

Port Kembla Coal Terminal (PKCT) Approval 08_0009

Department of Planning Industry and Environment (DPI&E) – Independent External Audit 2nd and 3rd August 2023

On 2nd and 3rd August 2023, Environmental Resources Management Australia Pty Ltd (ERM) undertook a Triennial Independent Environmental Audit at Port Kembla Coal Terminal as per the requirements of Project Approval 08_0009.

As per Schedule 4, Condition 6, of Approval 08_0009 the tables below represent PKCT's formal response (Action Plan) to the recommendations outlined in the submitted Audit Report.

The tables below are presented in the same format to those contained in the Audit Report with PKCT's Response to each finding outlined within the last column to the right of the table.

Each of the findings below will be given a unique identification number managed through PKCT's Event Management System (WERC).

Summary of Audit Findings

Review	Non-compliances (NC)	Observations (Obs NC)	Observations (Obs C)
Statutory Instruments	1	Nil	Nil
Implementation of Plans	Nil	Nil	Nil

Item No	Assessment Requirement	Comment	Audit Classification	Response/Action	PKCT Response/Action
Minister's Conditions of Approval PA 08_0009					
Sch. 4-5	<p>By 31 March 2011, and every 3 years thereafter, unless the Director-General directs otherwise, the Proponent shall commission and pay the full cost of an Independent Environmental Audit of the project. This audit must:</p> <p>(a) be conducted by a suitably qualified, experienced, and independent team of experts whose appointment has been endorsed by the Director-General;</p> <p>(b) include consultation with the relevant agencies;</p> <p>(c) assess the environmental performance of the project and whether it is complying with the relevant requirements in this approval and any relevant EPL (including any strategy, plan or program required under these approvals); and</p> <p>(d) review the adequacy of strategies, plans and/or programs required under these approvals; and, if appropriate,</p> <p>(e) recommend measures or actions to improve the environmental performance of the project, and/or any strategy, plan or program required under these approvals.</p> <p><i>Note: This audit team should be led by a suitably qualified auditor, and include experts in the field of noise, air quality and traffic management.</i></p>	<p>Independent environmental audits were conducted by AECOM in 2011, 2014, 2017 and ERM in 2020.</p> <p>This audit was commissioned on 6 June 2023. Following the approved extension from DPE to the submittal due date of the 2020 IEA (due to Covid-19) to 31 September 2020, PKCT stated they planned the 2023 audit period to be 3 years following the delayed 2020 audit. The approval for the submission extension in 2020 however does not state any change to the ongoing requirements of this condition for the Proponent to commission and pay for the IEA by 31 March on an audit year.</p> <p>a) The lead auditor was approved by the Secretary and the audit team comprises suitably qualified experts in the fields of noise, air quality and traffic management;</p> <p>b) The IEA included consultation with DPE, EPA, and CCC;</p> <p>c) This report assesses the environmental performance of the project and compliance with relevant requirements in the approval and EPL;</p> <p>d) The adequacy of strategies, plans and/or programs required under the approval and EPL were reviewed as part of this audit; and</p> <p>e) Improvement recommendations have been provided (where applicable) as part of audit.</p> <p>ERM considers that the requirements of this Condition have been met, aside from the date of commissioning the 2023 IEA.</p>	NC	ERM recommends PKCT revert to commissioning the IEAs by 31 March on an audit year and set up a reminder within PKCT scheduling systems.	<p>Finding accepted.</p> <p>PKCT has created Action "A372" within the WERC Event Management System to flag the required audit date to occur on or before 31st March 2026.</p>
Driver's Code of Conduct					
No non-compliances have been identified.					n/a
Environmental Protection Licence 1625					
No non-compliances have been identified.					n/a