



Office of
Environment
& Heritage

DOC18/149649
SSD 8663

Karl Fetterplace
Planning Officer – Key Sites Assessments
NSW Planning and Environment
GPO Box 39
SYDNEY NSW 2001

Sydney Opera House Building Renewal - Concert Hall, Creative Learning Centre and Under the Steps - Request for Biodiversity Development Assessment Report waiver - (SSD 8663)

Dear Mr Fetterplace,

The Office of Environment and Heritage (OEH) has reviewed the request from the Sydney Opera House dated 7 March 2018 that is supported by the letter from Cumberland Ecology dated 27 February 2018 to waive the requirement for a Biodiversity Development Assessment Report (BDAR) to be submitted with the State significant development application.

Under section 7.9(2) of the *Biodiversity Conservation (BC) Act 2016*:

"Any such application [SSD] 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 power to determine whether an SSD is "not likely to have any significant impact on biodiversity values" has been delegated to the OEH Senior Executive on 4 December 2017.

I have reviewed the assessment of the biodiversity values of the site as described in the letter by Cumberland Ecology. I have determined that the proposed development is not likely to have any significant impact on biodiversity values and that there is no need for the SSD application to include a BDAR.

Please contact Svetlana Kotevska on 8837 6040 or at Svetlana.kotevska@environment.nsw.gov.au should you have any further queries regarding this matter.

Yours sincerely



22.3.18

ALEX GRAHAM
Director - Greater Sydney
Regional Operations