

Table 1: Boral's Response to Audit Findings

Unique Finding Identifier	Condition Number (ID)	Compliance Requirement	Independent Audit Finding	Recommendation	Proponent’s Proposed Action / Action Taken / Response (as applicable)	Proposed Action Due Date (if applicable)																																												
NC1	EPL 11968 M2.1	For each monitoring/discharge point or utilisation area specified below (by a point number), the licensee must monitor (by sampling and obtaining results by analysis) the concentration of each pollutant specified in Column 1. The licensee must use the sampling method, units of measure, and sample at the frequency, specified opposite in the other columns:	Refer to Condition M2.2	Refer to Condition M2.2	Refer to NC2 below	N/A																																												
NC2	EPL 11968 M2.2	Point 2 <table><thead><tr><th>Pollutant</th><th>Units of measure</th><th>Frequency</th><th>Sampling Method</th></tr></thead><tbody><tr><td>Aluminium</td><td>milligrams per litre</td><td>Daily during any discharge</td><td>Grab sample</td></tr><tr><td>Chromium (total)</td><td>milligrams per litre</td><td>Daily during any discharge</td><td>Grab sample</td></tr><tr><td>Copper</td><td>milligrams per litre</td><td>Daily during any discharge</td><td>Grab sample</td></tr><tr><td>Cyanide</td><td>milligrams per litre</td><td>Daily during any discharge</td><td>Grab sample</td></tr><tr><td>Electrical conductivity</td><td>microsiemens per centimetre</td><td>Daily during any discharge</td><td>Grab sample</td></tr><tr><td>Nitrate + nitrite (oxidised nitrogen)</td><td>milligrams per litre</td><td>Daily during any discharge</td><td>Grab sample</td></tr><tr><td>Nitrogen (total)</td><td>milligrams per litre</td><td>Daily during any discharge</td><td>Grab sample</td></tr><tr><td>pH</td><td>pH</td><td>Daily during any discharge</td><td>Grab sample</td></tr><tr><td>Zinc</td><td>milligrams per litre</td><td>Daily during any discharge</td><td>Grab sample</td></tr></tbody></table>	Pollutant	Units of measure	Frequency	Sampling Method	Aluminium	milligrams per litre	Daily during any discharge	Grab sample	Chromium (total)	milligrams per litre	Daily during any discharge	Grab sample	Copper	milligrams per litre	Daily during any discharge	Grab sample	Cyanide	milligrams per litre	Daily during any discharge	Grab sample	Electrical conductivity	microsiemens per centimetre	Daily during any discharge	Grab sample	Nitrate + nitrite (oxidised nitrogen)	milligrams per litre	Daily during any discharge	Grab sample	Nitrogen (total)	milligrams per litre	Daily during any discharge	Grab sample	pH	pH	Daily during any discharge	Grab sample	Zinc	milligrams per litre	Daily during any discharge	Grab sample	Annual Returns (2019/20, 2020/21, 2021/22, 2022/23, 2023/24, 2024/25). Sampling for metal analytes was not conducted in accordance with Condition M2.2 of EPL 11968 on 28 April 2025. During the first discharge event following the licence variation in October 2023, a sample of the discharge was collected, however, the sample was not analysed for any metal analytes and only pH and Electrical Conductivity results were assessed. Following the event, a review of the sampling processes was undertaken to rectify the error. The sampling laboratory was supplied with the updated licence requirements and the subsequent sampling event in May 2025 was in full compliance with the requirements of the licence.	Conduct a review of site systems documents, including the EPP and sampling processes to ensure that monitoring meets requirements of the recently revised EPL 11968.	Boral completed a review of the EPP, licence and reporting requirements in early 2025. Boral have implemented the required process changes to rectify the sampling issues identified. No issues have been identified following the reported incidents.	Complete				
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NC4	EPL 11968 M4.2	The licensee must ensure that the meteorological station on the premises complies with the requirements in the latest version of the Approved Methods of Sampling of Air Pollutants in New South Wales.	The weather station was supplied and is maintained by VGT. No documentation was available to the time of the audit to confirm that the weather station complies with M4.2	Complete a review of the meteorological station / sensors to ensure the meteorological station complies with requirements of M4.2 and establishing a regular maintenance inspection program.	Boral will engaged the environmental consultancy company that installed the weather station to review and undertake the required maintenance of the weather station and ensure calibrations are undertaken as per the standards.	30 November 2025
NC5	EPL 11968 R1.5	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').	Annual Returns (2019/20, 2020/21, 2021/22, 2022/23, 2023/24, 2024/25). POEO Website Annual Return for 2021/22 was not submitted within 60 days of 15 September.	Complete a review of the EPP and confirm the submission timing for the Annual Return is captured.	Boral completed a review of the EPP, licence and reporting requirements in early 2025. Boral have already implemented the required process changes to rectify the reporting requirements. All annual returns have been submitted on time following the 2022 return.	Complete
NC6	EPL 11968 E1.1	A financial assurance in the form of an unconditional and irrevocable and on demand guarantee from a bank, building society or credit union operating in Australia as "Authorised Deposit-taking Institutions" under the Banking Act 1959 of the Commonwealth of Australia and supervised by the Australian Prudential regulatory Authority (APRA) must be provided to the EPA. The financial assurance must be in favour of the EPA in the amount of five hundred thousand dollars (\$500,000). The financial assurance is required to secure or guarantee funding for works or programs required by or under this licence. The licensee must provide to the EPA the financial assurance of \$500,000 by no later than 5.00 p.m. on Tuesday 31 March 2020.	BORAL RECY00059 Held with Bank Operating in Australia. Effective Date is 21 February 2020 Sighted Signed Assurance Document. Importantly - Boral holds financial assurance (RECY00059), specifically to address Condition E1.1. The Non-Compliance specifically relates to the requirement for Boral to provide the EPA a copy of the assurance by 5:00PM on Tuesday 31 March 2020. Evidence to demonstrate this correspondence had occurred was not available at the time of the audit.	Source evidence of providing the required information to the EPA, or formally issue a copy of the financial assurance to the EPA.	Boral provided a signed copy of the Financial Assurance documentation to the Auditors. Boral maintains the financial assurance in accordance with the EPL requirements. Although the record of the submission of the financial assurance to the EPA was not available at the time of the audit, Boral has completed the requirements of condition E1.1 of EPL 11968.	Complete
NC7	EPL 11968 E1.2	The licensee must provide to the EPA, along with the original counterpart guarantee, confirmation in writing that the financial institution providing the guarantee is subject to supervision by the Australian Prudential Regulatory Authority (APRA).	BORAL RECY00059 Held with Bank Operating in Australia. Effective Date is 21 February 2020 Sighted Signed Assurance Document. Importantly - Boral holds financial assurance (RECY00059), specifically to address Condition E1.1. However the non-compliance status of this Condition relates to the evidence of Boral providing the written confirmation to the EPA that the guarantee is subject to supervision by the Australian Prudential Regulatory Authority (APRA).	Source evidence of providing the required information to the EPA, or formally issue a confirmation of the Bank issuing the guarantee is subject to the supervision of APRA to the EPA.	Boral provided a signed copy of the Financial Assurance documentation to the Auditors. Boral maintains the financial assurance in accordance with the EPL requirements. Although the record of the submission of the financial assurance to the EPA was not available at the time of the audit, Boral has completed the requirements of condition E1.1 of EPL 11968.	Complete

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NC8	EPL 11968 E1.7	The licensee must provide to the EPA the original counterpart guarantee within five working days of the issue of: a) the financial assurance required by condition E1.1, and b) the adjusted financial assurance as required by condition E1.5 and E1.6.	BORAL RECY00059 Held with Bank Operating in Australia. Effective Date is 21 February 2020 Sighted Signed Assurance Document. Importantly - Boral holds financial assurance (RECY00059), specifically to address Condition E1.1. However the non-compliance status of this Condition relates to the evidence of Boral providing the financial assurance in accordance with this Condition.	Source evidence of providing the required information to the EPA, or formally issue the original counterpart guarantee to the EPA.	Boral provided a signed copy of the Financial Assurance documentation to the Auditors. Boral maintains the financial assurance in accordance with the EPL requirements. Although the record of the submission of the financial assurance to the EPA was not available at the time of the audit, Boral has completed the requirements of condition E1.1 of EPL 11968.	Complete

Table 2: Boral's Response to Areas for Improvement Findings

Unique Finding Identifier	Condition Number (ID)	Compliance Requirement	Independent Audit Finding	Recommendation	Proponent's Proposed Action / Action Taken / Response (as applicable)	Proposed Action Due Date (if applicable)
OFI1	SSD 7038 A15	Where conditions of this consent require consultation with an identified party, the Applicant must: (a) consult with the relevant party prior to submitting the subject document to the Planning Secretary for approval; and (b) provide details of the consultation undertaken including: (i) the outcome of that consultation, matters resolved and unresolved; and (ii) details of any disagreement remaining between the party consulted and the Applicant and how the Applicant has addressed the matters not resolved.	DPHI Approval Letter, dated 23 October 2023 noting consultation associated with the Surface Water Mitigation and Monitoring Plan. DPHI Approval Letter, dated 12 December 2023 noting consultation associated with the Surface Water Characterisation Plan. DPHI Approval Letter, dated 7 August 2024 noting consultation associated with the Surface Water Mitigation and Monitoring Plan. EPA Notice of Variation dated October 2023, June 2024, January 2025 and July 2025. Consultation has been undertaken. Specific details as to the A15 requires are inferred / assessed but are not explicitly detailed.	Consider as part of the next Management Plan revision, including a consultation summary table. If adopted, the table should reflect each specific element of Condition A15.	Boral will ensure the required management plans that involved consultation with external parties will include a consultation table to outline the consultation that has occurred.	When management plans are required for submission.
OFI2	SSD 7038 B6	The Applicant must ensure that the waste screening and inspection protocols operate in a manner which does not cause trucks to queue onto the carriageway except with the express consent of the PON.	SLR have sighted an Inspection and Screening Receivals Protocol dated 28 February 2025. While the protocol details screening and receivals, detail is missing information pertaining to queuing on the carriageway.	Consider reviewing and updating the Inspection and receivals Protocol to include information on queuing on the carriageway. As part of the update a document version control table should be included.	Boral will update the inspection and receivals protocol to include controls for queueing on the carriageway and a document control version register for the procedure in the next review	30 December 2025

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OFI3	SSD 7038 B55	The Applicant must ensure the lighting associated with the development: a) Complies with the latest version of AS 4282-1997 – 'Control of the Obtrusive Effects of Outdoor Lighting' (Standards Australia, 1997); and b) Is mounted, screened and directed in such a manner that it does not create a nuisance to surrounding properties or the public road network.	As part of personnel interviews, Boral confirmed that no construction works have been undertaken outside of hours stipulated by B48 (Daytime Only). For the operational times for the site. The Kooragang Site is permitted to operate 24 hours per day (Monday to Saturday). The site is only restricted to construction activities between 7 am and 6 pm. Although the facility is licenced for 24 hours operations, operations are restricted as per the website operating times (6:30 am start time, 16:00 Finish time Monday to Friday). Boral advised that there is no lighting currently in place at the Facility. On the basis of Boral's advice and the operating hours of the facility this Condition has been considered as Not Triggered with an Opportunity for Improvement prior to undertaking Operations.	Prior to the commencement of operations, consider undertaking a formal compliance review of AS4282 and determine requirements if night time operations were to be conducted.	In the event Kooragang Recycling were to be undertaken during night time hours, Boral will review AS4282 to determine the requirements to meet the specified lighting controls.	Prior to any night-time operations commencing
OFI4	SSD 7038 Appendix 2	Waste Management - Adhere to Boral Inspection and Receivals Protocol, 2018. - Conduct raw material testing in accordance with the NSW EPA's Recovered Aggregate Order 2014, which includes testing for 8 heavy metals, electrical conductivity, foreign material. - Maintain waste screening '2 point inspection' procedure. - Load weighing and docket procedure. Product testing for asbestos contamination.	Sighted Boral Inspection and Receivals Protocol, 2018. Monthly Work Orders Sighted dated 12 August 2025. Sighted Tracking sheets for aggregate testing. EPP 2025 Action Sighted Lab Comms. Sighted Testing Plans for May 2025. It is noted that waste feedback adopts a report by exception. Observed and discussed 2 Point Inspection controls. Tracked through APEX - tracking program. Sighted APEX. Sighted dockets for today (records rego, customer, product, truck, source, weight). Asbestos - Hibbs and Associates. Report by exception. Sample Paper, dated 8 July 2025.	Consider establishing a feedback mechanism for sampling results so that compliance can be positively verified.	Boral will investigate a feedback process to verify sampling results to ensure compliance is checked routinely	30 June 2026
OFI5	EPL 11968 O4.1	A copy of the current version of the Pollution Incident Response Management plan (PIRMP) for the premises must be kept at the premises.	PIRMP, dated August 2025. Available at the following link. https://www.boral.com.au/sites/default/files/2025-08/Kooragang%20Recycling%20PIRMP%20-%20Aug%202025.pdf . Sighted PIRMP Test paperwork dated 19 December 2024. It is noted that the PIRMP references superseded Regulations.	Consider updating the PIRMP against 2022 Regulations and Guideline.	During the next update to the PIRMP, the document will be updated to reference the 2022 PIRMP Regulations and Guidelines	30 August 2026