



**Approval**

**Crudine Ridge Wind Farm, NSW (EPBC 2011/6206)**

This decision is made under sections 130(1) and 133 of the *Environment Protection and Biodiversity Conservation Act 1999*.

**Proposed action**

**person to whom the approval is granted** Crudine Ridge Wind Farm Pty Ltd

**proponent's ACN (if applicable)** ACN: 143 399 160

**proposed action** The proposed action is the development and operation of a wind farm 45 km south of Mudgee and 45 km north of Bathurst, New South Wales [See EPBC Act referral 2011/6206].

**Approval decision**

Controlling Provision	Decision
Listed threatened species and communities (sections 18 & 18A)	Approved
Listed migratory species (sections 20 & 20A)	Approved

**conditions of approval**

This approval is subject to the conditions specified below.

**expiry date of approval**

This approval has effect until 28 February 2052

**Decision-maker**

**name and position** The Hon Josh Frydenberg MP  
Minister for the Environment and Energy

**signature** 

**date of decision** 4/4/17

## Conditions attached to the approval

1. To minimise the impacts of the action on **protected matters**, the approval holder must:
  - a. Implement administrative conditions 1,4, 6, 7, 8; environmental conditions 19 (b)(c) - 24, 41, 42 of the approval under the NSW *Environment Planning and Assessment Act 1979*, as per Development Consent SSD-6697 dated 10 May 2016, where they relate to monitoring, managing, mitigating, avoiding, offsetting, recording, or reporting on, impacts to **protected matters**.
  - b. Notify the **Department** in writing of any proposed change to the conditions of the NSW Government approval for which Condition 1a applies, no later than 2 weeks after formally proposing a change or becoming aware of the NSW Government proposing a change.
  - c. Notify the **Department** in writing of any change to the NSW Government approval for which Condition 1a applies within 2 weeks of a change being finalised.
2. If the approval holder does not secure the **offset site** through a **NSW BioBanking Agreement**, then the approval holder must protect the offset site under a legal instrument, approved by the **Minister** within 12 months of the commencement of construction. The legal instrument must:
  - a. be registered on title of the offset site once approved, and
  - b. provide for the protection and ongoing conservation management of the **offset site** in perpetuity.
3. **The person taking the action** must not clear more than 3.28 hectares of *White Box Yellow Box Blakely's Red Gum Grassy Woodland and Derived Native Grassland* ecological community, for the development of the proposed action, as defined in Schedule 1 of this approval.
4. **The person taking the action** must not clear known locations of Small Purple Pea (*Swainsona recta*) within the project area (identified within the **Environmental Assessment**). The person taking the action must not clear any additional populations of Small Purple Pea (not identified within the **Environmental Assessment**), without the approval of the **Minister**.
5. **The person taking the action** must only construct, operate, and replace or upgrade, as necessary, up to 37 **wind turbines**.
6. **The person taking the action** must not construct or place any **wind turbines** at locations A53, A54, A55, A56, A57, A58, A61, A66, A67, A68, A69, A71, A73, A78, A79, A80, A81, A82, A83, A84 as indicated on Schedule 2 of this approval.
7. **The person taking the action** must not construct any additional turbines at a future time in the project site area indicated on Schedule 2 of this approval, except for those referred to in condition 5.
8. Within 30 days after the **commencement of the action**, the **person taking the action** must advise the **Department** in writing of the actual date of **commencement of the action**.

9. **The person taking the action** must maintain accurate records substantiating all activities associated with or relevant to the conditions of approval, including measures taken to implement the **management plans**, reports, strategies, agreements required by this approval, and make them available upon request to the **Department**. Such records may be subject to audit by the **Department** or an independent auditor in accordance with section 458 of the EPBC Act, or used to verify compliance with the conditions of approval. Summaries of audits will be posted on the **Department's** website. The results of audits may also be publicised through the general media.
10. Within three months of every 12 month anniversary of the **commencement of the action**, **the person taking the action** must publish a report on their website addressing compliance with each of the conditions of this approval, including implementation of any **management plans** as specified in the conditions. Documentary evidence providing proof of the date of publication and non-compliance with any of the conditions of this approval must be provided to the **Department** at the same time as the compliance report is published.
11. Any potential or actual contravention of the conditions of this approval (including contravention of a commitment made in a management plan, program or strategy) must be reported to the **Department** within 7 days of the approval holder becoming aware of the actual or potential contravention.
12. Upon the direction of the **Minister**, **the person taking the action** must ensure that an independent audit of compliance with the conditions of approval is conducted and a report submitted to the **Minister**. The independent auditor must be approved by the **Minister** prior to the commencement of the audit. Audit criteria must be agreed to by the **Minister** and the audit report must address the criteria to the satisfaction of the **Minister**.
13. If, at any time after 5 years from the date of this approval, **the person taking the action** has not substantially **commenced the action**, then **the person taking the action** must not substantially **commence the action** without the written agreement of the **Minister**.

## Definitions

**Department:** The Australian Government Department or any other agency administering the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) from time to time.

**Commencement of the action:** The construction of any infrastructure associated with the proposed action, including but not limited to vegetation clearance, the construction of **wind turbines**, ancillary infrastructure and road upgrades (excludes fences and signage, geotechnical drilling and surveying).

**Environmental Assessment:** The environmental assessment for the Crudine Ridge Wind Farm, prepared by Wind Prospect CWP Pty Ltd (CWP) and dated December 2012, as modified by: Crudine Ridge Response to Submissions and Preferred Project Report, prepared by CWP and dated November 2013; and the supplementary visual wireframe analysis and **wind turbine** layout plans prepared by CWP and dated 12 December 2014.

**Management Plans:** means the Biodiversity Management Plan, Biodiversity Offsets Management Plan, and Bird and Bat Adaptive Management Plan.

**Minister:** The Minister administering the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) and includes a delegate of the **Minister**.

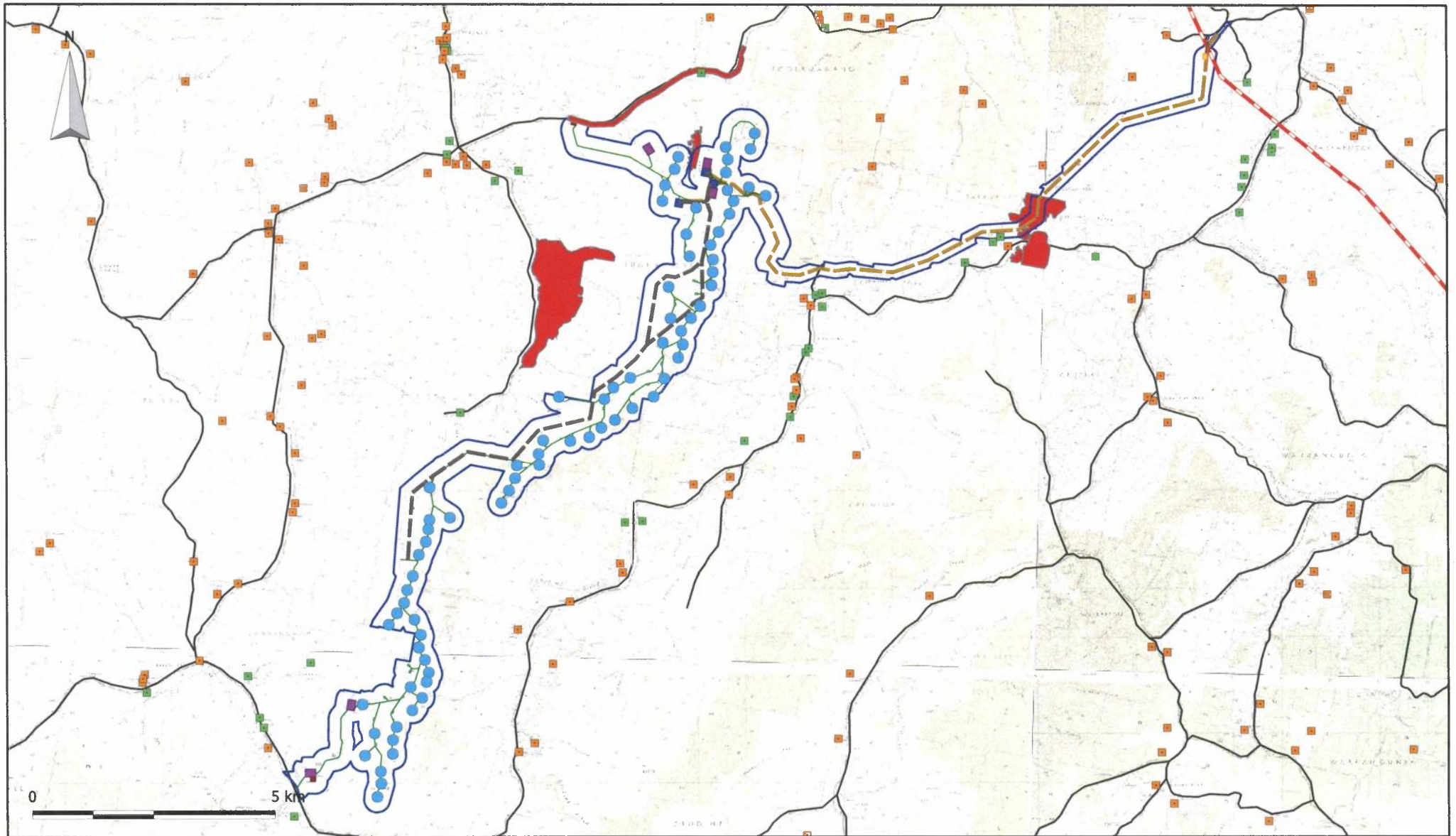
**NSW BioBanking Agreement:** An agreement under Part 7A of the *NSW Threatened Species Conservation Act 1995* for the purpose of establishing a BioBank site.


**Offset site:** As defined in environmental condition 20 in Development Consent SSD-6697 dated 10 May 2016.

**The person taking the action:** The person to whom this approval is granted.

**Protected matters:** Matters protected under the controlling provisions (under Part 3 of the EPBC Act) for which this approval applies being: *White Box Yellow Box Blakely's Red Gum Grassy Woodland and Derived Native Grassland*, Regent Honeyeater (*Anthochaera phrygia*), Small Purple Pea (*Swainsona recta*), and the Swift Parrot (*Lathamus discolor*).

**Wind turbine(s):** Turbine(s) used for the generation of electricity by wind, including the tower, blades and associated components.



LEGEND		COMPANY	
● Layout Option A - up to 77 Turbines	■ Switching Station Options	<b>CRUDINE RIDGE WIND FARM PTY LTD</b>	
■ Active Landowner	■ Rock Crushing & Batching Plant Options		
■ Not Active Landowner	■ Site Compound Options	TITLE	
— External Overhead Transmission Line (with Options)	■ Collector Substation Options	<b>COMMONWEALTH ENDANGERED ECOLOGICAL COMMUNITIES</b>	
— Internal Overhead Transmission Line	■ EPBC Listed Communities (Box Gum Woodland **)	DATE	SCALE
— 132 kV Transmission Line	— Layout Option A - Internal Roads	27 JUL 2016	1:110000
		DRAWN BY	DWG NO
		<b>B KRONENBERG</b>	<b>CRU196</b>
		CHECKED BY	SHEET
		<b>M BRANSON</b>	1 OF 1
			REV
			A
			VER
			1
			JOB NO
			080401
			SIZE
			A4

\*\* White Box Yellow Box Blakely's Red Gum Grassy Woodland and Derived Native Grassland - EPBC Act listed Critically Endangered Ecological Community

FIGURE 3.1A: CRUDINE RIDGE WIND FARM - LAYOUT OPTION A

2015

