



Mr Hugo Harmstorf
Chief Executive Officer
IPART
PO Box K35
Haymarket Post Shop NSW 1240

15/06403

Dear Mr Harmstorf

I refer to your correspondence dated 25 March 2015 to the then, Minister for Planning, the Hon Pru Goward MP concerning a licence application by Aquacell Pty Ltd (Narara Eco Village Co-Operative Ltd) under the *Water Industry Competition Act 2006 (WIC Act)*. Following the election in March 2015, the Hon Rob Stokes MP is now the Minister for Planning and this response is prepared on his behalf.

I note that as part of your consideration of the licence application, you have sought comments in relation to a number of questions.

In response to your request, the Department provides the following comments:

1. The Department is not aware of any breaches of the *Environmental Planning and Assessment Act 1979* by Aquacell Pty Ltd or Narara Eco Village Co-Operative Ltd in relation to this project.
2. The Department understands Gosford City Council granted Development Approval No. 44898/2013 for the development of Narara Eco Village, including the construction and operation of water and sewage infrastructure for the site. As such the licence is not likely to be dependent on the provisions of *State Environmental Planning Policy (Infrastructure) 2007*.

I note that you have sought advice from Gosford City Council on the licence application. Confirmation that Development Approval No. 44898/2013 facilitates those works proposed under the licence should be sought directly from the Council. The need for further approvals in relation to the construction and operation of water and sewage infrastructure will be dependent on Gosford City Council's response regarding the terms of Development Approval No. 44898/2013.

3. As the Department has no involvement in the assessment of either the development application or the licence application, it has no specific comments in relation to potential environmental risks.

Should you have any further enquiries about this matter, I have arranged for Karen Harragon, Manager – Infrastructure Projects to assist you. Ms Harragon can be contacted on 02 9228 6358.

Yours sincerely

27.4.15

Chris Wilson
Executive Director
Infrastructure and Industry Assessments