

Modification of Infrastructure Approval

Section 5.25 of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning and Public Spaces under the Instrument of Delegation dated 9 March 2022, I approve the modification of the State significant infrastructure approval referred to in Schedule 1, subject to the conditions in Schedule 2.



Stephen O'Donoghue
Director
Resource Assessments

Sydney

16 November 2023

SCHEDULE 1

Infrastructure Approval: SSI-12590060 granted by the Minister for Planning and Public Spaces on 16 December 2022

For the following: Hunter Power Project (Kurri Kurri Power Station)

Modification: Modification 2 - Temporary Worker Accommodation Facility

SCHEDULE 2

1. In Schedule 1, in the definitions table:

- i) in the definition of "EIS", after "dated 4 August 2021", delete ", and".
- ii) in the definition of "EIS", after "the Department's assessment report on Modification 1", insert: ", and:
 - b) Modification 2 Report, titled '*Environmental Impact Statement – Modification 2: Temporary Workforce Accommodation (TWA) facility*' dated 12 September 2023 and additional information provided by the Proponent to support the modification application and included in Appendix A of the Department's assessment report on Modification 2."
- iii) insert the following in an alphabetical order:

Temporary Workforce Accommodation Facility	The facility to house up to 200 personnel during construction of the development on land identified in the Schedule of Land (Appendix 1) and shown in Figure 3 of Appendix 2.
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2. In Schedule 2, delete all words in Condition A14 and insert the following:

“The relevant provisions of section 188 of the EP&A Regulation apply to this approval.”

3. In Schedule 2, after Condition A28, insert:

“TEMPORARY WORKFORCE ACCOMMODATION FACILITY

A29. The Proponent may utilise the temporary additional area identified as Temporary Workforce Accommodation Facility in Figure 3 of Appendix 2 of this approval during construction only.”

4. In Schedule 2, after condition B18, insert the following conditions:

“TEMPORARY WORKFORCE ACCOMMODATION FACILITY

B18A. The Proponent must:

- (a) minimise the fire risks of the development, including managing vegetation fuel loads on-site;
- (b) ensure that the development
 - (i) complies with the relevant asset protection requirements in the Rural Fire Service’s *Planning for Bush Fire Protection 2019* (or equivalent) and Standards for Asset Protection Zones. The entire site must be managed as an Inner Protection Area in accordance with the requirements of Appendix 4 of *Planning for Bush Fire Protection 2019*; and
 - (ii) is suitably equipped to respond to any fires on site, including connection to the Hunter Water reticulated system or provision of a 20,000 litre water supply tank fitted with a 65 mm Storz fitting and a Fire and Rescue NSW compatible suction connection;
- (c) ensure that the Temporary Workforce Accommodation Facility is designed and constructed to ensure that:
 - (i) all accommodation units are located within the 10 kW/m² setback from bushfire prone land;
 - (ii) all other building structures within the facility site are located within the 12.5 bush fire attack level and are constructed to the relevant construction standard of Australian Standard AS3959-2018 *Construction of buildings in bushfire-prone areas*;
 - (iii) there is an on-site shelter located within the 12.5 bush fire attack level capable of housing all potential occupants that is constructed to a minimum of a BAL-12.5 construction standard of Australian Standard AS3959-2018 *Construction of buildings in bushfire-prone areas*,
 - (iv) there is a 10 metre defendable space around the perimeter that permits unobstructed vehicle access and is managed as an asset protection zone (including the defendable space). The vehicular access to the site must be compliant with Table 6.8C of *Planning for Bush Fire Protection 2019*; and
 - (v) a minimum 2.1 metre high radiant heat shield made of non-combustible materials must be constructed along the eastern and southern boundary of the limit of significant vegetation. All posts and rails must be constructed of steel. The bottom of the fence is to be in direct contact with the finished ground level or plinth; and
- (d) assist the Rural Fire Service and emergency services as much as practicable if there is a fire in the vicinity of the site; and
- (e) notify the relevant local emergency management committee following construction of the development, and prior to commencing operations.

B18B. Prior to occupying the Temporary Workforce Accommodation Facility, the Proponent must prepare a Bush Fire Emergency Management and Evacuation Plan for the Temporary Workforce Accommodation Facility consistent with the NSW Rural Fire Service document *A Guide to Developing a Bush Fire Emergency Management and Evacuation Plan*. The plan must:

- (a) be prepared by a suitably qualified bushfire planning and design accredited level 3 bushfire expert;
- (b) include contact details for the local Rural Fire Service District Office;
- (c) include procedures for co-ordinated evacuation of the site in consultation with local emergency services;
- (d) include procedures for the use of an on-site shelter in the case where evacuation routes cannot be accessed; and
- (e) adopt an early evacuation approach and include detailed plans of all emergency assembly areas, including on-site and off-site arrangements as stated in *AS 3745 Planning for emergencies in facilities*, are clearly displayed.

