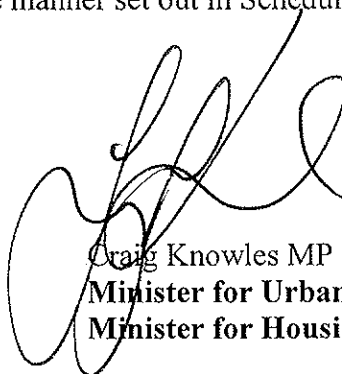


**NOTICE OF AMENDMENT OF DEVELOPMENT CONSENT GRANTED  
UNDER SECTION 91 OF THE UNAMENDED ENVIRONMENTAL  
PLANNING AND ASSESSMENT ACT 1979**

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I, the Minister for Urban Affairs and Planning, pursuant to Section 96(2) of the Environmental Planning and Assessment Act, 1979, modify the development consent referred to in Schedule 1 in the manner set out in Schedule 2 (S98/00928/Pt3).



Craig Knowles MP  
Minister for Urban Affairs and Planning  
Minister for Housing

Sydney

22/2/

1999

**SCHEDULE 1**

Development consent granted by the Minister for Urban Affairs and Planning on 9 February 1998, (DA 53/97) for Baiada Poultry Pty Limited to develop a poultry-processing complex on land described as part Lot 18, DP 865930 and Part Lot 3, DP 857742, Oxley Highway, Tamworth.

**SCHEDULE 2**

The development consent is modified:

(a) by replacing Condition 1 with the following words:

1. The Applicant shall carry out the development generally in accordance with:

- (a) the development application DA 53/97;
- (b) the environmental impact statement titled "An Environmental Impact Statement for a Poultry Processing Complex at 'Oakburn', Oxley Highway Tamworth NSW", dated September 1997 prepared by Ellis Environmental Services Pty Ltd;
- (c) site plans for proposed poultry processing complex, dated 18 August 1997 – prepared by Blekton Pty Ltd;
- (d) site plans for amenities building, dated 3 October 1998 Ref. No. 2002A/97 prepared by Blekton Pty Ltd; and
- (e) the conditions of consent.

***Note:** A building application must be submitted to the Council and approval given for all buildings to be erected on the site prior to the commencement of any building works.*

## APPENDIX A - SECTION 79C(1) CONSIDERATION

(a) **The provisions of :**

(i) **Any environmental planning instrument, and**

All environmental planning instruments were considered in the original DA and the modification is not inconsistent with any applicable environmental planning instrument.

(ii) **Any draft environmental planning instrument that is or has been placed on public exhibition and details of which have been notified to the consent authority, and**

No draft environmental planning instruments are applicable.

(iii) **Any development control plan, and**

No development control plan applies.

(iv) **Any matters prescribed by the regulations, that apply to the land to which the development application relates,**

Clause 66 of the Environmental Planning and Assessment Regulation 1994 requires the following additional matters to be taken into account by a consent authority in determining an application:

66(a) The Government Coastal Policy (where relevant):

The development site is not subject to the Government Coastal Policy.

66(b) In the case of a DA for the demolition of a building, the provisions of Australian Standard AS 2601-1991: The demolition of structures, as in force at 1 July 1993:

This matter is not relevant to the subject proposal.

(b) **the likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality**

The proposed modification involves the minor relocation of amenities and office space from inside the main building to an outside adjacent location. The proposed modification will have minimal environmental impact and will enable the Company to make future additions to the main building if required. These future additions would be hindered if the amenities were retained inside the main building.

**(c) the suitability of site for the development**

The site is suitable for the proposed modification as the amenities building will be located immediately adjacent to the rendering plant and will form part of the building complex. It is considered that there are no significant constraints to the proposed modification in terms of height, bulk, scale, surrounding land-uses, or the physical characteristics of the site.

**(d) any submissions made in accordance with this Act or the regulations**

No public or Government submissions were received during this period.

**(e) the public interest**

The modification proposal is unlikely to affect the public due to the minor nature of the modification and the minimal environmental impact involved.

**(f) Building Code of Australia**

The proposed amenities building is categorised as building in which a handicraft or process for the production, assembling, altering, repairing, packing, finishing, or cleaning of goods or produce is carried on for trade, sale or gain under Class 8 of the Building Code of Australia.

Provisions concerning access for people with disabilities, large isolated buildings, sanitary facilities, type of fire-resisting construction weather proofing and structural adequacy are contained in the Building Code of Australia and must be complied with in accordance with clause 78A and 78B of the Environmental Planning and Assessment Regulation.