



Office of
Environment
& Heritage

Our Ref: DOC18/682791

Your Ref: SSD 8169

Department of Planning and Environment
GPO Box 39
Sydney NSW 2001

Attention: Ms Pamela Morales

Dear Ms Morales

Re: Environmental Impact Statement – State Significant Development 8169 and Modification 3 of Major Project 09_0028 (Concept Plan) for North Byron Parklands Cultural Events Site, Yelgun

Thank you for your email dated 11 September 2018 about additional information provided by the applicant for the North Byron Parklands Cultural Events Site project seeking further comments from the Office of Environment and Heritage (OEH). I appreciate the opportunity to provide further input.

We have reviewed the additional information and can confirm that the applicant has provided the minimum information requirements for the Biodiversity Assessment Report as requested by OEH in our response letter dated 24 August 2018.

However, the proposal involves substantial increases in the size, frequency and duration of cultural events, the impacts of which have not been adequately assessed in either the EIS or the ecological monitoring program. Therefore, uncertainty remains about the potential severity of impacts from future proposed events on the Billinudgel Nature Reserve. This issue could be addressed at the post-approval stage through appropriate conditions of consent.

The OEH agrees with the applicant that some of our recommendations relating to the Koala Plan of Management (KPoM) are relatively minor. However, some of the issues raised by OEH have potential implications on the effective implementation and monitoring of the KPoM. Some of these issues should be resolved before the application is determined, whilst the issue of the monitoring program could be dealt with at the post-approval stage.


The OEH recommends that the Department of Planning and Environment:

1. Requires the applicant to provide the following information in the KPoM before the application is determined:
 - a. Accurate vegetation and koala habitat mapping that reflects the applicant's most recent changes in mapping of forest red gum dominated plant community types;

- b. A coherent detailed procedure for effectively managing koalas within the securely fenced precinct, for animals which may become displaced by event disturbances (i.e. koalas may attempt to move away from event noise, lighting and human disturbance by leaving the securely fenced precinct and the KPoM must explain how safe movement of these displaced koalas will be achieved).
2. Includes, as conditions of approval, requirements for the applicant to prepare, in consultation with the OEH:
 - a. A detailed management strategy addressing the impacts of the proposal on the Billinudgel Nature Reserve. The strategy should provide appropriate and feasible management, monitoring and contingency measures to address the range of known and potential impacts on National Parks and Wildlife Service (NPWS) Estate. The strategy should also include a regular reporting component to provide feedback to NPWS and drive an adaptive management process. The strategy should be a "stand-alone" document rather than part of the project Flora and Fauna Management Plan and should be prepared in consultation with NPWS and conditioned with an appropriate timeframe by the determining authority.
 - b. A detailed monitoring program for the KPoM with systematic and repeatable sampling methods capable of identifying or responding to the proposed response triggers.

If you have any further questions about this matter, Mr Don Owner, Senior Conservation Planning Officer, Conservation and Regional Delivery, OEH, can be contacted on [REDACTED] or at [REDACTED].

Yours sincerely

 21 September 2018

DIMITRI YOUNG
Senior Team Leader Planning, North East Branch
Conservation and Regional Delivery

Contact officer: DON OWNER
[REDACTED]