

# Decision Statement for Review of Environmental Factors

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## Tamworth World Class End of Life (WCEoL)

Version 1  
7 July 2025



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# Tamworth WCEoL

Project Details				
Project Name		Tamworth World Class End of Life (WCEoL)		
Project Location		Tamworth Health Service, 31-35 Dean Street, North Tamworth		
REF Prepared by		_planning, 19 June 2025		
Activity Description		The development of a new 6-bed palliative care space as an extension to the existing ground floor palliative care unit.		
Reviewing Officers		I certify that I have reviewed and endorsed the contents of this REF document, and, to the best of my knowledge, it is in accordance with the <i>Environmental Planning &amp; Assessment Act 1979</i> (EP&A Act), the <i>Environmental Planning &amp; Assessment Regulation 2021</i> (EP&A Regulation) and the Guidelines approved under Section 170 of the EP&A Regulation, and the information it contains is neither false nor misleading.		
		Author	Position	Date
		Nicholas Dowman	Senior Advisor, Town Planning	7/7/2025
		Endorsed by	Position	Date
Rachel Mitchell	Program Director, Town Planning	09/07/2025		

## Decision Statement

Based on the REF document and supporting documentation, including technical studies and any consultation and notification outcome, the Recommendation Report prepared by HI-Planning and any other information and any advice from other relevant determining authorities:

- the proposed activity is not likely to significantly affect the environment and therefore an Environmental Impact Statement (EIS) is not required;
- the proposed activity will not be carried out in a declared area of outstanding biodiversity value and is not likely to significantly affect threatened species, populations or ecological communities, or their habitats or impact biodiversity values, meaning a Species Impact Statement (SIS) and/or Biodiversity Assessment Report (BDAR) is not required;
- the proposed activity may proceed subject to the mitigation measures in Schedule 1 below that are required to eliminate, minimise or manage environmental impacts.

## Reason for the decision

- The proposed activity will have positive economic and social benefits.
- The REF identifies a range of environmental outcomes and safeguards as mitigation measures that would be required to avoid or reduce environmental impacts, ensuring that the activity is not likely to significantly affect the environment. The mitigation measures for the activity are included at **Schedule 1** to this Decision Statement.
- The proposed activity will provide appropriate, world-class palliative care services within a regional area of New South Wales.

## Mitigation Measures

- Mitigation measures are required to minimise or manage environmental impacts and are detailed throughout the REF and specifically in Section 7 and at Appendix CC. Additional mitigation measures, detailed in the Determination below have been imposed to minimise the impact on the surrounding environment, ensure appropriate site safety and to ensure legislative compliance.
- Any aspect of the Proposal that does not comply with the specified mitigation measures and any other statutory requirements is in breach of this determination.

## Determination

Acting as a delegate of the Health Administration Corporation, and, in accordance with Section 5.5 of the *Environmental Planning and Assessment Act 1979* (EP&A Act), having taken into account to the fullest extent possible all matters likely to affect the environment as a result of the proposed activity, and having regard to the Review of Environmental Factors (REF) prepared by \_planning dated 19 June 2025, and the HI-Planning Recommendation Report, I hereby determine the REF by **granting approval** to the carrying out of the proposed activity subject to the Mitigation Measures in Schedule 1 below.



.....  
Amanda Bock

A/ Chief Executive Health Infrastructure

18 July 2025

.....  
Date

# Schedule 1

## Mitigation measures

The following Mitigation Measures have been imposed to ensure that the activity is carried out in accordance with the plans/documentation and any amendment approved under Part 5 of the Environmental Planning and Assessment Act 1979 (*EP&A Act*). These mitigation measures are required to eliminate, minimise or manage environmental impacts of the activity. They provide measures for the appropriate environmental performance of the activity, including regular monitoring and reporting.

## Part A – General Measures

### Obligation to Prevent Impacts to the Environment

- A1

In addition to meeting the mitigation measures in this determination, all reasonable and feasible measures should be implemented to prevent impacts to the environment that may result from the activity.
- A2

The mitigation measures in this Decision Statement prevail to the extent of any inconsistency, ambiguity or conflict between them and the document listed in mitigation measure A3 below. In the event of any inconsistency, ambiguity or conflict between any of these documents listed in mitigation measure A3, the most recent document prevails to the extent of the inconsistency, ambiguity or conflict.

### Development in Accordance with Plans and Documentation

- A3

The proposal must be carried out generally in accordance with the Review of Environmental Factors (REF) dated 19 June 2025 and prepared by \_planning, on behalf of NSW Health Infrastructure (HI) (including accompanying Appendices A-CC) and generally in accordance with the following plans/documentation as modified below and by any of the under-mentioned measures:

Drawing Title	Drawing Ref	Revision	Date	Prepared by
Precinct Site Plan	AR-020000	B	4/4/2025	Architectus
Site Plan	AR-020001	A	14/3/2025	Architectus
Demolition Plan – Ground Floor	AR-100000	C	16/4/2025	Architectus
General Arrangement – Ground Floor	AR-200001	C	4/4/2025	Architectus
Roof Plan	AR-200002	B	4/4/2025	Architectus
Overall Area Plan	AR-200003	B	4/4/2025	Architectus
Reflected Ceiling Plan	AR-240000	C	4/4/2025	Architectus
Façade Elevations – Sheet 1	AR-300000	C	4/4/2025	Architectus

Drawing Title	Drawing Ref	Revision	Date	Prepared by
Façade Elevations – Sheet 2	AR-300001	B	4/4/2025	Architectus
Façade Sections – Sheet 1	AR-400000	B	4/4/2025	Architectus
Façade Sections – Sheet 2	AR-400001	B	4/4/2025	Architectus

#### Landscape Drawings

Drawing Legends & Finish Schedule	LA-010401	B	4/4/2025	Architectus
Visualisations – Sheet 1	LA-011001	B	4/4/2025	Architectus
General Arrangements	LA-200000	C	4/6/2025	Architectus
Planting Schedule	LA-300100	C	4/6/2025	Architectus
Planting Plan	LA-300200	C	4/6/2025	Architectus
Additional Tree Locations	LA-300300	A	4/6/2025	Architectus
Sections – Sheet 1	LA-400100	B	4/4/2025	Architectus
Typical Details – Hardscape Details 01	LA-500100	B	4/4/2025	Architectus
Typical Details – Softscape Details 01	LA-500200	B	4/4/2025	Architectus

### Compliance with Mitigation Measures

- A4 The Proponent engaged by HI, must ensure that all relevant personnel, including contractors (and their subcontractors), are made aware of these Mitigation Measures, and the requirement to undertake the activity in accordance with these Measures.

### Non-Compliance Notification

- A5 HI-Planning and the HI Regional Executive Director must be notified where a non-compliance with a mitigation measure is identified, as soon as is practical after being made aware of the non-compliance. Any rectification actions necessary as a result of a non-compliance must be undertaken immediately where practical.
- A6 Notification is to be via email to [HI-Planning](#) and must identify the mitigation measure(s) which the non-compliance is related to, must set out the way in which the project does not comply, any

known reasons for the non-compliance and what actions have been or will be undertaken, to address the non-compliance.

## Approvals

- A7 These mitigation measures do not remove any obligation to obtain all other licences, permits and approvals from all relevant authorities as required under any other legislation for the Project. The terms and conditions of such licences, permits, approvals and permissions must be complied with at all times. A copy of all approvals is to be kept on site.

## Crown Certificate

- A8 A Certificate under Section 6.28 of the *EP&A Act* is to be obtained prior to any work commencing.

## National Construction Code of Australia

- A9 All building work is to be undertaken in accordance with the *National Construction Code of Australia* and referenced *Australian Standards*, including the requirements of AS 1428.1:2021 *Design for access and mobility, Part 1: General requirements for access – New building work*.

## Long Service Levy

- A10 The Crown Certificate must not be issued unless the Crown Certifier is satisfied the required levy payable under Section 34 of the *Building and Construction Industry Long Service Payments Act 1986* has been paid. The levy must be paid by the person liable, as specified in Section 38 of the *Building and Construction Industry Long Service Payments Act 1986* (NSW). For further information contact the Long Service Corporation on their Helpline 131441.

## Design Integrity

- A11 The 'for construction drawings' with materials, colours and finishes are to be consistent with the approved plans and the Design Statement and Landscape Design Report, both prepared by Architectus. Changes to design including materials and finishes are to be made in accordance with HI's Design Assurance process and where required, approved via an Addendum to the REF.

## External Materials

- A12 The external colours, materials and finishes of buildings must be consistent with the approved plans under mitigation measure A3. Any minor changes to the colour and finish of the approved external materials may be approved by the Crown Certifier, provided that:
- The alternative colour/material is of a similar tone/shade and finish to the approved external materials and colours; and
  - The quality and durability of any alternative material is the same standard as the approved external building materials.

## External Walls and Cladding

- A13 The external walls of buildings, including additions to existing buildings, that are part of the activity, must comply with the relevant requirements of the *Building Code of Australia*.

## Prior Notice of Category 2 Remediation Work

- A14 Where relevant, all required regulatory notifications and permits are to be obtained including Notification of Category 2 Remediation Works to Council for the remedial work at least 30 days before the commencement of the work. Notice must be given in accordance with clause 4.13 of the *State Environmental Planning Policy (Hazards and Resilience) 2021 (Resilience and Hazards SEPP)*.

## Staging Plan

- A15 The development may be constructed and/or operated in stages. Where the development is to be staged, a Staging Plan shall be prepared for the project, prior to the commencement of construction. A copy of the final plan is to be provided to the Certifier and [HI-Planning](#).
- A16 The staging plan must set out how the project is to be staged. An appendix identifying the mitigation measures triggered for each stage (operational and/or construction) must be included.
- A17 The plan is to address any environmental impacts resulting from staged construction and/or operation of the activity, beyond those identified in the REF and as may be addressed by way of imposed mitigation measures.
- A18 Works shall be consistent with the adopted Staging Plan and at each stage relevant mitigation measures forming part of this Decision Statement shall be complied with.
- A19 Should the staging plan be revised, [HI-Planning](#) and the Certifier are to be provided with a copy of the current version of the staging plan.

## Tree Management and Landscape

- A20 Trees not proposed to be removed are to be protected in accordance with AS 4970-2009 *Protection of Trees on Development Sites*. No building materials, builder's sheds and the like are permitted to be stored under the canopy of existing trees.
- A21 Trees proposed to be removed are to be in accordance with the Plans and Documentation approved under this Determination and replaced at a replacement ratio of at least 1:1, as indicated by the Landscape Plans prepared by Architectus and dated 4 June 2025.
- A22 When conducting plantings, use locally native species where possible. Consider using plants listed in *Australian Plants Suitable for Tamworth Regional Council Areas* (July 2007)



## Part B - Prior to Commencement of Works

**Note:** The following Measures are to be complied with prior to the commencement of works on the activity site, and at other stages where stated.

### Notice of Commencement

- B1 Prior to the commencement of construction under this Approval, the Proponent must notify HI-Planning of the date(s) of the intended commencement of construction at least 48 hours before those dates.

### Consultation Approach

- B2 Prior to the commencement of work, the project's Communication and Engagement Plan (C&E Plan) shall be updated as follows:
- a) to confirm the stakeholder and community engagement processes to be adopted by the proponent.
  - b) shall consider and comply with the relevant provisions of the *DPHI Stakeholder and Community Participation Plan for New Health Services Facilities and Schools, (SCPP) October 2024* and *Health Infrastructure Community Participation Plan (CPP) October 2024*.
  - c) Determines the suitable methods of consultation with relevant stakeholders, including the receipt of and response to feedback.
  - d) To include a clear procedure for notifying and communicating of out of hours works, and/or noisy and impactful construction works, to nearby effected occupiers.
- B3 A copy of the C&E Plan inclusive of the Consultation Approach shall be provided to the LHD and the Certifier.

### Community Notification

- B4 Prior to commencement of work, the Proponent must notify Council and the occupier of any land within 40 metres of the boundary of the site works, in writing. The notification should outline the project, the expected timing for commencement and completion of construction works.
- B5 The Proponent shall develop a complaints management system and maintain a Complaints register which records details of complaints received and the means of resolution for each. The Complaints Register shall be made available on request.
- B6 Complaints received prior to and during the undertaking of works shall be managed in accordance with the HI CPP. On receiving a complaint, works shall be reviewed to determine whether issues relating to the complaint can be avoided or minimised. Feedback shall be provided to the complainant explaining what remedial actions (if any) were taken.
- B7 Where practicable, work programs for noisy work should be coordinated with the hospital at least two (2) weeks prior to commencement to minimise impacts on their operations. Where required a Disruption Notice shall be prepared and approved ahead of such works or activities commencing.
- B8 A site notice board must be provided and be located at the entrance or other appropriate location on the Site in a prominent position. The notice must be A1 sized (minimum), durable and weatherproof and include the following:
- a) 24-hour contact person for the site;
  - b) Telephone number(s), facsimile number (if relevant) and email address(es);
  - c) Details of the main contractor and principal certifier;
  - d) Site activities and time frames; and

e) Details of where accessible project information can be sourced.

- B9 The site notice must be placed at eye level and be erected no less than two (2) days prior to the commencement of works/activities and remain in place and be maintained until construction activities are complete.

## **Sustainability**

- B10 Prior to the commencement of construction, it must be demonstrated to the Crown Certifier that the following have been incorporated into the design, construction and operation of the activity:
- a) Any Ecologically Sustainable Development (ESD) initiatives or design measures recommended by the ESD Report, prepared by Stantec and dated 17 April 2025.
- B11 Prior to the commencement of construction, it must be demonstrated to the Crown Certifier that the project is able to achieve compliance with Health Infrastructure's Design Guidance Note No. 058 Rev D, for the relevant compliance pathway.
- B12 At the completion of construction, it must be demonstrated to the Crown Certifier that the project has achieved compliance with Health Infrastructure's Design Guidance Note No. 058 Rev D for the relevant compliance pathway and that any required sustainability data has been provided.

## **Waste and Hazardous Materials**

- B13 All asbestos handling shall be carried out consistent with the recommendations of the Hazardous Materials Survey prepared by EnviroScience Solutions and dated 29/10/2024.
- B14 An Asbestos Management Plan is to be prepared to provide a procedure to control the risk of exposure from asbestos and lead impacted topsoil during the work.
- B15 An unexpected finds procedure is to be included in an overarching Construction Management Plan (CMP) for the work, if other contamination is encountered which have not been identified during this assessment.
- B16 Waste must be transported by an appropriately licensed transporter and disposed to a facility that is licensed to receive that class of waste. It is recommended that this report is sent to the proposed receiving facility to confirm their acceptance of the material prior to off-site disposal. If the description of the soil differs from that described within, then further assessment for waste classification purposes may be required prior to off-site disposal.
- B17 SafeWork NSW is to be notified in accordance with the relevant policy prior to work involving asbestos material being undertaken.
- B18 Air monitoring devices shall be put in place, around the site, during the demolition. A qualified environmental hygienist shall be on site to supervise the work to ensure the safety of workers, and the public are not compromised in anyway. Daily monitoring and results will be taken and analysed to ensure safe air quality levels ensue.
- B19 A Lead Removal Control Plan will be developed and implemented by the contractor. Lead based paint is defined as paint containing more than 1% lead by weight and is classified as hazardous waste according to *EPA NSW Waste Classification Guidelines. Part 1: Classifying Waste*.
- B20 The management and transport of waste must be in accordance with applicable provisions of the Protection of the Environment Operations (Waste) Regulation 2014.

## **Pre-Construction Asset and Infrastructure Dilapidation Report**

- B21 Prior to construction commencing, a dilapidation report is to be prepared for the hospital and/or other assets within the zone of influence of the work including Council infrastructure.
- B22 The asset and infrastructure dilapidation report should:

- a) Be prepared in consultation with the relevant asset owner or provider of any services and infrastructure that are to be affected by the activity, to make suitable arrangements for access to diversion, protection and support of the affected assets or infrastructure.
- b) Identify the condition of affected assets or infrastructure in the vicinity of the work; and
- c) Be provided to the hospital, Council, and any other assets owner or provider, and the Crown Certifier.

## Construction Management

B23 A detailed Construction Environmental Management Plan (CEMP) is to be prepared prior to the commencement of works, provided to the Crown Certifier, and implemented during the undertaking of works. The CEMP must be prepared having regard to the *Environmental Management Plan Guideline: Guideline for Infrastructure Projects (2020)* prepared by the Department of Planning, Housing and Infrastructure (formerly the Department of Planning and Environment), and is to include (where relevant), but not be limited to, the following:

- a) Details of:
  - i. hours of work;
  - ii. 24-hour contact details of site manager;
  - iii. management of dust and odour;
  - iv. stormwater control and discharge;
  - v. measures to ensure that sediment and other materials are not tracked onto the roadway by vehicles leaving the site;
  - vi. any other specific environmental construction mitigation measures detailed in this REF;
  - vii. any requirements outlined in any relevant approvals, permits or licences; and
  - viii. community consultation and complaints handling, prepared having regard to relevant provisions of HI's Community Participation Plan (October 2024), *Department of Planning, Housing and Infrastructure's* Stakeholder and Community Participation Plan for New Schools and Health Services Facilities (October 2024).
- b) Construction Traffic and Pedestrian Management Plan (prepared in consultation with Council);
- c) Construction Noise and Vibration Management;
- d) Construction Waste Management, including contaminated waste;
- e) Construction Soil and Water Management;
- f) Flood management;
- g) Tree protection;
- h) Air quality and dust management measures;
- i) Demolition Work Plan;
- j) Unexpected finds protocol for Aboriginal and non-Aboriginal heritage and associated communications procedure;
- k) Unexpected finds protocol for historical heritage;
- l) Unexpected finds protocol for contamination;
- m) Emergency Management Plan; and

- n) Training of responsibilities under *National Parks and Wildlife Act 1975*, *Heritage Act 1977* (Heritage Act) and any other relevant legislation.
- o) Incident Response Strategy including an incident reporting responsibilities flowchart prepared having regard to the 'Duty to notify pollution incidents' provisions of the *Protection of the Environment Operations Act 1997* (Required for all projects).

### **Construction Noise and Vibration Management Plan**

B24 The Construction Noise and Vibration Management Plan to be included in the CEMP required by these mitigation measures is to include (although may not be limited to) the following:

- a) All works will be in accordance with *AS 2436-2010: Guide to Noise and Vibration Control on Construction, Demolition and Maintenance Sites*;
- b) Building contractors are to implement the requirements of the Office of Environment *Interim Construction Noise Guideline* (July 2009), as far as practicable;
- c) Construction is to be carried out in accordance with the *National Construction Code* deemed-to-satisfy provisions with respect to noise transmission;
- d) All reasonable, practicable steps are to be undertaken to reduce noise and vibration from the site;
- e) Plant and equipment are to be maintained, checked and calibrated in accordance with the appropriate design requirements and to ensure that maximum sound power levels are not exceeded; and
- a. Plant and equipment (where possible) are to be strategically positioned on site to reduce the emission of noise from the site to the surrounding area, users of the site and on-site personnel.
- f) Additional project-specific mitigation measures are also to be included, as required.

### **Demolition and Construction Waste Management Plan**

B25 A Demolition and Construction Waste Management Plan shall be prepared by an appropriately qualified contractor prior to the commencement of works. The Waste Management Plan should be prepared in accordance with the *Department of Environment and Climate Change (DECC) Waste Classification Guidelines (2008)* and the *Protection of the Environment Operations Act 1997* (POEO Act). A copy of the plan is to be provided to the Crown Certifier.

B26 The Demolition/Construction Waste Management Plan is to include the following requirements and details:

- a) The type and volume of all waste materials (e.g. excavation material, green waste, bricks, concrete, timbers, plasterboard and metals) is to be estimated prior to the commencement of works, with the destination for each waste identified. Waste should be re-used or recycled as much as practicable with details of any arrangements included;
- b) To make clear that cleaning out of batched concrete mixing plant is not permitted within any construction compound;
- c) That no burning or burying of waste is permitted on the site and that no materials will be used in a manner that will pose a risk to public safety; and
- d) That bulk garbage and/or waste bins delivered by waste contractors are to be kept within the site boundary.

## Construction Air Quality and Dust Management Plan

- B27 The Construction Air Quality and Dust Management Plan to be included in the CEMP required by these mitigation measures is to include (although may not be limited to) the following:
- a) Spraying of paint and other materials with the potential to become air borne is only to be undertaken on days with still or light wind conditions to prevent drift;
  - b) Dust generated during construction works is to be controlled to avoid impact on surrounding properties;
  - c) All necessary maintenance for construction vehicles and equipment is to be undertaken during the construction period/approved work hours;
  - d) Excessive use of vehicles and powered construction equipment is to be avoided;
  - e) Exposed areas are to be progressively revegetated as soon as practical;
  - f) Vehicle wash down areas (or other effective alternative) are to be established on-site to ensure all mud and soil from construction vehicles is not carried onto public roads;
  - g) All vehicles involved in any excavation and/or demolition and departing the site with demolition materials, spoil or loose matter must have their loads fully covered before entering the public roadway; and
  - h) Vehicles, machinery and equipment will be maintained in accordance with manufacturer's specifications and meet the requirements of the *POEO Act*, and associated regulations.
  - i) Additional project-specific measures are also to be included, as required.

## Erosion and Sediment Control

- B28 Erosion and sediment controls will be implemented in accordance with the *Landcom/Department of Housing Managing Urban Stormwater, Soils and Construction Guidelines* (Blue Book) and ensure any water diversion or control outlets associated with the works do not result in scouring.
- B29 Works shall only commence once all erosion and sediment controls have been established. The controls shall be maintained in place until construction works are complete, and all exposed erodible materials are stable.
- B30 Erosion and sedimentation controls shall be checked and maintained (including clearing of sediment from behind barriers) on a regular basis (including after any precipitation events) and records of inspections and maintenance kept and provided on request.
- B31 If dewatering activities are necessary, a Dewatering Management Plan shall be prepared and where required, a dewatering permit or licence shall be obtained from the relevant authority prior to undertaking any dewatering. The Plan shall include water testing, treatment, filtering and release management details. Offences apply under the Protection of the Environment Operations Act 1997, for the pollution of waters.

## External Walls and Cladding

- B32 Prior to commencement of work, independent advice, prepared by a suitably qualified expert, is required to confirm that the products and systems proposed for use or used in the construction of any external walls, including finishes and claddings such as synthetic or aluminium composite panels, comply with the requirements of the *National Construction Code*.
- B33 The independent advice is to be prepared and signed by a suitable qualified expert, such as a façade engineer and a copy of the advice is to be provided to the Crown Certifier.

## External Lighting

- B34 Prior to commencement of work, independent advice is required to confirm that the proposed external lighting design would be in accordance *Australian Standards AS/NZS 1158.3.1:2020 Lighting for roads and public spaces – Part 3.1: Pedestrian area (Category P) lighting – Performance and design requirements* and *AS/NZS 4282:2019 Control of the Obtrusive Effects of Outdoor Lighting and National Light Pollution Guidelines for Wildlife*.
- B35 The independence advice is to be prepared and signed by a suitably qualified expert, such as a practising lighting engineer, and a copy of the advice is to be provided to the Crown Certifier.

## Operational Noise – Mechanical Plan and Equipment

- B36 Prior to the installation of mechanical plant and equipment, independent advice is required to confirm compliance with relevant project noise trigger levels as recommended in the Noise and Vibration Impact Assessment, prepared by PWNA and dated 6/6/2025.
- B37 The independent advice should be prepared by suitably qualified expert, such as a practising acoustic engineer, and a copy of the advice is to be provided to the Crown Certifier.

## Noise Management Measures

- B38 During preparation of the construction program, where relevant, the project shall consult with the hospital/occupier of the campus to determine what areas (if any) of the hospital are noise sensitive, and at what time(s) (ward rooms, operating theatres, etc.). Feasible acoustic controls or management techniques (use of screens, scheduling of noisy works, notification of adjoining land users, respite periods) are to be utilised when undesirable noise impacts are anticipated.
- B39 For activities where acoustic controls and management techniques still cannot guarantee compliant noise levels, implement a notification process whereby nearby development is made aware of the time and duration of noise intensive construction processes.

## Construction Worker Transport Strategy

- B40 Prior to the commencement of works, a construction worker transport strategy shall be prepared. The strategy is to detail the provision of sufficient parking facilities or other travel arrangements for construction worker for the activity, in order to minimise parking in adjacent areas. A copy of the strategy is to be provided to the Crown Certifier.

## Monitoring and Reporting

- B41 Prior to the commencement of works, a program for the monitoring and reporting of compliance with these mitigation measures shall be prepared. A Report shall be prepared addressing the below and shall be submitted quarterly following the commencement of works. Projects can seek an alternative reporting schedule as approved by [HI Planning](#).
- B42 The Monitoring and Compliance Report must:
- Provide a summary of the monitoring undertaken, identify any exceedances and any actions taken in response to these (if needed),
  - Include details of any complaints received, and responses and actions to these, and
  - Include any strategies adopted to reduce the recurrence of such complaints.
- B43 The reports are to be provided to [HI-Planning](#) and the relevant HI-Regional Executive Director.

**Note:** Refer also to **Advisory Note AN1**.



## Part C - During construction/undertaking of work

**Note:** The following Measures are to be complied with during the approved construction/undertaking of works.

### Site Notice

- C1. The site notice(s) required by these mitigation measures must be prominently displayed and maintained as current, during the construction phase of the activity.

### Duty to Notify Pollution Incidents - Protection of the Environment Operations Act 1997 (POEO Act)

- C2. Pollution Incidents are to be notified in accordance with requirements of the POEO Act. If the *Protection of the Environment Operations (General) Regulation 2022* prescribes the manner and form of notifying pollution incidents, the notification is to conform with such requirements.
- C3. **HI Planning** and the Regional Executive Director are to be notified of any reportable pollution incident, concurrently.

**Note:** Refer also to **Advisory Note AN3**.

### Approved Hours of Construction

- C4. The undertaking of construction works on the subject site is to be limited to the following hours:
- a) Monday to Friday inclusive: 7.00am to 6.00pm;
  - b) Saturdays: 8.00am to 1.00pm; and
  - c) Sundays and Public Holidays: No work permitted.
- C5. Notwithstanding the above, construction activities may be undertaken outside of the approved hours of construction, if required:
- a) By the police or a public authority (other than Health Infrastructure) for the delivery of vehicles, plant or materials; or
  - b) In an emergency to avoid the loss of life, damage to property or to prevent environmental harm, or
  - c) For the delivery, set up or removal of the project's crane(s); or
  - d) Where construction activities will be inaudible at the nearest external sensitive receiver, and where a Disruption Notice (where required) has been issued by the LHD/Hospital for such works.

### Note: Out of Hours Works (OOHW)

Advance written approval from HI-Planning shall be obtained for construction works/activities required to be undertaken outside of the approved hours of construction and which do not meet the criteria for OOHW under C5.

Refer also to **Advisory Note AN4**.

## Access and Pedestrian Movements

- C6. Safe pedestrian access and movement to the hospital and surrounding buildings shall be protected and remain unimpeded. Appropriate signage and directional information shall be provided.

## Construction Site Management

- C7. Construction site fencing is to be installed around the construction site. Vehicle and workforce access points and roads to the construction compounds are to be clearly designated and controlled for authorised access only. Vegetation clearance is to be minimised and is not to be in conflict with the scope of the approval.
- C8. The work site should be left tidy and rubbish free each day prior to leaving the site and at the completion of works. All materials on site or being delivered to the site must be wholly contained within the site.
- C9. The use and storage of hazardous materials and dangerous goods, including petroleum, distillate and other chemicals, shall be in accordance with the relevant legislation including, but not limited to:
- a) *Protection of the Environment Operations Act 1997*;
  - b) *Work Health and Safety Regulation 2017*;
  - c) *AS 1940:2017 The Storage and Handling of Flammable and Combustible Liquids*; and
  - d) *Safe Work NSW Code of Practice – Managing Risks of Hazardous Chemicals in the Workplace*.
- C10. A copy of the approved and certified plans, specifications and documentation shall be kept on site and shall be available for perusal by any officer of Council.
- C11. All contractor(s) must meet all workplace safety legislation and requirements.

## Erosion and Sediment Control

- C12. Erosion and control measures are not to be removed until disturbed areas have stabilised.
- C13. Disturbance of sediment during the construction phase of the development and the design management and implementation of pollution controls must be consistent with *Managing Urban Stormwater: Soils and Construction* (NSW Landcom, 2004), (Blue Book), and *Approved Methods for the Modelling and Assessment of Air Pollutants in NSW* (EPA) to ensure containment of sediment to the immediate work site.
- C14. All sediment control measures must be regularly inspected and cleaned out and/or repaired as necessary, and all collected silt disposed of appropriately. Stockpiles should also have adequate sediment control measures in place including those within temporary construction compound(s).
- C15. The requirements of the *POEO Act* are to be complied with when placing/stockpiling loose material or when disposing of waste products or during any other activities likely to pollute drains or watercourses.

## Air Quality and Dust Management

- C16. Spraying of paint and other materials with the potential to become air borne particulates is only to be undertaken on days with still or light wind conditions.
- C17. Dust generated during construction activities is to be controlled to avoid impact on surrounding properties. No burning of materials is permitted.
- C18. Exposed areas are to be progressively revegetated as soon as practical.



- C19. Vehicle wash down areas (or other effective measure) are to be established to ensure all mud and soil from construction vehicles is not carried onto public roads.
- C20. All vehicles involved in any excavation and/or demolition and departing the site with demolition materials, spoil or loose matter must have their loads fully covered before entering the public roadway.
- C21. Vehicles, machinery and equipment will be maintained in accordance with manufacturer's specifications in order to meet the requirements of the *Protection of the Environment Operations Act 1997* and associated regulations.

## Services

- C22. All services and utilities in the area of construction must be appropriately disconnected and reconnected as required. The contractor is required (if necessary) to consult with the various service authorities regarding their requirements for the disconnection of services.

## Stormwater Management System

- C23. Within three months of the commencement of construction, the operational stormwater management system for the activity must be designed and submitted to the satisfaction of the Crown Certifier. The system must:
  - a) Be generally in accordance with the stormwater report and plans at mitigation measure A3;
  - b) Be in accordance with the applicable Australian Standards;
  - c) Ensure that the system capacity has been designed in accordance with Australian Standards; and
  - d) Ensure that the system has been designed in accordance with *Australian Rainfall and Runoff Guidebook* (Engineers Australia, 2019 V4.2 or as updated) and *Managing Urban Stormwater: Council Handbook* (EPA, 1997) Guidelines.

## Unexpected Finds

- C24. Should any new soil contamination information or contaminants be identified during the undertaking of works which have the potential to alter previous conclusions about site contamination, then the Managing Contractor and HI must be immediately notified, and works must cease in the location of the contamination.
- C25. Works must not recommence until a suitably qualified contaminated land specialist (i.e. a Certified Environmental Practitioner) has investigated and assessed the category of the contamination in accordance with *Resilience and Hazards SEPP* and if required prepare a Remediation Action Plan (RAP) which details the necessary remedial work or management required to render the site suitable for the proposed development.
- C26. Following completion of the remediation, a Site Remediation and Validation Report (SRVR) which documents the completeness of the remedial work is to be submitted to HI and the Environment Protection Authority (EPA), if required.
- C27. Any contaminated materials or hazardous substances that need to be removed from the site are to be classified first and then stored, transported and disposed of in accordance with NSW EPA requirements at an EPA licensed waste facility.

## Contamination

- C28. Remediation is to be undertaken of contaminated land in accordance with the approved RAP titled, prepared by Barnson dated 24/4/2025. Amendments to the approved RAP required as a result of further investigations must be prepared by a suitably qualified and experienced consultant.

- C29. A Validation Assessment Report shall be prepared by a suitably qualified and experienced consultant. The Validation Report is to be prepared having regard to the approved RAP, as may be amended. A copy of the report is to be provided to [HI-Planning](#) and the Certifier in accordance with the staging plan or when remediation work is complete. The Report must be prepared in accordance with all relevant EPA guidelines.
- C30. A notice of completion of remediation work must be given in accordance with Section 4.14 and Section 4.15 of the *Resilience and Hazards SEPP*.
- C31. Any materials imported on site by the Contractor to re-establish ground levels or to be applied as a capping layer must be validated, environmentally suitable material. Construction works should not result in the contamination of the site.
- C32. In a storm or an extended rainfall event, the structures located on site for sediment control shall be monitored and replaced or altered, if necessary, by the Contractor. Collected material shall be managed in accordance with remediation works by the Contractor.

### Noise and Vibration Management

- C33. All works will be in accordance with *AS 2436-2010: Guide to Noise and Vibration Control on Construction, Demolition and Maintenance Sites*.
- C34. Building contractors are to implement the requirements of the *Office of Environment Interim Construction Noise Guideline* (July 2009) as far as practicable.
- C35. Construction is to be carried out in accordance with the Building Code of Australia deemed-to-satisfy provisions with respect to noise transmission.
- C36. Construction vehicles (including any concrete agitator trucks) are to not arrive at the site or any surrounding residential precincts outside of the approved construction hours of work as set out in these mitigation measures.

### Non-Aboriginal Heritage

- C37. All personnel working on site shall receive training on their responsibilities under the *Heritage Act 1977*.
- C38. If any item of European heritage is discovered during works, work shall cease immediately and the project heritage consultant, the relevant Council and/or Office of Environment and Heritage notified. Work shall not recommence until the significance of the find is established. Should significant relics be identified, external approvals to impact the relics may be required.

### Aboriginal Heritage

- C39. If suspected Aboriginal material has been uncovered as a result of development activities within the Project Area:
- Work in the surrounding area is to stop immediately, and a temporary fence is to be erected around the site, with a buffer zone of at least 10 metres around the known edge of the site;
  - An appropriately qualified archaeological consultant is to be engaged to identify the material; and
  - If the material is found to be of Aboriginal origin, the Aboriginal community is to be consulted in a manner as outlined in the *OEH guidelines: Aboriginal Cultural Heritage Consultation Requirements for Proponents (2010)*.
- C40. Should human remains be located, all works must halt in the immediate area. The site should be cordoned off and the remains themselves should be left untouched. The nearest police station, the relevant Local Aboriginal Land Council and the OEH Regional Office are all to be notified as soon as possible.

- C41. If Aboriginal cultural materials are uncovered as a result of development activities within the Project Area, they are to be registered as Sites in the Aboriginal Heritage Information Management System (AHIMS) managed by the OEH. Any management outcomes for the site will be included in the information provided to the AHIMS. If Registered Aboriginal Parties (RAPs) were engaged as part of an ACHAR process, the RAPs are to be invited to site along with the archaeologist. Following the on-site assessment, the archaeologist and RAPs (if they attended the site) are to advise on whether further management, mitigation or approvals are required in consultation with the HI Project Team. An Aboriginal Heritage Impact Permit (AHIP) would also need to be obtained to impact the site.
- C42. All efforts must be taken to avoid any impacts on Aboriginal Cultural Heritage values at all stages during the development works. If impacts are unavoidable, mitigation measures should be negotiated between the Proponent, OEH and the Aboriginal community.

## Section D - Prior to Commencement of Operation

**Note:** The following Measures are to be complied with prior to commencement of operation of the facility.

### Crown Certificate Completion

- D1. A Crown Completion Certificate is to be issued by a Crown Certifier prior to the occupation of the works.

### Compliance with Plans and Supporting Documentation

- D2. Prior to issue of a Crown Completion Certificate, evidence must be provided to the satisfaction of the Crown Certifier that the works have been carried out in accordance with the approved REF, plans and supporting documents outlined under mitigation measure A3, except where a mitigation measure expressly required or allowed otherwise.

### Works as Executed

- D3. Prior to use of the facility, "Works as Executed" drawings are to be submitted to HI.

### Structural Certification

- D4. All new buildings and structures, and any alterations or additions to existing buildings and structures, shall have a structural certificate prior to the use of the facility. A copy of the structural certificate is to be provided to the Crown Certifier.
- D5. The structural certificate must be prepared by a qualified and practicing Structural Engineer and confirm that the structural work is compliant with the structural drawings.

### Warm Water Systems and Cooling Systems

- D6. Prior to the use of the facility, the installation of warm water systems and water cooling systems (as defined under the *Public Health Act 2010* must comply with the *Public Health Act 2010*, *Public Health Regulation 2012* and Part 1 (or Part 3 if a Performance-based water cooling system) of *AS/NZS 3666.2:2011 Air handling and water systems of buildings – Microbial control – Operation and Maintenance*, and *NSW Health Code of Practice for the Control of Legionnaires' Disease (2004)*.
- D7. Documentation demonstrating compliance must be submitted to the Crown Certifier.

### Fire Safety

- D8. Prior to the use of the facility, a Final Fire Safety Certificate must be issued for all Essential Fire Safety Measures or Other Safety Measures required as part of the operation of the activity.
- D9. A copy of the Final Fire Safety Certificate is to be provided to the Crown Certifier, the hospital and/or the LHD/building occupier and Health Infrastructure.
- D10. In accordance with the requirements of section 85 of the *Environmental Planning and Assessment (Development Certification and Fire Safety) Regulation 2021*, as soon as is practicable after a Final Fire Safety Certificate has been issued for the building, a copy of the Certificate is to be given to the Fire Commissioner (via email to [firesafety@fire.nsw.gov.au](mailto:firesafety@fire.nsw.gov.au)).
- D11. A copy of the Final Fire Safety Certificate and Schedule are to be prominently displayed in the building.
- D12. Ensure any existing Bushfire Emergency Management and Evacuation Plans are suitably updated to encompass the new development.

**Note:** A copy of the Fire Safety Certificate is to be provided in accordance with applicable requirements of section 85 of the *Environmental Planning and Assessment (Development Certification and Fire Safety) Regulation 2021*.

### Post-Construction Assets and Infrastructure Dilapidation Report

- D13. Prior to use of the facility, a post-construction assets and infrastructure dilapidation report is to be prepared. The report should:
- a) Identify whether the construction work created any structural damage to affected infrastructure, as identified in the pre-construction asset and infrastructure dilapidation report at mitigation measure B21;
  - b) Have written confirmation from the relevant infrastructure authorities that there is no damage to their infrastructure; and
  - c) Be provided to the hospital, Council, asset or other provider and the Crown Certifier.
- D14. Where the post-construction dilapidation report determines that there is damage to infrastructure as a result of construction activity, the Proponent must repair any damage caused by carrying out the works.

### Operational Waste Management

- D15. Prior to the use of the facility an Operational Waste Management Plan shall be provided to the Crown Certifier. The plan shall outline how waste would be minimised, handled, stored and disposed of appropriately, including in accordance with any relevant guidelines.
- D16. Where not prepared by the LHD/Hospital, a copy of the Operational Waste Management Plan shall be provided to the hospital and/or LHD/building occupier.

### Stormwater Operation and Maintenance Plan

- D17. Prior to the use of the facility, a Stormwater Operation and Maintenance Plan is to be prepared and submitted to the satisfaction of the Crown Certifier. The Stormwater Operation and Maintenance Plan shall ensure that stormwater quality measures remain effective and contain the following:
- a) Maintenance schedule of all stormwater quality treatment devices;
  - b) Record and reporting details; and
  - c) Work Health and Safety requirements.
- D18. A copy of the Stormwater Operation and Maintenance Plan is to be provided to the hospital and/or LHD.

### External Lighting

- D19. Prior to the use of the facility, it must be demonstrated to the Crown Certifier that the external lighting complies with *Australian Standard AS/NZS 4282:2019 Control of the Obtrusive Effects of Outdoor Lighting*.

### Mechanical Ventilation

- D20. Prior to the use of the facility, it must be demonstrated to the Crown Certifier that the mechanical ventilation systems comply with *Australian Standard AS 1668.2-2012 The use of ventilation and air-conditioning in buildings – Mechanical Ventilation in Buildings* and other relevant codes; and any dispensation granted by Fire and Rescue NSW.

### **Operational Noise – Plant and Machinery**

D21. Prior to the use of the facility, it must be demonstrated to the Crown Certifier that noise associated with the operation of any mechanical plant or machinery does not exceed the relevant project noise trigger levels as recommended in the Noise and Vibration Impact Assessment prepared by PWNA and dated 6/6/2025.

### **Landscaping**

D22. Prior to the use of the facility, landscaping of the site in accordance with the landscape plans under mitigation measure A3 must be completed to the satisfaction of the Crown Certifier.

### **Signage**

D23. Prior to the use of the facility, signage and directional information must be installed to the satisfaction of the Crown Certifier. This includes any necessary advisory signage and/or wayfinding, and identification signage provided on the plans under mitigation measure A3.

## Section E - Post occupation / operation

**Note:** The following Conditions are to be complied with post operation of the facility.

### External Lighting

- E1. Should external lighting installed as part of the activity/works result in any negative and unreasonable impacts on the amenity of surrounding sensitive receivers, the Proponent must undertake appropriate measures to reduce the impacts. Such measures may include adjusting the mounting, light intensity and/or direction and/or the installation of screening devices such as shades.
- E2. Where possible, minimise light pollution by following the good lighting design principles outlined in Section 4.1 of the *Dark Sky Planning Guideline*, prepared by NSW Department of Planning & Environment.

### Stormwater Management

- E3. Stormwater management systems, including any water treatment systems, must be maintained and operated in a proper and efficient condition.
- E4. Stormwater management systems, including any water treatment systems, must be maintained and operated in a proper and efficient condition and in accordance with the Stormwater Operation and Management Plan.

### Requirement to Comply with Protection of the Environment Operations Act 1997 (POEO Act)

- E5. In accordance with Section 120 of the POEO Act, the activity must not cause or result in, the pollution of waters.
- E6. The occupier must ensure the operation of any plant (other than control equipment) installed as part of the activity is maintained in an efficient condition and operated in a proper and efficient manner. Non-compliance with this requirement is an offence under Sections 124 and 139 of the POEO Act where air or noise pollution is caused.

### Sustainability

- E7. Within 6 months of operation of the facility, the Crown Certifier is to be provided with evidence that the activity attains the minimum number of ESD points as required by mitigation measure B10

### Dangerous Goods, Hazards and Risks

- E8. Chemicals, fuel and oils that could be used on the site are to be handled in accordance with:
  - a) The requirements of relevant Australian Standards; and/or
  - b) The *EPA Storing and Handling of Liquids: Environmental Protection – Participants Manual* (May 2007) if the chemicals are liquids.
- E9. Dangerous goods, as defined by the *Australian Dangerous Goods Code*, are to be stored and handled in accordance with all relevant Australian Standards.



## Advisory Notes

### AN1 Project Compliance – Town Planning Approvals – Guide to Post Approval Management

Health Infrastructure (HI) is responsible for ensuring that the conditions of consent are complied with. To ensure that HI is complying with its legal obligations, compliance with the requirements of HI's *Town Planning Approvals – Guide to Post Approval Management* is required.

### AN2 Services and Utilities

Any services and utilities that may be impacted by the works are to be appropriately relocated or otherwise managed. All required approvals or permits are to be gained prior to impacting services or utilities.

### AN3 Duty to Notify Pollution Incidents

A pollution incident (refer definition at Part 5.7 of the POEO Act) must be notified **immediately**, being prompt and without delay, to each *relevant authority* which may include notification (verbal and written) to the Environmental Protection Authority (EPA). Concurrent notification of an Incident is to be given to [HI-Planning](#) and to the appointed Project Manager, HI Project Director and HI Regional Executive Director.

### AN4 Out of Hours Work

Out of Hours Works (OOHW) applications must be made in accordance with the HI OOHW Protocol. Applications are to be submitted to [HI-Planning](#). Allow 21 days. The HI OOHW Protocol is available on HI's Delivery Partners Library and includes an application form. Incomplete applications may result in delay or rejection.

### AN5 Demolition

Demolition work must be undertaken in accordance with the provisions of Australian Standard AS 2601-2001 The Demolition of Structures. The Demolition Work Plan must comply with the safety requirements of this standard.

### AN6 Shoring and Structural Adequacy

All new buildings and structures, and any alterations or additions to existing buildings and structures, that are part of the activity, must be constructed in accordance with the relevant requirements of the Building Code of Australia.

If the works involve an excavation that extends below the level of the base of the footings of a building, structure or work on adjoining land (including any structure or work within a road or rail corridor), under the advice of a suitably qualified engineer the works must:

- Protect and support the building, structure or work from possible damage from the excavation, and
- Where necessary, underpin the building, structure or work to prevent any such damage.



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