

NC#	Condition Number	Condition/Commitment	Finding	Recommended Action	ProTen Response	Timing of Actions
NC1	A2	The development may only be carried out: a) in compliance with the conditions of this consent b) in accordance with all written directions of the Planning Secretary; c) in accordance with the EIS, Response to Submissions and Supplementary Response to Submissions; d) in accordance with the Modification Assessments; e) in accordance with the Development Layout in Appendix 1; and in accordance with the management and mitigation measures I Appendix 2.	Non-compliances with the conditions of this consent were identified during the audit. Accordingly, a non-compliant finding has been raised in relation to this condition, as the development has not been carried out in accordance with the consent requirements.	Ensure that the recommendations associated with each non-compliance identified in this audit report are implemented.	ProTen acknowledges the non-compliant finding. ProTen has reviewed all non-compliances identified within this audit and will implement all recommended corrective actions to ensure full alignment with Condition A2.	1/12/26
NC2	A39	The applicant must provide a copy of the documentation given to the Certifier under condition 38 to the Planning Secretary within 7 days after the Certifier accepts it.	No evidence was provided to demonstrate that the documentation submitted to the Certifier for sheds 13-18 was also provided to the Planning Secretary and therefore a non-compliance is raised.	While this condition cannot be rectified retrospectively, it is still recommended that the required information be submitted to the Planning Secretary.	Administrative non-compliance. All documentation previously supplied to the Certifier for sheds 13–18 has been consolidated and will be submitted to the Planning Secretary to close the historic gap.	30/4/26
NC3	B53	The Applicant must:	The establishment of the vegetation screen required	<ul style="list-style-type: none"> Replanting failed trees with appropriate native 	Replanting of failed trees is currently under way with	1/12/26

NC#	Condition Number	Condition/Commitment	Finding	Recommended Action	ProTen Response	Timing of Actions
		<p>a) establish a vegetation screen around the perimeter of each PPU a minimum width of 40 metres prior to the commencement of operation.</p> <p>b) maintain the vegetation screens on the site for the life of the development.</p>	<p>under Condition B53(a) was previously identified as a non-compliance during the first independent audit, which is outside the current audit period. However, during the site inspection undertaken on 14 January 2026, the vegetation screen remained not fully established. At the time of the inspection, the vegetation screen did not completely surround the Farm 2 sheds to form a full perimeter of the PPU, and therefore the intent of Condition B53 had not been met.</p>	<p>species as originally specified.</p> <ul style="list-style-type: none"> • Applying mulch and other establishment measures to support tree survival and growth. • Develop a monitoring and maintenance program to ensure successful irrigation, replacement of any failed plantings, and regular inspections until the screen is fully established. • Documentation and reporting of all replanting and maintenance activities, including photographic evidence, to demonstrate compliance with Condition B53(a). 	<p>the purchase of an additional 1000 trees, installation of a drip water system and mulch. A formal vegetation monitoring and maintenance program is already in place, as evidenced by monthly landscaping inspections undertaken as part of the Site Environmental Inspection Checklist. To strengthen compliance with Condition B53, ProTen will:</p> <ul style="list-style-type: none"> • Enforce the existing monthly vegetation inspection frequency in alignment with OEMP Table 23 requirements for ongoing landscaping monitoring. • Expand the 2026–2027 operational budget to include procurement of additional native tree stock to replace failed plantings. • Implement targeted replanting, mulching, and irrigation support to ensure survival and establishment success. 	
NC4	B54A	Prior to the commencement of installation of the solar arrays at the Namoi River	The Applicant indicated that sensitive receptor R15 was consulted during the 2023-2024	Conduct additional documented consultation with the landowner of R15	ProTen will conduct renewed documented consultation with sensitive	1/5/26

NC#	Condition Number	Condition/Commitment	Finding	Recommended Action	ProTen Response	Timing of Actions
		water pump, the Applicant must offer further vegetation screening to the land owner 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.	Compliance Reporting period regarding a screen for the solar panels at the Namoi River water pump, following their installation. Receptor R15 stated that they did not require a vegetation screen, as the solar panels did not impact them. Evidence of this consultation, as well as confirmation that it was submitted to the Planning Secretary, was not provided.	regarding vegetation screening. Document the R15 landowners response. Maintain a record for inclusion in subsequent audits.	receiver R15. Once consultation is completed, all evidence will be submitted to the Planning Secretary as required.	
NC5	C7	The Applicant must: a) not commence operation until the OEMP is approved by the Planning Secretary; and b) 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).	A non-compliance was identified against Condition B53 of Schedule 3, which relates to the establishment of vegetation screening around each PPU. As Condition B53 is also a requirement of the OEMP, non-compliance with Condition B53 constitute non-compliance with the OEMP and, consequently, this condition.	Ensure that the recommendations associated with the non-compliance identified under Condition B53 are implemented.	ProTen acknowledges that non-compliance with vegetation screening under B53 results in consequential non-compliance with C7. Corrective actions for NC3/B53 will therefore simultaneously rectify this requirement.	1/12/26
NC6	C13	Independent auditing of the operation of the development must be carried out in accordance with the Independent Audit	The first independent environmental audit was conducted by Integrated Environmental Management Australia on 17 October 2022	This condition cannot be rectified retrospectively. The Applicant should ensure that the next independent audit is	ProTen has updated its Audit and Compliance Calendar to ensure the next independent audit is scheduled within 36	Completed

NC#	Condition Number	Condition/Commitment	Finding	Recommended Action	ProTen Response	Timing of Actions
		Post Approval Requirements (Department, 2020).	and covered construction as well as the first operational component. The PAR (2020) requires that ongoing independent audits are undertaken during the operation phase at intervals no greater than 3 years or as otherwise agreed by the Secretary. This audit report is in support of compliance of this requirement however, it was not undertaken within 3 years of the previous independent audit.	carried out within three years of this audit.	months of the 2026 audit date.	
NC7	O4.7 (EPL)	<p>A vegetation screen shall be planted around the perimeter of each Poultry Production Unit as follows:</p> <ul style="list-style-type: none"> a) minimum total width of 40 metres; b) contain consistent, yet random plantings of a variety of tree and shrub species of differing growth habits, at a spacing of 4 metres to 7 metres; c) include species with long, thick and rough foliage; d) achieve a porosity of 0.5 (50% of the screen will be air space); e) include species that are hardy and fast growing; 	As raised under Condition B53 of Schedule 2 of the Condition of Consent, the vegetation screen remained not fully established.	Ensure that the recommendations associated with the non-compliance identified under Condition B53 of the Conditions of the Consent are implemented.	ProTen acknowledges the EPL non-compliance relating to vegetation screen establishment. The existing monthly inspection program (Site Monthly Environmental Inspections) will be enforced to ensure vegetation screen progress is consistently monitored as per NC3. ProTen will also allocate funds in the 2026–2027 budget to expand native species planting, ensuring EPL O4.7 requirements for species diversity, spacing and foliage density are achieved.	1/12/26

NC#	Condition Number	Condition/Commitment	Finding	Recommended Action	ProTen Response	Timing of Actions
		f) foliage from base to crown (ie lower and upper storey vegetation).				
NC8	R1.5 (EPL)	The Annual Return for the reporting period must be supplied to the EPA via eConnect EPA or by registered post not later than 60 days after the end of each reporting period or in the case of a transferring licence not later than 60 days after the date the transfer was granted (the 'due date').	It was confirmed during the interview process that annual reports are signed electronically. Once signed, an email confirmation is received, which constitutes final submission. After reviewing the email during the interview process it was confirmed that the final submission of the 2025 Annual Report was on 13 October 2025, which is after the due date of 9 October 2025.	This condition cannot be rectified retrospectively. The Applicant should ensure that the next annual return is submitted no later than 60 days after the end of the reporting period.	While the Annual Return was completed on 9 October 2025, the required company signatures were not applied until the following Monday, resulting in the formal submission occurring after the due date. ProTen has reviewed the cause and determined that the timing issue resulted from the return being finalised late on a Friday. To prevent future occurrences, Annual Returns will now be scheduled for completion and executive sign-off earlier in the week, ensuring they are fully submitted before the statutory deadline.	Completed