

<b>NSW Coastal Panel</b>	MEETING NUMBER: 36
	LOCATION: Teleconference
	DATE: 23 FEBRUARY 2017
<b>MINUTES</b>	

### **Present**

<b>Name</b>	<b>Nominating Organisation</b>
<b>Coastal Panel members</b>	
Prof Bruce Thom (BT)	Chair
Derek Rutherford (DR)	Office of Environment and Heritage (Deputy Chair)
A/Prof Ron Cox (RC)	Local Government NSW (LGNSW)
Ms Jane Lofthouse (JL)	Local Government NSW (LGNSW)
Mr Stephen Wills (SW)	Department of Industry - Lands
<b>Secretariat</b>	
Dr Marc Daley (MD)	Office of Environment and Heritage - Coastal Panel Secretariat
Mr Phil Watson (PW)	Office of Environment and Heritage - Coastal Panel Secretariat
Ms Jane Gibbs (JG)	Office of Environment and Heritage - Coastal Panel Secretariat

### **Agenda Item 1 – Welcome and Apologies**

The Chair opened the meeting at 11.00am and welcomed Panel members.

Apologies were received from Professor Andrew Short and Mr Stephen Murray.

### **Agenda Item 2 – Declaration of Interests**

Nil.

### **Agenda Item 3 – Confirmation of Previous Panel Minutes**

The Panel adopted the Minutes from meeting 34.

The Secretariat advised there will be a delay in uploading the minutes to the Webpage as Ministerial responses in relation to certification of Coastal Zone Management Plans had yet to be signed out by the Minister.

### **Agenda Item 4 – Matters Arising from Previous Meetings**

The Chair raised the matter of the Collaroy Narrabeen CZMP, which had been resubmitted to the Minister for Certification. The Chair noted this resubmitted Plan differed from the one that was recommend by the Panel for certification on 16 June 2015. Due to changes in the CZMP, the Panel expressed their interest in reviewing the plan and providing updated advice to the Minister on the matter.

DR advised that the briefing note to the Minister on the certification of the Plan would note the Panel's desire to review the revised plan and provide its advice to the Minister.

### **Agenda Item 5 – Legally Privileged – Wamberal DA**

The members of the Coastal Panel available to assess this DA received, considered and commented on material to and from their solicitors in relation to ongoing legal proceedings.

### **Agenda Item 6 – Belongil Development Applications**

The Secretariat updated the Panel on the receipt of 4 DAs (CP17-001, CP17-002, CP17-003 and CP17-004) received by the Panel on 19 January 2017. The Secretariat advised the Panel that no response to the Panel's request for additional information had yet been received, with the applicants given to 3 March 2017 to provide this information.

### **Agenda Item 7 – Shoalhaven Estuary CZMPs**

PW advised that 7 Estuary CZMPs had been referred to the Panel regarding their suitability for certification under the *Coastal Protection Act 1979*. Plans were received for:

- (i) Burrill Lake Estuary and Catchment Management Plan Batemans Bay and Clyde River Estuary Management Plan (2002)
- (ii) Currarong Natural Resource Management Strategy (2001)
- (iii) Lake Wollumboola Estuary Management Plan (2000)
- (iv) Millards Creek, Ulladulla Urban Streams Corridor Management Plan (2007)
- (v) Narrawallee Inlet Natural Resource Management Strategy (2002)
- (vi) Shoalhaven River Estuary Management Plan (2008)
- (vii) Swan Lake and Berrara Creek Natural Resource Management Strategy (2002)

The Panel considered the OEH recommended position on each plan, which followed a detailed assessment against the legislative requirements of the Act and minimum requirements of the *Guidelines for Preparing Coastal Zone Management Plans 2013*.

OEH recommend all seven plans were **not suitable for certification** as Plans had been prepared following the old NSW Estuary Management Manual and finalised well before the current *Guidelines for Preparing Coastal Zone Management Plans 2013*, and therefore do not meet many of the minimum requirements for certification. OEH recommended Plans should be reviewed and transitioned to a CMP.

**Decision:** The Panel agreed to endorse the OEH recommendations not to certify the Plans.

### **Agenda Item 8 – Forward Program for Upcoming CZMPs**

PW gave an update on upcoming open coast CZMPs and estuary CZMPs which would require the Panel's consideration.

### **Agenda Item 9 – Other Business**

The Chair informed the Panel of a recent public safety issue at Wamberal Beach, which became apparent following a recent site visit. This involved layers of building rubble and other material present in the erosion scarp, which at time of inspection was undercut and overhanging, making the site most dangerous. The Chair advised he would be writing to Council to bring this matter to their immediate attention for action as appropriate..

### **Agenda Item 10 – Date for Next Meeting**

The next meeting would be held in first week of April.

The meeting was closed at 4pm.