

Appendix B – Statutory Compliance Table

Bluestone Hard Rock Quarry Project

Section Consideration	Location in EIS
Consideration under the Environmental Planning and Assessment Act, 1979	
<p>Section 1.3 Relevant objects of the Act</p> <ul style="list-style-type: none"> a) to promote the social and economic welfare of the community and a better environment by the proper management, development and conservation of the State's natural and other resources, b) to promote the supply, delivery and maintenance of housing, including affordable housing c) to promote productivity through the development and management of the State and its resources, d) to protect the environment, including the conservation of threatened species of native animals and plants and ecological communities and their habitats, e) to promote resilience to climate change and natural disasters through adaptation, mitigation, preparedness and prevention, f) to promote the sustainable management of built and cultural heritage, including Aboriginal cultural heritage, g) to promote good design, amenity and the proper construction and maintenance of built environments, including the protection of the health and safety of the occupants of buildings, h) to provide opportunities for participation in environmental planning and assessment, i) to facilitate ecologically sustainable development by integrating relevant economic, environmental and social considerations in decision-making about environmental planning and assessment, j) to promote a proportionate and risk-based approach to environmental planning and assessment, k) to promote the orderly and economic use and development of land. 	<p>Refer to Section 4.8.1 AND Section 4.4.</p> <p>Section 3 and Section 4.4.</p> <p>Section 7.2 and 7.6.</p> <p>Section 6.4.</p> <p>Section 6.5 and Section 6.6.</p> <p>Section 6.5 and 6.6.</p> <p>Section 6.1, 6.2 and 6.3.</p> <p>Section 5.</p> <p>Section 4.6.</p> <p>Section 7.</p> <p>Sections 7.6 and 7.6.</p>
Section 4.15 Evaluation	
<p>(1) Matters for consideration—general</p> <p>In determining a development application, a consent authority is to take into consideration such of the following matters as are of relevance to the development the subject of the development application—</p> <p>(a) the provisions of—</p> <ul style="list-style-type: none"> (i) any environmental planning instrument, 	<p>Section 4</p>
<ul style="list-style-type: none"> (ii) any proposed instrument that is or has been the subject of public consultation under this Act and that has been notified to the consent authority (unless the Planning 	<p>Section 4.8.1</p>

Section Consideration	Location in EIS
Secretary has notified the consent authority that the making of the proposed instrument has been deferred indefinitely or has not been approved), and	
(iii) any development control plan, and	Section 4 and Section 6
(iia) any planning agreement that has been entered into under section 7.4, or any draft planning agreement that a developer has offered to enter into under section 7.4, and	Section 4 and Section 6
(iv) the regulations (to the extent that they prescribe matters for the purposes of this paragraph),	Section 4 and Section 6
(b) the significant likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality,	Section 6
(c) the suitability of the site for the development,	Section 7.7
(d) any submissions made in accordance with this Act or the regulations,	Public consultation will be carried out by DPIE
(e) the public interest	Section 7.8
Relevant environmental planning instruments	
▪ <i>State Environmental Planning Policy (Biodiversity and Conservation) 2021</i>	Section 4.3 and Section 6.4.
▪ <i>State Environmental Planning Policy (Housing) 2021</i>	Section 4.7.1
▪ <i>State Environmental Planning Policy (Transport and Infrastructure) 2021.</i>	Section 4.7.2.
▪ <i>State Environmental Planning Policy (Planning Systems) 2021</i>	Section 4.7.3.
▪ <i>Dubbo Regional Local Environmental Plan 2022.</i>	Section 4 and Section 4.2.1.
▪ <i>Biodiversity Conservation Act 2016.</i>	Section 4.3 and Section 6.4.
Biodiversity Conservation Act	
2) The Minister for Planning, when determining in accordance with the Environmental Planning and Assessment Act 1979 any such application, is to take into consideration under that Act the likely impact of the proposed development on biodiversity values as assessed in the biodiversity development assessment report. The Minister for Planning may (but is not required to) further consider under that Act the likely impact of the proposed development on biodiversity values	Section 6.1, Appendix F and Appendix G
3) If the Minister for Planning is of the opinion that proposed State significant development or State significant infrastructure that is the subject of an application to which this Division applies is likely to have serious and irreversible impacts on biodiversity values, the Minister— (a.) is required to take those impacts into consideration, and (b.) is required to determine whether there are any additional and appropriate measures that will minimise those impacts if consent or approval is to be granted	Section 6.1, Appendix F and Appendix G