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Bruce Zhang  
Planning & Assessment  
NSW Department of Planning, Industry and Environment

[bruce.zhang@planning.nsw.gov.au](mailto:bruce.zhang@planning.nsw.gov.au)

Dear Mr Zhang

**Aspect Industrial Estate (SSD-10448)  
EIS**

I refer to your email of 13 November 2020 to the Department of Planning, Industry and Environment (DPIE) Water and the Natural Resources Access Regulator (NRAR) about the above matter.

The following recommendations are provided by DPIE Water and NRAR.

- A site water balance should be provided. The proponent should provide detail of the proposed water source during construction and operation and any existing water access licences to be used or obtained under the *Water Management Act 2000*.
- Water extracted from the dam which is located on a mapped 2nd order watercourse (minor stream) for reuse on site during construction is not exempt from requiring a Water Access Licence. The water that may be extracted and used for construction is obtained from dams which size is over maximum harvestable rights for the property it is located within and would be used for purposes other than stock and domestic purposes. The land ownership for the proposal area is different for each lot so harvestable rights is calculated for each individual lot rather than the entire proposal area. The dams do not fall under excluded works in Schedule 1 of the *Water Management (General) Regulation 2018*, other than potentially those used for on-site dirty water detention. Therefore the proponent should provide detail of any water access licence exemptions and excluded works that may apply under the *Water Management (General) Regulation 2018* for the dam water re-use on site.
- As perched groundwater is likely to be intercepted with an estimated take of less than 3 ML/yr predicted, an exemption is available under cl. 7 of Schedule 4 of the *Water Management (General) Regulation*. To exercise this exemption certain requirements must be met to ensure that less than 3 ML of water is taken. To qualify for the exemption, refer to clause 21(6) of the *Water Management (General) Regulation 2018* which includes the requirements to:
  - record the water take within 24 hours in the approved form and manner;
  - provide the water take records to the Minister by no later than 28 July for the year ending 1 July during which the water was taken (e.g. included in the annual report);
  - keep the water take records for a period of five years

Any further referrals to DPIE Water and NRAR can be sent by email to:  
[landuse.enquiries@dpie.nsw.gov.au](mailto:landuse.enquiries@dpie.nsw.gov.au).

Yours sincerely

Liz Rogers  
Manager, Assessments  
**Water – Knowledge Office**  
21 January 2021