



Neerabup Gas-fired Power Station

Shell Energy Power Generation

Ministerial Statement 759

Compliance Assessment Report (2024-25)

JBS&G Australia Pty Ltd | 71226 | 172658 (Rev 0)

19 December 2025





We acknowledge the Traditional Custodians of Country throughout Australia and their connection to land, sea and community.

We pay our respect to Elders past, present and emerging and in the spirit of reconciliation we commit to working together for our shared future where every person is respected, valued and has strong sense of belonging.

Caring for Country The Journey of JBS&G
Artist: Patrick Caruso, Eastern Arrernte

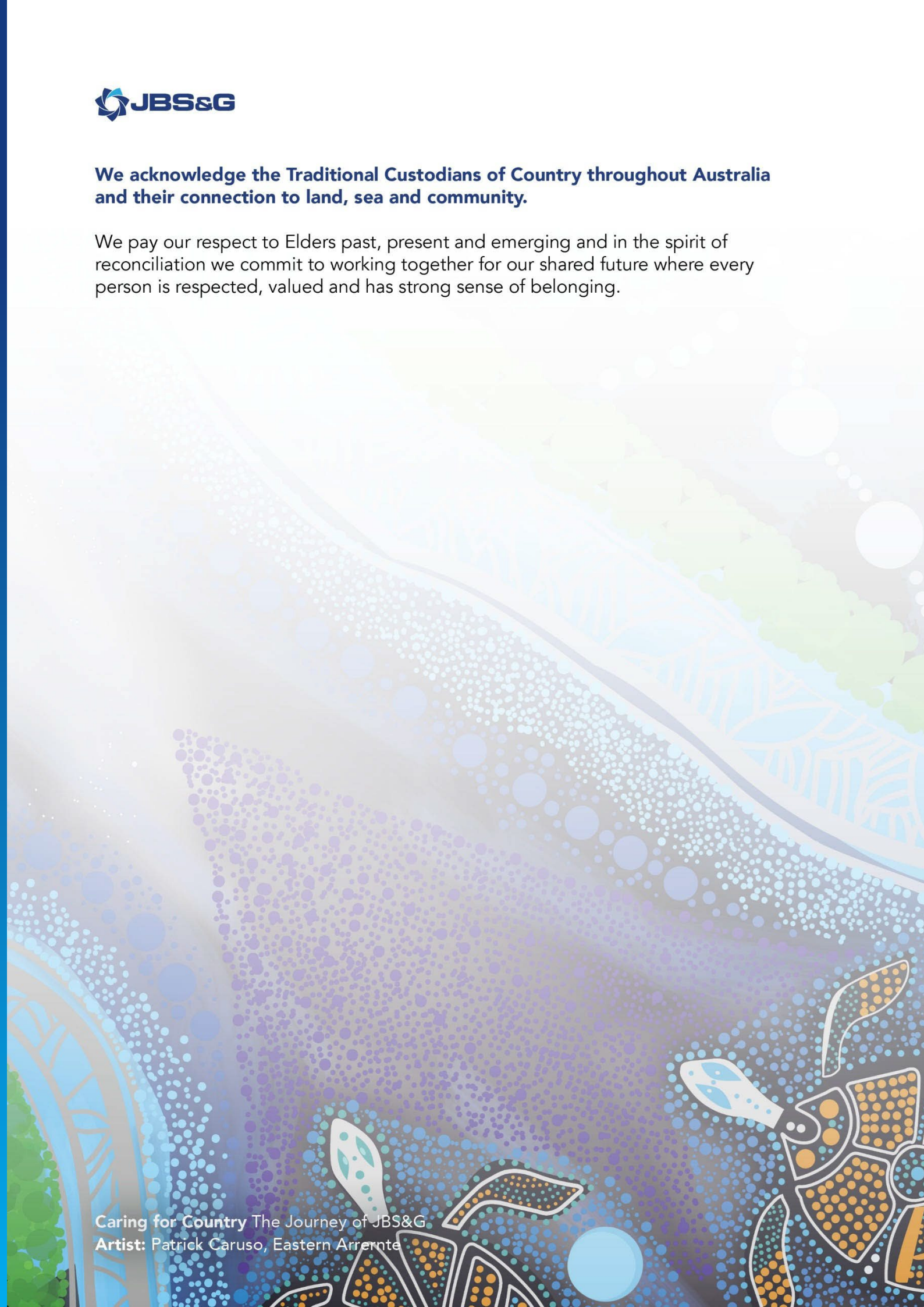


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1. Introduction

This report addresses the status and compliance of the Neerabup Gas-Fired Power Station with conditions in Ministerial Statement (MS) 759. This report has been prepared for the purpose of meeting the requirements of condition 4-1 of MS 759, which requires submission of an annual Compliance Assessment Report (CAR). Appendix G of this report also addresses the status and compliance of the Neerabup Gas-Fired Power Station with the conditions of various environmental and planning approvals and has been prepared to meet a requirement of the “Banker’s conditions” to submit an annual CAR.

1.1 Project Background

NewGen Neerabup Partnership (NewGen) is the Proponent for a proposal to construct and operate:

- A 330-megawatt open-cycle gas-turbine power station;
- A 30-kilometre-long gas pipeline and compressor station to transport natural gas from the Dampier to Bunbury Natural Gas Pipeline to the power station; and
- A 330-kilovolt electricity transmission line, approximately two kilometres long, to connect the power station to the Western Power Neerabup terminal substation.

The Minister for the Environment issued MS 759 on 21 January 2008, under Part IV of the *Environmental Protection Act 1986* (EP Act), enabling the proposal to be implemented. Several subsequent environmental and planning approvals have also been granted.

The power station is located at Neerabup, approximately 30 km north of Perth. The power station provides additional power into the Southwest Interconnected System (SWIS) during times of peak demand.

2. Current Status

Construction of the power station, gas pipeline and transmission line were completed in 2009, and the power station was commissioned in October 2009 and officially opened on 3 December 2009. The power station has been supplying power into the SWIS (as requested by Synergy) since that time.

The 330-kilovolt electricity transmission line was handed over to Western Power on 11 March 2010 and was officially published in the WA Government Gazette on 19 March 2010.

The Neerabup Power Station is operated by Shell Energy with NewGen remaining the proponent of the power station, transmission line and natural gas pipeline.

Typically, power station operations consist of infrequent very short run durations. During the reporting period, a total of 363 starts were recorded between the two gas-powered electrical generation units (unit 11 and unit 12), with a 5.09% total operating capacity factor for the reporting financial year.

In 2021, NewGen requested a change to the proposal under s.45C of the EP Act, to remove the 330-kilovolt electricity transmission line component from the proposal and update the current proposal address. The transmission line is no longer owned or operated by the proponent and its management and ownership has been transferred to Western Power. In June 2021, the EPA under delegation from the Minister for Environment amended the proposal under Attachment 2 of MS 759, replacing Schedule 1, Attachment 1 and Figures 1 and 2 of MS 759.

In September 2019, NewGen submitted an application under s.46 of the EP Act requesting the following changes to the implementation conditions of MS 759:

- Removal of condition 5 – relating to performance review ;
- Removal of condition 9 – relating to stack emissions;
- Modification of condition 11 – remove condition 11-1 (Preparation of Preliminary Decommissioning Plan); and
- Changes to Table 1: Summary of key proposal characteristics, referred to in condition 1 of MS 759 –to remove elements relating to maximum output levels of the facility including nominal power output, thermal efficiency, operating times, annual levels of emissions and other elements.

In February 2020, the Minister for Environment requested the EPA inquire into and report on the matter of changing the implementation conditions 5, 9 and 11 of MS 759 relating to the proposal as requested by NewGen. In September 2021, the EPA issued its report to the Minister for Environment recommending conditions 5, 9 and 11-1 be removed from MS 759. The EPA concluded the requested changes to Table 1 (summary of key proposal characteristics) were not appropriate as these elements are not represented in other regulatory instruments. In November 2021 the Minister for Environment issued MS 1176 changing the implementation conditions under MS 759 as follows:

1. Conditions 5 and 9 of Ministerial Statement 759 are deleted.
2. Condition 11 of Ministerial Statement 759 is changed by removing condition 11-1 and amending 11-2, as follows:

11 Decommissioning

11-2 At least twelve (12) months prior to the anticipated date of closure, or at a time approved by the CEO, the proponent shall submit a Final Decommissioning Plan designed to ensure that the site is suitable for future land uses, for approval of the CEO.

The Final Decommissioning Plan shall set out procedures and measures for:

- (1) removal or, if appropriate, retention of plant and infrastructure agreed in consultation with relevant stakeholders;
- (2) rehabilitation of all disturbed areas to a standard suitable for the agreed new land use(s); and
- (3) identification of contaminated areas, including provision of evidence of notification and proposed management measures to relevant statutory authorities.

11-3 The proponent shall implement the Final Decommissioning Plan required by condition 11-2 until such time as the Minister for the Environment determines, on advice of the CEO, that the proponent's decommissioning responsibilities have been fulfilled.

11-4 The proponent shall make the Final Decommissioning Plan required by condition 11-2 publicly available in a manner approved by the CEO

3. Audit Methodology

3.1 Purpose & Scope

This CAR has been prepared for NewGen Neerabup Partnership (the proponent) to fulfil the requirements of condition 4-1 of MS 759, issued for the Neerabup Gas-Fired Power Station proposal. Condition 4-1 requires the proponent to submit an annual CAR (on the previous twelve-month period) to the Chief Executive Officer

(CEO) of the Department of Water and Environmental Regulation (DWER). Condition 4-2 requires the report to address each element of an approved Audit Program and be in an acceptable format. Condition 4-3 requires the report to:

1. *Be endorsed by signature of the proponent's Chief Executive Officer or a person, approved in writing by the CEO, delegated to sign on behalf of the proponent's CEO.*
2. *State whether the proponent has complied with each condition and procedure contained in this statement.*
3. *Provide verifiable evidence of compliance with each condition and procedure contained in this statement.*
4. *State whether the proponent has complied with each key action contained in any environmental management plan or program required by this statement.*
5. *Provide verifiable evidence of conformance with each key action contained in any environmental management plan or program required by this statement.*
6. *Identify all non-compliances and non-conformances and describe the corrective and preventative actions taken in relation to each non-compliance or non-conformance.*
7. *Review the effectiveness of all corrective and preventative actions taken.*
8. *Describe the state of implementation of the proposal*

Conditions 4-3.2 and 4-3.3 refer to complying with procedures contained in MS 759 and providing verifiable evidence of compliance with the procedures. MS 759 does not contain any procedures, and these requirements are consequently not applicable to this audit.

Conditions 4-3.4 and 4-3.5 refer to conformance with key actions within any environmental management plan or program required by MS 759. The plans and programs required to be implemented are:

- Rehabilitation Management Plan (RMP)
- Greenhouse Gas Abatement Programme (GGAP).

Key implementation actions of the RMP have been completed and are no longer audited. The status of implementation of the GGAP is provided in Appendix F.

In addition, a third-party annual compliance review is required to address Banker's conditions (Appendix G). The Banker's audit has been undertaken as part of this CAR; incorporating the MS, subsidiary management plans and additional environmental approvals including:

- Operating licence L8356/2009/2.
- Groundwater licence GWL164093(6).

The audit period relevant to this CAR and Banker's audit is 1 July 2024 to 30 June 2025.

3.2 Audit Period

This CAR addresses the audit period from 01 July 2024 to 30 June 2025.

3.3 Methodology

A site inspection was undertaken by auditor Andrew Winzer on 2 December 2025. The site inspection included a review of the site, interview of Bruno Lanciano, Neerabup Power Station Manager, and review of key documents.

3.4 Terminology

The 'Status' field of the audit tables (refer to Appendix B and Appendix E) indicates the compliance status of conditions of MS 759 and MS 1176, and commitments included in the GGAP. This report has been prepared in accordance with the 2012 OEPA guidelines for post assessment guideline for preparing and audit table (OEPA, 2012a) and post assessment guideline for preparing a compliance assessment report (OEPA, 2012b). The terminology in Table 3.1 has been applied to complete the status field of the audit tables given in Appendix D, Appendix E and Appendix F.

Table 3.1: Compliance Status Terms

Status	Description
Compliant	Implementation of the proposal has been carried out in accordance with requirements of the audit element.
Completed	A requirement with a finite period of application has been satisfactorily completed.
Not required at this stage (NTRATS)	The requirements of the audit element were not triggered during the reporting period.
Potentially non-compliant	Possible or likely failure to meet the requirements of the audit element
Non-compliant	Implementation of the proposal has not been carried out in accordance with the requirements of the audit element.
In process	Where an audit element requires a management or monitoring plan be submitted to the OEPA or another government agency for approval, that submission has been made and no further information or changes have been requested by the OEPA or the other government agency and assessment by the OEPA or other government agency for approval is still pending

Source: OEPA (2012a)

4. Audit Results

A signed Statement of Compliance is provided in Appendix A.

4.1 Compliance with conditions

The results of the audit for MS 759 are presented in Appendix D.

Condition 1-1 of MS 759 requires implementation of the proposal as documented in Schedule 1 and Schedule 2 of MS 759. The audit of key characteristics outlined in Schedule 1 is included in Appendix E. Schedule 2 has been completed as indicated in Appendix D item 759 M10.1.

Condition 4-3 requires each key action contained in any management plan/program be audited. The results of the audit of key actions in the GGAP are outlined in Appendix F.

The Banker's audit indicating compliance with the operating licence L8356/2009/2 and groundwater licence GWL164093(6) are outlined in Appendix G. A summary of audit findings against each approvals instrument and management plan assessed is provided below.

4.1.1 Compliance with conditions of MS 759

The audit assessed 32 conditions of MS 759 and the following was determined:

- 21 conditions assessed as completed;
- 8 conditions assessed as compliant; and

- 3 conditions assessed as not required at this stage.

4.1.2 Compliance with conditions of Schedule 1 of MS 759

The audit assessed 32 conditions and the following was determined:

- 20 conditions assessed as compliant;
- 10 conditions assessed as completed; and
- 2 conditions were assessed as non-compliant.

The two conditions that were non-compliant during the reporting period were:

- Schedule 1-23: Approximately 15 ML per year is approved to be extracted from on-site bores. 19.39 ML were extracted during the reporting period.
- Schedule 1-31: Approximately 554 kg of CO₂-e per MWh is approved to be generated. 648 kg was generated this reporting period, 14% over the approved amount.

Regarding Schedule 1-23, NewGen also holds a groundwater licence under the *Rights in Water and Irrigation Act 1914* for an extraction for industrial purposes up to 100,00kL (100ML) per year. This non-compliance is due to a discrepancy between the two approval instruments.

The exceedance for CO₂-e per MWh is associated with peak start-ups and short operating cycles, being the nature of a peak energy plant rather than baseline. It is predicted that greenhouse gas intensity will decrease in the future as capacity increases.

NewGen has requested a meeting with EPA/DWER to discuss corrective measures required to address these non-compliance, as they were also non-compliant in 2024. These two non-compliances have a due date of the 28th of February 2026, however DWER advised to disregard the due date as they cannot meet with the Proponent until late February 2026. A revised due date will be determined during the meeting.

4.1.3 Compliance with commitments of the Greenhouse Gas Abatement Programme

The audit assessed the implementation of 7 actions and it was determined:

- 5 actions assessed as compliant; and
- 2 actions assessed as completed.

4.1.4 Bankers Audit

The Bankers Audit assessed compliance with the Environmental Licence (L8356/2009/2) and Licence to Take Water (GWL164093(6)).

Compliance with Environmental License (License Number L8356/2009/2)

The audit assessed 18 conditions and determined:

- 13 conditions assessed as compliant; and
- 5 conditions assessed as not required at this stage.

Compliance with Licence to Take Water (GWL164093(6))

The audit assessed 11 conditions and determined:

- 8 conditions assessed as compliant; and
- 3 conditions assessed as not relevant at this stage.

5. Environmental Monitoring

Monitoring undertaken in the reporting period included atmospheric emissions monitoring and groundwater monitoring in accordance with the operating licence and the abstraction licence administered by DWER.

6. Stakeholder Consultation

Shell Energy maintains a standard operating procedure for stakeholder management, which requires that annual contact is made with each landowner or occupier to keep them informed of safety matters.

The following stakeholders were consulted during the audit period:

- Adjacent landowners;
- Pipeline landowners;
- Other Neerabup Industrial Estate neighbours; and
- WA Government Departments DWER and the Department of Local Government, Industry Regulation and Safety (LGIRS).

No complaints were received during the audit period (1 July 2024 to 30 June 2025).

7. References

OEPA, 2012a. *Post Assessment Guideline for Preparing and Audit Table*, Perth: Office of Environmental Protection Authority.

OEPA, 2012b. *Post Assessment Guideline for Preparing a Compliance Assessment Report*, Perth: Office of Environmental Protection Authority.

Appendix A Statement of Compliance

Statement of Compliance

1. Proposal and Proponent Details

Proposal Title	<i>330 MW GAS-FIRED POWER STATION, NEERABUP</i>
Statement Number	<i>759 & 1176</i>
Proponent Name	<i>NewGen Neerabup Pty Ltd</i>
Proponent's Australian Company Number (where relevant)	Australian Company Number 126 965 722

2. Statement of Compliance Details

Reporting Period	<i>1/07/24 to 30/06/25</i>
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Implementation phase(s) during reporting period (please tick ✓ relevant phase(s))							
Pre-construction	<input type="checkbox"/>	Construction	<input type="checkbox"/>	Operation	<input checked="" type="checkbox"/>	Decommissioning	<input type="checkbox"/>

Audit Table for Statement addressed in this Statement of Compliance is provided at Attachment:	4
<p>An audit table for the Statement addressed in this Statement of Compliance must be provided as Attachment 2 to this Statement of Compliance. The audit table must be prepared and maintained in accordance with the Department of Water and Environmental Regulation (DWER) <i>Post Assessment Guideline for Preparing an Audit Table</i>, as amended from time to time. The 'Status' Column of the audit table must accurately describe the compliance status of each implementation condition and/or procedure for the reporting period of this Statement of Compliance. The terms that may be used by the proponent in the 'Status' Column of the audit table are limited to the Compliance Status Terms listed and defined in Table 1 of Attachment 1.</p>	

Were all implementation conditions and/or procedures of the Statement complied with within the reporting period? (please tick ✓ the appropriate box)			
No (please proceed to Section 3)	<input checked="" type="checkbox"/>	Yes (please proceed to Section 4)	<input type="checkbox"/>

3. Details of Non-compliance(s) and/or Potential Non-compliance(s)

The information required Section 3 must be provided for each non-compliance or potential non-compliance identified during the reporting period covered by this Statement of Compliance.


Non-compliance/potential non-compliance 3-1

Which implementation condition or procedure was non-compliant or potentially non-compliant? Schedule 1-23
Was the implementation condition or procedure non-compliant or potentially non-compliant? Non-compliant
On what date(s) did the non-compliance or potential non-compliance occur (if applicable)? 6 November 2025 (2023/2024 reporting year, DWER letter, DWERA-000663/2) 22 Dec 2025 (2024/2025, this reporting period)

Was this non-compliance or potential non-compliance reported to the Chief Executive Officer, DWER?	
<input type="checkbox"/> Yes <input type="checkbox"/> Reported to DWER verbally Date _____ <input type="checkbox"/> Reported to DWER in writing Date _____	<input checked="" type="checkbox"/> No

What are the details of the non-compliance or potential non-compliance and where relevant, the extent of and impacts associated with the non-compliance or potential non-compliance? While NewGen also holds a groundwater licence under the <i>Rights in Water and Irrigation Act 1914</i> for an extraction for industrial purposes up to 100,00kL (100ML) per year. This non-compliance is due to a discrepancy between the two approval instruments.
What is the precise location where the non-compliance or potential non-compliance occurred (if applicable)? (please provide this information as a map or GIS co-ordinates) Bore 1 (Serial number: 08HC05315) -31.670244, 115.802613 Bore 2 (Serial number: 08HC05638) -31.670174, 115.802644
What was the cause(s) of the non-compliance or potential non-compliance? Ongoing operations.
What remedial and/or corrective action(s), if any, were taken or are proposed to be taken in response to the non-compliance or potential non-compliance? The proponent has requested a meeting with EPA and DWER to discuss corrective measures required to address this discrepancy. EPA/DWER Advised not available until late Feb 2026.
What measures, if any, were in place to prevent the non-compliance or potential non-compliance before it occurred? What, if any, amendments have been made to those measures to prevent re-occurrence? The proponent has requested a meeting with EPA and DWER to discuss corrective measures required to address this discrepancy. EPA/DWER Advised not available until late Feb 2026.
Please provide information/documentation collected and recorded in relation to this implementation condition or procedure: <ul style="list-style-type: none"> in the reporting period addressed in this Statement of Compliance; and as outlined in the approved Compliance Assessment Plan for the Statement addressed in this Statement of Compliance. (the above information may be provided as an attachment to this Statement of Compliance)

For additional non-compliance or potential non-compliance, please duplicate this page as required.

Each page (including Attachment 2) must be initialed by the person who signs Section 4 of this Statement of Compliance.
INITIALS: 


Non-compliance/potential non-compliance 3-2

Which implementation condition or procedure was non-compliant or potentially non-compliant? Schedule 1-31
Was the implementation condition or procedure non-compliant or potentially non-compliant? Non-compliant
On what date(s) did the non-compliance or potential non-compliance occur (if applicable)? 6 November 2025 (2023/2024 reporting year, DWER letter, DWERA-000663/2) 22 Dec 2025 (2024/2025, this reporting period)

Was this non-compliance or potential non-compliance reported to the Chief Executive Officer, DWER?	
<input type="checkbox"/> Yes <input type="checkbox"/> Reported to DWER verbally Date _____ <input type="checkbox"/> Reported to DWER in writing Date _____	<input checked="" type="checkbox"/> No

What are the details of the non-compliance or potential non-compliance and where relevant, the extent of and impacts associated with the non-compliance or potential non-compliance? The greenhouse intensity recorded during the audit period was 648 kg of CO2-e per MWh for the audit period, which was 14% over the 554 kg CO2-e per MWh greenhouse intensity target.
What is the precise location where the non-compliance or potential non-compliance occurred (if applicable)? (please provide this information as a map or GIS co-ordinates) Neerabup Power Station. 45 Trandos Rd, Neerabup WA 6031 -31.671359, 115.802662
What was the cause(s) of the non-compliance or potential non-compliance? Ongoing operations.
What remedial and/or corrective action(s), if any, were taken or are proposed to be taken in response to the non-compliance or potential non-compliance? The proponent has requested a meeting with EPA and DWER to discuss corrective measures required to address this discrepancy. EPA/DWER Advised not available until late Feb 2026.
What measures, if any, were in place to prevent the non-compliance or potential non-compliance before it occurred? What, if any, amendments have been made to those measures to prevent re-occurrence? The proponent has requested a meeting with EPA and DWER to discuss corrective measures required to address this discrepancy. EPA/DWER Advised not available until late Feb 2026.
Please provide information/documentation collected and recorded in relation to this implementation condition or procedure: <ul style="list-style-type: none"> • in the reporting period addressed in this Statement of Compliance; and • as outlined in the approved Compliance Assessment Plan for the Statement addressed in this Statement of Compliance. (the above information may be provided as an attachment to this Statement of Compliance)

For additional non-compliance or potential non-compliance, please duplicate this page as required.

Each page (including Attachment 2) must be initialed by the person who signs Section 4 of this Statement of Compliance.
 INITIALS: 

4. Proponent Declaration

I, Bruno Lanciano, Neerabup Power Station Manager, (full name and position title)
 declare that I am authorised on behalf of NewGen Neerabup Pty Ltd
 (being the person responsible for the proposal) to submit this form and that the information
 contained in this form is true and not misleading.

Signature:  Date: 22/12/2025

Please note that:

- it is an offence under section 112 of the *Environmental Protection Act 1986* for a person to give or cause to be given information that to his knowledge is false or misleading in a material particular; and
- the Chief Executive Officer of the DWER has powers under section 47(2) of the *Environmental Protection Act 1986* to require reports and information about implementation of the proposal to which the statement relates and compliance with the implementation conditions.

5. Submission of Statement of Compliance

One hard copy and one electronic copy (preferably PDF on CD or thumb drive) of the Statement of Compliance are required to be submitted to the Chief Executive Officer, DWER, marked to the attention of Manager, Compliance (Ministerial Statements).

Please note, the DWER has adopted a procedure of providing written acknowledgment of receipt of all Statements of Compliance submitted by the proponent, however, the DWER does not approve Statements of Compliance.

6. Contact Information

Queries regarding Statements of Compliance, or other issues of compliance relevant to a Statement may be directed to Compliance (Ministerial Statements), DWER:

Manager, Compliance (Ministerial Statements)

Department of Water and Environmental Regulation

Postal Address: Locked Bag 10
 Joondalup DC
 WA 6919


Phone: (08) 6364 7000

Email: compliance@dwer.wa.gov.au

7. Post Assessment Guidelines and Forms

Post assessment documents can be found at www.epa.wa.gov.au

Each page (including Attachment 2) must be initialed by the person who signs Section 4 of this Statement of Compliance.

INITIALS: 

ATTACHMENT 1

Table 1 Compliance Status Terms

Compliance Status Terms	Abbrev	Definition	Notes
Compliant	C	Implementation of the proposal has been carried out in accordance with the requirements of the audit element.	This term applies to audit elements with: <ul style="list-style-type: none"> ongoing requirements that have been met during the reporting period; and requirements with a finite period of application that have been met during the reporting period, but whose status has not yet been classified as 'completed'.
Completed	CLD	A requirement with a finite period of application has been satisfactorily completed.	This term may only be used where: <ul style="list-style-type: none"> audit elements have a finite period of application (e.g. construction activities, development of a document); the action has been satisfactorily completed; and the DWER has provided written acceptance of 'completed' status for the audit element.
Not required at this stage	NR	The requirements of the audit element were not triggered during the reporting period.	This should be consistent with the 'Phase' column of the audit table.
Potentially Non-compliant	PNC	Possible or likely failure to meet the requirements of the audit element.	This term may apply where during the reporting period the proponent has identified a potential non-compliance and has not yet finalized its investigations to determine whether non-compliance has occurred.
Non-compliant	NC	Implementation of the proposal has not been carried out in accordance with the requirements of the audit element.	This term applies where the requirements of the audit element are not "complete" have not been met during the reporting period.
In Process	IP	Where an audit element requires a management or monitoring plan be submitted to the DWER or another government agency for approval, that submission has been made and no further information or changes have been requested by the DWER or the other government agency and assessment by the DWER or other government agency for approval is still pending.	The term 'In Process' may not be used for any purpose other than that stated in the Definition Column. The term 'In Process' may not be used to describe the compliance status of an implementation condition and/or procedure that requires implementation throughout the life of the project (e.g. implementation of a management plan).

Each page (including Attachment 2) must be initialed by the person who signs Section 4 of this Statement of Compliance.

INITIALS: 

Appendix B Ministerial Statement 759

STATUS OF THIS DOCUMENT

This document has been produced by the Office of the Appeals Convenor as an electronic version of the original Statement for the proposal listed below as signed by the Minister and held by this Office. Whilst every effort is made to ensure its accuracy, no warranty is given as to the accuracy or completeness of this document. The State of Western Australia and its agents and employees disclaim liability, whether in negligence or otherwise, for any loss or damage resulting from reliance on the accuracy or completeness of this document. Copyright in this document is reserved to the Crown in right of the State of Western Australia. Reproduction except in accordance with copyright law is prohibited.

Published on 21 January 2008

Statement No. 759

**STATEMENT THAT A PROPOSAL MAY BE IMPLEMENTED
(PURSUANT TO THE PROVISIONS OF THE
ENVIRONMENTAL PROTECTION ACT 1986)**

**330 MW GAS-FIRED POWER STATION, NEERABUP
CITY OF WANNEROO**

Proposal: The proposal is to construct and operate a 330 megawatt open-cycle gas-turbine power station within Lots 506 and 507 Pederick Road, Neerabup; a 30-kilometre long gas pipeline and compressor station to transport natural gas from the Dampier to Bunbury Natural Gas Pipeline to the power station; and a 330 kilovolt electricity transmission line, approximately two kilometres long, to connect the power station to the Western Power Neerabup terminal substation.

The proposal is further documented in schedules 1 and 2 of this statement.

Proponent: NewGen Neerabup Pty Ltd

Proponent Address: Level 4, St George's Square, 225 St George's Terrace,
PERTH WA 6000

Assessment Number: 1705

Report of the Environmental Protection Authority: Bulletin 1268

The proposal referred to in the above report of the Environmental Protection Authority may be implemented. The implementation of that proposal is subject to the following conditions and procedures:

1 Proposal Implementation

1-1 The proponent shall implement the proposal as documented and described in schedules 1 and 2 of this statement subject to the conditions and procedures of this statement.

2 Proponent Nomination and Contact Details

- 2-1 The proponent for the time being nominated by the Minister for the Environment under sections 38(6) or 38(7) of the *Environmental Protection Act 1986* is responsible for the implementation of the proposal.
- 2-2 The proponent shall notify the Chief Executive Officer of the Department of Environment and Conservation (CEO) of any change of the name and address of the proponent for the serving of notices or other correspondence within 30 days of such change.

3 Time Limit of Authorisation

- 3-1 The authorisation to implement the proposal provided for in this statement shall lapse and be void within five years after the date of this statement if the proposal to which this statement relates is not substantially commenced.
- 3-2 The proponent shall provide the CEO with written evidence which demonstrates that the proposal has substantially commenced on or before the expiration of five years from the date of this statement.

4 Compliance Reporting

- 4-1 The proponent shall submit to the CEO environmental compliance reports annually reporting on the previous twelve-month period, unless required by the CEO to report more frequently.
- 4-2 The environmental compliance reports shall address each element of an audit program approved by the CEO and shall be prepared and submitted in a format acceptable to the CEO.
- 4-3 The environmental compliance reports shall:
1. be endorsed by signature of the proponent's chief executive officer or a person, approved in writing by the CEO, delegated to sign on behalf of the proponent's chief executive officer;
 2. state whether the proponent has complied with each condition and procedure contained in this statement;
 3. provide verifiable evidence of compliance with each condition and procedure contained in this statement;
 4. state whether the proponent has complied with each key action contained in any environmental management plan or program required by this statement;

5. provide verifiable evidence of conformance with each key action contained in any environmental management plan or program required by this statement;
 6. identify all non-compliances and non-conformances and describe the corrective and preventative actions taken in relation to each non-compliance or non-conformance;
 7. review the effectiveness of all corrective and preventative actions taken; and
 8. describe the state of implementation of the proposal.
- 4-4 The proponent shall make the environmental compliance reports required by condition 4-1 publicly available in a manner approved by the CEO.

5 Performance Review

- 5-1 The proponent shall submit a Performance Review report every five years after the start of production to the Environmental Protection Authority, which addresses:
1. the major environmental issues associated with implementing the project; the environmental objectives for those issues; the methodologies used to achieve these; and the key indicators of environmental performance measured against those objectives;
 2. the level of progress in the achievement of sound environmental performance, including industry benchmarking, and the use of best available technology where practicable;
 3. significant improvements gained in environmental management, including the use of external peer reviews;
 4. stakeholder and community consultation about environmental performance and the outcomes of that consultation, including a report of any on-going concerns being expressed; and
 5. the proposed environmental objectives over the next five years, including improvements in technology and management processes.
- 5-2 The proponent shall make the Performance Review reports required by condition 5-1 publicly available in a manner approved by the CEO.

6 Vegetation Disturbance

- 6-1 Prior to ground-disturbing activities, the proponent shall clearly delineate on the ground the boundaries of the gas pipeline lateral and electricity transmission line easements and the area of disturbance outside the easements.

- 6-2 The proponent shall not cause disturbance of vegetation outside the delineated gas pipeline lateral and electricity transmission line easements, or the delineated area of disturbance outside the easements, as referred to in condition 6-1, unless authorised by the Minister for the Environment.
- 6-3 The proponent shall not cause or allow disturbance of vegetation outside a 20-metre wide gas pipeline lateral easement in environmentally sensitive areas, unless authorised by the Minister for the Environment.

7 Rehabilitation

- 7-1 Prior to ground-disturbing activities, the proponent shall prepare a Rehabilitation Management Plan in consultation with the Department of Environment and Conservation, to the requirements of the Minister for the Environment on advice of the Environmental Protection Authority.

This Plan shall address:

1. weed management protocols;
 2. dieback management protocols;
 3. soil management protocols;
 4. rehabilitation completion criteria; and
 5. the need for propagule augmentation to achieve completion criteria.
- 7-2 The proponent shall manage rehabilitation of the gas pipeline lateral and electricity transmission line easements until the rehabilitation completion criteria, referred to in condition 7-1, have been achieved.
- Note: The proponent has obligations under the *Petroleum Pipelines Act 1969*, which is administered by the Department of Industry and Resources, to maintain the vehicle access track for the gas pipeline lateral. Certain completion criteria may not be achievable within the access track.
- 7-3 In consultation with the Department of Environment and Conservation, the proponent shall review and revise, as required, the Rehabilitation Management Plan required by condition 7-1.
- 7-4 The proponent shall implement the Rehabilitation Management Plan required by condition 7-1 and subsequent revisions of the Rehabilitation Management Plan required by condition 7-3.
- 7-5 The proponent shall make the Rehabilitation Management Plan required by condition 7-1 and subsequent revisions required by condition 7-3, publicly available in a manner approved by the CEO.

8 Fauna

8-1 Trapped fauna within open trenches shall be cleared and recorded by a suitably trained fauna-clearing person no later than three hours after sunrise. The clearing and recording shall be repeated before sunset.

The open trenches shall also be cleared and recorded by a suitably trained fauna-clearing person no more than one hour prior to backfilling of trenches.

Note: “fauna-clearing person” means an employee of the proponent whose responsibility it is to walk the open trench to recover and record fauna found within the trench.

8-2 The fauna-clearing person shall be experienced in the following, to the requirements of the Department of Environment and Conservation:

1. fauna identification, capture and handling (including venomous snakes);
2. identification of tracks, scats, burrows and nests of conservation-significant species;
3. fauna vouchering;
4. assessing injured fauna for suitability for release, rehabilitation or euthanasia;
5. familiarity with the ecology of the species which may be encountered in order to be able to appropriately translocate fauna encountered; and
6. performing euthanasia.

8-3 The proponent shall be responsible for ensuring that basic fauna-handling training is provided to the fauna-clearing person if they do not possess the skills and experience outlined in condition 8-2 prior to the fauna-clearing person commencing employment.

8-4 The fauna-handling training, as outlined in condition 8-3, shall be developed in consultation with the Department of Environment and Conservation.

8-5 Open trench lengths shall not exceed a length capable of being inspected and cleared by the fauna-clearing person within the required times as set out in condition 8-1.

8-6 The proponent shall monitor weather forecasts through the Bureau of Meteorology and in the event of a weather forecast indicating rainfall sufficient to cause flooding of trenches or drowning of fauna trapped in trenches, the proponent shall, in consultation with the Department of Environment and Conservation, backfill all lengths of open trench with the potential to be flooded or to cause drowning of fauna.

8-7 The proponent shall produce a report on fauna management within the gas pipeline lateral easement at the completion of gas pipeline construction.

The report shall include but not necessarily be limited to the following:

1. details of all fauna inspections;
2. the number of fauna cleared from trenches;
3. fauna interactions;
4. fauna mortalities; and
5. all actions taken.

The report shall be provided to the CEO no later than 14 days after the completion of gas pipeline construction, and shall be made publicly available in a manner approved by the CEO.

9 Stack Emissions

9-1 Prior to submitting a Works Approval application, the proponent shall provide a report to the CEO for approval which:

1. confirms the engineering design details for the emission of gaseous and particulate pollutants, including stack heights, stack diameters, exit temperatures and exit velocities; and
2. estimates the concentration of nitrogen oxides and other gaseous and particulate pollutants, under normal and worst-case conditions, including start-up and upset emissions.

9-2 At least three months prior to commencement of operations, the proponent shall prepare a Stack Emissions Management Plan to the requirements of the Minister for the Environment.

The objective of this Plan is to ensure that best available practicable and efficient technologies are used to minimise and monitor air emissions from the power station.

This Plan shall include:

1. proposed targets and standards;
2. a stack emissions monitoring programme, which includes nitrogen oxides and other gaseous and particulate pollutants; and
3. annual reporting.

9-3 The proponent shall implement the Stack Emissions Management Plan required by condition 9-2.

9-4 The proponent shall make the Stack Emissions Management Plan required by condition 9-2 publicly available in a manner approved by the CEO.

10 Greenhouse Gas Abatement

10-1 Prior to commencement of ground-disturbing activities, the proponent shall submit, for approval by the CEO, a Greenhouse Gas Abatement Programme, prepared on advice of the Environmental Protection Authority as set out in schedule 2, which sets out measures and processes to:

- ensure that the plant is designed and operated in a manner which achieves reductions in “greenhouse gas” emissions as far as practicable;
- provide for ongoing “greenhouse gas” emissions reductions over time;
- ensure that the total net “greenhouse gas” emissions and/or “greenhouse gas” emissions per unit of product from the project are minimised; and
- manage “greenhouse gas” emissions in accordance with the *Framework Convention on Climate Change 1992*, and consistent with the contemporary National Greenhouse Strategy as updated from time to time.

10-2 The proponent shall implement the Greenhouse Gas Abatement Programme required by condition 10-1 unless modifications are approved by the CEO.

10-3 Prior to commencement of ground-disturbing activities, the proponent shall make the Greenhouse Gas Abatement Programme required by condition 10-1 publicly available in a manner approved by the CEO.

11 Decommissioning

11-1 Prior to undertaking ground-disturbing activities, the proponent shall prepare a Preliminary Decommissioning Plan for approval by the CEO, which describes the framework and strategies to ensure that the site is suitable for future land uses, and provides:

1. the rationale for the siting and design of plant and infrastructure as relevant to environmental protection;
2. a conceptual description of the final landform at closure;
3. a plan for a care and maintenance phase; and
4. initial plans for the management of noxious materials.

11-2 At least six months prior to the anticipated date of closure, or at a time approved by the Environmental Protection Authority, the proponent shall submit a Final Decommissioning Plan designed to ensure that the site is suitable for future land uses, for approval of the CEO.

The Final Decommissioning Plan shall set out procedures and measures for:

1. removal or, if appropriate, retention of plant and infrastructure agreed in consultation with relevant stakeholders;
2. rehabilitation of all disturbed areas to a standard suitable for the agreed new land use(s); and
3. identification of contaminated areas, including provision of evidence of notification and proposed management measures to relevant statutory authorities.

11-3 The proponent shall implement the Final Decommissioning Plan required by condition 11-2 until such time as the Minister for the Environment determines, on advice of the CEO, that the proponent's decommissioning responsibilities have been fulfilled.

11-4 The proponent shall make the Final Decommissioning Plan required by condition 11-2 publicly available in a manner approved by the CEO.

Notes

1. Where a condition states "on advice of the Environmental Protection Authority", the Environmental Protection Authority will provide that advice to the Department of Environment and Conservation for the preparation of written notice to the proponent.
2. The Environmental Protection Authority may seek advice from other agencies or organisations, as required, in order to provide its advice to the Department of Environment and Conservation.
3. The Minister for the Environment will determine any dispute between the proponent and the Environmental Protection Authority or the Department of Environment and Conservation over the fulfilment of the requirements of the conditions.
4. The proponent is required to apply for a Works Approval and Licence for this project under the provisions of Part V of the *Environmental Protection Act 1986*.
5. The proponent should note that the proposed pipeline route traverses the Gngangara Underground Water Pollution Control Area (UWPCA) and the route cuts across Reserve 45511 both of which are managed by the Department of Water for water quality protection.

6. The proponent should note that the project area is within the Gnangara UWPCA which is covered by the Department of Water policies and the State Planning Policy for public drinking water resources. These policies require that the construction and testing of the gas pipeline should include management measures that are consistent with the principle of risk avoidance to the quality of the groundwater resource and any project construction or maintenance depots should not be placed within P1 areas.

7. The proponent should note that any requirement for groundwater abstraction would be subject to water licensing as the proposed power station is located within the Wanneroo Groundwater Area, which is subject to water licensing under the Rights in Water and Irrigation Act 1914.

David Templeman MLA
MINISTER FOR THE ENVIRONMENT; CLIMATE CHANGE; PEEL

Schedule 1

The Proposal (Assessment No. 1705)

The proposal is to construct and operate:

- a 330 megawatt open-cycle gas-turbine power station within Lots 506 and 507 Pederick Road, Neerabup, City of Wanneroo;
- a 30-kilometre long gas pipeline and compressor station to transport natural gas from the Dampier to Bunbury Natural Gas Pipeline to the power station; and
- a 330-kilovolt electricity transmission line, approximately two kilometres long, to connect the power station to the Western Power Neerabup terminal substation.

The location of the various project components is shown in Figures 1 and 2. Figure 3 depicts the power station plant layout, and Figure 4 the compressor station plant layout.

The main characteristics of the proposal are summarised in Table 1 below. A detailed description of the proposal is provided in sections 3.1 to 3.2.6 of the project referral document, *330MW Gas-Fired Power Station Neerabup Project Referral*, prepared by ERM Power & Griffiths Environmental, Perth, Western Australia (October 2007).

Table 1: Summary of key proposal characteristics

Element	Description
Project purpose:	To construct, operate and maintain a 330MW power station and associated infrastructure.
Project life:	30 years.
Power output:	330MW (nominal).
Sent out electricity:	Approximately 867GWh/yr.
Thermal efficiency:	33.3% HHV at 25°C and 60% relative humidity.
Plant operation:	Intermittent operation to suit demand - peak and shoulder periods.
Operating hours:	Approximately 2628 hours per year.
Capacity factor:	Approximately 30%.
Power station footprint:	Site is 10ha of cleared farming land of which approximately 4ha is used for infrastructure.
Pipeline footprint:	Construction corridor 30m wide over 30km length. Approximately 30ha of native vegetation to be cleared and rehabilitated after construction.
Transmission line footprint:	Approximately 400m ² of native vegetation for construction of each of seven single column power pole bases.
Fuel:	
Type:	Natural gas.
Source:	North-west Shelf.
Method of transport:	Dampier to Bunbury Natural Gas Pipeline and an approximately 30km long gas pipeline lateral to the power station site.

Element	Description
Major plant components	
Power station gas turbines:	Two 165MW open-cycle gas turbines fitted with low NO _x burners.
Number of stacks:	2
Height of stacks:	35m
Stack diameter:	6m
Gas pipeline:	A dedicated lateral from the Dampier to Bunbury Natural Gas Pipeline of approximately 30km length.
Compressor station:	Located on gas pipeline lateral and consists of two compressor units with only one unit in operation at any time.
Electricity transmission line:	330kV line to Western Power Neerabup terminal substation - approximately 2km long.
Inputs	
Natural gas:	Approximately 11.2PJ per year.
Process water:	Approximately 15ML per year from on-site bore.
Outputs	
Wastewater:	No discharge of wastewater.
Oxides of nitrogen (NO _x):	380,000kg/yr, (< 25ppmv @ 15% O ₂).
Particulates (PM ₁₀):	74,000kg/yr.
Carbon monoxide (CO):	93,000kg/yr (< 10ppmv @ 15% O ₂).
Sulphur dioxide (SO ₂):	5,100kg/yr.
Direct greenhouse gas emissions:	Approximately 590,000 tonnes of CO ₂ -e per year.
Full fuel cycle greenhouse gas emissions:	Approximately 673,000 tonnes of CO ₂ -e per year.
Greenhouse intensity:	Approximately 554kg of CO ₂ -e per MWh.
Noise:	Will comply with the <i>Environmental Protection (Noise) Regulations 1997</i> : < 30dB(A) at nearest residential property; and < 65dB(A) at nearest industrial property.

Abbreviations

CO ₂ -e	carbon dioxide equivalent	m	metres
dB(A)	decibels (A-weighted)	m ²	square metres
GWh/yr	gigawatt hours per year	ML	megalitres (10 ⁶ litres)
kg	Kilograms	m/s	metres per second
kg/yr	kilograms per year	MW	megawatts (10 ⁶ watts)
ha	Hectares	MWh	megawatt hours
HHV	higher heating value	O ₂	oxygen
km	Kilometres	PJ	petajoules (10 ¹⁵ joules)
kV	kilovolts (10 ³ volts)	PM ₁₀	particulate matter with an aerodynamic diameter of less than 10 micrometres
		ppmv	parts per million by volume

Source: Modified version of Table 3.1 from ERM Power & Griffiths Environmental, 2007

330 MW Gas-Fired Power Station, Neerabup, City Of Wanneroo (Assessment No. 1705)

Figures (attached)

Figure 1 Location of all project components.

Figure 2 Location of power station and electricity transmission line.

Figure 3 Power station plant layout.

Figure 4 Compressor station plant layout.

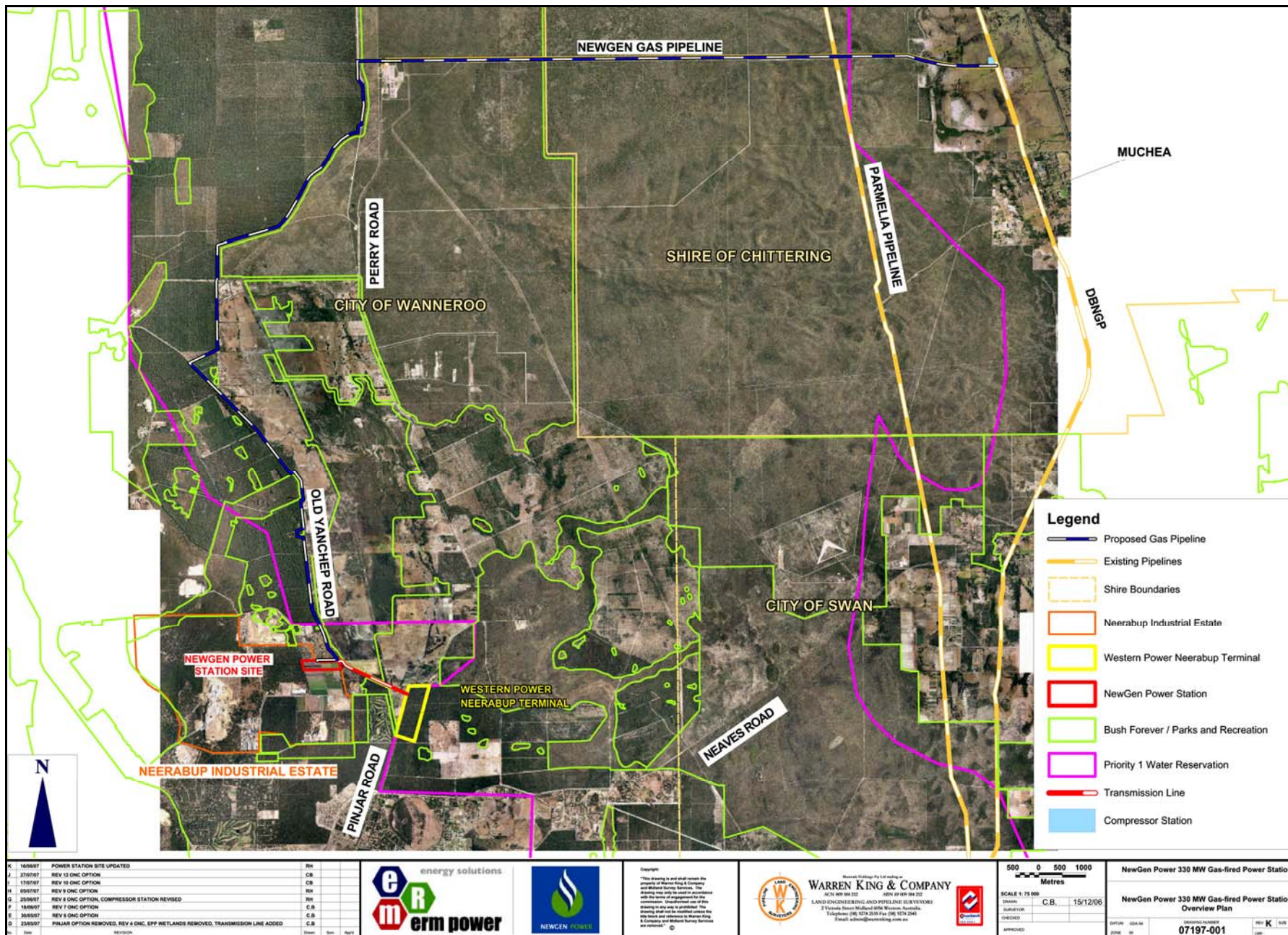


Figure 1 Location of all project components.

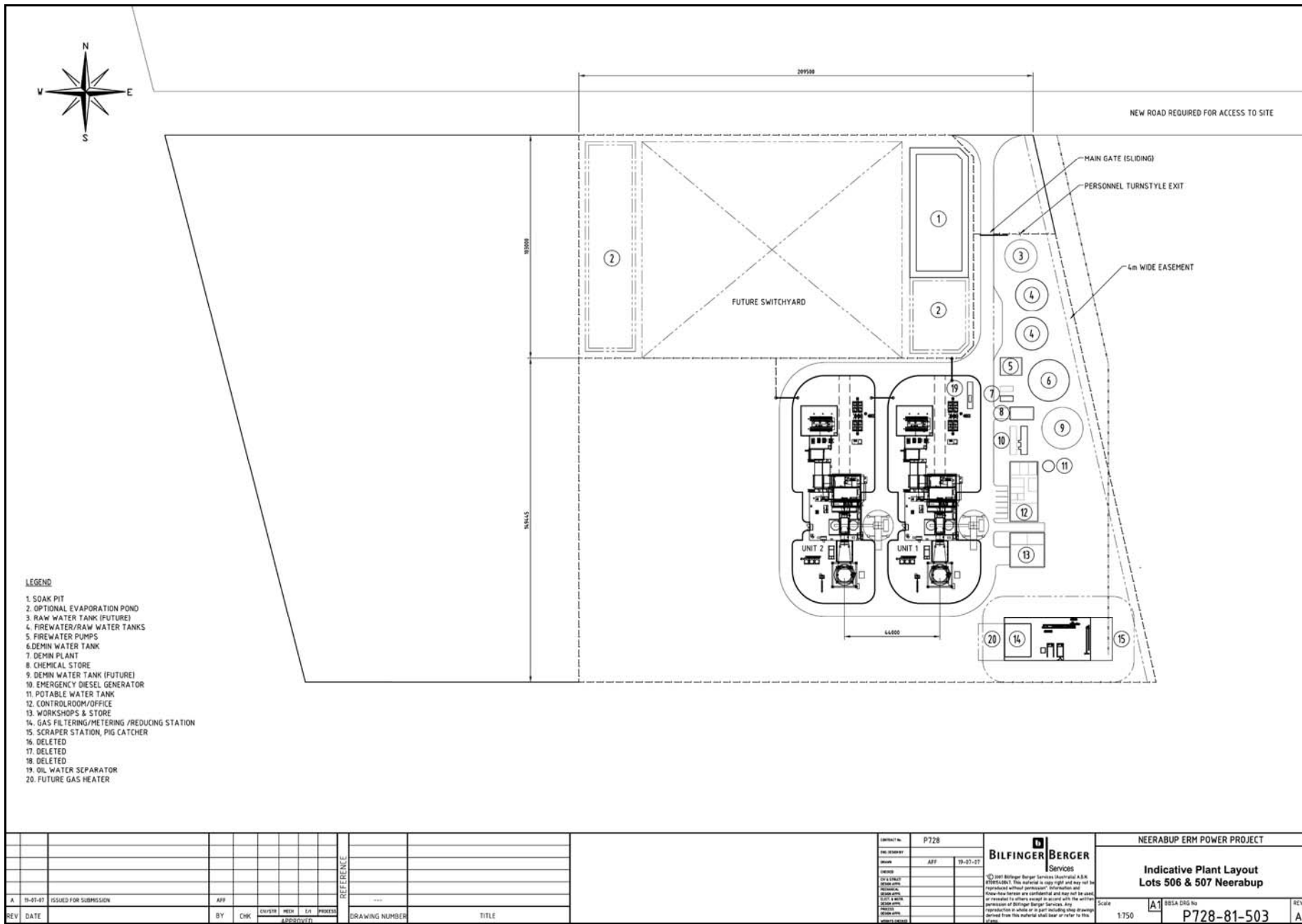


Figure 3 Power station plant layout.

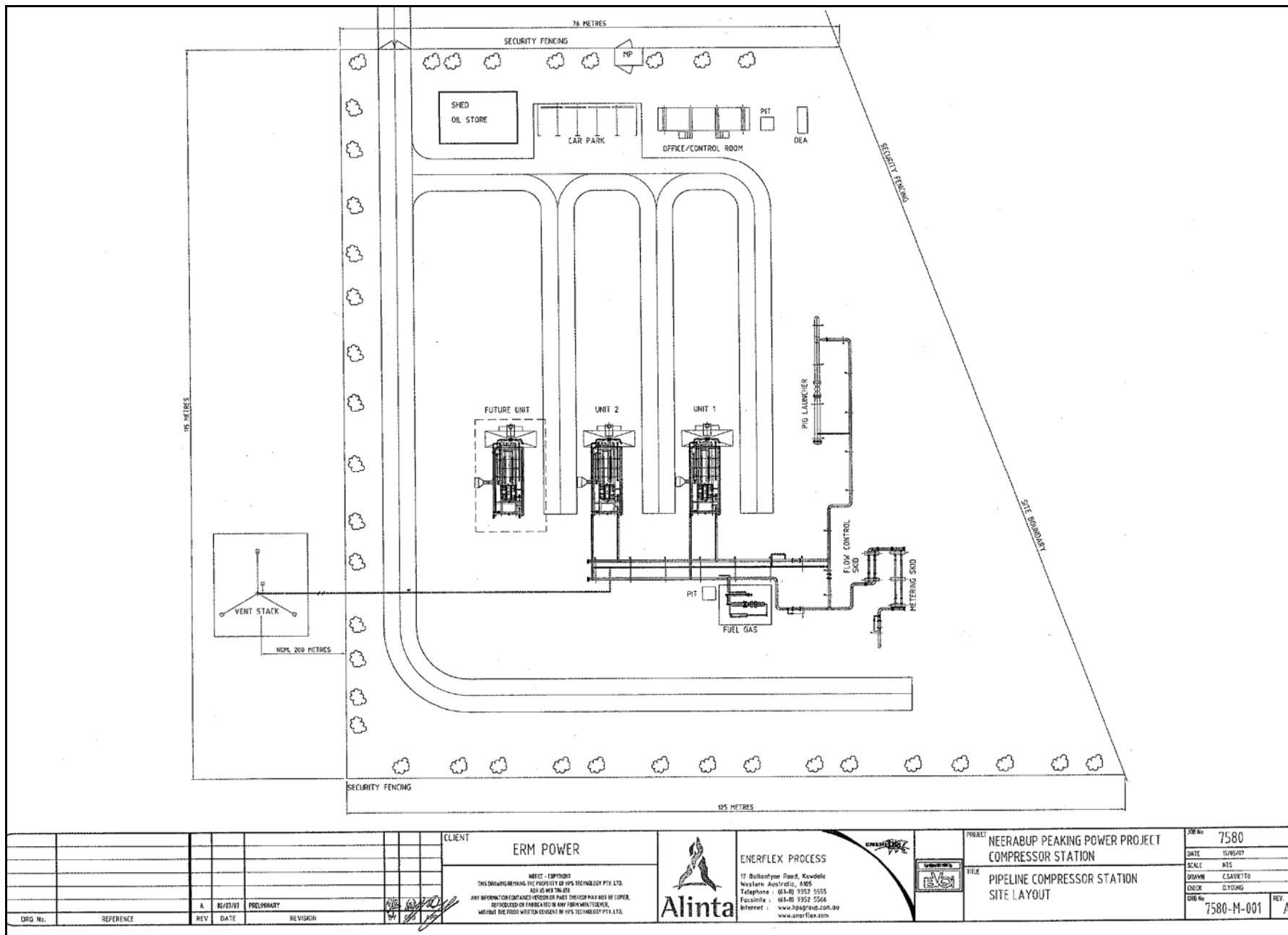


Figure 4 Compressor station plant layout.

Schedule 2

Specifications for the content of the Greenhouse Gas Abatement Programme

The Programme should be based upon the principles in the Environmental Protection Authority Guidance Statement – *Minimising Greenhouse Gas Emissions, Guidance for the Assessment of Environmental Factors*, No. 12, October 2002.

Items which a Programme should include in most cases:

- 1 calculation of the “greenhouse gas” emissions associated with the proposal;
- 2 specific measures to minimise the total net “greenhouse gas” emissions and/or the “greenhouse gas” emissions per unit of product associated with the proposal using a combination of “no regrets” and “beyond no regrets” measures;
- 3 consideration of the implementation of “greenhouse gas” offset strategies;
- 4 estimation of the “greenhouse gas” efficiency of the project (per unit of product or other agreed performance indicators) and comparison with the efficiencies of other comparable projects producing a similar product, both within Australia and overseas;
- 5 implementation of thermal efficiency design and operating goals consistent with the Australian Greenhouse Office Technical Efficiency guidelines in design and operational management;
- 6 actions for the monitoring, regular auditing and annual reporting of “greenhouse gas” emissions and emission reduction strategies;
- 7 a target set by the proponent for the progressive reduction of total net “greenhouse gas” emissions and/or “greenhouse gas” emissions per unit of product and as a percentage of total emissions over time, and annual reporting of progress made in achieving this target. Consideration should be given to the use of renewable energy sources such as solar, wind or hydro power;
- 8 a program to achieve reduction in “greenhouse gas” emissions, consistent with the target referred to in (7) above;
- 9 entry, whether on a project-specific basis, company-wide arrangement or within an industrial grouping, as appropriate, into the Commonwealth Government’s “Greenhouse Challenge” voluntary cooperative agreement program, which includes:
 1. an inventory of emissions;
 2. opportunities for abating “greenhouse gas” emissions in the organisation;
 3. a “greenhouse gas” mitigation action plan;
 4. regular monitoring and reporting of performance; and
 5. independent performance verification;
- 10 review of practices and available technology; and
- 11 “continuous improvement approach” so that advances in technology and potential operational improvements of plant performance are adopted.

Note: In item (2) above, the following definitions apply:

1. “no regrets” measures are those which can be implemented by a proponent and which are effectively cost-neutral; and
2. “beyond no regrets” measures are those which can be implemented by a proponent and which involve additional costs which are not expected to be recovered.

Attachment 1 to Statement 759

Change to Proposal

Proposal: 330 MW Gas-Fired Power Station, Neerabup

Proponent: NewGen Neerabup Pty Ltd

Change: The original gas pipeline route that was assessed by the EPA ran around the boundary of Bush Forever Site No. 451. The new gas pipeline route will run through the eastern edge of Bush Forever Site No. 451, immediately adjacent to Old Yanchep Road.

Components of original Proposal as implemented:

The original route of the gas pipeline around the boundary of Bush Forever Site No. 451 is depicted by the dark red dashed line in Figure 1.1 (attached).

Components of changed Proposal:

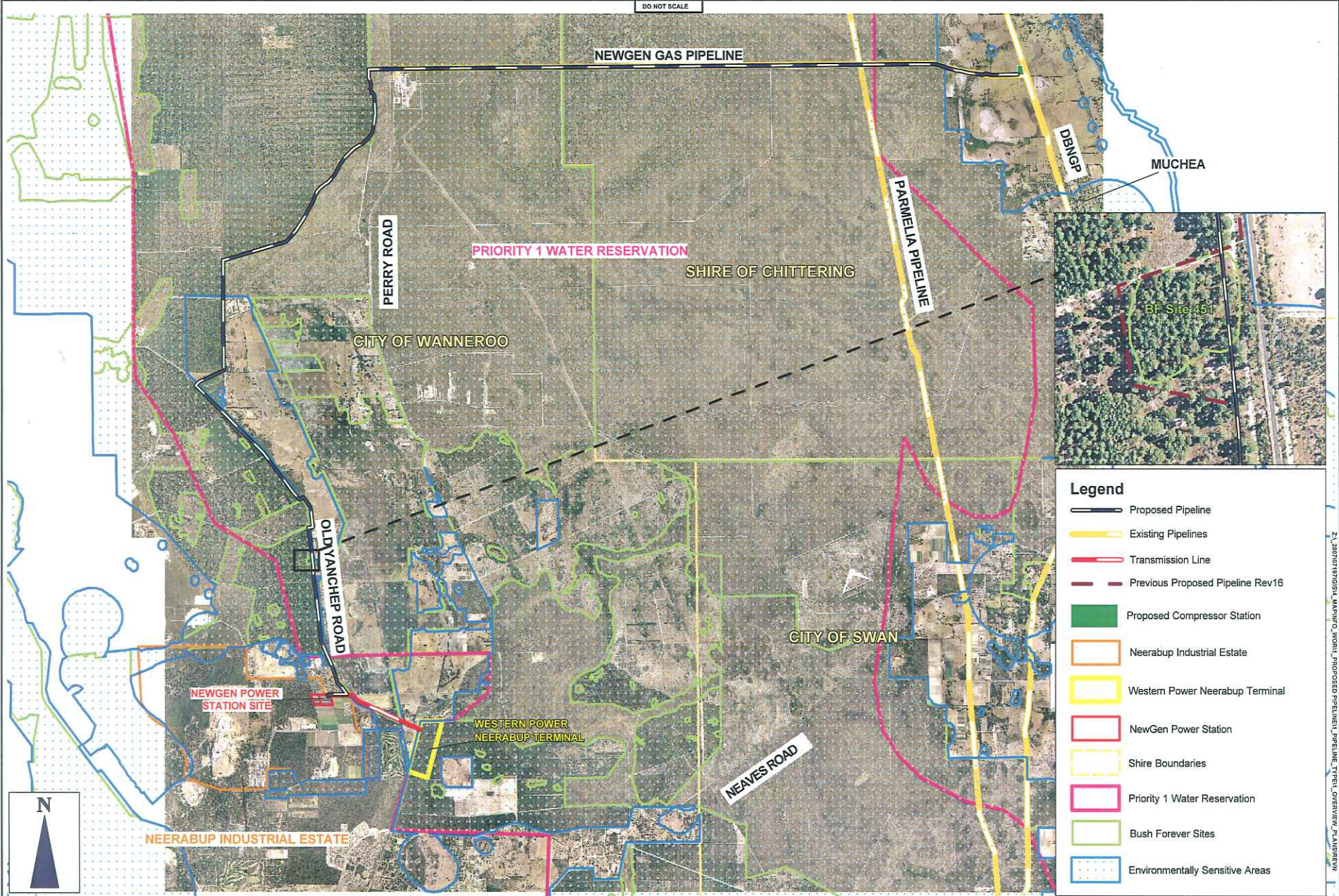
The new gas pipeline route through the eastern edge of Bush Forever Site No. 451 is depicted by the blue and white dashed line in Figure 1.1 (attached).

**Approved under delegation
from Minister for the Environment:**
Delegation under section 18 of
the Environmental Protection Act
Dated 24 November 2004

S45C Approval Date: 10.10.08

Published on 10 OCT 2008

DO NOT SCALE



Legend

- Proposed Pipeline
- Existing Pipelines
- Transmission Line
- Previous Proposed Pipeline Rev16
- Proposed Compressor Station
- Neerabup Industrial Estate
- Western Power Neerabup Terminal
- NewGen Power Station
- Shire Boundaries
- Priority 1 Water Reservation
- Bush Forever Sites
- Environmentally Sensitive Areas

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N	140999	INSERT ADDED TO SHOW REV16 OMC OPTION AND RE SITE 451	LF		
M	150958	ESA AREAS ADDED	CR		
O	150959	ONG DETAIL UPDATED CURRENT REV 21 OMC OPTION	MA		
K	140467	POWER STATION SITE UPDATED	REL		
J	127070	REV 12 OMC OPTION	CB		
I	117070	REV 10 OMC OPTION	CR		
H	100707	REV 9 OMC OPTION	REL		
G	250467	REV 8 OMC OPTION COMPRESSOR STATION REVISED	REL		
N					
Date		REVISION	Drawn	Drawn	Appr

energy solutions
erm power

NEWGEN POWER

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NewGen Power 330 MW Gas-fired Power Station
Figure 1.1
NewGen Power 330 MW Gas-fired Power Station
Overview Plan

DRAWING NUMBER
07197-001
REV N
DATE 15/12/06

Attachment 2 to Ministerial Statement 759

Change to proposal approved under section 45C of the *Environmental Protection Act 1986*

This Attachment replaces Schedule 1, Attachment 1 and Figures 1 and 2 of Ministerial Statement 759

Proposal: 330 MW Gas-Fired Power Station, Neerabup

Proponent: NewGen Neerabup Pty Ltd

Change:

- To remove the 330-kilovolt electricity transmission line component from the proposal.
- Update current address of proposal.

Table 1: Summary of the Proposal

Proposal Title	330MW Gas-Fired Power Station, Neerabup
Short Description	The proposal is to construct and operate a 330-megawatt open cycle gas-turbine power station within Lot 100 Trandos Road, Neerabup ; and a 30 kilometer long gas pipeline and compressor station to transport natural gas from the Dampier to Bunbury Natural Gas Pipeline to the power station.

Table 2: Location and authorised extent of physical and operational elements

Element	Previously Authorised Extent	Authorised Extent
Project purpose	To construct, operate and maintain a 330MW power station and associated infrastructure.	To construct, operate and maintain a 330MW power station and associated infrastructure.
Project life	30 years.	30 years.
Power output	330MW (nominal).	330MW (nominal).
Sent out electricity	Approximately 867GWh/yr.	Approximately 867GWh/yr.
Thermal efficiency	33.3% HHV at 25°C and 60% relative humidity.	33.3% HHV at 25°C and 60% relative humidity.
Plant operation	Intermittent operation to suit demand - peak and shoulder periods	Intermittent operation to suit demand - peak and shoulder periods
Operating hours	Approximately 2628 hours per year.	Approximately 2628 hours per year.
Capacity factor	Approximately 30%.	Approximately 30%.

Element	Previously Authorised Extent	Authorised Extent
Power station footprint	Site is 10ha of cleared farming land of which approximately 4ha is used for infrastructure.	Site is 10ha of cleared farming land of which approximately 4ha is used for infrastructure.
Pipeline footprint	Construction corridor 30m wide over 30km length. Approximately 30ha of native vegetation to be cleared and rehabilitated after construction.	Construction corridor 30m wide over 30km length. Approximately 30ha of native vegetation to be cleared and rehabilitated after construction.
Transmission line footprint	Approximately 400m ² of native vegetation for construction of each of seven single column power pole bases.	Removed
Fuel type	Natural gas.	Natural gas.
Fuel source	North-west Shelf.	North-west Shelf.
Fuel method of transport	Dampier to Bunbury Natural Gas Pipeline and an approximately 30km long gas pipeline lateral to the power station site.	Dampier to Bunbury Natural Gas Pipeline and an approximately 30km long gas pipeline lateral to the power station site.
Major plant components		
Power station gas turbines	Two 165MW open-cycle gas turbines fitted with low NO _x burners.	Two 165MW open-cycle gas turbines fitted with low NO _x burners.
Number of stacks	2	2
Height of stacks	35m	35m
Stack diameter	6m	6m
Gas pipeline	A dedicated lateral from the Dampier to Bunbury Natural Gas Pipeline of approximately 30km length.	A dedicated lateral from the Dampier to Bunbury Natural Gas Pipeline of approximately 30km length.
Compressor station	Located on gas pipeline lateral and consists of two compressor units with only one unit in operation at any time.	Located on gas pipeline lateral and consists of two compressor units with only one unit in operation at any time.
Electricity transmission line	330kV line to Western Power Neerabup terminal substation - approximately 2km long.	Removed

Element	Previously Authorised Extent	Authorised Extent
Inputs		
Natural gas	Approximately 11.2PJ per year.	Approximately 11.2PJ per year.
Process water	Approximately 15ML per year from on-site bore	Approximately 15ML per year from on-site bore
Outputs		
Wastewater	No discharge of wastewater.	No discharge of wastewater.
Oxides of nitrogen (NO _x)	380,000kg/yr, (< 25ppmv @ 15% O ₂).	380,000kg/yr, (< 25ppmv @ 15% O ₂).
Particulates (PM ₁₀)	74,000kg/yr.	74,000kg/yr.
Carbon monoxide (CO)	93,000kg/yr (< 10ppmv @ 15% O ₂).	93,000kg/yr (< 10ppmv @ 15% O ₂).
Sulphur dioxide (SO ₂)	5,100kg/yr.	5,100kg/yr.
Direct greenhouse gas emissions	Approximately 590,000 tonnes of CO ₂ -e per year.	Approximately 590,000 tonnes of CO ₂ -e per year.
Full fuel cycle greenhouse gas emissions	Approximately 673,000 tonnes of CO ₂ -e per year.	Approximately 673,000 tonnes of CO ₂ -e per year.
Greenhouse intensity	Approximately 554kg of CO ₂ -e per MWh.	Approximately 554kg of CO ₂ -e per MWh.
Noise	Will comply with the <i>Environmental Protection (Noise) Regulations 1997</i> : < 30dB(A) at nearest residential property; and < 65dB(A) at nearest industrial property.	Will comply with the <i>Environmental Protection (Noise) Regulations 1997</i> : < 30dB(A) at nearest residential property; and < 65dB(A) at nearest industrial property.

Note: Text in **bold** in Tables 1 and 2 indicates a change to the proposal.

Table 3: Abbreviations

Abbreviation	Term
CEO	Chief Executive Officer
CO ₂ -e	carbon dioxide equivalent
dB(A)	decibels (A-weighted)
GWh/yr	gigawatt hours per year
ha	hectare
HHV	higher heating value
kg	kilograms
kg/yr	kilograms per year
km	kilometre
kV	kilovolt (10 ³ volts)
m	metres
m ²	square metres

Abbreviation	Term
ML	megalitres (10 ⁶ litres)
m/s	metres per second
MW	megawatts (10 ⁶ watts)
MWh	megawatt hours
O ₂	oxygen
PJ	petajoules (10 ¹⁵ joules)
PM ₁₀	particulate matter with an aerodynamic diameter of less than 10 micrometres
ppmv	parts per million by volume

Figures (attached)

- Figure 1 Regional Location
- Figure 2 Location of NewGen Neerabup power station
- Figure 3 Power station plant layout
- Figure 4 Compressor station plant layout

Table 4: Development Envelope Coordinates

Coordinates defining the 330 MW Gas-Fired Power Station, Neerabup development envelope are held by the Department of Water and Environmental Regulation, document reference number DWERDT347274.

[Signed 2 June 2021]

Professor Matthew Tonts
 CHAIR
 Environmental Protection
 Authority
 under delegated authority

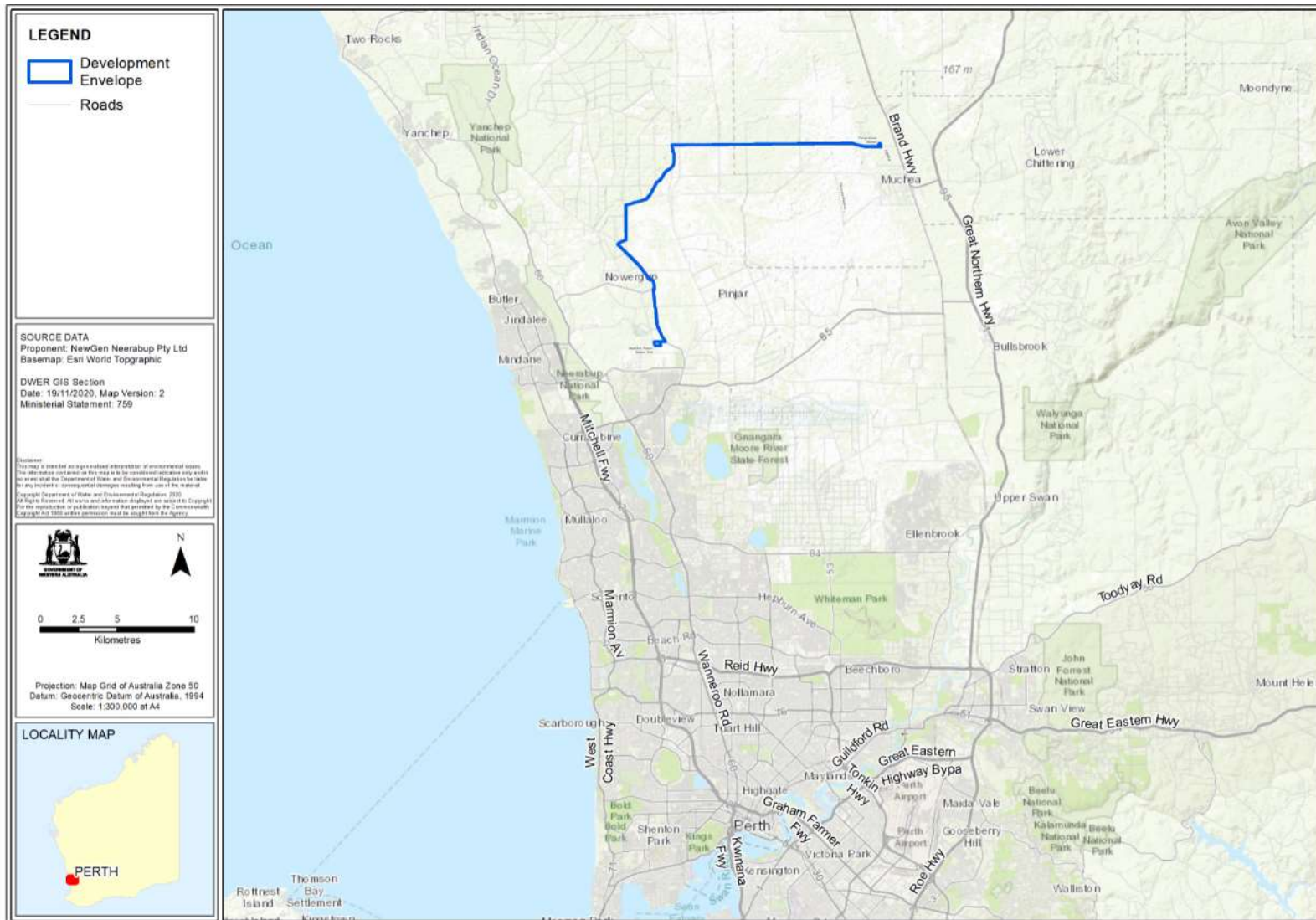


Figure 1: Regional Location

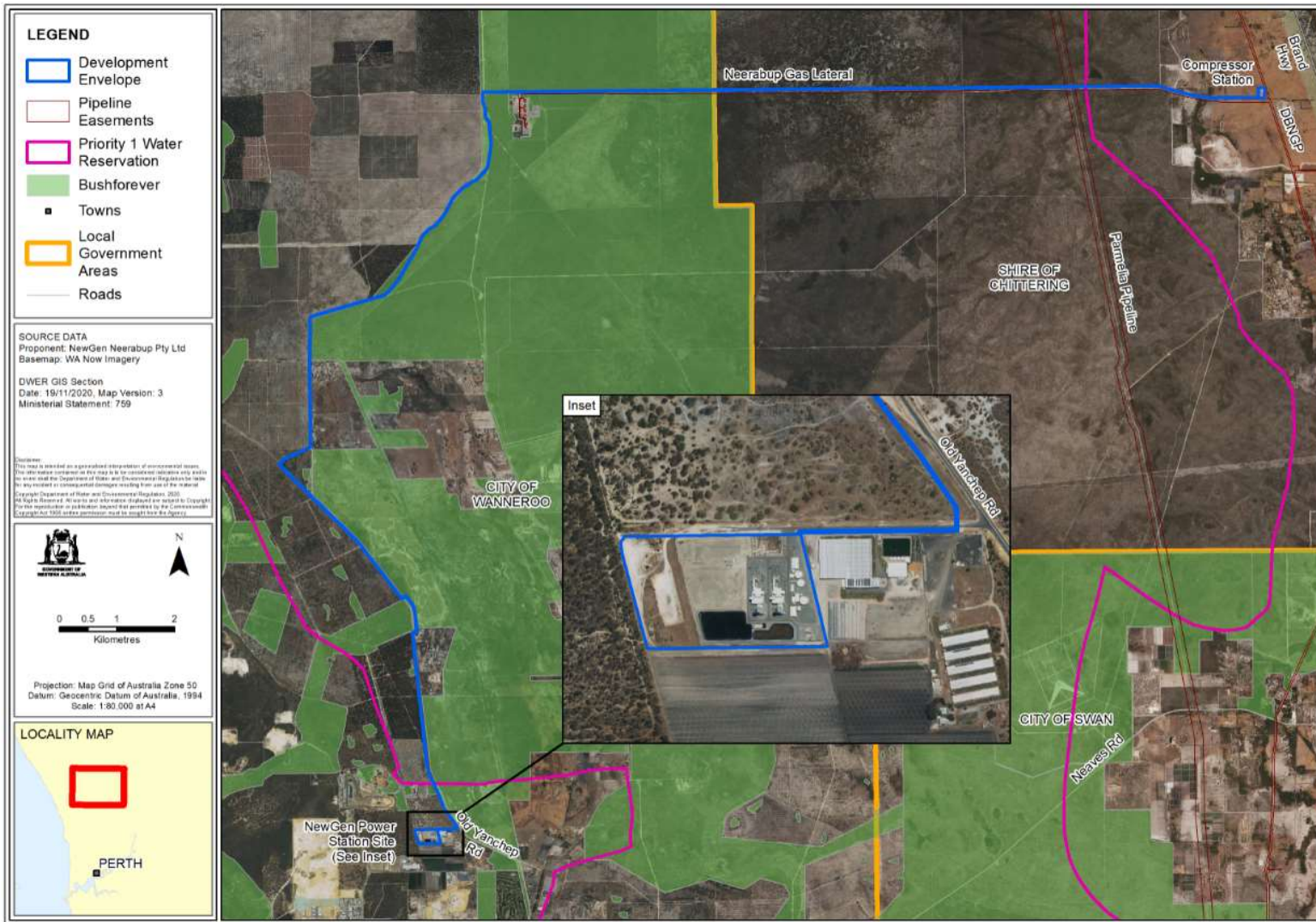


Figure 2: Location of the NewGen Neerabup power station and development envelope

Appendix C Ministerial Statement 1176

THIS DOCUMENT

This document has been produced by the Office of the Appeals Convenor as an electronic version of the original Statement for the proposal listed below as signed by the Minister and held by this Office. Whilst every effort is made to ensure its accuracy, no warranty is given as to the accuracy or completeness of this document.

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Published on: 25 November 2021

Statement No. 1176

**STATEMENT TO CHANGE THE IMPLEMENTATION CONDITIONS
APPLYING TO A PROPOSAL
(Section 46 of the *Environmental Protection Act 1986*)**

330 MW GAS-FIRED POWER STATION, NEERABUP

Proposal: The proposal is to construct and operate a 330 megawatt open cycle gas-turbine power station within Lots 506 and 507 Pederick Road, Neerabup and a 30-kilometre long gas pipeline and compressor station to transport natural gas from the Dampier to Bunbury Natural Gas Pipeline to the power station; and a 330 kilovolt electricity transmission line, approximately two kilometres long, to connect the power station to the Western Power Neerabup terminal substation.

Proponent: NewGen Neerabup Pty Ltd
Australian Company Number 126 965 722

Proponent Address: Level 4, St George's Square
225 St George's Terrace
PERTH WA 6000

Report of the Environmental Protection Authority: 1706

Previous Report Relating to this Proposal: 1268

Preceding Statement/s Relating to this Proposal: 759

Pursuant to section 45 of the *Environmental Protection Act 1986*, as applied by section 46(8), it has been agreed that the implementation conditions set out in Ministerial Statement No. 759, be changed as specified in this Statement.

Conditions 5 and 9 of Ministerial Statement 759 are deleted.

Condition 11 of Ministerial Statement 759 is changed by removing condition 11-1 and amending 11-2:

11 Decommissioning

11-2 At least twelve (12) months prior to the anticipated date of closure, or at a time approved by the CEO, the proponent shall submit a Final Decommissioning Plan designed to ensure that the site is suitable for future land uses, for approval of the CEO.

The Final Decommissioning Plan shall set out procedures and measures for:

- (1) removal or, if appropriate, retention of plant and infrastructure agreed in consultation with relevant stakeholders;
- (2) rehabilitation of all disturbed areas to a standard suitable for the agreed new land use(s); and
- (3) identification of contaminated areas, including provision of evidence of notification and proposed management measures to relevant statutory authorities.

11-3 The proponent shall implement the Final Decommissioning Plan required by condition 11-2 until such time as the Minister for the Environment determines, on advice of the CEO, that the proponent's decommissioning responsibilities have been fulfilled.

11-4 The proponent shall make the Final Decommissioning Plan required by condition 11-2 publicly available in a manner approved by the CEO.

Note: CEO means the Chief Executive Officer of the Department of the Public Service of the State responsible for the administration of section 48 of the *Environmental Protection Act 1986*, or the CEO's delegate.

[signed on 25 November 2021]

HON AMBER-JADE SANDERSON MLA
MINISTER FOR ENVIRONMENT; CLIMATE ACTION

Appendix D MS 759 Compliance Assessment

Table D.1: MS 759 Audit Table

Audit Code Subject	Action How Objective Criteria	Phase	When/Where	Evidence	Comments	Status
759:M1.1 Proposal Implementation	<u>Action</u> Implement the proposal as documented and described in schedules 1 and 2 of Statement 759 subject to the conditions and procedures of this statement.	Overall.		R01_71226 Shell Neerabup CAR 2024-25 (Rev 0) Appendix C	Refer to Appendix C of this audit report which outlines compliance with Schedule 1.	Compliant
	<u>Objective</u> To avoid unforeseen or unassessed impacts.			R02_68241 Shell Neerabup CAR 2023-24 (Rev 0) Condition 759:M10.1.	Refer to 759:M10.1 which addresses compliance with Schedule 2, which is considered completed.	
759:M2.1 Proponent Nomination and Contact Details	<u>Action</u> The proponent for the time being nominated by the Minister for the Environment under sections 38(6) or 38(7) of the Environmental Protection Act 1986 is responsible for the implementation of the proposal. <u>Objective</u> To ensure legal responsibility rests with the nominated proponent.	Overall.		Site Inspection 02/12/2025 M01_Site inspection checklist	NewGen Neerabup Partnership is still the proponent for the proposal.	Compliant
759:M2.2 Proponent Nomination and Contact Details	<u>Action</u> Notify the Chief Executive Officer of the DEC (CEO) of any change of the name and address for the serving of notices or other correspondence within 30 days of such change. <u>How</u> Written notification. <u>Objective</u> To enable the DEC to maintain contact with the proponent.	Overall.	Within 30 days of change of contact details.	Site Inspection 02/12/2025 M01_Site inspection checklist	The auditor was advised the proponent contact name and address did not change during the audit period.	Compliant
759:M3.1 Time Limit of Authorisation	<u>Action</u> The authorisation to implement the proposal provided for in Ministerial Statement 759 shall lapse and be void within five years after the date of this statement if the proposal to which this statement relates is not substantially commenced. <u>How</u> Commence substantial construction. <u>Objective</u> To define the period for which the authorisation to implement is valid.	Overall.	Prior to 21 January 2013.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2024 CAR.	Completed
759:M3.2 Time Limit of Authorisation	<u>Action</u> Provide the CEO with written evidence which demonstrates that the proposal has substantially commenced on or before the 21 January 2013. <u>How</u> Written evidence. <u>Objectives</u> To ensure the CEO is notified that the project has substantially commenced.	Overall.	Prior to 21 January 2013.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2024 CAR.	Completed
759:M4.1 Compliance Report	<u>Action</u> Submit to the CEO environmental compliance reports annually reporting on the previous twelve-month period, unless required by the CEO to report more frequently.	Overall.	Annually unless required by the CEO to report more frequently.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	The 2024 Compliance Assessment Report (CAR) (R02) addressed the audit period from 1 July 2023 to 30 June 2024 and was submitted by Shell Energy to DWER.	Compliant

Audit Code Subject	Action How Objective Criteria	Phase	When/Where	Evidence	Comments	Status
	<p><u>How</u> Written evidence addressing each element of the audit table.</p> <p><u>Objective</u> To provide evidence that the proposal is being implemented as approved and that the relevant conditions and commitments are being met.</p>			C01_DWER AER & AACR submission - 2024-2025		
759:M4.2 Compliance Reporting	<p><u>Action</u> Prepare and submit an Audit Program in a format acceptable to the CEO.</p>	Design.		R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M4.3 Compliance Reporting	<p><u>Action</u> Submit compliance reports to CEO.</p> <p><u>How</u> Environmental compliance reports shall:</p> <ol style="list-style-type: none"> 1. Be endorsed by signature of the proponent's CEO or a person, approved in writing by the CEO, delegated to sign on behalf of the proponent's CEO. 2. State whether the proponent has complied with each condition and procedure contained in Statement 759. 3. Provide verifiable evidence of compliance with each condition and procedure contained in Statement 759. 4. State whether the proponent has complied with each key action contained in any environmental management plan or program required by Statement 759. 5. Provide verifiable evidence of conformance with each key action contained in any environmental management plan or program required by Statement 759. 6. Identify all non-compliances and non-conformances and describe the corrective and preventative actions taken in relation to each non-compliance or non-conformance. 7. Review the effectiveness of all corrective and preventative actions taken. 8. Describe the state of implementation of the proposal. <p><u>Objective</u> To provide evidence that the proposal is being implemented as approved, and that the relevant conditions and commitments are being met.</p>	Overall.	Annually, unless required by the CEO to report more frequently.	<p>R01_71226 Shell Neerabup CAR 2024-25 (Rev 0)</p> <p>R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)</p>	<p>The 2024 Compliance Assessment Report (CAR) (R01) addressed the audit period from 1 July 2023 to 30 June 2024 and was submitted by Shell Energy to DWER.</p> <p>The CAR:</p> <ol style="list-style-type: none"> 1. Was endorsed by signature of a person, approved in writing by the CEO, delegated to sign on behalf of the proponent's CEO in Appendix A. 2. States that the proponent has complied with each condition and procedure contained in Statement 759 in Appendix A. 3. Provides verifiable evidence of compliance with each condition and procedure contained in Statement 759 in Appendix B. 4. States whether the proponent has complied with each key action contained in any environmental management plan or program required by Statement 759 in Appendix D. 5. Provides verifiable evidence of conformance with each key action contained in the GGAP (environmental management plan or program required by Statement 759) in Appendix D. Actions in the RMP have been deemed completed. 6. Identifies that there were no non-compliances in Section 4. 7. Describes the state of implementation of the proposal in Section 2. 	Compliant
759:M4.4 Compliance Reporting – Public Availability	<p><u>Action</u> Compliance reports shall be made publicly available in a manner approved by the CEO.</p> <p><u>How</u> Carry out the following:</p> <ol style="list-style-type: none"> 1. Advertise the availability of the document in the 'Public Notices Section' of the local community newspaper. 2. Provide copies of the documentation to the DEC library (1 hard copy, 1 CD copy), local government public library (2 copies), JS Battye library (2 copies). 3. Post the document on the proponent's website. <p><u>Objective</u> To ensure that the public is kept informed.</p>	Overall.		<p>R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)</p> <p>E01_Shell Website Screenshot 2025-12-15</p>	<p>The 2024 Compliance Assessment Report (R01) is available on the Shell Energy website at https://shellenergy.com.au/energy-plans-terms-conditions/ (E01) (accessed 15/12/2025)</p>	Compliant
759:M5	Under Ministerial Statement 1176, Condition 5 has been deleted					

Audit Code Subject	Action How Objective Criteria	Phase	When/Where	Evidence	Comments	Status
Performance Review						
759:M6.1 Vegetation Disturbance – Boundaries	<p><u>Action</u> Prior to ground disturbing activities, clearly delineate on the ground the boundaries of the gas pipeline lateral and electricity transmission line easements and the area of disturbance outside the easements.</p> <p><u>How</u> Boundaries are to be clearly visible for workers conducting disturbance activities.</p> <p><u>Objectives</u> To ensure no disturbance occurs to vegetation outside the boundaries.</p>	Design and construction.	Prior to ground-disturbing activities.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M6.2 Vegetation Disturbance – Exceedance of Boundaries	<p><u>Action</u> Do not cause disturbance of vegetation outside the delineated gas pipeline lateral and electricity line easements, or the delineated area of disturbance outside the easements referred to in condition 6–1, unless authorised by the Minister for the Environment.</p> <p><u>How</u> Clearing to only be within delineated areas.</p> <p><u>Objective</u> To ensure no disturbance of vegetation outside the delineated boundaries.</p>	Overall.		R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M6.3 Vegetation Disturbance – Environmentally Sensitive Areas	<p><u>Action</u> Do not cause or allow disturbance of vegetation outside a 20-metre-wide gas pipeline lateral easement in environmentally sensitive areas, unless authorised by the Minister for the Environment.</p> <p><u>How</u> Delineated areas within environmentally sensitive areas to be limited to a 20 m wide easement unless otherwise authorised by the Minister for the Environment.</p> <p><u>Objective</u> To ensure no additional disturbance of vegetation occurs outside approved boundaries in environmentally sensitive areas</p>	Construction.	Within Environmentally Sensitive Areas.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M7.1 Rehabilitation – Management Plan	<p><u>Action</u> Prior to ground disturbing activities prepare a Rehabilitation Management Plan in consultation with DEC, to the requirements of the Minister for Environment on advice of the EPA.</p> <p><u>How</u> The Rehabilitation Management Plan shall address: 1. Weed management protocols. 2. Dieback management protocols. 3. Soil management protocols. 4. Rehabilitation completion criteria. 5. The need for propagule augmentation to achieve completion criteria. 6. With reference to, EPA Guidance Statement No. 6 - Rehabilitation of Terrestrial Ecosystems.</p> <p><u>Objective</u> To ensure rehabilitation meets EPA requirements.</p>	Design.	Prior to ground-disturbing activities	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed

Audit Code Subject	Action How Objective Criteria	Phase	When/Where	Evidence	Comments	Status
759:M7.2 Rehabilitation – Management Period	<p><u>Action</u> Manage rehabilitation of the gas pipeline lateral and electricity transmission line easements until the rehabilitation completion criteria, referred to in condition 7-1, have been achieved.</p> <p><i>(Note: obligations under DoIR legislation mean the vehicular access track must be maintained and thus certain completion criteria may not be achievable within the access track).</i></p> <p><u>How</u> In accordance with industry best practice environmental management and rehabilitation plan. Criteria established by M7.1 and EPA Guidance Statement No. 6 - Rehabilitation of Terrestrial Ecosystems.</p> <p><u>Objective</u> To ensure rehabilitation meets EPA requirements.</p>	Overall.		R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M7.3 Rehabilitation Management Plan – Review and Revision	<p><u>Action</u> As required, review and revise the Rehabilitation Management Plan in consultation with DEC.</p> <p><u>How</u> With reference to EPA Guidance Statement No. 6 – Rehabilitation of Terrestrial Ecosystems.</p> <p><u>Objective</u> To ensure rehabilitation meets DEC and EPA requirements.</p>	Overall.		R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M7.4 Rehabilitation Management Plan – Implementation	<p><u>Action</u> Implement the Rehabilitation Management Plan required by M7.1 and subsequent revisions of the Rehabilitation Management Plan as required by M7.3.</p> <p><u>Objective</u> To ensure rehabilitation planning and activities are implemented.</p>	Overall.		R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M7.5 Rehabilitation Management Plan – Public Availability	<p><u>Action</u> The Rehabilitation Management Plan and subsequent revisions shall be made publicly available in a manner approved by the CEO.</p> <p><u>How</u> Carry out the following (according to the recently approved Audit Program):</p> <ol style="list-style-type: none"> 1. Advertise the availability of the document in the ‘Public Notices Section’ of the local community newspaper. 2. Provide copies of the documentation to the DEC library (1 hard copy, 1 CD copy), local government public library (2 copies), JS Battye library (2 copies). 3. Post the document on the proponent’s website. <p><u>Objective</u> To ensure the public is kept informed.</p>	Overall.	After approval of the Plan by Minister for Environment	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M8.1:1 Fauna – Trench Clearing	<p><u>Action</u> Trapped fauna within open trenches shall be cleared and recorded by a suitably trained fauna-clearing person no later than three hours after sunrise. The clearing and recording shall be repeated before sunset.</p> <p><i>(Note: “Fauna-clearing person” means an employee of the proponent whose responsibility it is to walk the open trench to recover and record fauna found within the trench.)</i></p>	Construction.	No later than three hours after sunrise and again before sunset.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed

Audit Code Subject	Action How Objective Criteria	Phase	When/Where	Evidence	Comments	Status
	<u>How</u> Employ a suitably trained fauna management person. <u>Objective</u> To minimise death or injury to fauna trapped in the open trenches.					
759:M8.1:2 Fauna – Trench Clearing	<u>Action</u> Open trenches shall be cleared and recorded by a suitably trained fauna-clearing person no more than one hour prior to backfilling of trenches. <u>How</u> Implement Fauna Management Plan/Protocol. <u>Objective</u> To minimise death or injury to fauna trapped in open trenches.	Construction	No more than one hour before backfilling of trenches.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M8.2 Fauna	<u>Action</u> The fauna-clearing person shall be experienced to the requirements of the DEC. <u>How</u> The fauna-clearing person will be experienced to the requirements of the DEC in: 1. Fauna identification, capture and handling (including venomous snakes). 2. Identification of tracks, scats, burrows and nests of conservation significant species. 3. Fauna vouchering. 4. Assessing injured fauna for suitability for release, rehabilitation or euthanasia. 5. Familiarity with the ecology of the species which may be encountered in order to be able to appropriately translocate fauna encountered. 6. Performing euthanasia. <u>Objective</u> To ensure fauna handling and assessment is of a high standard.	Construction.	Prior to trench construction and fauna handling.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M8.3 Fauna	<u>Action</u> Ensure that basic fauna handling training is provided to fauna clearing persons who do not possess the skills and experience outlined in M8-2 prior to the fauna-clearing person commencing employment. <u>How</u> Fauna handling training course delivered to inexperienced staff. <u>Objective</u> To ensure fauna handling and assessment is of a high standard.	Design.	Prior to trench construction and fauna handling by inexperienced persons.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M8.4 Fauna	<u>Action</u> Fauna handling training as outlined in M8.3 shall be developed in consultation with the DEC. <u>How</u> In consultation with DEC. <u>Objective</u> To ensure best practice fauna handling and assessment.	Design.	Prior to fauna handling by inexperienced persons.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed

Audit Code Subject	Action How Objective Criteria	Phase	When/Where	Evidence	Comments	Status
759:M8.5 Fauna	<p><u>Action</u> Open trench lengths shall not exceed a length capable of being inspected and cleared by fauna clearing persons within the required times as set out in condition 8.1.</p> <p><u>Objective</u> To minimise death or injury to fauna trapped in the open trenches.</p>	Construction.	In areas where there are open trenches.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M8.6 Fauna	<p><u>Action</u> Monitor weather forecasts through the Bureau of Meteorology and in the event of a weather forecast indicating rainfall sufficient to cause flooding of trenches or drowning of fauna trapped in trenches, in consultation with DEC, backfill all lengths of open trench with a potential to be flooded or cause drowning of fauna.</p> <p><u>How</u> Monitor weather forecasts in areas where there are open trenches. Calculate rainfall level which could cause flooding of trenches or drowning of fauna. Consult with DEC where weather indicates potential flooding or drowning of fauna could occur as to whether backfilling of trenches needs to occur.</p> <p><u>Objective</u> To minimise harm to fauna trapped in open trenches.</p>	Construction.	In areas where there are open trenches.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M8.7:1 Fauna	<p><u>Action</u> Produce a report on fauna management within the gas pipeline lateral easement at the completion of gas pipeline construction and provide report to the CEO no later than 14 days after the completion of the gas pipeline construction.</p> <p><u>How</u> The Fauna Management Report shall include: 1. Details of all fauna inspections. 2. The number of fauna cleared from trenches. 3. Fauna interactions. 4. Fauna mortalities. 5. All actions taken.</p> <p><u>Objective</u> To ensure that fauna management was carried out in accordance with conditions and, to understand project impacts on fauna and to further develop industry best practice fauna management.</p>	Post-construction.	Provided to CEO no later than 13 days after the completion of gas pipeline construction.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M8.7:2 Fauna	<p><u>Action</u> Report on fauna management to be made publicly available in a manner approved by the CEO.</p> <p><u>How</u> Carry out the following (according to the recently approved Audit Program): 1. Advertise the availability of the document in the 'Public Notices Section' of the local community newspaper. 2. Provide copies of the documentation to the DEC library (1 hard copy, 1 CD copy), local government public library (2 copies), JS Battye library (2 copies). 3. Post the document on the proponent's website.</p>	Post-construction.	No later than 13 days after the completion of gas pipeline construction.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed

Audit Code Subject	Action How Objective Criteria	Phase	When/Where	Evidence	Comments	Status
	<u>Objective</u> To ensure the public is informed of project impacts on fauna					
759 M9 Stack Emissions	Under Ministerial Statement 1176, Condition 9 has been deleted					
759:M10.1 Greenhouse Gas Abatement	<u>Action</u> Prior to commencement of ground disturbing activities, prepare and submit a Greenhouse Gas Abatement Programme for approval by CEO. <u>How</u> The Greenhouse Gas Abatement Programme shall set out measures and processes to: 1. Ensure that the plant is designed and operated in a manner which achieves reductions in “greenhouse gas” emissions as far as practicable. 2. Provide for ongoing “greenhouse gas” emissions reductions over time. 3. Ensure that the total net “greenhouse gas” emissions and/or “greenhouse gas” emissions per unit of product from the project are minimised; and 4. Manage “greenhouse gas” emissions in accordance with the Framework Convention on Climate Change 1992, and consistent with the contemporary National Greenhouse Strategy as updated from time to time. <u>Objective</u> To manage greenhouse gas emissions to achieve ongoing reductions and minimise project emissions. <u>Criteria</u> Criteria set out in Schedule 2 of Statement 759 and on advice from the EPA. With reference to EPA Guidance Statement No. 12, Minimising Greenhouse Gas Emissions	Design	Prior to commencement of ground disturbing activities.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
759:M10.2 Greenhouse Gas Abatement	<u>Action</u> Implement the Greenhouse Gas Abatement Programme unless modifications are approved by the CEO. <u>Objective</u> To manage greenhouse gas emissions to achieve ongoing reductions and minimise project emissions.	Overall.	Prior to commencement of ground disturbing activities.	R03_Neerabup Greenhouse Gas Abatement Programme (Rev 1.0) R01_71226 Shell Neerabup CAR 2024-25 (Rev 0) Appendix D	The GGAP (Rev 1.0) (R03) is being implemented (refer to Appendix D). No modifications have been made to the plan during the audit period. Of the seven key actions, two were completed, and five were compliant.	Compliant
759:M10.3 Greenhouse Gas Abatement	<u>Action</u> Prior to commencement of ground disturbing activities, the Greenhouse Gas Abatement Programme required by condition 10.1 shall be made publicly available in a manner approved by the CEO. <u>How</u> Carry out the following (according to the recently approved Audit Program): 1. Advertise the availability of the document in the ‘Public Notices Section’ of the local community newspaper. 2. Provide copies of the documentation to the DEC library (1 hard copy, 1 CD copy), local government public library (2 copies), JS Battye library (2 copies). 3. Post the document on the proponent’s website. <u>Objective</u> To ensure the public is kept informed.	Design.	Prior to commencement of ground disturbing activities.	R03_Neerabup Greenhouse Gas Abatement Programme Rev 1.0 E01_Shell Website Screenshot 2025-12-15	The GGAP (R03) is made publicly available on the Shell Energy website at https://shellenergy.com.au/energy-plans-terms-conditions/ consistent with DWER requirements for making documents regarding the proposal publicly available. The GGAP was available on the Shell Energy website at the time of the audit (E01) (accessed 15/12/2025).	Compliant

Audit Code Subject	Action How Objective Criteria	Phase	When/Where	Evidence	Comments	Status
759:M11.1 Decommissioning	Under Ministerial Statement 1176, Condition 11.1 has been deleted.					
1176:M11.2 Decommissioning	<p><u>Action</u> At least twelve (12) months prior to the anticipated date of closure, or at a time approved by the CEO, submit a Final Decommissioning Plan designed to ensure that the site is suitable for future land uses, for approval by the CEO.</p> <p><u>How</u> The Final Decommissioning Plan shall set out procedures and measures for: 1. Removal or, if appropriate, retention of plant and infrastructure agreed in consultation with relevant stakeholders. 2. Rehabilitation of all disturbed areas to a standard suitable for the agreed new land use(s). 3. Identification of contaminated area, including provision of evidence of notification and proposed management measures to relevant statutory authorities.</p> <p><u>Objective</u> To ensure that the site is left in an environmentally acceptable condition suitable for future land uses.</p>	Operation and Closure.	At least 12 months prior to anticipated closure.	Site Inspection 02/12/2025 M01_Site inspection checklist	The generators will operate for another 10 years to the next major service. The project is not within twelve months of the anticipated date of closure.	Not required at this stage
1176:M11.3 Decommissioning	<p><u>Action</u> The proponent shall implement the Final Decommissioning Plan required by condition 11-2 until such time as the Minister for the Environment determines, on advice of the CEO, that the proponent's decommissioning responsibilities have been fulfilled.</p> <p><u>Objective</u> To ensure that the Final Decommissioning Plan is implemented.</p>	Closure.	Until such time as the Minister for the Environment determines that decommissioning responsibilities have been fulfilled.	Refer to 759:M11.2	Refer to 1176:M11.2	Not required at this stage
1176:M11.4 Decommissioning	<p><u>Action</u> The Final Decommissioning Plan shall be made publicly available in a manner approved by the CEO.</p> <p><u>How</u> Carry out the following: 1. Advertise the availability of the document in the 'Public Notices Section' of the local community newspaper. 2. Provide copies of the documentation to the DEC library (1 hard copy, 1 CD copy), local government public library (2 copies), JS Battye library (2 copies). 3. Post the document on the proponent's website.</p> <p><u>Objective</u> To ensure the public is kept informed.</p>	Overall.	After approval of Plan by CEO, and prior to implementation of Plan.	Refer to 759:M11.2	Refer to 1176:M11.2	Not required at this stage

Appendix E Schedule 1 of MS 759 Compliance Assessment

Table E.1: Schedule 1 of MS 759 Audit Table

	Element	Description	Evidence	Comments	Status
Schedule1 01	Project purpose	To construct, operate and maintain a 330 MW power station and associated infrastructure.	Site Inspection 02/12/2025 R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	Previous Compliance Assessment Reports (R02) noted construction of the gas pipeline, transmission line and power station was completed in 2009. The power station was commissioned in December 2009, with operation and maintenance currently occurring. The facility manager advised that no changes have been made to the power station during the audit period.	Compliant
Schedule1 02	Project life	30 years.	Site Inspection 02/12/2025 M01_Site inspection checklist	No change. Closure is anticipated to occur in 2040.	Compliant
Schedule1 03	Power output	330 MW (nominal).	Site Inspection 02/12/2025 R02_68241 Shell Neerabup CAR 2023-24 (Rev 0) M01_Site inspection checklist	There have been no changes to the nominal power output for the power station.	Compliant
Schedule1 04	Sent out electricity	Approximately 867GWh/yr.	E02_2024-2025_Schedule 1 calcs_Audit Info Neerabup Stats_Compliance	Data shows that sent out electricity is 153.09 GWh/yr (E02).	Compliant
Schedule1 05	Thermal efficiency	33.3% HHV at 25°C and 60% relative humidity.	Site Inspection 02/12/2025 E02_2024-2025_Schedule 1 calcs_Audit Info Neerabup Stats_Compliance	Results from real-time monitoring recorded generator thermal efficiency at approximately 28.30% based upon average heat rate calculated from Energy sent out and gas consumed (E02).	Compliant
Schedule1 06	Plant operation	Intermittent operation to suit demand – peak and shoulder periods.	R04_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report	The number of starts and low run times reported by the facility is evidence of intermittent operation of the facility (R04).	Compliant
Schedule1 07	Operating hours	Approximately 2628 hours per year.	R04_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report	The operating hours for the two units combined was 892.00 hours during the audit period (R04).	Compliant
Schedule1 08	Capacity factor	Approximately 30%.	E02_2024-2025_Schedule 1 calcs_Audit Info Neerabup Stats_Compliance	Based upon 330.6 MW capacity, the capacity factor was 9.41% during the audit period (E02).	Compliant
Schedule1 09	Power station footprint	Site is 10 ha of cleared farming land of which approximately 4 ha is used for infrastructure.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
Schedule1 10	Pipeline footprint	Construction corridor 30 m wide over 30 km length. Approximately 30 ha of native vegetation to be cleared and rehabilitated after construction.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
Schedule1 11	Transmission line footprint	Approximately 400 m2 of native vegetation for construction of each of seven single column power pole bases.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR.	Completed
	Fuel				
Schedule1 12	Type	Natural gas.	Site Inspection 02/12/2025	Natural gas is delivered from the Dampier to Bunbury Natural Gas Pipeline (DBNGP) to lateral that serves the station. The site manager confirmed that electricity off the grid is required to start the Gas Turbines (Neerabup cannot black start / energise the grid).	Compliant
Schedule1 13	Source	North-west Shelf.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	As per previous CARs (R02), it has been noted that the supply of gas provided through the DBNGP is sourced from the North West Shelf, and supplemented from other gas fields en-route, and is controlled by the pipeline owner/operator (DBP).	Compliant

Element	Description	Evidence	Comments	Status
Schedule1 14	Method of transport	Dampier to Bunbury Natural Gas Pipeline and an approximately 30 km long gas pipeline lateral to the power station site.	Site inspection 02/12/2025 M01_Site inspection checklist	Gas is delivered from DBNGP to lateral that serves the station. Compliant
Major plant components				
Schedule1 15	Power station gas turbines	Two 165 MW open-cycle gas turbines fitted with low NOx burners.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR. Completed
Schedule1 16	Number of stacks	2.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR. Completed
Schedule1 17	Height of stacks	35 m.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR. Completed
Schedule1 18	Stack diameter	6 m.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR. Completed
Schedule1 19	Gas pipeline	A dedicated lateral from the Dampier to Bunbury Natural Gas Pipeline of approximately 30 km length.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR. Completed
Schedule1 20	Compressor station	Located on gas pipeline lateral and consists of two compressor units with only one unit in operation at any time.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR. Completed
Schedule1 21	Electricity transmission line	330 kV line to Western Power Neerabup terminal substation – approximately 2 km long.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was assessed as Completed in the 2018 CAR. Completed
Inputs				
Schedule1 22	Natural gas	Approximately 11.2 PJ per year.	E02_2024-2025_Schedule 1 calcs_Audit Info Neerabup Stats_Compliance	A total of 1.935 PJ of natural gas per year was utilised during the audit period (E02). Compliant
Schedule1 23	Process water	Approximately 15 ML per year from onsite bore.	E02_2024-2025_Schedule 1 calcs_Audit Info Neerabup Stats_Compliance	The <i>Rights in Water and Irrigation Act 1914</i> (RIWI Act) Licence entitlement is 100,000 kL per year and includes two bores established on the site. There was 19.39 ML abstracted in total for process water (E02). NewGen has requested a meeting with EPA and DWER to discuss corrective measures required to address this non-compliance (non-compliant in 2024). Non-compliant
Outputs				
Schedule1 24	Wastewater	No discharge of wastewater.	Site Inspection 02/12/2025 E04_675.073025.00001_SLR_Annual GME_Rev1	The EP Act Part V licence (L8356/2009) allows the discharge of wastewater from the oily water separator into the infiltration basin once water samples have confirmed the wastewater to be discharged has <5mg/L TRH. No discharges of wastewater were undertaken in the reporting period (E04). Compliant
Schedule1 25	Oxides of nitrogen (NO _x)	380,000kg/yr (<25 ppmv @ 15% O ₂).	R05_2025 NPI EmissionReport_Submitted E05_2024-25 Neerabup Emissions Fee Calc	Using National Pollutant Inventory (NPI) techniques it was estimated NO _x emissions were 60,828 kg for 2024/25 (R05). Compliant
Schedule1 26	Particulates (PM ₁₀)	74,000kg/yr.	R05_2024 NPI EmissionReport_Submitted E05_2024-25 Neerabup Emissions Fee Calc	Using NPI techniques, it is estimated PM ₁₀ emissions were 5,444 kg for 2024/25 (R05). Compliant
Schedule1 27	Carbon monoxide (CO)	93,000kg/yr (<10 ppmv @ 15% O ₂).	R05_2024 NPI EmissionReport_Submitted E05_2024-25 Neerabup Emissions Fee Calc	Using NPI techniques, it is estimated that CO emissions were 12,714 kg for 2024/25 (R05). Compliant

Element	Description	Evidence	Comments	Status
Schedule1 28	Sulphur dioxide (SO ₂)	5,100 kg/yr.	R05_2024 NPI EmissionReport_Submitted E05_2024-25 Neerabup Emissions Fee Calc	Using NPI techniques it is estimated that SO ₂ emissions were 483 kg for 2024/25 (R05). Compliant
Schedule1 29	Direct greenhouse gas emissions	Approximately 590,000 tonnes of CO ₂ -e per year.	E02_2024-2025_Schedule 1 calcs_Audit Info Neerabup Stats_Compliance	The direct greenhouse gas emissions were approximately 99,326 (scope 1) tonnes of CO ₂ -e for the reporting period (below the approximate threshold). Compliant
Schedule1 30	Full fuel cycle greenhouse gas emissions	Approximately 673,000 tonnes of CO ₂ -e per year.	E02_2024-2025_Schedule 1 calcs_Audit Info Neerabup Stats_Compliance	The full fuel cycle greenhouse gas emissions (scope 1 and scope 2) were approximately 153,627 tonnes of CO ₂ -e for the reporting period (below the approximate threshold). Compliant
Schedule1 31	Greenhouse intensity	Approximately 554kg of CO ₂ -e per MWh.	R06_Neerabup FY25 NGER Report E02_2024-2025_Schedule 1 calcs_Audit Info Neerabup Stats_Compliance R02_68241 Shell Neerabup CAR 2023-24 (Rev 0) R04_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report M01_Site inspection checklist	The greenhouse intensity recorded during the audit period was 648 kg of CO ₂ -e per MWh which was 14% over the 554 kg CO ₂ -e per MWh greenhouse intensity target (E02). As reported last year, the Proponent has advised that typical operations through the reporting period involved infrequent very short duration runs (station capacity factor of 6.14 %, total of approximately 364 starts between the two units during the audit period). Management advised that low operating hours tends to unfavourably skew the greenhouse intensity data per output due to the inherent inefficiency of the fast start-up cycle and short runs associated with a peak demand power station. The Proponent also notes the heat rate degrades when the station is run at lower power output and the Proponent receives requests from the market to run at lower than maximum capacity output. As the future capacity factor of the power station increases, the ratio of starts to 'online' hours should improve with a corresponding reduction in greenhouse intensity. NewGen has requested a meeting with EPA and DWER to discuss corrective measures required to address this non-compliance (non-compliant in 2024). Non-compliant
Schedule1 33	Noise	Will comply with the Environmental Protection (Noise) Regulations 1997: • <30dB(A) at nearest residential property and <65dB(A) at nearest industrial property.	Site Inspection 02/12/2025 M01_Site inspection checklist E03_Neerabup BESS-NPS_Acoustic Assessment E08_Shell Energy Generation_Inspection	Quantitative monitoring of noise emissions was undertaken in the reporting period from a nearby facility to determine noise emissions for the receptor. Results indicated no noise was audible from the station. The nearest residential property is further than the nearby facility. Personnel undertake plant checks (E08) and check site equipment during which observations of noise are noted if applicable. No complaints were received during the audit period indicating noise levels were not problematic to nearby residents and industrial properties. Compliant

Appendix F Greenhouse Gas Abatement Programme Compliance Assessment

Table F.1: Greenhouse Gas Abatement Programme Audit Table

Audit Code	Action	Evidence	Comments	Status
GGAP1	<p>Minimise/reduce energy use through the following:</p> <ul style="list-style-type: none"> Routine monitoring of plant efficiency Operate plant at optimum efficiency in accordance with manufacturer's operation and maintenance. 	<p>Site Inspection 02/12/2025</p> <p>M01_Site inspection checklist</p> <p>E07_241105 Neerabup Inspection Plan 2009-2036</p> <p>R04_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report</p> <p>E06_Unit 11 and 12 efficiency tracking</p> <p>R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)</p>	<p>As previously reported (R02), it should be noted that a power station designed and operated to provide peak supply has an inherently lower operational efficiency due to the number of start-ups against operating times and the lower efficiency of running the power plant at low outputs.</p> <p>The operator advised there are a number of factors that could potentially influence plant efficiency including fuel quality and age of the plant. Efficiency of the plant is generally expected to gradually decline over the life of the plant. Performance monitoring is undertaken for both units with monitoring results from efficiency tests demonstrating that Unit 11 and 12 turbines are operating at 34.28% (12) and 34.49% (11) net efficiency (E06).</p> <p>The Power Station Manager advised the maintenance trigger of number of starts is tracked within Neerabup Forecasted Inspection Plan 2009–2032 (E07), to indicate the appropriate timing of maintenance activities.</p> <p>Six minor inspections (routine maintenance outages) have been undertaken to date:</p> <ul style="list-style-type: none"> First: November 2014 when Unit 11 was at 273 starts and Unit 12 was at 272 starts. Second: November 2017 when both Unit 11 and 12 had 523 starts. Third: February 2020 when Unit 11 had 785 starts and Unit 12 had 788 starts. Fourth: October 2021 when Unit 11 had 1027 starts and Unit 12 had 1032 starts. Fifth: September 2022 when Unit 12 had 1259 starts and April 2023 when Unit 11 had 1232 starts and Unit 12 had 1354 starts. The first major inspections were undertaken October to December 2023 on Unit 12 when it had 1497 starts and August to October 2024 on Unit 11 when it had 1493 starts. The next minor inspections are due at 1750 starts. Sixth: September 2024 When Unit 12 had 1,696 starts and September 2025 when Unit 11 had 1,720 starts. 	Compliant
GGAP2	Implement a routine preventative maintenance and cleaning regime to maintain operation of the power station at optimal efficiency.	<p>Site Inspection 02/12/2025</p> <p>M01_Site inspection checklist</p> <p>R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)</p> <p>E07_241105 Neerabup Inspection Plan 2009-2036</p> <p>E02_2024-2025_Schedule 1 calcs_Audit Info Neerabup Stats_Compliance</p>	<p>Refer to GGAP1.</p> <p>Maintenance planning schedules are in accordance with the manufacturer's requirements (R02). Maintenance on the Neerabup gas turbines are triggered by the number of starts rather than the equivalent operating hours (EOH) due to the peaking nature of Neerabup Operations (short runs with frequent starts).</p>	Compliant
GGAP3	Implement a 'continuous improvement approach' so that advances in technology and potential operational improvement of plant performance are adopted where practicable.	<p>Site Inspection 02/12/2025</p> <p>E08_Neerabup Product Service Bulletin Register</p>	<p>The plant utilises current technology; however, it is being reviewed to enable continuous improvement in the future. Service bulletins (E08) are reviewed for potential implementation at the Power Station e.g. - Removal of Transport Protection Covers on the FG Compensators 27/08/2025.</p>	Compliant
GGAP4	NewGen Power will become a member of the Greenhouse Challenge Plus Program	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	The previous Compliance Assessment Report (R02) indicated the Greenhouse Challenge Plus Program ceased on 1 July 2009, before the NewGen Power Station	Completed

Audit Code	Action	Evidence	Comments	Status
			became operational. Based on this, the auditors have assessed this item as Completed.	
GGAP5	Annual auditing of greenhouse gas emissions.	Site Inspection 02/12/2025 M01_Site inspection checklist R06_Neerabup FY25 NGER Report	The Proponent advised reporting is undertaken annually under the requirements of the National Greenhouse and Energy Reporting Act 2007 (NGER). The auditor sighted the Section 19 – Energy and Emissions Report for the 2024-2025 reporting year (R06). The report was submitted to the Clean Energy Regulator on 29/08/2025.	Compliant
GGAP6	Fund energy efficient programs in conjunction with Synergy, including the employment of a Greenhouse Program Officer.	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	This item was deemed no longer relevant from 2014-2015 (R02) therefore the auditors have assessed it as Completed.	Completed
GGAP7	Undertake an annual review of state-of-the-art mitigation measures to identify advances in technology and potential operational improvements of plant performance that are relevant for open-cycle gas-turbines. Investigate the feasibility of implementing these technological improvements at the NewGen Power Station.	Site Inspection 02/12/2025 M01_Site inspection checklist E02_Neerabup Product Service Bulletin Register	Refer to GGAP3 This measure is undertaken throughout the year in an ongoing manner, rather than once a year.	Compliant

Appendix G Banker's Audit



Neerabup Gas-fired Power Station

Shell Energy Power Generation

Banker's Audit (2024-25)

JBS&G Australia Pty Ltd | 71226 | 172,694 (Rev 0)

19 December 2025





We acknowledge the Traditional Custodians of Country throughout Australia and their connection to land, sea and community.

We pay our respect to Elders past, present and emerging and in the spirit of reconciliation we commit to working together for our shared future where every person is respected, valued and has strong sense of belonging.

Caring for Country The Journey of JBS&G
Artist: Patrick Caruso, Eastern Arrernte

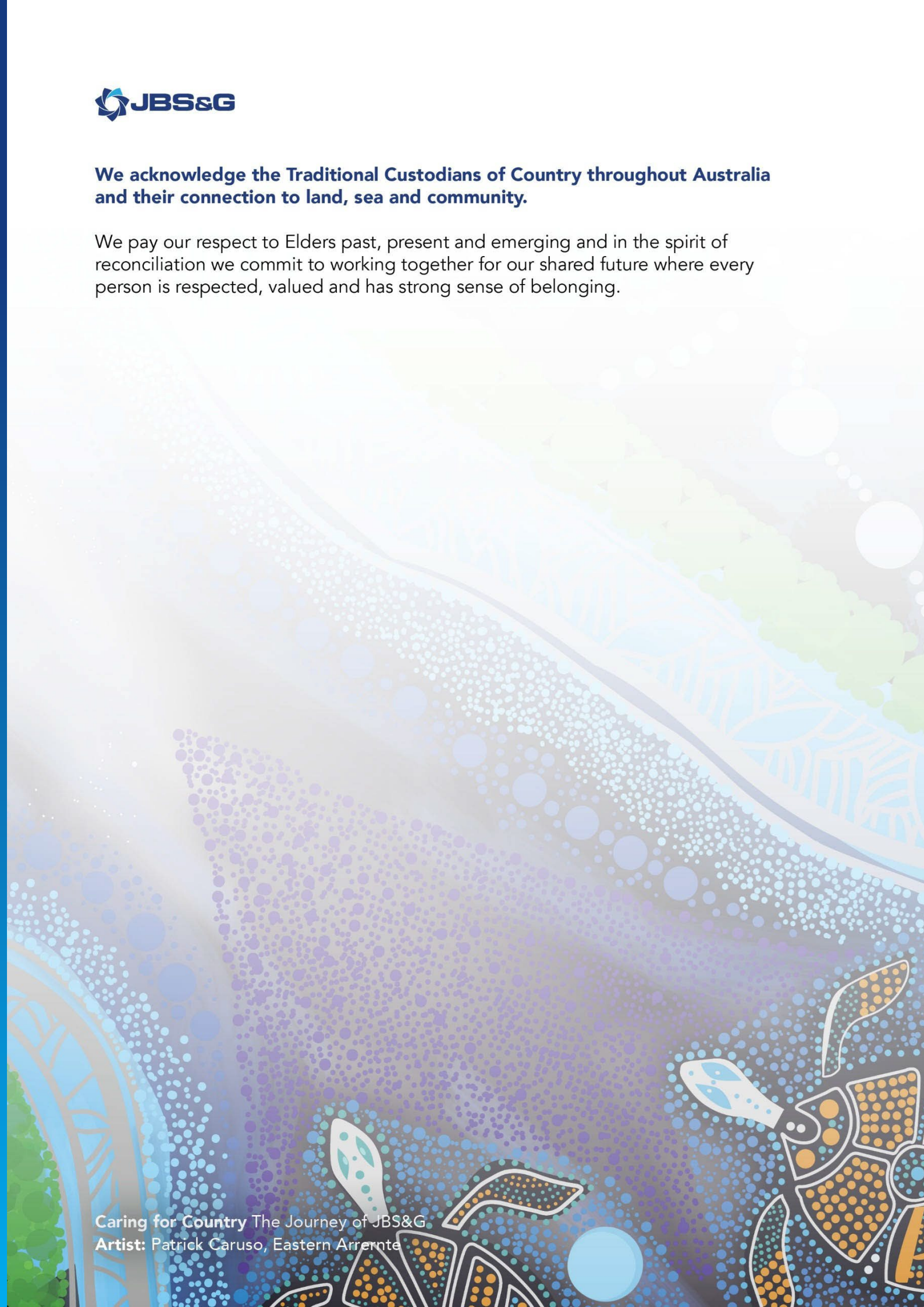


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Appendices

Appendix A	Environmental Licence L8356/2009 Compliance Assessment
Appendix B	Licence to Take Water GWL164093(6) Compliance Assessment
Appendix C	Evidence Register

1. Introduction

This report addresses the status and compliance of environmental approvals granted for the Neerabup Gas-Fired Power Station (the power station). This report has been prepared for the purpose of meeting a requirement of the banker's conditions to submit an annual compliance report.

1.1 Project Background

NewGen Neerabup Partnership (NewGen) is the Proponent for a proposal to construct and operate:

- A 330-megawatt open-cycle gas-turbine power station;
- A 30-kilometre-long gas pipeline and compressor station to transport natural gas from the Dampier to Bunbury Natural Gas Pipeline to the power station; and
- A 330-kilovolt electricity transmission line, approximately two kilometres long, to connect the power station to the Western Power Neerabup terminal substation.

The Minister for the Environment issued MS 759 on 21 January 2008, under Part IV of the *Environmental Protection Act 1986* (EP Act), enabling the proposal to be implemented. Several subsequent environmental and planning approvals have also been granted.

The power station is located at Neerabup, approximately 30 km north of Perth. The power station provides power into the Southwest Interconnected System (SWIS) during times of peak demand.

2. Current Status

Construction of the power station, gas pipeline and transmission line were completed in 2009, and the power station officially opened on 3 December 2009. The power station has been supplying power into the SWIS (as requested by Synergy) since that time.

The 330-kilovolt electricity transmission line was handed over to Western Power on 11 March 2010 and was officially published in the WA Government Gazette on 19 March 2010.

The NewGen Neerabup Power Station (NewGen Neerabup Pty Ltd) was commissioned in October 2009 and is operated by Shell Energy. NewGen remains the proponent of the Gas-Fired Power Station, transmission line and natural gas pipeline.

Typically, power station operations consist of infrequent very short run durations. During the reporting period a total of 364 starts were recorded between the two units (unit 11 and unit 12), with a 9.41% total operating capacity factor for the reporting financial year.

In July 2023, the EP Act Part V Licence L8356/2009 was amended to clarify use of low NOx burner (under normal operating conditions only) and allow treated wastewater from the oily water separator to be discharged to the infiltration basin. Sampling requirements and a Total Recoverable Hydrocarbons discharge limit were placed on discharges to the infiltration basin.

3. Audit Methodology

3.1 Audit Plan

3.1.1 Purpose & Scope

This document has been prepared for NewGen to fulfil the requirement of submitting a third-party annual compliance review. Specifically, the compliance review is required for the approvals that have been issued to date in relation to the NewGen Neerabup Power Station, including gas pipeline and transmission line (Table 3.2).

This audit report addresses the period from 1 July 2024 to 30 June 2025.

3.1.2 Methodology

The site inspection component of the audit was undertaken by Andrew Winzer (JBS&G) on 02 December 2025. The audit included interviews with the Neerabup Power Station Manager, Bruno Lanciano, and review of key documents supplied by Shell Energy.

3.2 Terminology

The 'Status' field of the audit tables (refer to Appendix A and Appendix B) describe the implementation of actions and compliance with the relevant condition. The Department of Water and Environmental Regulation (DWER) (previously called OEPA) prepared guidance related to the preparation of compliance audits (OEPA, 2012), including generic expressions that are used to identify the status of each action. The auditor applied the terminology in Table 3.1 to complete the status field of the audit tables.

Table 3.1: Compliance Status Terms

Status	Description
Compliant	Implementation of the proposal has been carried out in accordance with requirements of the audit element.
Completed	A requirement with a finite period of application has been satisfactorily completed.
Not required at this stage (NRATS)	The requirements of the audit element were not triggered during the reporting period.
Potentially non-compliant	Possible or likely failure to meet the requirements of the audit element.
Non-compliant	Implementation of the proposal has not been carried out in accordance with the requirements of the audit element.
In process	Where an audit element requires a management or monitoring plan be submitted to the DWER or another government agency for approval, that submission has been made and no further information or changes have been requested by the DWER or the other government agency and assessment by the DWER or other government agency for approval is still pending.

Source: OEPA (2012)

Table 3.2: Approvals issued to date

Relevant Approval	Identification No.	Issue Date	Status
Implementation Statement that permits the implementation of the proposal pursuant to Part IV of the <i>Environmental Protection Act 1986</i> .	Statement 759.	21 January 2008.	Compliance with MS 759 is assessed in the annual Compliance Assessment Report (JBS&G 2025 - to which this report is appended).
	Statement 1176.	25 November 2021.	
Works Approval pursuant to Part V of the <i>Environmental Protection Act 1986</i> .	W4/2008/1.	17 April 2008.	Works Approval was not audited as the conditions contained in the Works Approval were all completed during the Banker's Audit prepared in 2010.
Environmental Licence for prescribed premise pursuant to Part V of the <i>Environmental Protection Act 1986</i> and Schedule 1 Category 52 of the Environmental Protection Regulations 1987.	L8356/2009/2	4 December 2009 (amended 27 March 2013, 5 August 2013, 23 October 2014 and 30 November 2021). Expires 2 December 2035.	Compliance assessment included in this report.
Licence to Construct or Alter Well pursuant to the <i>Rights in Water and Irrigation Act 1914</i> .	RF2083, CAW168369(1).	23 January 2009.	Licence to Construct or Alter Well (CAW 168369(1)) expired in July 2009 and did not form part of this audit.
Licence to Take Water pursuant to the <i>Rights in Water and Irrigation Act 1914</i> (Water Licence).	RF2083, GWL164093(2). RF2083, GWL164093(6).	23 January 2009 (last re-issued 5 July 2021).	Compliance assessment included in this report.
WAPC Development Approval for power station under the provisions of the Metropolitan Region Scheme.	30-50179-1.	23 April 2008.	WAPC Development Approval for the power station is complete and was not part of this audit.
WAPC Development Approval for gas pipeline and transmission line under the provisions of the Metropolitan Region Scheme.	30-50179-2.	27 October 2008.	WAPC Development Approval (Gas Pipeline and Transmission Line) is complete. It is no longer relevant and did not form part of this audit.
City of Wanneroo Development Approval for power station under the provisions of the Wanneroo District Planning Scheme No. 2.	DA07/1107.	17 March 2008.	City of Wanneroo Development Approval (Gas Pipeline and Transmission) is no

Relevant Approval	Identification No.	Issue Date	Status
City of Wanneroo Development Approval for gas pipeline and transmission line under the provisions of the Wanneroo District Planning Scheme No. 2.	DA08/0667.	4 September 2008.	longer relevant since the construction phase is complete and did not form part of this audit.
Notice of Amendment for Environmental Licence for prescribed premise pursuant to Part V of the <i>Environmental Protection Act 1986</i> and Schedule 1 Category 52 of the Environmental Protection Regulations 1987.	L8356/2009/2		Complete
Notice of Amendment for Environmental Licence for prescribed premise pursuant to Part V of the <i>Environmental Protection Act 1986</i> and Schedule 1 Category 52 of the Environmental Protection Regulations 1987.	L8356/2009/2		Compliance assessment included in this report

Notes:

- In June 2021, the EPA under delegation from the Minister for Environment amended MS 759 under s.45C of the EP Act.
- In November 2021, the Minister for Environment issued Ministerial Statement 1176 changing the implementation conditions under MS 759.

4. Audit Results

4.1 Compliance with Conditions

An assessment of compliance is provided in the following audit tables:

- Table A.1 (Appendix A) for Environmental licence (L8356/2009/2).
- Tabel A.2 (Appendix B) for Water Licence (GWL164093(6)).

4.1.1 Compliance with Environmental Licence (Licence Number L8356/2009/2)

The audit assessed 18 conditions during this reporting period and determined:

- 13 conditions assessed as compliant; and
- 5 conditions assessed as not required at this stage.

4.1.2 Compliance with Licence to Take Water (GWL164093(6))

The audit assessed 11 Conditions during this reporting period and determined:

- 8 conditions assessed as compliant; and
- 3 conditions assessed as not required at this stage.

4.2 Opportunity for Improvement

The following opportunity for improvement has been identified:

Update Appendix 1 (Load Monitoring Parameters) of the 2024/25 DWER AER to use SCADA data for run time instead of capacity factor.

5. Limitations

Scope of services

This audit report (“the report”) has been prepared by JBS&G in accordance with the scope of services set out in the contract, or as otherwise agreed, between the Client and JBS&G. In some circumstances, a range of factors such as time, budget, access and/or site disturbance constraints may have limited the scope of services. This report is strictly limited to the matters stated in it and is not to be read as extending, by implication, to any other matter in connection with the matters addressed in it.

Reliance on data

In preparing the report, JBS&G has relied upon data and other information provided by the Client and other individuals and organisations, most of which are referred to in the report (“the data”). Except as otherwise expressly stated in the report, JBS&G has not verified the accuracy or completeness of the data. To the extent that the statements, opinions, facts, information, conclusions and/or recommendations in the report (“conclusions”) are based in whole or part on the data, those conclusions are contingent upon the accuracy and completeness of the data. JBS&G has also not attempted to determine whether any material matter has been omitted from the data. JBS&G will not be liable in relation to incorrect conclusions should any data, information or condition be incorrect or have been concealed, withheld, misrepresented or otherwise not fully disclosed to JBS&G. The making of any assumption does not imply that JBS&G has made any enquiry to verify the correctness of that assumption.

The report is based on conditions encountered and information received at the time of preparation of this report or the time that site investigations were carried out. JBS&G disclaims responsibility for any changes that may have occurred after this time. This report and any legal issues arising from it are governed by and construed in accordance with the law as at the date of this report.

Environmental conclusions

Within the limitations imposed by the scope of services, the preparation of this report has been undertaken and performed in a professional manner, in accordance with generally accepted environmental consulting practices. No other warranty, whether express or implied, is made, including to any third parties, and no liability will be accepted for use or interpretation of this report by any third party.

The advice herein relates only to this project and all results conclusions and recommendations made should be reviewed by a competent person with experience in environmental investigations, before being used for any other purpose.

JBS&G accepts no liability for use or interpretation by any person or body other than the client who commissioned the works. This report should not be reproduced without prior approval by the client, or amended in any way without prior approval by JBS&G or reproduced other than in full, including all attachments as originally provided to the client by JBS&G.

6. References

OEPA, 2012. *Post Assessment Guideline for Preparing an Audit Table*, Perth: Office of Environmental Protection Authority.

Appendix A Environmental Licence L8356/2009 Compliance Assessment

Table A.1: Environmental Licence L8356/2009/2 Audit Table

Condition No.	Condition	Evidence	Compliance Assessment	Status																
L8356-2009-2: 01	<p>The licence holder must ensure the site infrastructure and equipment listed in Table 1 and located at the corresponding infrastructure location is maintained and operated in accordance with the corresponding operational requirement set out in Table 1.</p> <table border="1"> <thead> <tr> <th>Site infrastructure and equipment</th> <th>Operational requirement</th> <th>Infrastructure location</th> </tr> </thead> <tbody> <tr> <td>2 x 165 MWe open cycle gas turbines</td> <td>Each turbine must be operated with a low NOx burner under normal operating conditions.</td> <td>Unit 11 and Unit 12 Schedule 1</td> </tr> <tr> <td>2 x lined settling ponds</td> <td>Each pond must be lined with not less than 2 mm thick HDPE</td> <td>Settling ponds in Schedule 1</td> </tr> <tr> <td>Oily water separator</td> <td>All potentially contaminated wastewater must be directed to the oily water separator for treatment.</td> <td>Oily water separator Schedule 1</td> </tr> <tr> <td>De-Mineralised water plant</td> <td>All reject water must be directed to the lined settling ponds.</td> <td>De-Mineralised water plant Schedule 1</td> </tr> </tbody> </table>	Site infrastructure and equipment	Operational requirement	Infrastructure location	2 x 165 MWe open cycle gas turbines	Each turbine must be operated with a low NOx burner under normal operating conditions.	Unit 11 and Unit 12 Schedule 1	2 x lined settling ponds	Each pond must be lined with not less than 2 mm thick HDPE	Settling ponds in Schedule 1	Oily water separator	All potentially contaminated wastewater must be directed to the oily water separator for treatment.	Oily water separator Schedule 1	De-Mineralised water plant	All reject water must be directed to the lined settling ponds.	De-Mineralised water plant Schedule 1	<p>Site inspection 02/12/2025</p> <p>P01_Unit 11 and Unit 12</p> <p>P02_East Evaporation Pond 1</p> <p>P03_West Evaporation Pond 2</p>	<p>Site infrastructure and equipment inspected during the site inspected was as per Table 1:</p> <ul style="list-style-type: none"> • Unit 11 and 12 were in place each operated with a low NOx burner (*under normal operating conditions) • Two HDPE lined settling ponds • Wastewater is directed towards the lined oily water separator • All reject water from the demineralised water plant is directed to the lined settling ponds. 	Compliant	
Site infrastructure and equipment	Operational requirement	Infrastructure location																		
2 x 165 MWe open cycle gas turbines	Each turbine must be operated with a low NOx burner under normal operating conditions.	Unit 11 and Unit 12 Schedule 1																		
2 x lined settling ponds	Each pond must be lined with not less than 2 mm thick HDPE	Settling ponds in Schedule 1																		
Oily water separator	All potentially contaminated wastewater must be directed to the oily water separator for treatment.	Oily water separator Schedule 1																		
De-Mineralised water plant	All reject water must be directed to the lined settling ponds.	De-Mineralised water plant Schedule 1																		
L8356-2009-2: 02	<p>The licence holder must ensure that the emissions specified in Table 2, are discharged only from the corresponding discharge point and only at the corresponding discharge point location.</p> <table border="1"> <thead> <tr> <th>Emission</th> <th>Discharge point</th> <th>Discharge point location</th> </tr> </thead> <tbody> <tr> <td rowspan="2">NOx, particulates, CO and SO₂</td> <td>Stack for open cycle Gas Turbine Unit 11</td> <td>A1 in Figure 1 Schedule 1</td> </tr> <tr> <td>Stack for open cycle Gas Turbine Unit 12</td> <td>A2 in Figure 1 Schedule 1</td> </tr> <tr> <td>Treated stormwater</td> <td>Discharge point to stormwater soakage pit</td> <td>W1 in Figure 1 of Schedule 1</td> </tr> </tbody> </table>	Emission	Discharge point	Discharge point location	NOx, particulates, CO and SO ₂	Stack for open cycle Gas Turbine Unit 11	A1 in Figure 1 Schedule 1	Stack for open cycle Gas Turbine Unit 12	A2 in Figure 1 Schedule 1	Treated stormwater	Discharge point to stormwater soakage pit	W1 in Figure 1 of Schedule 1	<p>Site inspection 02/12/2025</p> <p>M01_Site inspection checklist</p> <p>P01_Unit 11 and Unit 12</p>	<p>There were no transfers of stormwater to the infiltration basin in the reporting period. Emissions of NOx, CO and SO₂ are from discharge points A1 and A2.</p>	NRATS					
Emission	Discharge point	Discharge point location																		
NOx, particulates, CO and SO ₂	Stack for open cycle Gas Turbine Unit 11	A1 in Figure 1 Schedule 1																		
	Stack for open cycle Gas Turbine Unit 12	A2 in Figure 1 Schedule 1																		
Treated stormwater	Discharge point to stormwater soakage pit	W1 in Figure 1 of Schedule 1																		
L8356-2009-2: 03	<p>The licence holder must ensure that emissions from the discharge point listed in Table 3 for the corresponding parameter do not exceed the corresponding limit when monitored in accordance with condition 7.</p> <table border="1"> <thead> <tr> <th>Discharge point</th> <th>Parameter</th> <th>Limit</th> </tr> </thead> <tbody> <tr> <td>W1</td> <td>TRH</td> <td>5 mg/L</td> </tr> </tbody> </table>	Discharge point	Parameter	Limit	W1	TRH	5 mg/L	<p>Site inspection 02/12/2025</p>	<p>There were no transfers of stormwater to the infiltration basin in the reporting period.</p>	NRATS										
Discharge point	Parameter	Limit																		
W1	TRH	5 mg/L																		
L8356-2009-2: 04	<p>The licence holder must undertake the monitoring in Table 4 according to the specifications in that table.</p> <table border="1"> <thead> <tr> <th>Discharge point reference</th> <th>Parameter</th> <th>Units^{1,3}</th> <th>Frequency²</th> <th>Method⁴</th> </tr> </thead> <tbody> <tr> <td rowspan="3">A1, A2</td> <td>NOx</td> <td>mg/m³ g/s</td> <td rowspan="3">Within 9 months of every 2000 hours of operation</td> <td>USEPA Method 7E</td> </tr> <tr> <td>CO</td> <td>mg/m³ g/s</td> <td>USEPA Method 10</td> </tr> <tr> <td>Volumetric flow rate and velocity</td> <td>m/s</td> <td>USEPA Method 2</td> </tr> </tbody> </table>	Discharge point reference	Parameter	Units ^{1,3}	Frequency ²	Method ⁴	A1, A2	NOx	mg/m ³ g/s	Within 9 months of every 2000 hours of operation	USEPA Method 7E	CO	mg/m ³ g/s	USEPA Method 10	Volumetric flow rate and velocity	m/s	USEPA Method 2	<p>R03_Ektimo 2024 Compliance Emission Testing R017274</p> <p>E01_Generator Starts Service Hours Calculations</p> <p>R02_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report</p>	<p>No stack testing was undertaken this reporting period, the trigger from the revised licence to stack testing every 2000 operational hours did not occur. Previous stack testing undertaken:</p> <ul style="list-style-type: none"> • Unit 11: 13 June 2024 incurred 1,862 operational hours from previous stack test (21/10/2021) • Unit 12: 17 August 2023 incurred 2660 operational hours from previous stack test (12/10/2021). Unit 12 crossed 2000 hours on 9/12/2022, stack testing was conducted 251 days (8.3 months) from crossing the 2000-hour trigger. 	NRATS
Discharge point reference	Parameter	Units ^{1,3}	Frequency ²	Method ⁴																
A1, A2	NOx	mg/m ³ g/s	Within 9 months of every 2000 hours of operation	USEPA Method 7E																
	CO	mg/m ³ g/s		USEPA Method 10																
	Volumetric flow rate and velocity	m/s		USEPA Method 2																
L8356-2009-2: 05	<p>The licence holder must ensure that all non-continuous sampling and analysis undertaken pursuant to condition 3 is undertaken by a holder of NATA accreditation for the relevant methods of sampling and analysis.</p>	<p>R03_Ektimo 2024 Compliance Emission Testing R017274</p>	<p>No sampling or analysis was undertaken in this reporting period. Previously, Ektimo has undertaken this work, who is accredited by NATA to ISO/IEC 17025 - Testing. ISO/IEC 17025 for the sampling and analysis is undertaken as part of the stack emissions monitoring program.</p>	NRATS																

Condition No.	Condition	Evidence	Compliance Assessment	Status																				
L8356-2009-2: 06	The licence holder must record production or throughput data and any other process parameters relevant to any non-continuous monitoring undertaken.	R02_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report	Continuous and non-continuous production data contained in SCADA, this includes MWH generated, starts & run time; data history is kept. Appendix 1 of the DWER Annual Environmental Report (R02) shows the results from records of production data. Note: Run time contained in Appendix 1 of 2025 DWER AER (R02) is based on capacity factor and potentially does not account for the run hours when the generators are at full speed load in testing or for each start the turbine run up and run-down operational minutes when the circuit breaker is open and there is no power output. Over the life of the generators this has meant that the life totals in Appendix 1 are >2,500 hours less than the SCADA hours.	Compliant																				
L8356-2009-2: 07	The licence holder must monitor emissions to land in accordance with the requirements specified in Table 5 and record the results of all such monitoring.	Site inspection 02/12/2025 M01_Site inspection checklist	There were no transfers of stormwater to the infiltration basin in the reporting period.	NRATS																				
	<table border="1"> <thead> <tr> <th>Discharge point</th> <th>Monitoring location</th> <th>Parameter</th> <th>Frequency</th> <th>Averaging period</th> <th>Unit</th> <th>Method</th> </tr> </thead> <tbody> <tr> <td>W1</td> <td>M1 in Figure 1 of Schedule 1</td> <td>TRH</td> <td>Prior to commencing each discharge from the oily water separator</td> <td>Spot sample</td> <td>mg/L</td> <td>AS5667.10</td> </tr> </tbody> </table>	Discharge point	Monitoring location	Parameter	Frequency	Averaging period	Unit	Method	W1	M1 in Figure 1 of Schedule 1	TRH	Prior to commencing each discharge from the oily water separator	Spot sample	mg/L	AS5667.10									
Discharge point	Monitoring location	Parameter	Frequency	Averaging period	Unit	Method																		
W1	M1 in Figure 1 of Schedule 1	TRH	Prior to commencing each discharge from the oily water separator	Spot sample	mg/L	AS5667.10																		
L8356-2009-2: 08	The licence holder must conduct a groundwater monitoring program in accordance with the requirements specified in Table 6 and record the results of all monitoring activity conducted under that program.	R04_SLR Annual Groundwater Monitoring Report 2024	Groundwater was sampled and analysed in 20/01/2025 for pH, EC, TDS, TN, TP and TRH in monitoring bores MW1, MW2, ME3, MW4, MW5, MW6, MW7. There are no targets for ambient groundwater quality specified in the licence. The 2024 Groundwater Monitoring Report (R04) prepared following the January 2025 round of monitoring made the following conclusions: <ul style="list-style-type: none"> Concentrations of targeted analytes were generally consistent with the long-term historical groundwater data for the site. Concentrations of TRH identified in two monitoring wells were below adopted assessment criteria, and in-line with periodic detections of TRH in groundwater over time. Concentrations of nutrients whilst above adopted assessment criteria were considered reflective of the ambient groundwater quality, rather than an artefact of site operations. 	Compliant																				
	<table border="1"> <thead> <tr> <th>Monitoring point reference</th> <th>Parameter</th> <th>Units</th> <th>Averaging period</th> <th>Frequency</th> </tr> </thead> <tbody> <tr> <td rowspan="5">Refer to Figure 2 in Schedule 1 GW1, GW2, GW3, GW4, GW5, GW6, GW7</td> <td>pH</td> <td>-</td> <td rowspan="5">Spot sample</td> <td rowspan="5">Annually</td> </tr> <tr> <td>Total dissolved solids</td> <td>mg/L</td> </tr> <tr> <td>Conductivity</td> <td>µS/cm</td> </tr> <tr> <td>Total nitrogen</td> <td>mg/L</td> </tr> <tr> <td>Total phosphorus</td> <td>mg/L</td> </tr> <tr> <td>Total recoverable hydrocarbons</td> <td>mg/L</td> </tr> </tbody> </table>	Monitoring point reference	Parameter	Units	Averaging period	Frequency	Refer to Figure 2 in Schedule 1 GW1, GW2, GW3, GW4, GW5, GW6, GW7	pH	-	Spot sample	Annually	Total dissolved solids	mg/L	Conductivity	µS/cm	Total nitrogen	mg/L	Total phosphorus	mg/L	Total recoverable hydrocarbons	mg/L			
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	Conductivity	µS/cm																						
	Total nitrogen	mg/L																						
	Total phosphorus	mg/L																						
Total recoverable hydrocarbons	mg/L																							
L8356-2009-2: 09	The licence holder must ensure that: (a) all water samples are collected and preserved in accordance with AS/NZS 5667.1; (b) all groundwater sampling is conducted in accordance with AS/NZS 5667.11; and (c) all water samples are submitted to a laboratory with current NATA accreditation for the parameters to be measured.	R04_SLR Annual Groundwater Monitoring Report 2024	Groundwater sampling was undertaken in accordance with the following standards as per the licence requirements: <ul style="list-style-type: none"> AS/NZS 5567.1:1998 Water Quality Sampling. Part I – Guidance on the design of sampling programs, sampling techniques, and the preservation and handling of samples AS/NZS 5667.11:1998 Water Quality Sampling. Part II – Guidance on the sampling of groundwater. Quality assurance and quality control (QA/QC) practices included: <ul style="list-style-type: none"> Instrument Calibration Decontamination Sample integrity maintained between collection and receipt by laboratory Samples transported under chain of custody Groundwater Monitoring: Low Flow Purging and Sampling. Collection of field QC samples including one duplicate, one triplicate and one field blank for laboratory analysis of TRH, BTEX, PAHs, TP and speciated nitrogen Samples were analysed by Eurofins ARL Perth (NATA Accredited) was used as the primary laboratory and ALS Environmental Perth was used as the secondary laboratory (NATA Accredited).	Compliant																				
L8356-2009-2: 10	The licence holder must ensure that monitoring is undertaken in each annual period such that there are at least 9 months in between the days on which samples are taken in successive years.	R04_SLR Annual Groundwater Monitoring Report 2024	Annual groundwater sampling was completed on the 20 January 2025, greater than 9 months since the previous groundwater sampling that was completed on 29 November 2023.	Compliant																				

Condition No.	Condition	Evidence	Compliance Assessment	Status										
L8356-2009-2: 11	The licence holder must ensure that all monitoring equipment used on the Premises to comply with the conditions of this licence is calibrated in accordance with the manufacturer's specifications.	R04_SLR Annual Groundwater Monitoring Report 2024 R03_Ektimo 2024 Compliance Emission Testing R017274	<u>Groundwater Monitoring Equipment</u> Monitoring equipment used on the Premises complies with the conditions of the licence and is calibrated in accordance with manufacturer's specifications. <u>Air Emissions Monitoring Equipment</u> No stack testing was undertaken during the reporting period. No equipment was required to be calibrated. See condition L8356-2009-2: 04.	Compliant										
L8356-2009-2: 12	The licence holder must, where the requirements for calibration cannot be practicably met, or a discrepancy exists in the interpretation of the requirements, bring these issues to the attention of the CEO accompanied with a report comprising details of any modifications to the methods.	Site inspection 02/12/2025 C01_Approval for Alternate Volumetric Flowrate Measurement	Calibration requirements can be met.	Compliant										
L8356-2009-2: 13	The licence holder must monitor and record parameters specified in Table 7 according to the specifications in that table. The recorded data must be reported in cumulative monthly totals.	R02_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report	Appendix 1 of the NewGen DWER AER contains the data collected for the required parameters in Table 5.	Compliant										
	<table border="1"> <thead> <tr> <th>Parameter</th> <th>Units</th> <th>Frequency</th> </tr> </thead> <tbody> <tr> <td>Run time</td> <td>Hours</td> <td rowspan="3">Monthly</td> </tr> <tr> <td>Total electrical energy generated</td> <td>MWh</td> </tr> <tr> <td>Operating capacity</td> <td>%</td> </tr> </tbody> </table>	Parameter	Units	Frequency	Run time	Hours	Monthly	Total electrical energy generated	MWh	Operating capacity	%			
Parameter	Units	Frequency												
Run time	Hours	Monthly												
Total electrical energy generated	MWh													
Operating capacity	%													
L8356-2009-2: 14	The licence holder must record the following information in relation to complaints received by the licence holder (whether received directly from a complainant or forwarded to them by the Department or another party) about any alleged emissions from the premises: (a) the name and contact details of the complainant, (if provided); (b) the time and date of the complaint; (c) the complete details of the complaint and any other concerns or other issues raised; and (d) the complete details and dates of any action taken by the licence holder to investigate or respond to any complaint.	Site inspection 02/12/2025 R02_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report E02_NPS-REG-EXT-COMP External Complaints Register 1Dec25	Appendix 6 of the 2024-25 AER (R02) documented no complaints in the reporting year.	Compliant										
L8356-2009-2: 15	The licence holder must: (a) undertake an audit of their compliance with the conditions of this licence during the preceding annual period; and (b) prepare and submit to the CEO by 30 August of each year an Annual Audit Compliance Report in the approved form for the preceding annual period.	R02_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report R01_2024-25 Bankers Audit C02_DWER AER & AACR submission - 2024-2025	Appendix 2 (Environmental Licence Conditions Reviewed) of the 2024/25 AER (R02) contains the audit of compliance with the conditions of the licence for the reporting period. An Annual Audit Compliance Report (AACR) was prepared in the form specified in Schedule 2 of the licence. This AACR addresses compliance with L8356/2009/2 during the reporting period 1 July 2024 to 30 June 2025 and was signed 22/08/2025 and submitted as Appendix 3 to the 2024/25 AER (R02) to the applicable DWER officer on 25 August 2025 (C02).	Compliant										
L8356-2009-2: 16	The licence holder must maintain accurate and auditable books including the following records, information, reports, and data required by this licence: (a) the calculation of fees payable in respect of this licence; (b) any maintenance of infrastructure that is performed in the course of complying with condition 1; (c) monitoring programmes undertaken in accordance with conditions 4, 7, 8 and 13; and (d) complaints received under condition 14.	Site inspection 02/12/2025 E03_2024-25 Neerabup Emissions Fee Calc E10_SE-F-067 Shell Energy Generation_Inspection C02_DWER AER & AACR submission - 2024-2025 Appendix 9 R04_SLR Annual Groundwater Monitoring Report 2024	The licence holder made available records to verify all aspects of the licence including calculation of emissions for purposes of licence fees, maintenance, monitoring programmes and complaints. (a) the calculation of fees payable in respect of this licence (E03) (b) any maintenance of infrastructure that is performed in the course of complying with condition 1 (E10) (c) monitoring programmes undertaken in accordance with conditions 4, 7, 8 and 13 (R03 & R04) (d) complaints received under condition 12 (E02)	Compliant										

Condition No.	Condition	Evidence	Compliance Assessment	Status														
		R03_Ektimo 2024 Compliance Emission Testing R017274																
		E02_NPS-REG-EXT-COMP External Complaints Register 1Dec25																
L8356-2009-2: 17	The books specified under condition 16 must: (a) be legible; (b) if amended, be amended in such a way that the original version(s) and any subsequent amendments remain legible and are capable of retrieval; (c) be retained by the licence holder for the duration of the licence; and (d) be available to be produced to an inspector or the CEO as required.	R01_2024_25 Bankers Audit Appendix C Site inspection 02/12/2025	Records that are required by this licence (including original and subsequent amendments) were extracted from SharePoint as per Evidence Register in Appendix C (R01).	Compliant														
L8356-2009-2: 18	The licence holder must submit to the CEO by no later than 30 August of each year, an Annual Environmental Report for the preceding annual period for the conditions listed in Table 8, and which provides information in accordance with the corresponding requirement set out in Table 6.	R02_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report R01_2024_25 Bankers Audit C02_DWER AER & AACR submission - 2024-2025	The 2024/25 AER (R02) addressing the reporting period 1 July 2024 to 30 June 2025 was submitted to DWER on 25 August 2025 (C02). The report contained: <ul style="list-style-type: none"> • Condition 4: Stack monitoring results (Section 4.1, Appendix 4) • Condition 7 Oily water separator discharge monitoring results (not applicable as no discharges) • Condition 8: Groundwater monitoring results (Section 4.3, Appendix 5.0) • Condition 13: Load monitoring parameters (Section 4.4, Appendix 1) • Condition 14: Complaints summary (Section 4.5, Appendix 6) • Condition 15: Compliance (Section 4.6, Appendix 3) 	Compliant														
	<table border="1"> <thead> <tr> <th>Condition</th> <th>Requirement</th> </tr> </thead> <tbody> <tr> <td>Condition 4 (Table 4)</td> <td>Stack monitoring results (if applicable).</td> </tr> <tr> <td>Condition 7 (Table 5)</td> <td>Oily water separator discharge monitoring results and comparison with limits in Table 3.</td> </tr> <tr> <td>Condition 8 (Table 6)</td> <td>Groundwater monitoring results</td> </tr> <tr> <td>Condition 13 (Table 7)</td> <td>Load monitoring parameters</td> </tr> <tr> <td>Condition 14</td> <td>Complaints summary</td> </tr> <tr> <td>Condition 15</td> <td>Compliance</td> </tr> </tbody> </table>	Condition	Requirement	Condition 4 (Table 4)	Stack monitoring results (if applicable).	Condition 7 (Table 5)	Oily water separator discharge monitoring results and comparison with limits in Table 3.	Condition 8 (Table 6)	Groundwater monitoring results	Condition 13 (Table 7)	Load monitoring parameters	Condition 14	Complaints summary	Condition 15	Compliance			
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Condition 15	Compliance																	

Appendix B Licence to Take Water GWL164093(6) Compliance Assessment

Table B.2: Licence to Take Water (GWL164093(6)) Audit Table

Condition No.	Condition	Evidence	Compliance Assessment	Status
GWL01	That should the licensee's draw adversely affect the aquifer or other users in the area, the Department of Water may reduce the amount that may be drawn.	N/A.	Whilst concentrations of nutrients were above adopted assessment criteria, this was concluded to be reflective of the ambient groundwater quality rather than an artefact of site operations.	Compliant
GWL02	Approval by the Department of Water is to be obtained prior to the construction of additional and replacement wells and the modification or refurbishment of existing wells.	Site inspection 02/12/2025	No additional wells required. None of the existing wells were modified or refurbished.	NRATS
GWL03	The licensee must install a cumulative water meter of a type approved under the Rights in Water and Irrigation (Approved Meters) Order 2009 to each water draw point under this licence.	R05_2022_23 Bankers Audit E04_210602 WD84160 08HC05315_(Bore1) Calibration Certificate E05_210624 WD84324 08HC05638_(Bore2) Calibration Certificate E06_MEX PM for Water Meter calibration	As reported in 2023 (R05), the water meter has been installed in accordance with the requirements of the Rights in Water and Irrigation (Approved Meters) Order 2009. Calibration certificates for Bore 1 (E05) and Bore 2 (E06) state that the water meters are acceptable in accordance with relevant Australian Standards. The calibration certificates state a calibration interval of 12 months. The Power Station Manager advised that a five-yearly interval for calibration has been deemed to be appropriate. This was determined in communication with the manufacturer and the Department of Water. The MEX preventative maintenance policy for the calibration is set at 5 yearly (E06). Bore 1 and Bore 2 were last calibrated on 2 and 24 June 2021 respectively (E05, E06). The MEX maintenance policy has the bores next due for calibration in May 2026.	Compliant
GWL04	The meter(s) must be installed in accordance with the provisions of the document entitled 'Guidelines for Water Meter Installation 2009' before any water is taken under this licence.	E07_GWL164093(6)-LICENCE TO TAKE WATER (current) E04_210602 WD84160 08HC05315_(Bore1) Calibration Certificate E05_210624 WD84324 08HC05638_(Bore2) Calibration Certificate	As reported in 2023 (R05), the water meter has been installed in accordance with the requirements of the Rights in Water and Irrigation (Approved Meters) Order 2009. Calibration certificates for Bore 1 (E05) and Bore 2 (E06) state that the water meters are acceptable in accordance with relevant Australian Standards.	Compliant
GWL05	The annual water year for water taken under this licence is defined as 12:00pm on 01 March to 12:00pm on 28 February twelve months later.	E08_Meter - Power Station Site - Bore 1 - export E09_Meter - Power Station Site - Bore 2 - export	Water year 01 March to 12:00pm on 28 February is registered on Water Online record.	Compliant
GWL06	The licensee must not, in any water year, take more water than the annual water entitlement specified in this licence.	E08_Meter - Power Station Site - Bore 1 - export E09_Meter - Power Station Site - Bore 2 - export	The licence entitlement is 100,000 kL per year and includes two bores established on the site: Bore 1-meter serial No. 08HC05315 - total water use of 989 kL during the licence water year 1 March 2024 to 28 February 2025. Bore 2-meter serial No. 08HC05638 – total water use is 21,038 kL during the licence water year 1 March 2024 to 28 February 2025. Total water use for licence water year 1 March 2024 to 28 February 2025 was 22,027 kL which is within the permitted volume for the licence (GWL 164093).	Compliant
GWL07	The licensee must take and record the reading from each meter required under this licence at the beginning and another at the end of the water year defined on this licence.	Site Inspection 02/12/2025	Water bore records were undertaken monthly, including at the beginning and the end of the water year for each meter.	Compliant

Condition No.	Condition	Evidence	Compliance Assessment	Status
		E08_Meter - Power Station Site - Bore 1 - export		
		E09_Meter - Power Station Site - Bore 2 - export		
		P04_Groundwater Bore 1+2		
GWL08	In addition to taking and recording the reading(s) at the beginning and the end of the water year, the licensee must, as close as practicable to the end of each month (other than the month in which the water year ends), take and record the reading from each meter required under this licence.	E08_Meter - Power Station Site - Bore 1 - export	All water bore readings were recorded as close as practicable to the end of each month during the reporting period. The auditor viewed the entries for the end of each month in the reporting period (E08, E09).	Compliant
		E09_Meter - Power Station Site - Bore 2 - export		
GWL09	All meter readings must be recorded on 'Water Online' monthly.	E08_Meter - Power Station Site - Bore 1 - export	The water use was uploaded each month to DWER's 'Water Online' (E08, E09). The auditor viewed the entries for the end of each month in the reporting period. The abstraction for the reporting period was: Bore 1 – 989 kL Bore 2 – 21,038 kL	Compliant
		E09_Meter - Power Station Site - Bore 2 - export		
GWL10	The licensee must notify the Department of Water in writing of any water meter malfunction within seven days of the malfunction being noticed.	Site inspection 02/12/2025	The operator advised that there were no malfunctions during the audit period.	NRATS
GWL11	The licensee must obtain authorisation from the Department of Water before removing, replacing or interfering with any meter required under this licence.	Site inspection 02/12/2025 P04_Groundwater Bore 1+2	The Facility Manager advised that there was no replacement or interfering of meters undertaken during the audit period. Meters in place during the previous audit (08HC05638 and 08HC05315) were in place during inspection 02/12/2025.	NRATS

Appendix C Evidence Register

Table C.3: Evidence Register

Code	Reference	Author	Electronic	Hard Copy	Topic
C01	C01_Approval for Alternate Volumetric Flowrate Measurement	DER	X		Letter 27/04/2016 from Department of Environment Regulation notifying NewGen Neerabup Pty Ltd that stoichiometric calculations can be used to determine stack gas velocity in accordance with USEPA Method 2 due to cyclonic flow detected in Unit 12.
C02	C02_DWER AER & AACR submission 2024-2025	Shell	X		Submission email 25/08/2025 to Tandin Dorji with NewGen Neerabup DWER 2024/25 AER & AACR (R02).
E01	E01_Generator Starts Service Hours Calculations	JBS&G	X		JBS&G calculations on Generator Starts and Service Hours based on Appendix 1 of Neerabup DWER 2024/25 AER & AACR (R02)
E02	E02_NPS-REG-EXT-COMP External Complaints Register 1Dec25	Shell	X		Shell Neerabup External Complaints Register; Appendix 6 of Neerabup DWER 2024/25 AER & AACR (R02).
E03	E03_2024-25 Neerabup Emissions Fee Calc	Shell	X		Shell Neerabup Atmospheric Emissions Estimation Tool and Fee Calculator.
E04	E04_210602 WD84160 08HC05315_(Bore1) Calibration Certificate	Western Irrigation	X		Western Irrigation Calibration Certificate for Flowmeter on Groundwater Bore 1 Serial Number 08HC05315 dated 02/06/2021 reference WD84160.
E05	E05_210624 WD84324 08HC05638_(Bore2) Calibration Certificate	Western Irrigation	X		Western Irrigation Calibration Certificate for Flowmeter on Groundwater Bore 2 Serial Number 08HC05638 dated 24/06/2021 reference WD84324.
E06	E06_MEX PM for Water Meter calibration	Shell	X		MEX Maintenance Policy 135 for the 5 yearly calibrations of the Flowmeters on Abstraction Bores 1&2 last completed 01/05/2021 lead time 30 days.
E07	E07_GWL164093(6)-LICENCE TO TAKE WATER (current)	DWER	X		Government of Western Australia Department of Water and Environmental Regulation Licence to Take Water to NewGen Power Neerabup Pty Ltd for 100,000kl for the duration

Code	Reference	Author	Electronic	Hard Copy	Topic
					05/07/2021 to 04/07/2031 with a report year)1 March to 28 February.
E08	E08_Meter - Power Station Site - Bore 1 - export	DWER	X		Export from Water Online monthly water bore readings for Neerabup Groundwater Abstraction Bore 1 Draw point 016534.
E09	E09_Meter - Power Station Site - Bore 2 - export	DWER	X		Export from Water Online monthly water bore readings for Neerabup Groundwater Abstraction Bore 2 Draw point 016535.
E10	E10_SE-F-067 Shell Energy Generation Inspection	Shell	X		
M01	M01_Site inspection checklist	JBS&G	X		Notes taken on the date of the site inspection by JBS&G (02/12/2025). Information retrieved from Power Station Manager during discussion.
P01	P01_Unit 11 and Unit 12	Shell	X		Photo of Generator Unit 11 & Unit 12.
P02	P02_East Evaporation Pond 1	Shell	X		Photo of Evaporation Pond 1.
P03	P03_West Evaporation Pond 2	Shell	X		Photo of Evaporation Pond 2.
P04	P04_Groundwater Bore 1+2	Shell	X		Photo of Groundwater Abstraction Bore 1 & 2
R01	R01_2024_25 Bankers Audit	JBS&G			This document.
R02	R02_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report	Shell	X		Shell Energy 2024-2025 Neerabup DWER Annual Environmental & Compliance Reports NewGen Neerabup Pty Ltd 25/08/2025 [Rev 0]
R03	R03_Ektimo 2024 Compliance Emission Testing R017274	Ektimo	X		Ektimo NewGen Neerabup Partnership, WA 2024 Compliance Emission Testing Report [R017274] 28 June 2024
R04	R04_SLR Annual Groundwater Monitoring Report 2024	SLR	X		SLR Consulting Australia Annual Groundwater Monitoring Program for Neerabup Power Station 2023 [675.072327.00001-R01 Rev 1.0] 02/02/2024
R05	R05_2023_24 Bankers Audit	JBS&G	X		JBS&G Australia Pty Ltd Shell Energy Power Generation Neerabup Gas-fired Power Station Banker's Audit (2023-24) [68241 Rev 0] 04/12/2024.

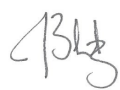
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Appendix H Evidence Register

Table F.2: Evidence Register

Code	Reference	Author	Electronic	Hard copy	Topic
C01	C01_DWER AER & AACR submission - 2024-2025	Shell	X		Submission email 25/08/2025 to Tandin Dorji with NewGen Neerabup DWER 2024/25 AER & AACR.
E01	E01_Shell Website Screenshot 2025-12-15	JBS&G	X		Screenshot of http://shellenergy.com.au/energy-plans-terms-conditions/ on 15/12/2025.
E02	E02_2024-2025_Schedule 1 calcs_Audit Info Neerabup Stats_Compliance	Shell	X		Spreadsheet calculating power station data required for Schedule 1 compliance.
E03	E03_Neerabup BESS-NPS_Acoustic Assessment	DWER	X		Shell Neerabup External Complaints Register.
E04	E04_675.073025.00001_SLR_Annual GME_Rev1	SLR	X		Annual groundwater monitoring event for 2024 (08/05/2025), undertaken to satisfy Condition 8 of DWER licence L8356.2009/2.
E05	E05_2024-25 Neerabup Emissions Fee Calc	Shell	X		Shell Neerabup Atmospheric Emissions Estimation Tool and Fee Calculator.
E06	E06_Unit 11 and 12 efficiency	JBS&G	X		Calculations for Unit 11 and 12 efficiency through the reporting period. Based on E03.
E07	E07_250429 Neerabup Inspection Plan 2009-2036	Shell	X		Generator Inspection Plan for 2009-2036 including details of scheduled service requirements.
E08	E08_Shell Energy Generation_Inspection	Shell	X		Inspection checklist from Neerabup Power Station general inspection on 22/08/2024. Work issued due to major outage.
E09	E09_Neerabup Product Service Bulletin	Shell	X		Shell Neerabup register of service bulletins received, reviewed and implementation action taken.
M01	M01_Site inspection checklist	JBS&G	X		Site inspection checklist and notes from JBS&G's site visit on 02/12/2025.
R01	R01_71226 Neerabup Gas CAR 2024-25 (Rev 0)	JBS&G	X		This document.
R02	R02_68241 Shell Neerabup CAR 2023-24 (Rev 0)	JBS&G	X		Shell Energy Power Generation Neerabup Gas-fired Power Station Ministerial Statement 759 Compliance Assessment Report (2023-24) (JBS&G Australia Pty Ltd) [68241 Rev 0] 10 December 2024.
R03	R03_Neerabup Greenhouse Gas Abatement Programme (Rev 1.0)	Shell	X		Newgen Power Station Neerabup Greenhouse Gas Abatement Programme (GGAP) March 2008 (Katestone Environmental Pty Ltd) [KE0704506 Re 1.0] 05/03/2008.
R04	R04_2024-2025 NewGen Neerabup DWER AMR-AER-AACR Report	Shell	X		Shell Energy 2024-2025 Neerabup DWER Annual Environmental & Compliance Reports NewGen Neerabup Pty Ltd 25/08/2025 [Rev 0]
R05	R05_2025 NPI EmissionReport_Submitted	Shell	X		NPI Report for 24/25 Newgen Neerabup Partnership WA1204 Financial Year generated 06/09/2025.
R06	R06_Neerabup FY25 NGER Submission_FINAL	Australian Gov. Clean Energy Regulator	X		National Greenhouse and Energy Reporting – Emissions and Energy Report.

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