

Modification Approval
Section 75W of the *Environmental Planning & Assessment Act*
1979

I, the Minister for Planning modify, under section 75W of the *Environmental Planning and Assessment Act 1979*, the Project referred to in Schedule 1 in the manner set out in Schedule 2 (MOD-10-1-2006-i).



Frank Sartor MP
Minister for Planning

Sydney, 31 July 2006

File No: N93/00030

SCHEDULE 1

Approval for the F3 to Branxton Highway Link, granted by the then Minister for Urban Affairs and Planning on 7 November 2001.

SCHEDULE 2

1. Insert the following into the *acronyms and abbreviations* section of Schedule 1 in appropriate alphabetical order:

construction	all construction work in respect of the Activity other than survey, acquisitions, fencing, investigative drilling or excavations, building/road dilapidation surveys, minor clearing (except where threatened species, populations or ecological communities would be affected), establishing site compounds (in locations meeting the criteria of the Conditions), or other activities determined by the EMR to have minimal environmental impact (e.g. minor access roads, minor adjustments to services/utilities, etc).
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2. Insert into Condition 1 of Schedule 1 the following:
 - ix. correspondence from the RTA to the Department, dated 20 December 2006, with an accompanying report titled *F3 Freeway to Branxton Link - Modification to permit staged construction*, prepared by Acacia Environmental Planning Pty Ltd and dated September 2005.

3. Following condition 5 of Schedule 1, insert the following condition:

Construction Staging

5A The Proponent may elect to construct the proposal in stages provided that these are consistent with the Conditions of Approval. Where stages are proposed, the Proponent must submit a Staging Report to the Director-General at least four weeks before construction work commences (or within any other time agreed to by the Director-General). The Staging Report shall:

- i) describe the construction stages; and
- ii) identify how the conditions of approval relating to construction would be addressed in each construction stage.

Note: In no way does the above condition permit the staged commissioning and operation of the proposal, as prohibited in condition 2 of this approval.
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4. Delete all references to 'substantial construction' within the Instrument of Approval and replace with 'construction'.
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