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**From:** James Steele [REDACTED]  
**Sent:** Monday, 9 March 2020 4:35 PM  
**To:** Kane Winwood [REDACTED]  
**Cc:** Steve O'Donoghue [REDACTED]  
**Subject:** RE: Revised Koala SEPP

Hi Kane,

Prior to finalisation of the *State Environmental Planning Policy (Koala Habitat Protection) 2019* (SEPP 2019), the NSW Government published the *2016 Explanation of Intended Effect: State Environmental Planning Policy No 44 – Koala Habitat Protection* with a list of tree species likely to be in the new SEPP.

The tree species listed within the *2016 Explanation of Intended Effect: State Environmental Planning Policy No 44 – Koala Habitat Protection* was considered in the BARBOS and RTS.

We have reviewed the two sources, and the tree species listed in the *State Environmental Planning Policy (Koala Habitat Protection) 2019* (SEPP 2019) are similar to the *2016 Explanation of Intended Effect*, but the following additional trees relating to Koalas in the Northwest Slopes Koala Management Area are noted as occurring in the study area by FloraSearch (2018): *Angophora floribunda*, *Callitris glaucophylla*, *Casuarina cristata*, *Eucalyptus crebra* and *Eucalyptus melanophloia*.

Of the above listed species, *Callitris glaucophylla*, *Eucalyptus crebra* and *Eucalyptus melanophloia* were recorded within vegetation communities already considered to be potential Koala habitat.

*Angophora floribunda* and *Casuarina cristata* were recorded opportunistically by FloraSearch (2018) but not assigned to a particular community, likely due to their low abundance (see attached species list). Niche (2013) *Vickery Coal Project Ecological Assessment*) did not record *Angophora floribunda* in the study area but did record *Casuarina cristata* as part of a Poplar Box Grassy Woodland community (the equivalent communities in FloraSearch's report are considered potential Koala habitat).

Regards,  
James

Regards  
James Steele

Senior Environmental Manager

e [REDACTED]

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**From:** Kane Winwood [REDACTED]

**Sent:** Monday, 9 March 2020 6:52 AM

**To:** James Steele [REDACTED]

**Cc:** Steve O'Donoghue [REDACTED]  
[REDACTED]

**Subject:** RE: Revised Koala SEPP

Thanks James,

We're aware of the transitional arrangements however we would still like to understand if there are any tree species not previously identified in the assessment now listed under the relevant LGA for the project.

Regards,

Kane

Kane Winwood  
**Principal Planner**

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**From:** James Steele  
**Sent:** Sunday, 8 March 2020 7:18 PM  
**To:** Kane Winwood  
**Cc:**  
**Subject:** RE: Revised Koala SEPP

Hi Kane,

Please note the *State Environmental Planning Policy (Koala Habitat Protection) 2019* includes the following:

**Part 4 Savings and transitional provisions**

15 *Savings provision relating to development applications*

*A development application made, but not finally determined, before the commencement of this Policy in relation to land to which this Policy applies must be determined as if this Policy had not commenced.*

If you need anything further please don't hesitate to contact me.

Regards

James Steele

Senior Environmental Manager

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**From:** Kane Winwood  
**Sent:** Sunday, 8 March 2020 4:53 PM  
**To:** James Steele  
**Cc:**  
**Subject:** Revised Koala SEPP

Hi James,

Noting the recently gazetted *State Environmental Planning Policy (Koala Habitat Protection) 2019*, could you please advise of any implications of the new SEPP for the Vickery Extension Project, particularly if there are any key tree species in the project that were not addressed in the EIS.

Thanks,  
Kane

Kane Winwood  
**Principal Planner**