



**Transport
for NSW**

19 August 2015

Ref: 4530169_1

Ms Carolyn McNally
Secretary NSW Department of Planning & Environment
Development Assessment, Systems and Approvals
GPO Box 39
SYDNEY NSW 2001

Attention: Karen Jones, Director Infrastructure Projects

Dear Ms McNally,

RE: CBD and South East Light Rail (CSELR) (SSI-6042) – MCoA B24 – Property Access Plans

Transport for NSW (TfNSW) seeks to amend MCoA B24. MCoA B24 states *"The Proponent shall prepare local access plans for individual properties and accesses that will be impacted by Construction and Operation of the SSI. The access plans shall be developed in consultation and agreement with affected parties."*

Since June 2015, TfNSW has pro-actively consulted with property owners whose access will be impacted by construction and operation of the CSELR. To date, this consultation has focused on George Street, where construction works are planned to commence in October 2015. Consultation activities have included face to face meetings with:

- individual businesses and residential apartment owners
- a wide range of business organisations representing retail, tourism and hospitality
- special purpose community and business forums.

The purpose of this consultation has been to understand the specific needs of the property owners in relation to their access requirements, so that local access plans meet their needs and agreement to the local access plan can be obtained. Following this consultation, each property owner is formally issued with their access plan with the objective of obtaining their agreement.

While the majority of consultation has been constructive, there have been circumstances where some affected parties have taken an adversarial approach towards TfNSW and while there have not been any instances to date when agreement has been refused, TfNSW is concerned that adversarial parties may use the requirement to obtain "agreement" to compromise TfNSW's ability to comply with the requirements of MCoA B24.

TfNSW is seeking an amendment to MCoA B24 with proposed wording as follows.

"The Proponent shall prepare local access plans for individual properties and accesses that will be impacted by Construction and Operation of the SSI. The access plans shall be developed in consultation with affected parties. The Proponent shall apply reasonable endeavours to obtain agreement from the relevant affected parties. The access plans shall establish...."

TfNSW will continue to proactively consult with affected parties and shall take all reasonable steps to secure agreement regarding property access plans. TfNSW will routinely update DPE on

Progress.

If you have any comments or queries, please contact Richard Peterson on 0429227775 or richard.peterson@transport.nsw.gov.au or myself on 0418105717 or justin.perrot@transport.nsw.gov.au.

Yours sincerely,



Justin Perrott
Senior Manager, Planning and Environment
Sydney Light Rail, TfNSW