



24 MAY 2013

OUT13/11637

Mr Toby Philp
Infrastructure Projects – Energy Projects
NSW Department of Planning and Infrastructure
GPO Box 39
SYDNEY NSW 2001

Toby.Philp@planning.nsw.gov.au

Dear Mr Philp,

**Nyngan Solar Project (SSD-5335)
Response to exhibition of Environmental Impact Statement**

I refer to your letter dated 11 March 2013 requesting advice from the Department of Primary Industries (DPI) in respect to the above matter.

Comment by Crown Lands

Crown Lands advises that issues previously raised with respect to the adequacy of the (draft) Environmental impact Statement have now been satisfactorily addressed, and as such there are no objections to the proposal subject to the following condition be applied to any approval:

- An easement over the affected part of Lot 7300 DP1156652, with compensation payable to the Crown under the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991*, is to be created prior to commencement of energy generation at the site.

In this regard, Crown lands also advise that it is understood that Essential Energy have lodged an application to acquire an easement over part Lot 7300 DP1156652 and that this is currently being processed but is not yet finalised.

For further information please contact Elizabeth Burke, Group Leader (Dubbo office) 6883 5410 or at: Elizabeth.Burke@lands.nsw.gov.au.

Comment by NSW Office of Water

The NSW Office of Water advises that the proponent should ensure that all water needs both during construction and for on-going operation are secured prior to the commencement of activities, and ensure that sufficient water will be available in times of low water availability.

For further information please contact Mitchell Isaacs, Manager Strategic Stakeholder Liaison (Parramatta office) on 8838 7529, or at: mitchell.isaacs@water.nsw.gov.au.

Other comment

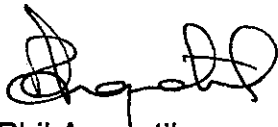
The fisheries, forestry and agriculture divisions of DPI do not have any matters to raise in respect to the Environmental impact Statement.

Future referrals

To assist DPI in making coordinated responses to your Department on State Significant development matters, please note that all referrals should be addressed to the Land Use Planning Coordinator, at:

- landuse.enquiries@industry.nsw.gov.au, or
- Locked Bag 21 Orange NSW 2800.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Phil Anquetil', with a stylized flourish at the end.

Phil Anquetil

Executive Director Business Services