



Memorandum

TO	Healthy Floodplains Review Committee
MEETING	8
FROM	<p>██████████ Manager Floodplain Harvesting Natural Resources Access Regulator Department of Planning, Industry & Environment</p>
DATE	6 November 2019
SUBJECT	ROI G095 – submission concerning ineligibility of certain works

Issues

ROI G095 has been assessed and determined to be eligible for further floodplain harvesting consideration. The registrant, Mr ██████████, has engaged Western Land Planning to make a submission on his behalf requesting amendment of his Water Infrastructure Plan to:

- Increase the volume attaching to an eligible water storage,
- Include certain proposed works that the department has deemed not to be eligible.

Western Planning has since provided additional documentation for further consideration by the Healthy Floodplains Review Committee (HFP RC) seeking final determination for eligible works as per the NSW Floodplain Harvesting Policy.

Background

- Submission to the Review Committee in November 2018
- Information presented to members of the Review Committee on 30 August 2019
- First HFP RC panel meeting held on 30 August 2019:
 - discussed issue of eligibility
 - received feedback from ██████████ (applicant)
 - requested additional information to be submitted
- Requested information has already been sought and sent to HFP committee, attachment 6 distributed on 23 September 2019.
- Current meeting (#8) to discuss the new information for the purposes of making a recommendation and reaching a resolution.

Submission evaluation

In an email (Attachment 1) dated 24 September 2019, Western Land Planning had provided additional documentation for consideration (Attachment 2-5). The issues are analysed as below.

1. Issue

The exterior walls of the proposed storages are authorised by floodwork approval ██████████ but not the storages per se. This approval was formerly controlled work approval ██████████. The application was lodged on 29 July 1985, approved on 24 September 2012 and converted to a floodwork on 21 September 2015. The application was for a levee and made no mention of water storages. At the previous meeting, the review committee requested NRAR to seek the original

application from archive to further consider the submission at hand. NRAR has sought the originally application and provided the information to the panel, which contains all information to make a decision against the policy.

Analysis:

No new issues for consideration have been tabled in addition to the original submission. At the previous meeting held on 30 August 2019, the review committee required further information in order to make a recommendation on the eligibility of storages in question. The purpose of this meeting is for the panel to consider the information in the original application and provide a recommendation for eligibility of the storage in question.

Recommendation:

In respect of the floodwork at the centre of this submission, review of the original application sought from archive demonstrates that there has not been any mention of storages in this application. The previous recommendation provided by the department still stands.

Consultation:

No consultation has been undertaken since the last meeting.

[REDACTED]
Manager Floodplain Harvesting

Attachments:

1. Email_NSW DPIE_25 Sept 2019
2. GIPA ref 25.2145_001.pdf; Department of Water and Energy – Licencing Check List; License Number: [REDACTED] referring to the Engineering Assessment - [REDACTED] 29/06/12.
3. GIPA ref 12.2131_001.pdf; Department of Water and Energy – Memorandum (2008) from [REDACTED], Principle Licensing Officer, Licensing North Water Management RE Engineering sign off and assignment of rights.
4. GIPA Rf 18.2137_001.pdf ; Application Under Part 8 Part of the Water Act Engineering Assessment and POW referencing two storages 1400ML & 2100ML.
5. a) Email date 19-09-19; SMK correspondence and development POW referencing the 1400ML and 2100ML storage dated April 1999.
b) [REDACTED] Overall Layout Apr 1999.VCD
6. File [REDACTED]