



Planning & Infrastructure



13/04489

Mr James Cox
Chief Executive Officer
IPART
PO Box Q290
QVB Post Office
SYDNEY NSW 1230

Dear Mr Cox

I refer to your letter to the Hon Brad Hazzard MP, Minister for Planning and Infrastructure, concerning an application made by the Water Factory Company Pty Ltd for a network operator licence to serve a mixed use development known as Discovery Point and surrounding areas. The Minister has asked me to reply on his behalf.

The Department has previously advised you on planning matters relating to this site in its response of 17 September 2012 to an application for a retail supplier's licence. As detailed in that letter, a water recycling plant within Stage 1 of the Discovery Point site was granted project approval under Part 3A of the *Environmental Planning and Assessment Act 1979* (EP&A Act) on 19 March 2012 (approval MP 10_0030).

Should a licence be granted, Clause 106 of the *State Environmental Planning Policy (Infrastructure)* 2007 will apply to the water reticulation network included in the licence application. The effect of this is to make the water reticulation network, development without consent under Part 5 of the EP&A Act.

The Department raises no objection to the application for a network operator licence and has no further comment to make in regards to the application request.

Should you have any further enquiries about this matter, I have arranged for Felicity Greenway, Infrastructure Projects, of the Department of Planning and Infrastructure to assist you. Ms Greenway can be contacted on 02 9228 6394.

Yours sincerely

12.4.13

Chris Wilson
Executive Director
Development Assessments, Systems & Approvals