



Mr Simon Adams
Director
Gurner GQ
168 Williams Road
Pahran, VIC 3181

Our ref: SSD-35609161

-via email-

sadams@gurner.com.au

Dear Mr Adams,

Subject: GQ Parramatta 12 Hassall Street, Parramatta (SSD-35609161 – Request to waive the need for a BDAR under the Biodiversity Conservation Act 2016

I refer to the request from Think Planners, on behalf of Gurner GQ (the Applicant), dated 31 May 2022, regarding the request to waive the need for a Biodiversity Development Assessment Report (BDAR) to be submitted as part of the above referenced State significant development (SSD) application.

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

“Any such application is to be accompanied by a biodiversity development 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 biodiversity values.”

The authority of the “*Planning Agency Head*” to determine whether a proposed development is “*not likely to have any significant impact on biodiversity values*” has been delegated to Directors within the Planning Services Division on 21 December 2017.

I have reviewed the application of the test of significance under sections 1.5 and 7.3 of the BCA and clause 1.4 of the *Biodiversity Conservation Regulation 2017* and determine that the development (as described in the document prepared by Think Planners dated 31 May 2022) is not likely to have any significant impact on biodiversity values. The application, therefore, does not need to be accompanied by a BDAR. Accordingly, a waiver under section 7.9 is granted for the proposed development (being 12 Hassall Street, Parramatta - SSD-35609161).

The delegated *Environment Agency Head* in the Office of Environment and Heritage (OEH) has also granted a waiver in a letter dated 30/06/2022 and a copy of that letter is attached.

This waiver is issued in respect of the proposed development detailed in a request for Planning Secretary's environmental assessment requirements (SEARs) dated 28 January 2022. Amendments to the development may require a further waiver to be sought and issued.

Should you have any enquiries regarding the above matter, please contact Suzannah Byers on (02) 8289 6825. or via email to suzannah.byers@planning.nsw.gov.au

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Alan Bright', written in a cursive style.

Alan Bright

Director, State Significant Acceleration

As delegate of the Secretary

Attachment: OEH Waiver