



Calder Park Train Stabling Yard & Light Service Facility, Plumpton, Victoria

Annual EPBC Act Approval Compliance Report

Reporting period: 11 September 2023 – 10 September 2024

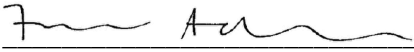
Date of report:

Approval number	2012/6439
Approval holder	Department of Transport
ABN	69 981 208 782
Approved action	To construct and operate a train stabling and light service facility at Plumpton in Victoria. [See EPBC Act referral 2012/6439 dated 27 September 2013]

DECLARATION OF ACCURACY

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.

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.

Signed: 
Full Name: FIONA ADAMSON
Position: HEAD, TRANSPORT FOR VICTORIA
Organisation: DEPARTMENT OF TRANSPORT (ABN 69 981 208 782)
Date: 11 November 2024

Date of Report: 08 August 2024

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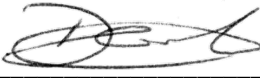
Version: 1.0

DOCUMENT VERSION CONTROL

Document Preparation and Control	Document Review
Caitlin Golder – Environment and Sustainability Manager, RTS	Natalie Bond – General Manager Metro Passenger Fleet Tony Cricchiola – Acting Associate Director – RSIC Department of Transport

Declaration

I declare that all the information and documentation supporting this compliance report is true and correct in every particular.

Signed: 

Full Name: DAVID COOPER

Position: ACTING PROJECT CO REPRESENTATIVE

Organisation: EVOLUTION RAIL

Date: 15 OCT 2024

Document Version	Date
1.0	08-08-24

Document Version History			
Version No.	Date	Document Status	Brief Description of Change(s) from Previous Version
Downer-V1	08/08/2024	Draft	First Downer draft following reporting period closure
1.0		Final	Final consolidated report for publication

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1 PURPOSE OF REPORT

The purpose of this document is to demonstrate that there has been compliance with the conditions of the EPBC approval for the Project (EPBC 2012/6439) and to satisfy Condition 6 of that approval, which states:

Within three months of every 12 month anniversary of the commencement of the action, the person taking the action 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. Unless otherwise specified in writing by the Minister, this condition is specifically limited to the first 6 years post commencement of the construction activities.

The action commenced on 11 September 2019.

2 DESCRIPTION OF ACTIVITIES

Overview of Project

The Department of Transport (DOT) and Major Transport Infrastructure Authority (MTIA) on behalf of the State of Victoria are developing stabling yards and light service facility (LSF) in Plumpton, Victoria to support the delivery of new rollingstock under the new High Capacity Metro Trains (HCMT) Project.

DOT selected Evolution Rail in 2016 to deliver the High Capacity Metro Trains Project (HCMT), which is being delivered as an availability based public-private partnership.

MTIA selected Rail Infrastructure Alliance (RIA) in 2019 to deliver infrastructure upgrades to the stabling yard and mainline, which is being delivered as an alliance project.

RIA (the Rail Contractor) is delivering new train stabling facilities and connection works from the existing rail corridor to the light services facility as part of the required works for the Project. This includes:

- Civil infrastructure works associated with local drainage, lineside security fencing, walkways, utility services, fire hydrants, stabling train gates, maintenance and access roads, train cleaning facilities and noise mitigation.
- Construction of a substation to power the facility
- Track work construction:
 - New up end run-off track;
 - Two new holding tracks for mainline turnouts;
 - Standing room on holding roads;
 - New LSF connection track (presentation track);
 - Three new stabling roads to accommodate three High Capacity Metro Train (HCMT) in each siding (nine in total) and connection of each new stabling road to the run-off track;
 - End of track protection equipment;
 - Install new sleepers and fixings (where required); and,
 - Tamper tracks and replace ballast for the extent of any modified or added track affected by the sidings' modifications.

Downer EDI Works Pty Ltd (Downer) (the LSF contractor), as a subcontractor to Evolution Rail, are delivering the LSF at Plumpton, which includes a light maintenance facility, administration buildings, a presentation road and graffiti removal facility for 65 new High Capacity Metro Trains (HCMTs). This includes:

- Light Service Facility (LSF)
 - Train maintenance facility
 - Associated civil works

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- Office / administration and amenities areas
- Stores area
- Site wide service and fencing
- Entry track and holding track
- Graffiti removal area (including track)
- Presentation track (including platform)
- Installation of overhead line equipment (OHLE) infrastructure
- Yard management infrastructure (including signalling and train movement interface systems)
- Road access and drivers' walkways (including internal roads and paths)
- Car parking
- Civil Infrastructure
 - Internal roadways, loading/ unloading areas, car parking and pedestrian walkways
 - Ancillary services such as water, electricity, sewerage, gas, communications

Works undertaken during Current Reporting Period

Construction works at the LSF site (Downer) recommenced mid-January 2024 the following works have occurred during this reporting period:

- Establishment of the site compound.
- Site clearance and preparation.
- Installation of erosion and sediment controls.
- Construction of access tracks.
- Annual Growling Grass Frog surveys.
- Bulk earthworks
- Excess spoil removal offsite

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3 APPROVAL CONDITIONS COMPLIANCE TABLE

Condition No.	Approval Condition	Is the project compliant with this condition?	Comments and Supporting Documentation
1	Construction activities must not occur outside of the study area as illustrated in <u>Appendix A</u> .	Compliant	Written confirmation of commencement was provided by Ross Brookshaw, Downer to the Commonwealth Department of the Environment and Energy on 13 September 2019 - 2 days after the commencement of the action (see Attachment 1).
2	Prior to the commencement of construction activities , the person taking the action must submit a Growling Grass Frog Conservation Management Plan (CMP) for the Minister's approval. Prior to its submission, the CMP must be peer reviewed by a Growling Grass Frog expert and once approved must be implemented. At a minimum, the CMP must include:	Compliant	19 May 2022 DAWE Assistant Secretary approved the updated Growling Grass Frog Conservation Management Plan, stating it meets the requirements of condition 2. (see Attachment 2) The Growling Grass Frog Conservation Management Plan summarises the Independent Review within Appendix B. (See Attachment 3)
2(a)	At a minimum, the CMP must include: <ul style="list-style-type: none"> Commitments that decommissioning of dams within the study area, will occur outside the Growling Grass Frog breeding season (i.e. decommissioning activities must not occur between September and March inclusive); 	Not Applicable	LSF Contractor: Not relevant to the construction of the LSF as no decommissioning of dams will be required (Figure 1-1 of Attachment 3).
2(b)	At a minimum, the CMP must include: <ul style="list-style-type: none"> Details of sedimentation and erosion control measures to be implemented at all stages of the proposed action, to prevent debris and 	Compliant	LSF Contractor: Applicable to construction/operations of LSF, refer to section 4.2.2.1 of the Growling Grass Frog Conservation Management Plan for an outline of onsite ERSED controls (See Attachment 3).

Condition No.	Approval Condition	Is the project compliant with this condition?	Comments and Supporting Documentation
	sedimentation entering nearby waterways and drainage lines;		
2(c)	At a minimum, the CMP must include: <ul style="list-style-type: none"> • Details of how hygiene measures to prevent the introduction of Chytrid fungus, will be implemented in accordance with the Hygiene protocol for control of diseases in frogs (DECC NSW, 2008); 	Compliant	LSF Contractor: Applicable to construction/operations of LSF, refer to section 4.2.2.2 of the Growling Grass Frog Conservation Management Plan (See Attachment 3). All plant and equipment will under hygiene requirements prior to access to site. As per section 4.2.2.2 when works are undertaken within a waterbody the additional hygiene protocols regarding additional cleaning of plant and equipment will apply.
2(d)	At a minimum, the CMP must include: <ul style="list-style-type: none"> • Details, including timing, materials and methods required for the installation of fencing to prevent Growling Grass Frogs from entering the construction site; 	Compliant	LSF Contractor: Applicable to construction of LSF, refer to section 4.2.1.3 of the Growling Grass Frog Conservation Management Plan (See Attachment 3). Also, see photos below of frog fence installed onsite.



Condition No.	Approval Condition	Is the project compliant with this condition?	Comments and Supporting Documentation
			
2(e)	<p>At a minimum, the CMP must include:</p> <ul style="list-style-type: none"> A specific chapter that includes commitments to compensate for the unavoidable impact to the Growling Grass Frog by creating habitat, including wetlands, in accordance with current scientific literature. 	Not Applicable	<p>LSF Contractor: Not applicable to the construction of the LSF as unavoidable significant impact to Growling Grass Frog is not expected due to the following reasons:</p>

Condition No.	Approval Condition	Is the project compliant with this condition?	Comments and Supporting Documentation
			<ul style="list-style-type: none"> ▪ no decommissioning of dams where frogs were previously recorded would be required ▪ impacts on Growling grass Frog habitat will be restricted to degraded terrestrial habitat; not any potential dispersal, refuge or foraging habit (i.e. the identified tributaries, dams or wetlands mapped in Figure 1-1 of attachment 3) ▪ no growling grass frogs have been encountered in targeted and general surveys conducted after 2010; however, species may still disperse into Project site from tributaries connected to Jacksons and Taylors Creeks
2(e)(i)	<p>This chapter must also include:</p> <ul style="list-style-type: none"> • specific details including maps and diagrams of the construction, operation and maintenance of the proposed translocation area; 	Not Applicable	See 2(e) response above.
2(e)(ii)	<p>This chapter must also include:</p> <ul style="list-style-type: none"> • diagrams that show the boundaries of the proposed translocation area, particularly in relation to the proposed stabling yards; 	Not Applicable	See 2(e) response above.
2(e)(iii)	<p>This chapter must also include:</p> <ul style="list-style-type: none"> • commitments that the proposed translocation area will be completed prior to the removal of Dam 2 (as illustrated in Appendix A); 	Not Applicable	See 2(e) response above.
2(e)(iv)	<p>This chapter must also include:</p> <ul style="list-style-type: none"> ▪ evidence the proposed translocation area will be protected in perpetuity within 12 months of its creation; 	Not Applicable	See 2(e) response above.

Condition No.	Approval Condition	Is the project compliant with this condition?	Comments and Supporting Documentation
2(e)(v)	This chapter must also include: <ul style="list-style-type: none"> details of ongoing management and maintenance of the proposed translocation area, including timeframes, activities, funding arrangements and responsibilities; 	Not Applicable	See 2(e) response above.
2(e)(vi)	This chapter must also include: <ul style="list-style-type: none"> details of a monitoring and reporting program to document the success of the proposed translocation area in supporting Growling Grass Frog populations; 	Not Applicable	See 2(e) response above.
2(e)(vii)	This chapter must also include: <ul style="list-style-type: none"> commitments that three years after the construction of the proposed translocation area, the person taking the action will engage a Growling Grass Frog expert to review and report on the success of the proposed translocation area. This report must be provided to the department on request. 	Not Applicable	See 2(e) response above.
3	Prior to the commencement of construction activities, the person taking the action must provide the department with illustrations and maps that clearly define the location and boundaries of the proposed translocation area. This must be accompanied with the offset attributes and a shapefile for each proposed translocation area.	Not Applicable	See 2(e) response above.
4	Within five days after the commencement of the action, the person taking the action must advise the department in writing of the actual date of commencement.	Compliant	LSF Contractor: Written confirmation of commencement was provided by Ross Brookshaw, Downer to the Commonwealth Department of the Environment and Energy on 13 September 2019 - 2 days after the commencement of the action (see Attachment 1).

Condition No.	Approval Condition	Is the project compliant with this condition?	Comments and Supporting Documentation
5	<p>The person taking the action must maintain accurate records substantiating all activities associated with or relevant to the conditions of approval, including measures taken to implement the management plan required by this approval, 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.</p>	Compliant	<p>LSF Contractor: Construction recommenced mid-January 2024, as such monitoring as per section 4.5 of the Growling Grass Conservation Management Plan has recommenced. See Attachment 4 for survey conducted on the 4th January 2024.</p> <p>Monitoring is to occur “<i>during the construction period and for 3 consecutive years or 2 successful breeding seasons postconstruction.</i>”</p>
6	<p>Within three months of every 12 month anniversary of the commencement of the action, the person taking the action 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. Unless otherwise specified in writing by the Minister, this condition is specifically limited to the first 6 years post commencement of the construction activities.</p>	Compliant	This report
7	<p>If the person taking the action wishes to carry out any activity otherwise than in accordance with the management plan as specified in the conditions, the person taking the action must submit to the department for the Minister's written approval a revised version of that management plan. The varied activity shall not commence until the Minister has approved the varied</p>	Compliant	<p>LSF Contractor: The LSF works (Stage 2) GGFCMP has been approved by the Minister as per Attachment 2, which was not addressed in the Stage 1 GGF CMP.</p>

Condition No.	Approval Condition	Is the project compliant with this condition?	Comments and Supporting Documentation
	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.		
8	If the Minister believes that it is necessary or convenient for the better protection of listed threatened species and ecological communities to do so, the Minister may request that the person taking the action make specified revisions to the management plan specified in the conditions and submit the revised management plan for the Minister's written approval. The person taking the action 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 person taking the action must continue to implement the management plan originally approved, as specified in the conditions.	Compliant	LSF Contractor: No request was made by the Minister in the reporting period.
9	Unless otherwise agreed to in writing by the Minister, the person taking the action must publish all management plans referred to in these conditions of approval on their website. Each management plan must be published on the website within 1 month of being approved.	Compliant	LSF Contractor: The GGFCMP has since been updated to reflect new onsite requirements the updated plan will be published at: https://www.vic.gov.au/departments-of-transport-and-planning-reporting

4 LIST OF ATTACHMENTS

Attachment Number	Document Title
1	Letter to DOEE confirming commencement of the Action dated 13 September 2019.
2	GGFCMP Approval Letter from DAWE date 19 May 2022
3	LSF Contractor Growling Grass Frog Conservation Management Plan 2022
4	Habitat Inspection 4 th Jan 2024