

Instrument of Refusal

Section 89E of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning under delegation from the Minister enforced from 1 October 2011, the Planning Assessment Commission of New South Wales (the Commission), determines the development referred to in Schedule A, by refusing to approve the development for reasons outlined in Schedules B.

Member of the Commission

Member of the Commission

Member of the Commission

Sydney

2015

SCHEDULE A

Application No.:

SSD 08_0246

Applicant:

Epuron Projects Pty Ltd

Determining Authority:

Minister for Planning

Land:

Approximately 20 and 35 kilometres (KM) west of Yass in the Yass Valley and Harden Local Government areas

Development:

The Yass Valley Wind Farm including the construction and operation of a wind farm with up to 134 turbines and associated infrastructure including access tracks, local road infrastructure upgrades and electrical connections between the turbines (both underground cable and aboveground power lines)

SCHEDULE B

1. The Applicant's failure to demonstrate a consistent project design that can be wholly and feasibly constructed including the secure provision of interconnecting infrastructure and access across the site. This also includes the Applicant's failure to undertake an appropriate level of impact assessment of all aspects of the proposal.
2. The Applicant's failure to demonstrate that the proposal will not have an adverse impact on either commercial or non-commercial aviation, including the safe operation of the Canberra and Albury airports.
3. The development will result in unacceptable impacts on the biophysical environment as a result of inadequate avoidance of biodiversity, inadequate provision of mitigation measures, and a failure to adequately offset biodiversity impacts.
4. Given the above, the proposal is not in the public interest and should be refused.