

Department of Natural Resources and Environment Tasmania

OFFICE OF THE SECRETARY

Hobart GPO Box 44, Hobart, Tasmania, 7001

Launceston PO Box 46, Kings Meadows, Tasmania, 7249

Devonport PO Box 303, Devonport, Tasmania, 7310

Ph 1300 368 550

Web nre.tas.gov.au

Inquiries: Richard Cuskelly

Phone: 03 6165 4537

Email: richard.cuskelly@nre.tas.gov.au

Our ref: D24-206676

Your ref: DOC/24/99267



Mr John Ramsay
Executive Commissioner
Tasmanian Planning Commission
tpc@planning.tas.gov.au

Dear Mr Ramsay

Thank you for your letter of 13 August 2024 referring the Bell Bay Wind Farm major project (Project) to the Department of Natural Resources and Environment (NRE Tas) under section 60Y and 60ZJ of the *Land Use Planning and Approvals Act 1993* (LUPAA).

As you note in your correspondence you seek NRE Tas input in the following capacities:

- a relevant regulator for the purposes of the *Threatened Species Protection Act 1995* (TSPA), and the *Nature Conservation (Wildlife) Regulations 2021* (Regulations) under the *Nature Conservation Act 2002* (NCA);
- a landowner within the major project area (Future Potential Production Forest and other Crown land) and landowner of various adjoining land; and
- a relevant State Service Agency.

As a relevant regulator for the purposes of the TSPA and the Regulations under the NCA, and in accordance with section 60ZA(5) of the LUPAA, NRE Tas has identified matters to be contained in the assessment criteria issued for the Project and addressed in the Major Project Impact Statement (MPIS). These are provided in the enclosed Assessment Requirement Notice (refer to Attachment 1) and detailed information requirements (refer to Attachment 2).

Additionally, in its role as both a landowner for land within and adjoining the major project area and as a relevant State Service Agency, and in accordance with section 60ZJ of the LUPAA, NRE Tas has identified matters that should be included in the assessment criteria issued for the Project and addressed in the MPIS. These are provided in Attachments 3 and 4. Further guidance can be provided by NRE Tas, as needed, in response to requests from the Development Assessment Panel.

I note that the Director of National Parks and Wildlife and the Director-General of Lands are not relevant regulators in relation to the Major Project because the *National Parks and Reserves Management Act 2002* and the *Crown Lands Act 1976* are not project-associated Acts.

Should the Panel have any further questions on this matter please contact Richard Cuskelly, Strategic Projects and Policy Branch, NRE Tas. Mr Cuskelly can be contacted by telephone on 6165 4537 or by email at richard.cuskelly@nre.tas.gov.au.

Yours sincerely



Jason Jacobi
SECRETARY

10 September 2024

Attachments

- 1 Assessment Requirement Notice
- 2 Information to be provided in the MPIS for the Assessment Requirement Notice
- 3 General guidance from NRE Tas for the MPIS
- 4 Relevant State Service Agency and landowner assessment criteria requirements