

MEDIA RELEASE

Thursday

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Legal challenge dismissed

The judgment handed down by Judge Biscoe in the Land and Environment Court today dismissed all claims by Australians for Sustainable Development.

The decision of the Court dismissed each ground of challenge made by ASD against the project approvals granted by the Minister.

The Barangaroo Delivery Authority and Lend Lease followed the appropriate planning approval processes and can get on with the job of creating a major new city precinct, including a fantastic harbour park at Barangaroo for the community.

The good result for the people of Sydney is that the Land and Environment Court proceedings were an opportunity to present the facts about Barangaroo and have an independent determination in an impartial and public forum.

ASD and its lawyers, the Environmental Defender's Office, sought to stop works under approvals which would in fact remediate contamination at the site and thereby reduce the ongoing risk to the environment.

The clean-up of contamination at Barangaroo will be addressed as part of the rigorous Remediation Action Plan which will be overseen by the both the Department of Environment, Climate Change and Water (DECCW) and an accredited independent site auditor.

The conditions of approval for both applications require site specific Remedial Action Plans. These plans are being finalised and have to be approved by the independent site auditor and submitted to DECCW before any remediation works can occur.

Remediation

The Barangaroo Delivery Authority is the land owner and the government authority responsible for the remediation of the Millers Point gasworks' declared remediation area.

Lend Lease has been appointed as the remediation contractor for that area and will carry out the initial works under the S-ISCO pilot trials approved by the Minister for Planning.

Lend Lease are also excavating basements in their own development area adjacent to, but separate from, the gasworks declared area.

Lend Lease's excavation works will be carried out under the planning approval with attached rigorous conditions requiring an approved Remedial Action Plan and Human Health Ecological Risk Assessment by the independent site auditor and the NSW Department of Environment, Climate Change & Water (DECCW).

DECCW has declared the former Miller's Point Gasworks as a remediation site because contaminants have been found in ground water under the site. The greatest risk to the harbour comes from doing nothing to clean up the decades of historic contamination. The Authority's remediation works will remove contaminants from the site and protect the harbour.

For information about Barangaroo and the facts on remediation please visit www.barangaroo.com

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