

Appendix 12: Analysis of EIS Triggers

Extract From Planning and Development Act

Schedule 4

Development proposals in impact track because of need for EIS

Item number	Trigger item	Comment re proposal for Section 42 Griffith
Development proposals requiring EIS—activities		
1	proposal for a linear transport system corridor	Proposal is not for a linear transport system
2	proposal for electricity generation works or distribution corridor	Proposal is not for electricity generation
3	proposal for construction of a dam	Proposal is not for a dam
4	proposal for construction of an airport	Proposal is not for an airport
5	proposal for construction of a sewage treatment plant	Proposal is not for a sewage treatment plant
6	proposal for construction of a correctional centre	Proposal is not for a correctional centre
7	proposal for construction of a petroleum storage facility	Proposal is not for petroleum storage
8	proposal for construction of a permanent public entertainment or sporting venue, including a motor sports facility or venue where motor sports are held, if the venue will— (a) hold at least 2 000 people; or (b) hold less than 2 000 people and be within 1.5km of a residential zone	Proposal is not for a public entertainment or sporting venue. The proposed use of the oval on part Block 17 is for training, not public sports events. Past use of the land has included sports events.
9	proposal for use of land for landfill	The proposal is not for land fill.
10	proposal for the construction of a waste management facility	The proposal is not for waste management
11	proposal for a transfer station or material recycling facility	The proposal is not for a waste transfer station
12	proposal for construction of a wastewater treatment plant	The proposal is not for a wastewater treatment plant

Development proposals requiring EIS—areas and processes		
1	proposal that is likely to adversely impact on the conservation status of— (a) a species or ecological community that is endangered; or (b) a species that is vulnerable; or (c) a species that is protected; or (d) a species with special protection status; or (e) a species or ecological community if the flora and fauna committee has specified criteria for assessing whether the committee should recommend the making of a declaration under the Nature Conservation Act 1980, section 38 (Declaration of species, community or process) in relation to the species or ecological community; or (f) an endangered species, an endangered population, an endangered ecological community, a critically endangered species, a critically endangered ecological community or presumed extinct under the Threatened Species Conservation Act 1995 (NSW), if the potential impact of the proposal will be on the species or community in New South Wales	Ecological research (refer Appendix 6) has found that specimens of the Golden Sun Moth (<i>Synemon Plana</i>) are present on a small part of the site. The Sun Moth is a relevant species for the purposes of this clause. The Biosys report says as follows: <i>The Critically Endangered Golden Sun Moth (GSM) Synemon plana was observed in low numbers at the south-east corner of the subject site (intersection of Captain Cook Crescent and Austin Street) and within the road reserve along Captain Cook Crescent. The remainder of the subject site was unlikely to provide habitat for this species although it could occur on other nearby road reserves and grassy areas.</i> <i>Targeted surveys for GSM are recommended to determine the extent of distribution, density and if breeding occurs on south-eastern corner of the subject site. Though initial observations suggest that the species does not occur in high numbers consideration should be given to the possible constraints this may pose and the possible use of road reserves (for parking) along Captain Cook Crescent during construction.</i> On this basis of this advice it is considered that the proposed development will not adversely impact on the conservation status of this species noting that the future development can be readily designed so as to not intrude into the area of the site where the moth specimens were found.
2	proposal that is likely to contribute to a threatening process in relation to a species or an ecological community	The proposal will not contribute to any threatening process.
3	proposal involving—	The proposal does not involve the clearing of more than 0.5ha of native vegetation. To the extent that any native vegetation may be cleared such clearing will
	(a) the clearing of more than 0.5ha of native vegetation; or	

	(b) the clearing of native vegetation if the clearing could have a significant impact on land identified in a nature conservation strategy, or action plan, under the Nature Conservation Act 1980 or a biodiversity corridor	not have any of the relevant significant impacts.
4	proposal with the potential to have a significant impact on the management objectives for land reserved under section 315 for the purpose of a wilderness area, national park, nature reserve or special purpose reserve	The land is not reserved under section 315
5	proposal with the potential to have a significant impact on— (a) a domestic water supply catchment; or (b) a water use purpose mentioned in the territory plan (water use and catchment general code); or (c) a prescribed environmental value mentioned in the territory plan, (water use catchment general code) of a natural waterway or aquifer	The proposal will not affect water supply or use in any significant way nor will it impact on any environmental value relating to water mentioned in the Territory Plan.
6	proposal that is likely to result in environmentally significant water extraction or consumption.....	The proposal will not result in any environmentally significant water extraction or consumption.
7	proposal with the potential to have a significant impact on the heritage significance of a place or object registered, or nominated for provisional registration, under the Heritage Act 2004	Objects or places nominated for inclusion or included on the ACT heritage register are listed on the Heritage Council Web Site (http://www.tams.act.gov.au/live/heritage/act_heritage_register/act_heritage_register_suburbs). Block 17 Section 42 is listed on the web site. Block 15 Section 42 is not on the Heritage list.
8	proposal involving— (a) land registered in the register of contaminated sites kept under the Environment Protection Act	The land is not listed on the contaminated sites register nor is it potentially contaminated in a way that is causing or is likely to cause a significant risk of harm.

	1997; or (b) land potentially contaminated in a way that is causing, or is likely to cause, a significant risk of harm to people's health or the environment	
9	proposal with the potential to adversely affect the integrity of a site where significant environmental or ecological scientific research is being conducted by a government entity, a university or another entity prescribed by regulation	No significant scientific, environmental or ecological research is being undertaken.
10	proposal for an on-going commercial, aquatic, recreational activity on an urban lake or waterway	The proposal is not on a lake or waterway.
11	proposal to vary a lease to change its concessional status	The lease has been determined to be concessional. This decision is subject to review. The proposal will result in a change to the status of the lease. The Legislative Assembly has approved the imminent removal of this trigger pursuant to the Planning and Development (Environmental Impact Statements) Amendment Act 2010.