

Monday 18 February, 2013

A/Director
Major Infrastructure Assessments
NSW Department of Planning and Infrastructure
23-33 Bridge Street
SYDNEY NSW 2000
Attention: Felicity Greenway

Re: Outcome of Compliance Review – November 2012

A review of the compliance status of the NCIG Coal Export Terminal operational activities was initiated by environmental consultants MJM Environmental Pty Ltd in November 2012. This review focussed on the compliance of both the completion of Stage 2AA construction, Stage 2F construction, Stage 1 operational activities and commencement of Stage 2AA operations of the NCIG Project against Project Approval 06_0009 and meets the requirements of Condition 5.1c), as outlined below.

- 5.1 The Proponent shall develop and implement a **Compliance Tracking Program** to track compliance with the requirements of this approval. The Program shall include, but not necessarily limited to:
- c) a program for independent environmental auditing at least annually, or as otherwise agreed by the Director-General, in accordance with *ISO 19011:2002 – Guidelines for Quality and/ or Environmental Management Systems Auditing*;

The outcome of the MJM Environmental audit of the NCIG compliance status is as follows:

Subject to the recommended actions, NCIG was generally in compliance with the relevant conditions of Project Approval 06_0009.

On this basis, NCIG continued operations of Stage 1 and 2AA and construction of Stage 2AA and 2F of the NCIG Coal Export Terminal in accordance with the approved management plans, licences and permits.

Yours faithfully,



Nathan Juchau
Environment and Security Manager