

Department of Planning, Housing and Infrastructure

Mr Hamish Russell
Sustainability and Approvals Manager
Bowdens Silver
By Email: hamishrussell@bowdenssilver.com.au
9 December 2024

Subject: Re-Determination of Bowdens Silver Mine (SSD-5765)

Dear Mr Russell

As you are aware, following the court decision to declare the development consent for the Bowdens Silver Mine void and of no effect, it is open to the NSW Independent Planning Commission (IPC) to refer the State significant development application (SSDA) to the Department to undertake any further assessment that may be necessary so that the IPC may redetermine the SSDA.

The IPC has written to the Department on 28 November 2024 seeking the Department's advice about whether any additional assessment of the project will be undertaken. To assist the Department in responding to the IPC, the Department seeks further information from you about:

- whether you wish to press the SSDA in its current form or amend the SSDA (such as to include the transmission line amongst other things). If the intention is to amend the SSDA to include the transmission line, the Department would require some detailed assessment information about the transmission line, or
- if the intention is to retain the SSDA in its current form and carry out the transmission line under an alternative planning pathway under the *Environmental Planning and Assessment Act 1979* (EP&A Act), the Department would require:
 - additional supporting information to enable a higher level of assessment of any impacts of the transmission line, and
 - information that demonstrates that the transmission line can be delivered under an appropriate alternative planning pathway under the EP&A Act.

It would be appreciated if you could advise the Department of your intentions, particularly in light of the Environmental Planning and Assessment Amendment (State Significant Development) Bill that was recently passed by Parliament. This will inform any further assessment requirements.

In addition to the above, the Department requests that the assessment information includes any updated information about statutory instruments or relevant policies that have been made or amended since the IPC made its original decision.

Your sincerely



Stephen O'Donoghue
Director, Resource Assessments