

Our ref: DOC21/1026053
Senders ref: SSD 10457

Mr Thomas Piovesan
Planning and Assessment Group
Department of Planning, Industry and Environment
Locked Bag 5022
PARRAMATTA NSW 2150

Dear Mr Piovesan

Subject: Matters of National Environmental Significance - Eastern Creek Retail Outlet Centre, Rooty Hill Road South, Eastern Creek (SSD 10457)

Thank you for your email received on 11 November 2021, requesting comment on Matters of National Environmental Significance (MNES) under the Commonwealth *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) for SSD 10457.

Environment, Energy and Science Group (EES) has reviewed the information provided and considers the significance assessments in the biodiversity development assessment report (Eco Logical, 4 August 2021) (BDAR) are inadequate for the following EPBC Act-listed species and communities:

- *Cumberland Plain Shale Woodlands and Shale-Gravel Transition Forest CEEC* (CPW) – present on site. Appendix E of the BDAR is an assessment of significance for CPW under the EPBC Act, but this is a 2012 report for a different proposal on site.
- *Pteropus poliocephalus* (Grey-headed Flying-fox) – the BDAR states that this species is likely to forage over the site. Table 25 of the BDAR states that an impact assessment is required for the Grey-headed Flying-fox, however Appendix E does not include an assessment of significance for the Grey-headed Flying-fox.

Should you have any queries regarding this matter, please contact Dana Alderson, Senior Project Officer Planning on 8837 6304 or Dana.Alderson@environment.nsw.gov.au.

Yours sincerely



22/11/21

Susan Harrison
Senior Team Leader Planning
Greater Sydney Branch
Biodiversity and Conservation