

Carolyn Rimmer

From: Debra Bellchambers
Sent: Thursday, 6 July 2023 10:14 AM
To: LPS submissions
Subject: FW: PUBLIC EXHIBITION – KENTISH DRAFT LOCAL PROVISION SCHEDULE
Attachments: Correspondence from the Secretary of the Department of Natural Resources and Environment Tasmania.pdf

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From: Secretary <Secretary@nre.tas.gov.au>
Sent: Friday, June 30, 2023 3:45 PM
To: Kentish Council <council@kentish.tas.gov.au>
Cc: Mellor, Sonia <Sonia.Mellor@nre.tas.gov.au>
Subject: PUBLIC EXHIBITION – KENTISH DRAFT LOCAL PROVISION SCHEDULE

Good afternoon

Please find attached correspondence from the Department of Natural Resources and Environment Tasmania regarding the abovementioned matter for your attention.

Thank you
 Sally



Sally Shepherd | Executive Officer
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In recognition of the deep history and culture of this island, I acknowledge and pay my respects to all Tasmanian Aboriginal people; the past and present custodians of the land.

Please do not feel obligated to respond to my email outside your normal working hours.

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Our ref: 21/3611.020; D23-173305

Mr Gerald Monson

General Manager

Kentish Council

Via email: council@kentish.tas.gov.au

Dear Mr Monson

PUBLIC EXHIBITION – KENTISH DRAFT LOCAL PROVISION SCHEDULE

I note that the formal exhibition of the Kentish Draft Local Provisions Schedule (LPS) commenced on 8 May 2023. I can advise that the Department of Natural Resources and Environment Tasmania (the Department) has considered the proposed LPS and provides the following comments.

Zone changes

The Department notes that there are several parcels proposed for a change in zone. The Department's comments on proposed changes are outlined in Table 1.

Table 1. Department's comment on proposed zone changes.

#	Land description	Draft LPS Zone	Recommended Zone	Department Comment
A01	Dove River Regional Reserve PID 3393444, 3393380 & 3393348	Rural	Environmental Management	Reserve land – consistent with <i>Guideline No.1 – EMZ 1 (a)</i>
A02	Moina area FPPF land PID 3394789 Title Ref 135036/1	Environmental Management	Rural	See note below on FPPF land
A03	Nook Area Caroline Creek Regional Reserve	Environmental Management	Environmental Management	This is supported and consistent with EMZ 1(a)
A04	Badgers Range FPPF land PID 3394463	Split zoned with EMZ and Rural	Rural	See note below on FPPF land

The Department's position is that the zoning of Future Potential Production Forest (FPPF) land should be consistent with the Government's policy objectives for the management of such land as provided in the *Forestry (Rebuilding the Forest Industry) Act 2014*. The Department therefore supports the application of the Rural Zone to all FPPF land in the Kentish municipal area.

Threatened Native Vegetation Communities

The State Planning Provisions (SPP) indicate that the Priority Vegetation Area Overlay (PVAO) must include Threatened Native Vegetation Communities (TNVC). However, some patches of TNVC appear to be excluded from the PVAO, as they are proposed for inclusion in the Agriculture Zone.

The Department strongly recommends that all TNVC within the Agriculture Zone be considered for the Rural Zone (or other appropriate zone) to allow for inclusion within the PVAO. These areas are important for retaining remnant vegetation and allowing for habitat connectivity/biodiversity corridors which facilitates wildlife dispersal and assists the persistence of threatened species within the agricultural environment. It is noted that some of this remnant TNVC is mapped as *Eucalyptus ovata* forest and woodland (TASVEG code DOV). Please refer to the comments below regarding Swift Parrot.

Threatened Fauna

The Kentish Council Local Government Area (LGA) is within the known and/or potential range of threatened fauna species that are endemic to Tasmania and have a small/localised distribution and limited dispersal capacity (Refer to Table 2). The LGA contains a large percentage of the Natural Values Atlas (NVA) observation records for some fauna species listed under the Tasmanian *Threatened Species Protection Act 1995* (TSPA) and/or the Commonwealth *Environment Protection and Biodiversity Conservation Act 1999* (EPBCA).

Table 2. Threatened species endemic to Tasmania and with a small/localised distribution in Kentish LGA.

Species name	Common name	TSPA	EPBCA
<i>Engaeus granulatus</i>	Central North Burrowing Crayfish	endangered	Endangered
<i>Beddomeia turnerae</i>	Freshwater Snail (Minnow River)	rare	-
<i>Beddomeia forthensis</i>	Forth River Freshwater Snail	rare	-
<i>Beddomeia wilmotensis</i>	Wilmot River Freshwater Snail	rare	-

Of particular note is the following:

- The known range of *B. forthensis* is entirely within the Kentish Council LGA and there are only four known records of the species in the NVA.
- Most of the known range of *B. turnerae* is within the Kentish Council LGA. There are only 14 observations of this species recorded in the NVA, 13 of which are recorded within the Kentish Council LGA.

Swift Parrot (*Lathamus discolor*)

The northwest breeding areas of the Swift Parrot, which is listed as endangered under the TSPA and Critically Endangered under the EPBCA, are partly located within the Kentish Council LGA. Swift Parrot feed on flowering blue gum (*Eucalyptus globulus*), black gum (*E. ovata*) and Brooker's gum (*E. brookeriana*). These trees dominate certain vegetation communities, one of which is present within the LGA: *Eucalyptus ovata* forest and woodland (TASVEG code DOV). Given DOV is listed as a TNVC under the *Nature Conservation Act 2002* (NCA) and provides foraging and nesting habitat for Swift Parrot, the Department recommends that all land mapped as the DOV vegetation community in TASVEG 4.0 (noting that TASVEG 3.0 has been superseded) are included in the PVAO. It should be noted that the Commonwealth *Threatened Species Action Plan 2022-2032* identifies the Swift Parrot as a priority bird.

Raptor Nest Buffers – Eagles

It is generally recommended that disturbance-based activities within 500 m direct distance, or within 1 km line-of-sight, of an active eagle nest, specifically for the Wedge-tailed Eagle (*Aquila audax subsp. fleayi*) and White-bellied Sea-eagle (*Haliaeetus leucogaster*), are avoided during the eagle nesting/breeding season (July to January, inclusive). It appears that a 500 m buffer has only been applied around some eagle nests. While this is supported, the Department notes that the buffer has not been applied to all eagle nests and recommends that this be amended.

Raptor Nest Buffers – Masked Owl

The Department recommends that a 150 m buffer is maintained around Masked Owl (*Tyto novaehollandiae subsp. castanops*) nest trees. In line with this recommendation, the PVAO should include all known Masked Owl nests, including a 150 m buffer surrounding them. Masked Owl nest ID 1448 has been identified as an example where the PVAO does not include a 150 m buffer around the nest.

Geoconservation

The Kentish Council LGA contains several geoconservation sites listed on the Geoconservation Database within the NVA. Table 3 below shows those geoconservation features that have been located either entirely or partly outside the Environmental Management Zone (EMZ). The Department recommends that all these sites be entirely within the EMZ.

Table 3. Geoconservation features entirely or partly outside the Environmental Management Zone

Geoconservation Site	Geoconservation ID	Geographic significance	Property Identifier
Caroline Creek Glacial Deposits	3350	global	various
Caroline Creek Fossil Locality	restricted	state	PID 3394463
Stoodley Volcanic Outcrops	3307	district	Title Ref 170632/1
Gog Range Residual Strike Ridge/Cuesta	2507	district	Title Ref 173177/1; 144224/1
Tor Creek Ordovician Basalts	3284	state	Title Ref 152781/2; 212462/1
Standard Hill Residual Strike Ridge	2686	district	Title Ref 150748/2
Cradle Mountain Glacial Features	2942	national	PID 3393444

Please note that the Caroline Creek Fossil Locality (PID 3394463) is classified in the geoconservation database as a restricted site to not reveal its exact location. Any proposed developments on property ID 3394463 should be referred to the Department for advice with regard to this geoconservation site.

Should the Council have any queries in relation to these comments, the Department's contact officer is Sonia Mellor, Policy Analyst. Ms Mellor can be contacted by mobile on 0436 636 279 or by email at sonia.mellor@nre.tas.gov.au.

Yours sincerely



Vanessa Pinto
Chief Operations Officer

for
Jason Jacobi
Secretary

30 June 2023