

Modification of Minister's Approval

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

As delegate for the Minister for Planning, under the Instrument of Delegation executed on 11 October 2017, I approve the modification of the project approval referred to in Schedule 1, subject to the conditions outlined in Schedule 2.



Sally Munk
A/Director
Industry Assessments

Sydney

12 May

2018

File: OBJ10/12550

SCHEDULE 1

Project Approval (MP 06_0028), granted by the former Minister for Planning on 12 August 2006 for Hexachlorobenzene Waste Repackaging Plant at 16-20 Beauchamp Road, Matraville in the Botany local government area.

SCHEDULE 2

This approval is modified as follows:

1. Delete the definitions for Council, CPRC and the Department, the Director-General, Director-General's Report, Director-General's Approval, the EPA, the Minister and OEH and insert the following definitions in alphabetical order:

Council	Bayside Council
Department, the	Department of Planning and Environment
EPA	Environment Protection Authority
EPL	Environment Protection Licence issued by the EPA under the POEO Act
Minister, the	Minister for Planning
OBLC	Orica Botany Liaison Committee
Secretary, the	Secretary of the Department (or delegate)

2. Delete all references to "CPRC" and replace with OBLC.
3. Delete all references to "Director-General" and replace with "Secretary".
4. Delete all references to "OEH" and replace with "EPA".

In Schedule 2, 1. Administrative Conditions

5. Replace condition 1.1i) with the following:
 - i) Modification request (06_0028 MOD 7) with supporting documentation titled 'Orica Botany Modification Application for the HCB Repackaging Plant Project Approval', prepared by Orica, 9 April 2018; and
 - j) conditions of this approval.

In Schedule 2, 2. Specific Environmental Conditions

6. Delete Conditions 2.5, 2.6, 2.7, 2.8, 2.9 and 2.10.

7. Insert new Condition 2.4A immediately after Condition 2.4 as follows:

Air emission, discharge, monitoring and shutdown

2.5A The Proponent must operate equipment in line with best practice to ensure the Project complies with all load limits, air quality criteria, air quality monitoring requirements and shutdown requirements as specified in the EPL for the site.

8. Replace Condition 2.13 with the following:

The Proponent shall operate and maintain the project to ensure that the noise contributions from the project do not lead to an exceedance of the maximum allowable noise emissions emanating from all active Plants in the BIP premises, as shown in Table 1 below, when measured or computed at any point within one metre of the nearest boundary of any residence in the vicinity of the site, using the "FAST" response on the sound level meter:

Table 1: Amenity LAeq criteria

Time of Day	LAeq
Day 7:00am to 6:00pm Mondays to Saturdays 8:00am to 6:00pm Sundays and public holidays	65
Evening 6:00pm to 10:00pm on any day	55
Night 10:00pm to 7:00am Mondays to Saturdays 10:00pm to 8:00am Sundays and public holidays	50

Note: Noise generated by the Project is to be measured in accordance with the relevant procedures and exemptions (including certain meteorological conditions) of the NSW Industrial Noise Policy.

9. Delete Condition 2.14.

In Schedule 2, 3. Environmental Monitoring and Reporting

10. Delete conditions 3.1, 3.2 and 3.3.