

Planning and Development (Conditional Environmental Significance Opinion – Block 366, Paddys River – Tidbinbilla Road Gully Rehabilitation) Notice 2021

Notifiable instrument NI2021–771

made under the

Planning and Development Act 2007, s 138AD (Requirements in relation to environmental significance opinions)

1 Name of instrument

This instrument is the *Planning and Development (Conditional Environmental Significance Opinion – Block 366, Paddys River – Tidbinbilla Road Gully Rehabilitation) Notice 2021*.

2 Commencement

This instrument commences on the day after its notification day.

3 Conditional environmental significance opinion

- (1) On 24 November 2021, the Conservator of Flora and Fauna, pursuant to section 138AB (4) (b) of the *Planning and Development Act 2007* (the *Act*), gave the Applicant a conditional environmental significance opinion in relation to gully rehabilitation works on Block 366, of Paddys River.

- (2) In this section:

conditional environmental significance opinion means the opinion in the schedule.

Note Under section 138AD (6) of the Act, the conditional environmental significance opinion and this notice expire 18 months after the day the notice is notified.

Craig Weller
Delegate of the planning and land authority
15 December 2021

- All run-off upslope of the site will be diverted through permanent soil and water management works including diversion banks and rock flume, around the gully to be rehabilitated prior to commencement of works to minimise sediment and erosion risk.
- Temporary sediment and erosion control measures, including the installation of hay bales weir across the base of the gully downstream of the extent of works, will be installed prior to the commencement of works and removed following successful revegetation of the site.
- Any stockpiles of materials will be located in areas of improved pastures outside drainage areas downslope of culverts, and will include installation of sediment control measures (downslope silt fence).
- The rehabilitation of the gully will be confined to the footprint of the existing eroded gully which has minimal native groundcover.
- The rehabilitation of the gully will not damage or destroy any existing mature native trees which will be retained as an important seed source for subsequent natural regeneration.
- The topsoiled rehabilitated gully will be seeded with sterile groundcover species which are undersown with native groundcover species.
- The topsoiled rehabilitated gully will be mulched with sterile cereal straw or similar.
- The entire riparian area including the rehabilitated gully and the main Castle Hill Creek will be fenced and stock access will be restricted to promote natural regeneration.
- Weeds will be managed in as revegetation establishes and a sustainable majority native groundcover is achieved.
- The extent of the works area will be clearly marked with no-go areas established in order to protect areas of natural value.
- All contractors working on the site will be inducted by the site manager who will ensure operations do not have adverse impacts on the natural values of the site and are completed in accordance with the proposal described.

It has been determined that if the works are undertaken in a manner consistent with the above conditions attached to the ESO in addition to the mitigation measures contained in the supporting application for an ESO, they are unlikely to cause a significant adverse environmental impact.