

Our Ref: C21/624

Your Ref: SSD-10333

15 October 2021

DPIE – Planning Assessment  
via Major Projects Portal

Attn: [melissa.anderson@planning.nsw.gov.au](mailto:melissa.anderson@planning.nsw.gov.au)

Dear Melissa,

**Proposal: Newstan Mine Extension Project**  
**Property: Eraring – Awaba, NSW**

Thank you for your referral seeking advice on the proposal from the NSW Department of Primary Industries – Fisheries (DPI Fisheries).

DPI Fisheries 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, DPI Fisheries ensures that developments comply with the requirements of the *Fisheries Management Act 1994* (FM Act) (namely the aquatic habitat protection and threatened species conservation provisions in Parts 7 and 7A of the Act, respectively), and the associated *Policy and Guidelines for Fish Habitat Conservation and Management (2013)*. DPI Fisheries is also responsible for ensuring the sustainable management of commercial, recreational and Aboriginal cultural fishing, aquaculture, Marine Parks and Aquatic Reserves within NSW.

The Department has reviewed the EIS and accepts the findings of the assessment carried out on the potential impacts of the underground mine works.

The EIS notes a conservative barrier to streams in the mine layout, low levels of subsidence impact and an ongoing monitoring programme. Recognising the more ephemeral nature of the stream, the Department concurs with the recommendations in the assessment.

If you require any further information, please do not hesitate to contact me.

Yours sincerely,



Scott Carter  
**Senior Fisheries Manager – Coastal Systems Central/Metro**  
Authorised delegate of the Minister for Primary Industries