

Our Ref: C21/745

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Ms Amy van den Nieuwenhof  
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Ms van den Nieuwenhof,

### Consultation for draft Pyrmont Peninsula sub-precinct master plans & planning controls

Thank you for your referral of 01/12/2021 seeking comment on the proposal from DPI Fisheries, a division of NSW Department of Primary Industries on the proposed works stated above.

DPI Fisheries is responsible for ensuring that fish stocks are conserved and that there is no net loss of key fish habitats upon which they depend. To achieve this, DPI Fisheries ensures that developments comply with the requirements of the *Fisheries Management Act 1994* (FM Act) (namely the aquatic habitat protection and threatened species conservation provisions in Parts 7 and 7A of the Act, respectively), and the associated *Policy and Guidelines for Fish Habitat Conservation and Management (2013)*. DPI Fisheries is also responsible for ensuring the sustainable management of commercial, recreational and Aboriginal cultural fishing, aquaculture, marine parks and aquatic reserves within NSW.

DPI Fisheries has reviewed the relevant exhibition documents and makes the following comments:

1. The waters of Sydney Harbour are Key Fish Habitat.
2. Works adjacent and in water may trigger the Fisheries Management Act (1994) and depending on approval pathway may need to address the above Policy and Guidelines before approval is granted from DPI Fisheries.
3. Planning controls should adopt the DPI Fisheries *Policy and Guidelines for Fish Habitat Conservation and Management (2013)*. Located at [https://www.dpi.nsw.gov.au/\\_data/assets/pdf\\_file/0009/468927/Policy-and-guidelines-for-fish-habitat.pdf](https://www.dpi.nsw.gov.au/_data/assets/pdf_file/0009/468927/Policy-and-guidelines-for-fish-habitat.pdf)

If you require any further information, please contact me on (02) 4222 8311 or [josi.hollywood@dpi.nsw.gov.au](mailto:josi.hollywood@dpi.nsw.gov.au)

Yours sincerely,

*J. Hollywood*

**Josi Hollywood**  
Fisheries Manager, Coastal Systems Unit