. 	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Oxley Highway / Rushes Creek Road Intersection				
AP2-72	Visibility splays at the Oxley Highway / Rushes Creek Road intersection will be checked in both the horizontal and vertical planes via detailed field investigation or survey to confirm, in particular,	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	whether there is a need for any vegetation trimming/clearing on the inside of the horizontal curve immediately to the west of the intersection to ensure SISD.			
AP2-73	A review of the line-marking arrangement on Rushes Creek Road at the Oxley Highway intersection will be undertaken to ensure it is consistent with the Give-Way intersection control.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-74	Additional signage will be erected at the Oxley Highway / Rushes Creek Road intersection in the form of advance signposting in both directions to warn of trucks turning at the intersection.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Development Design				
AP2-75	The two new access driveways from Rushes Creek Road will be constructed to accommodate a BAL treatment in accordance with AGRD Part 4A (Austroads 2017). Directional signage will be installed on Rushes Creek Road to assist approaching traffic identify the access points and access control (Give Way) signage and line-marking will be provided to control vehicles exiting the Development Site.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-76	The two new access roads will be bitumen-sealed for a minimum of 50 m from Rushes Creek Road and will be approximately 6.5 m wide. The remaining lengths of the internal access roads within the Development Site will be constructed as all-weather rural-type roads to meet the minimum requirements of AS 2890.2 Part 2 to	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	accommodate the turning movements of B-doubles.			
AP2-77	Signage will be installed on the two access driveways near their intersections with Rushes Creek Road instructing heavy vehicle drivers to avoid the use of compression braking within the Development Site and on Rushes Creek Road.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-78	A one-way circulation road (ring road) will be established around the perimeter of each PPU to enable traffic to enter, exit and manoeuvre for loading-unloading and servicing activities in a forward direction.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Operation				
AP2-79	Traffic will enter and exit the Development Site via the two new access driveways off Rushes Creek Road.	Operations	One driveway installed, second driveway to be installed as part of Stage 2 construction	Compliant
AP2-80	Heavy vehicles travelling between the Development Site and the poultry industry service facilities located in and around Tamworth will utilise the nominated heavy vehicle route (approved B-double route) comprising the Oxley Highway and Rushes Creek Road (see Figure 19).	Operations	OEMP v2.2 dated 5 September 2024, including Driver Code of Conduct, SLR v3.0 dated 26 June 2024. Signed Operational Drivers Code of Conduct forms by various Multiquip employees indicating drivers used internal roadways as stated by AP2-84.	Compliant
AP2-81	Vehicles will not exceed a general speed limit of 60 km/hr along the internal access roads, with a reduced speed limit of 40 km/hr in the vicinity of the PPUs.	Operations	Traffic management controls implemented via OEMP (OEMP v2.2 dated 5 September 2024), including Heavy Vehicle Driver Code of Conduct. Controls include site speed limits. No cases of speeding reported within SafeHold / Lucidity.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-82	Suitable signage will be erected indicating internal traffic direction and speed limits to ensure the orderly and safe use of the site, as well as to minimise the potential for traffic conflict.	Operations	Directional signage on site sighted - entrance to site there is a 'traffic flow, one way' sign clearly indicated after the wheel wash.	Compliant
AP2-83	Internal roads will be appropriately maintained to provide safe driving conditions (and also minimise noise and dust emissions).	Operations	Roadways appear to be in good condition Site Environmental Inspection Checklist sighted – 19/6/25 - includes inspections of dust No complaints received related to dust during the reporting period. Correspondence from site personnel indicate no road maintenance was required within the reporting period. Directional signage on site sighted - entrance to site there is a 'traffic flow, one way' sign clearly indicated after the wheel wash.	Compliant
AP2-84	Internal roads will be maintained clear of obstruction and used exclusively for the purposes of transport, loading- unloading and parking.	Operations	Roads sighted - roadways appear to be in a good condition and clear of obstruction.	Compliant
AP2-85	Internal traffic will be restricted to the designated access roads (except in the event of an emergency or incident).	Operations	OEMP v2.2 dated 5 September 2024, including Driver Code of Conduct,. SLR v3.0 dated 26 June 2024. Signed Operational Drivers Code of Conduct forms by various Multiquip employees indicating drivers used internal roadways as stated by AP2-84.	Compliant
AP2-86	Car parking will be provided adjacent to the amenities facility at each PPU for employees and visitors, and adequate area will be available at	Operations	Compliance Review 2023: Verified during site inspection - site parking as outlined in AP2-86. Site personnel have indicated no change	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	each PPU and along internal access roads for any heavy vehicle parking requirements. There will be no parking along Rushes Creek Road.		has occurred to parking during the reporting period.	
AP2-87	All heavy vehicle drivers will read and sign a Driver Code of Conduct that will include, but not be limited to, the following: <ul style="list-style-type: none"> · A map of the primary transport route(s) highlighting critical locations; · Safety initiatives for transport through residential areas and/or school zones; · A driver induction process and regular toolbox talks (or similar); · A complaints resolution and disciplinary procedure; · A directive to drivers to slow down and provide right-of-way to any livestock and/or farm machinery on the transport routes; and · A directive to drivers to avoid the use of compression braking along Rushes Creek Road. 	Operations	Signed Operational Drivers Code of Conduct forms by various Multiquip employees indicating communication of requirements to heavy vehicle drivers. OEMP v2.2 September 2024, including Driver Code of Conduct, SLR v3.0 dated 26 June 2024 Driver Code of Conduct addresses elements of Commitment AP2-87.	Compliant
AP2-88	Consultation will be undertaken with Council and the local traffic committee in relation to installing signage on Rushes Creek Road near the Development Site and near the Oxley Highway intersection instructing heavy vehicle drivers to avoid compression braking along Rushes Creek Road.	Operations	Signage described in AP2-88 installed prior to the reporting period.	Compliant
SURFACE WATER				
Construction				

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-89	Construction works will be planned and coordinated in order to limit the area of disturbance at any one time (as far as practicable).	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-90	Erosion and sediment controls will be implemented prior to disturbance activities commencing in accordance with the Blue Book (Landcom 2004) and Erosion and Sediment Control on Unsealed Roads (OEH 2012).	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-91	Clean water diversions comprising a deflection bank and swale drain will be installed around the upstream sides of each of the four PPUs to convey clean water run-off around the construction sites. They will be constructed and stabilised prior to earthworks commencing at each PPU and will be designed to convey the runoff from the upstream catchment for rainfall events up to the 1% AEP event.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-92	Stripped topsoil will be appropriately stockpiled and managed for use in future rehabilitation works.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-93	Disturbed areas will be promptly rehabilitated and revegetated to a stable landform following completion of disturbance activities (see Section 4.3.6 in the EIS).	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-94	An on-going inspection and maintenance program will be implemented to ensure the continued integrity of the erosion and sediment control structures throughout the construction period. They will be visually inspected on a monthly basis	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	and following significant rainfall events and any required maintenance work will be promptly undertaken.			
Development Design and Operation				
AP2-95	The poultry sheds will be fully enclosed and surrounded by a dwarf concrete bund wall to prevent stormwater entering the sheds and allow for the controlled discharge of wash down water from the sheds.	All	Dwarf concrete bunds described in AP2-95 installed prior to the reporting period. Dwarf concrete bunds are free of weeds and dirt and allow for the controlled discharge of wash down water from the sheds.	Compliant
AP2-96	The clean water diversions (comprising a deflection bank and swale drain) installed prior to earthworks around the upstream sides of each of the four PPU's will be maintained to convey clean water run-off around the PPU's and prevent this water from entering the controlled surface water management system. The diversions will be designed and maintained to convey the runoff from the upstream catchment for rainfall events up to the 1% AEP event.	All	Clean water diversions maintained as required by Commitment AP2-96 for Farm 2.	Compliant
AP2-97	Engineered surface water management systems will be installed at each PPU to capture and manage wash down water and stormwater runoff within the PPU environs, providing long-term structural management controls throughout the life of the operation. Each system will be designed to capture the runoff from 200 mm of rainfall, which is equivalent to the depth of rainfall for a 1% AEP 72-hour event.	All	As per Condition B20. The Northern Borrow Pit and Southern Borrow Pits were not included in the approved site Development Plans and are outside the approved disturbance footprint. These pits had water in them during the Compliance Reporting period, indicating that they may be capturing overland runoff. SSD-7704 MOD5 and the Southwest Borrow Pit Remediation Plan have been approved and once fully constructed /	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			implemented will result in the northern borrow pit being compliant. Southwestern borrow pit has been remediated. However, until Water Storage Dam 1 is constructed this condition is non-compliant.	
AP2-98	AWTSs will be installed to manage the sewage generated by the staff amenities at each PPU and the farm managers' houses in accordance with the manufacturer's specifications and Council approval requirements. Each AWTS (12 in total) will have a treatment capacity of 10 equivalent persons at 200 L/p/d and the treated effluent will be released over an area of approximately 200 m ² via sub-surface irrigation.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-99	The extraction of surface water from the Namoi River to service the Development's water supply requirements will be under the provisions of the two existing water access licences held by ProTen (WAL41834 and WAL37794). Extraction will not exceed the combined licensed allocation of 437.2 units per year under the provisions of the Water Sharing Plan for the Upper Namoi and Lower Namoi Regulated River Water Sources 2016.	All	Extraction records indicate compliance with Commitment AP2-99 for review period. Water Account Statements for Licence 90AL835020 and 90AL834441 reporting period 01/07/24-30/6/25 - includes transaction description, order pumping, extraction site and usage data.	Compliant
AP2-100	An on-going inspection and maintenance program will be implemented to ensure the continued integrity of the surface water management systems, including upstream diversions. They will be visually inspected on a monthly basis and following significant rainfall events and any	All	Site Environmental Inspection Checklist dated 19/6/25. Site water management systems are inspected as part of site environmental / SHEQ inspections and maintained as	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	required maintenance work will be promptly undertaken to ensure the system’s design capacity is maintained.		required. No evidence of silting in water management systems noted / sighted.	
AP2-101	The detention dams at each PPU will be visually inspected on an annual basis and, if necessary, will be desilted to ensure the dams maintain their design capacity.	All	Site Environmental Inspection Checklist dated 19/6/25. Site water management systems are inspected as part of site environmental / SHEQ inspections and maintained as required. Detention dam sighted - No evidence of silting in detention dam noted.	Compliant
AP2-102	The grassed swale drains between the poultry sheds will be carefully managed to minimise soil disturbance and maximise infiltration and stormwater treatment potential. They will be regularly slashed to encourage continual grass growth and associated nutrient up-take.	All	Site Environmental Inspection Checklist dated 19/6/25. Site water management systems are inspected as part of site environmental / SHEQ inspections and maintained as required. No evidence of silting in water management systems noted / sighted.	Compliant
AP2-103	Dry-cleaning practices at the end of each production cycle will be maximised within the poultry sheds prior to washing with water to minimise the volume of wash water and the amount of poultry litter (and associated sediments and nutrients) in the wash down water.	Operations	Dry cleaning including sweeping sheds to minimise water required prior to washing. Cleanout Report sighted for July 7 th 2025. Report covers submitter name, date and time, address, washing (interior), washing (exterior), general hygiene, biosecurity, documentation and sign off.	Compliant
AP2-104	Water captured in the detention dams will be reused for regular irrigation of the planted vegetation screens at each PPU. Advice will be sought from an appropriate professional to ensure that the tree and shrub species selected for the	Operations	Horticulturalist advice on suitable plantings was obtained during installation of vegetation screens. Analysis Report Water - Eastwest - date of sampling 11/04/24 - sample condition 'acceptable'.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	vegetation screens can effectively cope with and utilise the anticipated nutrient loads within the irrigation water.			
AP2-105	The waste management systems listed in Section 4.18 of the EIS will be implemented to ensure that each waste stream generated is effectively managed and disposed of off site. There will not be any on-site stockpiling or disposal of waste.	Operations	Correspondence from site personnel indicates no poultry litter was stockpiled onsite. Spent litter is loaded and removed from site immediately upon loading into covered trucks. Removal and use of spent litter 10 Jan 2025 – 3780 m ³ removed. Waste contractors engaged to manage transport and disposal of site wastes. Evidence of invoices from Cleanaway waste contractors sighted for works relating to waste removal. Waste Management Systems align with EIS section 4.18. Tax invoices include service details for: Clear 3.0M Bin, waste Plus (excess weight, fuel surcharge front lift, environmental fee.	Compliant
AP2-106	The best management practices and mitigation measures outlined in Section 4.19 of the EIS will be implemented for the storage of chemicals and fuels.	Operations	Cleanaway tax invoices sighted for POs 79164 (Mar-25), 79835 (Apr-25), 81144 (Jun-25). Tracked via OneDrive spreadsheet. Tax invoices include service details for: Clear 3.0M Bin, waste Plus (excess weight, fuel surcharge front lift, environmental fee. Site Environmental Inspection Checklist covers compliance/check against this condition - sighted checklist dated 19/6/25.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			SDS are located within the site office approximately 50 metres from the chemical storage shed. These are available to all staff trained to use chemicals.	
Mosquito Control				
AP-107	The table drains and detention dams will be maintained free of vegetation.	Operations	Site Environmental Inspection Checklist dated 19/6/25. Site water management systems are inspected as part of site environmental / SHEQ inspections and maintained as required. Detention dam and table drains sighted - No evidence of silting in detention dam noted.	Compliant
AP-108	The vegetation screens around the PPU's will not be over-irrigated to avoid water collecting in any depressions for long periods of time.	Operations	Site Environmental Inspection Checklist, 19/6/25. Site water management systems are inspected as part of site environmental / SHEQ inspections and maintained as required. Depressions near vegetation screens sighted - No evidence of water collecting noted.	Compliant
AP-109	If it is identified that mosquitos have become an issue, a larvicide will be applied to the detention dams and surrounds to prevent mosquitoes from maturing to adults and/or the detention dams and surrounds will be fogged.	Operations	Not triggered	Not triggered
GROUNDWATER				
AP2-110	There will not be any groundwater extraction or use by the Development.	All	Groundwater is not extracted or used at the Development.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-111	Each poultry shed will be fully enclosed and have concrete flooring.	All	<p>Letter from DPE to ProTen, Ref: INV-46299464, dated 14/10/2022, SHOW CAUSE - Alleged Breach of Section 4.2 of the Environmental Planning and Assessment Act 1979.</p> <p>ProTen letter to DPE, Show Cause: Alleged Breach of Section 4.2 of the Environmental Planning and Assessment Act 1979 - Response, dated 3/11/2022 Poultry sheds have been constructed with a part-bitumen floor, which was not in accordance with the approved project design prior to MOD 4 approval.</p> <p>MOD 4 approved by the Planning Secretary on 22/09/2023 regularised Farm 2 poultry shed flooring constructed using an alternate construction design and permitted the alternate poultry shed flooring at Farms 1, 3 and 4. Note Appendix 2 Applicant's Management and Mitigation Measures has not been included in the consolidated consent (MOD 4) on the major Projects Website. This condition does not now align with Condition A22E.</p>	Compliant
AP2-112	Each poultry shed will be surrounded by a dwarf concrete bund wall measuring 400 mm high to prevent rainwater and runoff entering the sheds and to allow for the controlled discharge of wash down water from the sheds.	All	Dwarf concrete bunds described in AP2-112 installed prior to the reporting period. Dwarf concrete bunds are free of weeds and dirt and allow for the controlled discharge of wash down water from the sheds.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-113	Engineered surface water management systems will be installed at each PPU to capture and manage wash down water and stormwater runoff within the PPU environs, providing long-term structural management controls throughout the life of the operation. Each system will be designed to capture the runoff from 200 mm of rainfall, which is equivalent to the depth of rainfall for a 1% AEP 72-hour event.	All	As per Condition B20. The Northern Borrow Pit and Southern Borrow Pits were not included in the approved site Development Plans and are outside the approved disturbance footprint. These pits had water in them during the Compliance Reporting period, indicating that they may be capturing overland runoff. SSD-7704 MOD5 and the Southwest Borrow Pit Remediation Plan have been approved and once fully constructed / implemented will result in the northern borrow pit being compliant. Southwestern borrow pit has been remediated. However, until Water Storage Dam 1 is constructed this condition is non-compliant.	Non-compliant
AP2-114	The internal surfaces of the detention dams will be compacted or lined to provide an impermeable surface.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-115	AWTSs will be installed to manage the sewage generated by the staff amenities at each PPU and the farm managers' houses in accordance with the manufacturer's specifications and Council approval requirements. Each AWTS (12 in total) will have a treatment capacity of 10 equivalent persons at 200 L/p/d and the treated effluent will be released over an area of approximately 200 m ² via sub-surface irrigation.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-116	An on-going inspection and maintenance program will be implemented to ensure the continued	All	Site Environmental Inspection Checklist dated 19/6/25.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	integrity of the surface water management systems. They will be visually inspected on a monthly basis and following significant rainfall events and any required maintenance work will be promptly undertaken to ensure the system’s design capacity is maintained.		Site water management systems are inspected as part of site environmental / SHEQ inspections and maintained as required. No evidence of silting in water management systems noted / sighted.	
AP2-117	The grassed swale drains between the poultry sheds will be carefully managed to minimise soil disturbance and maximise infiltration and stormwater treatment potential. They will be regularly slashed to encourage continual grass growth and associated nutrient up-take.	All	Site Environmental Inspection Checklist dated 19/6/25. Site water management systems are inspected as part of site environmental / SHEQ inspections and maintained as required. No evidence of silting in water management systems noted / sighted.	Compliant
AP2-118	Dry-cleaning practices at the end of each production cycle will be maximised within the poultry sheds prior to washing with water to minimise the volume of wash water and the amount of poultry litter (and associated sediments and nutrients) in the wash down water.	Operations	Cleanout Report sighted 7 Jul 2025. Report covers submitter name, date and time, address, washing (interior), washing (exterior), general hygiene, biosecurity, documentation and sign off.	Compliant
AP2-119	The waste management systems listed in Section 4.18 of the EIS will be implemented to ensure that each waste stream generated is effectively managed and disposed of offsite. There will not be any on-site stockpiling or disposal of waste.	Operations	Cleanaway tax invoices sighted for POs 79164 (Mar-25), 79835 (Apr-25), 81144 (Jun-25). Tracked via OneDrive spreadsheet. Tax invoices include service details for: Clear 3.0M Bin, waste Plus (excess weight, fuel surcharge front lift, environmental fee. Site Environmental Inspection Checklist covers compliance/check against this condition - sighted checklist dated 19/6/25.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Tax invoices include service details for: Clear 3.0M Bin, waste Plus (excess weight, fuel surcharge front lift, environmental fee.	
AP2-120	The best management practices and mitigation measures outlined in Section 4.19 of the EIS will be implemented for the storage of chemicals and fuels.	Operations	PRT-SOP-SHEQ-007 Chemical Management SOP, v4.4, 3/9/2020. PRT-WI-BRO-012 Triple Rinsing Drums, v2.1, 14/11/24. Site Environmental Inspection Checklist covers compliance/check against this condition - sighted checklist dated 19/6/25. Chemicals on correct bunding sighted.	Compliant
BIODIVERSITY				
Construction				
AP2-121	Construction areas will be clearly delineated to ensure no native vegetation outside of these areas is cleared.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-122	Erosion and sediment controls will be implemented prior to disturbance activities commencing in accordance with the Blue Book (Landcom 2004) and Erosion and Sediment Control on Unsealed Roads (OEH 2012).	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-123	An on-going inspection and maintenance program will be implemented to ensure the continued integrity of the erosion and sediment control structures throughout the construction period. They will be visually inspected on a monthly basis and following significant rainfall events and any required maintenance work will be promptly undertaken.	Construction	Condition not relevant to Operations Phase activities.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-124	Vehicles will not exceed a general speed limit of 60 km/hr along the main site access roads from Rushes Creek Road, with a reduced speed limit of 40 km/hr in the vicinity of work sites.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-125	If considered necessary, vehicles leaving the Development Site will be cleaned to avoid the spread of weeds.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-126	WIRES will be contacted prior to planned tree felling to advise of proposed works and arrange a volunteer wildlife handler (if required and available) to rescue any fauna.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-127	Rubbish, including building material wastes and food scraps, will be properly managed and will not be stockpiled within areas of native vegetation.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-128	Disturbed areas will be promptly rehabilitated and revegetated to a stable landform following completion of disturbance activities (see Section 4.3.6 in the EIS).	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-129	Revegetation works and landscape plantings will be regularly inspected and assessed for maintenance requirements, including weed control.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Operation				
AP2-130	Engineered surface water management systems will be installed at each PPU to capture and manage wash down water and stormwater runoff within the PPU environs, providing long-term structural management controls throughout the life of the operation.	Operations	As per Condition B20. The Northern Borrow Pit and Southern Borrow Pits were not included in the approved site Development Plans and are outside the approved disturbance footprint. These pits had water in them during the Compliance Reporting	Non-compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			<p>period, indicating that they may be capturing overland runoff. SSD-7704 MOD5 and the Southwest Borrow Pit Remediation Plan have been approved and once fully constructed / implemented will result in the northern borrow pit being compliant. Southwestern borrow pit has been remediated. However, until Water Storage Dam 1 is constructed this condition is non-compliant.</p>	
<p>AP2-131</p>	<p>If any native fauna are by chance injured during operations, WIRES will be contacted to arrange proper care for the animal. WIRES will also be contacted to remove any bats discovered within the poultry sheds.</p>	<p>Operations</p>	<p>Controls included in OEMP and communicated via site induction and toolbox training. OEMP v2.2 dated 5 September 2024 Correspondence with site personnel indicated no fauna injuries or relocation occurred during the reporting period. Spreadsheet included of all construction, contractors and visitors from online induct system. SHEQ Visitor/Driver induction - 8 page slide via Online Induct. Contactor induction - 31 page slide via Online Induct. Neither inductions have changed within the reporting period. Toolbox meeting minutes for safety and environmental – 12/6/25, 29/7/25 and 5/8/25.</p>	<p>Compliant</p>
<p>AP2-132</p>	<p>Suitable signage will be erected to direct traffic, limit traffic speed and minimise nighttime noise levels.</p>	<p>Operations</p>	<p>Site inspection - speed signage in place, directional signage to be installed on</p>	<p>Compliant</p>

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			<p>completion of gate installation (target by end Sept 2023)</p> <p>Traffic management controls implemented via OEMP (v2.2 dated 5 September 2024), including Heavy Vehicle Driver Code of Conduct. Controls include site speed limits. Site inspection checklist sighted 19/6/25 - includes inspection of vehicles adherence to speed limits</p> <p>Speed signage verified in 2023 Compliance Review: no changes 2025 Compliance Review - 40km/h unsealed roads away from production area; 25 km/h within construction & production areas. Vehicles onsite were observed to be generally travelling slowly, and appeared to be travelling within or below designated speed limits.</p>	
<p>AP2-133</p>	<p>Vehicles will not exceed a general speed limit of 60 km/hr along the internal access roads, with a reduced speed limit of 40 km/hr in the vicinity of the PPUs.</p>	<p>Operations</p>	<p>Traffic management controls implemented via OEMP, including Heavy Vehicle Driver Code of Conduct. Controls include site speed limits.</p> <p>Signed Operational Drivers Code of Conduct forms by various Multiquip employees indicating communication of requirements to heavy vehicle drivers.</p> <p>OEMP v2.2 September 2024, including Driver Code of Conduct, SLR v3.0 dated 26 June 2024.</p>	<p>Compliant</p>

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-134	Internal traffic will be restricted to the designated access roads (except in the event of an emergency or incident).	Operations	As above	Compliant
AP2-135	Efforts will be made to ensure the poultry sheds and other site buildings are fully enclosed and maintained in an attempt to exclude bats from roosting within the sheds/buildings.	Operations	Verified all closed during site visit on 2/7/25.	Compliant
AP2-136	The waste management systems listed in Section 4.18 in the EIS will be implemented to ensure that each waste stream generated is effectively managed and disposed of offsite. There will not be any on-site stockpiling or disposal of waste.	Operations	Removal and use of spent litter Form – 10/1/25 – 3780 m ³ removed. Batch verification schedule form includes bird monitoring, chlorine ppm, dead bird freezer temperature, controllers and footpath monitoring. Form also includes weekly inspections of test alarms, bait stations and test generators. Batch maintenance including inspections of feeders, drinkers, lights, litter management, winches, pumps, fans, fan belt, heaters, gas tanks, cool cells, farm vehicles and water supply. Batch Verification Schedules (daily) sighted for - 13/1/25 and 20/1/25 – compliant.	Compliant
AP2-137	External lighting will be aimed downwards and only used when necessary during times of low light and/or heavy fog.	Operations	Verified during 2025 Compliance Review site inspection. No change to comment by site personnel "Site inspection observations indicate external site lighting appeared to be aimed downwards, or else were installed or screened in such a way so as to not present a nuisance to surrounding properties or public roads." (2023)	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-138	A wheel wash facility will be installed on the access road to each PPU in order to minimise the risk the spread of plant pathogens and weeds.	Operations	The wheel wash is required as an operational biosecurity control measure. The permanent wheel wash is in commission. An exact date of commissioning the wheel wash could not be provided, however the slab was poured 20/4/24 and sprayer jets installed 2 weeks post pour date.	Compliant
AP2-139	Pest control measures (see Section 4.21 in the EIS) will be implemented to prevent and control outbreaks.	Operations	Pest and weed mitigation measures are implemented via the OEMP (OEMP v2.2 dated 5 September 2024). Chemical Application and Storage Report sighted – 10/7/25 – complaint.	Compliant
Biodiversity Offset Strategy				
AP2-140	The Biodiversity Offset Strategy outlined in Section 8.6.5 of the EIS will be implemented to fulfil the offset requirements for the Development.	All	Email from DPIE to ProTen dated 1 Sep 2021, communication regarding B37, B38, B39 conditions fulfilled SSD-7704-PA-14. NSW OEH Biodiversity Banking Credits Retirement Report, Credit Owner ID - 728, Credit owners ProTen Tamworth Pty Ltd - confirmation that biodiversity credits have been paid.	Not triggered
AP2-141	The biodiversity offsetting actions and outcomes will be documented in an addendum to the Biodiversity Offset Strategy for submission to the DPE and OEH within 12 months of obtaining development consent.	All	As above - biodiversity conditions fulfilled.	Not triggered
ABORIGINAL HERITAGE				
Aboriginal Cultural Heritage Management Plan (ACHMP)				

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-142	Prior to the commencement of construction, an ACHMP will be prepared for approval in consultation with the RAPs and OEH. It will describe the management actions for all Aboriginal sites within the Development Site, including the seven sites within the disturbance footprint, and include an unexpected finds protocol.	All	ACHMP – reviewed August 2024 (OzArk) in response to Bondah IF3 incident.	Compliant
Archaeological Salvage and Fencing				
AP2-143	The seven Aboriginal sites within the disturbance footprint of the Development, being Happy Hills IF3, Bondah-IF1, Bondah-IF2, Bondah-IF7, Bondah IF8, Happy Hills-OS3 and Bondah-OS11, will be salvaged by a surface collection and recording of all visible surface artefacts in consultation with the RAPs and OEH. The salvage works will be detailed in the ACHMP and will include the mapping, analysis and collection of all surface artefacts at the seven sites. The results of the salvage will be included in a report to preserve the data in a useable form.	All	ACHMP Revision 3.7, dated 2 August 2024. The ACHMP included an update on salvage works. OzArk Salvage Report for Stage 1 development, 27 July 2021. OzArk Salvage Report for Stage 2 development, August 2023. Not triggered during Stage 1 construction. Salvage report completed for Stage 1 & 2 prior to works commencing, included inspection, fencing & relocation of identified artefacts. See extract from the ACHMP summarising the salvage works to date in consultation with the relevant RAPs and agencies: <i>Prior to the commencement of Stage 1 works, an attempt was made to salvage the artefacts recorded at 20-5-0126 (Bondah-IF1) and 20-5-0127 (Bondah-IF2) (Figure 6-1) on 24 August 2021. Neither of the artefacts associated with the sites</i>	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			<p>were able to be located. As attempts were made to locate the artefacts, the sites are now registered as 'destroyed' on AHIMS and no further management is required. Prior to the commencement of Stage 1 works, an attempt was made to salvage the artefacts recorded at 20-5-0106 (Bondah-OS11), 20-5-0124 (Bondah-IF7) and 20-5-0125 (Bondah-IF8) (Figure 6-1) on 6 July 2023. No artefacts associated with the sites were able to be located. As attempts were made to locate the artefacts; the sites are now registered as 'destroyed' on AHIMS and no further management is required.</p> <p>ACHMP has been implemented for operations phase activities via the OEMP. Sighted evidence of implementation including induction information, salvage report (from construction phase), marked areas of site containing known cultural finds identified during construction activities (to be permanently marked & fenced off). Site inspection checklists indicate regular monitoring of the Aboriginal sites.</p>	
AP2-144	The five Aboriginal sites in close proximity to the disturbance footprint of the Development will be fenced with appropriate buffers and signed. Specifically:			

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-145	Happy Hills-IF4 is located within 50 m of an access road – it will be permanently fenced with a 10 m buffer and signed “Do Not Enter”;	All	<p>The ACHMP states: Permanent fencing required at 20-5-0109 (Bondah-OS9), 20-5-0100 (Happy Hills-IF4) and 20-5-0122 (Bondah-IF5) due to their proximity to the access road was completed on the same day (6 July 2023). In addition to the salvage, the temporary fencing required at 20-5-0115 (Bondah-OS2) and 20-5-0107 (Bondah-OS3) due to their proximity to the water pipeline and powerline was completed on 3 September 2021. OzArk inspected the sites in January 2024 and placed star pickets with signage around sites and deemed fencing appropriate.</p>	Compliant
AP2-146	Bondah-IF5 is located within 30 m of an access road – it will be permanently fenced with a 10 m buffer and signed “Do Not Enter”;	All	As per condition AP2-145.	Compliant
AP2-147	Bondah-OS2 is located within 50 m of water and electricity supply lines – it will be fenced with a 10 m buffer and signed “Do Not Enter” during construction;	All	As per condition AP2-145.	Compliant
AP2-148	Bondah-OS3 is located within 60 m of water and electricity supply lines – it will be fenced with a 10 m buffer along its eastern extents and signed “Do Not Enter” during construction; and	All	As per condition AP2-145.	Compliant
AP2-149	Bondah-OS9 is located within 20 m of water and electricity supply lines – it will be permanently	All	As per condition AP2-145.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	fenced with a 10 m buffer around its northern extent and signed “Do Not Enter”.			
Archaeological Excavation of Bondah-H1				
AP2-150	Consultation with the RAPs will be undertaken to determine the cultural appropriateness of excavating the Aboriginal hearth identified as Bondah-H1 during the preparation of the ACHMP. If the RAPs confirm the appropriateness and potential benefits, archaeological excavation of Bondah-H1 to determine if it is an Aboriginal oven will be included in the ACHMP. The excavation will also be used to determine whether in-situ charcoal remains beneath the cluster of stones for radio carbon C14 dating.	All	ACHMP reviewed August 2024 (OzArk) in response to Bondah IF3 incident. Consultation with RAPs undertaken, interested parties did not support excavation of the feature known as Bondah-H1. Heritage NSW consented to Condition B33(e), which required a program of excavation and reporting on the feature, being removed from SSD-7704. Condition B33(e) was removed from SSD-7704 by MOD 1 (15 June 2021).	Compliant
General				
AP-151	No disturbance will occur outside of the disturbance footprint assessed in this EIS. Any alterations to the Development footprint will be assessed in accordance with the Due Diligence Code of Practice for the Protection of Aboriginal Objects in New South Wales (DECCW 2010).	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP-152	The three Aboriginal scarred trees identified within the Development Site will be further examined with reference to the Aboriginal Scarred Trees in New South Wales, A Field Manual (DEC 2005) should the Development’s disturbance footprint change in a manner that potentially threatens these trees.	Construction	Condition not relevant to Operations Phase activities. Induction slide sighted as part of 2025 audit - includes site Aboriginal sites inspections - key heritage management measures and process for uncovering any Aboriginal items on site.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP-153	Employees and contractors will be made aware of the presence of the identified Aboriginal sites during site inductions and training.	All	Unexpected finds protocol implemented via OEMP and communicated via site inductions and training. Visitor and contractor site inductions sighted - Aboriginal heritage finds protocol included in site induction. Most current OEMP v2.2 dated 5 September 2024	Compliant
AP-154	If any Aboriginal sites are uncovered during construction or operation, all work within the vicinity will cease immediately and the unexpected finds protocol in the approved ACHMP will be followed.	All	As per condition AP-153.	Compliant
NOISE				
Construction				
AP2-155	Construction activities will be restricted to the following standard daytime hours: · Monday to Friday – 7:00 am to 6:00 pm; · Saturday – 8:00 am to 1:00 pm; and · No audible construction work on Sundays or public holidays.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-156	Plant and equipment operators will be instructed on how to minimise noise generation at all times. If necessary, this may include avoiding the operation of noisy plant and equipment simultaneously.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-157	Plant and equipment will be maintained to meet regulatory and industry standards, as well as ensure optimal operating conditions.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Operation				

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-158	Noise generating equipment purchased by the operator will comply with relevant workplace health and safety requirements.	Operations	No changes advised by site personnel for 2025 Compliance Review - Operational equipment purchased meets relevant Australian standards and is not modified for use onsite.	Compliant
AP2-159	Plant and equipment will be maintained to meet regulatory and industry standards and ensure optimal operating conditions.	Operations	Service checklists and inspection reports sighted during compliance review indicate ongoing proper inspection and maintenance: Generator checks (Gen 4, Back up 2) – 10/8/25, 18/7/25, 8/6/25 – complaint. Commission Test Plan Report sighted (SCR 1 - 440kVA) - 13/09/22 (inspection completed), 19/09/22 (verification completed) Commission Test Plan Report sighted (SCR 2 - 440kVA) - 13/09/22 (inspection completed) - 19/09/22 (verification completed) Commission Test Plan Report sighted (45 SCR System) - 13/09/22 (inspection completed) - 19/09/22 (verification completed) Vehicle & Equipment Pre-Start Checklists sighted – 8/9/25, 5/9/25, 7/8/25, 23/7/25.	Compliant
AP2-160	A unidirectional traffic movement system, via a one-way circulation road around each PPU, will be established to minimise the use of reversing beepers.	Operations	One-way traffic management implemented. Verified during site inspection 2023 Compliance Review site inspection - no changes identified by site personnel 2025.	Compliant
AP2-161	Internal roads will be appropriately constructed and maintained with a suitably compacted base.	Operations	Verified during site inspection 2023 Compliance Review site inspection - no changes identified by site personnel 2025.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-162	Vehicles will not exceed a general speed limit of 60 km/hr along the internal access roads, with a reduced speed limit of 40 km/hour in the vicinity of the PPU's.	Operations	Traffic management controls implemented via OEMP (v2.2 dated 5 September 2024), including Heavy Vehicle Driver Code of Conduct. Controls include site speed limits. Site inspection checklist sighted (dated 19/6/25 - includes inspection of vehicles adherence to speed limits. Speed signage verified in 2023 Compliance Review: no changes 2025 Compliance Review - 40km/h unsealed roads away from production area; 25 km/h within construction & production areas. Vehicles onsite were observed to be generally travelling slowly, and appeared to be travelling within or below designated speed limits.	Compliant
AP2-163	Suitable signage will be erected to direct traffic, limit traffic speed and minimise nighttime noise levels.	Operations	2025 Compliance Report: No change in signage as indicated by site personnel - signage verified during 2023 Compliance Report. "Directional signage on site sighted - entrance to site there is a 'traffic flow, one way' sign clearly indicated after the wheel wash" (2023)	Compliant
AP2-164	The emergency standby diesel generators will be contained in lockable acoustics enclosures with vertical air discharge and will only be used in emergency situations when mains power from the electricity grid is lost.	Operations	Site inspection confirms generators contained in lockable acoustics enclosures	Compliant
Road Traffic				

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-165	A directive to heavy vehicle drivers will be included in the Driver Code of Conduct to avoid the use of compression braking along Rushes Creek Road.	All	Signed Operational Drivers Code of Conduct forms by various Multiquip employees indicating communication of requirements to heavy vehicle drivers. OEMP v2.2 September 2024, including Driver Code of Conduct, SLR v3.0 dated 26 June 2024 Driver Code of Conduct addresses elements of Commitment AP2-165.	Compliant
AP2-166	Signage will be installed on the two access driveways near their intersections with Rushes Creek Road within the Development Site instructing heavy vehicle drivers to avoid the use of compression braking within the Development Site and on Rushes Creek Road.	All	Verified during site visit 2023. Based on site interviews - no changes to signage on site during 2025 reporting period.	Compliant
AP2-167	Consultation will be undertaken with Council and the local traffic committee in relation to installing signage on Rushes Creek Road near the Development Site and near the Oxley Highway intersection instructing heavy vehicle drivers to avoid compression braking along Rushes Creek Road.	All	Signage installed on Rushes Creek Road - verified during 2023 Compliance Review. Based on site interviews - no changes to signage during 2025 reporting period.	Compliant
HAZARD AND RISK				
AP2-168	Diesel and petrol will be stored in aboveground bunded tanks, with the minimum bund volumes being 110% of the respective tank capacity.	All	No storage of diesel or petrol onsite, apart from enclosed bunded tanks and mobile tank for diesel generators that are constructed as part of the generator enclosures. Generators sighted. Mobile tank in good condition.	Compliant
AP2-169	LPG will be stored in aboveground tanks installed and maintained in compliance with AS/NZS	All	Inspections of LPG tanks sighted - inspection checklist include general tanks and pipework	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	1596:2014 The Storage and Handling of LP Gas. Minimum separation distances will be maintained.		inspections: general housekeeping, servicing and safety of tanks, trip hazards, any maintenance required, check of pressure gauges, internal and external inspection dates, impact protection and fill points and leak testing samples.	
AP2-170	Chemicals will be stored in the vented chemical store within the amenities and workshop building at each PPU.	All	Site Environmental Inspection Checklist covers compliance/check against this condition - sighted checklist dated 19/6/25. Chemicals on correct bunding sighted.	Compliant
AP2-171	Copies of the SDSs for each chemical and fuel will be kept within the chemical store and/or office at each PPU.	All	SDS's kept in site office.	Compliant
AP2-172	Spill kits will also be maintained within the chemical store at each PPU.	All	Spill kit located within chemical storage area. Sealed.	Compliant
AP2-173	Diesel, petrol and LPG storages will be separated from each other and separated from the chemical store in the amenities and workshop building at each PPU.	All	Site Environmental Inspection checklist (date 19/6/25) - checklist includes checks marked either 'compliant' or 'non-compliant' in relation to storage of chemicals. Compliance Review 2023: Diesel, LPG and chemical storage areas segregated from each other, verified during site inspection.	Compliant
AP2-174	The chemical and fuel storage bunding will be constructed of material sufficiently impervious to the stored chemicals/fuel and be able to prevent the migration of any spillage or leakage to the surrounding environment. Where relevant, the bunding will comply with the relevant requirements of the following Australian	All	Site Environmental Inspection Checklist covers compliance/check against this condition - sighted checklist dated 19/6/25. Inspections of LPG tanks sighted – 14/8/25 through online Lucidity program. Inspection checklist include general tanks and pipework inspections: general housekeeping, servicing	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	<p>Standards and will be approved by a structural engineer:</p> <ul style="list-style-type: none"> · AS/NZS 1596:2014 The Storage and Handling of LP Gas, where applicable to the proposed LPG storage tanks; · AS 1940:2017 The Storage and Handling of Flammable and Combustible Liquids, where applicable to the proposed petrol and diesel storage tanks; · AS 2507:1998 The Storage and Handling of Agricultural and Veterinary Chemicals, where applicable to the proposed storage of chemicals comprising ADG Classes 3, 6.1, 8 and 9 and non-dangerous goods; and · AS 3780:2008 The Storage and Handling of Corrosive Substances, where applicable to the proposed storage of chemicals comprising ADG Class 8 substances. 		<p>and safety of tanks, trip hazards, any maintenance required, check of pressure gauges, internal and external inspection dates, impact protection and fill points and leak testing samples.</p>	
<p>AP2-175</p>	<p>The following controls will be implemented in relation to LPG storage to reduce risks to an acceptable level -</p> <ul style="list-style-type: none"> · Installations will comply with AS/NZS 1596:2014, specifically sections 3, 5, 6, 8, 11, 12 and 13; · Tanks will be made of steel and comply with the requirements AS/NZS 1200; · Tank filling will comply with section 6.6 of AS/NZS 1596:2014; 	<p>All</p>	<p>LPG tanks appear bunded and away from fence or at-risk bushland which could pose a risk to the environment. Inspections of LPG tanks sighted – 14/8/25 through online Lucidity program - inspection checklist include general tanks and pipework inspections, general housekeeping, servicing and safety of tanks, trip hazards, any maintenance required, check of pressure gauges, internal and external inspection</p>	<p>Compliant</p>

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	<ul style="list-style-type: none"> · Tanks will have an automatic fill shutoff when they have reached capacity in accordance with section 6.6 of AS/NZS 1596:2014; · Outflow will be controlled in accordance with section 5 of AS/NZS 1596:2014; · Appropriate compliant safety shut down and isolation valves will be installed as per sections 5.3 and 6.7 of AS/NZS 1596:2014; · Inspections, testing and maintenance will be undertaken in accordance with section 11.5 of AS/NZS 1596:2014; · Separation distances will be maintained as per AS/NZS 1596:2014; · Hazard area classification will be in accordance with AS/NZS 60079.10.1:2009; · Electrical equipment will comply with AS3000; · Fire safety systems will be installed and/or available in accordance with section 13 of AS/NZS 1596:2014; · Fire-sensing elements of the emergency shutdown system will be located in a position to sense a fire at the filling/loading connection; and · Staff will be trained in how to use firefighting equipment and fire drills should be undertaken. 		<p>dates, impact protection and fill points and leak testing samples.</p>	
AP2-176	<p>If considered necessary, a Fire Safety Study will be undertaken following development consent, in parallel with development detailed design, for approval prior to commencing construction.</p>	All	<p>An Emergency Plan has been developed and implemented via the OEMP. (v2.2 dated 5 September 2024). Included as Appendix J of the OEMP and details emergency procedures relevant to operations phase activities -</p>	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			Appendix I of OEMP dated 05/09/2024 uploaded on Major Projects Planning Portal - approved and contains Emergency Plan dated 16/08/24. References Fire Safety Study Rev 2, 3 April 2023, Project number 12545704, GHD Pty Ltd, which was prepared in accordance with Advisory Paper No 1 as required by Condition B41.	
VISUAL AMENITY				
Development Design				
AP2-177	The poultry sheds, along with some other infrastructure items, will be constructed using non-reflective materials. The walls will be a eucalyptus green (or similar) colour sympathetic with the surrounding natural environment.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-178	The solar panels will have anti-reflective treatment and there will not be any mirrors or lenses used.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-179	External lighting will comprise individual light fixtures mounted at a height of approximately 4 m over the front and rear of each poultry shed, with no broad area or flood lighting.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Vegetation Screens				
AP2-180	Vegetation screens will be established and maintained around the perimeter of each PPU on a progressive basis as soon as practicable following bulk earthworks and construction at each PPU.	All	A qualified horticulturalist was engaged to advise on the plantings, and has been engaged to return to site and inspect and advise on current growth and establishment	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
			<p>of the screening plantings. - Horticulturalist on site 27/10/23. Plantings are monitored via site inspections, evidence sighted. Site Environmental Inspection Checklist sighted – 19/6/25.</p>	
AP2-181	<p>Advice will be sought from an appropriate professional to ensure that the tree and shrub species selected for the vegetation screens can effectively cope with and utilise the anticipated nutrient loads within the irrigation water.</p>	All	<p>Horticulturalist advice obtained on tree and shrub selection. High nutrient load not reported for irrigation water drawn from detention dam. (Dip. Horticulture qualified). A qualified horticulturalist was engaged to advise on the plantings and has been engaged to return to site and inspect and advise on current growth and establishment of the screening plantings. - Horticulturalist on site 27/10/23. Plantings are monitored via site inspections, evidence sighted. Site Environmental Inspection Checklist sighted – 19/6/25.</p>	Compliant
Operation				
AP2-182	<p>External lighting will be aimed downwards and only used when necessary during times of low light and/or heavy fog.</p>	Operations	<p>Verified during 2023 Compliance Review - site inspection for 2025 Compliance Review. No change to comment made by site personnel. "Site inspection observations indicate external site lighting appeared to be aimed downwards, or else were installed or screened in such a way so as to not present a nuisance to surrounding properties or public roads." (2023)</p>	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
GREENHOUSE GAS AND ENERGY EFFICIENCY				
Development Design				
AP2-183	The poultry sheds will be insulated with high thermal performing expanded polystyrene with fire-retardant.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-184	The poultry sheds will be tunnel-ventilated, fully enclosed and climate-controlled, which will reduce power consumption.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-185	Solar panels will be installed at each PPU to generate clean renewable energy to power the PPUs and reduce dependency on reticulated electricity. The panels will produce energy during the day and any surplus energy will be able to be fed into the electricity grid.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
AP2-186	Low lux lighting will be installed within the poultry sheds.	Construction	Condition not relevant to Operations Phase activities.	Not triggered
Operation				
AP2-187	External lighting will only be used when necessary during times of low light and/or heavy fog.	Operations	Verified during 2023 Compliance Review and site inspection for 2025 Compliance Review. No change to comment made by site personnel. "Site inspection observations indicate external site lighting appeared to be aimed downwards, or else were installed or screened in such a way so as to not present a nuisance to surrounding properties or public roads." (2023)	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-188	The integrity of the poultry sheds will be regularly checked to identify and rectify any air leaks, which place additional load on ventilation fans.	Operations	Cleanout Report sighted for 7 July 2025. Report covers poultry shed cleaning - submitter name, date and time, address, washing (interior), washing (exterior), general hygiene, biosecurity, documentation and sign off.	Compliant
AP2-189	Internal lighting, temperature, humidity and static pressure will be continuously monitored within the poultry sheds and automatically adjusted to suit conditions. This will avoid unnecessary solar, electricity and LPG usage.	Operations	Site Environmental Inspection Checklist covers compliance/check against this condition - sighted checklist dated 19/6/25. Linked to sheds which controls temperature - ProTen confirmed they are still using it.	Compliant
AP2-190	Equipment such as ventilation fans and heaters will be regularly maintained and serviced to ensure optimal performance and efficiency.	Operations	Site Environmental Inspection Checklist - sighted checklist dated 19/6/25. Visual Inspection completed 2/7/25 - inspection of equipment such as fans and heaters. Site Manager advised repairs carried out on the spot or arranged with external contractors and service providers where necessary via Farm Manager.	Compliant
Social				
AP2-191	Shortly following submission of this EIS to the DPE for public exhibition, ProTen will hold a community information session. This session will serve to overview the Development, outline and discuss the findings of key impact assessments and provide an overview of the EIS assessment and determination process, including how to review and comment on the EIS during the exhibition phase.	All	Community information session held 18 September 2018, outcomes considered in Response to Submissions as part of EIA process. Community Consultation Plan (SLR) - 16 August 2024.	Not triggered

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
AP2-192	ProTen will hold subsequent face-to-face meetings if requested by any of the community stakeholders.	All	Not required for operations phase activities to date. Community Consultation Plan (SLR) - 16 August 2024. Consultation processes and commitments for operations phase activities are implemented via the Community Consultation Plan contained in the OEMP.	Not triggered
AP2-193	ProTen will arrange additional community information sessions prior to commencing both construction and operation if desired by the community stakeholders.	All	Not required for operations phase activities to date. Community Consultation Plan (SLR) - 16 August 2024. Consultation processes and commitments for operations phase activities are implemented via the Community Consultation Plan contained in the OEMP (OEMP v2.2 dated 5 September 2024).	Not triggered
AP2-194	Community and stakeholder consultation commitments will be included in both the CEMP and OEMP, which will be publicly available on ProTen’s website once approved.	All	Consultation processes and commitments for operations phase activities are implemented via the Community Consultation Plan contained in the OEMP. Community Consultation Plan (SLR) - 16 August 2024.	Compliant
AP2-195	Prior to the commencing both construction and operation ProTen will inform the surrounding residents and operators of the surrounding recreational facilities of planned commencement of construction/operation via a letter drop. The letter will advise relevant details, including general construction/operation activities, key dates, staging and hours, and relevant site contact details. These stakeholders will also be informed	All	In Section 5.3 of the CCP contained within the OEMP for operations phase activities. Evidence of onsite signage and newspaper notices of operations commencement sighted. Newspaper Notice - The Land 1/9/2022 Newspaper Notice - Manilla Express 30/8/2022	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	of any changes to the construction/operation activities in writing.		*Newspaper ads are not required each year - contact number and information is on ProTen website - verified 07/11/24. Evidence of communication with surrounding residents around the proposed date of operational commencement sighted 2023 Compliance Review, site inspection. Rushes Creek Poultry Farm Development - Community Newsletter, June 2022. Actions taken above comply with requirements of Condition B56f (ii) - letterbox drop not required.	
AP2-196	Clearly visible signage will be installed at both the site access driveways off Rushes Creek Road prior to commencing construction and during operation. The signs will advise relevant details, including the site name, site office location, site contact details and any specific access requirements.	All	2025 Compliance Report: No change in signage as indicated by site personnel - signage verified during 2023 Compliance Report. "Directional signage on site sighted - entrance to site there is a 'traffic flow, one way' sign clearly indicated after the wheel wash" (2023).	Compliant
AP2-197	ProTen will continue to operate its freecall environmental hotline number, which is provided on the company's website, to ensure community concerns can be raised and addressed.	All	Confirmed ProTen website 5/9/25. https://proten.com.au/Contact Environmental Enquiries and Complaints - 1800-776-994	Compliant
AP2-198	ProTen will work with the Lake Keepit Soaring Club following development consent to establish an emergency landing strip for gliders within the Development Site.	All	Timing not specified. Not yet started.	Not triggered
AP2-199	ProTen will be levied and pay development contributions to Council pursuant to the EP&A Act	All	Evidence of development contributions to Council sighted.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	and in accordance with the Tamworth Regional Council Section 94A (Indirect) Development Contributions Plan 2013.		2024 - RCD001 Development Contributions - 04/09/2024 - Sighted PO number and receipt.	
APPENDIX 3 – INCIDENT NOTIFICATION & REPORTING REQUIREMENTS				
AP3-1	A written incident notification addressing the requirements set out below must be emailed to the Planning Secretary at the following address: compliance@planning.nsw.gov.au within seven days after the Applicant becomes aware of an incident. Notification is required to be given under this condition even if the Applicant fails to give the notification required under condition C9 or, having given such notification, subsequently forms the view that an incident has not occurred.	All	No incidences during the reporting period.	Compliant
AP3-2	Written notification of an incident must: a. identify the development and application number; b. provide details of the incident (date, time, location, a brief description of what occurred and why it is classified as an incident); c. identify how the incident was detected; d. identify when the applicant became aware of the incident; e. identify any actual or potential non-compliance with conditions of consent; f. describe what immediate steps were taken in relation to the incident; g. identify further action(s) that will be taken in relation to the incident; and	All	No incidences during the reporting period.	Compliant

Condition of Consent Number	Compliance Requirement	Development Phase	Evidence and Comments	Compliance Status
	h. identify a project contact for further communication regarding the incident.			
AP3-3	Within 30 days of the date on which the incident occurred or as otherwise agreed to by the Planning Secretary, the Applicant must provide the Planning Secretary and any relevant public authorities (as determined by the Planning Secretary) with a detailed report on the incident addressing all requirements below, and such further reports as may be requested.	All	No incidences during the reporting period.	Compliant
AP3-4	The Incident Report must include: a. a summary of the incident; b. outcomes of an incident investigation, including identification of the cause of the incident; c. details of the corrective and preventative actions that have been, or will be, implemented to address the incident and prevent recurrence; and d. details of any communication with other stakeholders regarding the incident.	All	No incidences during the reporting period.	Compliant

Appendix B Action Status Table

Source	Condition of Consent Number	Action Proposed	Proposed Completion Date	Status	Action Completed
IEA 2023 2023, 2024, 2025 Compliance Report	A1	Ensure all members of the project group and construction are aware of the Approval and EPL requirements via training, project meetings and inclusion in contracts.	As part of the Stage 2 Development	NOT STARTED	SSD-7704 to be issued to contractors as part of Stage 2 of the Development.
IEA 2023 2023, 2024, 2025 Compliance Report	A2a, A2d, A2f.	1) No further operation of borrow pits until DPE has approved utilisation of the North pit into a Dam for water security (MOD 4) and southwest pit to be returned to pasture following approval of the remediation plan submitted to DPE on 1 September 2023.	June 2026	IN PROGRESS	Borrow pits have not been 'operated' during the 2024 and 2025 compliance reporting period. Clean water diversion around northern borrow pit installed. MOD 4 & 5 approved and implemented. Enforceable Undertaking approved & implemented. MOD4, MOD5, and Southwestern Borrow Pit Remediation Plan approved. Remediation of southwestern borrow pit completed. Conversion of northern borrow pit into permanent dam is to be completed, work anticipated to commence 1st quarter 2025. DA2024-0171 approved by Tamworth Regional Council on 28/08/2024 allows for the construction and operation of two dams. DA2024-0171 allows for the northern borrow pit to be converted into Water Storage Dam 1 (refer ref. No. 21079-D Bath Stewart Associates). Construction of the dams has

Source	Condition of Consent Number	Action Proposed	Proposed Completion Date	Status	Action Completed
					commenced. The Soil and Water Management Plan will be updated to reflect as-built conditions following completion of the dams.
2025 Compliance Report	B1b	Upgrade weather station to remove continuous issues with current system.	Nov 2025	IN PROGRESS	Envirodata has been engaged for the supply of a new weather station. A capital expenditure request was submitted and approved. The equipment has been ordered and installation has been scheduled.
2024, 2025 Compliance Report	B6	The EPA must be notified in writing should any delays in report submission be anticipated.	May 2025	COMPLETE	A formal request was submitted to the EPA and DPHI to cease the Odour Monitoring Program (OMP), with approval granted by DPHI on 29 May 2025. Odour monitoring activities will recommence upon the commencement of operations for Stage 2 of the development.
IEA 2023 2023, 2024, 2025 Compliance Report	B18	2) Redevelop clean water diversions to ensure water is flowing around northern borrow pit and water is not being detained in this area.	June 2026	IN PROGRESS	MOD 5 and DA approved to address conversion into water storage dam. Construction commenced 2nd quarter 2025. Completion of construction will address compliance with this condition.
IEA 2023 2023, 2024, 2025 Compliance Report	B20b, B20c, B20f(i)	2. Redevelop clean water diversions to ensure water is flowing around northern borrow pit and water is not being detained in this area.	June 2026	IN PROGRESS	MOD 5 and DA approved to address conversion into water storage dam. Construction commenced 2nd quarter 2025. Completion of construction will address compliance with this condition.

Source	Condition of Consent Number	Action Proposed	Proposed Completion Date	Status	Action Completed
IEA 2023 2023, 2024, 2025 Compliance Report	B22c, B22f, B22g(i)(a), B22g(i)(b), B22g(i)(c), B22g(i)(d).	Update the SWMP to include remediated borrow pit and new dam in northern borrow pit following completion of these works.	July 2026	IN PROGRESS	MOD 5 and DA approved to address conversion into water storage dam. Construction commenced 2nd quarter 2025. Review and update will commence upon completion of construction.
2024, 2025 Compliance Report	B56f(ii)	Consider applying for an amendment to Condition B56f of SSD-7704 to provide relief and/or provide further clarification regarding the means and frequency of advertising required for the community complaints contact details.	Jan 2026	NOT STARTED	Review SSD-7704-MOD6 (upon approval) to amend Condition.
2023 Compliance Report	Appendix 1	2) Complete construction to convert northern borrow pit into a water storage dam.	June 2026	IN PROGRESS	2) Construction of northern borrow pit into Water Storage Dam 1 commenced 2nd quarter 2025.
2023 Compliance Report	AP2-97	Refer to actions at Appendix 1.	June 2026	IN PROGRESS	Construction to convert the northern borrow pit into a permanent dam, and to remediate the southwestern borrow pit to be completed.
2025 Compliance Report	AP2-113	Refer to actions at Appendix 1.	June 2026	IN PROGRESS	As above.
2025 Compliance Report	AP2-130	Refer to actions at Appendix 1.	June 2026	IN PROGRESS	As above.

Appendix C Compliance Report Declaration Form

Compliance Report Declaration Form

Project Name	Rushes Creek Poultry Production Farm
Project Application Number	SSD-7704-MOD 5
Description of Project	Large scale poultry broiler production farm comprising 54 poultry sheds and associated support and servicing infrastructure. Each shed will house up to 56,500 birds, providing a total site population of 3,051,000 birds.
Project Address	1582 Rushes Creek Road, Rushes Creek NSW 2346
Proponent	ProTen Tamworth Pty Ltd
Title of Compliance Report	Operational Compliance Report. SSD-7704- MOD 5 – ProTen Tamworth Pty Ltd Rushes Creek Poultry Production Farm
Date	6 September 2025
<p>I declare that I have reviewed the contents of the attached Compliance Report and to the best of my knowledge:</p> <ul style="list-style-type: none"> i. The Compliance Report has been prepared in accordance with all relevant conditions of consent; ii. The Compliance Report has been prepared in accordance with the Compliance Reporting Requirements; iii. The findings of the Compliance Report are reported truthfully, accurately and completely; iv. Due diligence and professional judgement have been exercised in preparing the Compliance Report; and v. The Compliance Report is an accurate summary of the compliance status of the development. 	
<p>Note:</p> <ul style="list-style-type: none"> • Under section 10.6 of the Environmental Planning and Assessment Act 1979 a person must not include false or misleading information (or provide information for inclusion in) a report of monitoring data or an audit report produced to the Minister in connection with an audit if the persons that the information is false or misleading in a material respect. The proponent of an approved project must not fail to include information in (or provide information for inclusion in) a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is materially relevant to the monitoring or audit. The maximum penalty is, in the case of a corporation \$1 million and for an individual \$250,00; and • The Crimes Act 1900 contains other offences relating to false and misleading information: section 307B (giving false or misleading information – maximum penalty 2 years’ imprisonment or 200 penalty units, or both). 	
Name of Authorised Reporting Officer	James Wentworth
Title	Chief Executive Officer
Signature	
Qualification	Bachelor of Commerce, Accounting, Corporate Finance & Economics Bachelor of Laws Certified Practising Accountant: Chartered Financial Analyst
Company	ProTen Ltd
Company Address	Suite 1103, Level 11, 99 Mount Street North Sydney NSW 2060

Appendix D Figures and Photos

Photo 1 – Wheel Wash Operational



Photo 2 – Gas Bullets



Photo 3 – Detention Dam



Photo 3 – General Site and South Tree line



Photo 4 – Chemical Store



Photo 5 – Chemical Store Bunding



Photo 6 & 7 – Internal Roads



Photo 8 – Front Entry and Generators



Photo 9 – Road condition from Main Road leading into Site



Photo 10 – Traffic Direction (Flow) signs



Photo 11 – Sign In / Sign Out QR Code at Wheel Wash and front entry area



Photo 12 – Weather Station



Photo 13 – General Site Housekeeping (recent slashing)

