

Michele Nettlefold
Manager Land and Approval – Ops
AGL Macquarie Pty Limited
200 George Street
Sydney, NSW, 2000

22/12/2025

Tomago BESS – Staged Fire Safety Study (FSS) and Stage Emergency Plan (EP)

Dear Mr. Nettlefold

I refer to your letter dated, 11 December 2025, requesting to stage the submission of the FSS and EP to facilitate an efficient construction program. The staged approach proposed will ensure that the management measures included in the management plans are proportionate to the hazards and risks associated with each construction stage listed in the approved staged development letter dated 7 November 2025.

The Department notes AGL is seeking to defer the Emergency Plan submission until prior to energisation and commissioning of the BESS (Stage 3) whilst developing an Interim Emergency Response procedure to meet the requirements of Stage 2a and Stage 2b project development.

Additionally, AGL seeks to amend the request for the FSS by removing the requirement for approval at least three months prior to Stage 3 and instead submit the FSS prior to energisation and commissioning of Stage 3.

Accordingly, as nominee of the Planning Secretary, I approve the submission of the EP and FSS prior to energisation and commissioning of the BESS (Stage 3).

Importantly, the above approval is conditional upon AGL consulting with and receiving approval from FRNSW and NSW RFS for the above staging. If this approval is not received from both agencies, please consult with both and re-submit your request once you have addressed any feedback from both.

The Department notes that the EMS maybe required to be updated to reflect the proposed staging. You are reminded to ensure that the project development is carried out in compliance with the approved EIS and Conditions of Consent. If you wish to discuss the matter further, please contact Charissa Pillay on 02 9995 5944.

Yours sincerely

A handwritten signature in dark ink, appearing to read 'Iwan Davies'. The signature is fluid and cursive, with the first letter 'I' being a large, stylized capital.

Iwan Davies
Director
Energy Assessments

As nominee of the Planning Secretary