

PUBLIC SUBMISSION FOR STATE SIGNIFICANT DEVELOPMENT

APPLICATION NO. SSD-7332, EAGLETON QUARRY PROJECT- 13 BURLEIGH RANCH WAY, EAGLETON

APPLICANT – EAGLETON ROCK SYNDICATE PTY. LTD

We, John and Melissa Nicetin **OBJECT** to Application No. SSD-7332, Eagleton Quarry Project due to no initiatives, intentions, or attempts made towards attaining Biodiversity/Biobanking Offset for this Quarry Development that will occur on and destroy Koala Habitat.

That the NSW State Conservation Regulation 2017 is rorted is evident from MidCoast Council's inability to provide a credible example where Biodiversity/Biobanking Offset has been accomplished, despite our numerous requests dating to 2021.

Such is stark exposure of MidCoast Council's apathy toward supporting the 2003 Approved NSW-NPWS Recovery Plan Council for Hawks Nest and Tea Gardens Endangered Koala Population and the 2022 National Recovery Plan for the Koala, Queensland, NSW, ACT, being the official instrument.

Council's disregard for recommendations contained within the referenced Koala Recovery Plans is again exposed by their disengagement with past Studies and clinically flipping onto a new four (4) Year Koala Reference Group, to be conducted by ~20 members and be funded by new Department of Planning and Environment money. (Refer Council Meeting of 25 October 2023.)

For the Koala, three wasted decades, the flouting of past Study recommendations has been absolutely destructive. And now top up with additional 4 years with what is likely to be a cumbersome committee.

Considering the dismal past, it is incredulous for Council have us believe that this new Koala 20-person Reference Group will improve matters for the Koala for the operative model is fraught with failure as it simply repeats the endless call for Studies and funds that commenced in Years 1990s, extended into Years 2000, then into years 2010, then into years 2020 Studies, and now continuance of such fraud promoted into 2023 to 2027. Note there is no transparency allowed into the deliberations of the four (4) year Koala Reference Group Terms of Reference.

Why not follow the recommendations in the 2003 Approved NSW-NPWS Recovery Plan Council for Hawks Nest and Tea Gardens Endangered Koala Population and the 2022 National Recovery Plan for the Koala, Queensland, NSW, ACT, being the official instrument and the NSW State Conservation Regulation 2017?

As this is a State Significant Development Application, and as it involves the Endangered Koala, it requires approval by the Federal Minister of the Environment under the EPBC Act, therefore we will be forwarding our comments to the Hon. Federal Minister. These factors are particularly relevant to this Application No. SSD-8795.

Thank You, John and Melissa Nicetin 0408419992

Landowners 100 acre, Lot 100, DP 608403 Mungo Brush Road Hawks Nest.

Note Table Entry 19. Lots 100/101 hold the largest number of Koalas at Hawks Nest

WE Advise you of Relevant Hawks Nest Tea Gardens Studies being supplanted by the new Koala Reference Group.

	STUDY DATE	STUDY	STUDY UNDERTAKEN COMMISSIONED BY
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1	1996	North Hawks Nest Ecological Assessment. Included Nine (9) Koala Plot Surveys	EcoPro Pty Ltd For Great Lakes Council
2	1997	A Review of Fauna Assessment Conducted for Draft North Hawks Nest LES over Lots 106, 107, 108- Mungo Brush Road, Hawks Nest	Wildthing Environmental Consultants
3	January 1998	North Hawks Nest Ecological Assessment. Included Additional Koala Plot Surveys On Lot 106, 107, 108.	EcoPro Pty Ltd For Great Lakes Council
4	29 Sept 1998	Fauna Impact Statement for Lot 25 DP753166, Mungo Brush Road, Hawks Nest.	Wildthing Environmental Consultants. For the Department of Land and Water Conservation
5	13 October 1998	Studies put forward for the Hawks Nest LES. Resolved by Council 13 October 1998	ERM Mitchel McCotter Pty Ltd For Great Lakes Council.
6	1998	Review of North Hawks Nest Local Environment Study	Tabatha Smith, Gary Worth, ?Rodrick, ?Tailor, Craig Anderson.
7	May 1998	Refresh of Fauna Impact Statement for Lot 25 DP753166, Mungo Brush Road, Hawks Nest due to previous Core Koala Habitat finding by Eco Pro Pty Ltd. 1996	Wildthing Environmental Consultants For the Department of Land and Water Conservation
8	1998	Review of Procedures Used for Purposes of Koala Habitat Assessments in North Hawks Nest and Mid Coast NSW.	Australian Koala Foundation For Great Lakes Council by Steve Phillips, John Callaghan
9	1999/2001	Ecological Surveys for Koala Plan of Management. Included 12 Koala Plot Surveys	Robert Payne. For Great Lakes Council
10	2001	Koala Plot Surveys for Transects. North Hawks Nest	S Phillips for North Hawks Nest Public Inquiry
11	2001	Koala Plan of Management for North Hawks Nest	Robert Payne (Ecological Surveys and Management), John Van Pelt (EDAW Australia) For Great Lakes Council
12	2001	North Hawks Nest Draft LES- Core Ecological Issues	R Busby and C Martin Great Lakes Council Submittal for Public Inquiry 2001/2
13	September 2001	NSW and Tea Gardens Threatened Species-NPWS. Koala Investigation upon lot 105 Mungo Brush Road Hawks Nest	W Faulkner, S Ruming, P Gray. For NPWS
14	February 2002	Public Inquiry into Ecological Significance of North Hawks Nest Land	Commissioner Dr. Mark Carleton. Report for Great Lakes Council
15	June 2002	Expert Panel Report (Smith Report)	Prepared for Great Lakes Council -Expert Panel of the Public Inquiry 2021/2
16	July 2003	Approved NSW-NPWS Recovery Plan for Hawks Nest and Tea Gardens Endangered Koala Population	Department of Environment and Conservation.
17	March 2022	National Recovery Plan for the Koala, Qld, NSW, ACT. Official instrument	National Koala Foundation
18	2003	Myall River Downs LES 2003, Tea Gardens	EcoPro Pty Ltd/ Parsons Brinckerhoff For Great Lakes Council

19	2005	North Hawks Nest Koala Plan of Management. Page 33 Lot 100/101 Mungo Brush Road contains the largest population Koalas	Biolink Ecological Consultants. S Phillips, S Peregliu For Crownland Developments Pty Ltd
20	October 2005	North Hawks Nest Local Environment Study 2	Harper Somers O'Sullivan For Great Lakes Council
22	November 2011	BioBanking Koala Assessment- Riverside Tea Gardens	Conacher Travers and Parsons Brinckerhoff 2000
23	January 2012	BioBanking Koala Assessment- Riverside Tea Gardens	GHD
24	February 2011	BioBanking Koala Assessment- Riverside Tea Gardens	Cumberland Ecology pt Ltd