

Notice of Modification

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

As delegate of the Minister for Planning and Infrastructure, I modify the Project Approval referred to in Schedule 1, as set out in Schedule 2.



Chris Wilson
Executive Director

Sydney

5 DECEMBER

2011

SCHEDULE 1

Application Number: 06_0139 (as modified)

Proponent: ThaQuarry Pty Ltd & ACN114 843 453 Pty Ltd

Approval Authority: Minister for Planning

Land: Lots 1, 2, 3 and 4 in DP 1145808, Eastern Creek in the Blacktown local government area

For the following: Eastern Creek Waste Project.

SCHEDULE 2

1. Insert new definition as follows:

Building Certificate Building Certificate means a building certificate issued under Part 8 of the EP&A Act

2. Replace Condition 1 Schedule 2 with the following:

1. The Proponent shall carry out the project generally in accordance with the:
 - a) EA;
 - b) Statement of Commitments;
 - c) site plan and building elevation drawings at Appendix 1;
 - d) Modification application 06_0139 Mod 1 with supporting document titled Light Horse Business Centre, Environmental Assessment Report: Project Modification prepared by Light Horse Business Centre, dated August 2010 and Additional Information, dated 6.9.2010 and 13.9.2010;
 - e) Modification application 06_0139 Mod 2 dated 9.11.10;
 - f) Modification application 06_0139 Mod 3 dated 10 May 2011 with supporting document titled *Light Horse Business Centre, Environmental Assessment Report: Modification 3, September 2011* prepared by Light Horse Business Centre (which contains 'LandPartners' operational landform plan, 'Martens' report for stormwater management, and building elevations); and
 - g) conditions of this approval.

3. Insert new Condition 2a after Condition 2.

- 2a. The construction of the buildings referred to in condition 8(a - c) are not approved, only the use of the buildings.

4. Replace Condition 8 Schedule 2 with the following:

8. Prior to commencement of operations the Proponent shall obtain and provide copies of all necessary building certificates from Council to the Director-General, for the following works:
 - a) the weighbridge and associated infrastructure;
 - b) the amenities building adjacent to the MPC building; and
 - c) the new administration/office building adjacent the car parking area.

5. Replace Condition 50 and 51 in Schedule 3 with the following

50. The Proponent must enter into a Planning Agreement in accordance with the terms of its offer dated 25 November 2011 within 1 month after public notification has been given in accordance with section 93G.

6. Replace Appendix 1 with the revised Site Plan.

7. Delete Appendix 2.

8. Replace Appendix 3 with the revised Operational Area.

APPENDIX 1 - SITE PLAN



