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Order conferring Biodiversity Certification – Jacaranda

Under section 126H of the *Threatened Species Conservation Act 1995* pursuant to clause 37 of the *Biodiversity Conservation (Savings and Transitional) Regulation 2017*

Under section 126H of the *Threatened Species Conservation Act 1995* (**the Act**), pursuant to clause 37 of the *Biodiversity Conservation (Savings and Transitional) Regulation 2017*, I Michelle Dumazel of the Environment, Energy and Science Group, as delegate of the Minister for Energy and Environment, confer biodiversity certification on the specified land.

Under section 126P of the Act, I have determined on the basis of a biodiversity certification assessment that the overall effect of biodiversity certification is to improve or maintain biodiversity values.

Under section 126Y of the Act, I specify the measures listed in Schedule 3 as approved measures, and the timing for implementation of those measures, under this biodiversity certification.

Under section 126Z of the Act, I identify the parties to the biodiversity certification in Schedule 4.

Under section 126ZA of the Act, biodiversity certification of the specified land takes effect from the date of publication of this order in the NSW Government Gazette and remains in force indefinitely.

Note: This order is made in relation to an application for biodiversity certification made under Part 7AA of the Act (**Application**) pursuant to clause 37 of the *Biodiversity Conservation (Savings and Transitional) Regulation 2017*. In accordance with clause 37(4) of the *Biodiversity Conservation (Savings and Transitional) Regulation 2017*, the biodiversity certification is taken to be biodiversity certification conferred on the specified land under Part 8 of the *Biodiversity Conservation Act 2016*.

Definition

In this order:

“**Conservation Area**” means Glossodia East and Glossodia West.

“**Dural Land Snail species credit**” means the biodiversity credits having the species code Dural Land Snail.

“**Glossodia East**” means a biobank site at Parts of Lot 50 DP751637, Lot 52 DP1104504, Lot 3 DP230943 and Lot 20 DP214753 as shown on the map in Schedule 2 as ‘Land proposed for conservation measures – Stage 1 and 2 – EJC Glossodia Pty Ltd’.

“**Glossodia West**” means a biobank site at Parts of Lots 1 and 2 DP 784300 as shown on the map in Schedule 2 as ‘Land proposed for conservation measures – Stage 4 – Frank George Pace, Pace Land Holdings Pty Ltd’.

“**HN526 Biodiversity Credit**” means biodiversity credit having the plant community code HN526.

“**HN528 Biodiversity Credit**” means biodiversity credit having the plant community code HN528.

“**Southern Myotis species credit**” means the biodiversity credits having the species code Southern Myotis.

“**specified land**” means the land described in Schedule 1 to this order that is also marked as “Land proposed for biodiversity certification” on the map in Schedule 2.

Notes do not form part of this order.



MICHELLE DUMAZEL

Executive Director of Environment Energy and Science Group

(as delegate of the Minister)

Signed at Sydney, this 17 day of August 2021

Schedule 1 Description of the specified land

Lots within deposited plans	
Lot	DP Number
Lots 1-3	DP 784300
Lot 75	DP 214752
Lot 20	DP 214753
Lot 2	DP 533402
Lot 50	DP 751637
Lot 52	DP 1104504
Lot 3	DP 230943

Schedule 2 Map of the specified land



Schedule 3 Approved measures

The approved measures under this order are as follows:

Conservation measures

1. The entering into a Biodiversity Certification Agreement under Part 7AA of the Act between the Minister for Energy and Environment and the parties listed in Schedule 4 in relation to the specified land.
2. The entering into the Biobanking Agreement (ID BA495) with EJC Glossodia Pty Limited over Glossodia East.
3. The retirement of 98 HN528 and 42 HN526 Biodiversity Credits and 38 Southern Myotis species credits generated under the Biobanking Agreement (ID BA495) over Glossodia East.
4. The entering into the Biobanking Agreement (ID BA496) with Frank George Pace and Pace Land Holdings Pty Limited over Glossodia West.
5. The retirement of 184 HN528 Biodiversity Credits, 11 Southern Myotis species credits and 15 Dural Land Snail species credits generated under the Biobanking Agreement (ID BA496) over Glossodia West.
6. The retirement of 143 Southern Myotis species credits generated from Biobanking Agreements (ID 331 and ID 383) listed on the public register.
7. The transfer of the Conservation Area by EJC Glossodia Pty Limited, Frank George Pace and Pace Land Holdings Pty Limited to Hawkesbury City Council.
8. The classification and management of the Conservation Area as “Community Land - natural area – bushland” and the adoption of a plan of management under the Local Government Act 1993 by Hawkesbury City Council.

Timing of the implementation of conservation measures

9. The Biodiversity Certification Agreement referred to in clause 1 above must be entered into within 28 days of this order coming into effect.
10. The conservation measures set out in clauses 2-8 above, must be implemented within the timeframes set out in the Biodiversity Certification Agreement.

Schedule 4 Parties to the biodiversity certification

Celestino Pty Limited ACN 165 629 783

EJC Glossodia Pty Limited ACN 609 760 787

Frank George Pace

Pace Land Holdings Pty Limited ACN 069 532 467

Feecha Pty Limited ACN 126 057 323

Himbla Pty Limited ACN 126 057 305

Rashka Pty Limited ACN 126 057 314

Printsilk Pty Limited ACN 061 556 572

Hawkesbury City Council