

9 ADDITIONAL REQUIREMENTS

Further requirements associated with development of the study area, as well as additional studies or reporting that may be required, are provided in Table 18.

Table 18. Summary of project planning and approval pertaining to biodiversity.

Relevant Legislation	Implications	Further Action
<i>Environment Protection and Biodiversity Conservation Act 1999</i>	Given the presence of significant species (Strzelecki Gum and Growling Grass Frog) identified within the study area, an EPBC Act referral was submitted to the Commonwealth (2020/8688). The proposed action was deemed 'not a controlled action' by the Minister on 17 July 2020.	No further action required.
<i>Environment Effects Act 1978</i>	A referral under the EE Act (2020R-08) was submitted to determine whether the proposed development will trigger the requirement for an Environmental Effects Statement. The Minister for Planning determined that an EES is not required for the project, subject to conditions.	Address EES conditions outlined in Section 1 (i.e. Page 15 and 16).
<i>Flora and Fauna Guarantee Act 1988</i>	Field surveys recorded one 'listed' flora species (Strzelecki Gum) and several species listed as 'protected' species under the FFG Act. There are no proposed impacts to Strzelecki Gum. A permit under the FFG Act will be required for 'protected' species proposed to be impacted to facilitate access and egress to the site via public roads.	Prepare and submit a FFG Act Permit application.
<i>Planning and Environment Act 1987</i>	A Planning Permit from Baw Baw Shire, South Gippsland Shire and Latrobe City Councils will be required under Clause 52.17 to remove <u>any</u> native vegetation within the development footprint. A permit will also be required under Clause 42.01 (ESO5) and Clause 52.32	Prepare and submit a Planning Permit application(s).
<i>Catchment and Land Protection Act 1994</i>	Several weed species listed under the CaLP Act were recorded within the study area. To meet requirements under the CaLP Act, listed noxious weeds should be appropriately controlled throughout the study area.	Manage the risk of introducing and spreading weeds/ pests during construction.
<i>Wildlife Act 1975</i>	Any persons engaged to conduct salvage and translocation or general handling of terrestrial fauna species must hold a current Management Authorisation.	Ensure wildlife specialists hold a current Management Authorisation.

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