

Our Ref: IDA24/14

06/03/2024

Your Ref: CNR - 65056

Dylan Mitchell
c/o: ePlanning Portal

Dear Dylan,

Proposal: IDA referral for proposed dredge and reclamation associated with Safety upgrades to the Italia Road and Pacific Highway intersection
Property: Italia Road and Pacific Highway intersection – Balickera Canal

Thank you for your referral of 29/01/2024 seeking comment on this proposal from DPI Fisheries, a division of NSW Department of Primary Industries.

DPI Fisheries is responsible for ensuring that fish stocks are conserved and that there is no net loss of key fish habitats upon which they depend. To achieve this, DPI Fisheries ensures that developments comply with the requirements of the *Fisheries Management Act 1994* (FM Act) (namely the aquatic habitat protection and threatened species conservation provisions in Parts 7 and 7A of the Act, respectively), and the associated *Policy and Guidelines for Fish Habitat Conservation and Management (2013)*. In addition, DPI Fisheries is responsible for ensuring the sustainable management of commercial, recreational and Aboriginal cultural fishing, aquaculture, marine parks and aquatic reserves within NSW.

DPI Fisheries has reviewed the proposal in light of these provisions and has no objections, subject to the proponent meeting the General Terms of Approval that follow. As per s.4.47(3) of the *Environmental Planning and Assessment Act 1979*, any consent issued by Council must be consistent with these GTAs.

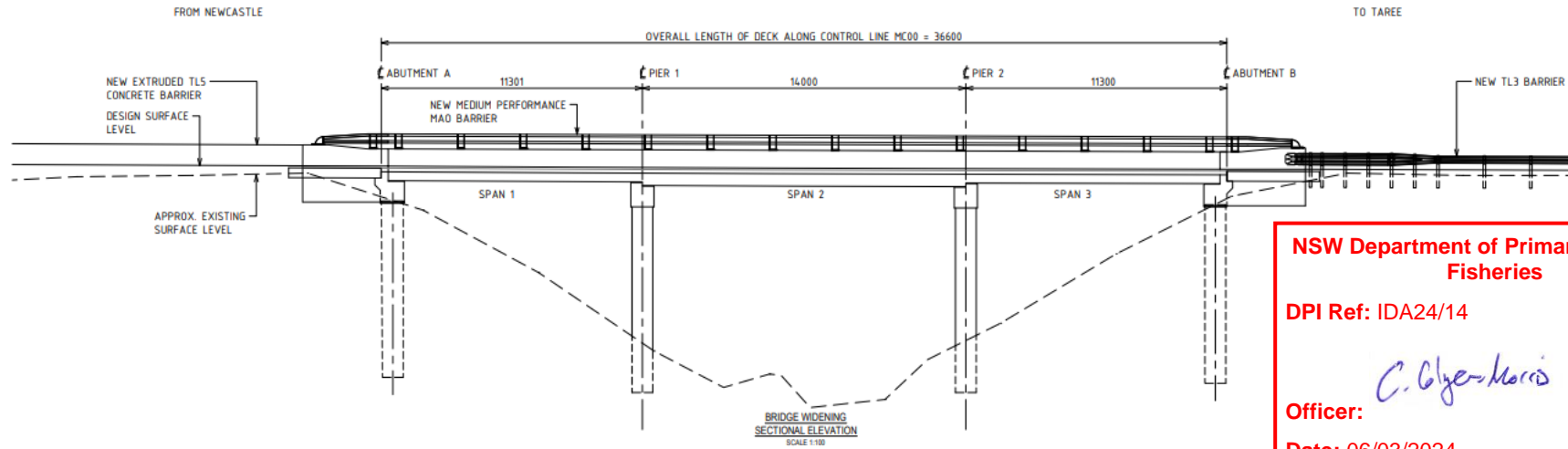
1. The proposed works will require a controlled activity approval under the *Water Management Act 2000*. If DCCEE Water determines that the works do not require a Controlled Activity Approval, then DPI Fisheries will require the proponent apply for a s201 permit for dredging and reclamation under the FM Act **prior to any works on site. Permit application forms are available from the DPI Fisheries website at: <https://www.dpi.nsw.gov.au/fishing/habitat/help/permit>**; and
2. Environmental safeguards (silt curtains, booms etc.) are to be used during construction to ensure that there is no escape of turbid plumes into the aquatic environment. Turbid plumes have the potential to smother aquatic vegetation and have a deleterious effect on benthic organisms.

If Council or the proponent require any further information, please do not hesitate to contact me on Cherie.colyer-morris@dpi.nsw.gov.au.

Yours sincerely,



Cherie Colyer-Morris
Fisheries Manager, Coastal Systems

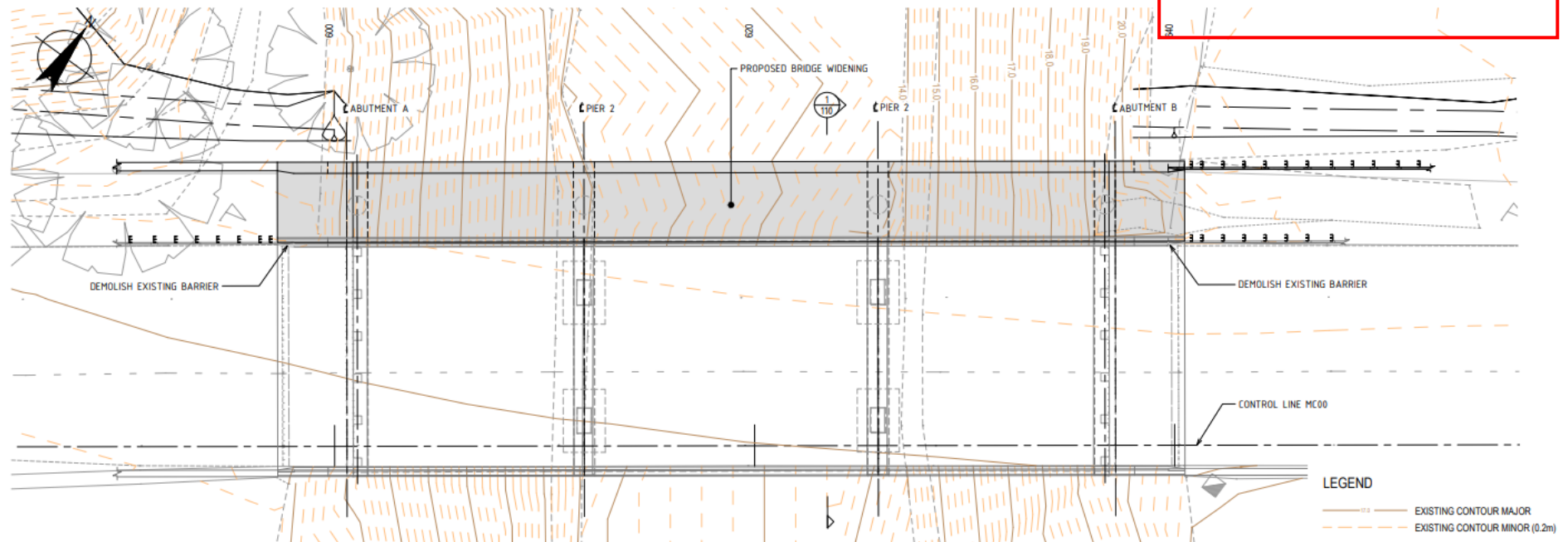


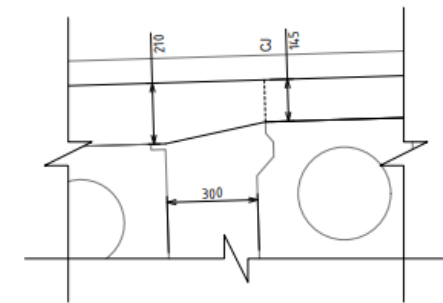
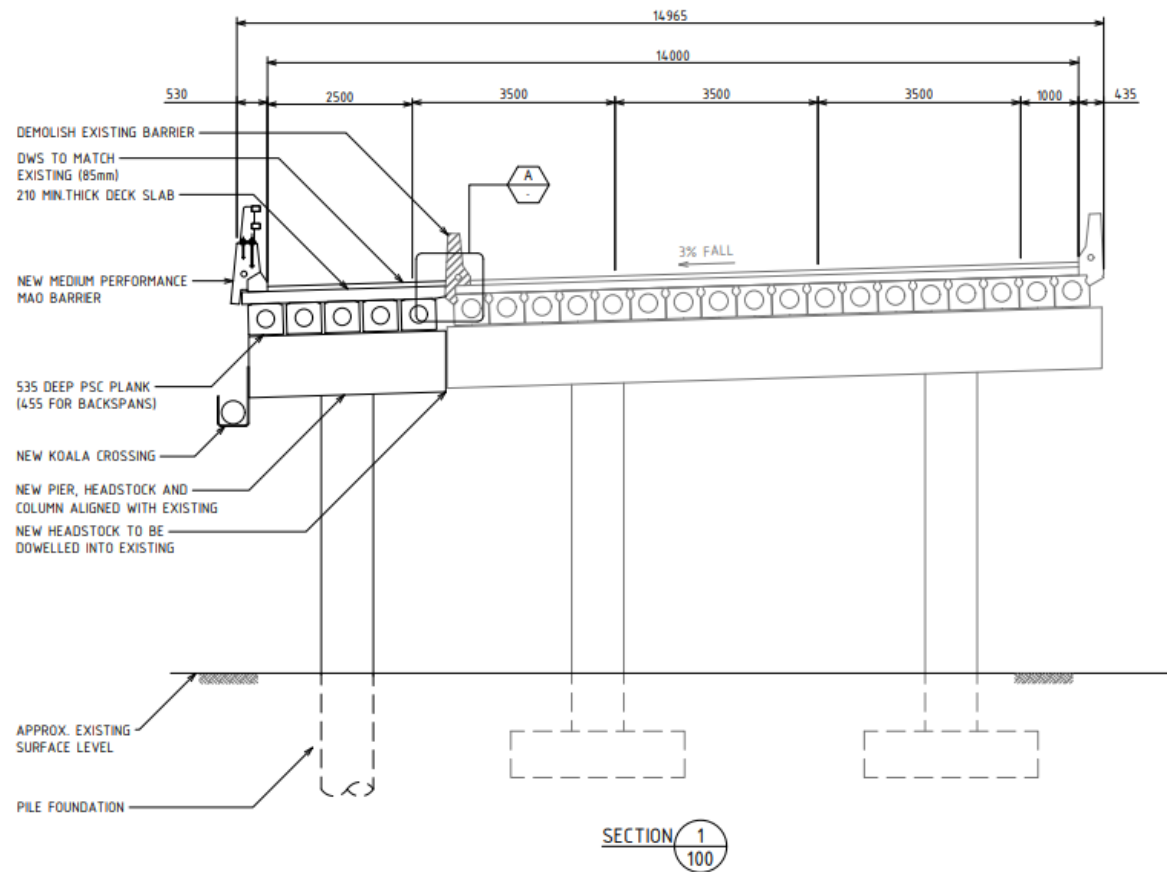
NSW Department of Primary Industries
Fisheries

DPI Ref: IDA24/14

Officer:

Date: 06/03/2024





RC DECK SLAB TRANSITION / TAPER



NSW Department of Primary Industries
Fisheries

DPI Ref: IDA24/14

Officer:

C. Glyn Morris

Date: 06/03/2024