

Kyoto energypark

Appendix O

Letter from the Department of
Planning dated 13 March 2006



NSW GOVERNMENT
Department of Planning

RECEIVED

13 MAR 2006

Contact: Paul Weiner
Phone: 02 9228 6339
Fax: 02 9228 6335
Email: paul.weiner@planning.nsw.gov.au

Mr Robert Chambers
Director
BBC Consulting Planners
PO Box 438
BROADWAY NSW 2007

Our ref: 9041185-1
Your ref: RJC:LR\05213

Dear Mr Chambers

Attention: Ms Julie Horder

Subject: Kyoto Wind Farm

Reference is made to your letter of 29 November 2005 regarding your request for the Minister's opinion that the Kyoto Wind Farm proposal is development of a kind that is described in Schedule 1, Group 8, clause 24 of the Major Projects State Environmental Planning Policy.

The Director-General, as the Delegate of the Minister for Planning, formed the opinion on 5 March 2006 that the Kyoto Wind Farm proposal is a project to which Part 3A of the Environmental Planning and Assessment Act applies.

Please contact Mr Paul Weiner if you have any queries.

Yours sincerely

Neville Osborne 9/3/06
Team Leader – Water/Energy
Major Infrastructure Assessment

Kyoto energypark

Appendix O(i)

Letter from the Department of
Planning dated 30 January 2007



Contact: Neville Osborne
Phone: (02) 9228 6337
Fax: (02) 9228 6355
Email: neville.osborne@planning.nsw.gov.au

Mr Robert Chambers
Director
BBC Consulting Planners
P O Box 438
BROADWAY NSW 2007

Our ref: S06/01283
Your ref: RJC:LR/05213

Dear Mr Chambers

Kyoto Energy Park (Stage 2) Proposal – Application of Part 3A of the Environmental Planning and Assessment (EP&A) Act

I refer to your letter dated 14th December, 2006, written on behalf of Pamada Pty Ltd, which sought advice on the application of Part 3A of the EP&A Act to the Kyoto Energy Park (Stage 2) proposal.

The Director-General of the Department of Planning, as delegate of the Minister for Planning, has formed an Opinion that the Kyoto Energy Park (Stage 2) proposal (as described in your letter) will be subject to Part 3A. A copy of the Opinion is enclosed for your information.

Please contact Mark Turner on 9228 6351 or me on 9228 6337 if you would like to discuss this matter.

Yours sincerely

Neville Osborne

Neville Osborne
Manager, Water and Energy
Major Infrastructure Assessments

30/1/07


Record of Minister's opinion for the purposes of Clause 6(1) of the State Environmental Planning Policy (Major Projects) 2005

I, the Director-General of the Department of Planning, as delegate of the Minister for Planning under delegation executed on 31 October 2005, have formed the opinion that the development described in the Schedule below, is development of a kind that is described in Schedule 1, Group 8, clause 24 of State Environmental Planning Policy (Major Projects) 2005 namely development for the purpose of an electricity generation facility that has a capital investment value of more than \$30 million. It is therefore declared to be a project to which Part 3A of the *Environmental Planning and Assessment Act 1979* applies for the purpose of section 75B of that Act.

Schedule

Proposed Kyoto Energy Park (Stage 2)

A proposal by Pamada Pty Limited for the Kyoto Energy Park (Stage 2), a renewable electricity generating facility located within the Upper Hunter Council area, comprising of a Photo-Voltaic Solar Array System, Solar Thermal Plant, Closed loop Hydro-Solar Plant and ancillary facilities, as generally described in the attached letter to the Department of Planning dated 14th December, 2006 from BBC Planners, on behalf of the Proponent.


Sam Haddad
Director-General
Department of Planning

Date: 25/1/2007.

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Appendix O(ii)

Letter from the Department of
Planning dated 18 February 2009



NSW GOVERNMENT
Department of Planning

Contact: Dinuka McKenzie
Phone: (02) 9228 6348
Fax: (02) 9228 6366
Email: dinuka.mckenzie@planning.nsw.gov.au

Mr Mark Sydney
Director
Pamada Pty Limited
PO Box 1446
DARLINGHURST NSW 1300

Our ref: S06/01144
Your ref

Dear Mr Sydney

Kyoto Energy Park (MP 06_0055) – Clause 8F(1)(e)

Please be advised that on 18 February 2009, the Director-General of the Department of Planning designated the major project application for the abovementioned project to be an application which relates to a project on land with multiple owners pursuant to Clause 8F(1)(e) of the *Environmental Planning and Assessment Regulation 2000* (the Regulation).

Consequently, landowner's consent is not required for the purpose of this major project application, subject to the public notification requirements specified in Clause 8F(3)(a) of the Regulation being carried out by the Proponent. I have enclosed a copy of the record of the Director-General's designation for your information and reference.

Please do not hesitate to contact me on the above details should you wish to discuss or clarify this matter.

Yours sincerely

19.2.09

Dinuka McKenzie
Senior Planner – Energy and Water
Major Infrastructure Assessments



**Designation as a project on land with multiple landowners under Clause 8F(1)(e) of the
*Environmental Planning and Assessment Regulation 2000***

I, Sam Haddad, Director-General of the Department of Planning, designate the entire project referred to in the Schedule to be a project on land with multiple landowners within the meaning of clause 8F(1)(e) of the *Environmental Planning and Assessment Regulation 2000*, for the purpose of landowner notification under clause 8F(3)(a) of the *Environmental Planning and Assessment Regulation 2000*.


Sam Haddad
Director-General

Sydney, 18th February 2009

SCHEDULE

Construction and operation of the Kyoto Energy Park project, as generally described in the preliminary assessment prepared by Pamada Pty Limited and dated 13 February 2007, comprising:

- a wind farm of up to 47 turbines ranging from 2-4.5 megawatts;
- solar thermal devices (panels/array) of approximately 1 square kilometre;
- a closed loop hydro-electric plant;
- managers residence, visitor and education centre and associated facilities; and
- associated electricity transmission infrastructure including transmission lines, substation, energy storage devices and grid connection.