



Your ref: PAE-130197489
Our ref: DOC26/255880-5

Megan Ramsdale
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Department of Planning, Housing and Infrastructure
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Dear Megan

Deniliquin East BESS (SSD-61612229) - Amendment report and draft conditions

Thank you for your email request dated 9 July 2026 to the Conservation Programs, Heritage and Regulation Group (CPHR) of the NSW Department of Climate Change, Energy, the Environment and Water (NSW DCCEEW) inviting comments on the Amendment report for the Deniliquin East Battery Energy Storage System (BESS).

The project changes outlined in the Amendment report have no impacts to biodiversity and there is no change to the impact to threatened species or their habitats outlined in the Biodiversity Development Assessment Report (BDAR) dated 30 April 2026.

The impacts to biodiversity do not generate a credit liability due to the vegetation condition being below the offset threshold. However, we note that the final BDAR dated 30 April 2026 was certified on 16 December 2025, and the credit report was finalised on 5 December 2025 - both of which are more than 14 days prior to the amendment report and final BDAR dates. This is inconsistent with section 6.15(1) of the *Biodiversity Conservation Act 2016*.

Comments provided on the draft conditions in our previous correspondence (DOC26/255880-3), do not require any changes.

If you have any questions about this advice, please contact Leigh Maloney, Principal Conservation Planning Officer via leigh.maloney@dcceew.nsw.gov.au or on (02) 6983 4911.

Yours sincerely

Dr Michelle Cox
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Conservation Planning and Offsets Division
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10 July 2026