



Notification of

**REFERRAL DECISION – not controlled action if undertaken in a particular manner**

**East lake Electrical Infrastructure Relocation and Upgrade Project, ACT (2009/5253)**

This decision is made under Sections 75 and 77A of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act).

**Proposed action**

**person named in the referral**

Group Manager Electricity Assets  
ActewAGL

**proposed action**

The proposed action will involve the demolition of existing electrical infrastructure (switching yard and overhead subtransmission lines and poles) and the construction of a new co-located substation/switchyard and associated overhead/underground 132 kV transmission lines around and across parts of the Jerrabomberra Wetlands, Fyshwick, Kingston and Causeway as described in the referral received by the Department on 18 December 2009.

**Referral decision: Not a controlled action if undertaken in a particular manner**

**status of proposed action**

The proposed action is not a controlled action provided it is undertaken in the manner set out in this decision.

**Person authorised to make decision**

**Name and position**

Vicki Middleton  
Assistant Secretary  
Environment Assessment Branch

**signature**

**date of decision**

20 January 2010

**manner in which proposed action must be taken**

The following measures must be taken to avoid significant impacts on:

- Listed migratory species (sections 20 and 20A)

The work must be carried out in accordance with the following measures:

Paragraph 1. *To avoid disruption of the lifecycle of an ecologically significant proportion of the population of a migratory species:*

1. Construction or removal works within the Jerrabomberra Wetlands Nature Reserve associated with the action must

not occur between 1 October and 31 March inclusive;

Paragraph 2. *Avoidance of substantial modification or destruction of an area of important habitat for a migratory species*


2. Revegetation of the Jerrabomberra Wetlands Nature Reserve must occur where the disturbance footprint of the action lies within the reserve.
3. Disturbance impacts on the Jerrabomberra Wetland Nature Reserve must not extend outside the stated disturbance footprint of the action.

#### Definitions:

**Construction or removal works:** Construction includes any construction related action and commissioning activities related to the proposed action within the Jerrabomberra Wetlands Nature Reserve. Removal includes any decommissioning and excavation activities related to removing the existing electrical infrastructure within the Jerrabomberra Wetlands Nature Reserve. This excludes investigatory works such as, but not limited to, geotechnical, geophysical, biological and cultural heritage survey.

**Disturbance footprint of the action:** includes the 4 m wide trenches required to place the underground lines, the 5 m disturbance area to either side of the trenches, the 3 m by 9 m area required for joining pits, the area where power poles are removed, any earthworks required for removal of the overhead power poles, and any access tracks required for removal of the overhead powerlines.

**Revegetation:** planting of flora species native to the region that provide habitat value for wetland bird species as soon as practicable after works cease, and ensuring their survival for two years from the time of planting.

Name and position	Signature	Date of decision
Vicki Middleton Assistant Secretary Environment Assessment Branch		20 January 2010
The following measures must be taken to avoid significant impacts on: Listed migratory species (sections 20 and 20A) The work must be carried out in accordance with the following measures: Paragraph 1. To avoid disruption of the lifecycle of an ecologically significant proportion of the population of a migratory species: 1. Construction or removal works within the Jerrabomberra Wetlands Nature Reserve associated with the action must		