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EDO NSW EBULLETIN – 30 June 2017: Number 1012

The EDO NSW eBulletin is a free weekly bulletin that includes news, events, public notices and opportunities for public comment listed in our online resource [Have Your Say](#).

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EDO NSW News and Events

Last chance to donate this financial year

Recently we've been celebrating the remarkable achievements of our clients – community heroes like [Wendy Bowman](#), the [Bulga Milbrodale Progress Association](#), and the many, many individuals and organisations that EDO NSW works with every day to protect our environment through law.

We depend on the generosity of our donors to ensure that we can keep providing expert legal and scientific advice without fear or favour.

If you have already donated, thank you! If not, please consider making a [tax-deductible donation to our Environmental Defence Fund](#) by Friday to claim a deduction in this financial year, and help us put the power back into the hands of the community.

[Donate online now »](#)

We're looking for a new Chief Executive Officer

You may have heard through the grapevine that our current CEO Sue Higginson will be leaving us later in the year.

So we're looking for a dynamic and energetic person to be our new CEO and guide our work in public interest environmental law.

If you know of someone who would be perfect for the role, please forward them [details about this position](#). Applications close Monday 10am on 17 July 2017.

[Read the position description and how to apply »](#)

Sue says: “This is not goodbye just yet. I am still around for a while as I am not going until my replacement begins. But after over a decade of working with this brilliant institution and all of the wonderful people that I have had the privilege of working with, it is time for me to move on.”

We’ll keep you posted on the timing of Sue’s leaving and who and when her replacement will be joining the EDO NSW team. There’ll be time then to wish Sue all the best for the future. In the meantime, why not [watch Sue in full flight](#) defending our important work on The Drum, ABC, in October last year.



[Sue appearing on The Drum](#), ABC, in October last year. If you didn’t catch the show, you can still [watch it online](#).

Community Workshop in Lue – Mining and the law: What you need to know and how to have your say

We’ll be holding a free workshop in Lue explaining how the community can have their say about the proposed Bowdens Silver Project. The workshop will include information about:

- The legal process for the assessment of mining developments
- The requirements for environmental assessment of the project
- How the community can have their say through the development assessment process and Community Consultative Committee

Please bring a plate to share.

When: Tuesday 15 August 2017, 5:30-8pm

Where: Lue Public School, Swanston Street, Lue

[Read more and register »](#)

Biodiversity law update

The public exhibition of the latest round of draft regulations and instruments for the NSW Government's biodiversity and land clearing laws has now concluded.

The new regime is due to commence on **Friday 25 August 2017**, despite there being certain components that have not been finalised.

We will continue to provide feedback on the aspects of the new regime that are still being developed, and we'll continue to work with communities concerned about the new laws.

Keep an eye on future eBulletins for updates on our ongoing biodiversity and native vegetation law reform and outreach work.

[Check out all our resources about the new laws »](#)

Court and Compliance Watch

Freight company and truck driver fined for unsafe transport of goods

The NSW Land and Environment Court has fined Stockwell International Pty Ltd and Darren Hill for offences relating to transporting dangerous goods unsafely.

Stockwell International was fined \$84,000 and ordered to pay costs of \$27,000 and Darren Hill was fined \$2,800 and ordered to pay costs as agreed or assessed.

[Read more »](#)

Energy company fined for water pollution

The NSW Environment Protection Authority has fined Viva Energy Australia \$15,000 for water pollution.

The company allowed waste water from its Durham St facility in Rosehill to flow into Duck River which eventually drains into Sydney Harbour. The EPA stated that, while the environmental impact was minimal, the incident could have been avoided through proper work practices.

[Read more »](#)

Law Reform and Policy Watch

Recent EDO submissions and reports

- [NSW biodiversity and land management reforms draft regulations and products](#), EDO NSW submission
- [Australia's Climate Change Policy Review](#), EDOs of Australia submission
- [Inquiry into National Water Reform](#), EDOs of Australia submission
- [Inquiry into the rehabilitation of mining and resources projects as it relates to Commonwealth responsibilities](#), EDOs of Australia submission
- [Draft State Environmental Planning Policy \(Education Establishments and Child Care Facilities\) 2017](#), EDO NSW submission

- [State Environmental Planning Policy \(Infrastructure\) Amendment \(Review\) 2016](#), EDO NSW submission
- [Greater Sydney Commission's draft *Towards Our Greater Sydney 2056*](#), EDO NSW submission
- [NSW Marine Estate Threat and Risk Assessment Draft Report](#), EDO NSW submission

Read all of our law reform submissions and briefing papers [on our website](#).

New legislation introduced to Parliament

[Australian Parliament](#)

- *No new relevant bills have been introduced into Parliament since the last eBulletin*

[NSW Parliament](#)

- *No new relevant bills have been introduced into Parliament since the last eBulletin*

Local Environmental Plan tracking

- [Ku-Ring-Gai](#) – Reclassification of land on Mona Vale Rd, St Ives, from community to operational.
- [Parramatta](#) – Amendment of land on Hassall St to facilitate a high density mixed use development.
- [Forbes](#) – Rezoning land at Brooke Street from general industrial to general residential.
- [Northern Beaches](#) – Reclassifying land at Wakehurst Parkway from community to operational.
- [Orange](#) – Rezoning land on Molong Rd, Orange, to increase residential density.
- [Blayney](#) – Rezoning land on Forest Reefs Rd, Millthorpe, to facilitate a residential village.

To access the LEP tracking system, visit the Department of Planning and Environment [website](#). Read more about LEPs in our [Fact Sheets](#). Visit your [local council's website](#) to see if there are any planning proposals or LEP changes open for public comment.

Have Your Say Alerts – Opportunities to Comment

This eBulletin provides alerts for opportunities to comment on changes to law and policy, and activities that may impact the environment in your area. For a

comprehensive list of current opportunities to have your say on a range of environment and planning matters, visit our [Have Your Say site](#).

This online resource [also helps the community to effectively engage](#) with decision-makers and [request a workshop](#) for your community. We are always trying to improve our community resources and are currently seeking feedback on the effectiveness of Have Your Say. You can help us out by [checking out the site](#) and [completing a short three-question survey](#).

Consultations

- **Land Release and Housing Supply in NSW**

The NSW Parliament Committee on Environment and Planning is calling for public submissions on Land Release and Housing Supply in NSW.

The inquiry will focus on a number of issues, including resourcing of the Department of Planning and Environment, and the roles of state authorities, local councils and utilities in the land release and housing supply process.

Submissions are invited until Tuesday 1 August 2017.

[Read more and have your say »](#)

- **Commuter Car Parking in New South Wales**

The NSW Parliament Committee on Transport and Infrastructure is calling for public submissions on commuter car parking in NSW, including the effectiveness of current policies and programs, processes for selecting the location of commuter car parks, and consideration of alternative modes of first mile/last mile travel, including point to point transport, active transport and on demand buses.

Submissions are invited until Friday 4 August 2017.

[Read more and have your say »](#)

- **Australia's Antarctic Territory**

The Australian Parliament Joint Standing Committee on the National Capital and External Territories is calling for public submissions on its inquiry into the adequacy of Australia's infrastructure assets and capability in Antarctica.

Environment is one of five considerations set out in the inquiry's terms of reference.

Submissions are invited until Friday 11 August 2017.

[Read more and have your say »](#)

- **Environment and Infrastructure Legislation Amendment (Stop Adani) Bill 2017**

The Australian Senate Environment and Communications Legislation Committee is calling for public submissions on the *Environment and Infrastructure Legislation Amendment (Stop Adani) Bill 2017*.

The Bill seeks to address issues related to the Adani Mine, and to strengthen environmental law and provide for review of Adani's existing approval.

Submissions are invited until Friday 14 July 2017.

[Read more and have your say »](#)

- **Revised Sydenham to Bankstown Corridor Strategy**

The NSW Department of Planning & Environment is calling for public submissions on a revised Sydenham to Bankstown Corridor Urban Renewal Corridor Strategy.

The initial draft Strategy was released in October 2015. The revised Strategy addresses the feedback received from public submissions, community workshops, meetings, and additional technical studies.

Submissions are invited until Thursday 3 August 2017.

[Read more and have your say »](#)

- **Landfill gas method**

The Australian Department of the Environment and Energy is calling for public submissions on the crediting period extension review of the Carbon Credits (Carbon Farming Initiative-Landfill Gas) Methodology Determination 2015.

Submissions are invited until Tuesday 11 July 2017.

[Read more and have your say »](#)

- **Threatened Species and Endangered Ecological Community Listings**

- *No new listings have been placed on exhibition since the last eBulletin.*

For a full listing of threatened species and endangered ecological community listings currently open for public comment, visit the [NSW Office of Environment and Heritage website](#) and the [Australian Department of the Environment website](#).

- **Fisheries assessments**
 - [Abrolhos Coral and Live Rock operation \(WA\)](#) – Application for existing stocks wildlife trade operation – Submissions invited until Wednesday 26 July 2017.

For a full listing of fisheries assessments currently open for public comment, visit the [NSW Department of Primary Industries website](#) and the [Australian Department of the Environment website](#).

Major Project proposals: Invitation to comment

- [Minto](#) – Increase in operating capacity of Bingo Minto resource recovery facility – Submissions invited until Monday 14 August 2017.
- [Cudgen](#) – Increase in the annual rate of sand extraction, Tweed Sand Quarry – Submissions invited until Monday 31 July 2017.
- [Surfers Paradise](#) – Modification to Kings Forest Residential Subdivision for Koala management – Submissions invited until Friday 28 July 2017.
- [Pyrmont](#) – Modifying design and change of use of maritime facilities, Bank Street – Submissions invited until Friday 11 August 2017.
- [Thredbo](#) – Development of mountain bike trails – Submissions invited until Thursday 27 July 2017.
- [Sydney](#) – Sydenham Station and precinct works for Sydney Metro City & Southwest, Chatswood to Sydenham – Submissions invited until Wednesday 9 August 2017.
- [Sydney](#) – Modifications to Martin Place Metro Station for Sydney Metro City & Southwest, Chatswood to Sydenham – Submissions invited until Wednesday 26 July 2017.
- [Maitland](#) – Developer monetary contribution, Wallis St, East Maitland (Diocese of Newcastle) – Submissions invited until Friday 7 July 2017.
- [Smiggin Holes](#) – Repairs and maintenance to Snow Country Ski Club – Submissions invited until Friday 7 July 2017.

For a full listing of major project proposals currently open for public comment, visit the Department of Planning and Environment's [website](#). To learn more about the planning process for major projects, read our [Fact Sheet](#) on State Significant Development and State Significant Infrastructure.

EPBC Referrals: Invitation to comment

- [Boddington, WA](#) – Hotham bauxite mining extension – Submissions invited until Tuesday 11 July 2017.
- [Miles, QLD](#) – Columboola solar farm development – Submissions invited until Tuesday 11 July 2017.
- [Julia Creek, QLD](#) – Development of Saint Elmo vanadium mine – Submissions invited until Tuesday 11 July 2017.
- [Ulan, NSW](#) – Modifications to improve the efficiency and safety of Moolarben Coal Complex – Submissions invited until Monday 10 July 2017.

- [Newcastle, NSW](#) – Fort Wallace Residential Development Proposal – Submissions invited until Thursday 6 July 2017.

Referrals under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) can be viewed on the Australian Environment Department's [website](#). To learn more, read our [Fact Sheet on the EPBC Act](#).

Plans of Management: Invitation to comment

- **Upper Nepean State Conservation Area draft plan**

The National Parks and Wildlife Service is calling for public submissions on the Upper Nepean State Conservation Area Draft Plan of Management. The draft plan provides the community with the opportunity to have a say in the future management directions for the Upper Nepean State Conservation Area, located in the upper catchment of the Nepean River between Wilton, Mittagong and Robertson.

Submissions are invited until Monday 25 September 2015.

[Read more and have your say »](#)

- **Morton State Conservation Area draft plan**

The National Parks and Wildlife Service is calling for public submissions on the Morton State Conservation Area Draft Plan of Management. The draft plan provides the community with the opportunity to have a say in the future management directions for the Morton State Conservation Area, located on the south coast of New South Wales, 17 kilometres west of Nowra on the southern side of the Shoalhaven River.

Submissions are invited until Monday 25 September 2015.

[Read more and have your say »](#)

The full listing of plans of management for protected areas can be viewed on the [Office of Environment and Heritage website](#). To learn more about the Plans of Management, see our [Fact Sheet on Protected Areas](#).

New Coal and Petroleum Exploration Licence Applications

- *No new coal or petroleum exploration licence applications have been listed since the last eBulletin.*

To view current coal and petroleum (including CSG) exploration licence applications and approvals, visit the Minerals and Petroleum [website](#). The [NSW Government Gazette](#) also contains a list of all exploration and mining lease applications and determinations. Public comment can be made on coal and petroleum (including

CSG) exploration licence applications on the Minerals and Petroleum [website](#). To learn more, read the EDO NSW publication [Mining Law in NSW: A guide for the community](#).

Community News

New this week

Workshop on shared spaces in Greater Sydney

The Greater Sydney Commission is holding a 'community challenge' workshop on how to maximise the effective use of shared spaces in Sydney, and how to open up private spaces for shared public uses.

The workshop aims to bring together big thinkers, experts, practitioners and passionate Sydneysiders to explore some of the big opportunities to grow and improve Greater Sydney.

The workshops will also be available online.

When: Saturday 22 July 2017

Where: Bicentennial Park

[Read more »](#)

Workshop on active transport in Greater Sydney

The Greater Sydney Commission is holding a 'community challenge' workshop on how best to encourage walking and cycling for short trips to reduce congestion on public transport and help create a more liveable city.

The workshop aims to bring together big thinkers, experts, practitioners and passionate Sydneysiders to explore some of the big opportunities to grow and improve Greater Sydney.

The workshops will also be available online.

When: Saturday 29 July 2017

Where: Bicentennial Park

[Read more »](#)

The Critical Atmosphere: CASANZ conference 2017

Early bird registrations for the CASANZ conference 2017 close this week.

The conference will examine the effects of climate change on human health and wellbeing and our capacity to effectively control and regulate air pollution.

Early bird registrations close on Sunday 2 July 2017.

When: Sunday 15 to Wednesday 18 October 2017

Where: Pullman Hotel, Brisbane

[Read more »](#)

Key roles at environment and planning agencies

A number of key positions are currently being advertised at NSW environment and planning agencies:

- Department of Planning and Environment: [Director Performance and Accountability](#); [Chief Compliance Officer Central & North Coasts](#); [Principal Energy Advisor](#); [Director Energy Programs](#); and [Manager Property Research & Land Use Forecasting](#).
- Office of Environment and Heritage: [Director, Parkland Development & Strategy](#).
- NSW Environment Protection Authority: [Senior Operational Policy Officer](#).
- National Parks & Wildlife Service: [Senior Team Leader, Strategy & Policy](#).

[More NSW environment positions »](#)

From last week

2017 NSW Coastal Conference

Registrations are now open for the 26th annual NSW Coastal Conference.

With the theme "The Next Wave", conference sessions will focus on the new coastal management framework.

When: Wednesday 8 to Friday 10 November 2017

Where: Shoal Bay Country Club, Port Stephens

[Read more »](#)

The Age of Consequences film screening

Sustainable Business Australia is hosting a free screening of The Age of Consequences; a film that investigates the role of climate change as an "accelerant of instability".

The documentary looks at how climate change exacerbates catalysts for conflict. The film looks at how extreme weather events can have grave implications for the peace and security in the 21st century. The screening will be followed by a panel discussion.

When: Monday 10 July 2017, 6-8pm

Where: Auditorium, University of Sydney, Business School, H70, Abercrombie St & Codrington St, Sydney

For more information contact (02) 8267 5782 or sba@sba.asn.au.

Future Ready: Rehabilitation, project closure and decommissioning seminar series

Governments around Australia are looking to tighten regulatory arrangements for ensuring adequate rehabilitation is carried out when projects are abandoned or closed.

This Norton Rose Fulbright seminar series explores the tightening of regulatory arrangements for rehabilitation when projects are abandoned or closed. Environment and Planning experts will examine proposed changes to regulatory and policy arrangements for project closure and decommissioning, and for securing compliance with rehabilitation obligations.

For further information contact [Sarah Taripo](#).

When: Tuesday 25 July 2017, 7:45am

Where: Level 18, Grosvenor Place, 225 George Street, Sydney

[Register »](#)

Summary report on outfalls around coastal Australia

The Clean Ocean Foundation has released its community summary into outfalls around coastal Australia. The summary is part of the National Outfall Database produced by the Clean Ocean Foundation for the Marine Biodiversity Hub.

The Foundation is also asking recreational water users to take part in an online survey.

[Read more »](#)

Australasian Groundwater Conference

The theme of the Australasian Groundwater Conference 2017 is 'Groundwater Futures: Science to Practice'. The plenary session on day 3 will be on groundwater and the law.

When: Tuesday 11 to Thursday 13 July 2017

Where: UNSW, Sydney

[Read more »](#)

Support EDO NSW

Help us help community heroes

Every day, our dynamic public interest environmental law experts help communities in Australia and across the Pacific protect our environment through law. Those communities need us, and we need you!

Please make your end of financial year tax-deductible donation to our [Environmental Defence Fund](#).

Other ways you can help us defend the environment

You can have an even greater impact by becoming a [Friend of the EDO](#). Our regular donors are an invaluable source of funding and help us ensure we are ready to respond when the community needs our help.

Visit [our website](#) for even more ways to support our work.

Environmental Defender

Read more about how your support can help protect the environment in the latest edition of our supporter newsletter, [Environmental Defender](#).

EDO NSW has been providing critical legal support to NSW communities for 30 years. We are the only legal centre in NSW specialising in public interest environmental issues.

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