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Annie Leung
Team Leader – Key Sites Assessments
Department of Planning and Environment
GPO Box 39
SYDNEY NSW 2001

By email: liza.miller@planning.nsw.gov.au

Dear Ms Leung,

**REQUEST FOR EPA COMMENT – STATE SIGNIFICANT DEVELOPMENT – PITT STREET
(SOUTH) OVER STATION DEVELOPMENT (SSD 8876)**

I refer to your letter dated 13 August 2018 requesting EPA comment on the Environmental Impact Statement (EIS) for the above mentioned State Significant Development.

On the basis of the information provided, the over station development (OSD) proposal does not constitute a Scheduled Activity under Schedule 1 of the *Protection of the Environment Operations Act 1997* (POEO Act). At this stage, the EPA does not consider that the proposal will require an Environment Protection Licence (EPL) under the POEO Act.

While TfNSW is the proponent for the concept approval application, EPA notes that should the concept SSD application be approved, TfNSW will release the site to market where the successful purchaser of the development rights will be responsible for submitting a detailed SSD application (or applications) for the design and construction of the OSD in accordance with the concept approval. Accordingly the activity is unlikely to be undertaken by or on behalf of a NSW public authority. The EPA is therefore not the appropriate regulatory authority under the POEO Act for the environmental performance of the OSD project. Accordingly, the EPA has no comments regarding the proposal.

Please contact Gordon Downey on 02 9995 5783 or gordon.downey@epa.nsw.gov.au for any questions or comments in relation to this matter.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'Claire Miles'.

23.08.2018

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