

Attachment 1: M12 audit findings and proponent responses

Finding #	Finding type	Area	CoA	Audit Finding	Recommendation	Response	Response Date	Proposed completion date	Completion date
M12O-04 NC-01	Non - compliance	M12 Overarching TfNSW	C18 Construction Monitoring Programs	A <i>self-reported</i> non-compliance with Condition of Approval C18 was identified during the audit period. The Construction Monitoring Program requires the Construction Surface Water and Groundwater Monitoring Program Report to be provided to the Planning Secretary and relevant government agencies, however submission of reports 7 and 8 were missed. This triggers a non-compliance against Condition C18.	It is recommended to implement a process to effectively track timeframes to ensure all submissions occur on time.	The Surface and Groundwater submission requirement was added to the TfNSW compliance tracking register. Six monthly Report #9 was submitted on time and DPHI had no comments.	9/07/2024 9/07/2024	n/a	18/12/2023 13/05/2024
M12O-04 OFI-01	Opportunity for Improvement	M12 Overarching TfNSW	C1 Construction Environmental Management Plan	M12 Motorway Minor Consistency Assessment dated and approved 22 January 2024 for the M12 Central, has triggered a minor update to the OCEMP. The updated OCEMP was noted to be still in draft, however the proposed works associated with the Consistency Assessment are to	There is an improvement opportunity to action future updates in a timely manner so works are as aligned to the relevant management plans.	There were no additional mitigation or management measures required by the January 2024 CA. An OCEMP update commenced in November 2023, following approval of several M12E CA in October. The Jan 2024 CA was captured in Rev K. OCEMP update involves review/revision of 52 main documents. It went through 3 rounds of review by contractors	18/07/2024	n/a	18/07/2024

				be completed by the end of the second quarter of 2024.		and ER's. OCEMP Rev M minor update was approved by the ER on 12 July 24 and submitted to DPHI for information on 18 July 2024.			
M12C-04 NC-01	Non - compliance	M12 Central SWC	A1 General	A self-reported non-compliance was identified during the audit period in relation to Minor Ancillary Facility MAF-004 – flagging of the laydown area was incorrectly set out and outside the project boundary. This triggers a non-compliance against Condition A1.	Prior to establishment of future Minor Ancillary Facilities, it is recommended that the area should be reviewed in detail against the project boundary by all relevant parties (contractor, TfNSW and the ER).	Self-reported non-compliance. No additional Minor Ancillary Facilities are proposed for the project.	18/07/2024	n/a	n/a
M12C-04 NC-02	Non - compliance	M12 Central SWC	A2 General	A self-reported non-compliance was identified during the audit period as linked to A1 in relation to MAF-004 – flagging of the laydown area was incorrectly set out and outside the project boundary. This triggers a non-compliance against Condition A2.	Prior to establishment of future Minor Ancillary Facilities, it is recommended that the area should be reviewed in detail against the project boundary by all relevant parties (contractor, TfNSW and the ER).	Self-reported non-compliance. No additional Minor Ancillary Facilities are proposed for the project.	18/07/2024	n/a	n/a
M12C-04 NC-03	Non - compliance	M12 Central SWC	A4 General	Based on the non-compliances raised against Conditions A1, A2, and E84, a non-compliance is triggered for A4(f).	Close out of the identified non-compliances will automatically address this non-compliance.	Close out of the identified non-compliances will automatically address this non-compliance.	18/07/2024	n/a	n/a
M12C-04 NC-04	Non - compliance	M12 Central SWC	E84 Erosion and Sediment Controls	During the site inspection, concrete washout areas were observed as not maintained appropriately with signage not	It is recommended to improve upon and continuously maintain and monitor environmental controls to	The process of maintenance (clean out debris, replace plastic lining and reinstate signage) was completed. A toolbox was delivered to ensure all personnel	18/07/2024	13/05/2024	13/05/2024

				displayed, plastic lining not used, waste and debris not removed and soil bunds not appropriately formed around the washout areas.	demonstrate effective implementation of the CEMP and CEMP sub-plans.	are aware of the need to reinstate controls prior to use. Subsequent inspections indicated that controls were appropriately established prior to use across the site.			
M12C-04 OFI-01	Opportunity for Improvement	M12 Central SWC	C2 Construction Environmental Management Plan	Not all actions raised from SWC inspections were closed out on the system PSEM.	There is an improvement opportunity to continuously monitor the status of actions to ensure they have been appropriately addressed and closed out.	PSEM was reviewed to ensure all actions closed have been appropriately recorded in the system. SWC's internal system (PSEM) is regularly reviewed regularly to ensure actions are closed in the system and reported on a monthly basis.	18/07/2024	n/a	15/05/2024
M12C-04 OFI-02	Opportunity for Improvement	M12 Central SWC	C17 Construction Monitoring Programs	The reported data for air quality results showed exceedances under the 'maximum' rows, however, the overall levels were compliant as based on the average.	There is an improvement opportunity to highlight the average results only, to clearly report on compliant readings and exceedances.	Report has been amended to show only relevant average results.	18/07/2024	n/a	30/05/2024
M12C-04 OFI-03	Opportunity for Improvement	M12 Central SWC	E100 Waste	Various waste bins were noted to be at capacity during the site inspection at several locations. There was also liquid waste remaining in a container without plans for removal.	There is an improvement opportunity to demonstrate best practice and remove waste in a timely manner.	Empty liquid waste container was removed. Waste bin removal can be delayed due to weather conditions or waste contractor availability; however, site personnel have been reminded to ensure sufficient lead time is provided to ensure timely removal.	18/07/2024	n/a	14/05/2024
M12W-04 OFI-01	Opportunity for Improvement	M12 West CPBGG-JV	C2 Construction Environmental Management Plan	The Management Review topics as aligned to the CEMP and contract requirements, did not appear to	There is an improvement opportunity to include assigned actions and their status within the	Actions in the management review topics were assigned to the Environmental Manager and closed out upon issuing the meeting	22/07/2024	1/08/2024	

				include a section to assign actions which is a requirement of ISO 14001 (Clause 9.3).	Management Review minutes for traceability purposes.	minutes. Close outs have been included in the attachments. Heading or table of actions will be allocated to the meeting minutes during the next quarterly review.			
M12W-04 OFI-02	Opportunity for Improvement	M12 West CPBGG-JV	C1 Construction Environmental Management Plan	An environmental event occurred on 24 April 2024 where a water pump within a sediment basin failed to properly float and pump water from the surface, resulting in sediment laden water being pumped into a rock lined channel. After investigating the event, it was determined that no environmental harm occurred given the distance to the nearest receiving waterway and the event was attributed to a system related incident. However, at the time of the audit (16 May 2024) the incident had not yet been formally raised and reported.	There is an opportunity to review the incident review process (time taken to review incidents) and to ensure appropriate records of evidence of the investigation are stored to demonstrate the decision-making process when categorising events / incidents.	Incidents are notified to TfNSW and ER immediately via email initially. An incident report is then completed and submitted via Team Binder formally. Incident investigation along with immediate actions/ mitigation measures are included in the report as well as submitted on Synergy with records. In addition to this, evidence of investigations or discussion records will also be saved in the incidents folder.	22/07/2024	Upon the next incident occurrence/ notification	