



Mr Hugo Harmstorf
Chief Executive Officer
IPART
PO Box Q290
QVB Post Office NSW 1230

14/08427

Dear Mr Harmstorf

I refer to your letter dated 5 May 2014 to the Hon Pru Goward MP, Minister for Planning, concerning an application by Green Square Water Pty Ltd for a network operator's licence under the *Water Industry Competition Act 2006 (NSW)*. The Minister has asked me to reply on her behalf.

The application relates to a recycled water scheme to service the Green Square Town Centre which forms part of Development Application No 2012/1175, approved by the City of Sydney. IPART may wish to confirm with Council whether the reticulation system and source water offtake infrastructure, detailed in the application to IPART, is consistent with the Development Consent.

The water treatment facility component of the scheme is to be located in the former Royal South Sydney Hospital Administration Building in Zetland. The site is zoned 5(A) - (Special Uses Zone) under South Sydney LEP.

Clause 106(2) of the State Environmental Planning Policy (Infrastructure) 2007 provides for a water recycling facility as "development without consent" on land within a prescribed zone, if carried out by a person holding a WICA licence.

SP1 Special Activities, the equivalent land use zone for the site for the purpose of Clause 106(2) of ISEPP, is listed as a prescribed land use zone; therefore the water treatment facility may constitute "development without consent" pursuant to Clause 106(2) of ISEPP, provided it is carried out by a person holding a WICA licence.

Should you have any further enquiries about this matter, I have arranged for Karen Harragon at the Department of Planning and Environment to assist you. Ms Harragon can be contacted on (02) 9228 6358.

Yours sincerely _____

14.8.14

Chris Wilson
Executive Director
Development Assessment Systems and Approvals