



Derek Rutherford
Deputy Chair
NSW Coastal Panel
PO Box A290
SYDNEY SOUTH NSW 1232

Dear Sir,

Re: Erosion protection Works, Meridian Resort, Old Bar

Thank you for your letter dated 15 February 2013 requesting comment from NSW Department of Primary Industries (Fisheries) on the above proposal.

NSW DPI 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, NSW DPI ensures that developments comply with the requirements of the *Fisheries Management Act 1994* (namely the aquatic habitat protection and threatened species provisions in Parts 7 and 7A of the Act, respectively), and the associated *Policy and Guidelines for Aquatic habitat Management and Fish Conservation (1999)*. In addition, NSW DPI is responsible for ensuring the sustainable management of commercial and recreational fishing in NSW.

NSW DPI has reviewed the documents provided for this proposal in light of these provisions and has no objections.

As the proposal is being authorised by the NSW Coastal Panel, which is a relevant public authority, no permits are required for works under s.199 of the Fisheries Management Act.

If the location or design of this proposal changes NSW DPI will need to re-assess this proposal prior to approval. Note that conditions may be amended or the modified proposal rejected.

General terms of approval

- A Construction Environmental Management Plan (CEMP) detailing provisions relating to the items listed in this section below, is to be prepared **and a copy maintained on site at all times**. The CEMP should consist of simple statements and diagrams of how each of the factors will be managed on site to achieve the stated aim.
 - a. Site delineation and marking of “no go” areas (with the aim of keeping the impacted area to a minimum),
 - b. Sediment and erosion control plan (with the aim of achieving an outcome of “no visible turbid plumes reaching the waterway”,
 - c. careful design and use of access works to keep the impacted area to a minimum,
 - d. Material storage and stockpiling (with the aim of keeping the impacted area to a minimum),

- e. Site restoration and clean up (with the aim of ensuring that the impacted area recovers as soon as possible),
- f. Site rehabilitation and revegetation (with the aim of ensuring that there are no long term impacts after works are completed).

All works undertaken are to be consistent with this statement.

- Machinery is not to enter, or work from the waterway unless in accordance with works approved.
Reason – To ensure minimal risk of water pollution from oil or petroleum products and to minimise disturbance to the streambed substrate.
- Prior to use at the site and / or entry into the waterway, machinery is to be appropriately cleaned, degreased and serviced. Spill kits are to be available on site at all times during works.
Reason – To reduce the threat of an unintended pollution incident impacting upon the aquatic environment.

If you require any further information please contact me on (02) 4916 3931.

Yours sincerely,



Scott Carter
Senior Conservation Manager, Aquatic Habitat Protection Unit

1 March 2013