

Kirsty Vogel
Associate, Mecone
Level 12, 179 Elizabeth St
Sydney NSW 2000

Our ref: SSD-76555711

13 January 2025

Subject: Mixed-use development with in-fill affordable housing – 3-5 Help Street, Chatswood (SSD-76555711) – Request to waive requirement to prepare a Biodiversity Development Assessment Report

Dear Ms Vogel,

I refer to your correspondence dated 29 November 2024, regarding the request to waive the requirement for a Biodiversity Development Assessment Report (BDAR) to be submitted as part of the above referenced State significant development (SSD) application.

Under section 7.9(2) of the Biodiversity Conservation Act 2016 (BCA):

“Any such application is to be accompanied by a biodiversity development assessment report unless the Planning Agency Head and the Environment Agency Head determine that the proposed development is not likely to have any significant impact on biodiversity values.”

This letter is to confirm that the Secretary of the Department of Planning, Housing and Infrastructure has determined that the proposed development as described above is not likely to have any significant impact on biodiversity values and that a BDAR is therefore not required to accompany any application for development consent or infrastructure approval for the proposed development.

I, as Delegate of the Planning Secretary within the Development Assessment and Sustainability division have determined that the proposed development is not likely to have any significant impacts on biodiversity values. Evidence that the Delegate of the Secretary within the NSW Department of Climate Change, Energy, the Environment and Water (Director) has made the determination is attached (dated 19 December 2024).

If there are any amendments to the proposed development, a fresh request for a BDAR waiver determination will be required or a BDAR may need to be prepared.

Department of Planning, Housing and Infrastructure



Should you have any further enquiries, please contact Justin Keen on 02 9995 6588 or via email to justin.keen@dpie.nsw.gov.au.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Keith Ng".

Keith Ng
Team Leader, Social and Affordable Assessments
As delegate of the Planning Secretary

Encl: BCS of NSW DCCEEW determination