



Office of Environment & Heritage

Your reference: MP06_0074 EPBC 2018/8243
Our reference: DOC 19/211870

Howard Reed
Director – Resource Assessments
Planning Services, Department of Planning and Environment

Attention: Jack Murphy – jack.murphy@planning.nsw.gov.au

Dear Howard,

Peppertree Quarry Modification 5, Marulan South – Response to submissions

As requested, we have reviewed Peppertree Quarry Modification 5, Marulan South Response to submissions.

In previous correspondence related to the referral, OEH identified that the following key issues require addressing in Biodiversity Development Assessment Report (BDAR):

- Demonstration of the avoidance and minimising principle as it relates to Site Selection;
- Survey methodology as it relates to vegetation integrity assessment and the application of the Biodiversity Assessment Method (BAM)
- Survey methodology as it relates to threatened species of EPBC listed fauna requirements; and
- Confirmation of suitable offsets to satisfy both the Commonwealth and State requirements.

We also recommended that the options to avoid serious impacts to vegetation and fauna through seeking an alternative site be more thoroughly investigated and considered during the assessment phase.

OEH has reviewed the revised BDAR in relation to the issues raised above and while the avoidance and minimisation principle has been more thoroughly investigated, OEH note that the chosen site still presents the greatest loss to biodiversity values.

The offsets proposed appear to substantially meet the requirements of the BAM on both the species and ecological requirements of the State and Commonwealth. OEH is therefore of the opinion that the requirements of the BDAR have been met.

OEH is also of the view that the Aboriginal consultation and assessment undertaken for the modification area has been consistent with the methodologies already approved for both major projects associated with this MOD.

Please contact Senior Conservation Planning Officer, Tania Ashworth on 02 6229 7176 if you would like to discuss this matter further.

Yours Sincerely,

A handwritten signature in black ink, appearing to read 'Michael Saxon', with a stylized flourish at the end.

15.3.2019

MICHAEL SAXON
Director South East Branch
Conservation & Regional Delivery
Office of Environment and Heritage