



Approval

Googong Township Urban Development and Associated Infrastructure, NSW – EPBC 2011/5829

This decision is made under sections 130(1) and 133 of the *Environment Protection and Biodiversity Conservation Act 1999*.

Proposed action

person to whom the approval is granted Googong Development Corporation

proponent's ABN 83 104 332 523

proposed action To develop the Googong township subdivision, urban development works and the Googong Township Water Cycle Project in the Queanbeyan and Palerang local government areas, NSW; as described in the referral received by the department on 3 February 2011 [See EPBC Act referral 2011/5829].

Approval decision

Controlling Provision	Decision
Listed threatened species and communities (sections 18 & 18A)	Approved
Commonwealth land (sections 26 & 27A)	Approved

conditions of approval

This approval is subject to the conditions specified below.

expiry date of approval

This approval has effect until 31 May 2041.

Decision-maker

name and position Fiona Beynon
A/g Assistant Secretary
Environment Assessment Branch

signature

date of decision 19 May 2011

Conditions attached to the approval

1. The person taking the action must prepare and submit a Pink-tailed Worm-lizard Protection and Management Plan for the Minister's approval for the protection of Pink-tailed Worm-lizard (*Aprasia parapulchella*). The plan must include:
 - i. details of the establishment of the Pink-tailed Worm-lizard Conservation Area;
 - ii. management measures to mitigate construction impacts;
 - iii. measures for the management of the Pink-tailed Worm-lizard Conservation Area for before and after the conservation area's dedication to Queanbeyan City Council or other appropriate authority;
 - iv. maps showing fences and other infrastructure;
 - v. details of legal mechanisms to protect the conservation area in perpetuity; and
 - vi. provision for public comment on the draft plan.

The plan must be submitted to the Minister for written approval within 6 months of the date of this approval.

The person taking the action must not commence construction within 50 metres of Pink-tailed Worm-lizard habitat until the Minister has approved the plan.

The approved Pink-tailed Worm-lizard Protection and Management Plan must be implemented.

2. To prevent impacts on listed threatened species and ecological communities, and the environment on Commonwealth land, the person taking the action must prepare and submit a Googong Foreshores Interface Management Strategy for the Minister's approval. The strategy must include measures to:
 - i. Induct construction workers and contractors about requirements to protect threatened species and the environment on Commonwealth land;
 - ii. Provide indicative environmental management checklists to assist with monitoring the implementation of environmental management obligations during construction works;
 - iii. Establish and maintain fences;
 - iv. Identify and implement erosion and sedimentation control measures;
 - v. Identify and implement appropriate weed hygiene measures;
 - vi. Protect and maintain the Googong Foreshores buffer area;
 - vii. Provide details of financial contributions for the publishing, monitoring and review of the Googong Foreshores Plan of Management;
 - viii. Provide details of financial contributions for capital and recurrent costs associated with the implementation of the Googong Foreshores Plan of Management;
 - ix. Manage community and water supply impacts, including measures from the Queanbeyan Local Environment Plan (Googong) 2009;
 - x. Provide details of an environmental education program, which must include information about the protection of water quality in the Googong reservoir;
 - xi. Indicate timing and frequency of monitoring to determine impacts and effectiveness of mitigation measures;
 - xii. Provide performance indicators, specifying outcomes to be achieved and reports of compliance at key milestones;
 - xiii. Undertake corrective actions if management measures are not achieved;
 - xiv. Clearly state the person or persons responsible for each management measure; and
 - xv. Provide details of how the area to be managed under the Googong Foreshores Interface Management Strategy will be managed in perpetuity.

The area to be managed under the Googong Foreshores Interface Management Strategy is defined by Figure 1 at Appendix 1. This map must be included in the Googong Foreshores Interface Management Strategy.

The person taking the action must not commence construction of neighbourhoods 1B, 4 or 5, as defined by Figure 8 at Appendix 2, until the Minister has approved the strategy.

The approved Googong Foreshores Interface Management Strategy must be implemented.

3. Following approval of the Googong Foreshores Interface Management Strategy and prior to the commencement of construction of neighbourhoods 1B or 5, the person taking the action must establish a committee that would oversee the implementation of the Googong Foreshores Interface Management Strategy and:
 - i. Invite relevant stakeholders to sit on the committee, including representatives from relevant government agencies;
 - ii. Call committee meetings in May and November of each year to consider and determine responses to issues associated with implementation of the Googong Foreshores Interface Management Strategy until all its obligations under the Googong Foreshores Interface Management Strategy have been met and land subdivision and water cycle project works have been completed;
 - iii. Ensure the committee meets at least once per year;
 - iv. Chair all meetings of the committee and circulate minutes to all representatives and the Minister; and
 - v. Oversee the annual review of the Googong Foreshores Interface Management Strategy as required by condition 6.
4. To prevent impacts on the Hoary Sunray (*Leucochrysum albicans* var. *tricolor*) during construction, the person taking the action must fence and sign 'no go areas' of Hoary Sunray habitat in the vicinity of the Bulk Water Pumping Station and existing ACTEW Googong Water Treatment Plant.
5. Within 30 days from the commencement of the action, the person taking the action must advise the department in writing of the actual date of commencement.
6. Within three months of every 12 month anniversary of the commencement of the action, the person taking the action must publish a report on their website addressing compliance with each of the conditions of this approval, including implementation of any management plans and strategies as specified in the conditions. Documentary evidence providing proof of the date of publication and non-compliance with any of the conditions of this approval must be provided to the department at the same time as the compliance report is published.
7. Upon the direction of the Minister, the person taking the action must ensure that an independent audit of compliance with the conditions of approval is conducted and a report submitted to the Minister. The independent auditor must be approved by the Minister prior to the commencement of the audit. Audit criteria must be agreed to by the Minister and the audit report must address the criteria to the satisfaction of the Minister.
8. If the person taking the action wishes to carry out any activity otherwise than in accordance with the plan or strategy referred to in conditions 1 and 2, the person taking the action must submit for the Minister's written approval a revised version of any such plan or strategy. The varied activity shall not commence until the Minister has approved the varied plan or strategy in writing. If the Minister approves such a revised plan or strategy, that plan or strategy must be implemented in place of the plan or strategy originally approved. Unless the Minister has approved the revised plan or strategy, then the person taking the action must continue to implement the plan or strategy originally approved, referred to in conditions 1 and 2.
9. If the Minister believes that it is necessary or convenient for the better protection of listed threatened species and communities and Commonwealth land to do so, the Minister may request that the person taking the action make specified revisions to the plan or strategy approved pursuant to conditions 1 and 2 and submit the revised plan or strategy for the Minister's written approval. The person taking the action must comply with any such request. The revised approved plan or strategy must be implemented. Unless the Minister has approved the revised plan or strategy, then the person taking the action must continue to implement the plan or strategy originally approved, referred to in conditions 1 and 2.
10. If, at any time after five (5) years from the date of this approval, the person taking the action has not substantially commenced the action, then the person taking the action must not substantially commence the action without the written agreement of the Minister.
11. The person taking the action must maintain accurate records substantiating all activities associated with or relevant to the conditions of approval, including measures taken to implement the management plan or strategy required by this approval, and make them available upon request to

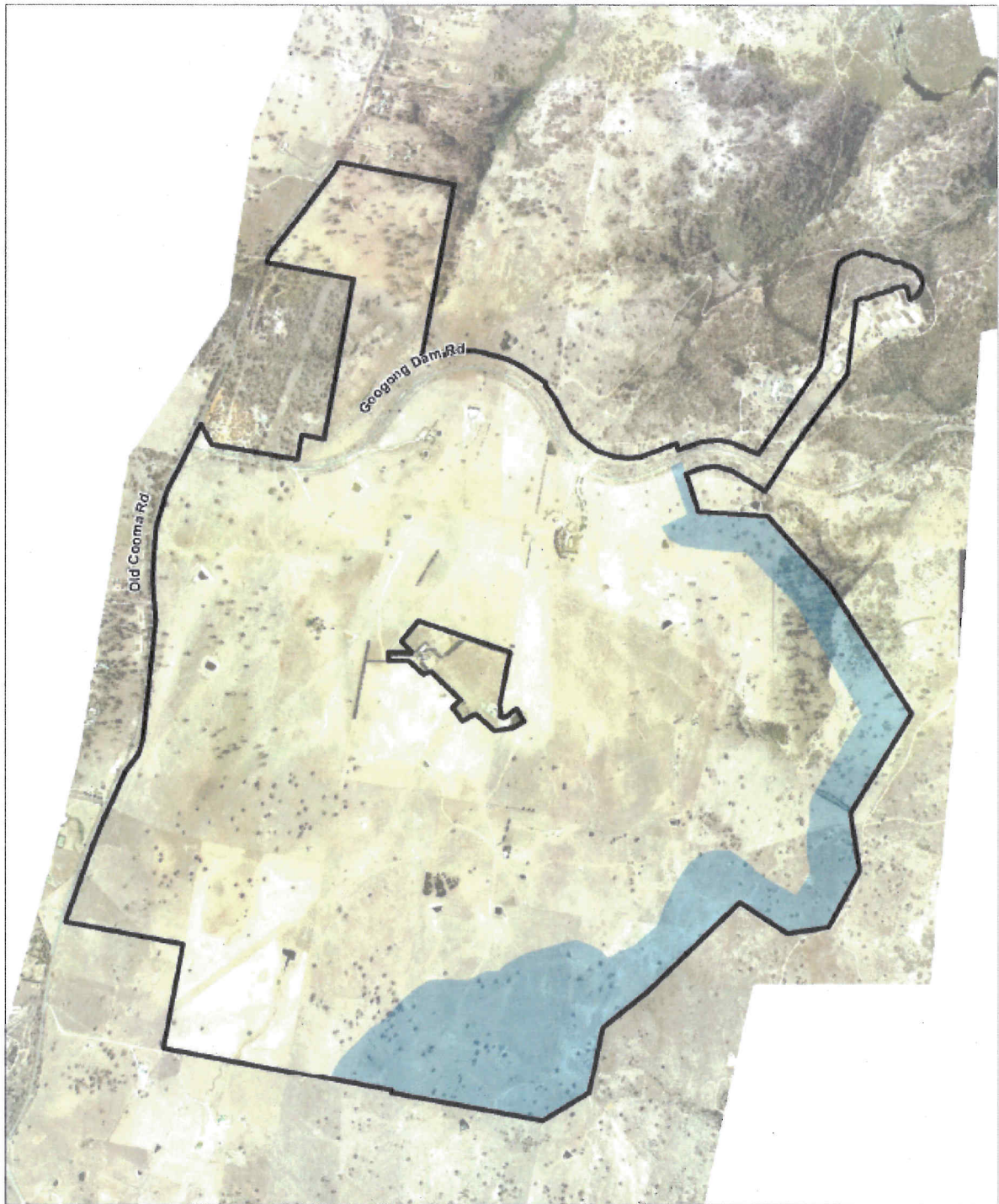
the department. Such records may be subject to audit by the department or an independent auditor in accordance with section 458 of the *Environment Protection and Biodiversity Conservation Act 1999*, or used to verify compliance with the conditions of approval. Summaries of audits will be posted on the department's website. The results of audits may also be publicised through the general media.

12. Unless otherwise agreed to in writing by the Minister, the person taking the action must publish all management plans or strategies (however described) referred to in these conditions of approval on their website. Each plan or strategy must be published on the website within one (1) month of being approved.

Definitions

- a) department – the Australian Government department responsible for the *Environment Protection and Biodiversity Conservation Act 1999*.
- b) Minister – the Minister administering the *Environment Protection and Biodiversity Conservation Act 1999*.
- c) construction – includes any preparatory works required to be undertaken including clearing vegetation, the erection of any onsite temporary structures and the use of heavy duty equipment for the purpose of breaking the ground for buildings or infrastructure.
- d) commencement – the construction of any infrastructure, excluding fences and signage, associated with the proposed action.
- e) Pink-tailed Worm-lizard habitat – habitat as identified in Figure 13 at Appendix 3 as being very high, high or moderate Pink-tailed Worm-lizard (*Aprasia parapulchella*) habitat.

Appendix 1





Googong Commonwealth referral

Proponent: CIC Australia

Date: 29 April 2011

Drawing no.: 09096g_epbc_fig1

Source: Brown Consulting

-  Proposed action boundary
-  Googong Foreshores interface management strategy area

1:20,000

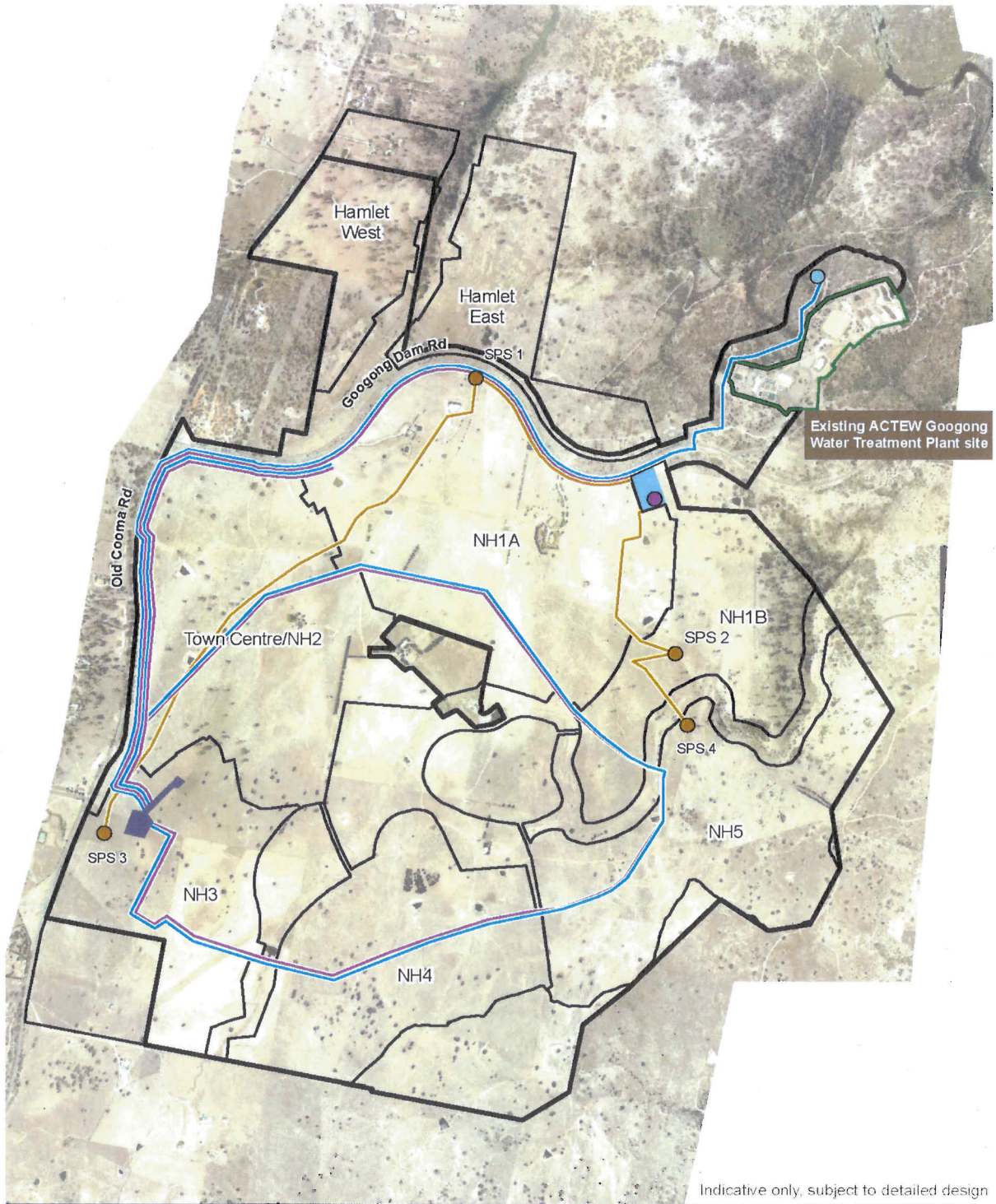
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Figure 1 Googong Foreshores interface management strategy area



Appendix 2



Googong Commonwealth referral

Proponent CIC Australia

Date 27 January 2011

Drawing no. 09096g_cr_fig08

Source Brown Consulting, MWH

- Bulk water pumping station
- Recycled water pumping station
- Sewage pumping station
- Reservoir area
- Potable water mains
- Recycled water mains
- Sewage mains
- Water recycling plant
- Neighbourhood boundary
- Proposed action boundary

1:20,000

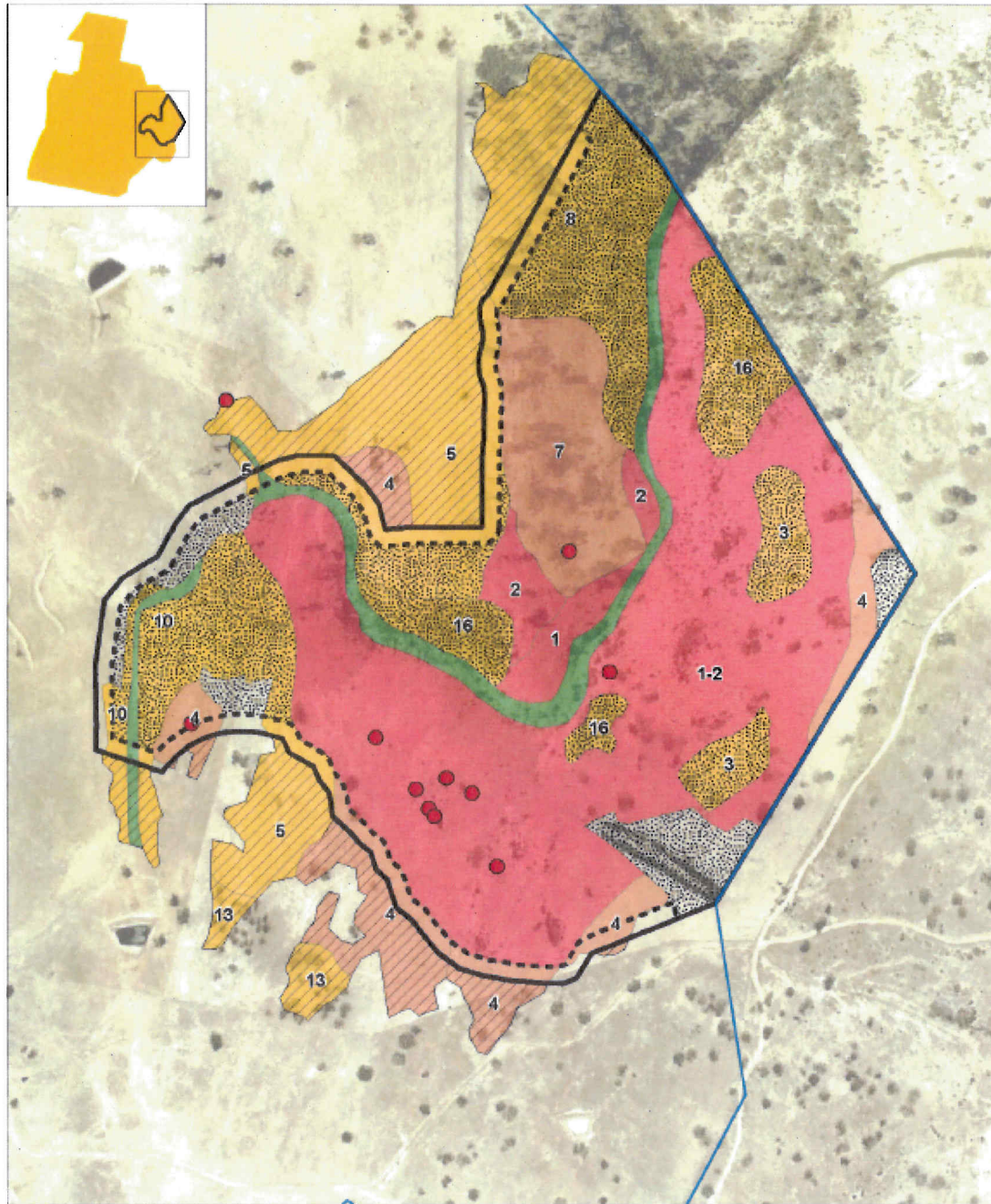
0 150 300 450 600m



Figure 8 Key infrastructure elements of the Googong water cycle project



Appendix 3



Googong Commonwealth referral

Proponent: CIC Australia

Date: 24 February 2014

Drawing no.: 09096g_cr_fig13

Source: CIC, RobertsDay

Figure 13 Aprasia habitat detail