

10 November 2021

Western Sydney University
c/- Madeleine Lloyd
Walker Corporation
1 Farrer Place - Level 21 Governor Macquarie Tower
Sydney NSW 2000

Our ref: SSD-17491477

via email: Madeleine.Lloyd@walkercorp.com.au

Dear Miss Lloyd

Subject: Macarthur Medical Research Centre (SSD- 17491477) – Request to waive the need for a Biodiversity Development Assessment Report under the *Biodiversity Conservation Act 2016*

I refer to your correspondence dated 29 October 2021 requesting the issue of a waiver from the requirement for a Biodiversity Development Assessment Report (BDAR) to be submitted as part of the state significant development (SSD) application for the Macarthur Medical Research Centre (SSD-17491477).

Section 7.9(2) of the *Biodiversity Conservation Act 2016* (BC Act) provides the following in relation to an application for SSD:

“Any such application is to be accompanied by a biodiversity development assessment report unless the Planning Agency Head and the Environment Agency Head determine that the proposed development is not likely to have any significant impact on biodiversity values.”

The authority of the “Planning Agency Head” to determine whether a proposed development is “not likely to have any significant impact on biodiversity values” has been delegated to Directors within the Planning and Assessment Division of the Department.

Accordingly, I have reviewed the application of the test of significance under sections 1.5 and 7.3 of the BC Act and clause 1.4 of the Biodiversity Conservation Regulation 2017 and considered the information provided in the report prepared by Biosis dated 19 October 2021. I have determined that the development is not likely to have any significant impacts on biodiversity values and that the application does not need to be accompanied by a BDAR. A waiver under section 7.9 is therefore granted for the proposed development (being the Macarthur Medical Research Centre (SSD-17491477)).

The delegated *Environment Agency Head* of Environment, Energy and Science Group of the Department (EESG) has also granted a waiver in a letter dated 9 November 2021 and a copy of that approval is attached.

This waiver is issued in respect of the proposed development detailed in Western Sydney Universities' Request for Secretary's Environmental Assessment Requirements – for the proposed Macarthur Medical Research Centre at Campbelltown Hospital Campus, dated 12 May 2021. Amendments to the development may require a further waiver to be sought and issued.

Should you have any enquiries regarding the above matter, please contact Ferdinando Macri on (02) 8289 6868 or via email to ferdinando.macri@dpie.nsw.gov.au.

Yours sincerely



Karen Harragon
Director, Social and Infrastructure Assessments
As delegate of the Planning Secretary



Our ref: DOC21/983215

Senders ref: SSD 17491477

Ferdinando Macri
Social and Infrastructure Assessments
Planning and Assessment Group
Department of Planning, Industry and Environment
4 Parramatta Square, 12 Darcy Street
Parramatta NSW 2150

Dear Mr Macri,

Subject: Request for Biodiversity Development Assessment Report Waiver for the Macarthur Medical Research Centre (SSD 17491477)

I refer to the request to waive the requirement for a biodiversity development assessment report (BDAR) to be submitted with the above State Significant Development Application for the Macarthur Medical Research Centre (SSD 17491477), 100 Parkside Crescent, Campbelltown.

I have reviewed the information provided by the applicant in the BDAR waiver application prepared by Biosis dated 19 October 2021 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 the decision report prepared by Environment, Energy and Science Group (EES). The decision report should not be provided to the applicant without EES approval.

Should you have any queries regarding this matter, please contact David Way, Senior Conservation Planning Officer on (02) 8275 1324 or david.way@environment.nsw.gov.au

Yours sincerely

A handwritten signature in black ink, appearing to read 'Louisa Clark'.

09/11/2021

Louisa Clark
Acting Director
Greater Sydney Branch
Biodiversity and Conservation Division

Determination under section 7.9(2) of the Biodiversity Conservation Act 2016

I, Louisa Clark, Acting Director Greater Sydney, of the Department of Planning, Industry and Environment, under section 7.9(2) of the *Biodiversity Conservation Act 2016*, determine that the proposed development is not likely to have any significant impact on biodiversity values and therefore a Biodiversity Development Assessment Report is not required.

Proposed development means the development as described in DOC21/982515 and Schedule 1. If the proposed development changes so that it is no longer consistent with this description, a further waiver request is required.



9/11/2021

Louisa Clark
Acting Director
Greater Sydney
Environment, Energy & Science Group

Date

SCHEDULE 1 – Description of the proposed development

The proposed development is the Macarthur Medical Research Centre at 100 Parkside Crescent, Campbelltown, New South Wales (Lot 6 DP 1058047). The proposal seeks consent for the demolition of the existing helipad and associated walkways and construction of the new research centre, including associated landscaping and infrastructure works. The proposal would clear 0.22 ha of identified exotic vegetation.

