



Department of Primary Industries



PCU048375

Our ref: OUT13/29283

Sebastian Tauni
Planning Officer
Planning and Infrastructure
GPO Box 39
SYDNEY NSW 2001

Dear Sir,

Re: 08_0045 MOD 1 - Modification Request - 9 Ada Street Belmont - Lake Macquarie Yacht Club

Thank you for your letter dated 19 September 2013 requesting comment from NSW Department of Primary Industries (Fisheries) on the above proposal.

Fisheries NSW is responsible for ensuring that fish stocks are conserved and that there is no net loss of key fish habitats upon which they depend. To achieve this, Fisheries NSW ensures that developments comply with the requirements of the *Fisheries Management Act 1994* (namely the aquatic habitat protection and threatened species provisions in Parts 7 and 7A of the Act, respectively), and the associated *Policy and Guidelines for Fish Habitat Conservation and Management (2013)*. In addition, NSW DPI is responsible for ensuring the sustainable management of commercial and recreational fishing in NSW.

NSW DPI has reviewed this proposal in light of these provisions and has no objections.

However, the Department does have concerns about the proposal to move the removal of the eight (8) swing moorings from Stage 1 to Stage 3. Given that the staging has no apparent time frames around it, the proposal to maintain these swing moorings until they get around to Stage 4 will not achieve the intended environmental benefit of removing them.

If you require any further information please contact me on (02) 4916 3931.

Yours sincerely,

Scott Carter
Senior Conservation Manager, Aquatic Habitat Protection Unit

27 September 2013

