

Our Ref: C21/363

28 June 2021

Your Ref: DA85/2865 (MOD2)

Mr Joel Herbert
Assessment Officer
c/o: joel.herbert@planning.nsw.gov.au
Via the Major Projects Portal

Mr Herbert,

Consultation for Modification Application and Report for the Menangle Quarry - Menangle Quarry - MOD 2 - Conveyor Removal (DA85/2865) at 15 Menangle Road, Menangle NSW 2568 – Nepean River

Thank you for your referral of 23/06/2021 seeking comment on the proposal from DPI Fisheries, a division of NSW Department of Primary Industries on the proposed works stated above.

DPI Fisheries is responsible for ensuring that fish stocks are conserved and that there is no net loss of key fish habitats upon which they depend. To achieve this, DPI Fisheries ensures that developments comply with the requirements of the *Fisheries Management Act 1994* (FM Act) (namely the aquatic habitat protection and threatened species conservation provisions in Parts 7 and 7A of the Act, respectively), and the associated *Policy and Guidelines for Fish Habitat Conservation and Management (2013)*. DPI Fisheries is also responsible for ensuring the sustainable management of commercial, recreational and Aboriginal cultural fishing, aquaculture, marine parks and aquatic reserves within NSW.

DPI Fisheries has reviewed the Modification Report (Report No. J190166RP#36 by EMM, June 2021) and makes the following comments:

1. The proposed modification would not change the quarry layout or require the construction of any additional tracks or infrastructure.
2. The modification removes the need to install and operate the conveyor, particularly through restoration and rehabilitated areas.
3. There is no clearing of or impact to vegetation associated with the proposed modification.
4. The impacts of the proposed modification on groundwater and surface water are expected to be minimal.

Accordingly, DPI Fisheries raises no concerns. If you require any further information, please contact me on (02) 4222 8311 or josi.hollywood@dpi.nsw.gov.au

Yours sincerely,

J. Hollywood

Josi Hollywood
Fisheries Manager, Coastal Systems Unit