

Our Ref: C22/237

22 April 2022

Your Ref: SSI-9364

Ms Deanne Forrest
Project Director
M12 Motorway
Transport for NSW
27 Argyle Street
Parramatta NSW 2150
c/o: [REDACTED]

Ms Forrest,

Transport for NSW - payment into the Conservation Trust Fund for M12 Motorway impacts to Key Fish Habitat - advice regarding condition E11 and E12

DPI Fisheries is responsible for ensuring that fish stocks are conserved and that there is no net loss of key fish habitats upon which they depend. To achieve this, DPI Fisheries ensures that developments comply with the requirements of the *Fisheries Management Act 1994* (FM Act) (namely the aquatic habitat protection and threatened species conservation provisions in Parts 7 and 7A of the Act, respectively), and the associated *Policy and Guidelines for Fish Habitat Conservation and Management (2013)*. DPI Fisheries is also responsible for ensuring the sustainable management of commercial, recreational, and Aboriginal cultural fishing, aquaculture, marine parks, and aquatic reserves within NSW.

DPI Fisheries confirms that the calculated offset requirement as communicated in C22/150 (21/03/2022), of \$71,186.08 has been received by the Conservation Trust Fund on 04/04/2022 (Invoice No. 4000063134).

This satisfies conditions of approval for SSI-9364 (issued 23/04/2021):

E11 - The Proponent must minimise impacts to Key Fish Habitat (KFH) as defined in Policy and Guidelines for Fish Habitat Conservation and Management (DPI, 2013 update). Residual impacts to KFH must be offset at a ratio of 2:1 habitat offset requirement in accordance with the Policy and Guidelines for Fish Habitat Conservation and Management (DPI, 2013 update) and in consultation with DPI Fisheries.

E 12 - Payment of the habitat offset requirement must be made to the DPI Fish Conservation Trust Fund prior to the commencement of Work that impacts KFH in Badgerys Creek, Cosgroves Creek, Kemps Creek and South Creek.

If you require any further information, please contact Josi Hollywood on [REDACTED] or [REDACTED]

Yours sincerely,



Marcus Riches
Program Leader, Coastal Systems Unit