

Phase 1 Funding for the Lower Darling Fish Passage Program (Amended)

NATIONAL PARTNERSHIP FOR STREAMLINED AGREEMENTS

Table 1: Formalities and operation of schedule	
Parties	Commonwealth State of NSW
Duration	This amended Schedule is expected to expire on 20 June 2023 or on completion of all activities including final reporting.
Purpose	<p>This amended Schedule will support the delivery of the Lower Darling Fish Passage Program (Program). The original objective of the Program was to improve fish passage connectivity in the Lower Darling River by improving fish passage at Weir 32, Pooncarie and Burtundy weirs.</p> <p>This amendment removes Weir 32 and Pooncarie weir from the project scope. After detailed site assessments and from other NSW projects having interests in Weir 32 and Pooncarie weir it was decided to remove these weirs from the project. Improvements to the fishways at these weirs may be undertaken as part of other programs in the Lower Darling River. The focus has shifted to the rebuilding of the fishway at Burtundy weir instead of its refurbishment.</p> <p>The program will be delivered over two phases. This amended schedule supports Phase 1 (pre-construction) of the Program which includes development of concept and detailed designs, completion of detailed site assessments, obtaining regulatory approvals, undertaking stakeholder consultation, and preparing a business case for Phase 2 of the Program, including updated cost estimates.</p>

<p>Estimated financial contributions</p>	<p>The Commonwealth will provide an estimated total financial contribution to the States of \$1.11m in respect of this Schedule.</p> <hr/> <p>Table 1</p> <table border="1"> <thead> <tr> <th data-bbox="406 353 678 387">(\$ million)</th> <th data-bbox="694 353 805 387">2020-21</th> <th data-bbox="821 353 933 387">2021-22</th> <th data-bbox="949 353 1061 387">2022-23</th> <th data-bbox="1093 353 1173 387">Total</th> </tr> </thead> <tbody> <tr> <td data-bbox="406 398 678 432">Estimated total budget</td> <td data-bbox="726 398 805 432">0.094</td> <td data-bbox="869 398 933 432">0.0</td> <td data-bbox="965 398 1061 432">1.016</td> <td data-bbox="1109 398 1173 432">1.11</td> </tr> <tr> <td data-bbox="406 448 678 548">Less estimated National Partnership Payments</td> <td data-bbox="726 448 805 481">0.094</td> <td data-bbox="869 448 933 481">0.0</td> <td data-bbox="965 448 1061 481">1.016</td> <td data-bbox="1109 448 1173 481">1.11</td> </tr> <tr> <td data-bbox="406 564 678 665">Balance of non-Commonwealth contributions</td> <td data-bbox="758 564 805 598">0.0</td> <td data-bbox="869 564 933 598">0.0</td> <td data-bbox="997 564 1061 598">0.0</td> <td data-bbox="1125 564 1173 598">0.0</td> </tr> </tbody> </table>	(\$ million)	2020-21	2021-22	2022-23	Total	Estimated total budget	0.094	0.0	1.016	1.11	Less estimated National Partnership Payments	0.094	0.0	1.016	1.11	Balance of non-Commonwealth contributions	0.0	0.0	0.0	0.0
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<p>Additional terms</p>	<p>a) Contrary to clause 27 in the National Partnership for Streamlined Agreements, payments from the Commonwealth to NSW under this amended Schedule will be the maximum amounts specified in Table 1. Should the actual total expenditure incurred by NSW to deliver the activities described in Table 1 be less than the Commonwealth's estimated total financial contribution, the Parties agree that the final payment will be reduced to meet the total actual expenditure incurred on the activities.</p> <p>b) NSW agrees to pay a refund to the Commonwealth if the actual cost of delivering the activities specified in Table 1 is less than the Commonwealth's estimated total financial contribution and payments have been made by the Commonwealth that exceed the actual expenditure incurred by NSW.</p> <p>c) Having regard to the Commonwealth's estimated total financial contribution to NSW under this amended Schedule and the additional terms a) and b) above, the Commonwealth agrees to make any remaining funding under this amended Schedule available to NSW for Phase 2 of the Program, subject to the outcomes of Phase 1 and the Commonwealth's consideration of the Phase 2 business case.</p>																				

Table 2A: New South Wales – Performance requirements, reporting and payment summary

Output	Performance milestones	Report due	Payment
Phase 1 of the Lower Darling Fish Passage Program	Establishment of program management arrangements <ul style="list-style-type: none"> • Program plan • Engagement of key personnel: program manager, fishway design engineer and fishway design consultant Establishment of governance arrangements <ul style="list-style-type: none"> • Terms of reference for the Program Advisory Team Stakeholder engagement plan	6 May 2021 [completed]	\$94,077
	Completion of Site Survey Completion of Functionality Review <ul style="list-style-type: none"> • Completion of Hydraulic assessment for Sites • Pooncarie Structural Stability Assessment Confirm Design options for each site Completion of Concept designs (for Burtundy ONLY)	28 October 2022	\$446,573
	Completion of Burtundy Weir Fishway detailed infrastructure designs and geotechnical assessment Completion of Burtundy Weir Fishway environmental assessments Completion of regulatory approvals process Completion of stakeholder engagement report Completion of Cost Benefit for complete rebuilds Completion of Phase 2 business case including	31 March 2023	Up to \$569,373 subject to the additional terms.

	<p>but not limited to the following information:</p> <ul style="list-style-type: none"> • Phase 2 implementation plan • Updated Phase 2 cost estimates including identification of, and responsibility for ongoing operations and maintenance costs • Phase 2 risk assessment • Technical feasibility assessment <p>Monitoring and evaluation plan</p> <p>Final report showing actual project costs</p>		
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The Parties have confirmed their commitment to this schedule as follows:

Signed for and on behalf of the Commonwealth of Australia by

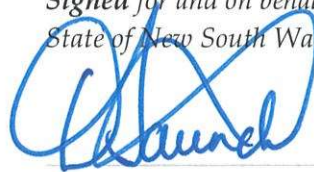


The Honourable Tanya Plibersek MP
Minister for the Environment and Water

[Day] [Month] [Year]

19 September 2022

Signed for and on behalf of the State of New South Wales by



The Honourable Dugald Saunders MP
Minister for Agriculture and Western
New South Wales

[Day] [Month] [Year]

1 / 12 / 2022