



**Project Name:** Mod10 Multi-purpose Terminal Reconfiguration  
**Case ID:** DA293-08-00-Mod-10

## Applicant Details

### Project Owner Info

Title	Miss
First Name	Natalie
Last name	Devillers
Role/Position	Environmental Planner
Phone	0417120242
Email	natalie.devillers@pon.com.au
Address	251 WHARF ROAD NEWCASTLE , New South Wales, 2300 , AUS

### Company Info

Are you applying as a company/business?

Yes

Company Name	The Trustee for the Port of Newcastle Unit Trust
ABN	97539122070

### Primary Contact Info

Are you the primary contact?

Yes

Title	First Name	Last Name
Miss	Natalie	Devillers
Phone	Email	Role/Position
0417120242	natalie.devillers@pon.com.au	Environmental Planner

### Address

251  
WHARF ROAD  
NEWCASTLE, New South Wales 2300  
AUS

## Political Donations

Do you need to disclose a political donation?

Yes

## Attachments

File Name	PON_Reportable Donations_DA 293-08-00
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## Modification Details

### Project Info

Project Name	Mod10 Multi-purpose Terminal Reconfiguration
Additional Estimated Development Cost (excl GST)	AUD0.00
Additional Operation Jobs	0
Additional Construction Jobs	0
Additional Dwellings	0

### Modification Description

The Proposed Modification seeks to remove the prescriptive boundaries associated with the General Cargo Handling Facility (GCHF), allowing general cargo to be stored flexibly across a larger area within the approved MPT. This change would enable PON to optimise existing hardstand areas and respond more effectively to evolving operational demands, particularly the handling and storage of infrastructure components associated with renewable energy projects in NSW. No new land uses, construction work

How is the modification substantially the same as the original development?

Prior to Modification 7, the GCHF was approved for the eastern section of the MPT. As part of Modification 7, the GCHF was temporarily relocated to behind Mayfield No. 4 berth. The Proposed Modification seeks to allow storage of general cargo across a larger area within the MPT. This does not introduce any new or distinct land use, which would otherwise fail the test (NSWLEC, 1992), nor does it alter the fundamental purpose of the development.

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## Site Details

### Site Information

Site Name	Former BHP steelworks site
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## Local Government Area

Local Government	District Name	Region Name	Primary Region
Newcastle City		Hunter	<input checked="" type="radio"/>

## State Significant Development - Identified Site

Is your proposal on an Identified Site?

Identified Site Name

## Landowner's Consent

Is the applicant the sole owner of the land?

No

Was landowner's consent required for the original development application for consent to which this modification application relates?

Yes

### Attachments

File Name PORT LESSOR Approval

Does the modification application relate to land owned by a Local Aboriginal Land Council?  
No

## Statutory Context

Modification Type

Section 4.55(1A) - involving minimal environmental impact, where the development as originally approved remains substantially the same

## Critical Habitat and Threatened Species

Is the land, or part of the land, critical habitat?

No

Is the development likely to significantly affect threatened species, populations or ecological communities, or their habitats?

No

Is the development biodiversity compliant? (refer to [section 28 of the Environmental Planning and Assessment Regulation 2021](#))

No

## Sustainable Buildings SEPP

Is the development exempt from the [State Environmental Planning Policy \(Sustainable Buildings\) 2022 Chapter 3](#), relating to non-residential buildings?

- The DA was submitted on the NSW Planning Portal before 1st October 2023.
- The DA was submitted on the NSW Planning Portal on or after 1st October 2023 but was deemed exempt due to the reasons outlined in Chapter 3.1.

Yes

Have all the requirements of the [State Environmental Planning Policy \(Sustainable Buildings\) 2022](#) been met for the development that is the subject of this Modification Application?

No

## Other Requirements

Is the modification application accompanied by a biodiversity development assessment report (BDAR)?

No

Does this modification application relate to a development for which the original development application was required to be accompanied (or in the case of BASIX optional development, was accompanied) by a BASIX certificate or BASIX certificates?

No

## Approvals - Part1

A permit under Section [201](#), [205](#) or [219](#) of the [Fisheries Management Act 1994](#)?\*

No

An approval under [Part 4](#), or an excavation permit under [Section 139](#), of the [Heritage Act 1977](#)?\*

No

An Aboriginal heritage impact permit under [Section 90](#) of the [National Parks and Wildlife Act 1974](#)?

No

A bush fire safety authority under [Section 100B](#) of the [Rural Fires Act 1997](#)?

No

A water use approval under [Section 89](#), a water management work approval under [Section 90](#) or an activity approval under [Section 91](#) of the [Water Management Act 2000](#)?

No

## Approvals - Part2

**Do you require any of the following approvals from [Section 4.42](#) of the Environmental Planning and Assessment Act 1979, in order to carry out the development:**

An aquaculture permit under [Section 144](#) of the [Fisheries Management Act 1994](#)?

No

An approval under [Section 15](#) of the [Mine Subsidence Compensation Act 1961](#)?

No

A mining lease under the [Mining Act 1992](#)?

No

A petroleum production lease under the [Petroleum \(Onshore\) Act 1991](#)?

No

An environment protection licence under [Chapter 3](#) of the [Protection of the Environment Operations Act 1997](#) (for any of the purposes referred to in [Section 43](#) of that Act)?

No

A consent under [Section 138](#) of the [Roads Act 1993](#)?

No

A licence under the [Pipelines Act 1967](#)?

No

## Modification Report and Attachments

### Attachments

File Name 60774146\_MPT\_Modification Report\_v3