

**From:**  
**To:**  
**Subject:** RE: Environment and Communications Committee Question on Notice  
**Date:** Friday, 23 November 2012 5:27:16 PM  
**Attachments:** [image001.png](#)

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Carol,

I can confirm that my statement during the hearing is correct.

Infigen has no wind farm contracts in place with clauses that would preclude landowners from raising issues about any perceived noise or health issues with planning authorities (or media outlets).

Regards,

**Jonathan Upson**  
Senior Development & Government Affairs Manager

**Infigen Energy**  
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**From:** Stewart, Carol (SEN)  
**Sent:** Tuesday, 20 November 2012 11:47 AM  
**To:** Jonathan Upson  
**Subject:** Environment and Communications Committee Question on Notice

Dear Mr Jonathon Upson,

Thank you for your evidence given to the Environment and Communications committee at its hearing on 14 November. Following the hearing, the committee has asked if you could respond to the question on notice below.

1. I refer to the Hansard of testimony to the 2011 Senate Inquiry hearing, Melbourne, 29<sup>th</sup> of March, 2011:

**Mr Thomson**—Our practice at Acciona is not to put in place so-called ‘gag’ clauses.

**Senator BOYCE**—Can I just ask that question in a different way? There is comment, I think, in the Pacific Hydro report on the fact that the New Zealand standard that provides protection against sleep disturbance, noise levels and health and amenity is used by a lot of planning panels. Do any of you have contracts that would prevent people from raising issues with planning panels around sleep disturbance, noise levels and health and amenity? Can we have some words?

**CHAIR**—Shaking heads does not get recorded.

**Mr Thomson**—No.

**Mr Upson**—At Infigen Energy, no, we do not.

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Will you please clarify for this Committee whether this is still your position on behalf of Infigen Energy?

The committee would appreciate answers being received by COB Friday 23 November 2012. If you will be unable to meet that deadline, please advise me at the first possible opportunity.

If you have any questions, please do not hesitate to contact me.

Regards

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Secretary, Senate Environment & Communications committee inquiry into the renewable energy (wind farm noise) bill  
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