

Notice of Modification

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

As delegate of the Minister for Planning, under the instrument of delegation executed on 16 February 2015, I hereby approve the modification of the development consent referred to in Schedule 1, subject to conditions in Schedule 2.



Anthea Sargeant
Executive Director
Key Sites and Industry Assessments

Sydney

1 March

2017

SCHEDULE 1

Application Number:	DA 10397 of 1995
Proponent:	Weston Aluminium Pty Limited
Approval Authority:	Minister for Planning
Land:	Lot 796 DP 39877 129 Mitchell Avenue, Kurri Kurri
Project:	Extensions to an existing aluminium dross recycling plant
Modification Number:	DA 10397 of 1995 Mod 8
Modification:	To allow the commercial scale processing of First Cut SPL

SCHEDULE 2

This development consent is modified as follows:

In the definitions table:

1. Inserting the following definitions in alphabetical order:

DA 10397 of 1995 Mod 8	Removing the distinction between spent potlining types thereby allowing the commercial scale processing of First Cut and Second Cut spent potlining as well as a mixture of both as described in the assessment prepared by AECOM and dated 8 September 2016 and the Response to Submissions prepared by AECOM and dated 13 December 2016
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First Cut spent potlining	Spent potlining originating from the refractory lining of aluminium reduction cells (pots)
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In Schedule 2:

1. Inserting the following Condition 2j) after Condition 2i) of Schedule 2:

2j)	Modification request DA 86-04-01 Mod 10 and DA 10397 of 1995 Mod 8 and the enclosed Environmental Assessment, dated 8 September 2016, prepared by AECOM and the Response to Submissions, dated 13 December 2016, prepared by AECOM.
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2. Delete Condition 5 and replace with the following in Schedule 2:

5	The Applicant shall not process on site more than a combined total of 40,000 tonnes of dross aluminium and SPL and 35,000 tonnes of scrap aluminium metal per year.
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3. Delete Condition 6A and replace with following in Schedule 2:

6A	The Applicant shall ensure that the combined total of SPL and aluminium dross stored on site does not exceed 5,000 tonnes at any time.
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