

# Decision Statement

Project details	
Project name	M5 Westbound Upgrade Addendum Review of Environmental Factors, August 2025
Project location	Moorebank and Casula within the Liverpool Local Government Area
Activity description	Proposal to modify the M5 Westbound Upgrade by including additional stockpiling and compound areas, utility adjustments, temporary use of an existing boat ramp and changes to construction access.

Division 5.1 of the *Environmental Planning and Assessment Act 1979* (EP&A Act) applies to the proposal. An addendum review of environmental factors (REF) has been prepared and considered against the requirements of sections 5.5 and 5.7 of the EP&A Act. This assessment is considered to be in accordance with the factors required to be considered under section 171 of the *Environmental Planning and Assessment Regulation 2021* (EP&A Regulation).

This decision statement was prepared to make a decision whether or not the activity can proceed subject to the requirements of the addendum REF and any mitigation measures.

Transport for NSW has formed the opinion that the activity detailed in the M5 Westbound Upgrade Addendum Review of Environmental Factors, dated August 2025, will have some environmental impacts which can be ameliorated satisfactorily. This assessment has considered that these impacts are unlikely to be significant and therefore an environmental impact statement does not need to be prepared and approval for the proposal does not need to be sought under Division 5.2 of the EP&A Act.


The proposal described in the M5 Westbound Upgrade Addendum Review of Environmental Factors, dated August 2025, will not affect areas of outstanding biodiversity value and is not likely to significantly affect threatened species, populations or ecological communities or their habitats or other biodiversity values listed under the *Biodiversity Conservation Act 2016*. Therefore, a Species Impact Statement (and the concurrence of the Coordinator-General Environment, Energy and Science Group, DPHI) or a Biodiversity Development Assessment Report (BDAR) is not required.

The proposal described in the addendum REF will not significantly affect biodiversity values listed under the *Fisheries Management Act 1994*.

This assessment has considered impacts to Commonwealth land and other matters of national environmental significance listed under *Environment Protection and Biodiversity Conservation Act 1999 (Commonwealth)* (EPBC Act) and concluded there will be no significant impacts.

The addendum REF identified a range of environmental outcomes and mitigation measures that would be required to avoid or reduce the environmental impacts. After consideration of the environmental impacts, the environmental mitigation measures for the proposal have been updated as outlined in the addendum REF.

Having regard to the addendum REF and this determination report, I determine the proposal may proceed for the reasons listed above:

<b>Signature</b>	
<b>Name of authorised person</b>	Elisha Pearce
<b>Position</b>	Director Community and Stakeholder Engagement
<b>Branch</b>	Sydney West
<b>Division</b>	Planning, Integration and Passenger
<b>Date of determination</b>	12 September 2025