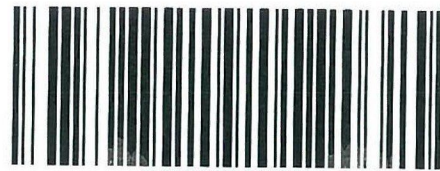




Department of
Primary Industries
Office of Water



PCU028972

Department of Planning and Infrastructure
Infrastructure Projects
GPO Box 39
SYDNEY NSW 2001

Contact Tim Baker
Phone 02 6841 7403
Mobile 0428 162 097
Fax 02 6884 0096
Email Tim.Baker@water.nsw.gov.au

Our ref ER20453
Your ref 08/01659-1

Attention: Toby Philp

Dear Mr Philp

Exhibition of Environmental Assessment for Flyers Creek Wind Farm (MP08_0252)

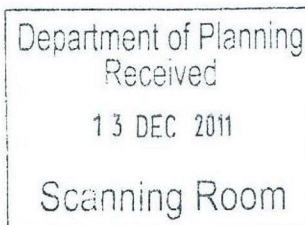
I refer to your letter dated 12 October 2011, requesting input from the NSW Office of Water to review the exhibited environmental assessment (EA) for the Flyers Creek Wind Farm. The Office of Water appreciates the opportunity to comment and has no objection to the proposal. The following comments and recommended conditions of consent in Attachment A are provided to assist in finalising the determination.

- Office of Water supports the proposal to develop a Soil and Water Management Plan to mitigate impacts to waterways during construction. A key aspect of this plan is the design and mitigating measures for proposed crossing of waterways by cabling or for road crossings as referred to in Section 7.6.3 of the EA. Office of Water recommends these activities be carried out consistent with the *Guidelines for Controlled Activities: Laying Pipes and Cables in Watercourses; and Watercourse Crossings* (Office of Water August 2010) and this to be included as a Statement of Commitment by the proponent.
- As referred to in previous Office of Water correspondence dated 3 March 2011 a range of water supply options have been identified for the construction phase. However these options have not been secured or explored completely. Further to this the potential for any licensing requirements under water legislation and consideration of the need to obtain licensed entitlement has been deferred to post determination of the project. Office of Water acknowledges the volumes of water required for the construction phase are minimal however this needs to be recognised as a commercial risk to the project.

Should you have any further queries in relation to this submission please do not hesitate to contact Tim Baker on (02) 6841 7403.

Yours sincerely

Mark Mignanelli
Manager Major Projects, Mines and Assessment





RECOMMENDED CONDITIONS OF APPROVAL

- The proponent shall prepare and implement a Soil and Water Management plan in consultation with and to the satisfaction of the NSW Office of Water.
- The proponent shall ensure relevant licensing is obtained under the *Water Act 1912* or *Water Management Act 2000* for all activities which intercept or extract groundwater prior to commencement of these activities.

End of Attachment A
8 December 2011