



Trade & Investment, Regional Infrastructure & Services

Our ref: OUT11/7495
Your ref: MP08_0046

Mr Andy Nixey
Senior Planner – Metropolitan & Regional Projects South
NSW Planning
GPO Box 39
SYDNEY NSW 2001

Dear Mr Nixey,

**Comment on Exhibited Environmental Assessment for Upgrade of d'Albora Marina,
The Spit, Mosman (MP08_0046)**

Thank you for your letter dated 5 May 2011 requesting Trade and Investment, Regional Infrastructure and Services NSW (DTIRIS) comment on the environmental assessment (EA) for the d'Albora Marina Upgrade proposal at The Spit, Mosman. This response includes comments from a fisheries perspective. There are no agriculture or minerals concerns with this proposal.

The Department has reviewed the EA against the provisions of the *Fisheries Management Act* and the *Policy and Guidelines Aquatic Habitat Management and Fish Conservation 1999*. In considering these, the Department wishes to advise that it has no objections to the works as proposed provided that the 'Aquatic Ecology', 'Sediment and Erosion Control', 'Water Cycle', 'Slipway' and 'Waste Management' measures within the amended draft Statement of Commitments (Appendix 27 of the EA) are implemented in full and included in any approval for these works.

Further, DTIRIS recommends that the following measures are employed during construction to avoid the harm of adjacent seagrasses:

- Silt curtains are set so that they exclude adjacent seagrasses from turbidity impacts.
- Any barge operations over seagrasses are conducted during times when there is sufficient depth of water over seagrass to avoid harm from barge operations, including propeller action. There is to be no anchoring with seagrass beds during construction.

For any further information please contact Carla Ganassin on (02) 9527 8552 or carla.ganassin@industry.nsw.gov.au.

Yours sincerely

Bill Talbot
Director, Fisheries Conservation and Aquaculture

11 May 2011

Post Stephens Fisheries Institute
Locked Bag 1, Nelson Bay NSW 2315
Tel: 02 4916 3854 Fax: 02 4982 1304
ABN 72 189 919 072 www.industry.nsw.gov.au