



Sam Sangster
Chief Executive
Health Infrastructure
PO Box 1060
North Sydney NSW 2059

Our ref: SSD 8963

-via email-

Leone.McEntee@health.nsw.gov.au

Dear Mr Sangster

Subject: Lismore Base Hospital Redevelopment Stage 3C (SSD 8963) – Request to waive the need for a BDAR under the Biodiversity Conservation Act 2016

I refer to your correspondence dated 30 January 2018, regarding the request from Health Infrastructure to waive the need 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.”

The authority of the “*Planning Agency Head*” to determine whether a proposed development is “*not likely to have any significant impact on biodiversity values*” has been delegated to Directors within the Planning Services Division on 21 December 2017.

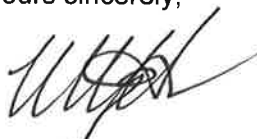
I have reviewed the application of the test of significance under sections 1.5 and 7.3 of the BCA and clause 1.4 of the *Biodiversity Conservation Regulation 2017*, and agree that there is no need to submit a BDAR as part of the SSD application. Therefore, a waiver under section 7.9 is granted for the proposed development (being the Lismore Base Hospital Redevelopment Stage 3C - SSD 8963).

The delegated *Environment Agency Head* in the Office of Environment and Heritage has also granted a waiver in a letter dated 21 December 2017 and a copy of that letter is attached.

This waiver is issued in respect of the proposed development detailed in a request for Secretary’s environmental assessment requirements dated 8 December 2017. Amendments to the development may require a further waiver to be sought and issued.

Should you have any enquiries regarding the above matter, please contact Megan Fu on 9274 6531 or via email to megan.fu@planning.nsw.gov.au.

Yours sincerely,



8/2/2018

Karen Harragon
Director, Social and Other Infrastructure Assessments
As delegate of the Secretary