

Our Ref: FE20/98#9

24 August 2020

Your Ref: SSD-10446

Ms Ellen Luu

Department of Planning, Industry & Environment

Contact Officer for SSD-10446

c/o: ellen.luu@planning.nsw.gov.au

Ms Luu,

Advice on EIS – Luddenham Resource Recovery Facility (SSD-10446)

Thank you for your referral of seeking advice on the EIS submitted for the above proposal from DPI Fisheries, a division of NSW Department of Primary Industries on the proposed works stated above.

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.

DPI Fisheries has reviewed the EIS and makes the following comment:

The comments DPI Fisheries made on the Scoping Report (v.2) on 14/04/2020 requested a riparian vegetation plan be prepared and applied for the eastern side of the proposed site. Both Attachment K – Surface Water Assessment or Attachment T – Landscape Concept Design do not address this point.

DPI Fisheries requests that a riparian vegetation plan be developed and implemented on the eastern side of the proposed site.

If you require any further information, please contact Josi Hollywood on (02) 4222 8311.

Yours sincerely,



Scott Carter

Senior Fisheries Manager, Coastal Systems Unit