



Our ref: DOC20/642719
Senders ref: DA67/98 MOD 5

Jack Turner
Senior Environmental Assessment Officer
Resource Assessments
Planning & Assessment
E-mail: jack.turner@environment.nsw.gov.au

Dear Mr Turner

Subject: Request to waive requirement for BDAR under s7.9 of the Biodiversity Conservation Act 2016 – Tahmoor North DA67/98 MOD 5

Thank you for your referral dated 30 July 2020 requesting that the requirement for a biodiversity development assessment report (BDAR) to be submitted with the proposed state significant development modification application DA67/98 MOD 5 is waived.

I have reviewed the information provided by the applicant in the BDAR waiver application dated 3 March 2020 and determined that the proposed development is not likely to have any significant impact on biodiversity values. The application, therefore, does not need to be accompanied by a BDAR.

The determination is attached for you to provide to the applicant.

Please note that if the proposed development is changed so that it is no longer as described in Schedule 1 of the determination, the applicant will need to lodge a new waiver request or prepare a BDAR.

Also attached for your information is B&CD's decision report. The decision report should not be provided to the applicant without B&CD approval.

Please contact Calvin Houlison, Senior Conservation Planning Officer on 4224 4179 or via e-mail calvin.houlison@environment.nsw.gov.au should you have any further queries.

Yours sincerely

13/8/2020

Michael Saxon

**Director, South East Branch
Biodiversity & Conservation Division
Environment, Energy and Science**