

Mr Tom Hatfield
Environmental Assessment Manager - Infrastructure Development
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Dear Mr Hatfield

Kurri Kurri Lateral Pipeline Project (SSI-22338205)
Planning Secretary's Environmental Assessment Requirements

Please find attached a copy of the Planning Secretary's environmental assessment requirements (SEARs) to guide the preparation of an environmental impact statement (EIS) for the Kurri Kurri Lateral Pipeline Project (the project).

The Department has prepared these requirements in consultation with relevant public authorities based on the information you provided. I have attached a copy of public authorities' advice for your information. Please note that Fire and Rescue NSW has not yet provided advice. The Department will provide any further advice upon receipt.

Where relevant, the Planning Secretary may modify the SEARs to ensure the environmental assessment of the project covers all relevant matters and is consistent with contemporary assessment practice.

From 1 July 2021, **all SEARs will expire two years from the date of issue** (or the date they were last modified) unless the Planning Secretary has granted an extension. If you would like to seek an extension, you should contact the Department at least three months prior to the expiry date.

If your application and EIS is not submitted within two years (or by the agreed extension date), you will need to make a new application for SEARs to progress your project.

Preparing your EIS

If your EIS is submitted after 1 April 2022, it must be prepared having regard to the Department's new *State Significant Development Guidelines – Preparing an Environmental Impact Statement*. These guidelines and other relevant guides, including the *Undertaking Engagement Guidelines for State Significant Projects* are available at www.planning.nsw.gov.au/Policy-and-Legislation/Planning-reforms/Rapid-Assessment-Framework.

Submitting your EIS

Once you submit your EIS, we will check it for completeness to confirm it addresses the requirements in Schedule 2 of the *Environmental Planning and Assessment Regulation 2000*. We will also notify you of the application fee for your project.

To minimise delays, please contact the Department at least two weeks before you submit your EIS to confirm fee determination information and payment arrangements. This will give us sufficient time to ensure your application fee can be determined quickly.

Information needed to determine the application fee

Your EIS will need to be accompanied by a Quantity Surveyor's Report supporting the estimated cost of works for your project. You must ensure that the information in the report is consistent with the information provided in your application form.

If your project involves marinas, extractive industries or any subdivision of land, you must also ensure that your report includes a breakdown of estimated costs for any other component of your project.

Public exhibition requirements

When you contact us, regarding the applicable application fee, we will also advise whether hard and/or electronic copies of the application form and EIS will be required for public exhibition.

Matters of National Environmental Significance

Any development likely to have a significant impact on Matters of National Environmental Significance will require approval under the Commonwealth *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act). This approval is in addition to approvals required under NSW legislation.

It is your responsibility to contact the Commonwealth Department of Agriculture, Water and the Environment to determine if you need approval under the EPBC Act (<http://www.environment.gov.au> or 6274 1111).

If you have any questions, please contact Mandana Mazaheri on 02 9995 5093 or mandana.mazaheri@planning.nsw.gov.au.

Yours sincerely



Stephen O'Donoghue
Director
Resource Assessments

as delegate for the Planning Secretary

Enclosed/Attached: Public Authority Advice