

Mr Paul Anderson  
Head of Development, Property and Logistics Branch  
TAFE NSW  
Level 2 Building A  
19 Mary Ann Street  
Ultimo NSW 2007

Dear Mr Anderson

**Subject: Multi-Trades and Digital Technology Hub at TAFE Meadowbank (SSD-10349) – Request to waive the need for a Biodiversity Development Assessment Report under the *Biodiversity Conservation Act 2016***

I refer to your request dated 9 April 2020 for the issue of a waiver for the requirement for a Biodiversity Development Assessment Report (BDAR) to be submitted as part of the state significant development (SSD) application for the Multi-Trades and Digital Technology Hub at TAFE Meadowbank (SSD-10349). This request is sought in relation to a proposed change in scope to be made through the Response to Submissions process to include a new two-storey car parking facility on land located adjacent to campus Building J.

Section 7.9(2) of the *Biodiversity Conservation Act 2016* (BC Act) provides the following in relation to an application for SSD:

*“Any such application is to be accompanied by a biodiversity development assessment report unless the Planning Agency Head and the Environment Agency Head determine that the proposed development is not likely to have any significant impact on biodiversity values.”*

The authority of the “*Planning Agency Head*” to determine whether a proposed development is “*not likely to have any significant impact on biodiversity values*” has been delegated to Directors within the Planning and Assessment Division of the Department.

Accordingly, I have reviewed the application of the test of significance under sections 1.5 and 7.3 of the BC Act and clause 1.4 of the *Biodiversity Conservation Regulation 2017* and considered the information provided in the letter prepared by EMM dated 9 April 2020. I have determined that the development is not likely to have any significant impacts on biodiversity values and that the application does not need to be accompanied by a BDAR. A waiver under section 7.9 is therefore granted for the proposed development (being the Multi-Trades and Digital Technology Hub at TAFE Meadowbank SSD-10349).

The delegated “*Environment Agency Head*” in the Environment, Energy and Science Group of the Department has also granted a waiver in a letter dated 4 May 2020 and a copy of that letter is attached.

Please note that the waiver is issued in respect of the proposed development detailed in the Secretary’s Environmental Assessment Requirements submitted on 14 June 2019 as revised in your correspondence dated 9 April 2020. Amendments to the development may require a further waiver to be sought and issued.

Should you have any enquiries regarding the above matter, please contact Jason Maslen on 8275 1317 or via email to [jason.maslen@planning.nsw.gov.au](mailto:jason.maslen@planning.nsw.gov.au).

Yours sincerely,



6 May 2020

Karen Harragon  
**Director, Social and Infrastructure Assessments**  
**As delegate of the Secretary**