



Contact Name: Bruce Zhang
Number: 02 9274 6137
Email: Bruce.Zhang@planning.nsw.gov.au

Ms Grace Macdonald
Senior Planner
ESR Developments (Australia) Pty Ltd
Level 29, 20 Bond Street
SYDNEY NSW 2000

Dear Ms Macdonald

Jalco Manufacturing Facility (SSD-21190804)
Approval of the Waiver of Requirement to Prepare a Biodiversity Development Assessment Report

I refer to your correspondence received on 2 June 2021, seeking to waive the requirement to prepare a biodiversity development assessment report (BDAR) to be submitted with the State significant development application for Jalco Manufacturing Facility (SSD-21190804).

Description of proposed development

Fit-out and operation of Warehouse 1 on Lot 201 in the ESR Horsley Logistics Park for the Jalco Manufacturing Facility processing 180 million litres per year of home and personal care liquid soap, detergents, and cleaning agents.

Under section 7.9(2) of the *Biodiversity Conservation Act 2016* (BC Act):

"Any such application is to be accompanied by a biodiversity assessment report unless the Planning Agency Head and the Environment Agency Head determine that the proposed development is not likely to have any significant impact on the biodiversity values".

This letter is to confirm that the Planning Secretary of the Department of Planning, Industry and Environment (the Department) and the Chief Executive of the Environment, Energy and Science Group of the Department (EES Group) have determined that the proposed development as described above is not likely to have any significant impact on biodiversity values and that a BDAR is therefore not required to accompany any application for development consent for the proposed development.

Evidence that the Chief Executive of the EES Group has determined that the proposed development is not likely to have any significant impacts on biodiversity values dated 31 July 2021 is attached.

If there are any amendments to the proposed development, a fresh request for a BDAR waiver determination will be required or a BDAR may need to be prepared.

Should you have any further enquiries, please contact Bruce Zhang, Planning and Assessment, at the Department on the above contact details.

Yours sincerely

Chris Ritchie
Director
Industry Assessments
(as delegate of the Planning Secretary)

Encl: Determination, Environment, Energy and Science Group
Determination, Department of Planning, Industry and Environment

Determination under clause 7.9(2) of the Biodiversity Conservation Act 2016

I, Chris Ritchie, Director Industry Assessments, Planning and Assessment, of the Department of Planning, Industry and Environment, under clause 7.9(2) of the *Biodiversity Conservation Act 2016*, determine that the proposed development is not likely to have any significant impact on biodiversity values and therefore a Biodiversity Development Assessment Report (BDAR) is not required.

Proposed development means fit-out and operation of Warehouse 1 on Lot 201 in the ESR Horsley Logistics Park for the Jaclo Manufacturing Facility processing 180 million litres per year of home and personal care liquid soap, detergents, and cleaning agents and as detailed in the "BDAR waiver application dated 26 May 2021". If the proposed development changes so that it is no longer consistent with this description, a further waiver request is required.



2 September 2021

Director
Industry Assessments
Planning and Assessment
Department of Planning, Industry and Environment
(as delegate of the Planning Secretary)

Date

Determination under section 7.9(2) of the Biodiversity Conservation Act 2016

I, Trish Harrup, Director Greater Sydney, of the Department of Planning, Industry and Environment, under section 7.9(2) of the *Biodiversity Conservation Act 2016*, determine that the proposed development is not likely to have any significant impact on biodiversity values and therefore a Biodiversity Development Assessment Report is not required.

Proposed development means the development as described in DOC21/596576 and Schedule 1. If the proposed development changes so that it is no longer consistent with this description, a further waiver request is required.

Trish Harrup

30/07/2021

Trish Harrup
Director
Greater Sydney
Environment, Energy & Science Group

Date

SCHEDULE 1 – Description of the proposed development

The proposed development is the fit-out and operation of Warehouse 1 on Lot 201 in the ESR Horsley Logistics Park for the Jalco Manufacturing Facility.

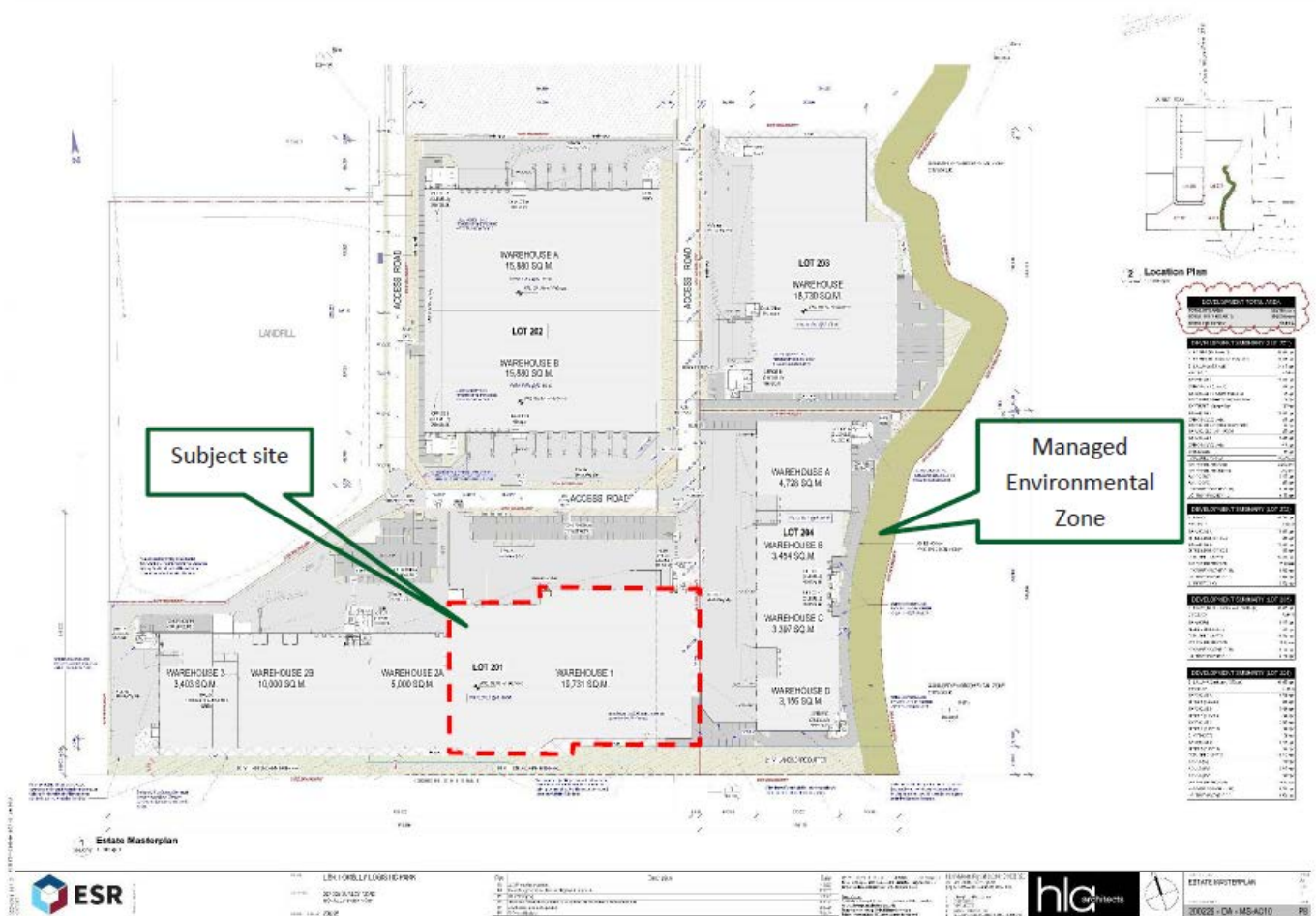


Figure 1: Masterplan design provided by ESR.