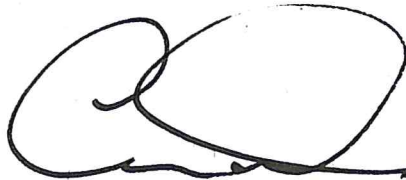


Notice of Modification

Section 75W of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning and Infrastructure, under the delegation executed on 14 September 2011, I hereby modify the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



Chris Wilson
Executive Director

Sydney *29 January* 2013

SCHEDULE 1

Development Consent 30/98 granted by the Minister for Planning on 16 December 1998 for the Botany Industrial Park subdivision.

The development consent is modified by:

Abbreviations and Interpretation

1. Replacing all the Abbreviations and Interpretation terms as follows:

Minister	Minister for Planning and Infrastructure
Director-General	Director-General of Planning and Infrastructure
Department	Department of Planning and Infrastructure
Council	City of Botany Bay Council
Applicant/Orica	Orica Limited and its successors in title
DA	Development Application
Act	<i>Environmental Planning and Assessment Act, 1979</i>
Regulation	<i>Environmental Planning and Assessment Regulation, 2000</i>
LEP	Local Environmental Plan
SEE	Statement of Environmental Effects
Subject Land	Area illustrated by Drawing No. B87210 (Rev 6), submitted with Development Application No. 30/98 (subject to final survey) and as amended by Drawing No. NA50613011 prepared by Cardno (NSW/ACT) Pty Ltd, dated 10 January 2013 and included in Attachment A
SPC	Special Purpose Company

BIP Botany Industrial Park
RMS Roads and Maritime Services
EPA Environment Protection Authority
CPWE Area subject to MP 06_0197 for the remediation of the car park
waste encapsulation area located in the north east corner of the BIP

2. Replacing all references to "RTA" with "RMS"

SCHEDULE 2

Conditions of Development Consent

3. Amend Condition 1 as follows:
 1. The subdivision shall be carried out in accordance with the Statement of Environmental Effects (SEE), dated 11 September 1998, and Drawing No. B87210 (Rev 6), submitted with Development Application No. 30/98 (subject to final survey) and as amended by Drawing No. NA50613011 prepared by Cardno (NSW/ACT) Pty Ltd, dated 10 January 2013 and included in Attachment A.
4. Insert Condition 1A as follows:
 - 1A. The Applicant shall ensure that access is maintained to the groundwater monitoring wells located within the Car Park Waste Encapsulation Area (MP 06_0197) to allow for the completion of the groundwater monitoring program, in consultation with the EPA.
5. Insert new Attachment A following Condition 59 which illustrates the revised BIP boundary.

