



Karuah East Quarry  
ABN: 80 141 505 035  
Karuah East Quarry Pty Limited  
Blue Rock Close, Karuah NSW 2324

W: [www.hunterquarries.com.au](http://www.hunterquarries.com.au)  
E: [admin@hunterquarries.com.au](mailto:admin@hunterquarries.com.au)  
T: 02 4050 0304  
P: PO Box 23, Thornton NSW 2322

Karuah East Quarry

## **Annual Compliance Report 2025-26**

## **Commonwealth EPBC Approval 2014/7282**

27 April 2025 to 26 April 2026



## Declaration of Accuracy

**Table 1 KEQ Annual Compliance Report 2025-26 Declaration of Accuracy (EPBC 2014/7282).**

*In making this declaration, I am aware that sections 490 and 491 of the Environment Protection and Biodiversity Conservation Act 1999 (Cth) (EPBC Act) make it an offence in certain circumstances to knowingly provide false or misleading information or documents. The offence is punishable on conviction by imprisonment or a fine, or both. I declare that all the information and documentation supporting this compliance report is true and correct in every particular. I am authorised to bind the approval holder to this declaration and that I have no knowledge of that authorisation being revoked at the time of making this declaration.*

|                          |   |
|--------------------------|---|
| <b>EPBC Approval:</b>    | EPBC 2014/7282  |
| <b>Project Name:</b>     | Karuah East Quarry Project  |
| <b>Reporting Period:</b> | 27 April 2025 to 26 April 2026  |
| <b>Signed:</b>           |  |
| <b>Full Name:</b>        | Todd Kalajzich  |
| <b>Position:</b>         | General Manager   |
| <b>Approval Holder:</b>  | Karuah East Quarry Pty Limited  |
| <b>Organisation ABN:</b> | 80 141 505 035  |
| <b>Date:</b>             | 25 May 2026   |

## Revision History

**Table 2** *KEQ Annual Compliance Report 2025-26 Revision History (EPBC 2014/7282).*

| Version | Date Reviewed | Author         | Approved       | Status | Amendment Details  |
|---------|---------------|----------------|----------------|--------|--|
| 1A      | 24/05/2026    | Scott Ellerton | –              | Draft  | Draft Annual Compliance Report for the 2025-26 Reporting Period. |
| 1B      | 25/05/2026    | Scott Ellerton | Todd Kalajzich | Final  | Final document.  |

# Contents

**Declaration of Accuracy..... 2**

**Revision History ..... 3**

**Contents ..... 4**

**List of Tables ..... 5**

**List of Figures ..... 5**

**Terms, Definitions and Abbreviations ..... 6**

**1.0 Introduction..... 7**

    1.1 Overview ..... 7

    1.2 Project Site ..... 8

    1.3 Summary of Approved Operations ..... 8

    1.4 NSW Project Approval (MP09\_0175)..... 10

    1.5 Commonwealth EPBC Approvals (EPBC 2014/7282 & 2022/9164) ..... 10

    1.6 Matters of National Environmental Significance ..... 11

**2.0 Compliance Assessment ..... 13**

    2.1 Scope and Purpose..... 13

    2.2 Compliance Status Definitions ..... 13

    2.3 Compliance Assessment..... 13

## List of Tables

|         |   |    |
|---------|---|----|
| Table 1 | KEQ Annual Compliance Report 2025-26 Declaration of Accuracy (EPBC 2014/7282).....          | 2  |
| Table 2 | KEQ Annual Compliance Report 2025-26 Revision History (EPBC 2014/7282). ....                | 3  |
| Table 3 | Summary of Terms, Definitions and Abbreviations used in this Annual Compliance Report. .... | 6  |
| Table 4 | Summary of Modifications to the NSW Project Approval. ....                                  | 10 |
| Table 5 | Summary of Variations to EPBC 2014/7282. ....   | 11 |
| Table 6 | Designated Definitions of the Compliance Assessment (Commonwealth DCCEEW, 2023). ....       | 13 |
| Table 7 | Compliance Assessment of the EPBC 2014/7282 for the Reporting Period. ....                  | 14 |
| Table 8 | Compliance Assessment of the NSW Offset Conditions for the Reporting Period. ....           | 27 |

## List of Figures

|          |  |    |
|----------|--|----|
| Figure 1 | Karuah East Quarry Site Layout and Biodiversity Offset Areas. .... | 9  |
| Figure 2 | EPBC Approvals applying to the Karuah East Quarry. ....            | 12 |

## Terms, Definitions and Abbreviations

**Table 3 Summary of Terms, Definitions and Abbreviations used in this Annual Compliance Report.**

| Abbreviation / Term    | Meaning   |
|------------------------|---|
| ACR                    | Annual Compliance Report  |
| ADWJ                   | ADW Johnson   |
| Black-eyed Susan       | <i>Tetralochea juncea</i>   |
| BOAMP                  | KEQ Biodiversity Offset Area Management Plan                                      |
| BOS                    | KEQ Biodiversity Offset Strategy  |
| 2014/7282              | Commonwealth EPBC Approval (2014/7282)  |
| 2022/9164              | Commonwealth EPBC Approval (2022/9164)  |
| the Department         | Commonwealth Department of Climate Change, Energy, the Environment and Water      |
| EBOA                   | Eastern Biodiversity Offset Area  |
| EP&A Act               | NSW <i>Environmental Planning and Assessment Act 1979</i>                         |
| EPBC Act               | Commonwealth <i>Environment Protection and Biodiversity Conservation Act 1999</i> |
| IEMA                   | Integrated Environmental Management Australia                                     |
| KEQ                    | Karuah East Quarry  |
| KEQPL                  | Karuah East Quarry Pty Limited  |
| Koala                  | <i>Phascolartos cinereus</i>  |
| MNES                   | Matters of National Environmental Significance                                    |
| MOD1                   | Modification 1 to the NSW Project Approval approved on 27 April 2018.             |
| MOD2                   | Modification 2 to the NSW Project Approval approved on 19 December 2018.          |
| MOD8                   | Modification 8 to the NSW Project Approval approved on 23 December 2020.          |
| MOD9                   | Modification 9 to the NSW Project Approval approved on 02 December 2021.          |
| MOD10                  | Modification 10 to the NSW Project Approval approved on 18 May 2023.              |
| NSW Project Approval   | NSW Project Approval (MP09_0175)  |
| NSW DCCEEW             | NSW Department of Climate Change, Energy, the Environment and Water               |
| NSW Planning           | NSW Department of Planning, Housing and Infrastructure                            |
| Project Area           | Approved Disturbance Boundary outlined by the NSW Project Approval MP09_0175.     |
| Small-flower Grevillea | <i>Grevillea parviflora subsp. parviflora</i>                                     |
| Trailing Woodruff      | <i>Asperula asthenes</i>  |
| the Reporting Period   | 27 April 2025 to 26 April 2026  |
| WBOA                   | Western Biodiversity Offset Area  |
| WPC                    | Wedgetail Project Consulting  |

## 1.0 Introduction

### 1.1 Overview

Karuah East Quarry Pty Limited (KEQPL) operates the Karuah East Quarry (KEQ), located approximately 5 km northeast of the village of Karuah, in the MidCoast Local Government Area and is accessed via Blue Rock Close and Andersite Road leading from the northern Tarean Road interchange with the A1 Pacific Highway. KEQ supplies hard rock quarry products to the construction, civil infrastructure and land development industries, with markets in the Greater Newcastle, Hunter Valley and Mid-North Coast regions.

The KEQ has approval to extract, process, stockpile and transport up to 1.5 million tonnes of andesite material annually until the end of 2034.

The NSW Project Approval (MP09\_0175) was granted for the KEQ on 17 June 2014 by the Independent Planning Commission (IPC) (formerly the NSW Planning Assessment Commission) on behalf of the Minister for Planning and Public Spaces (formerly Minister for Planning).

The overall KEQ project is subject to two (2) approved controlled actions under the Commonwealth Environment Protection and Biodiversity Conservation Act (EPBC Act) including:

- EPBC 2014/7282 – original EPBC approval issued on 20 March 2015 for the original project which has subsequently been the subject of two (2) variations:
  - Variation 1 (issued on 04/10/2018) was required as a result of MOD1 to the NSW Project Approval (MP09\_0175) which impacted 0.25 Ha of native vegetation.
  - Variation 2 (issued on 07/05/2025) was required as a result of MOD10 to the NSW Project Approval which consisted of a 7.17 Ha increase in land disturbance and associated clearing of 6.98 Ha of native vegetation from within an existing Biodiversity Offset Area.
- EPBC 2022/9164 – issued on 02 July 2025. This additional EPBC approval was granted specifically to facilitate the KEQ MOD10 Stockpile Extension Project under the Bilateral Agreement between the NSW and Commonwealth Governments.
- In addition to the above, on 26 March 2026, correspondence was issued by the Commonwealth Department of Climate Change, Energy, the Environment and Water (the Department) confirming that the Annual Compliance Report (ACR) and Independent Audit periods for both EPBC 2014/7282 and EPBC 2022/9164 has been aligned to the existing period of 27 April to 26 April.

This ACR has been developed to satisfy conditions 12, 12A and 12B of EPBC 2014/7282 and covers the reporting period of **27 April 2025 to 26 April 2026**.

This ACR should be read in conjunction with the accompanying ACR for EPBC 2022/9164.

## 1.2 Project Site

The overall KEQ site is located adjacent to the A1 Pacific Highway and is situated on the following lands:

- Lot 12 and 13 DP1024564 (the KEQ site);
- Lot 14 and part Lot 13 DP1024564 and Lot 5 DP838128 (Eastern Biodiversity Offset Area [EBOA]); and
- Part Lot 201 DP1042537 (Western Biodiversity Offset Area [WBOA]).

**Figure 1** illustrates the site layout, approved project disturbance boundary and biodiversity offset areas.

Relevant to the controlled action approved under EPBC 2014/7282, the project site consists of the original KEQ site located on Lot 12 and 13 DP1024564 (inclusive of two minor additions approved by the MOD1 and MOD2 projects as detailed in **Table 4**).

It should be noted that the KEQ's land-based offsets consisting of the EBOA and WBOA are established to compensate for biodiversity impacts to the original project (inclusive of MOD1) as approved under EPBC 2014/7282 only. Conversely, credit-based offsets will be retired, prior to the commencement of construction, to compensate for biodiversity impacts associated with the MOD10 Stockpile Extension Project as approved under EPBC 2022/9164.

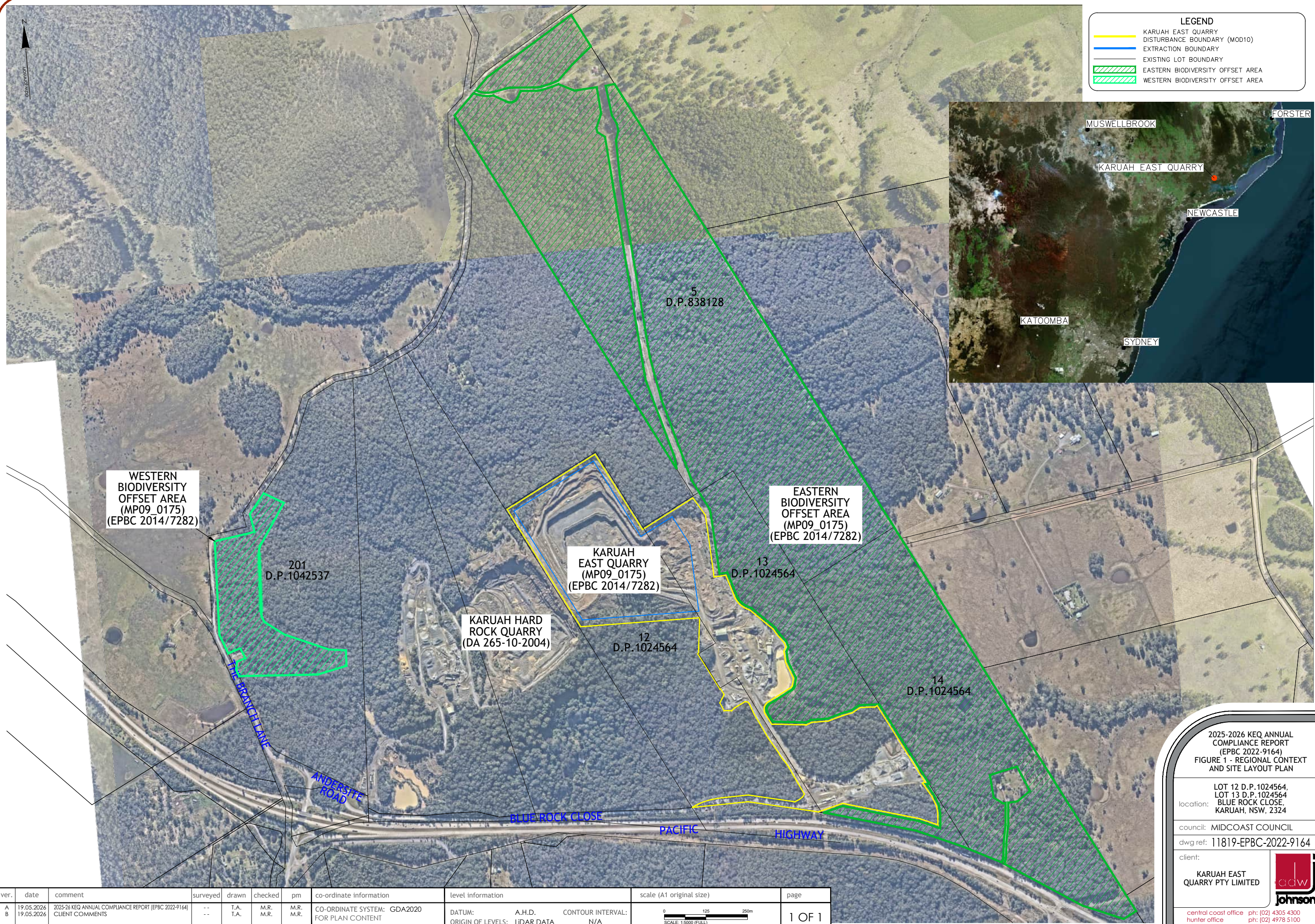
## 1.3 Summary of Approved Operations

The key features of the Project Approval include the following key elements:

- Quarrying operation is permitted on the site until 31 December 2034;
- A total permitted disturbance area of 40.18 Ha on Lots 12 and 13 DP 1024564;
- Vegetation removal;
- Establishment and use of quarry plant and associated infrastructure;
- The extraction (excluding overburden), processing, stockpiling and transport of quarry products is limited to 1.5 million tonnes in any calendar year;
- Roadworks to secure access to the site including upgrade and extension of Blue Rock Close, realignment of the Andersite Road and Blue Rock Close intersection and adjust road markings at Branch Lane and Andersite Road intersection;
- Conditions apply to manage / mitigate potential impacts associated with a range of environmental conditions including noise; blasting; air quality; soil and water; transport; biodiversity; heritage; emergency and hazards management and waste; and
- Progressive rehabilitation of the subject site.

Existing and approved site improvements include:

- quarry pit (extraction area);
- crushing plant and processing infrastructure;
- wash plant and workshops;
- stockpiling areas;
- internal haulage roads;
- weighbridge office;
- weighbridge (two weighbridges approved);
- stormwater management infrastructure including three (3) dams;
- parking areas for light and heavy vehicles;
- administration office;
- amenity facilities;
- other minor structures; and
- fencing and access gates.



**LEGEND**

- KARUAH EAST QUARRY DISTURBANCE BOUNDARY (MOD10)
- EXTRACTION BOUNDARY
- EXISTING LOT BOUNDARY
- EASTERN BIODIVERSITY OFFSET AREA
- WESTERN BIODIVERSITY OFFSET AREA

2025-2026 KEQ ANNUAL COMPLIANCE REPORT (EPBC 2022-9164)  
**FIGURE 1 - REGIONAL CONTEXT AND SITE LAYOUT PLAN**

location: LOT 12 D.P. 1024564, LOT 13 D.P. 1024564, BLUE ROCK CLOSE, KARUAH, NSW, 2324

council: MIDCOAST COUNCIL

dwg ref: 11819-EPBC-2022-9164

client: KARUAH EAST QUARRY PTY LIMITED



central coast office ph: (02) 4305 4300  
 hunter office ph: (02) 4978 5100  
 sydney office ph: (02) 8046 7411

www.adwjohanson.com.au

| ver. | date       | comment   | surveyed | drawn | checked | pm   | co-ordinate information        | level information                   | scale (A1 original size)           | page   |
|------|------------|---|----------|-------|---------|------|--------------------------------|-------------------------------------|------------------------------------|--------|
| A    | 19.05.2026 | 2025-26 KEQ ANNUAL COMPLIANCE REPORT (EPBC 2022-9164) | --       | T.A.  | M.R.    | M.R. | CO-ORDINATE SYSTEM: GDA2020    | DATUM: A.H.D. CONTOUR INTERVAL: N/A | 0 125 250m<br>SCALE: 1:5000 (FULL) | 1 OF 1 |
| B    | 19.05.2026 | CLIENT COMMENTS                                       | --       | T.A.  | M.R.    | M.R. | ORIGIN OF CO-ORDINATES: MGA 56 | ORIGIN OF LEVELS: LIDAR DATA        |                                    |        |

## 1.4 NSW Project Approval (MP09\_0175)

The NSW Project Approval has been modified five times as summarised by **Table 4**.

**Table 4 Summary of Modifications to the NSW Project Approval.**

| MOD                  | Approval Date | Description   |
|----------------------|---------------|---|
| –                    | 17/06/2014    | Original approval granted for the site under NSW <i>Environmental Planning and Assessment Act 1979</i> .  |
| 1                    | 27/04/2018    | MOD1 approved a nominal expansion to the approved area of disturbance by 0.25 Ha to allow for improved vehicle manoeuvring in proximity of the crushing plant and processing area.  |
| 2                    | 19/12/2018    | MOD2 approved a 1.133 Ha increase to the site disturbance area to allow for improved environmental management and improved operational safety (for quarry vehicles).  |
| MODs 3 – 7 withdrawn |               |   |
| 8                    | 22/12/2020    | MOD8 approved revised operational acoustic criteria in line with the <i>NSW Noise Policy for Industry 2017</i> . MOD 8 also formalised a number of industry best practice acoustic mitigation measures that have been installed at the quarry. No change to disturbance footprint occurred.   |
| 9                    | 02/12/2021    | MOD9 extended the approved operating hours of the KEQ. No change to disturbance footprint occurred.   |
| 10                   | 18/05/2023    | MOD10 provides approval to increase the disturbance area of the KEQ by 7.17 Ha (bringing the total disturbance area of the KEQ to 40.18 Ha). The purpose of MOD 10 was to increase the approved disturbance area to establish additional stockpiling areas, facilitate improved surface water management, construct a new administrative building and expand the vehicle manoeuvring and parking at site. |

## 1.5 Commonwealth EPBC Approvals (EPBC 2014/7282 & 2022/9164)

### EPBC 2014/7282

KEQPL received EPBC approval (2014/7282) on 20 March 2015 for the proposed action:

*“To develop a hard rock (andesite) quarry and associated infrastructure in the Lower North Coast, Pacific Highway, 3 km north of Karuah, NSW.”*

EPBC 2014/7282 has been subject to one previous variation which was granted on 04 October 2018. This variation was required as a result of MOD1 to the NSW Project Approval.

During the Reporting Period, EPBC 2014/7282 was subject to a second variation approval which was granted by the Commonwealth Department of Climate Change, Energy, the Environment and Water (the Department) on 07 May 2025. This variation was required to facilitate the MOD10 to the NSW Project Approval.

No other modification approvals to the NSW Project Approval (i.e. MOD2, MOD8 or MOD9) have necessitated a variation to EPBC 2014/7282.

A summary of these matters is provided by **Table 5**.

**Table 5 Summary of Variations to EPBC 2014/7282.**

| NO.  | Approval Date | Description  |
|--|---------------|--|
| –  | 20/03/2015    | Original approval granted for the site under Commonwealth <i>Environment Protection and Biodiversity Conservation Act 1999</i> .   |
| 1  | 04/10/2018    | Variation 1 was required as a result of MOD1 to the NSW Project Approval which impacted upon 0.25 Ha of native vegetation.   |
| NOTE: MOD2, MOD8 and MOD9 to the NSW Project Approval did not necessitate a variation due to: <ul style="list-style-type: none"> <li>■ MOD2 did not disturb any Matters of National Environmental Significance (MNES); and</li> <li>■ MOD8 and MOD9 did not change the KEQ disturbance footprint.</li> </ul> |               |  |
| 2  | 09/05/2025    | Variation 2 was required to facilitate the MOD10 Stockpile Extension Project which consisted of a 7.17 Ha increase in land disturbance including associated clearing of 6.98 ha of native vegetation from within an existing biodiversity offset area.<br><br>Additionally, Variation 2 included the application of contemporary conditions to the original EPBC approval. |

### **EPBC 2022/9164**

KEQPL received EPBC approval (2022/9164) on 02 July 2025 for the proposed action:

*“To increase the approved disturbance area of the existing Karuah East Quarry, primarily to establish additional stockpiling areas [See EPBC Act referral 2022/9164].”*

This EPBC approval was granted specifically for the MOD10 Stockpile Extension Project and was assessed under the Bilateral Agreement between the NSW and Commonwealth Governments.

As noted above, MOD10 includes an expansion to the KEQ disturbance footprint of 7.17 Ha (inclusive of clearing of 6.98 Ha of native vegetation) which also extends into part of the approved biodiversity offset area on Lot 13 DP1024564.

EPBC 2022/9164 has not been subject to any variation applications.

Figure 2 illustrates the jurisdictional areas associated with each EPBC Approval.

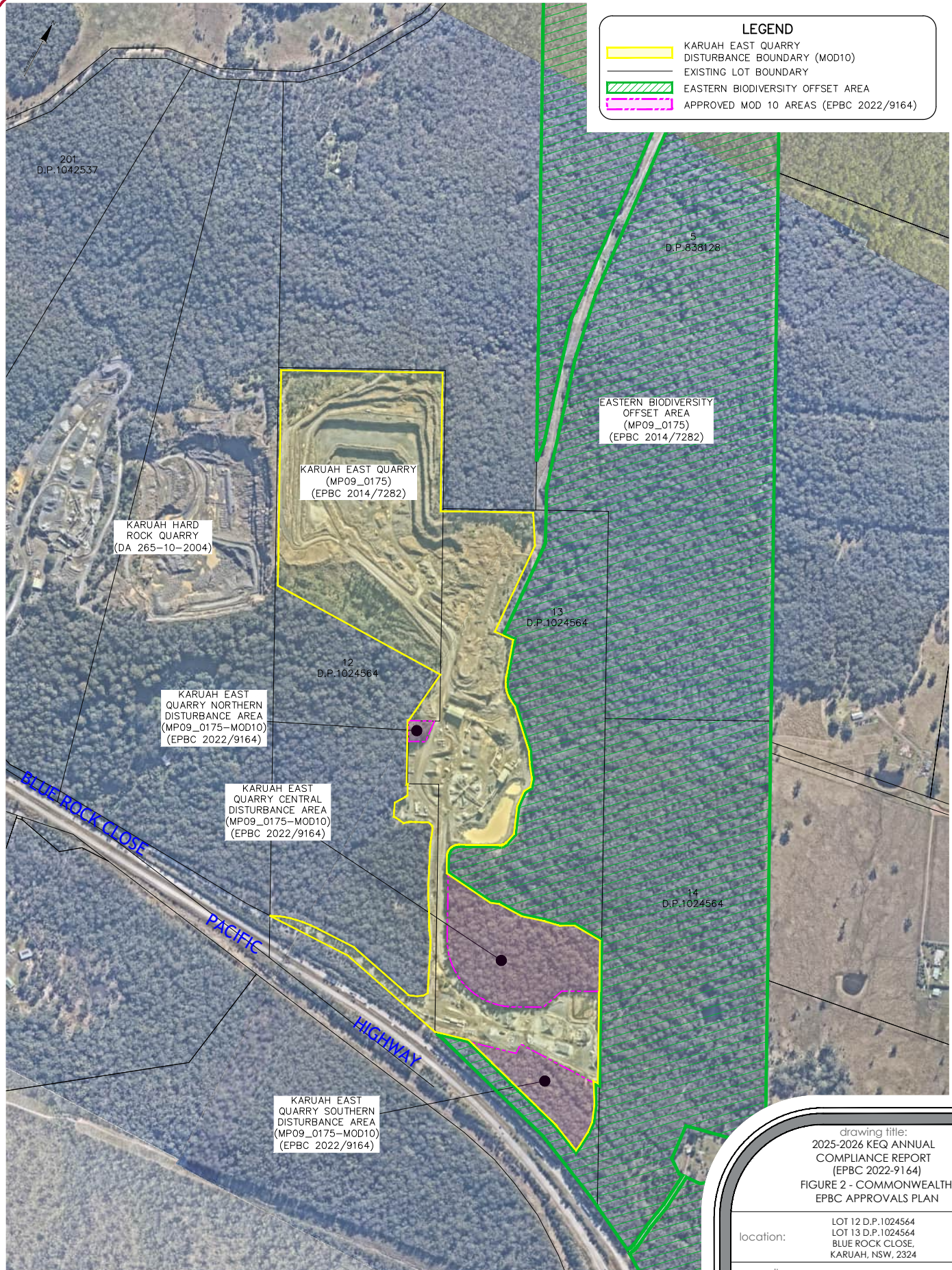
## **1.6 Matters of National Environmental Significance**

The Karuah East Quarry Project was determined to be a controlled action due to resulting impacts to “*listed threatened species and ecological communities*” under Section 18 and 18A of the EPBC Act.

In particular, four species that were then listed threatened species under the EPBC Act were identified as being impacted by the project including:

- Black-eyed Susan (*Tetratheca juncea*);
- Small-flower Grevillea (*Grevillea parviflora* subsp. *parviflora*);
- Trailing Woodruff (*Asperula asthenes*); and
- Koala (*Phascolartos cinereus*).

Mitigation and management measures for the four identified species were considered as part of the assessment and incorporated into the EPBC 2014/7282 approval with various conditions.



**LEGEND**

- KARUAH EAST QUARRY DISTURBANCE BOUNDARY (MOD10)
- EXISTING LOT BOUNDARY
- EASTERN BIODIVERSITY OFFSET AREA
- APPROVED MOD 10 AREAS (EPBC 2022/9164)

\*Copyright notice of this plan and the information it contains are copyright and remain the property of ADW Johnson Pty Ltd. ADW Johnson Pty Ltd grants to the client named on this plan a license to use the information herein for the purpose for which we were engaged to perform the work. Use of the plan and information it contains for any other purposes is not permitted unless prior written approval has been obtained from ADW Johnson Pty Ltd. This plan includes coloured information. If you have a black and white copy you do not have all of the information. This note is coloured RED.

drawing title:  
 2025-2026 KEQ ANNUAL COMPLIANCE REPORT (EPBC 2022-9164)  
 FIGURE 2 - COMMONWEALTH EPBC APPROVALS PLAN

location:  
 LOT 12 D.P. 1024564  
 LOT 13 D.P. 1024564  
 BLUE ROCK CLOSE,  
 KARUAH, NSW, 2324

council: MIDCOAST COUNCIL

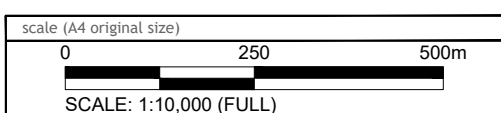
dwg ref: 11819-EPBC-2022-9164

client: KARUAH EAST QUARRY PTY LIMITED



Central Coast Office ph: (02) 4305 4300  
 Hunter Office ph: (02) 4978 5100  
 Sydney Office ph: (02) 8787 4499

www.adwjohnson.com.au



| ver. | date     | comment   | survey | drawn | check | pm   | co-ordinate & level information   | page          |
|------|----------|---|--------|-------|-------|------|---|---------------|
| A    | 19.05.26 | 2025-26 KEQ ANNUAL COMPLIANCE REPORT [EPBC 2022-9164] | --     | T.A.  | M.R.  | M.R. | CO-ORDINATE SYSTEM: GDA 2020<br>ORIGIN OF CO-ORDINATES: MGA 56<br>DATUM: A.H.D.<br>ORIGIN OF LEVELS: S.S.M./P.M.<br>CONTOUR INTERVAL: N/A | 1 OF 1        |
| B    | 19.05.26 | CLIENT COMMENTS                                       | --     | T.A.  | M.R.  | M.R. |   | Date of Surv: |

## 2.0 Compliance Assessment

### 2.1 Scope and Purpose

The purpose of this ACR is to address the reporting requirements outlined by Conditions 12, 12A and 12B of EPBC 2014/7282 that were in force during the Reporting Period from **27 April 2025** to **26 April 2026**. It should be noted that for the purposes of this ACR, the contemporised conditions issued by Variation 2 have been considered as part of the compliance assessment forming an ‘Assessment Period’ (where appropriate) from **07 May 2025** to **26 April 2026**.

Condition 12:

The approval holder must prepare a **compliance report** for each **Annual Compliance Report period (ACR Period)**.

Condition 12A:

The approval holder must ensure each **compliance report** includes:

- (a) accurate and complete details of compliance and any non-compliance with:
  - (i) each condition attached to this approval decision, and
  - (ii) all commitments made in each plan,
- (b) a schedule of all plans in effect in relation to these conditions during the ACR period,
- (c) accurate and complete details of how each plan was implemented during the ACR period, and
- (d) if any incident occurred, accurate and complete details of each incident.

Condition 12B:

The approval holder must ensure each **compliance report** is completed to the satisfaction of the **Minister** and is consistent with the *Annual Compliance Report Guidelines, Commonwealth of Australia 2023*.

### 2.2 Compliance Status Definitions

The designated definitions for the assessed compliance status are summarised by **Table 6** below.

**Table 6 Designated Definitions of the Compliance Assessment (Commonwealth DCCEEW, 2023).**

| Status                | Description  |
|-----------------------|--|
| <b>Compliant</b>      | ‘Compliance’ is achieved when all the requirements of a condition have been met, including the implementation of management plans or other measures required by those conditions.  |
| <b>Non-Compliant</b>  | A designation of ‘Non-Compliant’ must be given where the requirements of a condition or elements of a condition, including the implementation of management plans and other measures, have not been met.   |
| <b>Not Applicable</b> | A designation of ‘Not-Applicable’ must be given where the requirements of a condition or elements of a condition fall outside of the scope of the current Reporting Period. For example, a condition that applies to an activity that has not yet commenced. |

### 2.3 Compliance Assessment

Each of the conditions of EPBC 2014/7282 – Variation 2 have been assessed in accordance with the Status Definitions provided by **Table 6** and reported in **Table 7** in accordance with the Annual Compliance Report Guidelines (Commonwealth DCCEEW, 2023). Additionally, **Table 8** assesses relevant conditions of the NSW Project Approval (MP09\_0175-MOD10).

**Table 7 Compliance Assessment of the EPBC 2014/7282 for the Reporting Period.**

| NO.                          | Condition   | Assessed Status  | Assessment Comments   |
|------------------------------|---|------------------|---|
| <b>Proposed Project Area</b> |   |                  |   |
| 1                            | <i>The person taking the action must not impact any <b>Black-eyed Susan</b> or <b>Trailing Woodruff</b> outside the <b>project area</b>.</i>  | <b>Compliant</b> | Black-eyed Susan and Trailing Woodruff outside of the Project Area were not impacted during the Reporting Period.   |
| 2                            | <i>The person taking the action must not impact any habitat for the <b>Koala</b> outside the <b>project area</b>.</i>   | <b>Compliant</b> | Koala habitat outside of the Project Area were not impacted during the Reporting Period.  |
| <b>Mitigation</b>            |   |                  |   |
| 3                            | <i>The person taking the action must, install a fence along the perimeter of the <b>project area</b> to ensure that unauthorised people do not enter the offset site provided in accordance with condition 8) or <b>no-go areas</b>. The person taking the action must attach to the fence prominent signs advising that entry to the offset site and the <b>no-go areas</b> is prohibited. The person taking the action must maintain the fencing, signage and restricted access to <b>no-go areas</b> for the life of the action.</i> | <b>Compliant</b> | <p>Permanent chain wire fauna fencing was installed from August to October 2017 prior to the commencement of quarry operations. “Keep Out Conservation Offset Area” signs were installed along the fencing.</p> <p>Annual inspections of fencing and signage are completed, in accordance with the approved Biodiversity Offset Area Management Plan (BOAMP), with minor maintenance and repairs completed as required throughout the Reporting Period.</p> |
| 4                            | <i>Prior to the <b>commencement of construction</b> and for the life of the action, all on-site personnel must be inducted on environmental sensitivities in the area, including the risk of <b>Koala</b> vehicle strike. Induction material is to be prepared by a <b>suitably qualified ecologist</b>.</i>  | <b>Compliant</b> | A site induction has been prepared addressing environmental matters on site. All personnel are required to be inducted prior to commencing work.  |
| 5                            | <i>Should injury to Koalas occur, advice from a <b>wildlife expert</b> must be sought and action taken in accordance with that advice. Records of any Koala injury within the <b>project area</b> must be documented and maintained.</i>  | <b>Compliant</b> | <ul style="list-style-type: none"> <li>■ KEQPL maintains a wildlife sighting register.</li> <li>■ No instances of injury to koalas were observed within the project area during the reporting period.</li> </ul>  |

| NO.  | Condition  | Assessed Status | Assessment Comments   |
|--|--|-----------------|---|
| 6  | <p><i>Within 48 hours before the clearing of vegetation, pre-clearance surveys must be undertaken by a <b>suitably qualified ecologist</b> to ensure the absence of the <b>Koala</b> in the project area. If any <b>Koalas</b> are found to be present, <b>salvage and translocation</b> must be undertaken by a <b>suitably qualified ecologist</b>.</i></p>  | Compliant       | <p>A small area consisting of three hollow bearing trees were felled on 26 February 2026 at the north-west corner of the KEQ extraction area.</p> <p>KEQPL engaged a suitably qualified ecologist from Wedgetail Project Consulting (WPC) to inspect the trees prior to commencement of works to confirm no koalas were present and supervised the completion of tree felling works.</p>  |
| <b>Offsets</b>   |  |                 |   |
| <p><b>Refer to Table 8 for details regarding offset conditions of the NSW Project Approval.</b></p>                              |  |                 |   |
| <p><b>Note – assessed conditions are consistent with those ‘called-in’ by Condition 3 and Condition 4 of EPBC 2022/9164.</b></p> |  |                 |   |
| 7  | <p><i>The person taking the action must comply with the offset conditions set out in the <b>NSW Project Approval</b>.</i></p>  | Compliant       | <p>Schedule 3, Condition 28 – Biodiversity Offset Strategy<br/>           Schedule 3, Condition 29 – Long-Term Security of Offsets</p>  |
|  |  | Not Applicable  | <p>Schedule 3, Condition 30 – Rehabilitation Objectives<br/>           Schedule 3, Condition 31 – Progressive Rehabilitation</p>  |
|  |  | Compliant       | <p>Schedule 3, Condition 32 – Landscape &amp; Rehabilitation Management Plan<br/>           Schedule 3, Condition 33 – Biodiversity Offset Area Management Plan</p>   |
| 8  | <p><i>Prior to the <b>commencement of construction</b>, to compensate for the impact to the <b>Trailing Woodruff</b> and habitat for the <b>Koala</b>, the person taking the action must <b>secure</b> suitable offset sites consistent with the <b>Karuah East Quarry EPBC Act Assessment Report</b>. The person taking the action may, after the date of this variation decision, excise a part of the offset site in accordance with condition 9A).</i></p> | Compliant       | <p>As outlined in Section 7 of the KEQ EPBC Assessment Report, the biodiversity offset area consists of part Lot 13, Lot 14 and Lot 5.</p> <p>During the Reporting Period, EPBC Approvals for the MOD10 Stockpile Extension Project were issued, including:</p> <ul style="list-style-type: none"> <li>■ EPBC 2014/7282 – Variation 2 issued on 07 May 2025, and</li> <li>■ EPBC 2022/9164 issued on 02 July 2026.</li> </ul> <p>The offsets will be formally secured following the receipt of secondary approvals, such as those outlined by Condition 9A of EPBC 2014/7282.</p> |

| NO. | Condition   | Assessed Status | Assessment Comments   |
|-----|---|-----------------|---|
| 9   | <p>Prior to the <b>commencement of construction</b>, the person taking the action must provide the <b>Minister</b> with a Biodiversity Area Offset Management Plan for approval. The Biodiversity Area Offset Management Plan must be consistent with the <b>NSW Project Approval</b> and include:</p> <p><b>(a) survey information</b> identifying the number of <b>Trailing Woodruff</b> present across all proposed offset sites; and</p> <p><b>(b) details on the management and monitoring of Trailing Woodruff</b>, and corrective actions and <b>contingency plans</b> to be implemented where the re-establishment of <b>Trailing Woodruff</b> fails to meet targets specified in the <b>Karuah East Quarry EPBC Act Assessment Report</b>.</p> <p>The approved Biodiversity Area Offset Management Plan must be implemented.</p> | Not Applicable  | <p>No updates to the approved BOAMP were undertaken during the Reporting Period.</p> <p>A comprehensive revision to the BOAMP will be undertaken following receipt of secondary approvals, such as those outlined by Condition 9A of EPBC 2014/7282.</p>  |
| 9A  | <p>To compensate for the excised area, in accordance with the Memo at Annexure B, of part of the offset site provided in accordance with condition 8), the person taking the Action must within 24 months of the date of this variation decision, <b>secure</b> a replacement offset site (the 'western offset site') in accordance with the terms of the Memo at Annexure B and meeting the requirements of the <b>EPBC Act Offsets Policy</b> to the satisfaction of the <b>Minister</b>. The person taking the Action must not excise any part of the offset site provided in accordance with condition 8), unless the <b>Minister</b> has advised in writing that the western offset site meets the requirements of the <b>EPBC Act Offsets Policy</b> to the satisfaction of the <b>Minister</b>.</p>                                | Compliant       | <p>The final configuration of the WBOA on part Lot 201 was approved by the NSW Department of Planning, Housing and Infrastructure (NSW Planning) as part of the revised KEQ Biodiversity Offset Strategy.</p> <p>An endorsement request was submitted to the Department on 27 March 2026 in accordance with this Condition and currently assessment is ongoing at the time of writing.</p> <p>The WBOA will be formally secured following receipt of this secondary approval.</p> |

| NO.                   | Condition  | Assessed Status | Assessment Comments  |
|-----------------------|--|-----------------|--|
| 9B                    | <p>The person taking the Action must, within 24 months of the date of this variation decision, submit to the <b>department</b> for the <b>Minister's</b> approval, an additional Biodiversity Offset Area Management Plan (Western BOAMP) for the western offset site that meets the requirements of the <b>EPBC Act Offsets Policy</b> and the <b>Environmental Management Plan Guidelines</b> to the satisfaction of the <b>Minister</b>. All commitments, including environmental outcomes, management measures, corrective actions, trigger values and performance indicators in the Western BOAMP must be <b>SMART</b> and based on referenced or included evidence of effectiveness. The Western BOAMP must be prepared by a <b>suitably qualified ecologist</b> and must include:</p> <p><b>(a) ... (k)</b></p> <p>The person taking the Action must not remove any part of the offset site provided in accordance with condition 8), unless the <b>Minister</b> has approved the Western BOAMP in writing.</p> | Compliant       | <p>The final configuration of the WBOA on part Lot 201 was approved by NSW Planning as part of the revised KEQ Biodiversity Offset Strategy.</p> <p>An endorsement request was submitted to the Department on 27 March 2026 in accordance with Condition 9A currently assessment is ongoing at the time of writing.</p> <p>A new BOAMP for the WBOA will be formally submitted to the Department following receipt of secondary approvals, such as those outlined by Condition 9A of EPBC 2014/7282.</p> |
| <b>Administrative</b> |  |                 |  |
| 10                    | <p>Within 30 days after the <b>commencement of construction</b>, the person taking the action must advise the <b>Department</b> in writing of the actual date of <b>commencement of construction</b>.</p>  | Compliant       | <p>Construction of the project commenced on 27 April 2016. The Department was notified by email on 23 May 2016, which is compliant with the 30-day requirement.</p>  |
| 11                    | <p>The approval holder must maintain accurate and complete <b>compliance records</b> and document the procedure for recording and storing <b>compliance records</b>.</p>   | Compliant       | <p>KEQPL maintains records of key actions relating to EPBC 2014/7282 and its associated conditions.</p> <p>During the Reporting Period, KEQPL engaged Integrated Environmental Management Australia (IEMA) to develop a compliance record procedure.</p>   |

| NO. | Condition   | Assessed Status | Assessment Comments  |
|-----|---|-----------------|--|
| 11A | <p>If the <b>department</b> makes a request in writing, the approval holder must provide electronic copies of <b>compliance records</b> to the <b>department</b> within the timeframe specified in the request.</p> <p>Note: <b>Compliance records</b> may be subject to audit by the <b>department</b>, or by an <b>independent auditor</b> in accordance with section 458 of the <b>EPBC Act</b>, and/or be used to verify compliance with the conditions. Summaries of the results of an audit may be published on the <b>department's</b> website or through the general media.</p> | Not Applicable  | <p>No requests for compliance records associated with EPBC 2014/7282 were received during the Reporting Period.</p> <p>However, a request to undertake a Departmental Compliance Audit was received on 13 April 2026 in relation to EPBC 2014/7282 with a site audit being undertaken on 12 May 2026. A further update will be provided in the 2026-27 ACR for EPBC 2014/7282.</p> |
| 11B | <p>The approval holder must ensure that any <b>monitoring data</b>, surveys, maps, and other spatial and metadata required under the conditions of this approval are prepared in accordance with the Guidelines for biological survey and mapped data, Commonwealth of Australia 2018, or as otherwise specified by the <b>Minister</b> in writing.</p>   | Compliant       | <p>During the Reporting Period, KEQPL engaged ADW Johnson (ADWJ) and Wedgetail Project Consulting (WPC) to prepare the available spatial data associated with the approved Action in accordance with the relevant guidelines.</p>  |
| 11C | <p>The approval holder must ensure that any <b>monitoring data</b>, surveys, maps, and other spatial and metadata required under the conditions of this approval are prepared in accordance with the Guide to providing maps and boundary data for EPBC Act projects, Commonwealth of Australia 2021, or as otherwise specified by the <b>Minister</b> in writing.</p>  | Compliant       | <p>The available data consisting of the approved disturbance and offset boundaries, surveyed protected matters, historical and current (2025-26) land clearing, and monitoring plot locations were submitted to the Department on 24 May 2026 and published to the Hunter Quarries' website on 25 May 2026.</p>  |
| 11D | <p>The approval holder must submit all <b>monitoring data</b>, surveys, maps, other spatial and metadata and all species occurrence record data (sighting and evidence of presence) electronically to the <b>department</b> within 20 <b>business days</b> of the next anniversary of the date of this decision except where otherwise specified in a <b>plan</b>.</p>  | Compliant       | <p>The data submission and publication requirements were completed within the required timeframe of within 20 business days of the next anniversary date of the Variation 2 decision (i.e. due by 04 June 2026).</p>   |

| NO. | Condition   | Assessed Status | Assessment Comments  |
|-----|---|-----------------|--|
| 12  | <p>The approval holder must prepare a <b>compliance report</b> for each <b>Annual Compliance Report period (ACR period)</b>.</p>  | Compliant       | <p>The Annual Compliance Report for the 2024-25 Reporting Period was prepared and submitted to the Department on 05 June 2025. Additionally, publishing to the Hunter Quarries' website was completed on the same day. This was completed within the required 3-month submission timeframe under EPBC 2014/7282 – Variation 1 in force at the time.</p> <p>This ACR addresses this condition for the 2025-26 reporting period.</p> |
| 12A | <p>The approval holder must ensure each <b>compliance report</b> includes:</p> <p>(a) Accurate and complete details of compliance and any noncompliance with:</p> <ul style="list-style-type: none"> <li>• Each condition imposed under the <b>NSW Project Approval</b>, if a condition attached to this approval decision requires compliance with the <b>NSW Project Approval</b>,</li> <li>• Each condition attached to this approval decision, and</li> <li>• All commitments made in each <b>plan</b>,</li> </ul> <p>(b) A schedule of plans in effect in relation to these conditions during the <b>ACR period</b>,</p> <p>(c) Accurate and complete details of how each <b>plan</b> was implemented during the <b>ACR period</b>, and</p> <p>(d) If any <b>incident</b> occurred, accurate and complete details of each <b>incident</b>.</p> | Compliant       | <p>This ACR for the 2025-26 Reporting Period has been compiled in accordance with these requirements.</p>  |
| 12B | <p>The approval holder must ensure each <b>compliance report</b> is completed to the satisfaction of the <b>Minister</b> and is consistent with the <b>Annual Compliance Report Guidelines, Commonwealth of Australia 2023</b>.</p>   | Compliant       | <p>This ACR for the 2025-26 Reporting Period has been compiled in accordance with the guidelines.</p>  |

| NO. | Condition  | Assessed Status | Assessment Comments  |
|-----|--|-----------------|--|
| 12C | <p><i>The approval holder must, within 20 <b>business days</b> following the end of each <b>ACR period</b>, in a format that is easily accessible and downloadable, publish on the <b>website</b>:</i></p> <p><i>(a) each <b>compliance report</b>, and</i></p> <p><i>(b) a <b>shapefile</b> showing all <b>clearing of protected matters</b>, and their habitat, undertaken within the <b>ACR period</b>.</i></p>   | Not Applicable  | <p>New condition that was not in force following submission of the 2024-25 ACR.</p> <p>Note – publication of the ACR on the Hunter Quarries’ website on was completed on 05 June 2025 in accordance with the required timeframe that was in force at the time.</p> |
| 12D | <p><i>The approval holder must:</i></p> <p><i>(a) Exclude or redact <b>sensitive biodiversity data</b> from each <b>compliance report</b> and <b>shapefile</b> published on the <b>website</b> or otherwise provided to a member of the public.</i></p> <p><i>(b) If <b>sensitive biodiversity data</b> is excluded or redacted from a version of a <b>compliance report</b> published or otherwise provided to a member of the public, submit the full <b>compliance report</b> to the department within 5 <b>business days</b> of its publication on the <b>website</b> and notify the <b>department</b> in writing what exclusions and redactions have been made in the version published on the <b>website</b> or otherwise provided to a member of the public.</i></p> <p><i>(c) If <b>sensitive biodiversity data</b> is excluded or redacted from a version of a <b>shapefile</b> published or otherwise provided to a member of the public, submit the full <b>shapefile</b> to the <b>department</b> within 5 <b>business days</b> of its publication on the <b>website</b> and notify the <b>department</b> in writing what exclusions and redactions have been made in the version published on the <b>website</b> or otherwise provided to a member of the public.</i></p> | Not Applicable  | <p>KEQPL considers that there is no ‘sensitive biodiversity data’ relevant to the KEQ site derived from either EPBC 2014/7282 or EPBC 2022/9164.</p>   |

| NO.                             | Condition  | Assessed Status | Assessment Comments  |
|---------------------------------|--|-----------------|--|
| 12E                             | <p>The approval holder must notify the <b>department</b> electronically, within <b>5 business days</b> of each date of publication that the <b>compliance report</b> has been published on the <b>website</b>. In this notification, the approval holder must provide the <b>department</b> with the web address for where the <b>compliance report</b> and related <b>shapefile</b> are published on the <b>website</b>.</p>  | Compliant       | <p>New condition not in-force for the previous 2024-25 ACR Reporting Period. However, notification of publication was provided at the time of submission of the ACR on 05 June 2025.</p> |
| 12F                             | <p>The approval holder must keep each <b>compliance report</b> and related <b>shapefile</b> published on the <b>website</b> from the first date which that <b>compliance report</b> must be published and until the expiry date of this approval. Note: <b>Compliance reports</b> may be published on the <b>department's website</b>.</p>   | Not Applicable  | <p>This ACR for the 2025-26 Reporting Period will be the first document requiring publication until the expiry of the approval in 2045.</p>  |
| <b>Reporting Non-Compliance</b> |  |                 |  |
| 12G                             | <p>The approval holder must notify the <b>department</b> electronically, within <b>2 business days</b> of becoming aware of any <b>incident</b>. The approval holder must specify in each notification:</p> <ul style="list-style-type: none"> <li>(a) any condition or commitment made in a <b>plan</b> which has not been, or may have not been, complied with,</li> <li>(b) a short description of the <b>incident</b>, and</li> <li>(c) the location (if applicable, including co-ordinates), date and time of the <b>incident</b>.</li> </ul> | Not Applicable  | <p>No reportable incidents occurred at the KEQ relating to protected matters associated with EPBC 2014/7282.</p>   |

| NO.                      | Condition   | Assessed Status | Assessment Comments  |
|--------------------------|---|-----------------|--|
| 12H                      | <p>The approval holder must provide to the <b>department</b> in writing, within 12 <b>business days</b> of becoming aware of an <b>incident</b>, the details of that <b>incident</b>. The approval holder must specify:</p> <p>(a) all corrective measures and investigations which the approval holder has already taken in respect of the <b>incident</b>,</p> <p>(b) the potential impacts of the <b>incident</b>,</p> <p>(c) the method and timing of any corrective measures that the approval holder proposes to undertake to address the <b>incident</b>, and</p> <p>(d) any variation of these conditions or revision of a <b>plan</b> that will be required to prevent recurrence of the <b>incident</b> and/or to address its consequences.</p> | Not Applicable  | No reportable incidents occurred at the KEQ relating to protected matters associated with EPBC 2014/7282.  |
| <b>Independent Audit</b> |   |                 |  |
| 13                       | The approval holder must ensure that an <b>independent audit</b> of compliance with the conditions is conducted for every <b>audit period</b> .   | Not Applicable  | Therefore, the inaugural audit period will consider from 07 May 2025 (i.e. date of approval) to 26 April 2030 (i.e. first five-year anniversary date). |
| 13A                      | The approval holder must submit details of the proposed <b>independent auditor</b> and their qualifications to the <b>department</b> within 10 <b>business days</b> following the end of each <b>audit period</b> .   | Not Applicable  |  |
| 13B                      | The approval holder must ensure the scope of each <b>independent audit</b> is sufficient to determine the compliance status for each condition of approval, and each commitment made in each <b>plan</b> .  | Not Applicable  |  |
| 13C                      | The approval holder must ensure the criteria for each <b>independent audit</b> and the undertaking of each <b>independent audit</b> are consistent with the <b>Independent Audit and Audit Report Guidelines</b> .  | Not Applicable  |  |

| NO. | Condition  | Assessed Status | Assessment Comments  |
|-----|--|-----------------|--|
| 13D | <i>The approval holder must submit an <b>audit report</b> to the <b>department</b> for written agreement from the <b>department</b> within 3 months following the end of each <b>audit period</b>, or as otherwise directed by the <b>Minister</b> in writing.</i>   | Not Applicable  | Therefore, the inaugural audit period will consider from 07 May 2025 (i.e. date of approval) to 26 April 2030 (i.e. first five-year anniversary date). |
| 13E | <i>The approval holder must ensure each <b>audit report</b> is completed to the satisfaction of the <b>Minister</b> and is consistent with the <b>Independent Audit and Audit Report Guidelines</b>.</i>   | Not Applicable  |  |
| 13F | <i>The approval holder must publish each <b>audit report</b> on the <b>website</b>, in a format that is easily accessible and downloadable, within 10 <b>business days</b> of the date the <b>department</b> accepts the <b>audit report</b> in writing.</i>   | Not Applicable  |  |
| 13G | <i>The approval holder must notify the <b>department</b> within 5 <b>business days</b> of the date the <b>audit report</b> is published on the <b>website</b>. In this notification, the approval holder must provide the <b>department</b> with the web address for where the <b>audit report</b> is published on the <b>website</b>.</i> | Not Applicable  |  |
| 13H | <i>The approval holder must keep each <b>audit report</b> published on the <b>website</b> from the first date which that <b>audit report</b> must be published and until the expiry date of this approval.</i>   | Not Applicable  |  |

| NO.  | Condition  | Assessed Status | Assessment Comments   |
|--|--|-----------------|---|
| <b>Revision of Action Management Plans</b> |  |                 |   |
| 14   | <p><i>If the person taking the action wishes to carry out any activity otherwise than in accordance with the management plan as specified in the conditions, the person taking the action must submit to the Department for the <b>Minister's</b> written approval a revised version of that management plan. The varied activity shall not commence until the <b>Minister</b> has approved the varied management plan in writing. If the <b>Minister</b> approves the revised management plan, that management plan must be implemented in place of the management plan originally.</i></p> | Compliant       | <p>A revised BOAMP will be submitted to the Department accounting for the MOD10 project following receipt of secondary approvals, such as those outlined by Condition 9A of EPBC 2014/7282.</p> <p>Construction of the MOD10 project will not commence until the revised Management Plan is approved by the Minister.</p> |
| 14A  | <p><i>The approval holder may, at any time, apply to the <b>Minister</b> for a variation to an action management plan approved by the <b>Minister</b>, by submitting an application in accordance with the requirements of section 143A of the <b>EPBC Act</b>.</i></p>  | Not Applicable  | <p>No revised management plans were submitted to the Department for approval during the Reporting Period.</p>   |
| 14B  | <p><i>The approval holder must notify the <b>department</b> in writing of any proposed change to the <b>NSW Project Approval</b> that may relate to protected matters within 2 <b>business days</b> of formally lodging an application to modify the <b>NSW Project Approval</b>.</i></p>  | Not Applicable  | <p>No modification applications were submitted to NSW Planning during the Reporting Period.</p>   |
| 14C  | <p><i>The approval holder must notify the <b>department</b> in writing of any approved modification to the <b>NSW Project Approval</b> that may relate to <b>protected matters</b>, within 5 <b>business days</b> of the modification approval being granted. Such notification must include a copy of the modified <b>NSW Project Approval</b> conditions showing what changes have been made.</i></p>  | Not Applicable  | <p>No modification applications were approved by NSW Planning during the Reporting Period.</p>  |

| NO.                             | Condition  | Assessed Status | Assessment Comments   |
|---------------------------------|--|-----------------|---|
| 15                              | <p>If the <b>Minister</b> believes that it is necessary or convenient for the better protection of listed threatened species and ecological communities to do so, the <b>Minister</b> may request that the person taking the action make specified revisions to the management plan specified in the conditions and submit the revised management plan for the <b>Minister's</b> written approval. The person taking the action must comply with any such request. The revised approved management plan must be implemented. Unless the <b>Minister</b> has approved the revised management plan then the person taking the action must continue to implement the management plan originally approved, as specified in the conditions.</p> | Not Applicable  | KEQPL has not received any directions from the Commonwealth Minister for the Environment and Water to undertake any revisions to the BOAMP.               |
| <b>Completion of the Action</b> |  |                 |   |
| 16                              | <p>If, at any time after 5 years from the date of this approval, the person taking the action has not <b>substantially commenced</b> the action, then the person taking the action must not <b>substantially commence</b> the action without the written agreement of the <b>Minister</b>.</p>   | Not Applicable  | The action was approved on 20 March 2015, with the commencement of construction on 27 April 2016, which was with the 5-year period.                       |
| 17                              | <p>Wherever these conditions require the approval holder to submit any <b>plans</b> to the <b>department</b>, all such <b>plans</b> must be submitted to the department electronically.</p>  | Not Applicable  | No revised management plans were submitted to the Department during the Reporting Period.   |
| 17A                             | <p>Unless otherwise agreed to in writing by the <b>Minister</b>, the approval holder must publish each <b>plan</b> on the <b>website</b> within 15 <b>business days</b> of the date. The <b>plan</b> is approved by the <b>Minister</b> in writing, if the plan requires the approval of the <b>Minister</b>.</p>  | Not Applicable  | No revised management plans were approved by the Department during the Reporting Period that required publishing updates on the Hunter Quarries' website. |

| NO. | Condition  | Assessed Status | Assessment Comments  |
|-----|--|-----------------|--|
| 17B | <p><i>The approval holder must keep all current <b>plans</b> published on the <b>website</b>, in a format that is easily accessible and downloadable, from the first date which that plan must be published and until the expiry date of this approval.</i></p>  | Compliant       | <p>The BOAMP continued to be published to the Hunter Quarries' website during the Reporting Period.</p>  |
| 17C | <p><i>The approval holder is required to exclude or redact <b>sensitive biodiversity data</b> from any version of a <b>plan</b> before that <b>plan</b> is published on the <b>website</b> or otherwise provided to a member of the public. If <b>sensitive biodiversity data</b> is excluded or redacted from a <b>plan</b>, the approval holder must notify the <b>department</b> in writing what exclusions and redactions have been made in the version published on the <b>website</b>.</i></p> | Not Applicable  | <p>KEQPL considers that there is no 'sensitive biodiversity data' relevant to the KEQ site derived from either EPBC 2014/7282 or EPBC 2022/9164.</p> |

**Table 8 Compliance Assessment of the NSW Offset Conditions for the Reporting Period.**

| NO.  | Condition  | Assessed Status                                | Assessment Comments |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
|--|--|--|---------------------|-------------------|-------------|--|-----------|-------------|------------------|--------------------------|--|--|-----|---|---|---------------|------------|------------------------|--|---|-----|--|-----|--|-----|--|-----|---------------|------------|------------------|--|
| <b>Offset Conditions of the NSW Project Approval</b> |  |  |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
| <b>S3, C28</b>                                       | <p><b>Biodiversity Offset Strategy</b><br/> <i>The Applicant must, prior to the commencement of vegetation clearing activities for Modification 10, finalise the Biodiversity Offset Strategy, as described in documents listed in condition 2 of Schedule 2, summarised in Table 10 and Table 11 and shown conceptually in Figure 1 of Appendix 4, in consultation with BCD and Council, and to the satisfaction of the Planning Secretary.</i></p> <p><i>Table 10: Biodiversity Offset Strategy – land-based offsets</i></p> <table border="1" data-bbox="197 592 1435 671"> <thead> <tr> <th>Area</th> <th>Offset Type</th> <th>Minimum Size (Ha)</th> </tr> </thead> <tbody> <tr> <td>Offset Area</td> <td>Existing vegetation to be managed and enhanced</td> <td>130.36 Ha</td> </tr> </tbody> </table> <p><i>Table 11: Biodiversity Offset Strategy – ecosystem and species credit requirements</i></p> <table border="1" data-bbox="197 671 1435 1174"> <thead> <tr> <th>Credit Type</th> <th>Credits Required</th> </tr> </thead> <tbody> <tr> <td colspan="2" style="text-align: center;"><b>Ecosystem Credits</b></td> </tr> <tr> <td>PCT1619: Smooth-barked Apple – Red Bloodwood – Brown Stringybark – Hairpin Banksia heathy open forest of the coastal lowlands.</td> <td style="text-align: center;">188</td> </tr> <tr> <td>PCT695: Blackbutt – Turpentine – Tallowwood shrubby open forest of the coastal foothills of the central NSW North Coast Bioregion</td> <td style="text-align: center;">7</td> </tr> <tr> <td style="text-align: right;"><b>TOTAL:</b></td> <td style="text-align: center;"><b>195</b></td> </tr> <tr> <td colspan="2" style="text-align: center;"><b>Species Credits</b></td> </tr> <tr> <td><i>Tetratheca juncea</i> (Black-eyed Susan)</td> <td style="text-align: center;">260</td> </tr> <tr> <td><i>Grevillea parviflora subsp. parviflora</i> (Small-flower Grevillea)</td> <td style="text-align: center;">250</td> </tr> <tr> <td>Squirrel Glider (<i>Petaurus norfolcensis</i>)</td> <td style="text-align: center;">260</td> </tr> <tr> <td>Southern Myotis (<i>Myotis Macropus</i>)</td> <td style="text-align: center;">107</td> </tr> <tr> <td style="text-align: right;"><b>TOTAL:</b></td> <td style="text-align: center;"><b>877</b></td> </tr> </tbody> </table> | Area   | Offset Type         | Minimum Size (Ha) | Offset Area | Existing vegetation to be managed and enhanced | 130.36 Ha | Credit Type | Credits Required | <b>Ecosystem Credits</b> |  | PCT1619: Smooth-barked Apple – Red Bloodwood – Brown Stringybark – Hairpin Banksia heathy open forest of the coastal lowlands. | 188 | PCT695: Blackbutt – Turpentine – Tallowwood shrubby open forest of the coastal foothills of the central NSW North Coast Bioregion | 7 | <b>TOTAL:</b> | <b>195</b> | <b>Species Credits</b> |  | <i>Tetratheca juncea</i> (Black-eyed Susan) | 260 | <i>Grevillea parviflora subsp. parviflora</i> (Small-flower Grevillea) | 250 | Squirrel Glider ( <i>Petaurus norfolcensis</i> ) | 260 | Southern Myotis ( <i>Myotis Macropus</i> ) | 107 | <b>TOTAL:</b> | <b>877</b> | <b>Compliant</b> | <p><u>KEQ Biodiversity Offset Strategy</u><br/>         The KEQ Biodiversity Offset Strategy (BOS) was originally completed in 2013 by Ecological Australia (ELA, 2013) for the original project.</p> <p>A comprehensive revision to the KEQ BOS was completed during the Reporting Period accounting for MOD10, EPBC 2014/7282 – Variation 2, and EPBC 2022/9164. This revised KEQ BOS was subsequently approved by NSW Planning on 13 February 2026.</p> <p><u>Land Based Offsets</u><br/>         For land-based offsets the obligation will be met by the existing EBOA consisting of part Lot 13, Lot 14, and Lot 5; along with the new WBOA to replace the impacted area of the EBOA by the MOD10 Project.</p> |
|  | Area   | Offset Type                                    | Minimum Size (Ha)   |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
|  | Offset Area  | Existing vegetation to be managed and enhanced | 130.36 Ha           |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
|  | Credit Type  | Credits Required                               |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
|  | <b>Ecosystem Credits</b>   |  |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
|  | PCT1619: Smooth-barked Apple – Red Bloodwood – Brown Stringybark – Hairpin Banksia heathy open forest of the coastal lowlands.   | 188  |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
|  | PCT695: Blackbutt – Turpentine – Tallowwood shrubby open forest of the coastal foothills of the central NSW North Coast Bioregion  | 7  |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
|  | <b>TOTAL:</b>  | <b>195</b>                                     |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
|  | <b>Species Credits</b>   |  |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
|  | <i>Tetratheca juncea</i> (Black-eyed Susan)  | 260  |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
|  | <i>Grevillea parviflora subsp. parviflora</i> (Small-flower Grevillea)   | 250  |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
|  | Squirrel Glider ( <i>Petaurus norfolcensis</i> )   | 260  |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
| Southern Myotis ( <i>Myotis Macropus</i> )           | 107  |  |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |
| <b>TOTAL:</b>  | <b>877</b>   |  |                     |                   |             |  |           |             |                  |                          |  |  |     |   |   |               |            |                        |  |   |     |  |     |  |     |  |     |               |            |                  |  |

| NO.        | Condition   | Assessed Status | Assessment Comments  |
|------------|---|-----------------|--|
| S3,<br>C28 | <p><i>Notes:</i></p> <ol style="list-style-type: none"> <li><i>The Biodiversity Offset Strategy must direct that the land proposed as the Offset Area must be free of any dwelling-houses and associated sheds, bushfire asset protection zones and other related utilities or structures so as to preserve the integrity and function of that offset area. The Biodiversity Offset Strategy must also provide details of the revegetation of any parts of the offset area that are cleared of native vegetation or are in an otherwise substantially modified state, other than required management trails and boundary fencing buffer distances.</i></li> <li><i>Credits required for impacts to EPBC Act listed species and associated habitats must be like-for-like.</i></li> </ol> <p><i>The Applicant must implement the strategy as approved by the Planning Secretary.</i></p> | Compliant       | <p>The final configuration of the WBOA on part Lot 201 was approved by NSW Planning as part of the revised BOS, with a further endorsement request submitted to the Department on 27 March 2026 in accordance with Condition 9A of EPBC 2014/7282. At the time of writing, the Department’s assessment is continuing.</p> <p><u>Credit Based Offsets</u><br/>       Credit-based offsets will be retired in accordance with the NSW Biodiversity Offsets Scheme (NSW BOS) prior to the commencement of construction of the MOD10 project.</p> <p>Ecosystem credits have been retired with s6.33 certificates issued for:</p> <ul style="list-style-type: none"> <li>■ PCT1619 (188 of 188) on 31 October 2023, and</li> <li>■ PCT965 (7 of 7) on 10 January 2024.</li> </ul> <p>Species credits retired to-date include:</p> <ul style="list-style-type: none"> <li>■ Black-eyed Susan (21 of 260) on 24 February 2026, and</li> <li>■ Southern Myotis (107 of 107) on 04 March 2026.</li> </ul> |

| NO.     | Condition   | Assessed Status | Assessment Comments  |
|---------|---|-----------------|--|
|         |   |                 | A credit-sale agreement was entered into on 22 December 2023 for Squirrel Glider credits (260 of 260). Remaining credits will be sourced from the market and retired prior to the commencement of construction of the MOD10 project. |
| S3, C29 | <p><b>Long-term Security of Offsets</b><br/> <i>The long-term security of the offset area listed in Table 10 and the retirement of the credits listed in Table 11 must be carried out prior to the commencement of vegetation clearing activities for Modification 10, in consultation with BCD and in accordance with the Biodiversity Offset Scheme of the BC Act, or other agreed security mechanism, to the satisfaction of the BCT.</i></p>                    | Compliant       | As outlined by the approved KEQ BOS, land-based offsets will be established via Biodiversity Stewardship Agreements (BSA) and credit-based offsets will be retired in accordance with the NSW BOS.                                   |
| S3, C30 | <p><b>Rehabilitation Objectives</b><br/> <i>The Applicant must rehabilitate the site to the satisfaction of the Planning Secretary. This rehabilitation must:</i><br/> <i>(a) be consistent with the rehabilitation strategy as described in the EA and shown conceptually in Figure 1 in Appendix 5; and</i><br/> <i>(b) comply with the objectives in Table 11.</i></p>   | Not Applicable  | Relevant for EPBC 2014/7282 terminal benches within the extraction area have not yet been reached and subsequently become redundant from operational vehicle movements.  |
| S3, C31 | <p><b>Progressive Rehabilitation</b><br/> <i>The Applicant must:</i><br/> <i>(a) rehabilitate the site progressively, that is, as soon as reasonably practicable following disturbance;</i><br/> <i>(b) take all reasonable and feasible measures to minimise the total area of the site exposed at any time; and</i><br/> <i>(c) implement interim rehabilitation strategies where areas prone to dust generation cannot yet be permanently rehabilitated.</i></p> | Not Applicable  | Other areas within the site, such as plant/processing or stockpile areas, are required for on-going quarry operations and will not be available for rehabilitation until quarry closure.   |

| NO.     | Condition  | Assessed Status | Assessment Comments   |
|---------|--|-----------------|---|
| S3, C32 | <p><b>Landscape &amp; Rehabilitation Management Plan</b><br/> <i>Within 6 months of the date of approval of Modification 1, the Applicant must prepare a Landscape and Rehabilitation Management Plan for the development to the satisfaction of the Planning Secretary. This Plan would relate to the area of the quarry and all perimeter lands. This plan must:</i></p> <p>...</p> <p><i>The Applicant must implement the plan as approved by the Planning Secretary.</i></p> | Compliant       | <p>A Landscape &amp; Rehabilitation Management Plan (L&amp;RMP) addressing all the requirements of this condition has been prepared and implement. The L&amp;RMP was last updated (October 2024) and approved by NSW Planning on 10 March 2025.</p>   |
| S3, C33 | <p><b>Biodiversity Offset Area Management Plan</b><br/> <i>The Applicant must prepare a Biodiversity Offset Area Management Plan for the development to the satisfaction of the Planning Secretary. This Plan would relate to the area of the Biodiversity Offset Area required in these conditions. This plan must:</i></p> <p>...</p>  | Compliant       | <p>A Biodiversity Offset Area Management Plan (BOAMP) addressing all the requirements of this condition has been prepared and implemented. The BOAMP was updated (April 2018) and approved by NSW Planning on 04 October 2018.</p> <p>A comprehensive revision to the BOAMP will be undertaken following receipt of endorsement by the Department of the configuration of the proposed WBOA (submitted 27 March 2026 and currently under assessment).</p> |