

Modification of Minister's Approval

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

As delegate of the Minister for Planning and Infrastructure under delegation effective from 1 October 2011, I approve the modification of the project application referred to in Schedule 1, subject to the conditions in Schedule 2.



A/ Director
Infrastructure Projects

Sydney

6/3/

2012

SCHEDULE 1

Project Approval:

MP 05_0089 granted by the Minister for Planning on 21 December 2006.

For the following:

Southern Sydney Freight Line

Modification:

(MP 05_0089 MOD 6): Amendments to conditions 1, 43 and 67.

SCHEDULE 2

- 1. replace existing condition 1(b) with the following:**
 - b) the Statement of Commitments (SoC) made in the Submissions Report, as amended in Attachment 1 to these Conditions of Approval and through the modification request dated 14 December 2011 (MP 05_0089 MOD 6);
- 2. replace existing condition 1(h) and subsequent words within condition 1 with the following:**
 - h) the modification request dated 14 December 2011 (MP 05_0089 MOD 6); and
 - i) the conditions of this approval.

These CoA prevail in the event of any inconsistency with the requirements for the Construction and Operation of the Project arising out of the documents described in (a) to (h) above.

- 3. replace condition 43 with the following:**

The Proponent shall undertake construction activities associated with the project during the following hours:

 - a) 7.00am to 6.00pm, Mondays to Fridays, inclusive;
 - b) 8.00am to 1.00pm on Saturdays; and
 - c) at no time on Sundays or public holidays.

Activities resulting in impulsive or tonal noise emission (such as rock breaking, rock hammering, sheet piling, pile driving) shall be limited to 8.00am to 6.00pm Monday to Friday and 8.00am to 1.00pm Saturday. The Proponent shall not undertake such activities for more than three continuous hours and must provide a minimum one-hour respite period.

- 4. replace condition 67 with the following:**

The Proponent must use electrical energy derived from a renewable energy source accredited by the National Green Power Accreditation Steering Group (or equivalent) for the supply of at least 50% of the on-site electrical energy requirements, if available, for the project's construction. Power consumption (green power or other) must be reported in Construction Compliance Reports.