

APPENDIX A. RECOMMENDED CONDITIONS OF APPROVAL

APPENDIX B. STATEMENT OF COMMITMENTS

APPENDIX C. PUBLIC AUTHORITY SUBMISSIONS

APPENDIX D. RESPONSE TO SUBMISSIONS

APPENDIX E. ENVIRONMENTAL ASSESSMENT

APPENDIX F. RELEVANT PLANNING INSTRUMENTS

Section 75I of the EP&A Act requires the Director-General to consider the provisions of any State Environmental Planning Policy that substantially governs the carrying out of the project and any environmental planning instruments that would (but for Part 3A of the EP&A Act) substantially govern the carrying out of the project. The Department's consideration of relevant planning instruments is provided below.

State Environmental Planning Policy (Major Projects) 2005 (Major Projects SEPP)

The Major Projects SEPP identifies projects to which the planning process under Part 3A of the EP&A Act applies. The SSFL is classified as a Major Project under Clause 23 of Schedule 1 of the Major Project SEPP. Consequently Part 3A of the EP&A Act applies to the project.

State Environmental Planning Policy (ARTC Rail Infrastructure) 2004 (ARTC SEPP)

The ARTC SEPP provides that development for the purposes of the Southern Sydney Freight Line may be carried out without development consent under the Part 4 of the EP&A Act. However, as the proposal is classified as a Major Project under the Major Projects SEPP, the project requires the Minister's Approval under Part 3A of the EP&A Act.

State Environmental Planning Policy No. 19 Bushland in Urban Areas (SEPP 19)

Clause 6 & 7 of SEPP 19 requires Council consent under Part 4 of the EP&A Act for the disturbance of any bushland in urban areas zoned or reserved for public open space and requires public authorities to consider the objectives of the SEPP prior to determining a project under Part 5 of the Act. SEPP 19 applies to the 4 LGAs subject to the proposal; however Part 4 and Part 5 of the Act do not apply to the SSFL. Notwithstanding, the Department is satisfied that the impacts of the proposal to urban bushland areas have been considered in the Proponent's flora & fauna assessment for the proposal. The Department notes that the majority of vegetation to be cleared as part of the proposal comprises disturbed vegetation of low conservation value.

State Environmental Planning Policy No. 33 Hazardous and Offensive Development (SEPP 33)

SEPP 33 provides for the identification of development that could be considered 'hazardous' or 'offensive' and specifies what matters must be considered by consent authorities in considering a development application for such a development under Part 4 of the EP&A Act. SEPP 33 applies to the State; however, Part 4 of the Act does not apply to the project. Notwithstanding, the ARTC has undertaken a hazard and risk assessment taking into account the requirements of SEPP 33 as part of its EA (section 15.1). The Department has assessed the environmental impacts of the proposal (including hazard impacts – see section 5 of this report) and is satisfied that the proposal includes sufficient controls and management measures so as to not constitute a development that would 'pose a significant risk to the biophysical environment or to human health, life or property', or one that would 'emit a polluting discharge which would have a significant adverse impact on the locality' as defined by SEPP 33.

State Environmental Planning Policy No. 44 Koala Habitat Protection (SEPP 44)

SEPP 44 requires consent authorities under Part 4 of the EP&A Act to consider whether the proposal has the potential to impact on 'Potential' Koala habitat or 'Core' Koala habitat. SEPP 44 applies to 2 of the LGAs subject to the proposal; however Part 4 of the Act does not apply to the SSFL. The Proponent's EA (Technical Volume 1) indicates that Koala feed trees are present on site on a fragmented and low density basis, however, no areas of 'core' Koala habitat (i.e. land with resident populations of Koalas) would be affected by the proposal. As such the Department is satisfied that the proposal would not significantly affect this species.

State Environmental Planning Policy No. 55 Remediation of Land (SEPP 55)

SEPP 55 details when consent may be required under Part 4 of the EP&A Act for land remediation works. SEPP 55 applies to the State; however, Part 4 of the Act does not apply to the project. Notwithstanding, the ARTC has considered contaminated land issues as part of a hazard and risk assessment undertaken as part of the EA (Technical Volume 1). The Proponent has committed to undertaking a Phase 1 Contamination Assessment of the proposal route in accordance with the *EPA Guidelines for Consultants Reporting on Contaminated Sites* (1997) to identify areas of contamination and determine management measures including remediation requirements. The Department is satisfied that this provides a sound basis for the management of any contaminated land encountered on site.

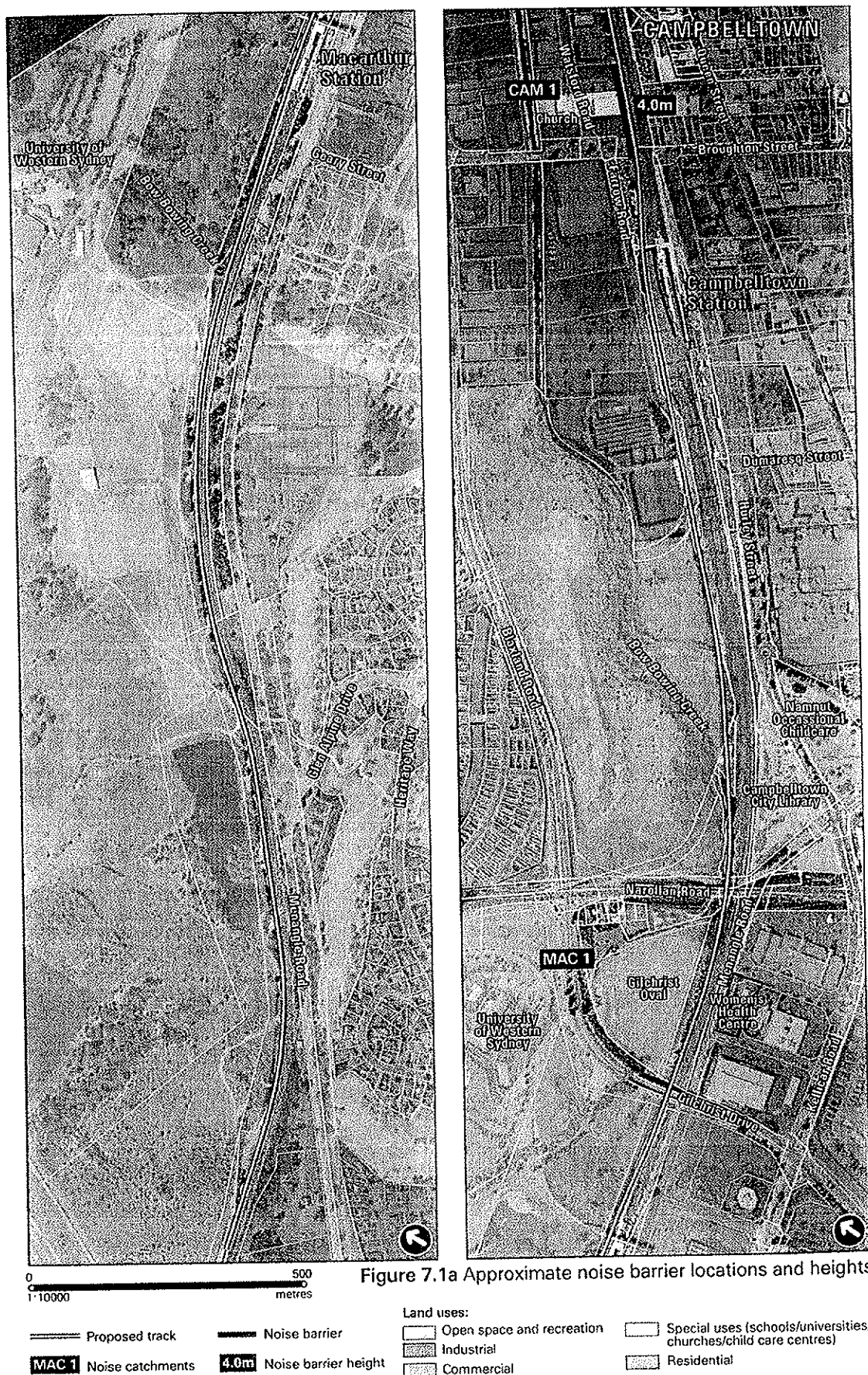
Greater Metropolitan Environmental Management Plan No. 2 – Georges River Catchment (REP 2)

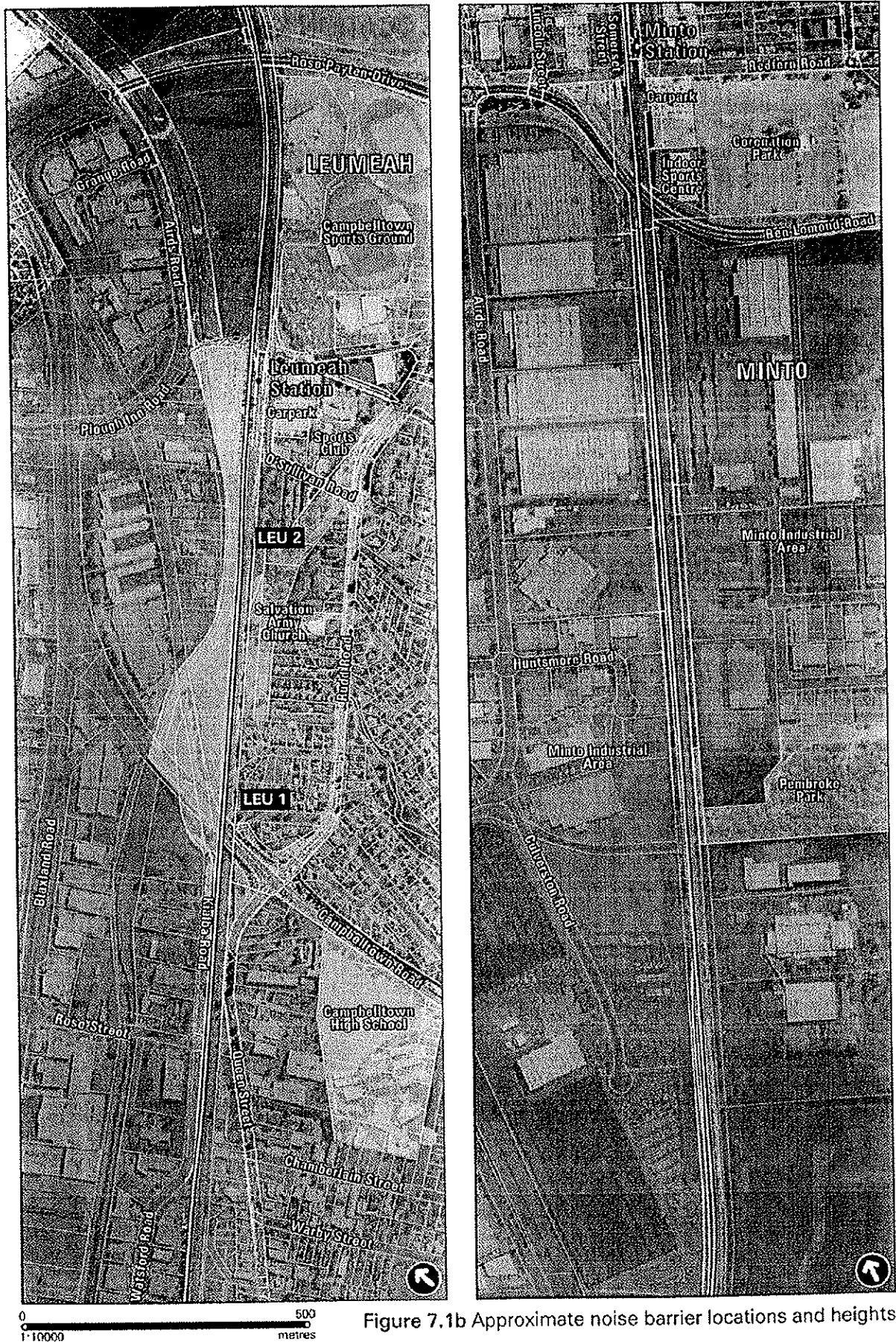
REP 2 specifies matters (relating to the protection and conservation of the Georges River Catchment) that must be considered by consent authorities and public authorities when determining matters under Part 4 or 5 of the EP&A Act. REP 2 applies to areas of the "Greater Metropolitan Region" subject to the proposal; however Part 4 and Part 5 of the Act do not apply to the SSFL. Notwithstanding, the Department considers that the Proponent's hydrological assessment has had regard to impacts on the Georges River catchment, and believes that the predicted impacts to hydrology can be adequately minimised and managed with the implementation of the proposed mitigation measures and the recommended CoA (see Section 5.4.2).

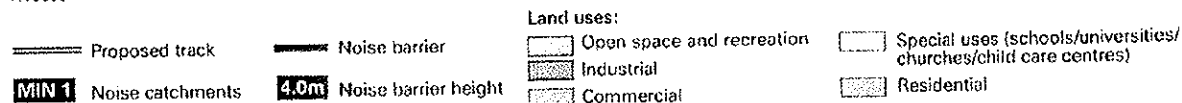
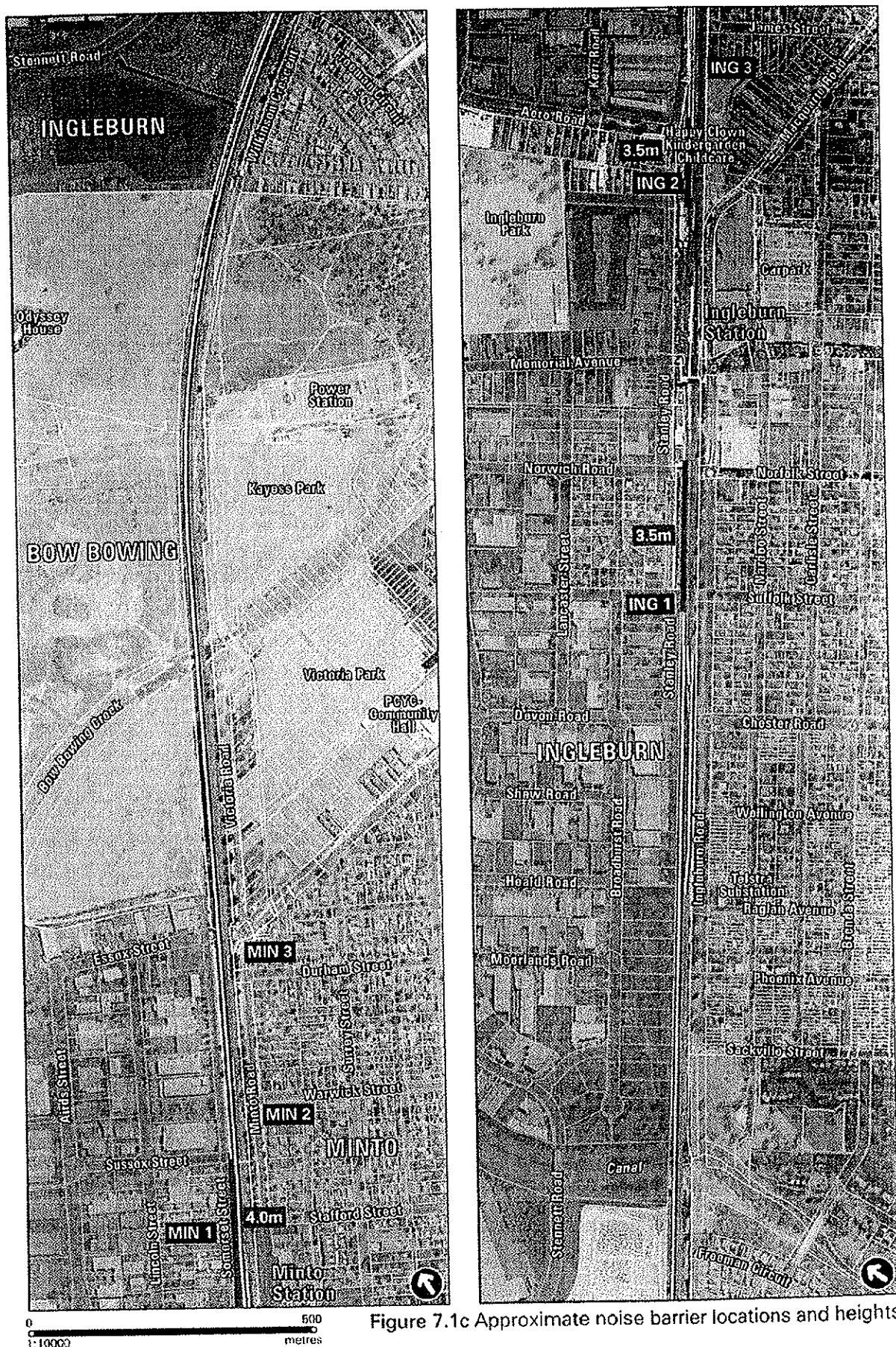
Relevant Local Environmental Plans (LEPs)

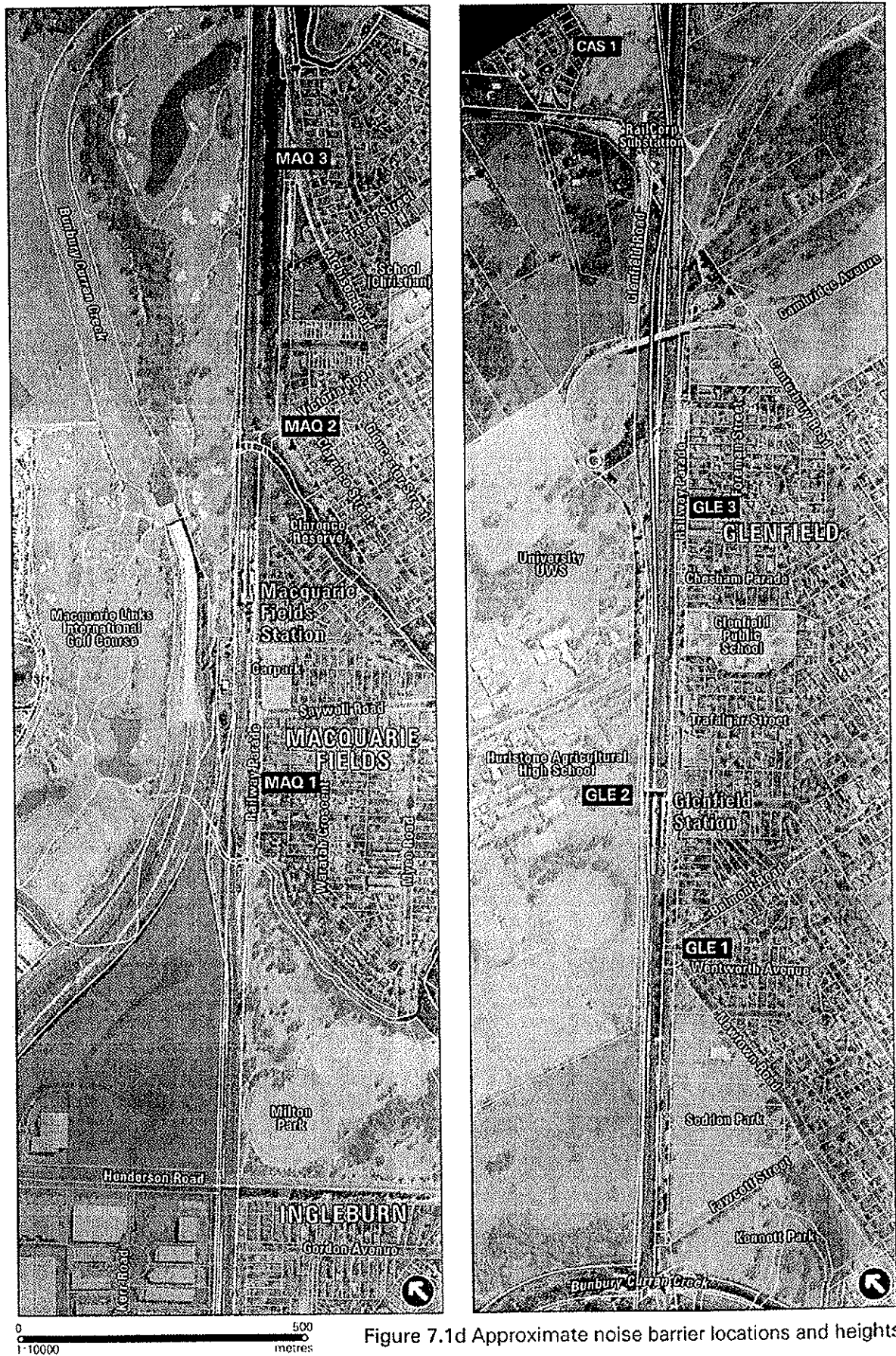
The proposal is permissible under relevant zonings of the *Campbelltown Local Environmental Plan 2002*, *Liverpool Local Environmental Plan 1997*, *Fairfield Local Environmental Plan 1994*, and *Bankstown Local Environmental Plan 2001*.

APPENDIX G. NOISE BARRIER LOCATIONS AND HEIGHTS









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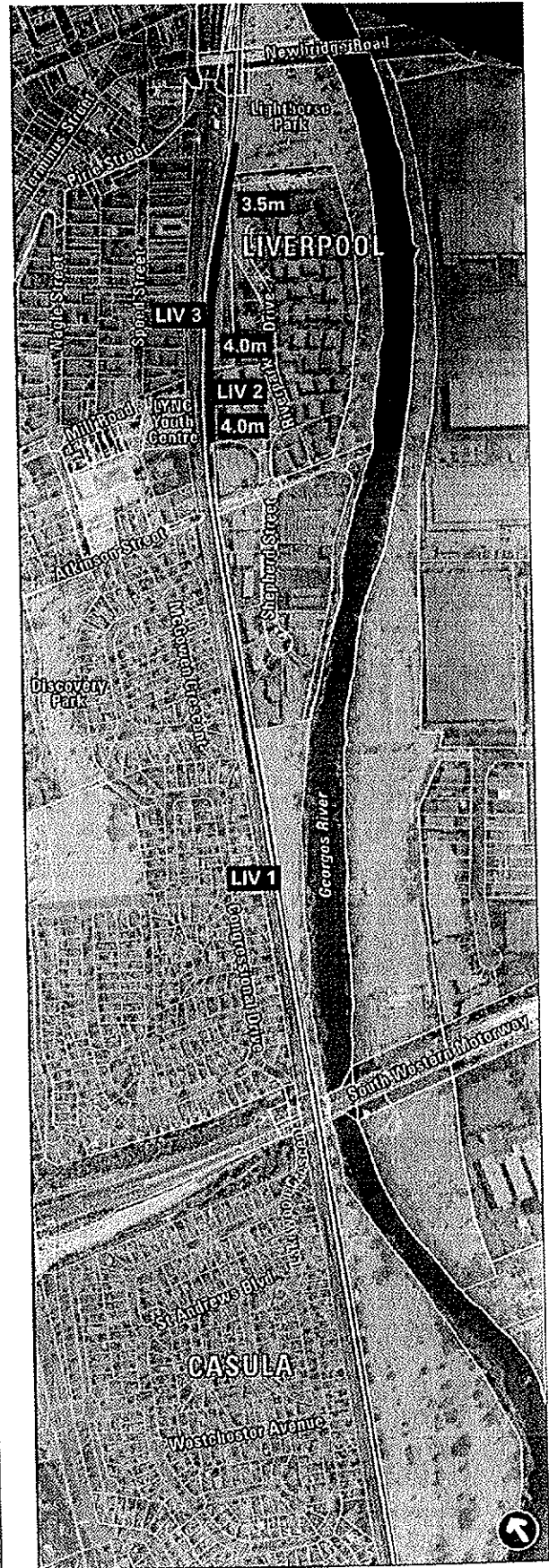
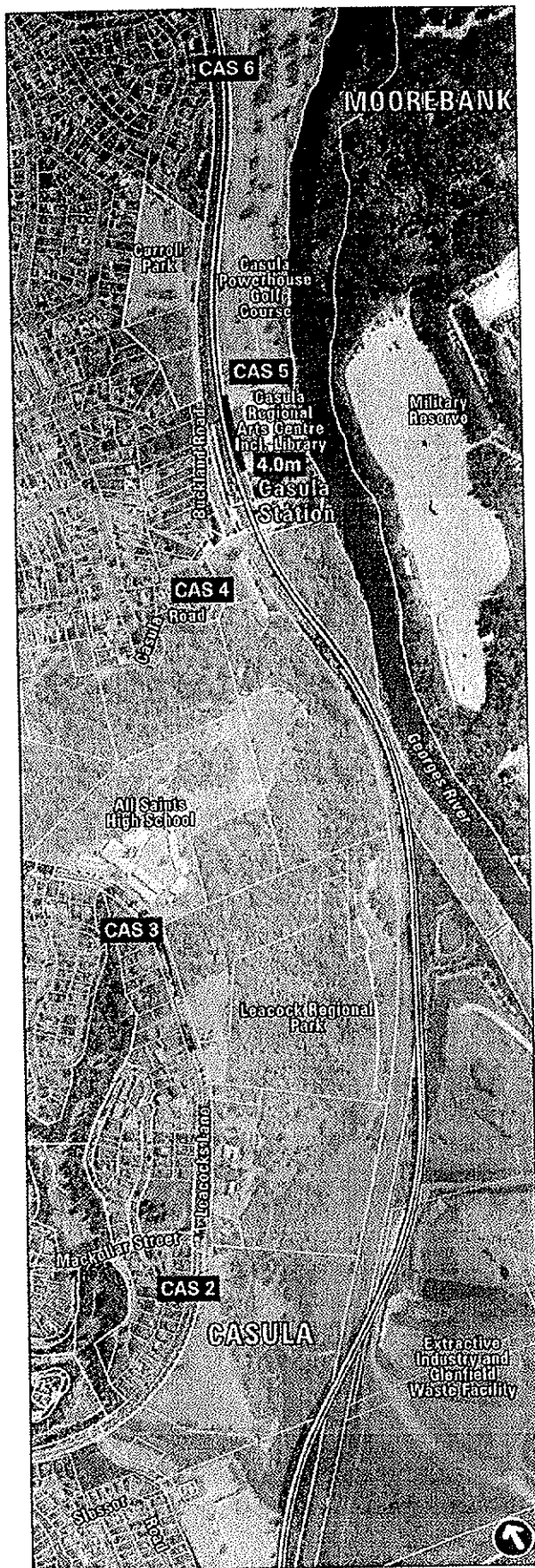


Figure 7.1e Approximate noise barrier locations and heights

