



Mr Brad Searle
Bingo Industries Limited
305 Parramatta Road
AUBURN NSW 2144

23 September 2021

Dear Mr Searle

**Eastern Creek REP Throughput Increase (SSD-11606719)
Planning Secretary's Environmental Assessment Requirements (Amended)**

Please find attached a copy of the amended Planning Secretary's environmental assessment requirements (SEARs) for the preparation of an environmental impact statement (EIS) for the Eastern Creek REP Throughput Increase at 1 Kangaroo Avenue, Eastern Creek in the Blacktown local government area (LGA).

The SEARs have been prepared in consultation with relevant public agencies based on the information you have provided to date. Please note that the Planning Secretary may modify these requirements at any time.

Please note, the Department's Biodiversity and Conservation Division has reviewed your request to waive the requirements to prepare a Biodiversity Assessment Report (BDAR) and has advised that at this stage a BDAR is still required to be included in the EIS.

If you do not submit a Development Application (DA) and EIS for the development within two years, you must consult further with the Planning Secretary in relation to the preparation of the EIS. The Department will review the EIS for the development carefully before putting it on public exhibition and will require you to submit an amended EIS if it does not adequately address the SEARs.

The Department notes the past strong community interest in the Eastern Creek REP site and wishes to emphasise the importance of effective and genuine community consultation where a comprehensive open and transparent community consultation engagement process **must** be undertaken during the preparation of the EIS. This process must ensure that the community is provided with a good understanding of what is proposed, a description of the potential impacts of the increased processing capacity and that they are actively engaged in issues of concern to them. **Please note, the Department will require clear evidence that this consultation has been undertaken and justification for the proposed consultation method(s) used.**

Please contact the Department at least two weeks before you propose to submit your DA and EIS. This will enable the Department to confirm the applicable fee (see Division 1AA, Part 15 of the *Environmental Planning and Assessment Regulation 2000*).

If your development is likely to have a significant impact on matters of National Environmental Significance, it will require an approval under the Commonwealth *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act). This approval would be in addition to any approvals required under NSW legislation and it is your responsibility to contact the Commonwealth Department of the Environment to determine if an approval under the EPBC Act is required (<http://www.environment.gov.au> or 6274 1111).

If you have any questions, please contact Sheelagh Laguna on 02 9274 6574 or via email at sheelagh.laguna@planning.nsw.gov.au.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'W Hodgkinson', is positioned above the printed name.

William Hodgkinson
A/Director, Industry Assessments
as delegate for the Planning Secretary