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EPA ref: FOI-100-2025



Owen Robert
[REDACTED]
[REDACTED]
By email: [REDACTED]

Dear Owen,

FREEDOM OF INFORMATION: NOTICE OF DECISION

This letter is to give you the decision on the request you made for documents under the *Freedom of Information Act 1982* (the Act).

Your request is for:

The following Documents and/or Correspondence are requested;

- 1 *Pre Construction Predictive Modelling Assessment Report Marshall Day Acoustics Lal Lal Wind Farm Pre-Development Noise Assessment Report No 2, 20170649, date known as "17 January 2018", and*
- 2 *Auditor Report for the above Report, as per previous paragraph (1), and*
- 3 *Auditor Report for the Sonus Pre-Construction Noise Assessment S5464C11, and, for the sake of certainty, this "FOI" request is not for the Sonus Pre-Construction Noise Assessment S5464C11, and not the Sonus Pre-Construction Noise Assessment S5464C6, and not the Auditor Report for Sonus Pre-Construction Noise Assessment S5464C6, and*
- 4 *Lal Lal Wind Farm Draft Noise Management Plan, and*
- 5 *Lal Lal Wind Farm Noise Management Plan, and*
- 6 *Auditor Report for the above Report, as per previous paragraph (5), and*
- 7 *Lal Lal Wind Farm Compliance Baseline Monitoring Report 640.11872-R01, version v1.1 date known as "February 2021", and*
- 8 *Auditor Report for the above Report, as per previous paragraph (5), and*
- 9 *Lal Lal Wind Farm Annual Statement/s and Monitoring for the Years known as "2021", "2022", "2023" and "2024", and*
- 10 *Correspondence and/or Document/s from Lal Lal Wind Farm, in regards to Commencement of Operation, and*
- 11 *The authorising document/s and/or regulation, that alters, "NZS 6808:2010", for background sound level monitoring requirements for deriving noise limits,*

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Environment Protection Authority Victoria
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"Background sound level

The A-weighted L90 centile measured prior to the installation of any wind turbines in an area",

and

- 12 *The authorising document/s and/or regulation, that alters, "NZS 6808:2010" of the national boundary, for noise monitoring,*

"Notional boundary

A line 20 meters from any side of a dwelling or other building used for a noise sensitive activity, or the legal boundary where this is closer to such a building",

and

- 13 *Lal Lal Wind Farm Shadow Flicker Assessment date known as "2017", see Annexure "A", and*

In the letter by which you made your request, dated 11 July 2025, you excluded personal affairs information from the scope of your request.

EPA has identified nine documents relevant to your request that comprise a total of 221 pages. In summary, the documents include:

- A noise management and a compliance test plan
- Response to requests for information
- Annual operations reports.

Decision

EPA has decided to grant you access in full to all nine documents.

A Schedule of Documents is attached to this letter (Appendix A).

As personal affairs information is excluded from the scope of your request, it has been redacted from the relevant documents.

Consultation with third parties

In accordance with the Act, EPA was required to undertake consultations to obtain the views of affected third parties on the disclosure of document relevant to your request under section 34 of the Act.

One third party consulted either objected to disclosure or did not respond to the consultation, so has not consented to the disclosure of certain documents.

If the decision of EPA is contrary to the views of a third party, EPA is required to notify the third party about the decision and provide the third party with the opportunity to seek review of the decision at the Victorian Civil and Administrative Tribunal ('VCAT').

The documents subject to review (which, in Appendix A, are indicated by orange shading) cannot be released to you until the affected third party has had the opportunity to exercise review rights under section 50(3A) of the Act.

The statutory time frame for making an application for review under this section is sixty (60) days.

If a review application is made, the release of the documents subject to it will be dependent on its resolution by VCAT.

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Access charges

In accordance with section 22 of the Act and the provisions of the *Freedom of Information (Access Charges) Regulations 2025*, EPA is entitled to seek from you charges for access to documents, including for:

Search time		
Rate per hour (1.5 fee units or part thereof)	Hours	Charge
\$25.20	2	\$50.40
Total charges		\$50.40

You can pay the access charges by credit card through the following EPA webpage:

<https://www.epa.vic.gov.au/about-epa/online-payments/pay-an-invoice>

Once at the page:

1. enter the following reference number in the 'Invoice number' field: **01002025**
2. enter the total amount of access charges owing
3. click the 'Pay now' button.

If you are unable to pay online, please contact the FOI team for alternative arrangements.

Please note that all documents that EPA is disclosing to you by this decision under the Act, and subject to the resolution of any applicable third party review rights, will only be released once the access charges are paid.

If you have any questions about this decision, please email the EPA Freedom of Information unit at foi@epa.vic.gov.au, or call through our Contact Centre on 1300 372 842.

Yours sincerely,

Freedom of Information Officer

25 September 2025

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Appendix A – Schedule of Documents

Doc #	# Pages	File title	Document description	Decision summary
1.	94	0467385 Lal Lal Wind Farm NMP F03.pdf	Noise Management Plan (dated 18 October 2022)	DISCLOSE IN FULL
2.	20	CURRENT-Planning-Permit-PL-SP_05_0461-2.pdf	Planning permit (with most recent amendment date 12 April 2022).	DISCLOSE IN FULL
3.	3	Information Request - Lal Lal Wind Farm - EPA RefCSE-00026310.pdf	Lal Lal Wind Farm response (dated 28 March 2025) to EPA request for information (dated 20 March 2025).	DISCLOSE IN FULL
4.	13	Lal Lal WEF Response to IGN-00008382.pdf	Lal Lal Wind Farm response to EPA issued Information Gathering Notice (dated 14 April 2025).	DISCLOSE IN FULL
5.	10	Lal Lal Wind Farm - Annual Statement (Noise) 2023-24.pdf	Lal Lal Wind Farm Annual Statement for 2023-2024 (dated 30 October 2024).	DISCLOSE IN FULL
6.	15	LLWF Annual Statement 2022 010323.pdf	Lal Lal Wind Farm Annual Statement for 2021-2022 (dated 1 March 2023).	DISCLOSE IN FULL
7.	13	LLWF Annual Statement 2023 Lal Lal Wind Farms.pdf	Lal Lal Wind Farm Annual Statement for 2022-2023 (dated 24 October 2023).	DISCLOSE IN FULL
8.	2	LLWF- Reply EPA- 03022025.pdf	Letter from Lal Lal Wind Farm to EPA (dated 3 February 2025).	DISCLOSE IN FULL
9.	51	Noise-Compliance-Testing-Plan.pdf	Noise Compliance Test Plan (dated 23 January 2018).	DISCLOSE IN FULL