

26 November 2020

Rodger Roppolo  
Senior Planning Officer  
Department of Planning, Industry and Environment

By Email: [rodger.roppolo@planning.nsw.gov.au](mailto:rodger.roppolo@planning.nsw.gov.au).

Dear Sir,

**State Environmental Planning Policy (Infrastructure) 2007  
State Significant Development Application – SSD-10382  
90-102 Regent Street, Redfern  
Request for additional information**

Thank you for your email dated 16 November 2020 inviting Sydney Metro to comment on State Significant Development Application SSD-10382 (SSD) submitted by The Trust Company (Australia) Limited ATF Wee Hur Regent Trust (Applicant) in accordance with clause 86 of the *State Environmental Planning Policy (Infrastructure) 2007* (ISEPP).

Transport for NSW (TfNSW) has delegated its rail authority functions in relation to the Sydney Metro - City & Southwest rail corridor to Sydney Metro. Therefore, Sydney Metro is the relevant rail authority for the Sydney Metro - City & Southwest rail corridor for the purpose of the ISEPP.

As this is a SSD application, the provisions of Clause 86 of the ISEPP do not apply. Section 4.13(2A) of the *Environmental Planning and Assessment Act 1979* excludes concurrence or consultation requirements from applying to development applications for SSD, unless an environmental planning instrument requires concurrence or consultation to SSD. As clause 86 of the ISEPP does not require concurrence to be provided in the context of a development application for SSD, concurrence is not required for the DA.

Notwithstanding this, in order to ensure the appropriate management and mitigation of the proposed development's impacts on the Sydney Metro - City & Southwest rail corridor, Sydney Metro has reviewed the SSD documents that were uploaded onto the NSW Major Projects site on 16 November 2020, including having regard to the matters outlined in the ISEPP.

Following this review, Sydney Metro advises that it is not in a position to make a decision until the additional information outlined below is provided for Sydney Metro's further review:

- a) An engineering impact assessment of the proposed development on Sydney Metro running tunnels. The assessment is to be consistent with the Sydney Metro Underground Corridor Protection Guidelines.

(together, Additional Information).

The Department of Planning, Industry and Environment (DPIE) is requested to forward this

request for the Additional Information to the Applicant and Sydney Metro recommends that the Applicant consult with Sydney Metro before submitting the Additional Information to DPIE.

Sydney Metro requests that the Additional Information be forwarded to [SydneyMetroCorridorProtection@transport.nsw.gov.au](mailto:SydneyMetroCorridorProtection@transport.nsw.gov.au) to enable Sydney Metro to undertake the required internal review as quickly as possible and within the required statutory timeframe.

Subject to the outcome of Sydney Metro's review of the Additional Information, further additional information may be required before Sydney Metro can determine whether the proposal will have any impacts on the Sydney Metro - City & Southwest rail corridor.

Sydney Metro thanks DPIE for its assistance.

Please contact Peter Bourke, Senior Manager Corridor Protection or Lauren McMahon on [sydneymetrocorridorprotection@transport.nsw.gov.au](mailto:sydneymetrocorridorprotection@transport.nsw.gov.au) should you wish to discuss this matter further.

Yours sincerely



**Stephen Scott**  
Deputy Executive Director  
Northwest Operations

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