



DOC17/513672
SSD 7332

Ms Lauren Evans
Acting Senior Planning Officer, Resource Assessments
Industry Assessments
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Dear Ms Evans

OEH Review of Response to Submissions – Eagleton Hard Rock Quarry (SSD 7332)

I refer to your email dated 16 October 2017, seeking comments on the Review of Submissions Report for Eagleton Hard Rock Quarry located on Barleigh Ranch Way at Eagleton; in the Port Stephens local government area.

The Office of Environment and Heritage (OEH) has undertaken a review of the report titled *Response to Submissions – State Significant Development (SSD 7332) – Barleigh Ranch Way, Eagleton - Eagleton Hard Rock Quarry*, prepared by JBA and dated October 2017. OEH considers that the Response to Submissions report adequately address the biodiversity and Aboriginal cultural heritage issues raised in OEH's review of the Environmental Impact Statement. OEH's recommendations are provided in **Attachment A** and detailed comments are provided in **Attachment B**.

If you require any further information regarding this matter, please contact Steve Lewer, Regional Biodiversity Conservation Officer, on 4927 3158.

Yours sincerely

STEVEN COX
Senior Team Leader - Planning
Hunter Central Coast Branch
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13 November 2017

Attachment A

OEH's Recommendations

Eagleton Hard Rock Quarry (Barleigh Ranch Way, Eagleton)

1. OEH is satisfied with the modifications to the Biodiversity Assessment Report and no further changes are required.
2. OEH recommends that the details of the Biodiversity Offset Strategy provided in the BAR should be adopted within the consent conditions for the project.
3. OEH is satisfied with the modifications to the Aboriginal cultural heritage assessment and no further changes are required.

Attachment B

OEH's detailed comments

The Response to Submissions Report adequately addresses OEH's EIS comments on biodiversity

OEH considers that the Response to Submission Document has adequately addressed OEH's Environmental Impact Statement (EIS) comments with respect to biodiversity matters. As such OEH has no further comment on these matters.

OEH is satisfied with this Biodiversity Assessment Report (BAR), which was included as an appendix of the EIS, was undertaken in accordance with Framework for Biodiversity Assessment and by a person accredited in accordance with s142B(1)(c) of the repealed *Threatened Species Conservation Act 1995*. OEH recommends that the details of the Biodiversity Offset Strategy provided in the BAR should be adopted within the consent conditions for the project.

Recommendation

4. OEH is satisfied with the modifications to the Biodiversity Assessment Report and no further changes are required.
5. OEH recommends that the details of the Biodiversity Offset Strategy provided in the BAR should be adopted within the consent conditions for the project.

OEH is satisfied with the modifications to the Aboriginal cultural heritage assessment

OEH has reviewed the Aboriginal cultural heritage component of the response to submissions and notes that all Aboriginal heritage assessment components have now been adequately completed. Specifically:

- The Aboriginal cultural heritage assessment provided to support the proposed development now meets the requirements of the DECCW 2011 *Guide to Investigating, Assessing and Reporting on Aboriginal Cultural Heritage in NSW*;
- The Aboriginal consultation has now been undertaken in accordance with the provisions of the DECCW 2010 *Aboriginal Cultural Heritage Consultation Requirements for Proponents*;
- Appropriate management strategies and consultation with the Registered Aboriginal parties with respect to potential investigations of the registered Potential Archaeological Deposit (PAD 1) have now been detailed. OEH considers that these management strategies are in line with the DECC 2010 *Code of Practise for Archaeological Investigation of Aboriginal Objects in NSW*.
- An updated field survey for the identification of Aboriginal cultural and scientific significance has now been undertaken (11 May 2017), and the results have been adequately documented in the updated Aboriginal cultural heritage assessment.

Recommendation

6. OEH is satisfied with the modifications to the Aboriginal cultural heritage assessment and no further changes are required.