



The Hon Paul Scully MP
Minister for Planning and Public Spaces

The Hon Jihad Dib MP
Minister for Customer Service and Digital Government,
Minister for Emergency Services, and Minister for Youth Justice

Ref: MS23-001251
Your Ref: D23/13354

Senator the Hon Murray Watt
Minister for Agriculture, Fisheries and Forestry
Minister for Emergency Management
Senator for Queensland
PO Box 6100
Parliament House
senator.watt@aph.gov.au

Dear Minister 

Thank you for your letter of 27 July 2023 approving 20 projects totalling \$100 million under Tranche 2 of the Northern Rivers Recovery and Resilience Program.

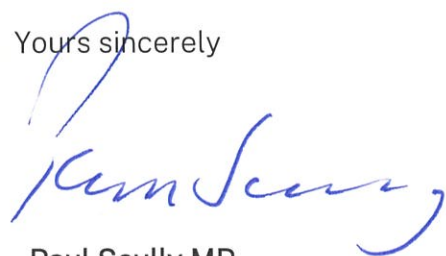
We understand that the NSW Reconstruction Authority and the Northern Rivers Reconstruction Corporation have drafted Implementation Plans for these projects and look forward to their finalisation and project commencement.

We support the proposed variations to the Program Schedule under the Federation Funding Agreement – Environment and enclose the signed commitment.

As the *NSW Reconstruction Authority Act 2022* is jointly administered, all relevant documentation should be co-signed by the Minister for Planning and Public Spaces and the Minister for Emergency Services.

Thank you for your ongoing support of the recovery and post-disaster resilience of the Northern Rivers region.

Yours sincerely



Paul Scully MP
Minister for Planning and Public Spaces



Jihad Dib MP
Minister for Customer Service and Digital Government, Minister for Emergency Services, and Minister for Youth Justice

Encl: Variation of the Program Schedule
List of Tranche 2 Projects

Variation to Federation Funding Agreement – Environment on Emergency Response Fund Northern Rivers Recovery and Resilience Program 2022-23

The following varied terms to the Emergency Response Fund Northern Rivers Recovery and Resilience Program 2022-23 *Federation Funding Agreement – Environment* Schedule are agreed:

1. Item 3 of Table 2: Performance requirements, reporting and payment summary

Former clause

Varied clause

Performance milestones	Report due	Payment
3. The New South Wales Government obtains Commonwealth approval of the Implementation Plan which identifies what the Commonwealth's contribution will be used to achieve through Tranche 2 projects as well as the implementation timeframes. Tranche 2 projects can commence once Commonwealth agreement of the Implementation Plan is achieved, and NSW can access \$100 million from their state treasury.	The New South Wales Government provides an Implementation Plan within six months of the commencement of this Schedule, unless otherwise agreed by the Commonwealth.	N/A
Performance milestone	Report due	Payment
3a. The New South Wales Government may access \$10.36 million from their state treasury for capital works for 2 Tranche 2 projects, <i>Evacuation Route Raising – Ballina and Preferred Byron Drainage Strategy Construction</i> prior to submission of, and agreement to, the Implementation Plan. The Implementation Plan for <i>Evacuation Route Raising – Ballina and Preferred Byron Drainage Strategy Construction</i> will consider the outcomes or any implications arising as a result of the capital works undertaken.	N/A	N/A

<p>3b. The New South Wales Government obtains Commonwealth approval of the Implementation Plan which identifies what the Commonwealth's contribution will be used to achieve through Tranche 2 projects as well as the implementation timeframes. Tranche 2 projects can commence once Commonwealth agreement of the Implementation Plan is achieved, and NSW can access the remaining \$89.64 million from their state treasury. The New South Wales Government is responsible for any overspends on projects beyond the \$100 million provided for Tranche 2 projects,</p>	<p>The New South Wales Government provides an Implementation Plan within six months of the commencement of this Schedule, unless otherwise agreed by the Commonwealth.</p>	<p>N/A</p>
---	--	------------

2. Attachment B: 'Eligible Expenditure', list of 'Eligible costs can include':

At the end of the list, add the following 'Eligible Expenditure':

- Administration costs incurred before or during the program (up to 5% of Program funding).

3. 'Ineligible Expenditure', dot point 14:

Former clause	Varied clause
<ul style="list-style-type: none"> • retrospective costs, including costs incurred by the Applicant and/or implementation partners prior to the endorsement of the Implementation Plan; 	<ul style="list-style-type: none"> • retrospective costs, including costs incurred by the Applicant and/or implementation partners prior to the endorsement of the Implementation Plan, other than the use of up to \$10.36 million for capital works for 2 Tranche 2 projects;

The Parties have confirmed their commitment to the variation of the Schedule:

Signed for and on behalf of the Commonwealth of Australia by



Senator the Honourable Murray Watt
Minister for Emergency Management

Date 27/7/23

Signed for and on behalf of the State of New South Wales by



The Honourable Paul Scully MP
Minister for Planning and Public Spaces

Date 23/8/23