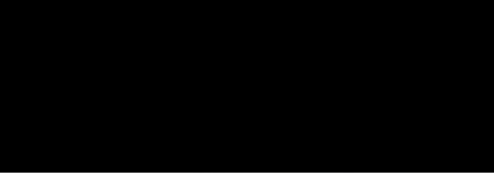


File No: PA18/49
Doc No: G18/320

Dr Jennifer Broughton



Dear Dr Broughton

Your application for access to government information – Notice of Decision

I refer to your access application under the *Government Information (Public Access) Act 2009* (GIPA Act), requesting:

"I request all records (as per the GIPA Act) in possession of the Ministry of Health evidencing communication between:

- a) Any employee/delegate of the Ministry of Health, including Dr Kerry Chant, Dr Benjamin Scalley, Dr David Durrheim in their official capacity or otherwise; with either
- b) Destination NSW and/or its employees/delegates; or
- c) Supercars and/or its employees or delegates

in relation to health and/or public safety implications and/or concerns of the Ministry of Health or its employees/delegates about the conduct of the Event (Newcastle 500), including any responses from the persons identified in b) and c) above.

"1. For this request, "Records" has the same meaning as in the GIPA Act.

2. For this request, "the Event" means the Coates Hire Newcastle 500 event conducted by V8 Supercars Australia (Supercars) in Newcastle, NSW between 24 and 26 November 2017".

3. All Records in the possession of the Ministry of Health evidencing communication between:

- (a) any employee/delegate of the Ministry of Health, including Dr Kerry Chant, Dr Benjamin Scalley, Dr David Durrheim in their official capacity or otherwise; with either
- (b) Destination NSW and/or its employees/delegates; or

NSW Ministry of Health
ABN 92 697 899 630

73 Miller St North Sydney NSW 2060
Locked Mail Bag 961 North Sydney NSW 2059
Tel. (02) 9391 9000 Fax. (02) 9391 9101
Website. www.health.nsw.gov.au

(c) Supercars and/or its employees/delegates in relation to health and/or public safety implications and/or concerns of the Ministry of Health or its employees/delegates about the conduct of the Event, including any responses from the persons identified in (b) and (c) above."

On 6 April 2018, the Ministry contacted you via email to advise that the scope of your application was too broad to determine an accurate estimate of time to process your request. It was requested that you refine the scope of your request to ensure it would not unnecessarily divert our resources.

On 4 May 2018, a re-scoped request was received for the following information:

- *"Correspondence from April 2017 to March 2018*
- *final correspondence (i.e. if there is a chain conversation just ask for the end of the chain)*
- *correspondence between either Kerry Chant, Ben Scalley or David Durrheim and DNSW/Supercars. (If they were on holidays then also the person who was replacing them in their jobs - from memory I think Ben was away for a period of this time.)*
- *Essentially we are looking for the body of correspondence between department of health and DNSW/supercars, regarding the health impacts of the supercars newcastle 500 race.*
- *We don't need all the meeting arrangements times, we are looking for the dialogue, the implications/impacts, how the decisions have been made and the department of health suggestions and the response of DNSW and supercars."*

In regard to 52 NSW public hospitals —

"In the period from 1st January 2016 to 31st December 2016, how many pregnancy terminations were conducted involving a foetus with a gestation period of 20 or more weeks?"

The Ministry of Health sincerely apologises for the delay in finalising your application.

Due to the delay in processing the application you will not be charged any processing fees. As an act of good faith, I have also decided to return your \$30 GIPA application fee. Please find enclosed your cheque of \$30.

Please also find attached a Notice of Decision and the documents for release, in response to your request.

Please note that my decision was to release the documents in full, however as one of the third parties has objected to the release of some of their information contained within the documents, the documents will be provided in a redacted format until all appeal periods expire. Should no appeal be received, the documents will be released in full. Should an appeal be received, it will be processed accordingly and we will notify you of the final decision.

You can ask for this decision to be reviewed. Your review rights are summarised in the enclosed leaflet.

If you have any questions regarding this matter, please contact me on (02) 9391 9263.

Yours sincerely



 Sonia Makira
GIPA Specialist
Corporate Governance & Risk Management

Date: 31 August 2018

Enc: Notice of decision & document for release;
Your Review Rights under the GIPA Act;
Returned \$30 GIPA application fee

Ref. PA18/49

MACQUARIE BANK LIMITED
Macquarie Cash Management Account
1 SHELLEY STREET, SYDNEY NSW



Date 18/3/18

This cheque has been printed on sensised paper using fugitive ink.
The absence of which could indicate a fraudulent cheque.

Pay Ministry of health or Bearer
Amount in words thirty dollars

\$30 —



Authorised Signatory

Not
Negotiable

Saul
Authorised Signatory

⑈000404 ⑈182222122272033⑈

Government Information (Public Access) Act 2009
Notice of Decision

Applicant	Dr Jennifer Broughton
Agency	Ministry of Health
File Ref:	PA18/49
Doc Ref:	G18/203
Decision maker:	Sonia Makira, GIPA Specialist
Date of decision:	31 August 2018

Summary of decision

I am authorised by the principal officer for the purposes of section 9(3) of the *Government Information (Public Access) Act 2009* (**GIPA Act**) to decide your access application.

You have applied for information under the GIPA Act relating to correspondence between Ministry of Health and Destination NSW and Supercars Australia outlining the health impacts of the Supercars Newcastle 500 race.

In the last few months, the Ministry has restructured its handling of its Right to Information Unit which has caused a significant delay in the processing of your application. This delay is sincerely regretted.

The summary of my decision is set out in the Schedule to this Notice. I have determined to:

- (a) grant full access to the 15 documents in scope of the application

As one of the third parties has objected to the release of some of their information contained within the documents, the documents will be provided in a redacted format until all appeal periods expire. Should no appeal be received, the documents will be released in full. Should an appeal be received, it will be processed accordingly and we will notify you of the final decision.

In this Notice of Decision I will explain my reasons. To meet the requirements of section 61 of the GIPA Act, I need to tell you:

- (a) the reasons for my decision
- (b) the findings on any important questions of fact underlying those reasons; and
- (c) the general nature and format of the records containing the information you asked for.

You can ask for a review of this decision. For details about how to do so, see **part 7** of this Notice.

1. Summary of access application

On 20 March 2018, the Ministry received your access application under the Government Information (Public Access) Act 2009 for the following information:

Notice of Decision

"I request all records (as per the GIPA Act) in possession of the Ministry of Health evidencing communication between:

- a) Any employee/delegate of the Ministry of Health, including Dr Kerry Chant, Dr Benjamin Scalley, Dr David Durrheim in their official capacity or otherwise; with either
- b) Destination NSW and/or its employees/delegates; or
- c) Supercars and/or its employees or delegates

in relation to health and/or public safety implications and/or concerns of the Ministry of Health or its employees/delegates about the conduct of the Event (Newcastle 500), including any responses from the persons identified in b) and c) above.

- "
1. For this request, "Records" has the same meaning as in the GIPA Act.
 2. For this request, "the Event" means the Coates Hire Newcastle 500 event conducted by V8 Supercars Australia (Supercars) in Newcastle, NSW between 24 and 26 November 2017".
 3. All Records in the possession of the Ministry of Health evidencing communication between:
 - (a) any employee/delegate of the Ministry of Health, including Dr Kerry Chant, Dr Benjamin Scalley, Dr David Durrheim in their official capacity or otherwise; with either
 - (b) Destination NSW and/or its employees/delegates; or
 - (c) Supercars and/or its employees/delegates in relation to health and/or public safety implications and/or concerns of the Ministry of Health or its employees/delegates about the conduct of the Event, including any responses from the persons identified in (b) and (c) above."

On 6 April 2018, the Ministry contacted you via email to advise that the scope of your application was too broad to determine an accurate estimate of time to process your request. It was requested that you refine the scope of your request to ensure it would not unnecessarily divert our resources.

On 4 May 2018, a re-scoped request was received for the following information:

- *"Correspondence from April 2017 to March 2018*
- *final correspondence (i.e. if there is a chain conversation just ask for the end of the chain)*
- *correspondence between either Kerry Chant, Ben Scalley or David Durrheim and DNSW/Supercars. (If they were on holidays then also the person who was replacing them in their jobs - from memory I think Ben was away for a period of this time.)*
- *Essentially we are looking for the body of correspondence between department of health and DNSW/supercars, regarding the health impacts of the supercars newcastle 500 race.*
- *We don't need all the meeting arrangements times, we are looking for the dialogue, the implications/impacts, how the decisions have been made and the department of health suggestions and the response of DNSW and supercars."*

On 2 July 2018, the Ministry notified you in writing of the requirement to extend the application to conduct third party consultations.

On 31 August 2018, I made my determination regarding your GIPA formal access application.

2. Searches for information

Under the GIPA Act, we must conduct reasonable searches for the government information you asked for in your application.

Searches were conducted by the Environmental Health Branch within the Ministry of Health. Emails of Dr Scalley and Dr Chant were also searched for correspondence with Destination NSW and Supercars Australia.

In total, fourteen documents were identified as containing information falling within the scope of your application. These documents are identified in the Schedule following Section 7.

3. The public interest test

3.1 Public interest considerations

You have a legally enforceable right to access the information you asked for, unless there is an overriding public interest against its disclosure: section 9(1) of the GIPA Act.

The public interest balancing test for determining whether there is an overriding public interest against disclosure of the information you asked for is set out in section 13 of the GIPA Act. I applied the public interest test by:

- (a) identifying any public interest considerations in favour of disclosure;
- (b) identifying any relevant public interest considerations against disclosure; and
- (c) deciding where the balance between them lies.

I did this in the way required by section 15 of the GIPA Act, which is:

- (a) in a way that promotes the objects of the GIPA Act;
- (b) with regard to any relevant guidelines issued by the Information Commissioner;
- (c) without taking into account the fact that disclosure of information may cause embarrassment to, or a loss of confidence in, the Government (as that fact is irrelevant);
- (d) without taking into account the fact that disclosure of information might be misinterpreted or misunderstood by any person (as that fact is irrelevant); and
- (e) with regard to the fact that disclosure cannot be made subject to any conditions on the use or disclosure of information.

4.1 Public interest considerations in favour of disclosure

There is a general public interest in favour of disclosing government information: section 12(1) of the GIPA Act. This section sets out some examples of other public interest considerations in favour of disclosure. However, I am not limited to those considerations in deciding your application.

I find the following considerations in favour of disclosure are relevant to your application:

(a) disclosure of the information could reasonably be expected to promote open discussion of public affairs, enhance Government accountability or contribute to positive and informed debate on issues of public importance; and

(b) disclosure of the information could reasonably be expected to inform the public about the operations of agencies.

In my view, information about the discussions concerning the health impacts of the Supercar 500 race, particularly to the residents of Newcastle, is in the public interest to be released.

4.2 Personal factors of the application

I can also take into account any personal factors of your application: section 55 of the GIPA Act. I have considered that this information concerns you and other residents of Newcastle. I have given this significant weight in making this determination.

4.3 Public interest considerations against disclosure

When applying the public interest test, the only public interest considerations against disclosure that I can take into account are those set out in the table to section 14 of the GIPA Act. To show that they are relevant to the information you asked for, I need to consider whether they could reasonably be expected to have the effect outlined in the table.

I have not identified any considerations against disclosure as being relevant to your application.

4.4 Consultation

I am required to take such steps as are reasonably practicable to consult third parties: section 54 of the GIPA Act.

Many third parties were consulted, however there was one third party who objected to the release of some of their personally identifiable information within the documents. The third party did not wish for the names, contact information, email addresses, or their positions to be released under the GIPA Act.

The objection does not mean that I cannot release the information. However, I must take it into account when making my decision. I have therefore considered their views when applying and balancing the public interest test.

The third party contends that the release of their staff member's information may reveal that individuals' personal information.

I have considered that the staff members' information contained within those documents are those of NSW Government employees, and as such, there are no provisions under the GIPA Act to consider their names, positions and work contact details to be their own personal affairs. I have also considered the positions of the staff members named, and they appear to all be senior employees of their government organisation.

I refer to the matter of *Leda Developments Pty Ltd v Tweed Shire Council* [2013] NSWADT 213 the Administrative Decisions Tribunal found that names and email addresses of an agency's employees were not 'personal information' for the purposes of this consideration. Also in *Donnellan v Ku-ring-gai Council* [2013] NSWADT 115 the Administrative Decisions Tribunal determined that email communications were not personal information where sent or received by individuals concerning the exercise of the agency's functions regarding a development application.

Notice of Decision

Having reviewed the information I am satisfied the email communications and official letters written, occurred in the sender and recipient's capacities as public officials in relation to a work-related matter and in the exercise of the Agency's functions. I therefore do not consider the names of the employees, their position titles, their work email addresses, and their work contact details to be their 'personal information'.

I therefore do not consider this third party's argument to outweigh the public interest to release their information.

4.5 Balancing the public interest test

Having reviewed the information within the document, and weighed up the relevant public interest considerations detailed above in favour of, and against disclosure, I have decided that the balance tips in favour of full disclosure of the information found within scope of the request.

4.6 Access to documents

Due to the objections received from one of the third parties, this third party must be given an opportunity to appeal this decision prior to releasing to you the documents, in full.

At this time, the documents will be released with redactions to the identified sections of the documents that the third party objected to release.

The third party will have 20 working days from the date of the decision to ask for an internal review. If the third party does not apply for an internal review, then the documents will be released to you in full.

If the 3rd party does apply for an internal review, and the decision is to uphold the original decision, the documents cannot be released until 20 days after the decision to allow the 3rd party to submit an external review of the internal review decision.

The Ministry of Health cannot release the information until the third party has exhausted all their review rights. Once the appeal periods have expired, and any review has been finalised, you will be notified of the outcome of the decision.

4.7 Additional Information

Under Section 76 of the GIPA Act, additional information can be provided. As Professor David Durrheim, Director Health Protection, Population Health works for Hunter New England Local Health District, I have been advised that their *may* be additional correspondence held by Hunter New England Local Health District. This correspondence may include Professor David Durrheim and Destination NSW and/or Supercars Australia..

5. Processing charges

Please find the actual processing time to complete this application detailed below:

Task	Hours
File searches, locating and retrieving documents & extracting information (if required)	5 hours

Notice of Decision

Assessment, review & analysis of documents & Redacting information/data (if required)	9 hours
Processing application (including writing correspondence, photocopying, scanning, collating, and preparing documents for release)	1 hour 15mins
Third Party Consultations	6 hours
Determination, writing the decision in accordance with the requirements of the GIPA Act, scheduling of documents assessing final processing fees	4 hours
TOTAL	25 hours 15 mins

The actual cost of processing your request was 25 hours and 15 minutes.

As your application has not been determined within the legislative timeframe, there are no processing fees required, and as advised by James Dagger, your \$30 application fee has been refunded.

6. Disclosure log

If information that would be of interest to other members of the public is released in response to a formal access application, an agency must record certain details about the application in its 'disclosure log' (under sections 25 and 26 of the GIPA Act).

In the letter acknowledging receipt of your valid application, sent on 20 March 2018 you were informed about the disclosure log. You were also advised of your right to object to the inclusion of details about your access application in the disclosure log, in certain circumstances (for example, if you seek access to your own personal information).

You did not object to details about your application being included in the disclosure log.

Upon review of the information and documentation, I have decided that the information would not likely to be of interest to other members of the public, and will therefore it will not be recorded in our disclosure log, which is publicly available on our website.

7. Review rights

If you disagree with any of the decisions in this notice that are reviewable, you may seek a review under Part 5 of the GIPA Act. Before you do so, I encourage you to contact me to discuss your concerns. My contact details are set out below.

You have three review options:

- internal review by another officer of this agency, who is no less senior than me;
- external review by the Information Commissioner; or
- external review by the NSW Civil and Administrative Tribunal (NCAT).

You have 20 working days from the date of this Notice to apply for an internal review. If you would prefer to have the decision reviewed externally, you have 40 working days from the date of this Notice to apply for a review by the Information Commissioner or NCAT.

Notice of Decision

To assist you, I have enclosed a fact sheet published by the Information and Privacy Commission NSW (IPC), entitled *Your review rights under the GIPA Act*. You will also find some useful information and frequently asked questions on the IPC's website:

www.ipc.nsw.gov.au.

You can also contact the IPC on freecall 1800 IPC NSW (1800 472 679).

8. Further information

If you have any questions about this notice or would like any further information, please contact Sonia Makira on (02) 9461 7912.



Sonia Makira
GIPA Specialist
Corporate Governance & Risk Management

Date: 31 August 2018

Enc: Your Review Rights Under the GIPA Act

Refund of \$30 GIPA application fee

Schedule of Documents

No.	Date	Description of record that contains the information	Format of record	Released or withheld	Relevant public interest consideration(s) against disclosure
1	17.05.17	Email from Dr Kerry Chant to a 3 rd party	Email	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	Nil
2	14.04.17	Email from Dr Ben Scalley to a 3 rd party	Email	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	Nil
3	22.06.17	Email from David Durrheim to Dr Ben Scalley and a 3 rd party	Email	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	Nil

No.	Date	Description of record that contains the information	Format of record	Released or withheld	Relevant public interest consideration(s) against disclosure
4	05.06.17	Email from David Durrheim to a 3rd party	Email	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	Nil
5	06.07.17	Email from a 3 rd party to Dr Kerry Chant	Email	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	Nil
6	12.07.17	Email from Dr Kerry Chant to Dr Ben Scalley	Email	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	Nil

No.	Date	Description of record that contains the information	Format of record	Released or withheld	Relevant public interest consideration(s) against disclosure
7	14.07.17	Email from Dr Benjamin Scalley to a 3 rd party	Email	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	Nil
8	9.08.17	Email from Dr Ben Scalley to a 3 rd Party	Email	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	Nil
9a	17.09.17	Email from David Durtheim to 3 rd party, Ian McCarthy and Dr Benjamin Scalley	Email	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	Nil

No.	Date	Description of record that contains the information	Format of record	Released or withheld	Relevant public interest consideration(s) against disclosure
9b	No date	Survey by Supercars Australia – 9 pgs (attachment to document 9 - Email from David Durtheim to 3rd party, Ian McCarthy and Dr Benjamin Scalley (dated 17.09.17))	Document / Survey	Full Release	Nil
10	18.10.17	Email from Dr Benjamin Scalley to a 3 rd party	Email	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	Nil
11	12.09.17	Email from Tony Merritt to a 3 rd party and Department Premier and Cabinet	Email	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	Nil

No.	Date	Description of record that contains the information	Format of record	Released or withheld	Relevant public interest consideration(s) against disclosure
12	24.10.17	Letter to 3 rd Party from Dr Kerry Chant	Letter	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	
13	26.10.17	Letter from Dr Kerry Chant from 3 rd Party	Letter	<p>Full release</p> <p>Names and contact information of 3rd party has been redacted as 3rd party objected to it being released.</p> <p>Document will be provided in a redacted format until all 3rd party has been given opportunity to appeal the decision and/or appeal periods have expired (40 days from date of determination).</p>	
14	23.11.17	Email from David Durtheim to 3 rd Party, Newcastle East Doctors, Dr Kerry Chant and Brad Hazzard	Email	Release in full	



information
and privacy
commission
new south wales



Your review rights under the GIPA Act

Fact sheet

June 2014

The right to information system in NSW aims to foster responsible and representative government that is open, fair and effective.

You have the right to request a review of certain decisions made by government agencies about the release of information under the *Government Information (Public Access) Act 2009* (GIPA Act):

- a) a decision that an application is not a valid access application
- b) a decision to transfer an access application to another agency, as an agency-initiated transfer
- c) a decision to refuse to deal with an access application (including such a decision that is deemed to have been made)
- d) a decision to provide access or to refuse to provide access to information in response to an access application
- e) a decision that government information is not held by the agency
- f) a decision that information applied for is already available to the applicant
- g) a decision to refuse to confirm or deny that information is held by the agency
- h) a decision to defer the provision of access to information in response to an access application
- i) a decision to provide access to information in a particular way in response to an access application (or a decision not to provide access in the way requested by the applicant)
- j) a decision to impose a processing charge or to require an advance deposit,
- k) a decision to refuse a reduction in a processing charge
- l) a decision to refuse to deal further with an access application because an applicant has failed to pay an advance deposit within the time required for payment
- m) a decision to include information in a disclosure log despite an objection by the authorised objector (or a decision that the authorised objector was not entitled to object).

You generally have three review options.

1. Internal review

You have **20 working days** after the notice of a decision has been posted to you to ask for an internal review by the agency that made the decision.

If a Minister or their personal staff, or the principal officer of an agency made the decision, you cannot ask for an internal review, but you can ask for an external review (see below).

The review must be carried out by an officer who is no less senior than the person who made the original decision. The review decision must be made as if it was a fresh application.

There is a \$40 fee for an internal review application. No fee applies for an internal review if the decision is a 'deemed refusal' because the agency did not process your application in time or the internal review is conducted because the Information Commissioner has recommended the agency reconsider its decision under section 93 of the GIPA Act. In this case, you cannot be charged any review fee.

The agency must acknowledge your application within **five** working days of receiving it. The agency must decide the internal review within **15** working days (this can be extended by **10** working days if the agency has to consult with a third party, or by agreement with you).

2. External review by the Information Commissioner

If you disagree with any of the decisions listed above, you can ask for a review by the Information Commissioner.

If you are the person applying for access to information, you do **not** have to have an internal review of the decision before asking the Information Commissioner to review it.

If you are not the access applicant, you must seek an internal review before applying for review by the Information Commissioner. However, if an internal review cannot be sought (if a Minister or their personal staff, or the principal officer of an agency made the decision), you can seek a review by the Information Commissioner.

You have **40 working days** from being notified of the decision to ask for a review by the Information Commissioner.

On reviewing the decision, the Information Commissioner can make recommendations about the decision to the agency.

Note: You cannot ask the Information Commissioner to review a decision that has already been reviewed by the NSW Civil and Administrative Tribunal (NCAT).

3. External review by the NSW Civil and Administrative Tribunal (NCAT)

If you disagree with any of the decisions listed above, you can ask for a review by NCAT. You do not have to have the decision reviewed internally, or by the Information Commissioner before applying for review by NCAT.

You have **40 working days** from being notified of the decision to apply to NCAT for review. However, if you have applied for review by the Information Commissioner, you have **20 working days** from being notified of the Information Commission's review outcome to apply to NCAT.

For more information

Contact the Information and Privacy Commission NSW (IPC):

Freecall: 1800 472 679
Email: ipcinfo@ipc.nsw.gov.au
Website: www.ipc.nsw.gov.au

HIME, Neil

From: CHANT, Kerry
Sent: Wednesday, 17 May 2017 3:52 PM
To: [REDACTED]
Cc: [REDACTED] ian.mccarthy@hnehealth.nsw.gov.au; 'Karen.kelly@hnehealth.nsw.gov.au'; David Durrheim; SCALLEY, Benjamin
Subject: HPRM: V8 supercar race in Newcastle East

Dear [REDACTED]

I seek your assistance in minimising the potential for adverse health impacts from the V8 supercar event scheduled for Newcastle East during November 2017. I understand that the event will occur in close proximity to housing and residents may be exposed to excess levels of noise.

An environmental noise assessment, noise mitigation strategy and communication plan is required to ensure that this exposure is reduced. This should consider the potential impacts on residents, mitigation of these impacts, and consider vulnerable people within the area. Vulnerable groups are likely to include the elderly, especially those living in assisted living facilities, young children, people with mental health conditions and/or disabilities, and those with limited financial means to reduce their exposure such as those in government provided housing.

Given that it is proposed that the event will be held over a number of years, there would be benefit in validating any modelling of noise exposure that may be done with noise monitoring data collected during the event. This could be conducted adjacent to and in increasing distances from the track, including indoors, where residents consent, to enable a full assessment of the noise impacts that would inform any future planning.

I appreciate your advice on these mitigation strategies and communication plan. It is important that these issues be considered by the current interagency meetings for this event.

Should you wish to discuss this matter further, please contact Ian McCarthy on 4921 4198 or ian.mccarthy@hnehealth.nsw.gov.au.

Regards

Kerry

Dr Kerry Chant PSM

Chief Health Officer and Deputy Secretary | **Population and Public Health**
Level 11, 73 Miller Street, North Sydney 2060
Tel 02 9391 9185 | kecha@doh.health.nsw.gov.au
www.health.nsw.gov.au



HIME, Neil

From: SCALLEY, Benjamin
Sent: Wednesday, 14 June 2017 2:42 PM
To: [REDACTED]
Cc: David Durrheim; CHANT, Kerry; MCANULTY, Jeremy
Subject: RE: V8 supercar race in Newcastle East

Dear [REDACTED],

You would recall that Dr Kerry Chant sent an email mid May regarding the V8 supercar event to be held later this year in Newcastle. Dr Chant has asked me to follow up regarding what actions may have occurred or are planned in response to her enquiry. I understand that the correspondence was provided to the interagency group for discussion.

I would appreciate any further information you could provide regarding this matter.

Regards
 Ben

Dr Ben Scalley
 BEd MBBS(hons) MPH CTH FAFPHM
 Director | **Environmental Health Branch**
 73 Miller Street, North Sydney NSW 2060
 Tel 02 9424 5721 | Mob 0408 477 586 | bscal@doh.health.nsw.gov.au
www.health.nsw.gov.au



Health

From: CHANT, Kerry
Sent: Wednesday, 17 May 2017 3:52 PM
To: [REDACTED]
Cc: 'slow1mic@police.nsw.gov.au'; 'ian.mccarthy@hnehealth.nsw.gov.au'; 'Karen.kelly@hnehealth.nsw.gov.au'; David Durrheim; SCALLEY, Benjamin
Subject: V8 supercar race in Newcastle East

Dear [REDACTED],

I seek your assistance in minimising the potential for adverse health impacts from the V8 supercar event scheduled for Newcastle East during November 2017. I understand that the event will occur in close proximity to housing and residents may be exposed to excess levels of noise.

An environmental noise assessment, noise mitigation strategy and communication plan is required to ensure that this exposure is reduced. This should consider the potential impacts on residents, mitigation of these impacts, and consider vulnerable people within the area. Vulnerable groups are likely to include the elderly, especially those living in assisted living facilities, young children, people with mental health conditions and/or disabilities, and those with limited financial means to reduce their exposure such as those in government provided housing.

Given that it is proposed that the event will be held over a number of years, there would be benefit in validating any modelling of noise exposure that may be done with noise monitoring data collected during the event. This could be

conducted adjacent to and in increasing distances from the track, including indoors, where residents consent, to enable a full assessment of the noise impacts that would inform any future planning.

I appreciate your advice on these mitigation strategies and communication plan. It is important that these issues be considered by the current interagency meetings for this event.

Should you wish to discuss this matter further, please contact Ian McCarthy on 4921 4198 or ian.mccarthy@hnehealth.nsw.gov.au.

Regards

Kerry

Dr Kerry Chant PSM

Chief Health Officer and Deputy Secretary | **Population and Public Health**
Level 11, 73 Miller Street, North Sydney 2060
Tel 02 9391 9185 | kecha@doh.health.nsw.gov.au
www.health.nsw.gov.au



HIME, Neil

From: David Durrheim
Sent: Thursday, 22 June 2017 2:22 PM
To: SCALLEY, Benjamin; [REDACTED]
Cc: CHANT, Kerry; Ian McCarthy; Karen Kelly; Kathryn Taylor
Subject: V8 supercar event Newcastle east
Attachments: image001.jpg

Dear [REDACTED]

We have not yet received a response from Supercars or Destination NSW to the communication from the Chief Health Officer.

Could you please provide an update on progress in addressing the concerns and requirements raised.

Warm regards

Dave

Dear [REDACTED]

I seek your assistance in minimising the potential for adverse health impacts from the V8 supercar event scheduled for Newcastle East during November 2017. I understand that the event will occur in close proximity to housing and residents may be exposed to excess levels of noise.

An environmental noise assessment, noise mitigation strategy and communication plan is required to ensure that this exposure is reduced. This should consider the potential impacts on residents, mitigation of these impacts, and consider vulnerable people within the area. Vulnerable groups are likely to include the elderly, especially those living in assisted living facilities, young children, people with mental health conditions and/or disabilities, and those with limited financial means to reduce their exposure such as those in government provided housing.

Given that it is proposed that the event will be held over a number of years, there would be benefit in validating any modelling of noise exposure that may be done with noise monitoring data collected during the event. This could be conducted adjacent to and in increasing distances from the track, including indoors, where residents consent, to enable a full assessment of the noise impacts that would inform any future planning.

I appreciate your advice on these mitigation strategies and communication plan. It is important that these issues be considered by the current interagency meetings for this event.

Should you wish to discuss this matter further, please contact Ian McCarthy on 4921 4198<<tel:4921204198>> or orian.mccarthy@hnehealth.nsw.gov.au<<mailto:orian.mccarthy@hnehealth.nsw.gov.au>>.

Regards

Kerry
Dr Kerry Chant PSM

Chief Health Officer and Deputy Secretary | Population and Public Health Level 11, 73 Miller Street, North Sydney 2060<x-apple-data-detectors://5/0>
Tel 02 9391 9185<<tel:02209391209185>> |
kecha@doh.health.nsw.gov.au<<mailto:kecha@doh.health.nsw.gov.au>>
www.health.nsw.gov.au<<http://www.health.nsw.gov.au>>

HIME, Neil

From: David Durrheim
Sent: Wednesday, 5 July 2017 12:01 PM
To: [REDACTED]
Cc: SCALLEY, Benjamin; Ian McCarthy
Subject: Response to Chief Health Officer's email request re Super Cars
Importance: High

Dear [REDACTED]

It was good to talk to you on Monday lunchtime.

You indicated at that stage that you would be able to provide an update on actions taken to date in response to the email from the Chief Health Officer raising concerns about the planned Newcastle East V8 Supercars event and harmful noise levels either on Monday afternoon or Tuesday.

I note that no response has yet been copied to me, so I was keen to learn whether a response had been sent directly to the Chief Health Officer?

Warm regards

Dave

Professor David Durrheim
DrPH, MPH&TM, MBChB, FACTM, FAFPHM
Director Health Protection- Population Health
and Conjoint Professor of Public Health Medicine, University of Newcastle
Locked Bag 10, Wallsend NSW, AUSTRALIA, 2287

Tel 02 4924 6395 | Fax 02 4924 6215 |
David.Durrheim@newcastle.edu.au

This email has been scanned for the NSW Ministry of Health by the Websense Hosted Email Security System.

Emails and attachments are monitored to ensure compliance with the NSW Ministry of health's Electronic Messaging Policy.

HIME, Neil

From: [REDACTED]
Sent: Thursday, 6 July 2017 2:03 PM
To: CHANT, Kerry
Cc: slow1mic@police.nsw.gov.au; ian.mccarthy@hnehealth.nsw.gov.au;
Karen.kelly@hnehealth.nsw.gov.au; David Durrheim; SCALLEY, Benjamin
Subject: Re: V8 supercar race in Newcastle East

Dear Dr Chant

Thank you for your email.

Destination NSW, in consultation with the Strategic Communications and Events division of the NSW Department of Premier and Cabinet, designed a governance structure for the Government coordination and implementation of all aspects of the Newcastle 500.

The governance structure consists of numerous working groups tasked with identifying the specific requirements of the event, considering the impacts of these on the Newcastle community and planning and managing responses.

Planning meetings commenced in October 2016 and will continue regularly until the event, taking into consideration information presented by relevant stakeholders including the community. NSW Health has been represented at these forums since inception.

Through this whole-of-government approach, the NSW Government is working with Supercars Australia to ensure key concerns are addressed, including noise impacts and potential impacts on vulnerable people living in the affected area. In relation to noise, Supercars Australia has engaged acoustic engineers and is in the process of developing a plan which may include a social impact assessment of the race precinct and noise modelling.

This plan will be submitted to SafeWork NSW for consideration. Other NSW Government agencies including NSW Health, NSW Environment Protection Authority, and NSW Department of Family and Community Services, will have the opportunity to review and provide feedback on the suitability of the plans prior to Destination NSW granting any authorisation for the conduct of the motor race as per the process and provisions in the Motor Racing Act.

I trust this demonstrates the process in place to develop plans for the inaugural Newcastle 500.

Please do not hesitate to contact me should you have any further queries.

Kind Regards

[REDACTED]

[REDACTED]

Sent from my iPad

On May 17, 2017, at 3:51 PM, CHANT, Kerry <kecha@doh.health.nsw.gov.au> wrote:

Dear [REDACTED]

I seek your assistance in minimising the potential for adverse health impacts from the V8 supercar event scheduled for Newcastle East during November 2017. I understand that the event will occur in close proximity to housing and residents may be exposed to excess levels of noise.

An environmental noise assessment, noise mitigation strategy and communication plan is required to ensure that this exposure is reduced. This should consider the potential impacts on residents, mitigation of these impacts, and consider vulnerable people within the area. Vulnerable groups are likely to include the elderly, especially those living in assisted living facilities, young children, people with mental health conditions and/or disabilities, and those with limited financial means to reduce their exposure such as those in government provided housing.

Given that it is proposed that the event will be held over a number of years, there would be benefit in validating any modelling of noise exposure that may be done with noise monitoring data collected during the event. This could be conducted adjacent to and in increasing distances from the track, including indoors, where residents consent, to enable a full assessment of the noise impacts that would inform any future planning.

I appreciate your advice on these mitigation strategies and communication plan. It is important that these issues be considered by the current interagency meetings for this event.

Should you wish to discuss this matter further, please contact Ian McCarthy on 4921 4198 or ian.mccarthy@hnehealth.nsw.gov.au.

Regards

Kerry

Dr Kerry Chant PSM

Chief Health Officer and Deputy Secretary | **Population and Public Health**
Level 11, 73 Miller Street, North Sydney 2060
Tel 02 9391 9185 | kecha@doh.health.nsw.gov.au
www.health.nsw.gov.au



Health

From: CHANT, Kerry
Sent: Wednesday, 12 July 2017 4:56 PM
To: SCALLEY, Benjamin
Subject: Fwd: Newcastle 500

Sent from my iPhone

Begin forwarded message:

From: [REDACTED]
Date: 12 July 2017 at 4:52:16 pm AEST
To: <kecha@doh.health.nsw.gov.au>
Subject: Newcastle 500

Dear Dr Chant,

Thank you for your call outlining the key areas of concern regarding noise.

We are contacting Supercars Australia for an update on their noise plan and mitigation strategies and will again stress the importance of keeping the community informed on the options available to them.

Below are some key points you may wish to incorporate into communication with your stakeholders:

Destination NSW has advised that a noise management plan specific to the Newcastle circuit is being developed and managed by Supercars Australia. This plan will identify and review noise mitigation strategies related to noise impacts during the event.

I am advised that Supercars Australia has engaged acoustic engineers and is in the process of developing the plan which may include a social impact assessment of the race precinct and noise modelling.

This plan will be submitted to SafeWork NSW for consideration. Other NSW Government agencies including NSW Health, NSW Environment Protection Authority, and NSW Department of Family and Community Services, will have the opportunity to review and provide feedback on the suitability of the plans prior to Destination NSW granting any authorisation for the conduct of the motor race as per the process and provisions in the Motor Racing Act.

Supercars Australia has publicly stated that it is committed to making the Newcastle 500 a successful and safe event for the community. The welfare and safety of residents and business owners in the precinct is paramount.

Consultation and the timely dissemination of information, when known, are key components of the community engagement program of Supercars Australia and the Newcastle City Council as the event delivery partners.

It is important to note that Supercars Australia and Destination NSW in its role of regulator have been very clear in stating that the Newcastle 500 will, by nature, be a noisy event.

The locally based Supercars Community Liaison Manager, Julie Sutton, is available to meet and address residents' concerns on an individual basis. Julie Sutton can be contacted via community@supercars.com or by phone on 02 8346 2676 and will be able to assist in making sure residents specific needs are met.

As you may be aware a locally-based Newcastle 500 Coordination Office has also been established by Destination NSW to ensure coordination of all aspects of the *Motor Racing (Sydney and Newcastle) Act 2008* ahead of the inaugural event in November 2017. Mr James Thomson commenced as the Community Liaison Officer on 11 April 2017 and can be contacted on (02) 4921 2642 or by email at community.newcastle500@dnsw.com.au.

Please do not hesitate to contact me should you have any further queries.

Best Regards

[Redacted signature]

[Redacted contact information]

This message is intended for the addressee named and may contain confidential information. If you are not the intended recipient, please delete it and notify the sender. Views expressed in this message are those of the individual sender, and are not necessarily the views of their organisation.

HIME, Neil

From: SCALLEY, Benjamin
Sent: Friday, 14 July 2017 11:59 AM
To: [REDACTED]
Cc: MCANULTY, Jeremy; CHANT, Kerry; David Durrheim
Subject: Chief Health Officer meeting re V8 supercar event in Newcastle

Dear [REDACTED]

The Chief Health Officer, Dr Kerry Chant, has asked that I advise you of the response that we will be sending back to stakeholders based on the information you provided after our recent meeting. Please see below:

Regards

Ben

Dr Ben Scalley
BEd MBBS(hons) MPH CTH FAFPHM
Director | **Environmental Health Branch**
73 Miller Street, North Sydney NSW 2060
Tel 02 9424 5721 | Mob 0408 477 586 | bscal@doh.health.nsw.gov.au
www.health.nsw.gov.au



Health

Dear Adrian and Peter,

I have recently met with the Destination NSW CEO regarding the Newcastle V8 supercar event.

Destination NSW has advised that a noise management plan specific to the Newcastle circuit is being developed and managed by Supercars Australia. This plan will identify and review noise mitigation strategies related to noise impacts during the event.

Destination NSW also have said that Supercars Australia have engaged acoustic engineers and that they may do noise modelling.

They stated that NSW Government agencies including NSW Health, NSW Environment Protection Authority, and Safework among others will have the opportunity to review and provide feedback on the plans prior to Destination NSW granting any authorisation for the conduct of the motor race as per the process and provisions in the Motor Racing Act.

Destination NSW also mentioned two community liaison officers for this event:

-Julie Sutton is the locally based Supercars Community Liaison Manager, and can be contacted via community@supercars.com or by phone on 02 8346 2676

-James Thomson is the community liaison officer with Destination NSW for this event and can be contacted on (02) 4921 2642 or by email at community.newcastle500@dnsw.com.au.

We will continue to work with the interagency group to request that issues to do with noise are considered and addressed in the detail of these plans and assessments. You may also wish to discuss particular local concerns also with Julie or James.

Regards

HIME, Neil

From: SCALLEY, Benjamin
Sent: Wednesday, 9 August 2017 1:19 PM
To: [REDACTED]
Cc: CHANT, Kerry; MCANULTY, Jeremy; David Durrheim
Subject: Newcastle V8 supercar race

Hi [REDACTED],

I wanted to touch-base with you once more about the V8 supercar race in Newcastle. You would recall the Chief Health Officer's previous correspondence about this race and I understand that this has been discussed at previous meetings of relevant government agencies regarding this issue. The local public health unit has kept me well informed about these meetings here. We have recently had further enquiries about this event from a resident in the area.

I understand that a noise modelling report has been given to the EPA. I hoped that you may be able to update us regarding the plan for the coming weeks in response to this.

-Will the noise modelling be released to the community or perhaps some sort of summary or interpretation of the results?

-Will there be a noise management plan or mitigation plan generated in response to this modelling? If so how and when may this communicated to the community?

It would be helpful to understand how this additional work will be interpreted and what actions it may result in.

Regards
Ben

Dr Ben Scalley
BEd MBBS(hons) MPH CTH FAFPHM
Director | **Environmental Health Branch**
73 Miller Street, North Sydney NSW 2060
Tel 02 9424 5721 | Mob 0408 477 586 | bscal@doh.health.nsw.gov.au
www.health.nsw.gov.au



Health

HIME, Neil

From: David Durrheim
Sent: Sunday, 17 September 2017 9:56 PM
To: [REDACTED]; Ian McCarthy; SCALLEY, Benjamin
Cc: Tony Merritt
Subject: Fwd: Serious concerns regarding a local survey by Supercars
Attachments: P1.JPG; p2.JPG; p3.JPG; p4.JPG; p5.JPG; p6.JPG; p7.JPG; p8.JPG; p9.JPG

Dear [REDACTED]

I am really concerned about the inappropriate health questions in this survey.

My understanding was that Super Cars had committed to working with FACS to identify high risk residents.

Happy to discuss.

Warm regards

Dave

Begin forwarded message:

From: "Adrian J. Dunlop" <Adrian.Dunlop@hnehealth.nsw.gov.au<<mailto:Adrian.Dunlop@hnehealth.nsw.gov.au>>>
Date: 17 September 2017 at 5:17:14 pm AEST
To: David Durrheim <David.Durrheim@hnehealth.nsw.gov.au<<mailto:David.Durrheim@hnehealth.nsw.gov.au>>>
Subject: Fw: Serious concerns regarding a local survey by Supercars

Dear David

am checking with you to see if the inter-agency group was made aware of this survey, including the contents, prior to it occurring. Could you let me know?

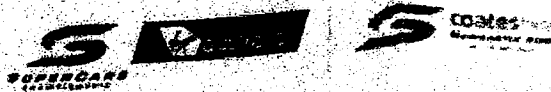
regards, Adrian

From: Adrian J. Dunlop
Sent: Sunday, 17 September 2017 5:13 PM
To: Susan Heyman
Subject: Serious concerns regarding a local survey by Supercars

Dear Susan

I have serious concerns regarding a survey being conducted by an agency on behalf of V8 Supercars.

People are being doorknocked and asked to provide information regarding their health including whether anyone inside their house has substance use problems. I have no idea why V8 Supercars should collect information from Newcastle East Residents regarding substance use.



JACOBS

Dear resident

Sorry we missed you...

We stopped by today to discuss the noise assessment completed by acoustic consultants from Jacobs for the Newcastle 500 event – and to complete a short survey with you.

You should have received a fact sheet explaining how the noise assessment was carried out, what the results were and how Supercars Australia is planning to manage noise impacts.

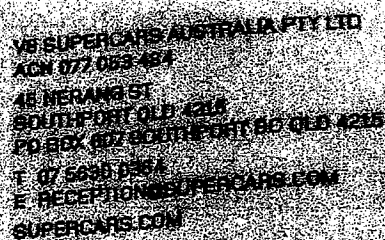
Please complete our short survey to provide Supercars Australia with valuable information to help plan in the lead up to the race event in November.

Please return your completed survey as soon as possible to **Supercars Australia – Survey, PO Box 2147, Dangar NSW 2309** or email a scanned copy to **community@supercars.com**.

Supercars Australia is committed to minimising impacts on local residents and will continue to engage the community in the lead up to the event in November. Please call us on **02 8346 2676** or email **community@supercars.com** if you have any questions.

Yours sincerely,

Supercars Australia



Newcastle East, NSW 2300
14 September 2017

Dear resident,

The inaugural Coates Hire Newcastle 500 round of the Virgin Australia Supercars Championship will be staged on 24-26 November 2017. The circuit for the event is 2.6km commencing westbound on Wharf Road, left into Watt Street, then left into Church Street becoming Shortland Esplanade. The circuit weaves through Zaara and Scott Streets and into Parnell Place (becoming Nobbys Road) returning to the finishing line on Wharf Road via a hairpin on Nobbys headland. Vehicles will be practicing or competing on the circuit between 8am and 6pm on each day of the event.

Motorsport events are noisy events and the Coates Hire Newcastle 500 will be no exception. Notwithstanding, Supercars Australia places an absolute priority to ensure the noise of the event is well understood by the community, and particularly by all residents who are adjacent to the circuit. The Supercars team and their partners are working tremendously hard to ensure all impacts are well managed and minimised. The Supercars team aim is to deliver an event that can be enjoyed by many people in the community without negatively impacting those that live within the circuit precinct.

In preparation for this year's event, Supercars Australia has commissioned an independently peer reviewed assessment by senior acoustic engineers to understand the potential noise levels that could be generated by vehicles competing in the specific geographical conditions for the event.

The attached noise abatement sheet provides general information about the noise of the event and Supercars committed actions to reduce the noise. Supercars will install acoustic barriers in defined locations around the circuit and have revised the track program to provide more quiet time. Overall potential noise for the first year of the event is calculated to be in accordance with legislative requirements. Noise will be assessed during the event in year one and findings will be applied to year two.

REPLY: 10/10/82

17. How do you find the measure of an angle if you know the length of the arc and the radius of the circle? Give an example.



VS SUPERCARS AUSTRALIA PTY LTD
ACN 077 083 484
48 HERANG ST
SOUTHPORT QLD 4215
PO BOX 907 SOUTHPORT BC QLD 4215
T 07 5530 1044
E RECEPTION@SUPERCARS.COM
SUPERCARS.COM

The Workplace Health and Safety (WHS) regulations include occupational exposure limits relating to peak noise and noise exposure, intended to protect workers exposed to high noise levels throughout their working lives. Notwithstanding, these stringent limits have been used to help determine reasonable and practical actions that can be taken in respect of Newcastle 500.

The noise assessment has shown that noise exposure levels outside your property may exceed the WHS regulations. Simple mitigation measures to reduce these levels include keeping your doors and windows closed throughout the event and wear hearing protection when on balconies and at trackside areas.

You should be aware that levels throughout the precinct will vary and that outdoor noise levels adjacent to the race track may exceed one or both of these limits from time to time. You may wish to use hearing protection when outside your property and adjacent to the track. We also suggest you read the noise fact sheet.

Providing additional assistance to those in need

Supercars Australia recognises that some people in the community may have medical and/or special needs. We intend to identify those individuals who for medical or other specific reasons, require additional assistance and we will work with them one-on-one in the lead up to and during the event.

To help us do this, please complete our short survey enclosed with this letter. Completed surveys are to be returned by 29 September 2017, either using the postage paid envelope attached (PO Box 2147, Dangar NSW 2209) or email: community@supercars.com.

Supercars Australia is committed to ongoing engagement with the community in the lead up to and during the event. Please call us on 07 5530 2676 or email community@supercars.com if you have any further questions.

Yours sincerely,



Resident survey

Please complete this short survey to provide Supercars Australia with valuable information to help us plan in the lead up to the race event in November.

A copy of the Supercars Australia privacy policy is available on the back of this survey. By completing this survey, you acknowledge that you have been provided with a copy of Supercars Australia's Privacy Policy regarding the collection of your personal information and you agree to the terms and conditions of that privacy policy.

Your details

Keeping an accurate record of resident contact details will help Supercars Australia communicate with you better and ensure we can reach you.

Your name	
Property address	
If living in an apartment, which floor do you live?	
Postal address (if different)	
Phone (landline)	
Phone (mobile)	
Email address	

Our household

The following questions are about you and the people in your household. Some of the questions about medical issues and household finances are of a personal nature and you are permitted to skip or not answer if you prefer. Your answers are important to help us plan the event and are considered private and confidential.

Are you a regular driver?

Yes ☐ No ☐

How many cars are in your household?

1 ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☐ 6 ☐ 7 ☐ 8 ☐ 9 ☐ 10 ☐ 11 ☐ 12 ☐ 13 ☐ 14 ☐ 15 ☐ 16 ☐ 17 ☐ 18 ☐ 19 ☐ 20 ☐ 21 ☐ 22 ☐ 23 ☐ 24 ☐ 25 ☐ 26 ☐ 27 ☐ 28 ☐ 29 ☐ 30 ☐ 31 ☐ 32 ☐ 33 ☐ 34 ☐ 35 ☐ 36 ☐ 37 ☐ 38 ☐ 39 ☐ 40 ☐ 41 ☐ 42 ☐ 43 ☐ 44 ☐ 45 ☐ 46 ☐ 47 ☐ 48 ☐ 49 ☐ 50 ☐ 51 ☐ 52 ☐ 53 ☐ 54 ☐ 55 ☐ 56 ☐ 57 ☐ 58 ☐ 59 ☐ 60 ☐ 61 ☐ 62 ☐ 63 ☐ 64 ☐ 65 ☐ 66 ☐ 67 ☐ 68 ☐ 69 ☐ 70 ☐ 71 ☐ 72 ☐ 73 ☐ 74 ☐ 75 ☐ 76 ☐ 77 ☐ 78 ☐ 79 ☐ 80 ☐ 81 ☐ 82 ☐ 83 ☐ 84 ☐ 85 ☐ 86 ☐ 87 ☐ 88 ☐ 89 ☐ 90 ☐ 91 ☐ 92 ☐ 93 ☐ 94 ☐ 95 ☐ 96 ☐ 97 ☐ 98 ☐ 99 ☐ 100 ☐ 101 ☐ 102 ☐ 103 ☐ 104 ☐ 105 ☐ 106 ☐ 107 ☐ 108 ☐ 109 ☐ 110 ☐ 111 ☐ 112 ☐ 113 ☐ 114 ☐ 115 ☐ 116 ☐ 117 ☐ 118 ☐ 119 ☐ 120 ☐ 121 ☐ 122 ☐ 123 ☐ 124 ☐ 125 ☐ 126 ☐ 127 ☐ 128 ☐ 129 ☐ 130 ☐ 131 ☐ 132 ☐ 133 ☐ 134 ☐ 135 ☐ 136 ☐ 137 ☐ 138 ☐ 139 ☐ 140 ☐ 141 ☐ 142 ☐ 143 ☐ 144 ☐ 145 ☐ 146 ☐ 147 ☐ 148 ☐ 149 ☐ 150 ☐ 151 ☐ 152 ☐ 153 ☐ 154 ☐ 155 ☐ 156 ☐ 157 ☐ 158 ☐ 159 ☐ 160 ☐ 161 ☐ 162 ☐ 163 ☐ 164 ☐ 165 ☐ 166 ☐ 167 ☐ 168 ☐ 169 ☐ 170 ☐ 171 ☐ 172 ☐ 173 ☐ 174 ☐ 175 ☐ 176 ☐ 177 ☐ 178 ☐ 179 ☐ 180 ☐ 181 ☐ 182 ☐ 183 ☐ 184 ☐ 185 ☐ 186 ☐ 187 ☐ 188 ☐ 189 ☐ 190 ☐ 191 ☐ 192 ☐ 193 ☐ 194 ☐ 195 ☐ 196 ☐ 197 ☐ 198 ☐ 199 ☐ 200 ☐ 201 ☐ 202 ☐ 203 ☐ 204 ☐ 205 ☐ 206 ☐ 207 ☐ 208 ☐ 209 ☐ 210 ☐ 211 ☐ 212 ☐ 213 ☐ 214 ☐ 215 ☐ 216 ☐ 217 ☐ 218 ☐ 219 ☐ 220 ☐ 221 ☐ 222 ☐ 223 ☐ 224 ☐ 225 ☐ 226 ☐ 227 ☐ 228 ☐ 229 ☐ 230 ☐ 231 ☐ 232 ☐ 233 ☐ 234 ☐ 235 ☐ 236 ☐ 237 ☐ 238 ☐ 239 ☐ 240 ☐ 241 ☐ 242 ☐ 243 ☐ 244 ☐ 245 ☐ 246 ☐ 247 ☐ 248 ☐ 249 ☐ 250 ☐ 251 ☐ 252 ☐ 253 ☐ 254 ☐ 255 ☐ 256 ☐ 257 ☐ 258 ☐ 259 ☐ 260 ☐ 261 ☐ 262 ☐ 263 ☐ 264 ☐ 265 ☐ 266 ☐ 267 ☐ 268 ☐ 269 ☐ 270 ☐ 271 ☐ 272 ☐ 273 ☐ 274 ☐ 275 ☐ 276 ☐ 277 ☐ 278 ☐ 279 ☐ 280 ☐ 281 ☐ 282 ☐ 283 ☐ 284 ☐ 285 ☐ 286 ☐ 287 ☐ 288 ☐ 289 ☐ 290 ☐ 291 ☐ 292 ☐ 293 ☐ 294 ☐ 295 ☐ 296 ☐ 297 ☐ 298 ☐ 299 ☐ 300 ☐ 301 ☐ 302 ☐ 303 ☐ 304 ☐ 305 ☐ 306 ☐ 307 ☐ 308 ☐ 309 ☐ 310 ☐ 311 ☐ 312 ☐ 313 ☐ 314 ☐ 315 ☐ 316 ☐ 317 ☐ 318 ☐ 319 ☐ 320 ☐ 321 ☐ 322 ☐ 323 ☐ 324 ☐ 325 ☐ 326 ☐ 327 ☐ 328 ☐ 329 ☐ 330 ☐ 331 ☐ 332 ☐ 333 ☐ 334 ☐ 335 ☐ 336 ☐ 337 ☐ 338 ☐ 339 ☐ 340 ☐ 341 ☐ 342 ☐ 343 ☐ 344 ☐ 345 ☐ 346 ☐ 347 ☐ 348 ☐ 349 ☐ 350 ☐ 351 ☐ 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Is anyone in the household aged 12 years or younger?

☐ Yes

☐ No

How many aged under 2?

How many aged 2 to 5?

How many aged 6 to 12?

What school/s do your children attend?

Are you, or is anyone in the household:

• currently suffering from a medical condition?

☐ Yes

☐ No

• currently on prescribed medication?

☐ Yes

☐ No

• currently on the Pharmaceutical Benefits Scheme (PBS)?

☐ Yes

☐ No

• currently on oxygen tanks?

☐ Yes

☐ No

• currently being treated for a serious or life-threatening illness?

☐ Yes

☐ No

• currently being treated for a terminal illness?

☐ Yes

☐ No

• suffering from a mental health issue?

☐ Yes

☐ No

• currently being treated or consulting from a substance abuse problem?

☐ Yes

☐ No

• living with a disability?

☐ Yes

☐ No

• living with autism?

☐ Yes

☐ No

• acting as a carer or a carer?

☐ Yes

☐ No

• suffering from a serious chronic health condition?

☐ Yes

☐ No

• have a chronic illness?

☐ Yes

☐ No

• have a chronic health condition?

☐ Yes

☐ No



If you answered yes to any of the medical questions above, please provide further details

Comment:

Do you and others at the household have the capacity to travel – either by driving your own car or using public transport?

☐ Yes

☐ No

Comment:

Do you have any additional information regarding medical conditions, mobility concerns or special needs that Supercars Australia needs to consider during the event?

☐ Yes

☒ No

Comment:

Your property

It is recommended that doors and windows are closed for certain properties during race times. It is summer and it is important to Supercars to understand if you have air conditioning or similar cooling provisions whilst windows and doors are closed.

Do you have air conditioning?

☐ Yes

☐ No

Will anyone from your household be staying at your property over the three day event?

☒ Yes

☐ No

Comment:

Thank you

Thank you for taking the time to complete our survey. Please return your completed survey to Supercars Australia – Survey, PO Box 2147, Bangor NSW

Supercars Australia is committed to providing a safe and enjoyable experience for all fans and will be taking all necessary measures to ensure the safety of the event on 10/11/12. Please call 1300 300 300 for more information or if you have any concerns.



Privacy Policy

This Privacy Policy sets out how V8 Supercars Australia Pty Ltd and its related bodies corporate (Supercars Group, we, us and our) collect, uses, stores and discloses information provided by you.

We understand the importance of protecting the personal information of individuals and are committed to ensuring that we conduct our business in compliance with Australian privacy laws, including the Australian Privacy Principles in the Privacy Act 1988 (Cth) (Privacy Act). By completing the Resident Survey in respect of the Coates Hire Newcastle 500 event (the Event), you consent to our collection, storage, use and disclosure of that information in accordance with this Privacy Policy.

What do we use your information for?

Supercars Group will only use your personal information for the purpose for which it was collected, being to prepare for the Event and assess how the Event may impact you.

We may also use your personal information for a secondary purpose that is related to a purpose for which we collected it, provided you would reasonably expect us to do so.

Who do we disclose your information to?

Supercars Group may disclose your information to third parties if necessary for the purposes specified above or for other purposes that you consent to.

The third parties we may disclose your personal information to include:

- our service providers and suppliers used to plan for the Event;
- our consultants and professional advisers; and
- state and commonwealth government and regulatory organisations.

We do not generally disclose personal information to third parties located outside of Australia (Offshore Recipients). However, we may occasionally need to disclose your personal information to Offshore Recipients and you consent to such disclosure. We will use our reasonable endeavours to ensure that any Offshore Recipients handle your personal information in a manner that is consistent with Australian privacy laws. However, we do not control, nor accept liability for, the acts and omissions of these Offshore Recipient. We may also disclose your personal information if required or authorised by law or if disclosure is necessary to protect or defend our, or a third party's, rights or property or prevent a threat to life, health or safety. If so, we will only disclose personal information that we are required to disclose, which may include your name and contact information. Any such disclosure may be without notice to you.

How do we store information?

Supercars Group stores information in both hard copy and electronic form in secure facilities or databases, accessible only by authorised persons.

We take all reasonable steps to ensure that the personal information we hold is protected against misuse, loss, unauthorised access, modification and disclosure. However, we cannot guarantee the security of any personal information transmitted to us via the Internet.

Personal information we hold about you

Supercars Group will use your personal information to develop and conduct the personal information Supercars Group holds about you. If at any time you would like to access, update or correct this personal information, or you would like more information on our approach to privacy, please contact us using the details provided below.

In order to access, update or correct your personal information, we may request that you provide us with proof of your identity. This is necessary to protect the privacy of others and prevent unauthorised access to, modification or disclosure of, personal information. We will take all reasonable steps to provide you with access to your personal information within 30 days from your request. A reasonable fee may be charged for the cost of retrieval and supply of information where permitted under the Privacy Act.

Amendments to policy

The Supercars Group policy may be updated from time to time, with amendments notified to you.

How to contact us

For information or enquiries regarding the Supercars Group and privacy, please contact our Privacy Compliance Manager:

Phone: 08 9438 6000

Email: privacy@supercars.com.au

Postal: PO Box 27, Sydney NSW 1585

How to make a complaint

If you have a complaint about our Privacy Compliance Manager using the details provided above, your complaint will be treated as a complaint about the Supercars Group Privacy Compliance Manager. In the event you are dissatisfied with the outcome of our complaint handling process, you may wish to contact the Australian Information Commissioner.

SUPERCARS AUSTRALIA: NEWCASTLE 500

Noise Management Fact Sheet

The inaugural Coates Hire Newcastle 500 round of the Virgin Australia Supercars Championship will be staged on 24-26 November 2017. The circuit for the event is 2.6km in length, commencing westbound on Wharf Road adjacent to Foreshore Park in Newcastle East. The circuit then turns left into Watt Street and continues south before turning east into Church Street (becoming Shortland Esplanade). The circuit then weaves through Zaara and Scott Streets and into Parnell Place (becoming Nobbys Road), returning to the finishing line on Wharf Road via a hairpin on Nobbys headland. Vehicles will be practicing or competing on the circuit between 8am and 6pm on each day of the event.

Potential noise from the event

Motorsport events are noisy events and the Coates Hire Newcastle 500 will be no exception.

Notwithstanding, Supercars Australia places a priority on ensuring that the event has as little impact as possible on the local community, including the result of noise produced by the event.

In preparation for this year's event, Supercars Australia has commissioned an independently peer reviewed assessment by senior acoustic engineers to understand the potential noise levels that could be generated by vehicles competing in the specific geographical conditions for the event.

These potential noise levels have been assessed against the occupational exposure limits contained in the NSW Work Health and Safety (WHS) regulations and from those results, Supercars Australia has developed a Noise Management Plan to deal with any excessive noise.

The noise assessment indicates that the highest noise levels will be experienced by those that are immediately outside and adjacent to the circuit. This includes public areas such as footpaths, parks, outdoor seating areas and balconies that have direct exposure to the circuit.

It is anticipated that noise levels inside properties located on the ground floor of the majority of residential properties, adjacent to the circuit, will fall beneath occupational exposure limits during the event, prior to individuals adopting the noise management strategies detailed over the page.

Noise levels inside some properties located on the first floor of residential buildings along Zaara Street, Scott Street and Parnell Place may exceed occupational exposure limits by from 1 to 7 decibels, but all noise levels will fall below these limits with the adoption of the noise management strategies.

Residents who reside at any properties where Supercars Australia expects noise levels to be particularly high will be contacted by Supercars Australia directly.

Version 2: 14 September 2017. The use of the words 'guideline levels' replaced with 'occupational exposure limits'.

Noise Management Plan

Supercars Australia has committed to two key strategies to reduce noise during the event.

These are:

- ⑦ installing temporary acoustic curtains in identified locations around the circuit where the likely noise is most acute; and
- ⑦ revising the schedule of on track activity during the event to provide more quiet time.

Simple mitigation measures to reduce noise levels that individuals may consider include:

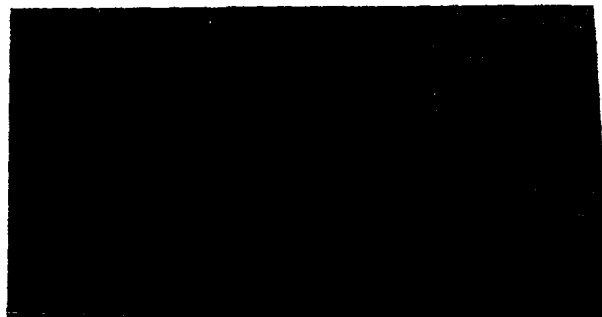
1. Keep all doors and windows (particularly those facing the circuit) closed during each race
2. Seal all cracks, doors and window frames using commercial or make shift products, including:
 - adhesive sealing strips for door frames and windows
 - temporary vent seals
 - under door strip seals / draught stoppers
 - fill cracks using commercial foam fillers or silicon
3. Remain in back rooms
4. Use hearing protection. This will be freely supplied prior to the event with education on how to use hearing protection correctly
5. Leave the property during some or all of the race period.

What else are Supercars Australia doing?

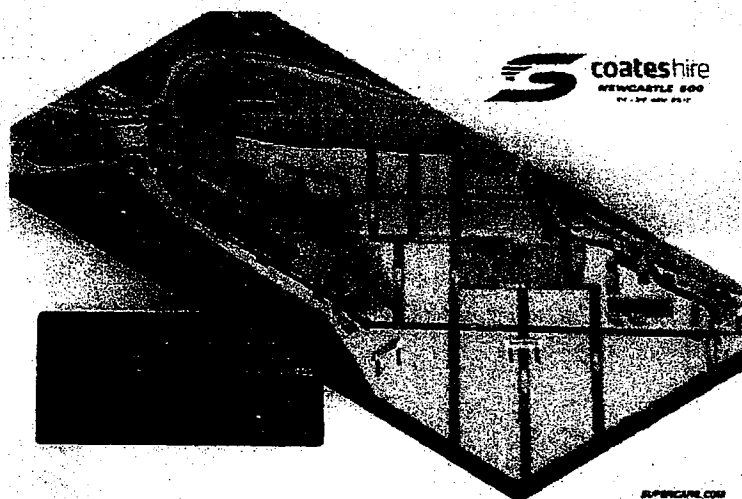
Supercars Australia recognises that some people in the community may have medical and/ or special needs.

Supercars Australia will seek to identify those individuals, who for medical or other specific reasons, require additional assistance and will work with those individuals one-on-one in the lead up to and during the event.

Supercars Australia will respect the wishes of individuals who have requested that their personal information remain private and confidential.



Acoustic curtain example



Newcastle 500 track

HIME, Neil

From: SCALLEY, Benjamin
Sent: Wednesday, 18 October 2017 3:42 PM
To: [REDACTED]
Cc: David Durrheim
Subject: V8 supercars

Dear [REDACTED]

I was hoping to talk with you about the V8 event in Newcastle. I understand that this event is under your area of responsibility.

I am the Director of Environmental Health within the state office of health. I have cced in Dave who is the Director of the local public health unit. Dave and team have been following up with [REDACTED] on a number of issues. I am not sure if she has been on leave but we have had difficulties getting answers to our enquiries over a couple of months. It would be really important to talk through the issues. Below are the original dot points provided previously.

I do not have your number but it would be great if you could call my mobile (below) as soon as possible to discuss.

Regards
 Ben

1. Further details are required with the modelling. What inputs were used? Has this modelling approach been validated with measurements at previous supercar events? How does this modelling compare with that done previously for Homebush and Townsville? Was an uncertainty/ sensitivity analysis conducted – this should be provided as well.
2. The detailed modelling with underpinning assumptions and input data should be provided to the relevant agencies and the community to address the level of community distrust that currently exists.
3. Details of any independent acoustic review/s conducted on the predicted sound impacts should be shared with agencies.
4. The contribution of noise from other sources (loudspeakers, crowds, helicopters, music, etc) should be discussed and included in the modelled noise levels. This should be included in advice to the community.
5. Further consideration of the sound thresholds used including derivation of the 10 hour average value. Is it appropriate to use these workplace derived values for a community that will likely include sensitive receptors including young children, individuals with existing mental health conditions and the elderly?
6. Potential hearing impacts for the properties that have expected peak external sound levels of 140 dB or louder. What would be the hearing impact if residents at those properties did open the front door or windows – this is a reasonable expectation given that the event is in summer in older housing stock? This will need to be clearly set out in household and community information and should be included with the plan. What steps should residents take if they need to urgently leave their premises?
7. Detailed mitigation and protection measures for householders. This should be set out in detail and contextualised with the expectations for workplace mitigation during the event. What are the implications for people being outside their houses at race times over these three days? What advice will be provided regarding staying indoors and what time periods will this apply to? How will safe use of hearing protection be ensured? How will adequate hearing protection (ear plugs are generally not considered adequate) be provided to children? If residents wish to take the

advice provided and leave the racecourse area for multiple hours to reduce cumulative exposure, how will this be possible for residents within the race circuit?

8. Specific details on households that will be visited with information packages and provided with safety briefings. How many households will be included?

9. More details on noise monitoring during the races. How many units will be deployed to ensure a comprehensive assessment? (the current suggestion of a single indoor unit appears inadequate). Is this consistent with monitoring previously conducted at Homebush and Townsville Supercar events? The proposed monitoring locations need to be set out in detail now to allow assessment of their adequacy.

10. Detailed response plan if real time monitoring identifies exceedances above expected levels during the event.

11. Interpretation of the Work Health and Safety Regulation 2011 (2.1 in report). The report implies exposure to levels above 140dB are acceptable provided hearing protection is worn. Is that correct?

Dr Ben Scalley BEd MBBS(hons) MPH CTH FAFPHM

Director | **Environmental Health Branch**

73 Miller Street, North Sydney NSW 2060

Tel 02 9424 5721 | Mob 0408 477 586 | bscal@doh.health.nsw.gov.au

www.health.nsw.gov.au



Health

From: Tony Merritt

Sent: Tuesday, 12 September 2017 2:59 PM

To: [REDACTED]; 'Colin.Perry@dpc.nsw.gov.au'

<Colin.Perry@dpc.nsw.gov.au>

Cc: SCALLEY, Benjamin <bscal@doh.health.nsw.gov.au>; David Durrheim <David.Durrheim@hnehealth.nsw.gov.au>;

Kathryn Taylor <Kathryn.Taylor1@health.nsw.gov.au>; Karen Marler (Karen.Marler@epa.nsw.gov.au)

<Karen.Marler@epa.nsw.gov.au>; 'Leisa.Tate@safework.nsw.gov.au' <Leisa.Tate@safework.nsw.gov.au>; Ian

McCarthy <Ian.McCarthy@hnehealth.nsw.gov.au>

Subject: Newcastle 500 draft Noise Management plan

Dear [REDACTED] and Colin

Thank you for the chance to consider the draft noise management plan as circulated last week. We identified a range of public health concerns and look forward to further discussion when we meet tomorrow.

1. Further details are required wrt the modelling. What inputs were used? Has this modelling approach been validated with measurements at previous supercar events? How does this modelling compare with that done previously for Homebush and Townsville? Was an uncertainty/ sensitivity analysis conducted – this should be provided as well.
2. The detailed modelling with underpinning assumptions and input data should be provided to the relevant agencies and the community to address the level of community distrust that currently exists.
3. Details of any independent acoustic review/s conducted on the predicted sound impacts should be shared with agencies.
4. The contribution of noise from other sources (loudspeakers, crowds, helicopters, music, etc) should be discussed and included in the modelled noise levels. This should be included in advice to the community.
5. Further consideration of the sound thresholds used including derivation of the 10 hour average value. Is it appropriate to use these workplace derived values for a community that will likely include sensitive receptors including young children, individuals with existing mental health conditions and the elderly?
6. Potential hearing impacts for the properties that have expected peak external sound levels of 140 dB or louder. What would be the hearing impact if residents at those properties did open the front door or windows – this is a reasonable expectation given that the event is in summer in older housing stock? This will need to be clearly set out in household and community information and should be included with the plan. What steps should residents take if they need to urgently leave their premises?
7. Detailed mitigation and protection measures for householders. This should be set out in detail and contextualised with the expectations for workplace mitigation during the event. What are the implications for people being outside their houses at race times over these three days? What advice will be provided regarding staying indoors and what time periods will this apply to? How will safe use of hearing protection be ensured? How will adequate hearing protection (ear plugs are generally not considered adequate) be provided to children? If residents wish to take the advice provided and leave the racecourse area for multiple hours to reduce cumulative exposure, how will this be possible for residents within the race circuit?
8. Specific details on households that will be visited with information packages and provided with safety briefings. How many households will be included?
9. More details on noise monitoring during the races. How many units will be deployed to ensure a comprehensive assessment? (the current suggestion of a single indoor unit appears inadequate). Is this consistent with monitoring previously conducted at Homebush and Townsville Supercar events? The proposed monitoring locations need to be set out in detail now to allow assessment of their adequacy.
10. Detailed response plan if real time monitoring identifies exceedances above expected levels during the event.

11. Interpretation of the Work Health and Safety Regulation 2011 (2.1 in report). The report implies exposure to levels above 140dB are acceptable provided hearing protection is worn. Is that correct?

Warm regards

Tony

Tony Merritt

Public Health Physician | **Population Health**

Locked bag 10, Wallsend, NSW 2287

Tel (02) 4924 6477 | Fax (02) 4924 6048 | Mob 0409 603 015 | tony.merritt@hnehealth.nsw.gov.au



Health

Hunter New England
Local Health District

Unless explicitly attributed, the opinions expressed in this email are those of the author only and do not represent the official view of Hunter New England Local Health District nor the New South Wales Government.

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Health

H17/6147-10

[REDACTED]
Via email
[REDACTED]

Dear [REDACTED]

I write to bring to your attention requests for information that NSW Health has previously made regarding the Coates Hire 500 V8 Supercar Race (the Race), to be held in Newcastle from 24-26 November 2017.

I have received several representations from concerned doctors in the Newcastle area who are keen to understand the details of the modelled noise, underpinning assumptions and input data in order to understand potential health impacts and mitigation strategies of the Race. I write to request that Destination NSW make this information available publicly. This will allow community members to make informed decisions as to how to mitigate noise impacts and also assist health practitioners in providing advice to their patients.

I understand that currently only a single indoor unit may be deployed to monitor noise levels during the Race. NSW Health have previously requested information regarding the number of units that will be deployed to ensure a comprehensive assessment, and whether this is consistent with monitoring previously conducted at the Homebush and Townsville Supercar events. It is important that adequate monitoring is conducted to ensure that information regarding impacts is collected during the Race.

I have received reports that people acting on behalf of V8 Supercars have been visiting the homes of people likely impacted by the Race to provide information to, and ask questions of, householders. The questionnaire appears to include a number of sensitive and personal questions, including whether any residents have a 'mental health disorder' or a 'life threatening illness' among other conditions. It is important to handle this information sensitively and it would not be normal practice for government agencies to collect sensitive information such as this in this way. Should Destination NSW require such information in the future, NSW Health would be happy to advise on more appropriate approaches.

Thank you for the opportunity to raise these issues with you. For further information please contact Dr David Durrheim, Director, Hunter New England Population Health Unit on 4924 6457.

Yours sincerely

Dr Kerry Chant PSM
Chief Health Officer and Deputy Secretary
Population and Public Health

24/10/17

NSW Ministry of Health
ABN 92 697 899 630

73 Miller St North Sydney NSW 2060
Locked Mail Bag 961 North Sydney NSW 2059
Tel. (02) 9391 9000 Fax. (02) 9391 9101
Website: www.health.nsw.gov.au



26 October 2017

Dr Kerry Chant PSM
Chief Health Officer and Deputy Secretary
Population and Public Health
(via email)

Dear Dr Chant,

I write in response to your letter dated 24 October 2017 regarding the Newcastle 500 event.

As you are aware, both Destination NSW and Supercars Australia continue to work with representatives of NSW Health, SafeWork NSW and other Government agencies in the lead up to the inaugural event.

Following your request to [REDACTED] on 17 May 2017, Supercars Australia engaged a professional, independent acoustic engineer with deep experience in motorsport, who undertook an Environmental Noise Assessment specific to the event and subsequently developed a Noise Management Plan which identified impacts, mitigations and communications strategies. Both the assessment and the report were peer reviewed prior to distribution. The Noise Management Plan was provided to NSW Health and has been tabled at several multi-agency discussions attended by NSW Health in relation to noise.

At present, Supercars Australia has decided not to publicly release the noise assessment report. It appears that in Supercars Australia's view, they retained an independent expert recognised as being the best in the business. The research methodology of the company engaged by Supercars Australia (Jacobs) is their own IP and Jacobs does not give permission for it to be in the public domain.

This report includes highly technical information which is unlikely to be easily interpreted by a person without expertise in this very specific area. Misinterpretation or misrepresentation of such information may only cause further confusion and distress within the community.

The noise management plan clearly outlines the findings of this assessment as well as mitigation strategies which allow the community to make informed decisions about their own wellbeing during the event.

Further to this, Supercars Australia has published clear advice on mitigation measures and given all residents and businesses the ability to contact them directly to discuss any special needs or advice.

The Noise Management Plan provided to NSW Health outlines the noise monitoring which will be undertaken during the event. If NSW Health is of the opinion that this is inadequate, based on its experience at other NSW Supercars events such as the Bathurst 1000, could you please provide details of what NSW Health would consider acceptable in this instance for consideration.

NSW Health has previously been advised that it is not commonplace for Supercars Australia to undertake noise monitoring at their events as this has not previously been raised as an issue, even at circuits within residential communities. As such, it cannot be assessed for consistency with events at Homebush or Townsville.

Despite there being no requirement to do so under the Motor Racing (Sydney and Newcastle) Act 2008, Destination NSW engaged its own independent acoustic engineer to review the assessment report commissioned by Supercars Australia. In summary, it was found that the Jacobs Report was based on valid assumptions overall, and had actually done sound modelling at the upper scale and on a worst case scenario. Their view of the Report was that the sound levels would most likely be less than stated in several instances. For example, part of the modelling was based on a person standing in the same position in their homes, in the front rooms, for the entire duration of the race (i.e. 10 hours).

Your original email dated 17 May 2017 specifically asked for consideration to be given to vulnerable groups including the elderly, young children, people with mental health conditions and/or disabilities and those with limited financial means.

In order to undertake a comprehensive review of those most affected by the noise levels, Supercars Australia engaged an organisation to conduct individual meetings to assess those requiring assistance during the event. These meetings included an optional questionnaire as you have described.

It should be noted that Supercars Australia is not a NSW Government agency and that no NSW Government agency, including Destination NSW, has sought or collected any sensitive information about residents in relation to this event.

Supercars Australia has implemented a range of additional measures not undertaken at other events around the country, including the provision of a dedicated health service located in the precinct. Information collected during these meetings is designed to ensure they deliver the most effective and appropriate service tailored to the specific needs of the community.

Destination NSW has received correspondence from Doctors and other health professionals (a number of whom are residents within the Newcastle East Precinct) raising concerns relating to possible public health issues from potential noise levels generated by the Newcastle 500 event.

As far as noise monitor units are concerned, I have referred this enquiry to Supercars. Does NSW Health also monitor Bathurst 1000 and the Bathurst 12 Hour events for noise? Did NSW Health have a protocol in place for the Sydney 500 at Homebush? Would you have any precedent experience with motor racing events in NSW to draw from or to share with us that might be helpful.

On this point, if NSW Health is aware that the noise generated during previous Supercars or other motorsport events has resulted in a public health issue to people in the vicinity of the event (including ticketed spectators) could you please advise and if so, any steps NSW Health is taking to address these issues and the communication of them with the general population, including ticket holders to future Supercars and other motorsport events.

As previously discussed our intention is to work with all relevant bodies to ensure a safe and successful event.

I hope the above outlines the position and answers your queries.

Yours sincerely




HIME, Neil

From: David Durrheim
Sent: Thursday, 23 November 2017 8:59 AM
To: Sandra Chipchase; Newcastle East Doctors; CHANT, Kerry;
brad.hazzard@parliament.nsw.gov.au
Cc: MCANULTY, Jeremy; Barry Buffier (Barry.Buffier@epa.nsw.gov.au)
Subject: RE: Questions regarding noise from Newcastle doctors and sound engineers

Dear Sandra

It is reassuring to note that you have indicated that Destination NSW respects the directions from NSW Health irt noise.

Although NSW Health is not the regulator wrt noise we have provided thoughtful input into the correspondence from the CEO of the EPA, Barry Buffier, to Destination NSW, which provides clear direction on appropriate noise monitoring and information for residents. Recommended changes to the Noise Management Factsheet were also provided.

Regards

David

Professor David Durrheim
DrPH, MPH&TM, MBChB, FACTM, FAFPHM
Director Health Protection- Population Health
and Conjoint Professor of Public Health Medicine, University of Newcastle
Locked Bag 10, Wallsend NSW, AUSTRALIA, 2287

Tel 02 4924 6395 | Fax 02 4924 6215 |
David.Durrheim@newcastle.edu.au

From: Sandra Chipchase [mailto:sandra.chipchase@dnsw.com.au]
Sent: Wednesday, 22 November 2017 6:00 PM
To: Newcastle East Doctors <newcastleeastdoctors@gmail.com>; Kerry Chant <kecha@doh.health.nsw.gov.au>;
brad.hazzard@parliament.nsw.gov.au; David Durrheim <David.Durrheim@hnehealth.nsw.gov.au>
Subject: RE: Questions regarding noise from Newcastle doctors and sound engineers

Dear Dr Spathis and Dr. Broughton,

Please find following answers to your questions in response to your email of 13 November 2017 and your email received today.

1. Why is it that the Supercars event is known to produce sound levels not tolerated in workplaces but they are not being asked to reduce them?

Supercars Australia received and distributed information about acoustic levels by engineering specialists Jacobs. This independently audited acoustic assessment found predicted noise levels inside the majority of properties at this year's Coates Hire Newcastle 500 will meet applicable noise exposure guidelines, with less than two per cent of buildings requiring mitigation measures. Jacobs then doorknocked on the occupants of those buildings to discuss strategies on a confidential and private basis. We note Supercar events occur across Australia and New Zealand.

2. Why is DNSW as the consent authority not requiring Supercars to eliminate such breaches that have serious public health effects?

If you are in possession of evidence which shows that Supercars events are unsafe for people in the vicinity of the event (either as spectators or otherwise), then can you please provide this to NSW Health for review and any action.

3. Will you speak to the NSW Chief Health Officer, Dr Kerry Chant, and enact a plan to reduce the noise levels of the cars? This is a serious public health issue and it is in the gift of DNSW to set such conditions on Supercars and to assist the Chief Health Officer of NSW to meet her obligations as well. A mitigation plan needs to urgently be made for vulnerable groups - hoping to find them through government agencies/NGOs and word of mouth is simplest not adequate.

Relevant NSW agencies including NSW Health have been involved in planning for the Newcastle 500 event since the event was announced.

4. Do you believe that public health should override the apparent desire by fans to be subjected to such exceedances?

We respectfully submit this is a question for NSW Health. Destination NSW cannot and does not have the power to issue Public Health Warnings. Destination NSW and all parties involved would respect the statutory authority of NSW Health and their directions.

Questions regarding public health should be directed to NSW Health.

5. Will you ensure that the general public, volunteers, emergency services staff, and patrons will be advised in no uncertain terms that they risk hearing loss due to exceedances of the 140 dBC limit?

This action is the responsibility of Supercars Australia. Destination NSW is working with Supercars Australia to ensure that personnel, residents and patrons are advised of the levels of noise that can be expected to ensure that they can make informed decisions over the course of the event.

Noise information has been publicly provided on the Supercars Australia website for the community to view. Media activity has also taken place to advise of noise information. Also in the conditions of entry which are available on the website and entrances outline a warning for patrons. Advice has also been given via build notices which have been provided to residents and businesses and available on the Newcastle City Council website.

6. Have you estimated the health costs of such exceedances in the years that follow? If so, can you provide this analysis for public review?

Questions regarding public health should be directed to NSW Health, along with any examples /instances of hearing damage arising suffered by attendees or the general community from Supercars events in the past.

7. Why is it that the residents and businesses that line the racing circuit are expected to implement the only mitigation strategies, some of which are not possible?

The mitigation strategies put forward by Supercars Australia are relatively straightforward and have been provided to the community to ensure that they are able to take steps to reduce the impact of the noise. Hearing protection and training on how to use it is being provided free of charge.

8. Do you understand that this is a serious concern that needs action over and above putting the onus solely on the community and businesses not versed in the art of noise control?

Supercars Australia have implemented noise mitigation strategies such as installing temporary acoustic curtains in identified locations around the circuit where the likely noise is most acute; and revising the schedule of on track activity during the event to provide more quiet time. Supercars Australia has advised the community of other steps that they can take to reduce noise impacts.

Best Regards
Sandra

Sandra Chipchase