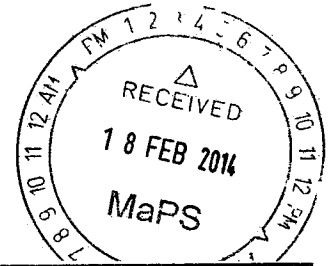




Hon. Brad Hazzard MP  
 Minister for Planning and Infrastructure  
 Minister Assisting Premier on Infrastructure NSW

Governor Macquarie Tower  
 1 Farrer Place, Sydney NSW 2000



*Original Signatures*

Min No: **MC14-005591**  
 Division: **EACO** Link: **MS 13-000792**  
 DLO: **HP** Date: **18/2/14**  
 RECEIVED **18 FEB 2014** Environment Minister  
 Covering Brief       Departmental Reply  
 VIP Reply             Appropriate Action  
 Minister Reply         For Information (NFA)  
 CoS/Adviser Reply    Campaign    Advice/Min  
 Refer to: .....

**With Compliments**



**The Hon Greg Hunt MP**

**Minister for the Environment**

MS13-000792

① The Hon Bradley Hazzard MP  
Minister for Planning and Infrastructure  
Parliament House  
Macquarie Street  
SYDNEY NSW 2000

② The Hon Robyn Parker MP  
Minister for the Environment  
Parliament House  
Macquarie Street  
SYDNEY NSW 2000

Dear Ministers

**Variation agreement to the Edmondson Park Precinct Conservation Agreement made under the *Environment Protection and Biodiversity Conservation Act 1999***

I refer to your letter of 28 August 2013 requesting a variation to the Conservation Agreement in relation to the development of the Edmondson Park Precinct (the Conservation Agreement). The Conservation Agreement was entered into in August 2009 pursuant to the *Environment Protection and Biodiversity Conservation Act 1999* (the EPBC Act) by the Commonwealth Government and Government of New South Wales as represented by the state ministers with responsibilities related to planning and the environment (the Parties). It has previously been varied by agreement in September 2011 and August 2012.

Pursuant to section 308 of the EPBC Act, and clause 7 of the Conservation Agreement, the Conservation Agreement can be varied by written agreement of the Parties. This letter, once signed by the Parties, will operate as a variation agreement for the purposes of the EPBC Act and will vary the terms of the Conservation Agreement in accordance with the terms of this letter. Any terms not defined herein will have the meaning given to them in the Conservation Agreement or the EPBC Act, as appropriate.

The variations that are the subject of this letter agreement relate to:

- Two changes in the boundary of the proposed regional park, one along Campbelltown Road and the other on the north east corner of the proposed regional park;
- Minor additional impacts on biodiversity along the Campbelltown Road boundary to the regional park; and
- The incorporation of a new area of land into the proposed regional park, hereafter referred to as the 'new area'.

The boundary change along Campbelltown Road, as a result of the widening of the road, will result in the removal of 1.14 ha from the proposed regional park, including 0.40 ha of *Cumberland Plain Shale Woodlands and Shale-Gravel Transition Forest* (Cumberland Plain Woodland) listed as critically endangered under the EPBC Act. The boundary change along the north-east corner of the proposed regional park results in the inclusion of a new area of 1.14 ha currently zoned private recreation into the regional park, including 0.51 ha of Cumberland Plain Woodland.

The Parties hereby agree as follows:

Firstly, I confirm, as the Minister representing the Commonwealth Government, that I am satisfied that this written agreement to amend the Conservation Agreement satisfies the requirements in sections 305, 306 and 308 of the EPBC Act for the variation of conservation agreements.

Secondly, the Parties agree to the following changes to the Conservation Agreement:

Replacement of the map at page 13 of the Conservation Agreement titled 'Map 3: Land Use and EPBC Cumberland Plain Woodland in the Edmondson Park Precinct' with the revised map at Annex A of this letter agreement.

A minor adjustment to the boundary of the regional park as illustrated in the revised Map 3.

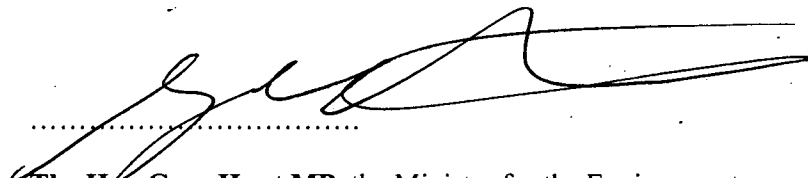
Minor amendments to lands designated as 'open space private' as illustrated in the revised Map 3.

With regard to Action 3, Table 1 of Schedule 4 to the Conservation Agreement, the new area to be incorporated into the regional park must be transferred to the NSW Department of Planning and Infrastructure or the NSW Office of Environment and Heritage before any clearing of vegetation resulting from the Campbelltown Road development begins within the previous proposed regional park boundary. Otherwise, for the new area, Action 1, Action 2 and Action 3 do not apply, while Action 4, Action 5 and Action 6 will be undertaken as required for the remainder of the proposed regional park. The new area will be managed under the same Plan of Management as the proposed regional park.

The other terms of the Conservation Agreement continue in full force and effect, except to the extent they are varied by the terms of this letter agreement. This letter agreement will have effect from the date the Parties have fully executed this agreement.

Please execute three copies of this letter agreement, with a fully executed copy to be delivered to each of the signatories hereto.

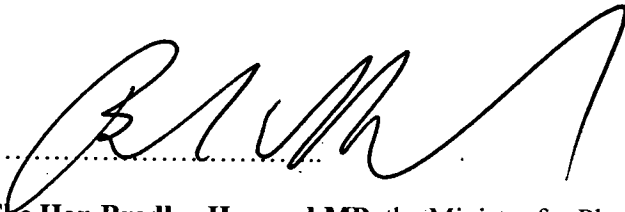
**Agreed by:**



.....  
**The Hon Greg Hunt MP, the Minister for the Environment.**

Date: 26 / 11 / 2013

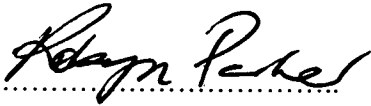
Agreed by:

A handwritten signature in black ink, appearing to read 'Bradley Hazzard', written over a horizontal dotted line.

**The Hon Bradley Hazzard MP**, the Minister for Planning and Infrastructure, representing the Government of New South Wales.

Date: 6 / 12 /2013

Agreed by:

A handwritten signature in black ink, appearing to read 'Robyn Parker', written over a horizontal dotted line.

**The Hon Robyn Parker MP**, the Minister for the Environment, representing the Government of New South Wales.

Date: 10 / 12 /2013

Map 3: Land Use and EPBC Cumberland Plain Woodland (CPW) in the Edmondson Park Precinct

