



Biodiversity
Conservation
Trust

Biodiversity Conservation Trust Co-Investment Partnerships

Expression of Interest Form | May 2020

How your information will be managed

Information received in an Expression of Interest or a Business Case is treated as confidential. However, documents held by the BCT are subject to the *Government Information (Public Access) Act 2009* (NSW) (GIPA Act). This means that the information contained in this form may be released in response to an application lodged under the GIPA Act.

The BCT is committed to protecting the privacy of your personal information, in accordance with the *Privacy and Personal Information Protection Act 1998* (NSW). Personal information provided on this form is collected for the purpose of administering the BCT's Conservation Management Program, and consideration of your eligibility for the BCT's other programs and future opportunities. The BCT will not use it for any other purpose, nor will it be disclosed, unless with your consent or in other circumstances where such use or disclosure is permitted under the *Privacy and Personal Information Protection Act 1998*. You may choose not to provide your personal information to BCT. However, this may mean that it is not possible for the BCT to assess your Expression of Interest. For information about how your personal information is collected, used and disclosed by the BCT, please see the privacy policy available at <http://www.environment.nsw.gov.au/whoweare/privacy.htm>. You can ask to access or amend your personal information held by the BCT by contacting:

Co-Investment Partnerships

The BCT is calling for expressions of interest from landholders and co-investors interested in partnering with the BCT in projects aimed at protecting priority conservation assets identified within the *Biodiversity Conservation Investment Strategy 2018*, where protection of those assets will advance the following five core objectives:

- deliver long term private land conservation outcomes
- complement other government or non-government conservation initiatives
- deliver socio-economic outcomes
- achieve conservation at scale
- demonstrate value for money.

Expressions of interest will need to be made by a landholder¹ and a co-investor or co-investors.

Please refer to the BCT Co-Investment Landholder and Investor Guide [available on the BCT website](#) when completing this Expression of Interest form.

For further information or to make initial inquiries, please visit our website at www.bct.nsw.gov.au, contact us on **1300 992 688** and by email: info@bct.nsw.gov.au.

Lodging your Expression of Interest Form

Send a completed EOI form and supporting information via Coinvestment.Partnerships@bct.nsw.gov.au or post to:

NSW Biodiversity Conservation Trust
Locked Bag 5022
PARRAMATTA NSW 2124

¹ References to 'Landholder(s)' in this Expression of Interest form means either the existing owner or owners of the land or an expected future owner of the land, whichever intends to be the party to a conservation agreement under the proposed co-investment partnership. (see definitions in the BCT Co-Investment Landholder and Investor Guide).

1. CONTACT DETAILS	
Name of contact person for the co-investment partnership proposal	
Contact details (phone, email and address for communications)	

2. LANDHOLDER AND PROPERTY DETAILS	
Name of Owner²(s) and ABN ACN (if the proposal involves acquisition/divestment fill in prospective owner details below)	
Name of Prospective Owner³(s) and ABN ACN	
Contact details (if different from above, ie not lead contact for the proposal)	
Property address	
Property number You can find your property number: <ul style="list-style-type: none"> – on your Notice of Valuation. – on your land tax assessment from Revenue NSW. – by conducting a title reference enquiry if you know your title reference. – by conducting a property address enquiry if you know your property address. 	

² The Biodiversity Conservation Act 2016 section 1.6 defines owner of the land as (a) every person who, either at law or in equity (i) is entitled to the land for any estate of freehold in possession, or (ii) is a person to whom the Crown has lawfully contracted to sell the land under the [Crown Land Management Act 2016](#) or any other Act relating to the alienation of lands of the Crown, or (iii) is entitled to receive, or is in receipt of, or if the land were let to a tenant would be entitled to receive, the rents and profits in respect of the land, whether as beneficial owner, trustee, mortgagee in possession or otherwise, and (b) a person who leases land under the [Crown Land Management Act 2016](#), and (c) any other person who, under the regulations, is taken to be the owner of the land, but (unless the regulations otherwise provide) does not include a beneficiary of a trust relating to the land

³ An expected future owner of the land, who intends to be the party to a conservation agreement under the proposed co-investment partnership (see definitions in the BCT Co-Investment Landholder and Investor Guide)

Local Government Area of property	
Lot and DP numbers of proposed conservation area (as shown on a Council Rates Notice)	
What best describes the property?	<input type="checkbox"/> freehold land <input type="checkbox"/> Crown leasehold land, please specify: <div style="border: 1px solid black; height: 20px; width: 100%;"></div> <p>If Western Lands Lease, have you applied for freehold?</p> <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> If none of the above, please specify <div style="border: 1px solid black; height: 20px; width: 100%;"></div>
Is an in-perpetuity conservation agreement proposed?	<input type="checkbox"/> Yes <input type="checkbox"/> No – EOI ineligible
Do one or more of the following apply to the area proposed for an in-perpetuity agreement? (tick relevant box)	<input type="checkbox"/> Registered Property Agreement (<i>Native Vegetation Conservation Act 1997</i>) <input type="checkbox"/> private native forestry agreement <input type="checkbox"/> Property Vegetation Plan or an offset or set-aside requirement <input type="checkbox"/> Carbon project/agreement <input type="checkbox"/> other covenants, caveats, agreements or restrictions on title, please specify: <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
Please provide the name of the agreement that applies, any reference number and provide a copy of the agreement when submitting your EOI	

3. CONSERVATION AT SCALE

Select the check boxes of the conservation at scale criteria that applies to your proposal. You are only required to meet one of the conservation at scale criteria to be assessed. For further information refer to Part 4 of the Co-Investment Landholder and Investor Guide.

Protection and management of **core areas**: Yes No

List vegetation formation	NSW Division (East, Central, Western)	Size of patch (ha)

An expert report must be attached to this EOI that includes the information outlined in the Co-Investment Landholder and Investor Guide for this criterion.

Protection and management or restoration of ecological connectivity within **state or regional biodiversity corridors**: Yes No

List vegetation formation to be managed or restored as part of corridor	NSW Division (East, Central, Western)	Size of proposal (ha)

An expert report must be attached to this EOI that includes the information outlined in the Co-Investment Landholder and Investor Guide for this criterion.

Protection and management or restoration of key areas for biodiversity: Yes No

For EOIs that propose the protection and management or restoration of areas for **threatened species and populations, or threatened ecological communities**, an expert report must be attached to this EOI that includes the information outlined in the Co-Investment Landholder and Investor Guide for this criterion

For EOIs that propose the protection and management or restoration of **important wetlands**, an expert report must be attached to this EOI that includes the information outlined in the Co-Investment Landholder and Investor Guide for this criterion

Does your proposal propose **restoration**? Yes No

For applications that proposed restoration, the EOI must be accompanied by an expert report and other evidence as outlined in the Co-Investment Landholder and Investor Guide for this criterion.

4. PARTNERS AND FINANCIAL CONTRIBUTIONS

List the partners who will contribute to the proposal

Proposal partner(s)	
List all partners, and ABN ACN, making a financial contribution to the proposal. Provide contact details (phone and email) for each partner	

Outline the financial contribution from non BCT investors		
	Estimate of financial contribution in years 1 to 15 of the proposal (today's dollars GST exclusive)	Estimate of annual financial contribution from year 16 onwards (today's dollars GST exclusive)
Owner	\$	\$
Prospective Owner (if not Owner above)	\$	\$
Name of co-investor 1	\$	\$
Name of co-investor 2	\$	\$
Name of co-investor 3	\$	\$
Are you seeking annual conservation management payments from the BCT: Yes <input type="checkbox"/> No <input type="checkbox"/>		
If Yes, complete the table below		
Payment Year	Estimate the annual payment sought from BCT (in today's dollars) GST exclusive	
Year 1	\$	
Year 2	\$	
Year 3	\$	
Year 4	\$	
Year 5	\$	
Year 6	\$	
Year 7	\$	
Year 8	\$	
Year 9	\$	
Year 10	\$	
Year 11	\$	
Year 12	\$	
Year 13	\$	
Year 14	\$	
Year 15	\$	
In- perpetuity payment (Year 16 onwards)	\$	

Are you seeking a contribution from the BCT for essential conservation fencing: Yes <input type="checkbox"/> No <input type="checkbox"/>	
If Yes, complete section below and refer to the BCT essential conservation fencing guidance for additional information	
Estimated length of fencing (km)	
Is it a boundary fence?	<input type="checkbox"/> Yes <input type="checkbox"/> No
Standard or Difficult?	
Type of fence (e.g. plain wire, mesh etc)	
Estimate Total Fencing Costs	\$
Amount of Fencing funding requested	\$

Does your proposal include a role for the BCT's revolving fund: Yes <input type="checkbox"/> No <input type="checkbox"/>
If Yes, attach details about the proposed role of the BCT Revolving Fund to this EOI

5. SOCIO-ECONOMIC BENEFITS

Proposals are required to demonstrate delivery of deliver complementary economic and/or social outcomes. Refer to Part 4 of the Co-Investment Landholder and Investor Guide for examples of complementary economic and/or social outcomes.
Please attach an outline of complementary economic and/or social outcomes to this EOI

6. CAPACITY AND EXPERIENCE IN LONG-TERM MANAGEMENT OF LARGE-SCALE BIODIVERSITY CONSERVATION PROJECTS

Does the Landholder have capacity and experience in long-term management of successful large-scale biodiversity conservation projects? Yes <input type="checkbox"/> No <input type="checkbox"/>
If Yes, attach evidence of this capacity and experience to this EOI form.
Does the proposal involve building capacity of the Landholder to successfully manage, long term large-scale biodiversity conservation projects? Yes <input type="checkbox"/> No <input type="checkbox"/>
If Yes, attached evidence that one or more of the co investors has experience and success in building such capacity in projects of a similar scale.

7. LANDHOLDER DECLARATIONS				
Fit and proper person declaration				
This section must be completed by all Landholders. Landholder(s) means either the existing owner or owners of the land or an expected future owner of the land, whichever intends to be the party to a conservation agreement under the proposed co-investment partnership.				
	Landholder name:	Landholder name:	Landholder name:	Landholder name:
Has the Landholder or an Associated Manager of the Landholder contravened any Relevant Legislation*, or held a licence or other authority that has been suspended or revoked under any Relevant Legislation?	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
If the Landholder is an Associated Manager of another person, has the other person contravened any Relevant Legislation *, or held a licence or other authority that has been suspended or revoked under any Relevant Legislation *? (select No if not applicable)	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Has the Landholder or an Associated Manager of the Landholder, in the previous 10 years, been convicted in New South Wales or elsewhere of an offence involving fraud or dishonesty?	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Has the Landholder or an Associated Manager of the Landholder, during the previous 3 years, been an undischarged bankrupt or applied to take the benefit of any law for the relief of bankrupt or insolvent debtors, compounded with creditors or made an assignment of remuneration for their benefit?	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
if a body corporate, is the Landholder the subject of a winding up order or has the Landholder had a controller or administrator appointed during the previous 3 years? (select No if not applicable)	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
if an individual, is the Landholder or has the Landholder been the director or person concerned in the management of a body corporate that is the subject of a winding up order or for which a controller or administrator has been appointed during the previous 3 years?	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
Relevant Legislation is defined in clause 5.3 of the <i>Biodiversity Conservation Regulation 2017</i> and at the time of the preparation of this form means the following Acts, or parts of Acts, and any regulations, agreements, authorities or other instruments entered into, granted or made under those Acts or parts (whether or not still in force):				
(a) the <i>Biodiversity Conservation Act 2016</i> , (b) Part 5A of the <i>Local Land Services Act 2013</i> , (c) Parts 7 and 7A of the <i>Fisheries Management Act 1994</i> , (d) the <i>Environmental Planning and Assessment Act 1979</i> ,		(e) an Act or part of an Act administered by the Minister for the Environment, (f) a repealed Act that corresponds to an above-mentioned Act, an Act of the Commonwealth, another State or Territory that corresponds to an above-mentioned Act.		

Conflict of Interest declaration

This section must be completed by all Landholders.

A “conflict of interest” is an actual, potential or reasonably perceived conflict between a person’s private interests and their involvement in the NSW co-investment partnerships, including their potential entry into and obligations under a conservation agreement with the NSW BCT under the *Biodiversity Conservation Act 2016*.

An “interest” that may be relevant includes: shareholdings, trusts or nominee companies, property holdings; interests and positions in corporations, partnerships, businesses, trade unions, or professional, business or community associations and organisations; memberships of Boards or Committees; membership or association with voluntary organisations; and family or other relationships formed through work, education or engagement with the local community, including sporting, social, cultural or voluntary activities

In completing this declaration, the Landholder confirms that:

- by indicating a "No" response in this Declaration, the Landholder does not have a conflict of interest in relation to their involvement with the NSW BCT co-investment partnerships;
- any interest of the Landholder that may create, or may be perceived to create, a conflict of interest as at the date of this EOI is attached to this EOI; and
- it will promptly notify an Officer of the NSW BCT associated with the BCT co-investment partnership of any change in circumstances arising after the date of this bid that may create, or may be perceived to create, a conflict of interest in relation to their involvement with the NSW BCT Conservation Tender

	Landholder Name	Landholder Name	Landholder Name	Landholder Name
Conflict to declare?	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

If any Landholder(s) has a conflict to declare, attach the following information to this EOI

- Description of the interest
- Description of actual, potential or perceived conflict arising from my involvement with the NSW BCT co-investment partnerships
- Action to manage/avoid the conflict of interest

General Declarations

The following declarations apply to all Landholders completing this EOI Form

I confirm that I have read the NSW BCT Co-Investment Landholder and Investor Guide.

I declare that, to the best of my knowledge:

- eligibility requirements outlined in the Co-Investment Landholder and Investor Guide are met
- the co-investment partnership proposal been prepared based on my own research and independent advice, and I have not relied upon any representations made by NSW BCT staff or delivery agents;
- the Conflict of Interest declaration that has been provided by all Landholders, is correct and has been made in good faith;
- the Fit and Proper Person declaration that has been provided by all Landholders, is correct and has been made in good faith;
- the co investors identified in this proposal are fit and proper persons;

- where the Landholder is an organisation, e.g. company, I have authority to complete this form; and the information provided on this form is complete and correct.
- I and other identified Landholders are not close family members of any BCT staff or BCT Board member or delivery agent/contractor engaged by the BCT

I acknowledge that:

- I have had the opportunity to obtain my own independent legal and financial advice in relation to preparation of the co-investment partnership proposal
- the BCT may conduct a site assessment (at a time suitable with the Landholder)
- all discussions with BCT staff and delivery agents are on a without prejudice basis and cannot be relied on unless confirmed in writing by BCT.
- where information is provided to a Landholder/co investor which impacts on the program guidelines, BCT reserves the right to provide this information for all potential partners in the process
- Landholder(s) and co-investor(s) cannot be provided with information on the likely outcome of the assessment of the EOI or business case as all submissions will be subject to a detailed assessment and approval by the BCT Board.

Signed by the Landholder

All Landholders of the site are required to complete and sign this form. If the Landholder is an organisation, e.g. a company, a person who has authority should sign on behalf of the organisation.

Landholder 1	Landholder 2
Landholder signature:	Landholder signature:
Print name:	Print name:
Date:	Date:

Landholder 3	Landholder 4
Landholder signature:	Landholder signature:
Print name:	Print name:
Date:	Date: