



19 September 2013

Mr Sam Haddad
Director General
Department of Planning and Infrastructure
GPO Box 39
SYDNEY NSW 2001

Dear Mr Haddad

**Kurnell Ports and Berthing Facility Project
SSD-5353**

I refer to the Executive Director's letter dated 13 August 2013 referring the above application to the Planning Assessment Commission for determination under Ministerial delegation.

Ms Jan Murrell and I constituted the Commission for the Project. I chaired the Commission.

By letter dated 22 August 2013, the proponent requested the Commission to return the application to the Department for further assessment prior to determination as it intended to seek to increase the size of barges to be used on the project. I returned the file to the Department on that date.

On 19 September 2013, the Assessment Report with an addendum was returned to the Commission for determination.

We note that there were no submissions from the public when the application was exhibited. Submissions from public agencies, Sutherland Shire Council and Randwick Council raised no objection to the proposal. They were notified of the proposed change to use large barges and again raised no objection to the proposed change.

The Assessment Report concluded that with the implementation of suitable mitigation measures, the project can be conducted in an acceptable environmental manner. A range of other conditions to monitor and manage potential impacts have also been recommended to address residual issues. On balance, the Department considers the economic and environmental benefits of the proposal outweigh any residual impacts that may result from the proposal. The project is recommended for approval subject to conditions.

As to the increase in barge size, the addendum report concluded that it will not change or may slightly reduce the amenity impacts, and therefore the recommended conditions remains appropriate to manage the impacts.

The Commission is satisfied that the Department's recommended conditions have adequately addressed the identified issues and the recommendation to grant conditional approval is reasonable.

The file and signed instrument of approval are returned.

Yours sincerely



Gabrielle Kibble
Chair, Planning Assessment Commission

cc. Mr Brad Hazzard MP
 Minister for Planning and Infrastructure
 Minister Assisting the Premier on Infrastructure NSW
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 1 Farrer Place
 SYDNEY NSW 2000