

**COMMUNITY CONSULTATIVE COMMITTEE
AGL – CAMDEN GAS PROJECT**

MEETING NO.35

Held in the RGP Conference Room, Menangle on 14 March 2013 2012 at 5.30pm

MINUTES

Member / Guest	Attendance Type
Mrs Margaret MacDonald-Hill (MM) Chair	Present
Mr Brad Staggs (BS)	Present
Mr David Henry (DH)	Present
Mrs Diane Gordon (DG)	Present
Mr Fred Anderson (FA)	Present
Ms Jacqui Kirkby (JK)	Present - arrived at 5.45pm
Mr Michael Hingley (MH)	Apology
Mr Peter Bloem (PB)	Present
Mr Simon Hennings (SH)	Present
Mr Troy Platten (TP)	Apology
Mr Jeff Lawrence (JL)	apology
Ms Nicole Magurren (NM)	apology
Mr Paul Reynolds (PR)	Present
Cr Lou Amato (LA)	Apology
Cr Lara Symkowiak (LS)	apology
Mr George Cooper (GC)	Present - left meeting at 6:30pm
Mr Jason Evans (JE)	Present - left meeting at 6:30pm
Mr Jock Laurie (JoL)	Present – left meeting at 6:30pm
Mr Aaron Clifton (AC)	Present
Ms Jenny O’Brien (JO)	Present
Mr Adam Lollback (AL)	Present
Mr Mike Moraza (MZ)	Present
Ms Michala Lander (ML)	Present
Mr Andrew Spooner (AS)	Present
Ms Nicola Fry (NF)	Present
Ms Julia Delvecchio (JD)	Present

Meeting Opened at: 5:30 pm

ITEM	ACTION
<p>1.0 Welcome</p> <p>Welcome and Introductions by Chair – MM.</p> <p>Welcomed invited guests to the meeting:</p> <ul style="list-style-type: none"> • Jock Laurie - NSW Land and Water Commissioner • George Cooper – Worth Recycling • Jason Evans – Worth Recycling <p>Margaret advised committee members that she is engaged by AGL as an independent chair, approved by the Director of General Planning and</p>	

<p>Infrastructure. She is also a Member of the Mine Subsidence Board and the Minister's Arbitration Panel.</p>	
<p>2.0 Apologies As above.</p>	
<p>3.0 Confirmation of Previous Minutes</p> <p>Summary approach was unanimously adopted for the taking of future meeting minutes. MM included some amendments received to the minutes indicated in track changes and these were distributed to the CCC.</p> <p>The minutes incorporating the amendments were accepted by the Committee.</p> <p>Moved: Simon Hennings Seconded: Fred Anderson</p>	
<p>4.0 Business Arising JK – Status of production wells and an explanation for private vs public land.</p> <p>AL to provide clarification on status of the wells</p> <p>AL and AC to provide a simplified breakdown of the infrastructure on public vs private land.</p> <p>PB – Minor licence noncompliance. Press release from EPA on Monday that a Penalty Infringement Notice (PIN) had been issued to AGL. The PIN is a statement that AGL has breached its licence in failing to maintain and operate equipment. There was no environmental consequence of the nitrogen oxides exceedances but it does raise concerns about AGL's systems. AGL have rectified the systems and as a result were given a PIN.</p> <p>PB – Enforceable Undertaking (EU) as a consequence for the continuous emissions monitoring system licence breach. An Enforceable Undertaking is a written, legally enforceable document where AGL provide a full disclosure on the non compliance, how they addressed the behaviour and consequences of the non compliance. In addition AGL, have to go beyond compliance and make good the consequences that came out of the breach. The document is signed by the EPA's Chief Regulator. There are examples on the EPA website of what EUs are. Once finalised, it is a public document and is on the public record and the EPA register.</p> <p>PB – The EU is a concept the EPA would like to explore with AGL. AGL need to prepare the EU, sign off on it and present it to EPA. The EU has</p>	<p>AL to provide clarification on status of the wells</p> <p>AL to provide a simplified breakdown of the infrastructure on public vs private land.</p>

<p>to also address any consequences of the conduct. Although there weren't any environmental effects, there has been a loss of confidence in the community. AGL have to make good on that concern. For example contributing to local projects. This group could make recommendations to AGL to consider that aspect to be included as part of the Enforceable Undertaking.</p> <p>General discussion by the Committee on the pros and cons of the EU involvement ensued.</p> <p>JK - in relation to the discussion about the pros and cons of EU, JK objected to EU as an appropriate regulated response and queried why the EPA was not prosecuting AGL for its breach.</p> <p>MZ – AGL are currently considering seven proposals that will benefit all three Councils, for example proposals have been received from UWS and the State Library. AGL would appreciate feedback from the CCC on these proposals. The proposals can be circulated to the CCC for consideration although as each proposal contains sensitive information (names and costs) it is requested that the proposals themselves remain confidential.</p> <p>JK - in relation to the proposals being tabled as part of the EU, JK agreed with the Chair that the selection of the proposals was not the role of the CCC.</p> <p>AS - We first need to obtain a more detailed understanding of the regulatory action by the EPA including the monetary value of the enforceable action prior to the Committee considering proposals. It is also unlikely that agreement will be reached between the three councils.”</p> <p>DG – Are AGL going to make good their systems so it doesn't happen again and what time frames?</p> <p>MZ – The new continuous emission monitoring system which has been bought for Compressor 1 enables a continuous reading of what the emissions are. This was available as of 5 March 2013. AGL took urgent steps when the breach was discovered and made to rectify the situation.</p>	<p>JO – Will review proposals and pass on information to the Chair.</p>
<p>5.0 Correspondence</p> <p><u>OUT</u></p> <p>28/11/12 – letter to DoPI updating committee representation 1/2/13 – email invitation to Jock Laurie to attend CCC</p> <p><u>IN</u></p> <p>In - all members 15/11/12 - email from AGL advising of amendments to Camden Northern Expansion project (typographical errors)</p>	<p>JO to distribute EPA Media release to CCC.</p>

<p>23/11/12 - email from AGL on Channel 7 News media notification 23/11/12 - email from AGL on well surface locations 18/12/12 - email from AGL on Minister Hazzard extending public exhibition period for Northern Expansion project 14/1/13 - email invitation from AGL to attend open day 17/1/13 - email from AGL on explanation of drilling proposals for Northern expansion 4/1/13 - email from AGL on expanded monitoring program at Camden Gas Project 29/1/13 - email from AGL on statement regarding rainfall event at MP16&MP25 30/1/13 - email from AGL update, image & invitation to site visit 31/1/13 - email from AGL update on MP25 & MP16 8/2/13 - email from AGL advice on suspension of northern expansion 19/2/13 - email from AGL response to NSW Government announcement 1/3/13 - email from AGL update on new monitoring program & statement from EPA on no risk to gas wells from heavy rain 12/3/13 - email invitation from AGL to community forum on new air & expanded water monitoring program 13/3/13 - email from AGL - EPA fine on emissions incident</p>	
<p>6.0 AGL Update</p> <p><u>AL – Northern Expansion</u></p> <p>AL gave powerpoint presentation on progress with the Northern Expansion. This was provided to CCC as a Handout.</p> <p><u>JO – Community Update</u></p> <p>JO gave powerpoint presentation containing the Community Update. This was provided to CCC as a Handout.</p> <p>Community complaints</p> <p>JO - During the Christmas period, a community member from Glen Alpine reported a sound similar to that of wood chopping to AGL and believed to be occurring at the MPO3 site. AGL reviewed the MP03 work plan and no works were programmed for the dates that the complaint was reported. There was work in the Botanical Gardens at the time. AGL met with the landowner a number of times to investigate their concerns and believes the noise may have been coming from the Botanical Gardens. AGL has not received any further complaints.</p> <p>JO –A complaint was made at the Campbelltown Community Forum in Varroville from a resident who lives in Menangle Park who expressed</p>	

concern about more truck movement and dust from AGL's nearby access road. She stated she had previously made a complaint to both AGL and Council. JO was not aware of the complaint and followed up on when the complaint was received. According to AGL's records the complaint was received in 2010 and there have been no complaints since then. JO visited the site the following day and observed Council undertaking road works. JO has since made a number of follow up phone calls and emails to the complainant to find out more information and has not received any further information.

AC – Operations and HSE Update

AC gave powerpoint presentation containing the Operations and HSC Update. This was provided to CCC as a Handout.

AC – Expecting release of the Annual Environmental Performance Report next week. There are some final corrections being made before the report is issued. The two yearly Independent Environmental Audit will be released next month. It is a very thorough audit, it goes back to the Sydney Gas days and we are locating information to support this.

AC – Demonstrated fugitive emissions monitoring equipment that arrived two days ago. The equipment is an isotopic analyser for CO2 and Methane. It has been purchased as part of the new expanded air monitoring program.

JO – Have invited members from each of the LGAs, as well as a local MP and the CCC. We have also invited some community members who have previously attended the community open days. This consultation is not for the broader community rather the intent is to invite all of the organisations who have contributed to what has been done so far, representatives from the CCC, local LGA's MP's and some community representatives. Information obtained from the recent Campbelltown Community Forums indicate that the community have a lack of trust in AGL. One way AGL is looking to overcome this is by working with key representatives across industry and government to ensure that AGL is operating responsibly and transparently and 100% confident in the results before they are distributed to the broader community.

AC – **MP 25 Floodings.** It happened twice in January and February due to significant rainfall. EPA and DTIRIS visited the site and investigations were conducted by AGL. Findings were consistent – the bubbling observed were a naturally occurring process that was not caused by AGL's activities. DTIRIS spoke to the adjoining quarry managers and made the statement that this bubbling had been observed for decades.

BS – Expressed concern that flood monitoring was a bit lax. Questioned how AGL monitor water levels and if there is a flood response plan?

AC to provide flood response plan

<p>AC –There is a flood response plan which assesses the risk of each of the wells. To date the flood monitoring is based on the Nepean River levels at the Menangle Bridge. However, AGL have realised that more is required and they are investigating new technology. Ideally the information obtained from the new technology should also be made available to the general community and the SES.</p> <p>AGL has engaged external consultants to undertake an Environmental Health Risk Assessment. Results will be shared with the community.</p> <p>AC – New Mobile Security Trailer – A self enclosed trailer with a mast, 2 security cameras. This is to be taken to the well sites when work is being undertaken. It is operated during the day and records information sent back to the main office. The trailer has night vision, so in areas with higher residential development there is after hour’s security. Currently in the process of also installing fixed security cameras on high security risk wells. These are wells that since being installed are now in close proximity to residential development and have a risk of vandalism.</p>	
<p>7.0 Invited Speakers and General Business</p> <p><u>JoL - NSW Land and Water Commissioner</u></p> <p>JoL – NSW Government made changes at the end of last year to introduce the Land and Water Commissioner Role to make sure the community have confidence and opportunity for robust debate about the facts on mining and coal seam gas. There are major changes in many pieces of legislation – gateway process, well integrity etc. The objective is to try to have more rigour in the process. Projects will soon start to go through the process and these will be heavily scrutinised by the community. Issues and concerns not meeting the intent of the policy will be reviewed by the Government.</p> <p>From the Committee - Is the role an ongoing job? JoL - Three years. Need to understand what are the areas that we need to find answers for. Role is not to sell the industry but identify the problems.</p> <p>PB - Will information be specific to Camden? JoL - The role is evolving. At the moment he is the middle man between the government and the communities and the gas companies. Every area has strong justifiable reasons for why it shouldn’t be in their area. However we need to work out what we can do. How do we balance it with agriculture and communities so that it is not one at the expense of another? How can the concerns of Camden and other areas be taken into consideration? The government needs to go to areas and start to address problems by engaging properly with Councils so that they have an understanding of the legislation. Need to take Council’s concerns into consideration.</p> <p>MM - SH, BS & DG were original members of the CCC over a decade ago in Sydney Gas days. SH was a member of the gas action group and has remained on the CCC. The issues were about dams, water</p>	

and property values, and access rights, as well as the previous company.

JoL - Developing the code of conduct for how CSGs will be done and this will go into access agreements. It's important that the Companies develop a relationship with the people they are making an agreement with.

BS Access is more than the property owner themselves. It is about informing the neighbours and the whole community about the project.

JoL - Community see Council as a protector of their assets and assume that Council know what is going on. When State Government moved decisions away from Local Government, Councils started to feel ignored and lost access to a lot of information. Engaging with Councils is absolutely crucial. The State Government is trying to work through this problem. In some cases for Councillors the CSG issue might be the first thing they have to deal with in their role in the public sphere.

SH - Camden ten years on, is a good example that demonstrates how agriculture and CSG can coexist. It is an opportunity for people to look at.

JoL - Agree, the industry has to go out and explain their industry. The facts aren't getting out there. Nothing should be hidden and it shouldn't be us vs them. State Government has been in power for 2 years and there was an expectation that they would solve the problem. They are just as overwhelmed as most.

SH - What is the email address of the NSW Land and Water Commissioner?

MM will distribute it.

JK - The issue is that there is no evidence to substantiate the claims made by AGL at Camden. Any accountability has to be through the science and not the perceptions. Reference should be made to Gavin Mudd at Monash Uni

NF - Studies have been done by AGL and have been peer reviewed by the hydrogeologists at the NSW Office of Water the EPA, and independent hydrogeologists. AGL are confident with what we are doing and how we understand the groundwater systems. Although there may not be dedicated groundwater monitoring bores for the last 10 years, there is proxy data that provides evidence to support the negligible impact of the project.

George Cooper and Jason Evans: Worth Recycling –

JE gave powerpoint presentation Worth Recycling. This was provided to CCC as a Handout

JK – When the produced water comes to Worth are you given a list of chemicals to test for?

GC – We take samples on the job and testing across a full gamut not just hydrocarbons. We can then confirm if we accept or reject that sample. If accepted it goes into a register as acknowledged that we approve that it

MM to distribute.

<p>complies with the EPA.</p> <p>BS – What is the process in summary? GC – We test our own sample to confirm AGL’s results. After that is it a random sample, but we generally test every second load. These tests occur before it is decanted with the rest of the water. If there are any issues with the tests then the load is isolated. If we reject a load it gets returned back to the Contractor (AGL), it is also stated on the EPA register.</p> <p>AS – You mention Council and EPA licences what is Council’s role? GC – we need a licence to discharge to sewer. It is a Hawkesbury Council SDP, a trade waste licence. It is outside Sydney Water. We have to supply data to Hawkesbury Council every 7 days on what we discharge to sewer</p> <p>JK – What does the water get reused for? GC – all in the building materials industry. AGL has inspected those sites. There are three brick factories that take the product and CSR Bradford at Ingleburn use it as a cooling agent. CSR Bradford have strict requirements for how they use the water and it is tightly controlled AC – noted correction on slide; company also serving the Hunter.</p>	
<p>8.0 Next Meeting Date</p> <p>MZ – suggested an abridged meeting in one month’s time to discuss EU. MM - noting committee's hesitation, suggested that could be achieved via email ranking preference. Proposed a meeting TBA midyear, once NSW Government's changes were fully understood.</p>	

Meeting Closed at: 7:55 pm

Acronym Index

- AEPR Annual Environmental Performance Report
- CCC Community Consultative Committee
- PAC Planning Assessment Commission
- SRLUP Strategic Regional Land Use Policy
- EU Enforceable Undertaking