

Andy Taylor
South East Local Land Services
Andy.taylor@lls.nsw.gov.au

Re: s.199 FM Act notification – Araluen Creek Restoration Project

Dear Mr Taylor,

Thank you for your referral regarding the above stated matter. This notification complies with s.199(1)(a) of the *Fisheries Management Act* (FM Act) concerning the proposed dredging and reclamation activities.

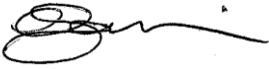
DPI Fisheries is responsible for ensuring that fish stocks are conserved and that there is no net loss of key fish habitats upon which they depend. To achieve this, DPI Fisheries ensures that developments comply with the requirements of the FM Act (namely the aquatic habitat protection and threatened 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 in NSW.

DPI Fisheries has reviewed these works in light of those provisions and has no objections to the proposed works provided that they occur as described in the Review of Environmental Factors (Woodlands Environmental Management, November 2021) for these works. In particular:

1. Environmental safeguards (siltcurtains, booms etc) are to be used during the works to ensure that there is no escape of turbid plumes into the adjacent aquatic environment;
2. Any material removed from the waterway that is to be temporarily deposited or stockpiled on land is to be located well away from the waterway and to be contained by appropriate erosion and sediment control devices; and
3. DPI Fisheries (1800 043 536) and the Environment Protection Authority (EPA) (131 555) are to be notified immediately if any fish kills occur in the vicinity of the works. In such case, all works other than emergency response procedures are to cease until the issue is rectified and approval is given by DPI Fisheries and/or the EPA for the works to proceed.

For any further information, please contact me on 4222 8342 or carla.ganassin@dpi.nsw.gov.au.

Sincerely



Carla Ganassin

Senior Fisheries Manager, Coastal Systems

DPI Fisheries