



26 September 2013

Mr Sam Haddad
Director General
Department of Planning and Infrastructure
GPO Box 39
SYDNEY NSW 2001

Dear Mr Haddad

Patricks Container Terminal – DA453-12-2002-i (Modification 7)

I refer to the Executive Director's letter dated 12 September 2013 referring the above application to the Planning Assessment Commission for determination under Ministerial delegation.

The Chair of the Planning Assessment Commission, Ms Gabrielle Kibble AO, nominated me to constitute the Commission to consider and determine the application.

I note that there were only 4 submissions from Randwick City Council, Botany Bay City Council, the Environment Protection Authority and the Department of Primary Industries. None of them raised objection to the proposed modifications. Their comments have been addressed in the assessment report.

The Assessment Report concluded that the proposed modification would not result in additional environmental impacts above those already approved as part of the development. The proposed automation system will reduce the number of on-site workers which may result in a reduction in vehicles accessing the site. The report also recommends 2 additional conditions to manage construction and permanent parking on site. The Department supports the proposed modification and therefore recommends approval subject to conditions.

The Commission agrees with the conclusion in the Assessment Report.

The Commission notes agency references within the approval are outdated. The recommendation does not include the outdated agency references being updated.

The Commission is satisfied that the Department's recommended conditions have adequately addressed the identified issues and the recommendation to grant conditional approval is reasonable along with the inclusion of updating the Departments, and the Roads and Traffic Authority's, details requiring modification of Part Schedule 2, Schedule 3, Condition's 3.9 and 3.11.

The application is approved subject to recommended conditions.

The file and signed instrument of approval are returned.

Yours sincerely

David Furlong
Planning Assessment Commission

cc. Mr Brad Hazzard MP
Minister for Planning and Infrastructure
Minister Assisting the Premier on Infrastructure NSW
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