

Notice of Modification

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

As delegate of the Minister for Planning under delegation dated 16 February 2015, I modify the Project Approval referred to in Schedule 1, subject to the conditions in Schedule 2.



Anthony Witherdin
Acting Director
Regional Assessments

Sydney *12 OCTOBER* 2015

Schedule 1

Development Application: DA 4980/90 granted by the then Minister for Planning on 11 January 1991

For the following: Tomago Aluminium Smelter

Proponent: Tomago Aluminium Company Limited

Consent Authority: Minister for Planning

The Land: 576-638 Tomago Road, Tomago

Modification: **DA 4980/90 MOD 4:** increase in the production capacity of the aluminium smelter from 575,000 tonnes per annum to 585,000 tonnes per annum.

Schedule 2

The above approval is modified as follows:

1. Condition number 2 'General' is modified by the inclusion of the **bold and underlined** words and deletion of the ~~struck-out~~ words as follows:

General

2. The Applicant shall carry out the expansion of the Tomago Aluminium Smelter generally in accordance with the Environmental Impact Statement (EIS) and Appendices, dated July 1990, prepared by Crooks Mitchell Peacock Stewart Pty Limited and certified by James J. Varjavandi on 27 July 1990; as modified by the Statement of Environmental Effects (SEE) titled Modification of Development

Consent for the proposed Production Capacity Increase at Tomago Aluminium Smelter, dated April 2001; ~~and~~ as modified by the Statement of Environmental Effects entitled "Production Capacity Increase Statement of Environmental Effects Tomago Aluminium Smelter", prepared by ENSR Australia Pty Ltd, dated May 2009; and as modified by the project proposal titled *Tomago Aluminium Company Pty Ltd Production Capacity Increase 575,000 to 585,000 Tonnes Saleable Metal* and accompanied by a letter dated 5 August 2015 from the Tomago Aluminium Company Pty Limited, and as may be modified by the following conditions.

End of Modification