VIDA Rail

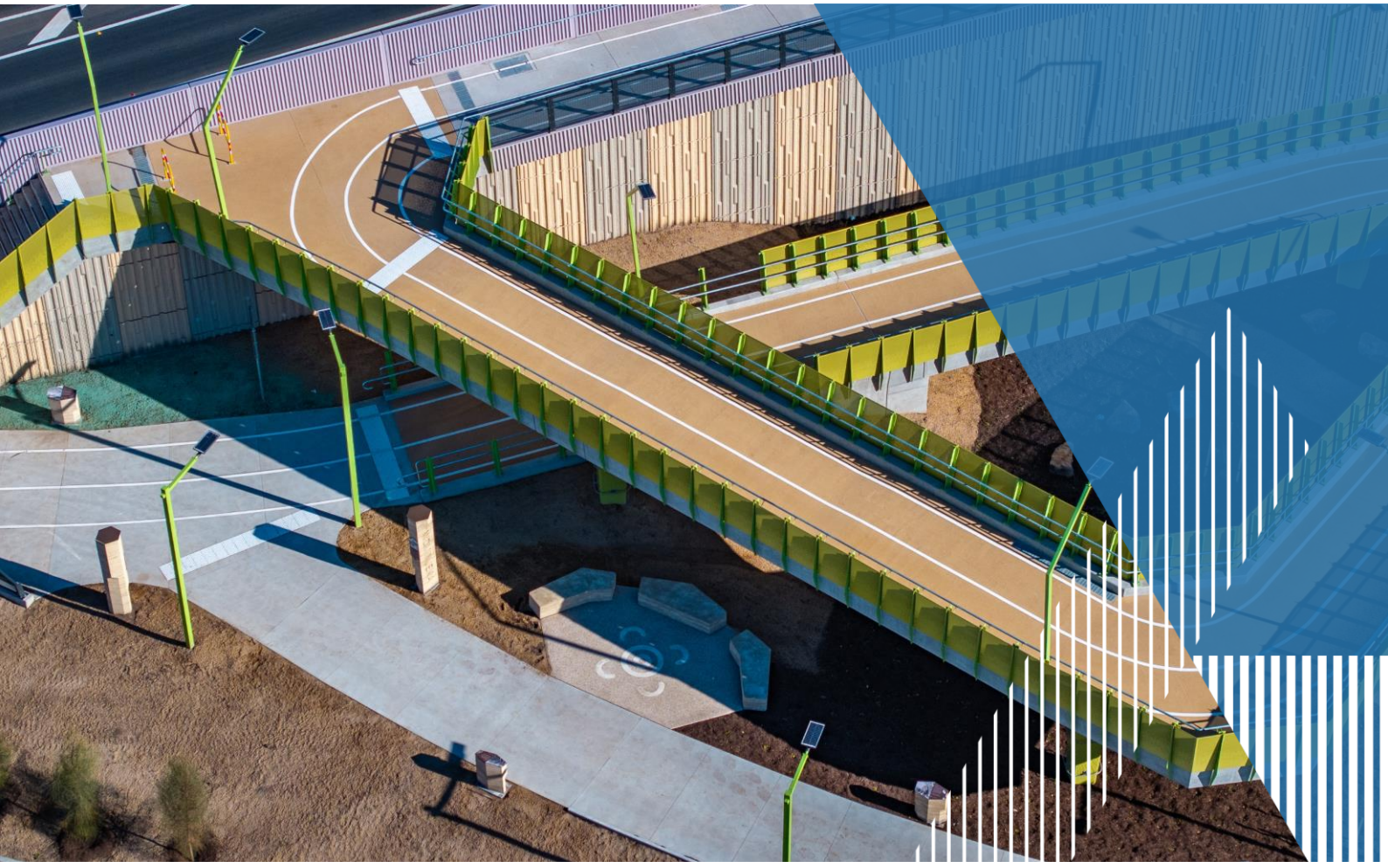
October 2026

Calder Park Drive and Holden Road Level Crossing Removal Project

Calder Park, Victoria

EPBC Act Approval Annual Compliance Report

EPBC Approval: 2023/09569



LEVEL CROSSING REMOVAL PROJECT | MELBOURNE AIRPORT RAIL | REGIONAL RAIL REVIVAL | BIG BUILD RAIL | VICTORIAN INFRASTRUCTURE DELIVERY AUTHORITY | VICTORIA'S BIG BUILD | VICTORIA State Government

Document Information

Table 1 (Document Information)

Document Number	2023-09569 Calder Park Drive and Holden Road, Calder Park Annual Compliance Report-
Issue Date	29 October 2025
Revision	Rev C
Status	Final

Revision Control

Table 2 (Revision Control)

Rev.	Change from Previous	Date	Comment
A	Initial draft	21 October 2026	Issued for technical review
B	Updates made following technical review	26 October 2026	Issued for internal approval
C	Issued for internal approval	29 October 2026	Final for submission to NEPA

Approval

Table 3 (Document Approval)

Action	Name	Role	Signature
[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]

The approved copy of this Annual Compliance Report (**ACR**) will be held in the Project Collaboration System and electronically distributed to the project team and other relevant personnel.

Printed copies are considered uncontrolled documents and will not be allocated a copy number or issued amendments.

Declaration of Accuracy

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.

Signed: [redacted]

Full name:
Position:
Organisation:
Date: 29 October 26

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1 Introduction

1.1 Purpose of this Report

This Annual Compliance Report has been prepared to satisfy the requirements of the *Environment Protection and Biodiversity Conservation Act 1999* (**EPBC Act**) Approval 2023/09569 Condition 28. The report provides a detailed account of Year 2 reporting following the EPBC approval, covering a reporting period from **10 October 2025** to **09 October 2026**, as required under the EPBC Approval Notice issued on 9 October 2024.

It is noted that the 2025 Annual Compliance Report referred to a reporting period of 11 October 2024 to 10 October 2025. The correct reporting period was 10 October 2024 to 09 October 2025, consistent with the definitions at Part C of the Approval. No works took place on the 9th or 10th of October 2024.

The key dates that relate to the EPBC Approval 2023/09569 are detailed in Table 4 below.

Table 4 (Project Key EPBC Dates)

Action	Key Date
Commonwealth Approval	9 October 2024
Commencement of the Action	11 October 2024
Expiry of Commonwealth Approval	31 December 2044

2 Description of Activities

2.1 Project Overview

The approved action (EPBC Number 2023/09569) is the Calder Park Drive and Holden Road Level Crossing Removal Project, Calder Park, Victoria (the **Project**).

The approval holder is the Major Transport Infrastructure Authority (now known as the Victorian Infrastructure Delivery Authority - **VIDA**) an administrative office of the Victorian Department of Transport and Planning (ABN 69 981 208 782). VIDA Rail (a project office within VIDA) are currently responsible for the Project.

The Project removes the Calder Park Drive level crossing by constructing a road bridge to provide a grade separated connection over the Sunbury rail line and closes the Holden Road level crossing by truncating the road on both sides of the railway. For a project map, see Figure 1 (Calder Park Drive Project Map) on the following page.

The Victorian State Government is currently delivering a coordinated program to remove 110 level crossings in Melbourne, improving safety, reducing congestion and enabling more frequent train services. Delivery of the Calder Park Drive and Holden Road Level Crossing Removal Project (LXRP) is being undertaken by the Metropolitan Roads Program Alliance (**MRPA**) which comprises Fulton Hogan Construction Pty Ltd (Fulton Hogan) as the Principal Contractor, VIDA Rail, Metro Trains Melbourne (**MTM**) and V/line.



Figure 1 (Calder Park Drive Project Map)

2.2 Activities During Reporting Period

The reporting period of this Annual Compliance Report is 10 October 2025 to 9 October 2026.

Core construction activities began winding down following the opening of the new Calder Park Drive road bridge on 23 July 2026. Minor project activities, including defect rectification works and project close-out activities, remained ongoing during the reporting period. The following activities occurred during the 2025-26 reporting period:

- Site demobilisation including removal of temporary structures (such as site offices), construction access roads, areas of hardstands and working platforms;
- Landscaping including planting and hydroseeding, along with general maintenance (e.g. pruning and plant replacement) and weed management activities, and;
- Rectifying defects in civil elements including road/bridge pavement, concrete structures, bridge batters, and drainage points.

3 Approval Condition Compliance

To date, one amendment has been made to an approved plan, as noted at Table 5 (Summary of amendments in relation to EPBC approval 2023/09569) below. Table 6 (EPBC Approval 2023/09569 Conditions Compliance) below outlines the compliance assessment against the EPBC Act Approval for the reporting period from 10th October 2025 to 9th October 2026. In accordance with the *Annual Compliance Report Guidelines* under the *Environment Protection and Biodiversity Conservation Act 1999* (DCCEEW, 2023), each condition has been evaluated and assigned a compliance status of 'compliant', 'non-compliant', or 'not applicable'. Additional comments have been included where necessary to provide further context.

Table 5 (Summary of amendments in relation to EPBC approval 2023/09569)

Condition number or plan reference	Description of amendment	Date of original approval	Date of amended approval
• Spiny Rice-flower Offset Management Plan, required by condition 6	• Corrects a discrepancy between two different purchase area amounts	• Rev 0 approved 11 July 2025	• Rev 1 approved 13 February 2026

Table 6 (EPBC Approval 2023/09569 Conditions Compliance)

Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
CLEARING LIMITS			
1	The approval holder must not undertake any **clearing** or **construction** outside of the **Action area.**	Compliant	All clearing and construction activities undertaken by the Project have occurred within the Action area.
2	The approval holder must not clear more than: • 8 **Spiny Rice-flower** individuals • 1 **Matted Flax-lily** individual • 0.06 hectares of **Striped Legless Lizard habitat**	Compliant	Clearance undertaken by the Project has been limited to: • A total of **Eight (8)** Spiny Rice-flower individuals, which were salvaged from the Action area and translocated to the [redacted] on 18th October 2024. • A total of **One (1)** Glaucous Flax-lily plant, that had been incorrectly identified as a Matted Flax-lily plant, which was salvaged from the Action area on 18th October 2024

Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
			and translocated to [redacted] on 16th September 2025. • No more than 0.06 ha of Striped Legless Lizard Habitat located south-east of Calder Park Drive level crossing. The locations of the impacted protected flora are shown in Appendix A and the impacted Striped-Legless Lizard habitat is shown in Appendix B.
NATIVE VEGETATION AND THREATENED SPPECIES MANAGEMENT PLAN			
3	To avoid and mitigate harm as a result of the Action **on protected matters** and their habitat, the approval holder must commence implementing the **Native Vegetation and Threatened Species Management Plan** no later than the commencement of the Action and continue to implement the Native Vegetation and Threatened Species Management Plan until the completion of the Action.	Compliant	The implementation of the Native Vegetation and Threatened Species Management Plan (**NVTSMP)** commenced prior to the commencement of the Action and has continued to be implemented where appliable, throughout the 2025-2026 reporting year. Table 7 at **Appendix C** provides an overview of the Project's compliance status with the NVTSMP.
OFFSETS			
4	To compensate for the residual significant impacts of the Action on the **Spiny Rice-flower**, the approval holder must implement the **Offset Strategy.**	Compliant	The preliminary offset strategy was commenced prior to the commencement of the action. Implementation of the Offset Strategy is now complete as an appropriate offset site was secured by the Approval Holder. The offset site is now being managed in accordance with an Offset Management Plan (**OMP**) which was approved by the Minister on 11 July 2025. An amended OMP was later approved by a delegate of the Minister on 13 February 2026.
5	To compensate for the residual significant impacts of the Action on **Spiny Rice-flower** the approval holder must ensure that the **offset site** remains **secured** at least until the expiry date of this approval.	Compliant	The Spiny Rice-flower offset site is secured in perpetuity under an existing Agreement with the Secretary to Department of Environment, Land, Water and Planning (**DELWP**) (now Department of Energy, Environment and Climate Action

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
			(**DEECA**) under Section 69 of the *Conservation, Forest and Lands Act 1987* (Section 69 Agreement).
6	To compensate for the residual significant impacts of the Action on the **Spiny Rice-flower**, the approval holder must submit an Offset Management Plan (OMP) for the **offset site** to the **department** for approval by the **Minister**.	Compliant	The Spiny Rice Flower (**SRF**) Offset Management Plan (document reference *LXRP-LX14-000-0-00-PA-RPT-008,* Rev 0) was submitted to the department on 16 April 2025. An amendment to the SRF OMP was submitted to the department on 17 December 2025.
7	The OMP must be approved by the **Minister before** the Calder Park Drive Road bridge is opened for public use.	Compliant	The SRF OMP, Rev 0 was approved by the Minister on 11 July 2025 prior to the opening of the Calder Park Drive Road Bridge on 23 July 2025. An amendment to the SRF OMP (Rev 1) was approved by a delegate of the Minister on 13 February 2026.
8	The OMP must meet the requirements of the **Environmental Offsets Policy** and **the Environmental Management Plan Guidelines** to the satisfaction of the **Minister**. All commitments, including environmental outcomes, management measures, corrective actions, trigger values and performance indicators in the OMP must be **SMART**. The OMP must be prepared by an **independent suitably qualified ecologist** and must include: a) detailed information setting out how a minimum population increase of 24 Spiny Rice flower will be achieved at the offset site over the 10 years following the approval of the OMP b) a map specifying the location area and boundaries of the **offset site**	Compliant	The SRF OMP was prepared by an independent suitably qualified ecologist in accordance with the Environmental Offsets Policy and the Environmental Management Plan Guidelines to the satisfaction of the Minister, satisfying all requirements listed under this condition. The SRF OMP (Rev 0) was approved by the Minister on 11 July 2025. An amendment to the SRF OMP (Rev 1) was approved by a delegate of the Minister on 13 February 2026.

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
	c) detailed baseline information on the habitat quality and population of **Spiny Rice-flower** d) a table summarising all commitments to achieve the offset outcomes and reference to where in the OMP the commitment is described in detail e) reporting and review mechanisms to inform the **department** annually regarding compliance with the implementation of management measures and the attainment and maintenance of the offset outcomes f) an assessment of risks to achieving each offset outcome and what risk management measures and/or strategies will be applied to address these g) a monitoring program to measure and inform how the outcomes of the plan are being achieved, including: i. measurable performance indicators and the timeframes for their achievement to gauge attainment of each offset outcomes ii. corrective actions to be implemented to ensure all offset outcomes for the **protected matters** are achieved or maintained if trigger values are reached or performance indicators not achieved in the specified timeframes. h) references to related plans and conditions of approval (including state requirements).		
9	To compensate for the residual significant impacts of the Action on **Spiny Rice-flower**, the approval holder must ensure that the approved OMP is implemented.	Compliant	The SRF OMP was implemented following its approval on 11 July 2025. As per the existing Section 69 Agreement with the landowner, annual reports will be submitted to DEECA to assess progress against the commitments outlined in the SRF OMP and verify ongoing implementation. The approval holder will then submit this annual report to DCCEEW.

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
10	The approval holder must, within **40 business days** of the 10th anniversary of the date on which the OMP was approved: a) have an **independent suitably qualified ecologist** assess the **offset site** to determine if the offset outcomes have been achieved, and if not, recommend necessary measures to remedy progress towards offset outcomes; b) submit to the **department** a report prepared by the **independent suitably qualified ecologist** of the findings of their assessment; and c) notify the **department** in writing of any offset outcomes that have not been achieved at the **offset site** and the likely reasons that the offset outcomes have not been met.	Not applicable	This condition has not been triggered, as the 10-year anniversary of the OMP approval date has not yet been reached.
REVISION OF ACTION MANAGEMENT PLANS			
11	The approval holder may, at any time, apply to the **Minister** for a variation to an action management plan approved by the **Minister**, by submitting an application in accordance with the requirements of section 143A of the EPBC Act. If the **Minister** approves a revised action management plan (RAMP) then, from the date specified, the approval holder must implement the RAMP in place of any previous version of the action management plan.	Compliant	This condition was triggered with an amended SRF OMP (Rev 1) submitted to the Minister on 17 December 2025 and approved by a delegate of the Minister on 13 February 2026. Implementation of the amended SRF commenced immediately after the approval.
12	The approval holder may choose to revise an action management plan approved by the **Minister** under condition 3, or as subsequently revised in accordance with these conditions, without submitting it for approval under section 143A of the **EPBC Act**, if the taking of the Action in accordance with the RAMP would not be likely to have a **new or increased impact**.	Not Applicable	This condition has not been triggered at the time of preparing this report.

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
13	If the approval holder makes the choice under condition 12 to revise an action management plan without submitting it for approval, the approval holder must: a) Notify the **department** electronically that the approved action management plan has been revised and provide the **department** with: i. An electronic copy of the RAMP. ii. An electronic copy of the RAMP marked up with track changes to show the differences between the approved action management plan and the RAMP. iii. An explanation of the differences between the approved action management plan and the RAMP. b) Subject to condition 15, implement the RAMP from the RAMP implementation date. c) The reasons the approval holder considers that taking the Action in accordance with the RAMP would not be likely to have a **new or increased impact**. d) Written notice of the date on which the approval holder will implement the RAMP (RAMP implementation date), being at least 20 **business days** after the date of providing notice of the revision of the action management plan, or a date agreed to in writing with the **department**.	Not Applicable	This condition has not been triggered at the time of preparing this report.
14	The approval holder may revoke its choice to implement a RAMP under condition 12 at any time by giving written notice to the **department**. If the approval holder revokes the choice under condition 12, the approval holder must implement the action management plan in force immediately prior to the revision undertaken under condition 12.	Not Applicable	This condition has not been triggered at the time of preparing this report.

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
15	If the **Minister** notifies the approval holder that the **Minister** is satisfied that the taking of the Action in accordance with the RAMP would be likely to have a **new or increased impact**, then: a) Condition 12 does not apply, or ceases to apply, in relation to the RAMP. b) The approval holder must implement the action management plan specified by the **Minister** in the notice	Not Applicable	This condition has not been triggered at the time of preparing this report.
16	At the time of giving the notice under condition 15, the **Minister** may also notify that for a specified period of time, condition 12 does not apply for one or more specified action management plans. **Note**: Conditions 12-15 are not intended to limit the operation of section 143A of the **EPBC Act** which allows the approval holder to submit a revised action management plan, at any time, to the **Minister** for approval.	Not Applicable	This condition has not been triggered at the time of preparing this report.
SUBMISSION AND PUBLICATION OF PLANS			
17	Wherever these **conditions** require the approval holder to submit any **plan** to the department, all such **plans** must be submitted to the **department** electronically.	Compliant	The following plans were submitted to the department electronically via email: • Spiny Rice-Flower Offset Management Plan (Rev 0), submitted 16 April 2025. • Spiny Rice-Flower Offset Management Plan (Rev 1), submitted 17 December 2025.
18	Unless otherwise agreed to in writing by the **Minister**, the approval holder must publish each plan on the **website** within 15 **business days** of the date: a) of this approval, if the version of the **plan** to be implemented is specified in these conditions, b) the plan is approved by the **Minister** in writing, if the **plan** requires the approval of the **Minister**,	Compliant	The following Minister-approved plans were published on the Project website within the required timeframe, and in accordance with the EPBC 2023/09569 conditions. • *Native Vegetation and Threatened Species Management Plan* • *Offset Management Strategy* • *Spiny Rice-flower Offset Management Plan (Rev 0)* • *Spiny Rice-flower Offset Management Plan (Rev 1)*

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
	c) the plan is submitted to the **department** in accordance with a requirement of these conditions, if the **plan** does not require the approval of the **Minister**.		
19	The approval holder must keep all **plans** published on the **website**, 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. This requirement applies to all current and superseded versions of **plans**.	Compliant	The following Minister-approved plans were published on the Project website within the required timeframe, and in accordance with the EPBC 2023/09569 conditions. • *Native Vegetation and Threatened Species Management Plan* • *Offset Management Strategy* • *Spiny Rice-flower Offset Management Plan (Rev 0)* • *Spiny Rice-flower Offset Management Plan (Rev 1)* The above plans remain on the Project website and will not be removed prior to the expiry of the approval.
20	The approval holder is required to exclude or redact **sensitive biodiversity data** from any version of a **plan** before that **plan** is published on the **website** or otherwise provided to a member of the public. If **sensitive biodiversity data** is excluded or redacted from a **plan**, the approval holder must notify the **department** in writing what exclusions and redactions have been made in the version published on the **website**.	Compliant	All sensitive biodiversity data contained in the published documents was redacted prior to publication on the Project website. The Department was notified of all redacted information through email correspondence on 09 October 2025 and 23 February 2026 (following approval of the amended SRF OMP).
COMMENCEMENT OF THE ACTION			
21	The approval holder must notify the **department** electronically of the date **of commencement of the Action**, within 5 **business days** following **commencement of the Action**.	Compliant	Written notification was sent to the Department on 11 October 2024 notifying the commencement of action on the same day.

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
22	The approval holder must **not commence the Action** later than 5 years after the date of this approval decision.	Compliant	The EPBC approval was granted on 9 October 2024. The commencement of the Action occurred on 11 October 2024 and is within 5 years of the approval decision.
COMPLIANCE RECORDS			
23	The approval holder must maintain accurate and complete **compliance records** and document the procedure for recording and storing **compliance records**.	Compliant	The approval holder has maintained accurate and complete compliance records to maintain compliance with EPBC 2023/09569 Conditions. The approval holder maintains documentation to track compliance with all conditions of EPBC 2023/09569 and internal processes that have been implemented to ensure the action remains compliant. The compliance records are securely stored and maintained in accordance with Victorian Government record keeping policy and will be accessible by the Victorian Department of Transport and Planning once construction is complete and the asset is operational.
24	If the **department** makes a request in writing, the approval holder must provide electronic copies of **compliance records** to the **department** within the timeframe specified in the request.	Not Applicable	This condition has not been triggered as no request has been received at the time this report was prepared.
25	The approval holder must ensure that any **monitoring data**, 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 **Minister** in writing.	Compliant	All compliance records have been prepared in accordance with the *Guidelines for biological survey and mapped data* (Commonwealth of Australia, 2018).

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
26	The approval holder must ensure that any **monitoring data**, 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 **Minister** in writing.	Compliant	All compliance records have been prepared in accordance with the *Guide to Providing Maps and Boundary Data for EPBC Act Projects* (Commonwealth of Australia, 2021).
27	The approval holder must submit all **monitoring data**, surveys, maps, other spatial and metadata and all species occurrence record data (sightings and evidence of presence) electronically to the **department** within 20 **business days** of the next anniversary of the date of this approval decision except where otherwise specified in a **plan**.	Not Applicable	All monitoring data, surveys, maps, other spatial and metadata and all species occurrence record data will be separately submitted to the National EPA as part of the SRF OMP annual report (a requirement of the SRF OMP). Receipt of year 1 SRF OMP annual monitoring report is outside of this ACR and will subsequently be provided within 20 business days of the next anniversary of the decision approval. There is no additional monitoring requirements outlined in the EPBC Approval 2023/09569.
ANNUAL COMPLIANCE REPORTING			
28	The approval holder must prepare a **compliance report** for each **Annual Compliance Report period (ACR period).**	Compliant	This 2025/2026 Annual Compliance Report covers the period 10 October 2025 to 9 October 2026 and will be published on the Project website by 6 November 2026.
29	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**,	Compliant	The 2025/2026 Annual Compliance Report has been prepared to include accurate details of compliance and any non-compliance in accordance with all EPBC Approval 2023/09569 conditions. The following plans are part of this approval: • *Native Vegetation and Threatened Species Management Plan*: Compliance against the Implementation Strategy of this plan is provided at **Appendix C**. • *Offset Management Strategy*: Implementation of the Offset Strategy is now complete as an appropriate offset site was

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
	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.**		secured by the Approval Holder. The Approval Holder has provided funding to the manager of the offset site to implement the requirements of the below mentioned Offset Management Plan (**OMP**) for the agreed period. • *Spiny Rice-flower Offset Management Plan*: As outlined at Section 8 of the SRF OMP, a report outlining progress with the commitments made in the plan, will be prepared annually. Receipt of year 1 SRF OMP annual monitoring report is outside of this ACR and will subsequently be provided within 20 business days of the next anniversary of the decision approval.
30	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*.	Compliant	This 2025/2026 Annual Compliant Report was prepared in accordance with the *Annual Compliance Report Guidelines, Commonwealth of Australia 2023* to the satisfaction of the Minister.
31	The approval holder must, within 20 **business days** following the end of each **ACR period**, in a format that is easily accessible and downloadable, publish on the **website**: a) each **compliance report**, and b) a **shapefile** showing all **clearing** of **protected matters**, and their habitat, undertaken within the **ACR period.**	Compliant	• Website publication for the 2024-2025 Annual Compliance Report was made by 6 November 2025, which was within 20 business days of the ACR period • Website publication for the 2025-2026 Annual Compliance Report will be made by 6 November 2026, which is within 20 business days of the ACR period It is noted that during the 2025-2026 reporting period, no protected matters were cleared beyond those already impacted and reported during the 2024-2025 reporting period.
32	The approval holder must: a) Exclude or redact **sensitive biodiversity** data from each **compliance report** and **shapefile** published on the **website** or otherwise provided to a member of the public.	Compliant	All sensitive biodiversity data was redacted prior to its publication on the Project website. The Department was notified of all exclusions and redactions, and all shapefiles were submitted accordingly.

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
	b) If sensitive **biodiversity data** is excluded or redacted from a version of a **compliance report** published or otherwise provided to a member of the public, submit the full **compliance report** to the **department** within 5 **business days** of its publication on the **website** and notify the **department** in writing what exclusions and redactions have been made in the version published on the **website** or otherwise provided to a member of the public. c) If **sensitive biodiversity data** is excluded or redacted from a version of a **shapefile** published or otherwise provided to a member of the public, submit the full shapefile to the **department** within 5 **business days** of its publication on the **website** and notify the **department** in writing what exclusions and redactions have been made in the version published on the **website** or otherwise provided to a member of the public.		
33	The approval holder must notify the department electronically, within 5 business days of each date of publication that the compliance report has been published on the website. In this notification, the approval holder must provide the department with the web address for where the compliance report and related shapefile are published on the website.	Compliant	• The Department was notified of the website publication of the 2025/2026 Annual Compliance Report within five business days; the ACR was published on 6 November 2025 and the department notification occurred the same day. This notification included the relevant web address • The Department will be notified within five business days of the publication of the 2025/2026 Annual Compliance Report and provided a relevant web address.
34	The approval holder must keep each compliance report and related shapefile published on the website from the first date which that compliance report must be published and until the expiry date of this approval.	Compliant	The 2024/2025 Annual Compliance Report is published on Project's website and will remain there until the expiry date of the EPBC Approval (31st December 2044). By 6 November 2026, this compliance report (2025/2026) will also be published on the Project's website and remain there until the expiry date of the EPBC Approval.

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
REPORTING NON-COMPLIANCE			
35	The approval holder must notify the **department** electronically, within 2 **business days** of becoming aware of any incident. The approval holder must specify in each notification: a) any condition or commitment made in a **plan** which has not been, or may have not been, complied with, b) a short description of the **incident**, and c) the location (if applicable, including co-ordinates), date and time of the **incident**.	Not Applicable	No incidents or non-compliance occurred during the reporting period 2025/2026.
36	The approval holder must provide to the **department** in writing, within 12 **business days** of becoming aware of an **incident**, the details of that **incident**. The approval holder must specify: a) all corrective measures and investigations which the approval holder has already taken in respect of the **incident**, b) the potential impacts of the **incident**, c) the method and timing of any corrective measures that the approval holder proposes to undertake to address the **incident**, and d) any variation of these conditions or revision of a **plan** that will be required to prevent recurrence of the **incident** and/or to address its consequences.	Not Applicable	No incidents or non-compliance occurred during the reporting period 2025/2026.
INDEPENDENT AUDIT			
37	The approval holder must ensure that an **independent audit** of compliance with the conditions is conducted for every **audit period**.	Not Applicable	The condition has not been triggered as independent audit is only required each subsequent three-year period following the commencement of the OMP. Independent audit for the Year 2 (2025/2026) reporting period is not required.

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
38	The approval holder must submit details of the proposed **independent auditor** and their qualifications to the **department** within 10 **business days** following the end of each **audit period**.	Not Applicable	The independent audit had not been conducted at the time of preparing this report.
39	The approval holder must ensure the scope of each **independent audit** is sufficient to determine the compliance status for each condition of approval, and each commitment made in each **plan**.	Not Applicable	The independent audit had not been conducted at the time of preparing this report.
40	The approval holder must ensure the criteria for each **independent audit** and the undertaking of each **independent audit** are consistent with the **Independent Audit and Audit Report Guidelines**.	Not Applicable	The independent audit had not been conducted at the time of preparing this report.
41	The approval holder must submit an **audit report** to the **department** for written agreement from the **department** within 3 months following the end of each **audit period**, or as otherwise directed by the **Minister** in writing.	Not Applicable	The independent audit had not been conducted at the time of preparing this report.
42	The approval holder must ensure each **audit report** is completed to the satisfaction of the **Minister** and is consistent with the **Independent Audit and Audit Report Guidelines.**	Not Applicable	The independent audit had not been conducted at the time of preparing this report.
43	The approval holder must publish each **audit report** on the **website**, in a format that is easily accessible and downloadable, within 10 **business days** of the date the **department** agrees to that **audit report** in writing.	Not Applicable	The independent audit had not been conducted at the time of preparing this report.

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Condition No.	Approval Condition	Compliance Status	Comments/ Evidence
44	The approval holder must notify the **department** within 5 **business days** of the date the **audit report** is published on the **website**. In this notification, the approval holder must provide the **department** with the web address for where the **audit report** is published on the **website**.	Not Applicable	The independent audit had not been conducted at the time of preparing this report.
45	The approval holder must keep each **audit report** published on the **website** from the first date which that **audit report** must be published and until the expiry date of this approval.	Not Applicable	The independent audit had not been conducted at the time of preparing this report.
46	Within 20 **business days** after the **completion of the Action**, and, in any event, at least 20 business days before this approval expires, the approval holder must notify the department electronically of the date of **completion of the Action** and provide **completion data**. The approval holder must submit any spatial data that comprises completion data as a shapefile.	Not Applicable	The Action has not been completed at the time of reporting.
47	The approval holder must notify the **department** electronically 60 **business days** prior to the expiry date of this approval, that the approval is due to expire.	Not Applicable	The approval had not lapsed at the time of reporting.

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New Environmental Risks

The approval holder maintains an environmental risk register in accordance with AS/NZS ISO 31000:2018: “Risk Management –Principles and Guidelines” The risk register is regularly reviewed and updated as appropriate with any new risks that have been identified. Over the course of the 2025/2026 reporting period, **no** new environmental risks have been identified. The approval holder will continue to monitor and manage environmental risk potential as the Project progresses.

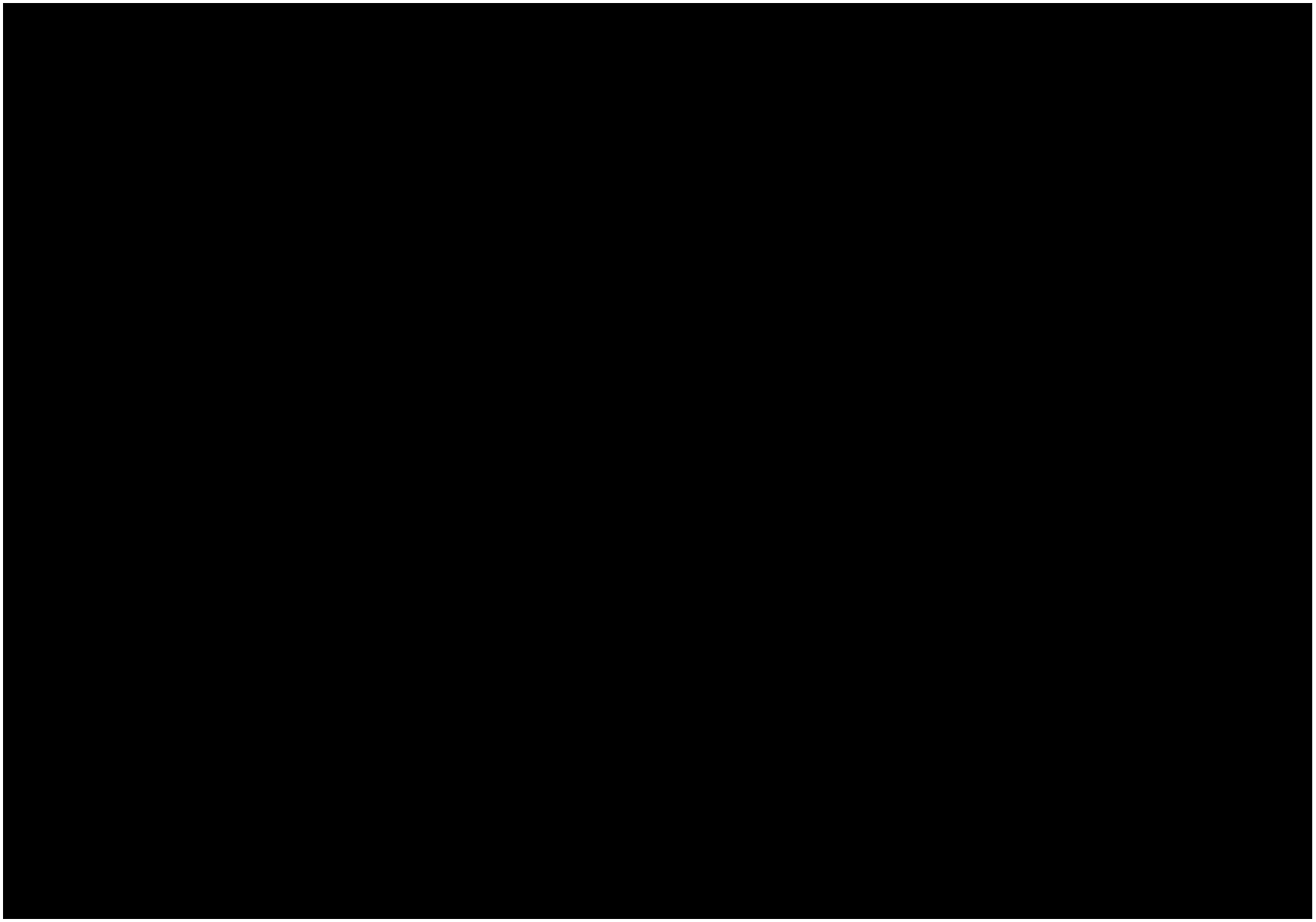
Appendices

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A. Location of Impacted Spiny Rice-flowers and Matted Flax-lily

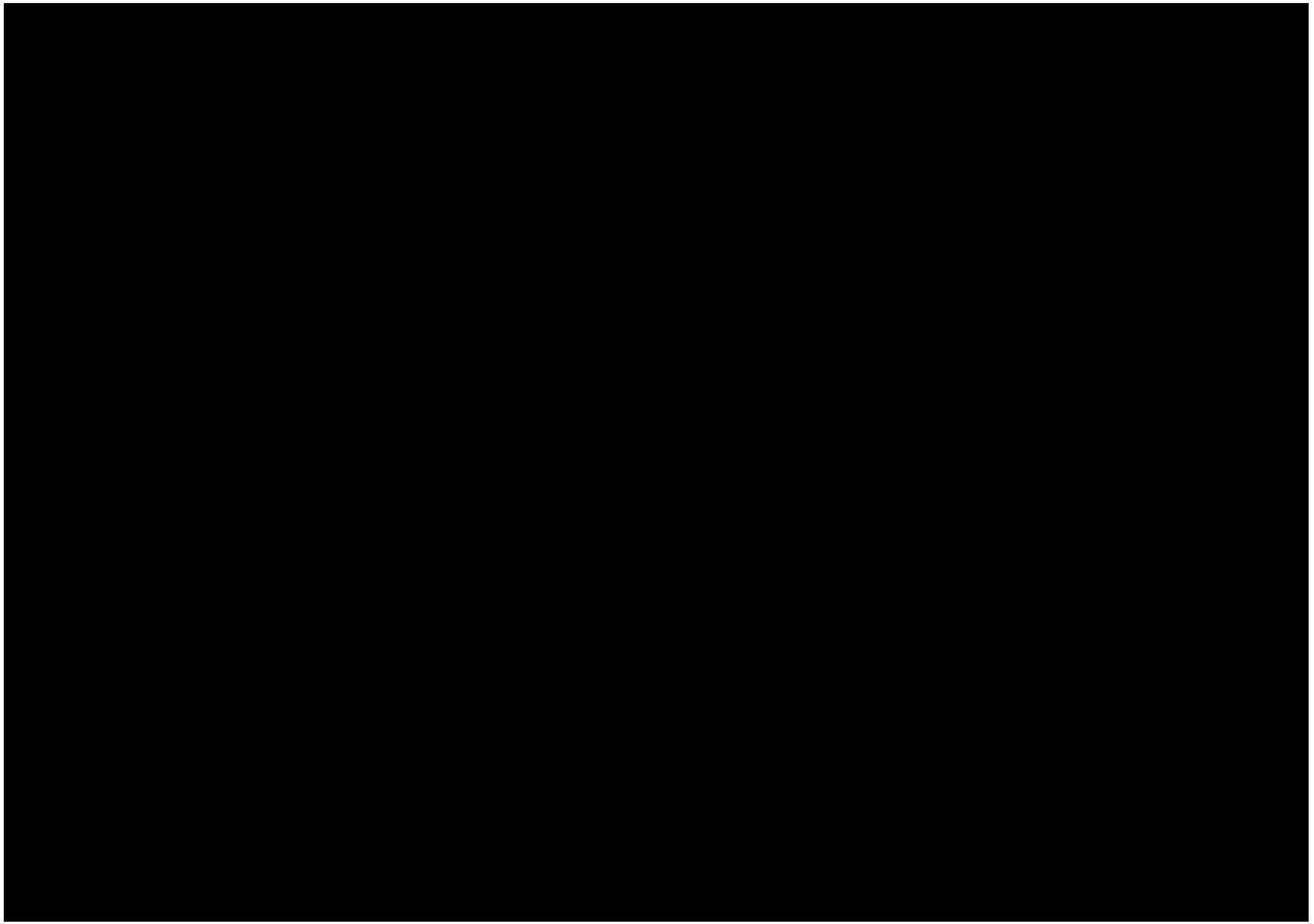
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B. Location of Impacted Striped Legless Lizard Habitat

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C. Native Vegetation and Threatened Species Management Plan Compliance

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Table 7 (Threatened Species Management Plan Compliance)

Management Action.	Performance Indicator(s)	Compliance Status	Comments/ Evidence
3.1	• All contractors/staff inducted to site • No damage to retained values	Compliant	Despite a limited site presence during the 2025-26 reporting period, all contractors and staff completed the required site inductions, including awareness of ecological values and environmental risks. No damage to retained ecological values was recorded during the reporting period.
3.2	• MTM biosites, Banchory Grove Grassland Nature Conservation Reserve protected and not damaged during construction works • Patches of Western (Basalt) Plains Grasslands (WPG) not in biosites protected and not damaged during construction works • Dams within the Calder Park Stabling Yard protected from damage during construction works • No incursions into No Go Zones without supervision by a qualified environmental advisor or ecologist	Compliant	During the 2025-26 reporting period, ongoing project works for defect rectification activities were confined to previously disturbed areas and did not impact retained ecological values. Therefore, no unauthorised incursions into No Go Zones occurred during the reporting period.
3.3	• No new incursions of CaLP Act listed weeds into MTM biosites, Banchory Grove Grassland Nature Conservation Reserve or other areas of retained native vegetation	Compliant	During the 2025-26 reporting period, periodic weed management was undertaken part of routine site maintenance. However, the Project did not undertake any activities that presented a material risk of weed introduction, such as the importation of bulk fill or extensive ground disturbance. Therefore, the Project did not result in new weed incursions to adjacent areas of retained native vegetation including MTM biosites and the Banchory Grove Reserve. .
3.4	• No downstream impacts from contamination of local waterways • No evidence of significant sediment deposition outside the works area	Compliant	During the 2025-26 reporting period, site activities were limited to minor defect rectification works within previously impacted areas. No activities were undertaken that presented a material risk of contamination of local waterways, sediment deposition

Management Action.	Performance Indicator(s)	Compliance Status	Comments/ Evidence
	• No evidence of significant run-off erosion		outside the works area, or run-off erosion. Consequently, no downstream contamination impacts, significant sediment deposition, or significant run-off erosion occurred during the reporting period.
3.5	• No external lighting used outside of hours of construction if possible • Minimal light spill into drainage lines, dams, MTM biosites and Banchory Grove Grassland Nature Conservation Reserve	Not applicable	No nightworks requiring artificial lighting were completed in the 2025-2026 reporting period.
3.6	• No change to surface water hydrology within area of retained native vegetation patches MTM biosites, Banchory Grove Grassland Nature Conservation Reserve or other areas of retained native vegetation	Compliant	Existing surface water hydrology and flood levels within retained native vegetation areas, including MTM biosites and the Banchory Grove Grassland Nature Conservation Reserve, have been maintained through the project design.
3.7	• Minimal dust settling in MTM biosites or Banchory Grove Grassland Nature Conservation Reserve	Not applicable	During the 2025-26 reporting period, no construction activities generated dust at levels likely to result in dust deposition within MTM biosites or the Banchory Grove Grassland Nature Conservation Reserve.
3.8	• No refuelling or chemical storage areas in close proximity to areas of retained native vegetation, threatened ecological communities or threatened species habitat • No spills affecting MTM biosites, Banchory Grove Grassland Nature Conservation Reserve	Compliant	During the 2025-26 reporting period, site activities were limited to minor defect rectification works within previously impacted areas. No refuelling or chemical storage occurred in close proximity to retained values, and no spills affecting MTM biosites or the Banchory Grove Grassland Nature Conservation Reserve occurred.
3.9	• No death or entrapment of wildlife as a direct result of a lack of mitigation	Not applicable	During the 2025-26 reporting period, no construction activities were undertaken which presented a risk of wildlife entrapment. No wildlife death or entrapment incidents resulting from a lack of mitigation measures occurred.

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