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Our ref: 13/05186

Mr Matthew Edgerton  
Director, Water  
IPART  
PO Box Q290  
QVB Post Office  
Sydney NSW 1230

Att: Ms Zoe Moffat

Dear Mr Edgerton

**Subject: Discovery Point Water Factory Pty Ltd – Application for Network Operator's Licence**

I refer to your letter of 1 July 2013 regarding a sewage reticulation system at Discovery Point.

In response to your query, the Department's view is that the concept plan approval for the Discovery Point development (MP 10\_0003) (Development), approved at a conceptual level, the potential transfer of treated water from an on-site sewer mining treatment plant for on and off-site use. However, the location and specifications of a reticulation network to transfer treated water from the water recycling facility in Building 1C of the Development, were not approved under the approvals granted by the Minister for Stages 1 or 6 of the Development.

The Department understands that subsequent stages (Stages 2, 4 and 7) of the Development have been determined by the Sydney East Joint Regional Planning Panel under Part 4 of the *EP&A Act* and IPART may wish to consult Rockdale Council regarding the content of those consents.

If the applicant includes a reticulation network in a subsequent stage of the Development, the Department considers the direction given by the Minister under section 75P(1)(b) of the *Environmental Planning and Assessment Act 1979* (EP&A Act), that subsequent stages of the concept plan approval are to be subject to Part 4 of the EP&A Act, would apply. It would then follow that the network would be permissible with consent under clause 3B of Schedule 6A of the EP&A Act. Notwithstanding, it is ultimately a matter for the applicant to ensure it has the approvals necessary for it to carry out the proposed reticulation network.

If you have any further queries or require clarification on this matter, please contact Alexander Scott, Planning Officer on 9228 2096 or [alexander.scott@planning.nsw.gov.au](mailto:alexander.scott@planning.nsw.gov.au).

Yours sincerely

3.9.13

Chris Wilson  
**Executive Director**  
**Development Assessments, Systems and Approvals**  
as nominee for the Director-General