

12 December 2022

**Acciona Construction Australia Pty Ltd and Georgiou
Group Pty Ltd**

100 Melbourne Street,
South Brisbane QLD 4101

Dear Sir,

Contract Number: CN-14818
Coomera Connector Stage 1 North – Shipper Drive to Helensvale Road
Compliance Management Plan

I refer to your request for approval of a Compliance Management Plan (CMP) (Revision 2 dated 08 December 2022) under section 477G of the *Transport Infrastructure Act 1994*, in respect to Prescribed Tidal Works under the *Planning Regulation 2016*, specifically *Schedule 10, Part 17 Division 1 item 28* (including all associated triggers under this section).

The Department of Transport and Main Roads (TMR) has consulted with the State Assessment and Referral Agency (SARA), the Department of Environment and Sciences (DES) and the Gold Coast City Council (GCCC), as the administering agency/agencies of the *Planning Act 2016*, the *Planning Regulation 2017* and the *Coastal Protection Management Regulation 2017* as the relevant law.

I am pleased to advise that the submitted documents are approved as a CMP for the above-mentioned project subject to the conditions in the approval notice attached.

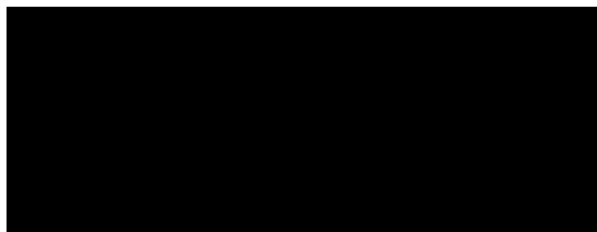
A copy of the approved CMP is attached with this letter.

If Acciona Construction Australia Pty Ltd and Georgiou Group Pty Ltd (Acciona Georgiou Joint Venture (AGJV)) complies with the approved CMP and the conditions of approval in the approval notice, it will be deemed to have met the requirements of the relevant law.

Please acknowledge receipt of this letter in writing to this office. The State Assessment and Referral Agency (SARA) and the Gold Coast City Council (GCCC) have also been advised of this approval.

I have authorised the publication of this approval letter on the department's website as required under the *Transport Infrastructure Act 1994*.

Yours sincerely



Enc (1)
Approval Notice

Copies to;

[REDACTED]

Planning and Development Services (SEQ South)
State Assessment and Referral Agency (SARA)
Department of State Development, Infrastructure, Local Government and Planning
(DSDILGP)
PO Box 3290
Australia Fair QLD 4215

The Chief Executive Officer
Council of the City of Gold Coast
PO Box 5042
GCMC QLD 9729

[REDACTED]

[REDACTED]

Director Environment and Cultural Heritage
Department of Transport and Main Roads
313 Adelaide Street,
Brisbane City Qld 4000

For your information

[REDACTED]

A/ Regional Director (SCR)

Attachment 1. Compliance Management Plan – Coomera Connector Stage 1 North – Shipper Drive to Helensvale Road Project

Attachment 2. Approval Notice

Approval Notice – Prescribed Tidal Works CMP for Coomera Connector Stage 1 North – Shipper Drive to Helensvale Road Project

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|------------------------|--|
| Project | Coomera Connector Stage 1 North – Shipper Drive to Helensvale Road |
| Date of commencement | 1 January 2023 |
| Date of expiry | 1 January 2026 |
| Compliance matters | Prescribed Tidal Works |
| Relevant Law | Planning Act 2016, the Planning Regulation 2017 and the Coastal Protection Management Regulation 2017 |
| Relevant agencies | <p>██████████</p> <p>Planning and Development Services (SEQ South) State Assessment and Referral Agency (SARA) Department of State Development, Infrastructure, Local Government and Planning (DSDILGP) PO Box 3290 Australia Fair QLD 4215</p> <p>The Chief Executive Officer Council of the City of Gold Coast PO Box 5042 GCMC QLD 9729 ██████████</p> |
| Conditions to approval | 1. Adoption of documents to address compliance issues |
| | For the purposes of section 477G(4) of the <i>Transport Infrastructure Act 1994</i> the documents below and the measures contained as indicated are adopted in this CMP as far as they relate to the compliance matters. Reference to the paragraphs describe the key measures that address compliance matters without limiting or derogating from any of the provisions of the documents, the Contract or associated documents. |

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| | Document | References to the Measures addressing | |
| | Coomera Connector Stage 1 (North) 30CIHF00 – Civil – Tidal Works Hydraulic Assessment, dated 19-10-2022, Document No. CCSD2HR-DES-30CIHF00-RPT-00003, Revision 1, in particular | Section 3.1.2 – Table 1 and Section 4 | |
| 2. Monitoring and audit during construction | | | |
| | Activity | Frequency | Position responsible |
| | Daily site inspection | Daily | Daily site inspections will also be undertaken by AGJV Environmental Representatives and will be recorded on the daily diaries, whilst Prescribed Tidal works are underway. |
| | Inspections | As required | AGJV will advise the Administrator within 24 hours of meeting, inspections or visits by administering authority. |
| | Environmental monitoring and reporting procedures. | Monthly | Submission of records to the Administrator on a monthly basis, including: a) daily inspections of all environmental elements b) monitoring results, analysis and corrective actions c) environmental nuisance and non-conformances. |

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| | | | <p>d) Monthly reporting on compliance with CMP to show how the compliance matters were addressed including any complaints.</p> <p>The monthly environmental compliance report will be compiled for the Program Manager. Non-conformances will be managed through contract administration. Incidents will be managed in accordance with TMR's Environmental Management System, Incident Procedures</p> |
| | <p>Compliance review audit meetings</p> | <p>Monthly</p> | <p>AGJV and TMR will meet monthly to review the monthly report for the CMP and any issues relating to the compliance matters, including:</p> <ul style="list-style-type: none"> • Activities and location of activities undertaken in the previous month • Compliance with this CMP • Results of monitoring and inspections above • Number and nature of complaints and how they were addressed • Review of the effectiveness of the management measures and any improvements |

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| | | | <ul style="list-style-type: none"> Look ahead works programming and likely impacts |
| | Post-construction audit | Once during defects liability period | TMR Environmental Officer. The outcome of the post-construction audit will occur in compliance with TMR's Environmental Management System. The outcomes of the audit will be compiled to inform the Project Manager of rectification work required for environmental compliance and good management. |
| | Monitoring in response to any agency directive | As required | AGJV and TMR |
| | Monitoring of complaints | As required by the AGJV Project EMP(C) | AGJV and TMR |
| | Addressing complaints | As required by the AGJV Project EMP(C) | AGJV |
| 3. Dealing with evidence of non-compliance | | | |
| | Trigger | Action | |
| | TMR or AGJV becoming aware of non-compliance with this CMP | <ul style="list-style-type: none"> AGJV will notify TMR of the non-compliance within 24 hours TMR will consider if the non-compliance was an isolated or unavoidable incident, and if measures that were in place were effective in the circumstances Following TMRs consideration TMR will determine if it is necessary to notify AGJV to commence corrective action TMR will raise Work Improvement Notice (WIN) on the internal system for improvements and close out | |

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| | <p>If, within 10 business days of issuing a correction action request, the corrective action has not rectified the breach of the CMP</p> | <p>TMR will notify the relevant agency with the following details:-</p> <ol style="list-style-type: none"> 1. Nature of the non-compliance 2. Location of the non-compliance 3. Impact of the non-compliance 4. Actions taken to remediate <p>At this point, the relevant agency may determine that the relevant compliance matter is not addressed and take action accordingly under existing legislative requirements</p> |
| <p>3. Breach of the CMP</p> | | |
| | <p>Should the department, acting reasonably, determine AGJV has failed to provide true and correct evidence that the compliance issues are being adequately addressed; or there is non-compliance with the provisions of the CMP, TMR will give notice to AGJV of suspension of the CMP and:</p> <ol style="list-style-type: none"> a. The CMP will be suspended from the time that TMR reasonably determines the breach occurred b. The relevant provisions of the relevant law will apply c. The CMP will be reinstated from the date TMR notified AGJV in writing. | |