

Notice of decision

Section 2.22 and clause 20 of Schedule 1 of the *Environmental Planning and Assessment Act 1979*

Application type	Development Application
Application number and project name	DA 10115 – Replacement of the current Mount Perisher double chairlift and adjoining triple chairlift with a new detachable six seat chairlift and other associated works on the ski slopes of Mount Perisher, Perisher Range Alpine Resort
Applicant	Perisher Blue Pty Ltd
Consent Authority	Minister for Planning and Public Spaces

Decision

The Team Leader of the Alpine Resorts Team under delegation from the Minister for Planning and Public Spaces has, under s.4.16 of the *Environmental Planning and Assessment Act 1979* (**the Act**) granted consent to the development application subject to the recommended conditions.

A copy of the development consent and conditions is available:

<https://majorprojects.accelo.com/public/964cb15ed1f8eca78c2d1fc38be13779/02.%20%20Determination%20and%20Schedules%201%20and%202.pdf>

A copy of the Department of Planning, Industry and Environment's Assessment Report is available:

<https://majorprojects.accelo.com/public/14028bd1547ee14b31f79b855d7e83a9/01.%20Development%20Assessment%20Report.pdf>

Date of decision

9 September 2021

Reasons for decision

The following matters were taken into consideration in making this decision:

- the relevant matters listed in section 4.15 of the Act and the additional matters listed in the statutory context section of the Department's Assessment Report;
- the prescribed matters under the *Environmental Planning and Assessment Regulation 2000*;
- the objects of the Act;
- all information submitted with the development application and during the assessment and information considered in the Department's Assessment Report;
- the findings and recommendations in the Department's Assessment Report; and
- the views of the community about the project (see Attachment 1).

The findings and recommendations set out in the Department's Assessment Report were accepted and adopted as the reasons for making this decision.

The key reasons for granting consent to the development application are as follows:

- the project is permissible with development consent under the State Environmental Planning Policy (Kosciuszko Nation Park – Alpine Resorts) 2007 and is consistent with NSW Government policies including the *South East and Tableland Regional Plan 2036* aim to increase visitation to the NSW ski resorts.
- the impacts on the community and the environment can be appropriately minimised or managed to an acceptable level, in accordance with applicable NSW Government policies and standards. The consent authority has imposed conditions relating to construction standards, environmental considerations, post construction certification and rehabilitation;
- no issues were raised by the community during exhibition of the proposal; and
- weighing all relevant considerations, the project is in the public interest.

- **Attachment 1 – Consideration of Community Views**

The Department's Community Participation Plan, November 2019, prepared in accordance with schedule 1 of the Act requires applications for nominated integrated development and the former 'advertised development' provisions in accordance with Clause 27 of the Alpine SEPP to be exhibited for a period of 28 days. The Department exhibited the application between 16 January 2020 and 21 February 2020.

Comments were received from the Natural Resources Access Regulator, National Parks and Wildlife Service and Department of Primary Industries – Fisheries. No submissions from the public were received.

The NRAR did not object to the proposal and provided General Terms of Approval (GTA) which included requirements for the design of the works and structures, erosion and sediment controls, plans, standards and guidelines and reporting requirements. A Controlled Activity Approval under the *Water Management Act 2000* (WM Act) is still required to be obtained after consent has been issued and before the commencement of any work or activity.

Comments were also received from the National Parks and Wildlife Service. The issues raised by the National Parks and Wildlife Service are addressed in detail in the Department's Assessment Report.

Department of Primary Industries – Fisheries did not object to the proposal and provided comments on sedimentation, pollutant run off riparian buffer zones and the design and construction of waterway crossings. The issues raised by the Department of Primary Industries – Fisheries are addressed in detail in the Department's Assessment Report.

There were no community views required to be taken into consideration in making this decision. No issues were raised by the community and no public submissions were received during the exhibition period.