

NSW Planning ref: SSD-41814831-PA-19

Meaghan Bennett
Senior Project Director
School Infrastructure NSW
Gadigal Country
Level 8, 259 George Street
Sydney NSW 2000
27/06/2024

Sent via the Major Projects Portal only

Subject: Newcastle Education Campus - Incident Report - Biodiversity Management

Dear Ms Bennett

I refer to the Incident Report - Biodiversity Management, submitted as required by Schedule 2, Condition A26 of SSD-41814831 as modified (the consent) to the NSW Department of Planning, Housing and Infrastructure (NSW Planning) on 20 June 2024.

NSW Planning has reviewed the Incident Report - Biodiversity Management and considers it to generally satisfy the conditions of consent in relation to incident reporting.

NSW Planning notes the following course of actions in relation to this matter:

- 4 June 2024 – During a routine site inspection, the Principal Contractor (Hansen Yuncken) identified drill holes around the base of Trees 248 and 251. These drill holes are alleged to have been done by an unknown person not connected to the development.
- 5 June 2024 – An Incident Notification was submitted to NSW Planning.
- 7 June 2024 – Arborist Joseph Pidutti (Joseph Pidutti Consulting Arborist) attended the development site and completed an assessment of the impacted trees, including a remedial action plan.
- 11 June 2024 – An Intentional Damage Report was lodged with the NSW Police.
- 18 June 2024 – An Incident Report was submitted to NSW Planning.

Additionally, NSW Planning notes that the Principal Contractor re-inspected the development site to ensure that Tree Protection measures, including the Tree Protection Zone fencing onsite are being implemented correctly, to prevent further potential damages to trees.

The incident has been assessed and it has been determined no breach of the consent has occurred. The incident has been recorded, however, this does not preclude NSW Planning from taking alternative action, should it become apparent that an alternative response is more appropriate.

Should you wish to discuss the matter further, please contact me on 02 6575 3416 or email compliance@planning.nsw.gov.au

Yours sincerely

A handwritten signature in black ink, appearing to read "J. Fleming".

Joel Fleming
Senior Compliance Officer
Compliance