



AGL Energy Limited

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Stephen O'Donoghue
Director - Resource Assessments
Department of Planning and Environment
Level 16, 4PSQ
12 Darcy Street
Parramatta NSW 2150

7th July 2023

Dear Stephen,

SSD – 8889679: Notification of commencement of construction and request to defer Independent Environmental Audit

AGL Energy Limited (**AGL**) received development consent under section 4.38 of the NSW *Environmental Planning and Assessment Act 1979* to construct the Liddell Battery and Bayswater Ancillary Works Projects on 8th March 2022 (**Development Consent**). Approval to stage these plans for the Liddell Battery components of works was granted on 18th October 2022.

As required under development consent Schedule 2 Condition A8, AGL notifies the Department that construction of the battery energy storage system (BESS) will commence on or soon after Monday 17th July 2023. It should be noted that this stage of construction captures the demolition of the existing infrastructure on the BESS site only.

If the Department is agreeable, a further notification will be provided under this condition when the construction of the BESS itself is due to commence. This is scheduled to occur in December 2023.

Consequently, AGL requests a deferral of implementing Schedule 2 Condition C13, which requires an independent environmental audit to be undertaken within 12 weeks of commencing construction. Although construction will technically commence with the demolition of existing infrastructure, AGL believes it is the intent of this condition to capture the construction of the BESS itself.

As such, AGL requests that the Department grants approval to undertake the independent environmental audit within 12 weeks of commencing construction of the BESS, which would result in the audit being conducted and provided to the Department in Q1 2024.

If you require any further information, please do not hesitate to contact Vicki Brady, Manager, Environment – Energy Hubs on VBrady@agl.com.au or 0499 304 473.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'JD', with a long horizontal flourish extending to the right.

Julian Dichiera
Senior Manager, Power Development
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