

30 September 2020 Version: 1.0

# Princes Highway East Duplication Project

Compliance Assessment Report No.7 July 2019 to July 2020 EPBC Approval No. 2010/5640

Prepared for

Department of Agriculture, Water and the Environment Environment Assessment & Compliance Division GPO Box 787, CANBERRA ACT 2601







# **Document information**

Criteria	Details
Document title:	Compliance Assessment Report No. 7, July 2019 to July 2020, EPBC Approval No. 2010/5640
Document owner:	MAJOR ROAD PROJECTS VICTORIA
Version:	1.0
Issue date:	30 September 2020

© Document copyright of Major Road Projects Victoria / VicRoads

This document is copyright. This document is published publicly for the purpose of compliance to the EPBC Act Permit requirement and is for general information only.

# **TABLE OF CONTENTS**

DOC	JMENT	INFORMATION	2
TERN	/IS, ABB	REVIATIONS AND DEFINITIONS	1
1	EXECU <sup>-</sup>	TIVE SUMMARY	5
2	INTRO	DUCTION!	5
2.1	Purpose	of This Document	5
2.2	Backgro	und	5
2.3	Environr	ment Effects Statement	5
2.4	EPBC Ac	t 1999 Requirements	6
	2.4.1	EPBC Approval	6
	2.4.2	Amendment to Project Area	6
	2.4.3	Change of Proponent	6
3	PROJEC	CT STATUS AND COMPLIANCE	ŝ
3.1	Construc	ction	5
3.2	Current	Project Activities	7
	3.2.1	Environmental Management	7
	3.2.2	Native Vegetation Clearing	8
	3.2.3	Management Plans	8
3.3	Project (	Compliance	8
4	PERFO	RMANCE AND COMPLIANCE (EPBC 2010/5640)	9
5	REFERE	ENCES	3
APPF	NDIX A	– PROJECT MAP	7

# Terms, abbreviations and definitions

**Table 1.0: list of Terms and Abbreviations** 

Term/Abbreviation	Definition
CAB	Construction activity boundary
DEPI	Department of Environment and Primary Industries (dissolved)
DELWP	Department of Environment, Land, Water and Planning (DELWP) (superseding)
DoEE	Department of the Environment and Energy (dissolved)
DAWE	Department of Agriculture, Water and the Environment (superseding)
DoTPLI	Department of Transport, Planning and Local Infrastructure (dissolved)
DEDJTR	Department of Economic Development, Jobs, Transport and Resources (superseding)
DSE	Department of Sustainability and Environment (dissolved)
	Department of Environment and Primary Industries (DEPI) (superseding), which is now also dissolved and now forms part of DELWP
DSEWPaC	Department of Sustainability, Environment, Water, Population and Communities, former Department of Energy and Environment (dissolved)
	Department of Environment (superseding), which is now also dissolved and now forms part of DAWE
EES	Environment Effects Statement
EPA	Environment Protection Authority
EPBC Act	Environment Protection and Biodiversity Conservation Act 1999
ha	hectare
GHD	GHD Australia, consultant to Major Road Projects Victoria
MTIA	Major Transport Infrastructure Authority
MRPV	Major Road Projects Victoria
MNES	Matters of National Environmental Significance

## 1 Executive Summary

The final approval to Referral No. 2010/5640 under the *Environment Protection and Biodiversity Conservation Act 1999* (EBPC Act) was given to VicRoads, now Major Road Projects Victoria (MRPV), on the 23 January 2013 for the construction of the Princes Highway East Duplication between Stammers Road, Traralgon East and Templetons Road, Kilmany Victoria.

Under Condition 14 of the decision notice, an annual compliance report is required to be published on Major Road Projects Victoria's website within three months of every twelve-month anniversary of the commencement of the action. The report must address compliance with each of the conditions of the approval, including implementation of any management plans as specified in the conditions.

This compliance report addresses the current status of the construction of the Princes Highway East Duplication Project (the Project) against the EPBC Act Approval No. 2010/5640 conditions. This is the seventh compliance report to be prepared for the Princes Highway East Duplication Project and relates to the period 2 July 2019 to 2 July 2020, or year seven of the action.

Major Road Projects Victoria has complied with all of the conditions referenced in the EPBC Act approval 2010/5640 for the annual reporting period. Five of the nineteen conditions have not been required to be implemented at this stage of the project and two conditions have been completed.

### 2 Introduction

#### 2.1 Purpose of This Document

This report details the Project's compliance with the conditions of Approval No. 2010/5640 under the EPBC Act 2014 in accordance with Condition No. 14 of the decision notice.

#### 2.2 Background

The Princes Highway East is the primary road link between Melbourne and Gippsland and serves a number of key industries. The highway within the project area follows a generally straight alignment over undulating terrain and has a relatively poor casualty crash record with a high percentage of heavy vehicles.

Major Road Projects Victoria developed a project to duplicate the Princes Highway East between Stammers Road, Traralgon East and Templetons Road, Kilmany to deliver significant improvements in road safety, capacity and efficiency. The length of the project subject to the EPBC conditions is approximately 31 kilometres long and has been broken into a number of sections.

Duplication of the highway between Traralgon East and Kilmany is part of the larger project to duplicate 43 kilometres of the Princes Highway between Traralgon and Sale. The larger project is jointly funded by the Federal and State Governments with \$140M allocated under the former Commonwealth Nation Building Program (2009-2014), now the Infrastructure Investment Program, and \$35M allocated by the State Government. An additional \$85M of Federal and State funds was allocated in the 2015/16 budget, brought the total project funding to \$260M. Stage 3 funding from State and Federal Government has been committed in July 2020 for an additional \$253M and will bring the completion of these works, which will result in the entire Princes Highway East between Traralgon and Sale being fully duplicated.

A project map is provided in Appendix A.

#### 2.3 Environment Effects Statement

The Project was subject to an Environment Effects Statement (EES) which led to the adoption of Amendment C65 to the Latrobe Planning Scheme and Amendment C76 to the Wellington Planning Scheme by the then Victorian Minister for Planning on 28 March 2013.

#### 2.4 EPBC Act 1999 Requirements

The Environment Protection and Biodiversity Conservation Act 1999 (EPBC Act) has several objectives including the protection of matters of national environmental significance (MNES) such as nationally threatened species and ecological communities and heritage places.

#### 2.4.1 EPBC Approval

Approval of the Commonwealth Minister for Sustainability, Environment, Water, Population and Communities is required under the EPBC Act if an 'action' will have or is likely to have a significant impact on a matter of national environmental significance. Due to potential impacts on protected native vegetation, the project was referred to the Department of Sustainability, Environment, Water, Population and Communities (DSEWPaC) on 3 September 2010.

A decision issued on 8 October 2010 determined that the proposal is a controlled action requiring assessment and approval under the EPBC Act. The relevant controlling provision under the Act is the Project's impact on listed threatened species and communities (Sections 18 and 18A). In particular:

- Removal of critically endangered Gippsland Red-gum (Eucalyptus tereticornis subsp. mediana) Grassy
   Woodland and Associated Native Grassland ecological community;
- Removal and modification of habitat for the endangered Matted Flax-lily (Dianella amoena); and
- Potential impacts on populations of Dwarf Galaxias Galaxiella pusilla and Growling Grass Frog Litoria raniformis.

The proposal was subsequently approved by DSEWPaC as a controlled action on 23 January 2013 following the completion of the EES.

#### 2.4.2 Amendment to Project Area

On 17 June 2016, VicRoads was granted approval by the Department of Environment to vary Condition 2 and Definition i) of EPBC Approval 2010/5640 under section 143 (1)(c) of the *Environment Protection and Biodiversity Conservation Act* 1999 to modify the Princes Highway duplication alignment to incorporate the future Traralgon Bypass Interchange at Kenyons Lane. As a result of this approval, Condition 2 must now be undertaken in accordance with the varied condition specified in the variation notification attached to the approval letter.

#### 2.4.3 Change of Proponent

On the 1 January 2019, the Major Transport Infrastructure Authority (MTIA) was formed to deliver the transport infrastructure program for Victoria, meaning there will no longer be stand-alone authorities for individual projects but rather project teams that fall under MTIA. Major Road Projects Authority now operates as Major Road Projects Victoria and continues to monitor and deliver the Princes Highway East Duplication between Traralgon and Sale. The responsibility (Proponent) for the compliance and reporting for this EPBC Approval No. 2010/5640 has been transferred from VicRoads to MRPV.

# 3 Project Status and Compliance

#### 3.1 Construction

The action commenced on 2 July 2013 with fencing and initial clearing works on the Stammers Road to Minniedale Road section of the Project.

Construction of the Stammers Road to Minniedale Road and Nambrok Road sections was completed prior to Easter 2015. Works on the Flynn to Rosedale section were completed in November 2016. Works on the Minniedale Road to east of Sheepwash Creek Road and Nambrok Road to Maffra-Rosedale Road sections commenced in late 2016 and early 2017 respectively with construction for both sections completed in December 2018. The relocation of Gippsland Water's sewer on the Flynn section commenced in November 2017 and was completed in May 2018. Preconstruction activities have recommenced for the final stage of the Project now funding has been committed, some early protection works over APA

assets has been completed and procurement strategies, design and specification work well under way. A snapshot of the progress of works as at July 2020 is provided in the table below (Table 2.0).

Table 2.0 Progress of Works by Section

	Construction Start	Percentage Complete	Construction End
Traralgon 2 – Stammers Road to Minniedale Road (1.7km)	July 2013	100	February 2015
Flynn to Rosedale (8.1km)	March 2014	100	November 2016
Nambrok 1 – Nambrok Road (2.6km)	December 2013	100	April 2015
Traralgon East 3 – Minniedale Road to east of Sheepwash Creek Road (3.9km)	December 2016	100	December 2018
Nambrok 2 – Nambrok Road to Maffra- Rosedale Road (3.4km)	February 2017	100	December 2018
Flynn – East of Sheepwash Creek Road to Flynn (4km)	Mid 2021	Currently in procurement phase	Mid to Late 2023
Kilmany – Settlement Road to Templetons Road (8.1km)	Mid to late 2021	Currently in procurement phase	Mid 2024

#### **3.2** Current Project Activities

#### 3.2.1 Environmental Management

The EES sets out the Environmental Management Framework which has been adopted for the project. A Project Environmental Protection Strategy (PEPS) has been developed to manage the environmental actions, mitigation measures and commitments for the Project.

As per Stages 1 and 2 works, Contractor Environmental Management Plans and procedures will be developed for the final two sections of the duplication to be constructed. These plans have been developed in conjunction with the relevant Municipal Council(s), DELWP and Major Road Projects Victoria and endorsed by the Secretary of the Department of Transport in accordance with the conditions of the planning approvals for the Project.

#### 3.2.2 Native Vegetation Removal

A construction activity boundary (CAB) was developed during the EES to mark the boundary between the allowable area of construction impact and no-go zones established to protect matters of national environmental significance (MNES). Any impacts of design modifications on the extent of clearing are considered during the detailed design stage for each section. Modifications to the CAB that cannot be avoided and result in increased vegetation losses are restricted to areas of low conservation significance wherever possible or offset with gains in other areas.

Any CAB changes affecting the extent of clearing are referred to Major Road Projects Victoria consultant, GHD for recalculation of clearing areas prior to endorsement by the Victorian Department of Environment, Land, Water and Planning (DELWP). GHD is tracking changes to the extent of clearing using a spreadsheet adapted from Table 36 of the Biodiversity and Habitat Assessment Report (December 2011) included in Appendix H of the EES. Adjustments to the project net gain target are made by comparing the CAB from detailed design plans with the original EES CAB using GIS software.

The Contract Specification for each section requires Contractors to avoid and minimise impacts on native vegetation. Major Road Projects Victoria has worked with each Contractor to identify and protect additional areas of native vegetation within the CAB where possible. This has resulted in a number of additional small areas of vegetation being marked as no-go zones. Potential adjustments to the actual extent of clearing will be made following post construction reviews with DELWP. The same process is expected to be followed for Stage 3 of the works.

#### 3.2.3 Management Plans

Five management plans have been developed and implemented for the project:

- Offset Management Plan Bengworden;
- Offset Management Plan Princes Highway, Sheepwash Creek to Flynn;
- Species Management Plan Matted Flax-lily;
- Species Management Plan Growling Grass Frog; and
- Species Management Plan Dwarf Galaxias.

These plans have been endorsed by DELWP and either approved by or provided to the DSEWPaC for information as required for each plan.

Vegetation offset management actions are in progress at Major Road Projects Victoria's Bengworden property and on the Princes Highway roadside offset site between Sheepwash Creek and Flynn's Creek Road in accordance with the Offset Management Plans.

Pre-construction surveys will be conducted before the commencement of the Stage 3 works as per the above-mentioned management plans. Erosion and sediment controls and CAB fencing demarcating no-go zones will be established for Stage 3 construction in accordance with the management plan.

#### 3.3 Project Compliance

Major Road Projects Victoria has complied with all of the conditions referenced in the EPBC Act approval 2010/5640 for the annual reporting period. Details of compliance against each of the nineteen conditions of the approval are provided in Section 4.0 below.

# 4 Performance and compliance (EPBC 2010/5640)

Table 3.0 EPBC Act Approval Notice 2010/5640 compliance results.

Condition	Subject	Conditions	Actions	Compliance Status	Comments / Evidence
1	Project area and preferred alignment	Project activities must be limited to the 'Project Area' as illustrated in Appendix 1 of EPBC Act Approval Notice 2010/5640.	Confine project activities to the Project Area.	Compliant	Work limits, known as the Construction Activity Boundary (CAB), were defined during the EES and are within, or match the Project Area. The CAB is specified in Major Road Projects Victoria Contracts for each section and procedures for avoiding disturbance outside the CAB are included in Contractors' Environmental Management Plans.  CAB fencing is maintained during works on each section.
2	Project area and preferred alignment	The proponent must undertake the action in accordance with the proposed preferred alignment as described and illustrated in Section 5 and Appendix A, Mapbook A of the EES.	Ensure alignments for each section are based on preferred alignment.	Compliant	Detailed design drawings for all sections are based on electronic shape files for the preferred alignment developed by GHD during the EES.  The preferred alignment at Traralgon East Stage 3 - Sheepwash Creek Section was modified to accommodate the future Traralgon Bypass interchange. This changed impacted on a small area outside the Project area. This variation was approved by the DOEE Post Approvals Section on 17 June 2016.  Design development will be occurring during the 20/21 reporting period for Stage 3 works.

Condition	Subject	Conditions	Actions	Compliance Status	Comments / Evidence
3	Project commitments	The proponent must ensure that project activities do not impact on more than 9.03 hectares of the critically endangered ecological community 'Gippsland Red Gum (Eucalyptus tereticornis subsp. Mediana) Grassy Woodland and Associated Native Grassland'.	Management of vegetation losses during construction to ensure project does not impact on more than 9.03 hectares of Gippsland Red Gum Grassy Woodland.	Compliant	Calculation and review of actual vegetation losses have been completed by GHD based on detailed designs for all sections under construction. Review of CAB impacts of detailed designs for Flynn and Kilmany has also recently been completed.  There is no overall change when compared to the last reporting period indicating the current extent of removal of the ecological community is 8.8 ha.  MRPV is currently in the process of updating our tracking of vegetation losses based on previously completed sections and reference designs for Stage 3 of the Project.
4	Project commitments	The proponent must ensure that project activities do not impact on more than four endangered Matted Flax-lily ( <i>Dianella amoena</i> ).	Avoid impacting Matted Flax-lily plants.	Compliant	The requirements of the Matted Flax-lily Species Management Plan will be incorporated into the contract specification for the Stage 3 works at Flynn. A pre- construction survey for Matted Flax-lily will be conducted before commencement of construction as required under this plan
5	Project commitments	The proponent must translocate the impacted Matted Flax-lily identified in Condition 4, in accordance with the Matted Flax-lily translocation plan.	Translocate any Matted Flax-lily plants prior to disturbance.	Compliant	Due to the ultimate design of the Sheepwash Creek Section, translocation has not been required to-date.
6	Project commitments	Proposed activities must not impact on any matter of national environmental significance (MNES) other than those identified in conditions 3 and 4 above. If at any time, the proponent becomes aware of	Prevent impact on MNES.	Compliant	Contract Specifications require Contractors to stop work immediately and notify Major Road Projects Victoria of any MNES discovered during the course of the works.

Condition	Subject	Conditions	Actions	Compliance Status	Comments / Evidence
		a potential impact to MNES not identified above, activities in the affected area must stop immediately and the department must be notified in writing within 48 hours. The department may direct the proponent to prepare a species specific management plan that, at a minimum, quantifies the impact, specifies mitigation and avoidance measures as well as propose offsets to compensate for the impact. Work in that area cannot recommence until directed in writing by the department.			Contractor EMPs checked to verify they contain procedures to stop work immediately if MNES identified.  No additional MNES identified to date.
7	Project commitments	To protect populations of Dwarf Galaxias (Galaxiella pusilla) the proponent must ensure that pier installation and any earthworks surrounding Flynns Creek and Blind Joes Creek and the Sheepwash Creek realignment are undertaken in low or no flow conditions, outside of the breeding/dispersal period for the species (August – September inclusive).	Earthworks and piling associated with bridge construction at Flynns Creek, Blind Joes Creek and Sheepwash Creek not permitted between August and September.	Compliant	All works surrounding Flynns Creek, Blind Joes Creek and Sheepwash Creek were performed in low or no flow conditions, outside breeding/ dispersal period for the Dwarf Galaxias, which was incorporated into the Contract Specifications.  The two structures constructed over Traralgon East Stage 3 - Sheepwash Creek Section have been designed as single span bridges to minimise the need to carry out works within the waterway. The contract specification for the Sheepwash Creek section restricted the contractor from working in the Sheepwash Creek waterway during the period August to September in any calendar year. Bridge works over these waterways are now completed.
8	Project commitments	The proponent must revegetate Sheepwash Creek to replace and rehabilitate all Dwarf Galaxias habitat removed as a result of the proposed action. Rehabilitation must be to a condition that	Revegetate Sheepwash Creek to replace and rehabilitate all Dwarf	Compliant	As noted for Condition 2 above, the alignment of the eastbound carriageway was modified in the vicinity of Sheepwash Creek to accommodate the future Traralgon Bypass interchange. Consequently, the new creek crossing is now located approximately 140m north (downstream)

Condition	Subject	Conditions	Actions	Compliance Status	Comments / Evidence
		is equal to or greater than the condition of vegetation prior to the commencement of activities (as determined by a suitably qualified ecologist). Revegetation must be undertaken immediately following the completion of all activities in Sheepwash Creek.	Galaxias habitat removed.		of the location proposed by the preferred alignment in the EES.  The modified eastbound alignment and location of the new bridge has been designed to avoid the need to realign Sheepwash Creek. However, hydraulic modelling for the duplication and the future Traralgon Bypass indicate that realignment of Sheepwash Creek will be required when the Traralgon Bypass is constructed.  Due to the design of both bridges over Sheepwash Creek, single span, the Contractor was able to conduct the works without entering or disturbing any vegetation along Sheepwash Creek. Even though realignment of Sheepwash was not required for these works. Landscaping along Sheepwash Creek has now been completed as well as the 12 months maintenance period agreed with the contractor conducting the works (DECMIL)
9	Project commitments	To prevent unacceptable impacts to the Growling Grass Frog, (Litoria raniformis) the proponent must implement a Growling Grass Frog Management Plan developed in consultation with a suitably qualified ecologist. At a minimum, this plan must quantify impacts and include mitigation and management measures (i.e. translocation and handling protocols). This plan must be implemented prior to the commencement of construction.	Growling Grass Frog Species Management Plan implemented for each section.	Compliant	No actions for this reporting period.

Condition	Subject	Conditions	Actions	Compliance Status	Comments / Evidence
10	Offsets	The proponent must prepare an offset management plan for the 'Bengworden' property that includes commitments to offset the impacts to the critically endangered ecological community Gippsland Red Gum (Eucalyptus tereticornis subsp. mediana) Grassy Woodland and Associated Native Grassland with 47.8 hectares of land. The offset management plan must also quantify the anticipated increase in the extent of the ecological community as a result of management actions. The offset management plan must be approved by the department prior to commencement of the action. The approved plan must be implemented.	Offset Management Plan for Bengworden property prepared, approved by the Department and implemented.	Compliant	Offset Management Plan for Bengworden property finalised in April 2011 and approved by DSEWPaC on 25 March 2013.
11	Offsets	The proponent must prepare a roadside vegetation offset management plan for the Princes Highway between Sheepwash Creek and Flynn. This plan must be approved by the department prior to commencement of the action. The approved plan must be implemented. At a minimum, the roadside vegetation offset management plan must:  a. Include commitments for offsetting the impact to the critically endangered ecological	Offset Management Plan for Princes Highway between Sheepwash Creek and Flynn prepared, approved by the Department and implemented.	Compliant	Final version of the Offset Management Plan for Princes Highway East, Sheepwash Creek to Flynn approved by DSEWPaC on 28 October 2013.  Implementation of the Offset Management Plan actions are in progress. Currently in 'Year 7' of the action table. Annual report to DELWP was submitted in September 2020.

Condition	Subject	Conditions	Actions	Compliance Status	Comments / Evidence
12	Offsets	Within 30 calendar days after the commencement of the action, the proponent must advise the department in writing of the actual date of commencement.	Notification was sent to the Department on 10 October 2013 advising that the activity commenced on 2 July 2013.	Compliant	Completed.
13	Offsets	The proponent must maintain accurate records substantiating all activities associated with or relevant to the conditions of approval, including measures taken to implement management plans and make them available upon request to the department. Such records may be subject to audit by the department or an independent auditor in accordance with section 458 of the EPBC Act or used to verify compliance with the conditions of approval. Summaries of audits will be posted on the department's website. The results of audits may also be publicised through the general media.	Records of the implementation of management plans/programs are being maintained and are available for auditing purposes.	Compliant	Two offset management plans have been implemented for Flynn Offset Site and Bengworden Offset Site.  The measures taken to implement the management plans for the 2019/2020 period include:  Flynn Offset Site  • removal of the remaining 5 large exotic Radiata Pines Pinus radiata within zones one and two a  • continual improvement works to fencing, gates and access points to prevent motorbike and vehicle access to the site for firewood collection and recreational use.  • continued maintenance on all weed species requiring control on site.  • visual site inspections and some data collection.  Bengworden Offset Site  • Weed control, including spraying and targeted removal/ slashing of woody invasive species.  • Weed control, spraying of invasive grasses including African love grass.  • Constructing kangaroo exclusion fencing.  • Revegetation.  • Visual site inspections and some data collection.

Condition	Subject	Conditions	Actions	Compliance Status	Comments / Evidence
14	Offsets	Within three months of every 12 month anniversary of the commencement of the action, the proponent must publish a report on their website addressing compliance with each of the conditions of this approval, including implementation of any management plans as specified in the conditions. Documentary evidence providing proof of the date of publication and non-compliance with any of the conditions of this approval must be provided to the department at the same time as the compliance report is published.	The annual compliance report shall be published on the Major Road Projects Victoria's web site by 30 September each year.	Compliant	Letter stating date of publication sent to the Department prior to 2 October 2020 deadline.
15	Offsets	Upon the direction of the Minister, the proponent must ensure that an independent audit of compliance with the conditions of approval is conducted and a report submitted to the Minister. The independent auditor must be approved by the Minister prior to the commencement of the audit. Audit criteria must be agreed to by the Minister and the audit report must address the criteria to the satisfaction of the Minister.	Upon the direction of the Minister, Major Road Projects Victoria shall submit the supportive evidence and a report for an independent audit of compliance for this condition.	Compliant	The Office of Compliance in the Department of Environment and Energy conducted a site visit of the project area and reviewed compliance on the conditions of the EPBC 2010/5640 approval on 24 January 2019. For the purpose of the site visit, officers of the Department did not identify any non-compliance with these EPBC Act approval conditions.
16	Offsets	If the proponent wishes to carry out any activity otherwise than in accordance with management plans as specified in the conditions, the proponent must submit to the department for the Minister's written approval, a revised version of that	No action to date.	Compliant	The DELWP Native Vegetation Regulation team advised MRPV that the Flynn Princes Highway Offset Management Plan (OMP) will need to be amended to conform with changes to DELWP's management plan standards under Section 69 of the <i>Conservation Forests and Lands Act</i> 1987. DOEE have reviewed and endorsed the revised

Condition	Subject	Conditions	Actions	Compliance Status	Comments / Evidence
		management plan. The varied activity shall not commence until the Minister has approved the varied management plan in writing. The Minister will not approve a varied management plan unless the revised management plan would result in an equivalent or improved environmental outcome over time. If the Minister approves the revised management plan, that management plan must be implemented in place of the management plan originally approved.			Offset Management Plan in a letter dated 29 April 2019.  DELWP have indicated they will review the revised Offset Management Plan in conjunction with the registration of the Offset Site.
17	Offsets	If the Minister believes that it is necessary or convenient for the better protection of listed threatened species and ecological communities, the Minister may request that the proponent make specified revisions to a management plan specified in the conditions and submit the revised management plan for the Minister's written approval. The proponent must comply with any such request. The revised approved management plan must be implemented. Unless the Minister has approved the revised management plan then the proponent must continue to implement the management plan originally approved, as specified in the conditions.	Major Road Projects Victoria to comply with any request made by the Minister.	Not applicable	Requirements not triggered.
18	Offsets	Unless otherwise agreed to in writing by the Minister, the proponent must provide a	No requests to date.	Not applicable	Requirements not triggered.

Condition	Subject	Conditions	Actions	Compliance Status	Comments / Evidence
		copy of each approved management plan referred to in these conditions of approval to members of the public upon request. Copies must be provided within a reasonable time to the request.			
19	Offsets	If, at any time after 10 years from the date of this approval, the proponent has not substantially commenced the action, then the person taking the action must not substantially commence the action without the written agreement of the Minister.	Major Road Projects Victoria to ensure construction commences within 5 years of the approval.	Compliant	Completed.

## **5** References

DEWHA (2010) Gippsland Red Gum Grassy Woodland and Associated Native Grassland - A nationally threatened ecological community Environment Protection and Biodiversity Conservation Act 1999 Policy Statement 3.22. Department of the Environment, Water, Heritage and the Arts, Commonwealth of Australia

Ecology Partners (April 2011), <u>Flora and Fauna Assessment, Net Gain Analysis and Offset Management Plan – 475 Boundary Road, Bengworden Victoria</u>, Ecology and Heritage Partners 292 Mt Alexander Road Ascot Vale VIC 3032

Ecology and Heritage Partners (January 2013), <u>Management (and Translocation) Plan for Matted Flax-lily Dianella amoena, Princes Highway Duplication Project, Transloon East to Kilmany Victoria</u>, Ecology and Heritage Partners 292 Mt Alexander Road Ascot Vale VIC 3032

Ecology and Heritage Partners (April 2013), <u>Roadside Vegetation Offset Management Plan Princes</u>
<u>Highway – Sheepwash Creek to Flynn</u>, Ecology and Heritage Partners 292 Mt Alexander Road Ascot Vale VIC 3032

GHD (August 2016), <u>Traralgon East to Kilmany Duplication Project – Growling Grass Frog Management</u> Plan, GHD House 239 Adelaide Terrace Perth WA 6004

McGuckin J. (April 2013), <u>Conservation Management Plan for the Dwarf Galaxias (Galaxiella pusilla)</u>
<u>Princes Highway Duplication, Traralgon East to Kilmany</u>, Streamline Research Eltham North VIC 3095

VicRoads and GHD (January 2012), <u>Princes Highway Duplication Traralgon East to Kilmany – Environment Effects Statement and Draft Planning Scheme Amendment</u>, VicRoads 60 Denmark Street Kew VIC 3101

# **Appendix A – Project Map**

Princes Highway East Duplication - Traralgon to Sale

