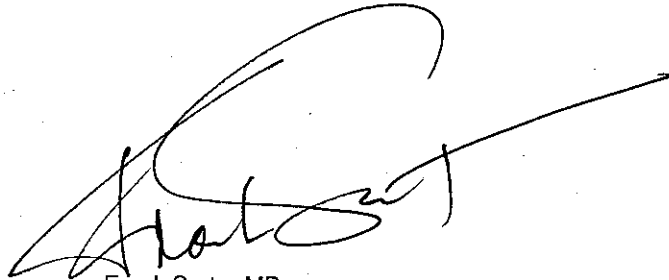


Notice of Modification

Section 96AA of the *Environmental Planning & Assessment Act 1979*

I, the Minister for Planning, modify the development consent referred to in Schedule 1 as set out in Schedule 2.



Frank Sartor MP
Minister for Planning

Sydney,

2006

File No: 9039217

SCHEDULE 1

The development consent (DA 250-9-01) granted by the NSW Land and Environment Court for the operation of an extractive industry on Lots 1 and 2 DP 547255 and the continued use of existing facilities on Lots 196 and 29 DP 752025, on 24 May 2004.

SCHEDULE 2

1. Delete condition 1.2 c) and d) replace with the following:
 - c) Statement of Environmental Effects (SEE) titled *Sand Quarry on Lots 29, 196, 1 & 2 Old Northern Road, Maroota, Section 96 Consent Modification*, dated July 2005 and prepared by Environmental Resource Management (Australia) Pty Limited;
 - e) the material contained in Annexure "C" being:
 - (i) ERM Figures 1-4 in relation to the staging of rehabilitation works;
 - (ii) ERM Figures 5 and 6 in relation to the final landform; and
 - (iii) SEE Figure 1.3 in relation to the final landform; and
 - f) the conditions of this consent.
2. Delete condition 1.5 and replace with:

Period of Approval

- 1.5 This consent provides approval for sand extraction on Lots 1 and 2, DP 547255, until 24 May 2022 and for the:
 - a) continued use of processing facilities, haul roads, water management, weighbridge, offices, and associated infrastructure on site;
 - b) transport of extracted sand and concrete product to the site, and sand product from the site; and
 - c) decommissioning of equipment, rehabilitation and revegetation of the site, for a period of twenty-five (25) years from the commencement of the development consent for the Haerses Road quarry (DA 165-7-2005).

Extraction on Lots 29 and 196 DP 752025 shall not occur beyond the period of approval under development consent 796/00/HE.

3. Delete condition 1.6 and replace with:

1.6 The combined production of quarry products from the site (Lots 196 and 29 DP 752025, and Lots 1 and 2 DP 547255, Old Northern Road, Maroota) and from the Haerses Road sand quarry shall not exceed 495,000 tonnes per annum.

4. Delete condition 3.30 and replace with:

3.30 Total vehicle movements at the site, including those provided for in consents 796/00/HE, 250-9-01 and 165-7-2005, shall not exceed a combined total of 88 laden movements per day or 120 vehicle movements per day.

5. Insert after 'ERM Figures 5 and 6' in Annexure C the following:

Figure 1.3 of SEE: Final Landform

