



Ms Melissa Sinclair
Energy Analyst
Australian Industrial Power Pty Ltd
PO Box 3155 Broadway
Nedlands WA 6009

01/12/2021

Dear Ms Sinclair

**Port Kembla Power Station (SSI-30358083)
Planning Secretary's Environmental Assessment Requirements**

Please find attached a copy of the Planning Secretary's environmental assessment requirements (SEARs) for the Port Kembla Power Station (project).

The SEARs have been prepared in consultation with relevant public authorities, based on the information you have provided. A copy of the advice from the public authorities is available on the Department's major project portal at <https://www.planningportal.nsw.gov.au/major-projects/project/43141>. It is recommended that you consider that advice in the preparation of the EIS.

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.

Your SEARs will expire two years from the date of issue 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 the an EIS for the project 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

The EIS for the project must be prepared having regard to the Department's new *State Significant Development Guidelines* – including the *Preparing an Environmental Impact Statement Guideline*. All relevant guides for *State Significant Projects* that are referenced in the SEARs are available at www.planning.nsw.gov.au/Policy-and-Legislation/Planning-reforms/Rapid-Assessment-Framework

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Note - If you submit your EIS after 31 December 2022, a Registered Environmental Assessment Practitioner (REAP) will need to declare that your EIS meets certain standards in relation to compliance, completeness, accuracy and legibility.

Submitting your EIS

Once you submit the EIS for the project, 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

The EIS must 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 Jack Turner on 02 9995 5387 or by email at Jack.Turner@planning.nsw.gov.au.

Yours sincerely,



Stephen O'Donoghue
Director Resource Assessments

as delegate for the Planning Secretary

Attached:

1. SEARs
2. Public Authority Advice