29 November 2017

Attention: Ms Rose-Anne Hawkeswood New South Wales Planning Authority

Dear Madam

Re: Brewongle Action Group Photon (but which one)?

I am Secretary of Brewongle Action Group. I have been asked to send you this letter on behalf of this Group.

The Group was formed just several weeks ago to resist the proposal by Photon Energy to lease some 200 hectares of prime agricultural land at Brewongle and to install thereon about 400,000 solar panels for 25 years.

The Group has approximately 125 members, all local residents.

Informed objectors have signed petitions and to date there are about 900 signatures.

Our Peter Hennessy, amongst others wrote to you several weeks ago and received from you a helpful and informative reply.

In the period that has elapsed we have engaged with media and made many enquiries.

More recently and because of our concerns about Photon, its financial security, its structure, its accountability to us and its integrity, our Peter Hennessy made further contact with you.

We understand from him that the Authority is not or may not be concerned with all or several of the matters mentioned in the preceding paragraph.

The fact is we are concerned. With a State significant matter we believe we are entitled to be confident the corporation we are to deal with is clearly identified and its financial resources available are clear and unambiguous.

It is or may be financially liable to us.

Further we are entitled to feel confident about its integrity. In this instance we believe, on reasonable grounds, the corporation lacks integrity.

We believe Photon has engaged in misleading and deceptive conduct at least in respects as summarised in attachment 1, page 12.

On a different issue, it has become clear to us that Photon, in this instance (and probably others) fixed upon a site (location) that best suited it without any or any appropriate consideration or investigation of the site factors for a "State significant project" such as land quality and number of impacted residents.

This corporation then endeavours to prove to you it happened to get the location right in any event.

This approach must surely be contrary to your protocol or to legislative intent and if it is not then surely a protocol ought to be introduced to stop this wrong approach.

If the above matters changed the burden upon residents/community would, we expect, be far far less.

We also believe it would not happen with a corporation with adequate financial backing and with integrity.

Consistent with your requirement for this corporation to meet with residents to "address our concerns" we embarked upon that course.

Our correspondence records the clear attempt by this corporation to make the process difficult for residents. For example residents taking the day off pursuant to an arrangement with the corporation and then a change on short notice thus causing residents inconvenience and cost.

The first of several proposed meetings proceeded and at the end Photon undertook to provide answers to the concerns we raised and to address those concerns within 14 days thereafter. For its convenience we forwarded a list of the concerns we had raised.

We now have its reply and it has essentially declined to answer any of our concerns. This is totally contrary to its undertaking in the presence of all concerned. Our view of its misleading conduct is, we suggest, confirmed by its failure to appropriately respond.

We attach a copy of the concerns raised (three documents) and Photon's reply.

We want to comply with your procedures but we do not want to deal with or meet with a corporation we do not trust on reasonable grounds. We are of course agreeable to an open forum properly conducted.

We want to deal with a person who we are confident will provide your authority with an honest account of our concerns to be addressed and so we want to assure you of our desire to cooperate. In the circumstances therefore, we ask you for directions.

Yours faithfully

Peta O'Hara

On behalf of Brewongle residents

Leva Ocharo

Re: Brewongle Solar Plant

I am a member of the Brewongle Action Group.

Our Group was formed to oppose Photon's proposal for a 400,000 solar panel plant on prime agricultural land at Brewongle.

As the weeks have gone by, it has become clearer and clearer that;

- 1) I do not know which Photon legal entity we are dealing with.
- 2) I do not know the asset strength of the legal entity we are dealing with.
- 3) I have serious doubts as to the asset strength of whichever legal entity we are dealing with.
- 4) Photon NV's asset strength, whatever it is, is based in the Netherlands, and so appears to have no relevance to satisfying any financial liabilities incurred in NSW. See, *Sustainable Energy Generator Group V. Photon Energy NV & ors*-Court of Chancery of the State of Delaware 14.1 and 10.5 2014.
- 5) I believe Photon has engaged in misleading and deceptive conduct as outlined at our Information Night, held on 27 Nov 2017, and more, that conduct has, I believe, been to our detriment.
- 6) I am aware of the commencement of the 'address our concerns' meetings with Photon. I am aware of the preliminary concerns we raised, and Photon's agreement to answer the same.
- 7) I am aware of Photon's response, and say the response is inconsistent with Photon's agreement, and does not address our concerns.
- 8) I am aware of the contents of Peta O'Hara's email to the Department, dated 29 Nov 2017, and agree with its contents.
- 9) I lack faith in Photon's integrity, and I do not want to deal with it.
- 10) I support the proposals outlined in Peta O'Hara's email dated 29 Nov 2017.
- 11) I am aware that Peta's email is consistent with the resolve on our Information Night, and am aware of her intention to forward to you the relevant parts thereof.
- 12) The emotional and financial burden imposed on us residents and our community, to date, is overwhelming.

- 13) I totally support the introduction of the protocols outlined by Mr Peter Hennessy SC, on the night of the 27th November for the reasons set out by him. See pages 1-5 of attachment d)
- 14) At our Information night, Mr Paul Toole MP, publicly announced his intention to pursue protocols etc for the preservation of our better rural land. I agree with, and support him in that pursuit.
- 15) I am aware Peta O'Hara has forwarded to the Department, documents including;
- a) Our email to Planning Authority 29.11.17
- b) Our email to Photon with attachments;
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- d) The summary of parts 3-6 of video presented 27.11.17 (13 pages)

Further comments;

Signed Julynees

BREWONGLE RESIDENT

Dated 4. 1.18

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Further comments;

Signed

Shaham Jan Mlanko BREWONGLE RESIDENT

Dated 16/1/18



Re: SUBMISSIONS TO THE DEPARTMENT IN RELATION TO NSW DEPARTMENT LARGE SOLAR ENERGY GUIDELINES – FOR CIRCULATION AND APPROVAL

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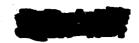
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BREWONGLE RESIDENT PETER MC6RATH.

Dated ///2/17



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Further comments;

Miller IN Me Jadjear (HELEN ME FADZEAN)
132 BREWONGLE LANE
BREWONGLE 2795
Signed IL & MI FADZEAN

BREWONGLE RESIDENT

Dated 3.12.2017



Re: SUBMISSIONS TO THE DEPARTMENT IN RELATION TO NSW DEPARTMENT LARGE SOLAR ENERGY GUIDELINES – FOR CIRCULATION AND APPROVAL

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Further comments;

Signed

BREWONGLE RESIDENT

Dated

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I AM/ AM/ NOT a member of the Brewongle Action Group.

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Name:

Address:

Date:

Signature:

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Name:	LIAM	O'HARA		4.14.	
Address:	264	TARAMA	PO	Clenowork	2795
Date:	5/2/18	>			
Signature:	<u>``</u>		J., J., J.		

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Name:

Louisa Hennessy

Currigone, 462 Brenongle lane

Address:

Brewongle NSW 2793

Date:

5.2.18

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Name:	PETER MIGRATH
Address:	10' BURKES LANE, BREWONGCE
Date:	11/12/17
Signature:	Quellan

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Name:

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Address:

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Date:

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Name: Edmund Bosianek

Address: 3790 O'Connoll Rd

Date: Kelso 5/12/2017

Signature: Signature:

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Lynatte Boscanelo 3790 O'Connoll Rd Batherst Address:

Date:

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Name:

TREVOR+ Beay Hamstrong

Address:

3740 O. Connell Road.

Date:

5th December 2017.

Signature:

Tellomstrong & a amms trang

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Name: T HARVET & RF MOCKLER

Address: 3664 O'CONNELL RD BREWONGLE

Date: 5-12-17

Signature: Juffbuf RFNother

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Name:

Address:

Emily Anderson-Harrington.

188 Burkes Lane Breugrgle NSW 2795.

Date:

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Name: Debbie Aldridge

Address: 750 Brenongle lane, Brenongle

Date: 3/12/17

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Name:

Address: 759

Date: 03/12/1-

Signature:

5% Brenagle dans, Brenang Le

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Name: Kyan

Address: 758 Brewangle fare, Brangle

Date: $\frac{3}{12} / \frac{1}{7}$

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Name:

Address: 757

7/12/15

Signature:

Date:

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Name: (fined Maris)

Address: 75% Brewargle Lane Brownegle.

Date: $\frac{3}{12}$

Signature: June / broad

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Name:

Kerry Aldridge 758 Brewongle lane, Brewongle Address:

Date:

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Name:	Jesse lane
Address:	758 Branengle lane
Date:	3/12/17
Signature:	Jesse Lane

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Dale lane 758 Brevengle lane Brevengle Address:

Date:

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Name: Molly Osborne

Address: 435 Walang Dr. Walang

Date: 3 12 17

Signature: M.O.Soonel

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Address:	723 Brewongle Lane,	Brewongle
Date:	3 - 12 - 17	
Signature:	Meen	

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Name:	Baron Martin.
Address:	MATINDA BLUE 3671 O CONNELL ST ESTADONOR
Date:	04/12/2017
Signature:	
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Prime	ACRICUlture Lows other areas Tours
More -	Gut alle

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Jamete M MARTIN

Address: Marrio & Gue "3671 O Conwell De Spanowa &

Date:

04/02/2017

Signature: Ja mortan 17. NIN KING TOWNSM AND 18 PRIME HE

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Name:

Barry Raffew

Address:

17 Station ST Brewough

Date:

6-12-2017 BRoffen

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Name:	KATHRYN ASHLEY
Address:	72 TARAMA ROMAN BRENONGLE NSW 2795
Date:	6. 12. 2017
Signature:	- Wasley

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Name: FRANCIS CHARLES MUERS

Address: 416 TIMBER RIX-ERD WAMBOOK

Date: 6-12-17

Signature: F.C. Lye

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Name:

Date:

Signature:

Timber Ridge Road (Yetholme)
Wambool

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Name: SEFF GREEN

Address: 723 BREWONELELANE BREWONELE

Date: 6-12-17

Signature: 4MJ32001

Mot on prime eropeng ground.

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Name:

JOHN A. AMSERSON

Address:

188 Bournes Lane

Brewngle

Date:

3/12/17