

Mr Thomas Watt
Director, Planning and Policy
Energy Corporation of NSW
Level 35, 52 Martin Place
Sydney NSW 2000

Our ref: SSI-82049456

Via email - adam.noonan@dpie.nsw.gov.au

6 May 2025

Subject: Newcastle Logistics Precinct – Intertrade Project, Mayfield North (SSI-82049456) – Request to waive requirement to prepare a Biodiversity Development Assessment Report

Dear Mr Watt

I refer to your correspondence received on 20 March 2025 seeking to waive the requirement for a Biodiversity Development Assessment Report (BDAR) to be submitted as part of the above State significant infrastructure (SSI) application.

Description of proposed development

Construction and operation of a logistics precinct, including:

- construction of hardstand and internal roads used for the unloading, loading and storage of materials and equipment for renewable energy projects
- operation of mobile equipment comprising forklifts, cranes, reach stackers and road trucks for movement of materials and equipment for renewable energy projects
- associated stormwater drainage to manage stormwater flows and water quality across and around impervious surfaces
- construction of bridges over existing stormwater channels, for the provision of access and egress from the hardstand area
- internal roads, staff amenity buildings, carpark and other ancillary infrastructure to facilitate operation of the project
- utility adjustments and provisions within the indicative project area to maximise

Under section 7.9(2) of the *Biodiversity Conservation Act 2016* an application for approval under Part 5.2 of the *Environmental Planning and Assessment Act 1979* (EP&A Act “*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.*”

This letter is to confirm that the Secretary of the Department of Planning, Housing and Infrastructure has determined that the proposed development as described above is not likely to

have any significant impact on biodiversity values and that a BDAR is therefore not required to accompany any application for an infrastructure approval for the proposed development.

I, as Delegate of the Planning Secretary within the Development Assessment and Sustainability division have determined that the proposed development is not likely to have any significant impacts on biodiversity values.

Evidence that the Delegate of the Secretary within the NSW Department of Climate Change, Energy, the Environment and Water (Director, Hunter Central Coast Branch, Conservation Programs, Heritage and Regulation Group (CPHR)) has made the determination is attached (dated 28 April 2025).

If there are any amendments to the proposed development, a new request for a BDAR waiver determination will be required or a BDAR may need to be prepared.

Should you have any further enquiries, please contact Daniel Gorgioski on 9860 1538 or via email to Daniel.Gorgioski@planning.nsw.gov.au.

Yours sincerely,



Michael Young
Principal Planner, Transport and Water Assessments
as delegate of the Planning Secretary

Encl: CPHR of NSW DCCEEW determination