



17 October 2024

Mr. Jeremy Moore
AE BESS 2 Pty Ltd as Trustee for AE BESS 2 Unit Trust
Suite 2, Level 10
52 Alfred Street
MILSONS POINT NSW 2061

Via email: Jeremy.moore@avenisenergy.com.au

Proposed Voluntary Planning Agreement for Avenis Energy BESS development

Reference is made to Avenis Energy's correspondence dated 14th June 2024 wherein AE BESS 2 Pty Ltd as Trustee for AE BESS 2 Unit Trust has offered to enter into a Planning Agreement with Moree Plains Shire Council in relation to the proposed Battery Energy Storage System at Lot 82 and Lot 144 in DP751780 Bulluss Drive, Moree.

I can confirm that the offer to enter into a Planning Agreement with MPSC is consistent with adopted Council Policy.

To facilitate the progress of this matter

a report will be tabled at the Ordinary Council Meeting on 31 October 2024 to advise Councillors of the VPA offer and the draft monetary terms. The recommendation to Council will be that:

- Council agree in principle to the monetary terms of the offer to enter into a Planning Agreement.
- The proponent be advised to prepare a draft VPA in accordance with section 7.4 of the Environmental Planning & Assessment Act 1979

If you have any further matters you would like to discuss, please do not hesitate to get in touch with me on 02 6757 3250 or Darryl.Fitzgerald@mpsc.nsw.gov.au.

Yours sincerely,

A handwritten signature in dark ink, appearing to read "D Fitzgerald", is written over a faint, larger version of the same signature.

Darryl Fitzgerald

Director – Planning and Development