

Request to modify a major project



NSW GOVERNMENT
Department of Planning

Date duly made: ____/____/____

Modification No. _____

1. Before you lodge

This form is required under section 75W of the *Environmental Planning and Assessment Act 1979* (the Act) in order to request the Minister to modify the Minister's approval to carry out a project or concept plan to which Part 3A of the Act applies.

Before making this request, it is recommended that you first consult with the Department of Planning (the Department) concerning your modification. The Director-General may issue environmental assessment requirements that must be complied with before your request will be considered by the Minister. If the changes proposed by the modification will result in a project that is consistent with the existing approval, the Minister's approval for a modification is not required.

Disclosure Statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

Note: For more details about political donations disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

Lodgement

All modification requests must be lodged with the Director-General of the Department of Planning, by courier or mail. An electronic copy should also be e-mailed to the assessment contact officer assigned to the project.

NSW Department of Planning
Ground floor, 23-33 Bridge Street, SYDNEY NSW 2000
GPO Box 39 SYDNEY NSW 2001
Phone 1300 305 695

2. Details of the proponent

Company/organisation/agency

Pasminco Cockle Creek Smelter Pty Ltd

(Subject to Deed of Company Arrangement)

ABN

30 000 083 670

☐ Mr ☐ Ms ☐ Mrs ☐ Dr ☒ Other

c/- WSP Environment and Energy

First name

Anthony

Family name

Fitzsimmons

Position

STREET ADDRESS

Unit/street no.

Level 1

Street name

41 McLaren Street

Suburb or town

North Sydney

State

NSW

Postcode

2060

POSTAL ADDRESS (or mark 'as above')

As above

Suburb or town

State

Postcode

Daytime telephone

(02) 8925 6701

Fax

(02) 89256799

Mobile

0419 206 992

Email

anthony.fitzsimmons@wspgroup.com

3. Identify the land

STREET ADDRESS (where relevant)

Unit/street no.

13a

Street or property name

Main Road

Suburb, town or locality

Boolaroo

Postcode

2284

Local government area(s)

Lake Macquarie City
Council

State Electorate(s)

Lake Macquarie

REAL PROPERTY DESCRIPTION

See detailed description attached.

Note: The real property description is found on a map of the land or on the title documents for the land. If you are unsure of the real property description, you should contact the Department of Lands.

Please ensure that you place a slash (/) to distinguish between the lot, section, DP and strata numbers. If the proposed modification applies to more than one piece of land, please use a comma to distinguish between each real property description.

OR: detailed description of land attached: ☒

MAP: A map of the site and locality should also be submitted with this request.

4. Details of the original major project or concept plan

Briefly describe what the original approval allows

The original approval allows the remediation of the former Pasminco lead and zinc smelter site at Boolaroo. This remediation involves the excavation of contaminated material from the various parcels of the site and the placing of these materials in a capped containment cell to be located around the existing on-site eastern slag stockpile. Other project components include temporary storage, treatment and possibly mixing of excavated material as required, the provision of environmental controls to manage impacts during construction, an effluent treatment plant to treat potential future leachate and groundwater that may be emitted from the cell, the continued approval of the operation of the existing jig on the site to extract lead from lead slag stockpiles, the crushing of recovered concrete, some off-site disposal of contaminated material and the acceptance of some materials from nominated properties which had been contaminated by lead dust.

What was the original project application no.?

06_0184

What was the date of the approval?

27/2/2007

What was the original application fee?

\$ 57,525

Note: Clause 245K of the *Environmental Planning and Assessment Regulation 2000* provides information on calculating the maximum fee for a request for modification.

5. Describe the modification you propose to make to the approval

Describe the proposed modification

The proposed modification seeks to amend condition 1.6 of the original Project Approval to specifically refer to the Lead Abatement Strategy July 2010 Implementation Documentation and to require a lead abatement strategy to be undertaken generally in accordance with that document including a draft Lead Abatement Strategy Deed.

Your modification request may need to be accompanied by an Environmental Assessment, including plans. An electronic and hard copy of this document will be required.

ESTIMATED CAPITAL INVESTMENT VALUE

Please indicate the estimated capital investment value (CIV) of the modification to the project approval or concept plan (excluding GST).

\$Nil

FULL TIME EQUIVALENT JOBS

Please indicate the number of jobs created by the proposed modification. This should be expressed as a proportion of full time equivalent (FTE) jobs over a full year.

Construction jobs (FTE)

Nil

Operational jobs (FTE)

Nil

6. Landowner's consent (where required)

As the owner(s) of the above property, I/we consent to this request being made by the proponent:

Land

Lot 1/DP 1127713, Lot 2/DP 1127713, Lot 21/DP 251322, Lot 1/DP 523781 and Lot 23/DP 251322

Signature

Name

Peter McCluskey (Deed Administrator)

Date

Land

Signature

Name

Date

11/10/2010

Note: Under Clause 8F of the *Environmental Planning and Assessment Regulation 2000* (the Regulation), certain applications for approval under Part 3A of the Act do not require consent of the landowner, however, the proponent is required to give notice of the application (e.g. linear infrastructure, mining & petroleum projects, and critical infrastructure).

7. Political donation disclosure statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

Have you attached a disclosure statement to this request?

☒ Yes

☐ No

Note: For more details about political donations disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

8. Proponent's signature

As the proponent(s) of the project and in signing below, I/we hereby:

- provide a description of the modification to the project approval or concept plan and address all matters required by the Director-General pursuant to Section 75W of the Act, and
- declare that all information contained within this form is accurate at the time of signing.

Signature



Name

Peter McCluskey

Date

11/10/2010

In what capacity are you signing if you are not the proponent

Deed Administrator

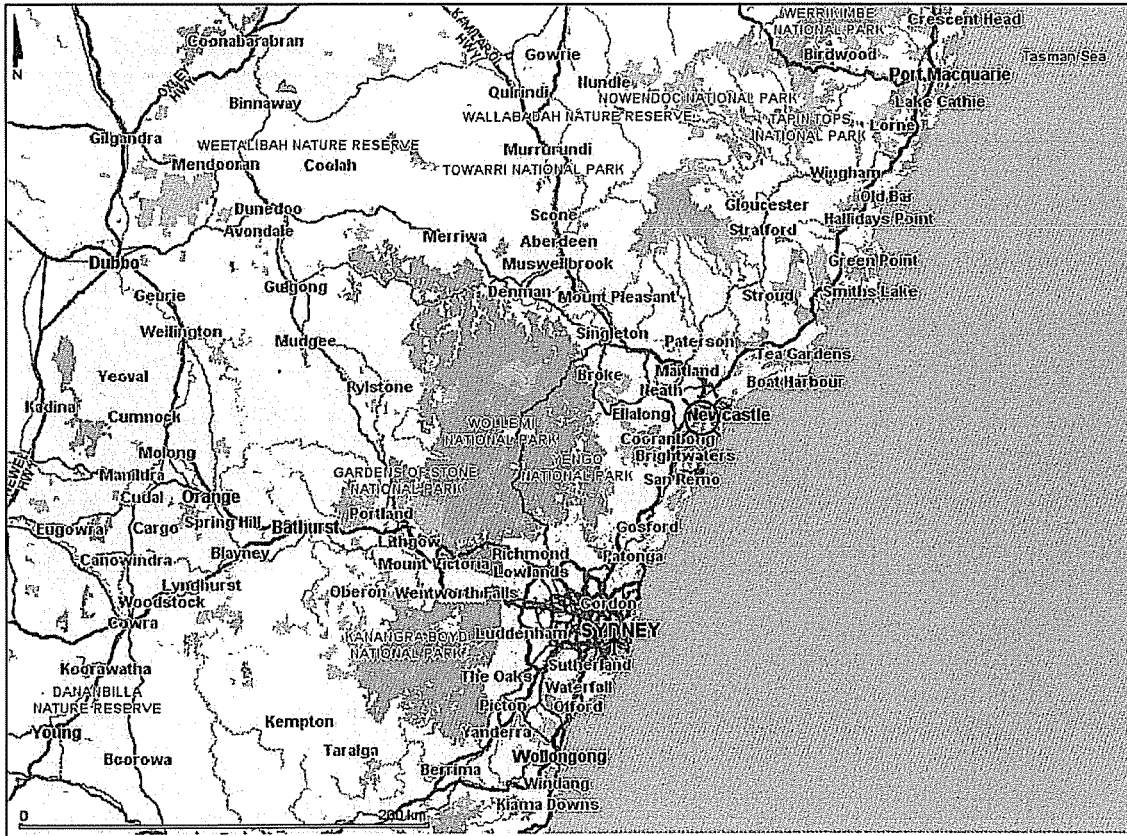
Name, if you are not the proponent

Pasminco Cockle Creek Smelter Pty Ltd (subject to Deed of Company Arrangement) ABN 30 000 083 670

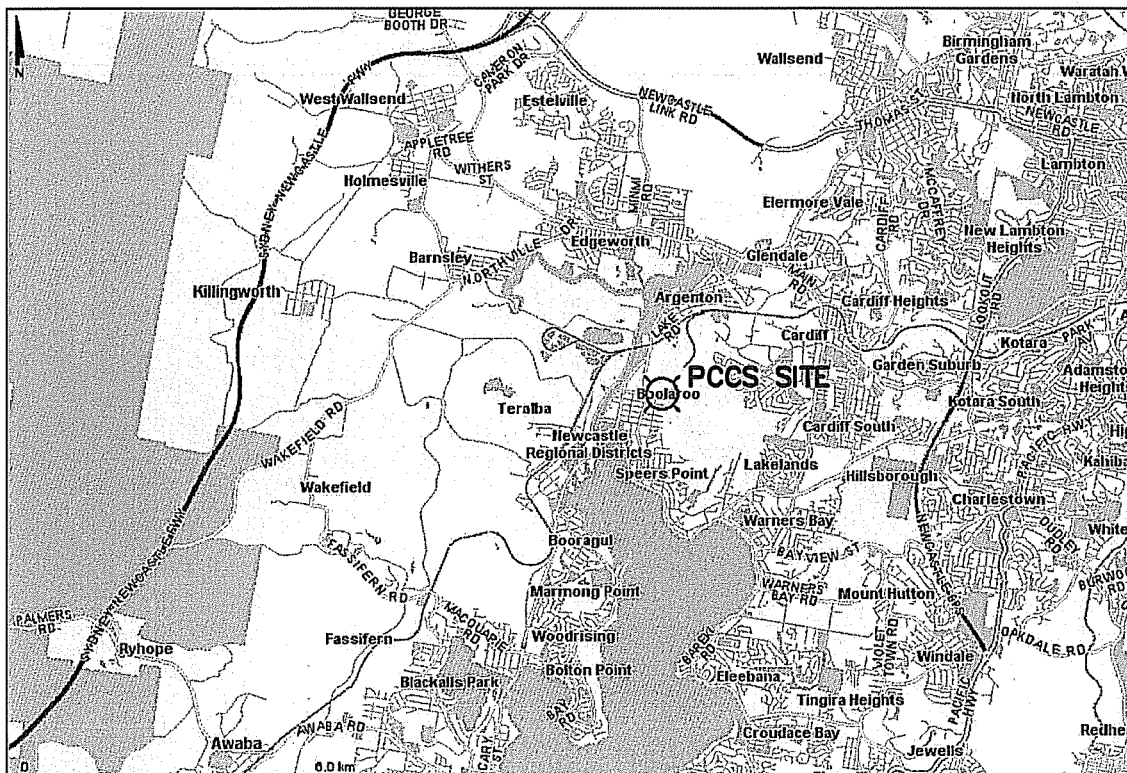
Detailed description of Land (Paragraph 3 '*Identify the Land*')

The land to which Project Approval 06_0184 applies is as follows:

- Lot 1 DP 1127713
- Lot 2 DP 1127713;
- Lot 21 DP 251322;
- Lot 23 DP 251322; and
- Lot 1 DP 523781.



LOCATION OF PCCS SITE IN REGIONAL CONTEXT



LOCATION OF PCCS SITE IN LOCAL CONTEXT



MONTEATH & POWYS PTY. LTD.

A.B.N. 94 000 861 110
CONSULTING SURVEYORS & PLANNERS
TONELLA COMMERCIAL CENTRE
125 BULL ST, NEWCASTLE WEST
Email: survey@monteathpowys.com.au
P.O. BOX 726 NEWCASTLE 2300.
PHONE (02) 49 281388 FAX (02) 49 293475

FIGURE 3.1



CLIENT:

FITZWALTER GROUP Pty Ltd

TITLE:

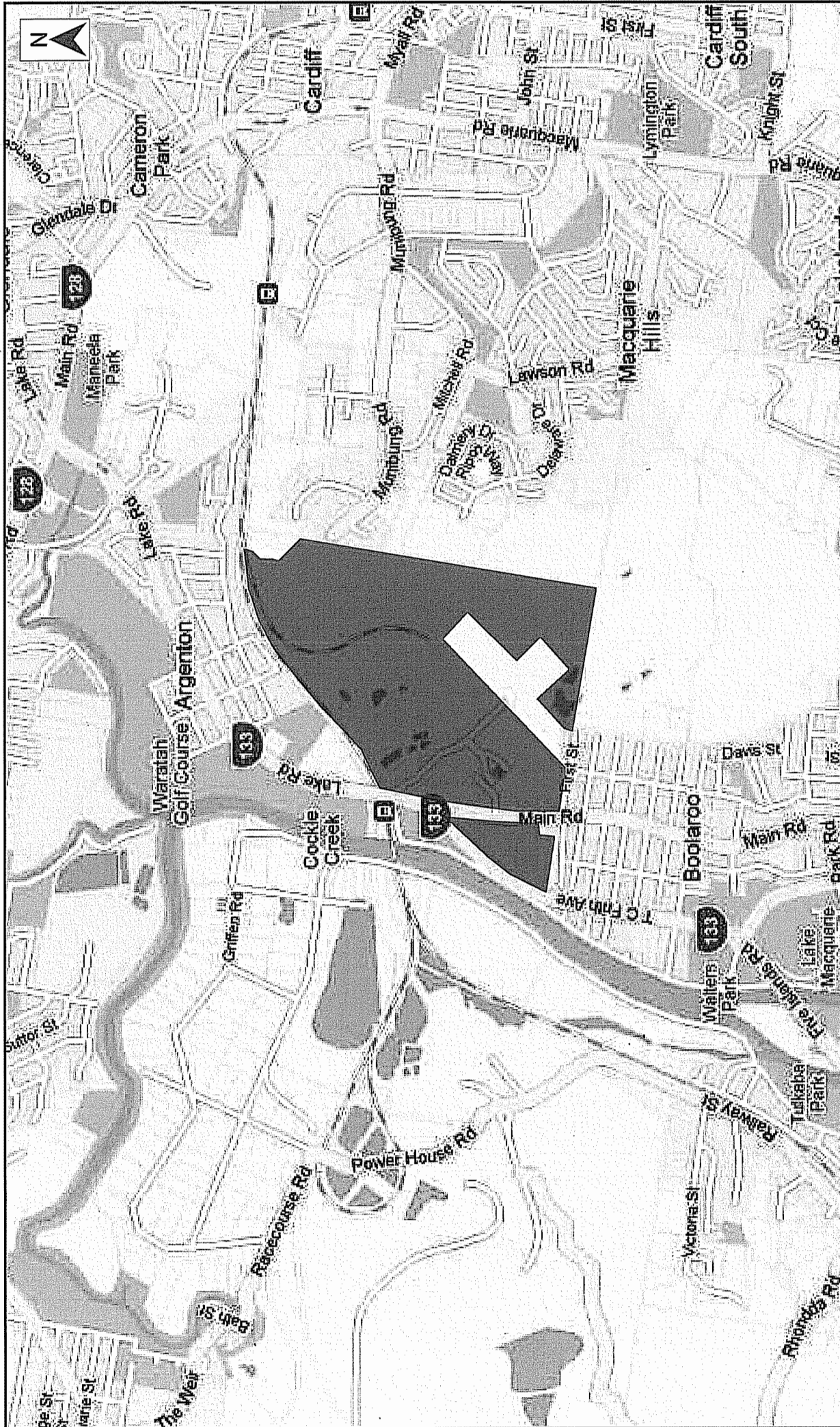
**LOCALITY SKETCH
BOOLAROO HEIGHTS ESTATE
PCCS, BOOLAROO**

DATE: 09/10/06

R.R.(A3): N.T.S.

REF: 04026AP

DATE OF LAST EDIT: 19/10/2006 - MAK



Key

Site Location

Scale

0 500 1000

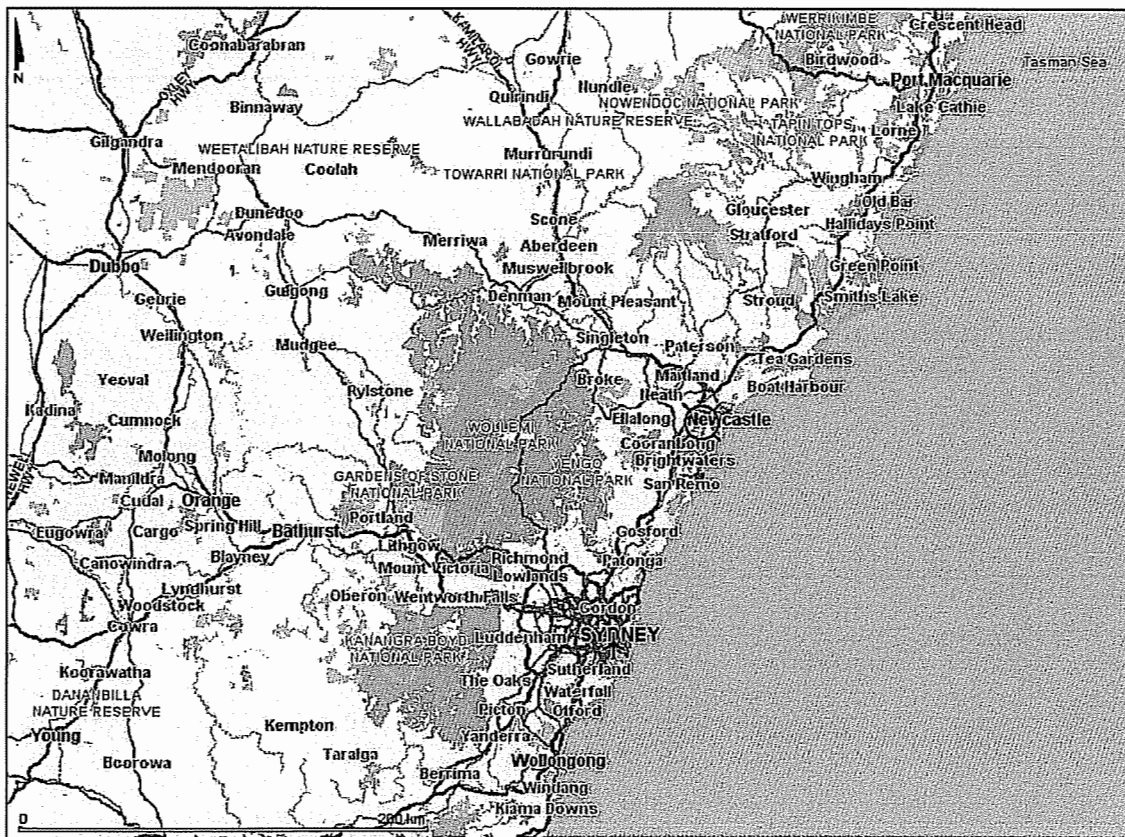
Metres

Site Location

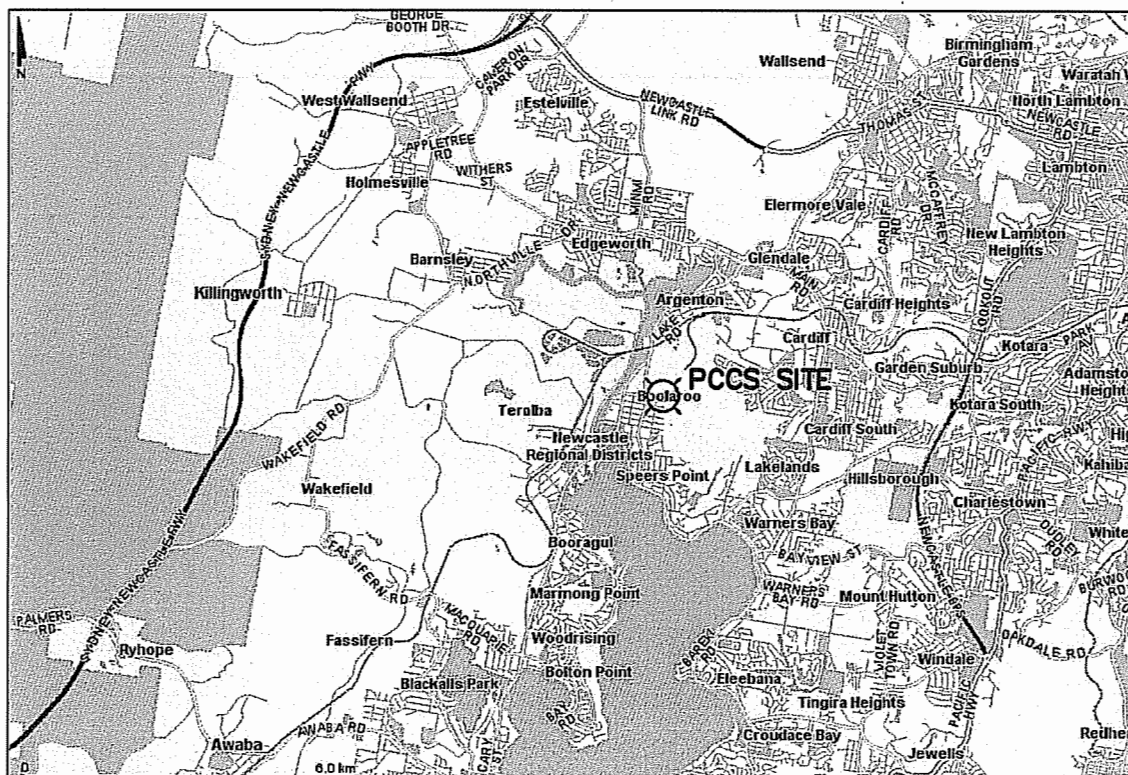
Pasmenco Cockle Creek Smelter, Boolaroo, NSW

Figure 1

WSP



LOCATION OF PCCS SITE IN REGIONAL CONTEXT



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