



Roseville College
C/- Ms Kendall Clydsdale
DFP Planning Pty Ltd
11 Dartford Road
Thornleigh NSW 2120

Our ref: SSD-9912

-via email-

kclydsdale@dfpplanning.com.au

Cc: searp@dfpplanning.com.au

Dear Ms Clydsdale

Subject: Roseville College – New Student Wellness (SWELL) Centre (SSD-9912) - Request to waive the need for a BDAR under the *Biodiversity Conservation Act 2016*

I refer to your correspondence dated 11 October 2019, regarding the request 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.

Section 7.9(2) of the *Biodiversity Conservation Act 2016* (BCA) requires:

“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 and Assessment Group of the Department, Industry and Environment (Department).


Accordingly, 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 determine that the development (as described in the letter from DFP Planning Pty Ltd, on behalf of the Applicant, dated 11 October 2019) is not likely to have any significant impact on biodiversity values. The application, therefore, does not need to be accompanied by a BDAR. Accordingly, a waiver under section 7.9 is granted for the proposed development (being Roseville College – New Student Wellness (SWELL) Centre – SSD-9912).

The delegated “*Environment Agency Head*” in the Environment, Energy and Science Group (EESG) of the Department also granted a waiver in a letter dated 28 October 2019 and a copy of that letter is attached.

Please note that this waiver is issued in respect of the proposed development detailed in the request for Secretary’s environmental assessment requirements (SEARs) dated 22 February 2019. 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 Lawren Drummond on 9274 6185 or via email to lawren.drummond@planning.nsw.gov.au.

Yours sincerely,



29/10/19

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

Attachment: EESG Waiver