

Biodiversity certification application

Complete this form if you wish to apply to the Minister for the Environment for biodiversity certification under the *Threatened Species Conservation Act 1995*.

Before completing this form, please read the Biodiversity Certification Assessment Methodology at www.environment.nsw.gov.au/biocertification/index.htm. If you need help with completing the form, please phone 131 555.

This is an interactive form. Click on the check boxes and type in your responses. Each field has unlimited characters.

When you have completed the form, print it and **sign where necessary**. Then **post it to**:

Minister for the Environment
c/- the Chief Executive, Office of Environment and Heritage
PO Box A290
SYDNEY SOUTH NSW 1232.

1 Applicant

An applicant for biodiversity certification must be a planning authority (e.g. a local council or the Director-General of the Department of Planning and Infrastructure). If this is a joint application from multiple planning authorities, each authority's details must be provided. The form provides fields for two planning authorities. Photocopy extra pages if more than two planning authorities are involved.

| Planning authority 1 | | | |
|--|--|----------|--|
| Name | | | |
| ABN | | | |
| Street address | | | |
| Address | | | |
| Town | | | |
| State | | Postcode | |
| Mailing address (if different from above) | | | |
| Address | | | |
| Town | | | |
| State | | Postcode | |
| Main contact | | | |
| Name | | | |
| Phone | | Mobile | |
| Fax | | Email | |
| Alternative contact | | | |
| Name | | | |
| Phone | | Mobile | |
| Fax | | Email | |

| Planning authority 2 (if applicable) | | | |
|--|--|----------|--|
| Name | | | |
| ABN | | | |
| Street address | | | |
| Address | | | |
| Town | | | |
| State | | Postcode | |
| Mailing address (if different from above) | | | |
| Address | | | |
| Town | | | |
| State | | Postcode | |
| Main contact | | | |
| Name | | | |
| Phone | | Mobile | |
| Fax | | Email | |
| Alternative contact | | | |
| Name | | | |
| Phone | | Mobile | |
| Fax | | Email | |

2 Other proposed parties to biodiversity certification

The applicant(s) may propose any other person or body to be a party or parties to the biodiversity certification. By signing section 13 of this application form, such a person or body consents to being made a party to the biodiversity certification. This form provides fields for two proposed parties. Photocopy extra pages if more than two parties are proposed.

| Proposed other party 1 (if applicable) | | | |
|--|--|----------|--|
| Name | | | |
| ABN | | | |
| Street address | | | |
| Address | | | |
| Town | | | |
| State | | Postcode | |
| Mailing address (if different from above) | | | |
| Address | | | |
| Town | | | |
| State | | Postcode | |
| Main contact | | | |
| Name | | | |
| Phone | | Mobile | |
| Fax | | Email | |
| Alternative contact | | | |
| Name | | | |
| Phone | | Mobile | |
| Fax | | Email | |
| Proposed other party 2 (if applicable) | | | |
| Name | | | |
| ABN | | | |
| Street address | | | |
| Address | | | |
| Town | | | |
| State | | Postcode | |
| Mailing address (if different from above) | | | |
| Address | | | |
| Town | | | |
| State | | Postcode | |
| Main contact | | | |
| Name | | | |
| Phone | | Mobile | |
| Fax | | Email | |
| Alternative contact | | | |
| Name | | | |
| Phone | | Mobile | |
| Fax | | Email | |

3 Proposed land for biodiversity certification

List all parcels of land proposed for biodiversity certification. The land proposed for biodiversity certification is the land proposed for future development. A map showing the boundaries of the biodiversity certification area is also required. Sections 4 and 5 deal with the area(s) of land conservation measures will be implemented on.

If any area of the land is identified as being in a 'red flag area' (see section 2.4 of the Biodiversity Certification Assessment Methodology), biodiversity certification cannot be conferred unless the Director General has determined that the impacts on the red flag area may be offset (a 'red flag variation').

| Location | |
|---|---|
| Name (if any) | |
| Total area proposed for certification (hectares) | |
| Title reference (lot and DP numbers and folio identifiers) | |
| Is a red flag variation(s) sought in accordance with section 2.4 of the Biodiversity Certification Assessment Methodology? (See explanatory text above.) | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| If 'yes', explain how the criteria in section 2.4.1 of the Biodiversity Certification Assessment Methodology will be met. | |
| What measures are proposed to mitigate the indirect impacts of biodiversity certification on biodiversity values (required under Chapter 6 of the Biodiversity Certification Assessment Methodology)? | |

Note: Attach separate documents including maps.

4 Conservation measures proposed to be implemented on land within the biodiversity certification assessment area

| |
|--|
| <input type="checkbox"/> There is no land in the biodiversity certification assessment area proposed for conservation measures (go to section 5) |
| <input type="checkbox"/> There is land in the biodiversity certification assessment area proposed for conservation measures (specify below) |

Specify the conservation measures proposed to be implemented on land in the biodiversity certification assessment area and list all parcels of land on which these conservation measures are proposed. A map showing the boundaries of the conservation measure area(s) is also required.

This form provides fields for two conservation measures. Photocopy extra pages if there are more than two conservation measures.

| Conservation measure (land within assessment area) 1 | |
|--|---|
| Type of conservation measure | |
| Party responsible for implementing the conservation measure (include name, contact details and ACN or ABN if corporation) | |
| Timing of implementation of conservation measure | |
| Property name and/or street address (if any) | |
| Number of hectares on which proposed conservation measure will apply | |
| Title reference (lot and DP numbers and folio identifiers) | |
| Is a biodiversity certification agreement proposed to secure the conservation measure? If 'yes', attach a copy of the draft agreement to this form. | <input type="checkbox"/> Yes <input type="checkbox"/> No |

| Conservation measure (land within assessment area) 2 | |
|---|---|
| Type of conservation measure | |
| Party responsible for implementing the conservation measure (include name, contact details and ACN or ABN if corporation) | |
| Timing of implementation of conservation measure | |
| Property name and/or street address (if any) | |
| Number of hectares on which proposed conservation measure will apply | |
| Title reference (lot and DP numbers and folio identifiers) | |
| <p>Is a biodiversity certification agreement proposed to secure the conservation measure?</p> <p>If 'yes', attach a copy of the draft agreement to this form.</p> | <input type="checkbox"/> Yes <input type="checkbox"/> No |

Note: If the conservation measure is a planning instrument, supply the relevant local environmental plan or development control plan, including zoning maps.

5 Conservation measures proposed to be implemented on land outside the certification assessment area (other than retirement of biodiversity credits and financial contributions)

| |
|---|
| <input type="checkbox"/> There is no land outside the biodiversity certification assessment area proposed for conservation measures (go to section 6) |
| <input type="checkbox"/> There is land outside the biodiversity certification assessment area proposed for conservation measures (specify below) |

Specify the conservation measures proposed to be implemented on land outside the biodiversity certification assessment area and list all parcels of land on which the conservation measures are proposed. A map showing the boundaries of the conservation measure area(s) is also required.

Do not include conservation measures involving the retirement of biodiversity credits or financial contributions here as these will be dealt with in sections 6 and 7 respectively.

This form provides fields for two conservation measures. Photocopy extra pages if there are more than two conservation measures.

| Conservation measure (land outside assessment area) 1 | |
|--|---|
| Type of conservation measure | |
| Party responsible for implementing the conservation measure (include name, contact details and ACN or ABN if corporation) | |
| Timing of implementation of conservation measure | |
| Property name and/or street address (if any) | |
| Number of hectares on which proposed conservation measure will apply | |
| Title reference (lot and DP numbers and folio identifiers) | |
| Is a biodiversity certification agreement proposed to secure the conservation measure? If 'yes', attach a copy of the draft agreement to this form. | <input type="checkbox"/> Yes <input type="checkbox"/> No |

| Conservation measure (land outside assessment area) 2 | |
|---|---|
| Type of conservation measure | |
| Party responsible for implementing the conservation measure (include name, contact details and ACN or ABN if corporation) | |
| Timing of implementation of conservation measure | |
| Property name and/or street address (if any) | |
| Number of hectares on which proposed conservation measure will apply | |
| Title reference (lot and DP numbers and folio identifiers) | |
| <p>Is a biodiversity certification agreement proposed to secure the conservation measure?</p> <p>If 'yes', attach a copy of the draft agreement to this form.</p> | <input type="checkbox"/> Yes <input type="checkbox"/> No |

6 Biodiversity credits proposed to be (purchased and) retired as a conservation measure

| |
|--|
| <input type="checkbox"/> There are no biodiversity credits to be retired as a conservation measure (go to section 7) |
| <input type="checkbox"/> There are biodiversity credits to be retired as a conservation measure (specify below) |

Specify the type of biodiversity credit and the number of credits to be retired. Specify who currently holds the credits. Photocopy extra pages if required.

| Type of credit (ecosystem/species) | Name of credit | Number of credits | Current credit holder (name and ID number) | Timing of purchase/retirement of credits* |
|------------------------------------|----------------|-------------------|--|---|
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Timing is determined by the Minister under section 126Y 2(b) of the *Threatened Species Conservation Act 1995*

7 Financial contribution proposed as a conservation measure and secured by a biodiversity certification agreement

There is no financial contribution proposed as a conservation measure (go to section 8)

There is a financial contribution proposed as a conservation measure (specify below)

List any financial contribution (other than special infrastructure contributions which are dealt with in section 8) proposed as a conservation measure.

| Conservation measure (financial contribution) | |
|---|---|
| Party responsible for providing financial contribution (include name, contact details and ACN or ABN if corporation) | |
| Date(s) by which financial contribution is proposed to be provided | |
| Number and type of credits used to calculate financial contribution | |
| Amount of financial contribution | |
| Number and type of credits to which financial contribution is equivalent | |
| Details of conservation measures proposed to be funded by the financial contribution | |
| Is a biodiversity certification agreement proposed to secure the financial contribution? If 'yes', attach a copy of the draft agreement to this application. | <input type="checkbox"/> Yes <input type="checkbox"/> No |

8 Special infrastructure contribution (SIC) proposed as a conservation measure

| |
|---|
| <input type="checkbox"/> There is no SIC proposed as a conservation measure (go to section 9) |
| <input type="checkbox"/> There is a SIC proposed as a conservation measure (specify below) |

| Special infrastructure contribution (SIC) | |
|---|--|
| Details of SIC area declaration and Minister for Planning and Infrastructure's SIC determination | |
| Amount of SIC to be dedicated to conservation measures for the purposes of biodiversity certification | |
| Number and type of credits to which SIC is equivalent | |
| Estimated timing of SIC collection into SIC Fund (including commencement of SIC collection and estimated collection rate) | |
| Estimated timing of SIC payments out of SIC fund for the purpose of funding conservation measures | |
| Details of conservation measures proposed to be funded by the SIC | |

Note: Please attach evidence of support from Director-General of the Department of Planning and Infrastructure

9 Credit summary

List the type and number of all ecosystem and species credits required for the land where biodiversity certification is proposed. Against each required credit type, list the number and type of credits to be created by the proposed conservation measures which are suitable to offset that particular credit type. Photocopy extra pages if required.

| Type of credit required for the land where biodiversity certification is proposed | Name of credit and details of credit profile | Number of credits required for land proposed for certification (A) | Type of credit (or equivalent \$) created by proposed conservation measure | Number of credits created by proposed conservation measure (B) | Conservation measure(s) by which credits will be created | Surplus/deficit of credits (B – A) | Biodiversity Conservation Assessment Methodology section 10 variation requested? (Yes/No) |
|---|--|--|--|--|--|------------------------------------|---|
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10 Documentation required to be attached

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| <input type="checkbox"/> Biodiversity certification strategy |
| <p>The biodiversity certification strategy must detail:</p> <p><input type="checkbox"/> land proposed for biodiversity certification</p> <p><input type="checkbox"/> land proposed for biodiversity conservation</p> <p><input type="checkbox"/> proposed conservation measures</p> <p><input type="checkbox"/> parties to the biodiversity certification</p> <p>Both hard copies and electronic copies (on CD) of all information are required.</p> |
| <input type="checkbox"/> Biodiversity certification assessment report |
| <p>The assessment report should cover all land in the biodiversity certification area and all land proposed for conservation measures.</p> <p>Both hard copies and electronic copies (on CD) of all information are required.</p> |
| <input type="checkbox"/> Biodiversity certification agreement(s) |
| <p>Attach any draft or executed biodiversity certification agreements that relate to the conservation measures proposed in this form.</p> |

11 Public notification – OEH Office Use Only

This section is to be completed after the application form has been submitted and notification requirements have been met.

| | |
|--|---|
| Name of newspaper where notification published | |
| Date of publication | |
| Start date of notification period | |
| End date of notification period | |
| Public submission response report provided? | <input type="checkbox"/> Yes <input type="checkbox"/> No |

12 BioBanking Assessor declaration

| | |
|----------------------|--|
| Name | |
| Accreditation number | |
| Declaration | <p>I declare that all information supplied in relation to the biodiversity certification assessment complies with the Biodiversity Certification Assessment Methodology and, where applicable, the BioBanking Assessment Methodology.</p> <p>I understand that I am personally accountable for the validity of all data collected and analysis performed and that I have adequately supervised all support team members for this assessment.</p> <p>I have undertaken this assessment within the terms of my accreditation as a BioBanking Assessor and have adhered to the BioBanking Assessor code of conduct.</p> |
| Signature | |

13 Consent of other proposed parties

Photocopy extra pages if there are more than three other proposed parties

| | |
|-----------|--|
| Name | |
| Consent | In accordance with s. 126Z(2)(b), I consent to being made a party to the biodiversity certification. |
| Signature | |

| | |
|-----------|--|
| Name | |
| Consent | In accordance with s. 126Z(2)(b), I consent to being made a party to the biodiversity certification. |
| Signature | |

| | |
|-----------|--|
| Name | |
| Consent | In accordance with s. 126Z(2)(b), I consent to being made a party to the biodiversity certification. |
| Signature | |

14 Signature(s) of the planning authority(s)

This application should be signed by the legal representative(s) of the planning authority or authorities). The various ways in which the application may be signed, and the people who may sign the application, are set out in the categories below.

| Planning authority | Application is signed and certified by |
|--|--|
| <input type="checkbox"/> A local council | <input type="checkbox"/> The general manager (or delegate) in accordance with s.377 of the <i>Local Government Act 1993</i> (LG Act), or <input type="checkbox"/> The seal of the council being affixed in a manner authorised under the LG Act |
| <input type="checkbox"/> Minister for Planning | <input type="checkbox"/> Minister for Planning and Infrastructure, or <input type="checkbox"/> Delegate of the Minister for Planning and Infrastructure |
| <input type="checkbox"/> Director-General of the Department of Planning and Infrastructure | <input type="checkbox"/> Director-General of the Department of Planning and Infrastructure, or <input type="checkbox"/> Delegate of the Director-General of the Department of Planning and Infrastructure |
| <input type="checkbox"/> Other (specify) | |

I/we:

- apply to the Minister administering the *Threatened Species Conservation Act 1995* for biodiversity certification of land identified in section 3 of this form, and
- include particulars of the biodiversity certification strategy, and
- declare that the information in this biodiversity certification application (including any attachments) is not false or misleading in any material particular.

Photocopy extra pages if there are more than four signatories.

| | | | |
|-----------|--|-----------|--|
| Signature | | Signature | |
| Name | | Name | |
| Position | | Position | |
| Date | | Date | |

| | | | |
|-----------|--|-----------|--|
| Signature | | Signature | |
| Name | | Name | |
| Position | | Position | |
| Date | | Date | |

Affix common seal (if signing under seal)

15 Lodging the application

Once completed and signed, send the application with all supporting documentation to:

Minister for the Environment
c/- the Chief Executive, Office of Environment and Heritage
PO Box A290
SYDNEY SOUTH NSW 1232.

Published by:
Office of Environment and Heritage
Department of Premier and Cabinet
59–61 Goulburn Street, Sydney
PO Box A290, Sydney South 1232
Phone: (02) 9995 5000 (switchboard)
Phone: 131 555 (environment information and publications requests)
TTY: (02) 9211 4723
Fax: (02) 9995 5999
Email: info@environment.nsw.gov.au
Website: www.environment.nsw.gov.au

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