

Request to modify a major project



NSW GOVERNMENT
Department of Planning

Date duly made: 20/7/10

Modification No. 06.0293 MOD3

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		ABN
Roads and Traffic Authority of NSW		NA
<input checked="" type="checkbox"/> Mr <input type="checkbox"/> Ms <input type="checkbox"/> Mrs <input type="checkbox"/> Dr <input type="checkbox"/> Other		
First name	Family name	
Robert	Higgins	
Position		
General Manager, Pacific Highway		
STREET ADDRESS		
Unit/street no.	Street name	
21	Prince Street	
Suburb or town	State	Postcode
Grafton	NSW	2460
POSTAL ADDRESS (or mark 'as above')		
AS ABOVE		
Suburb or town	State	Postcode
Daytime telephone	Fax	Mobile
02 6640 1305	02 6640 1001	0408 490 905
Email		
Bob_HIGGINS@rta.nsw.gov.au		

3. Identify the land

STREET ADDRESS (where relevant)

Unit/street no.

Street or property name

Part 3A approval

Suburb, town or locality

Postcode

Local government area(s)

State Electorate(s)

REAL PROPERTY DESCRIPTION

Sapphire to Woolgoolga Project

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 conceptual plan

Briefly describe what the original approval allows

Part 3A critical infrastructure approved project for upgrade of the Pacific Highway at Sapphire to Woolgoolga.

Condition 2.6 of the approval requires:

Light wells shall be provided in culverts in the highway median that provide fish passage to encourage their use. Appropriate dimensions shall be determined in consultation with the DPI (Fisheries).

What was the original project application no.?

06_0293

What was the date of the approval?

15 Jan 2009

What was the original application fee?

Not applicable

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

Industry & Investment NSW (I&I) do not want to include skylights in any aquatic/ fish underpass on the Sapphire to Woolgoolga Pacific Highway Upgrade. I&I have verbally provided the following reasons for this approach (James Sakker pers communication with John O'Donnell on 13 July 2010):

1. According to I&I (Fisheries) there is no real evidence that skylights are providing benefits for fish.
2. I&I generally do not require light wells any more.

- 3. DECCW has concerns in regards to terrestrial fauna passage being impacted by noise reverberation through the skylights.
- 4. The extra expense in installation is not justified.

Suggested modified condition attached below for your consideration:

Unless otherwise agreed with DI&I NSW (Fisheries) light wells shall be provided in culverts in the highway median that provide fish passage to encourage their use. Appropriate dimensions (if applicable) shall be determined in consultation with the DI&I NSW (Fisheries).

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).

\$

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) Operational jobs (FTE)

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 <input type="text" value="NA"/>	Land <input type="text"/>
Signature <input type="text"/>	Signature <input type="text"/>
Name <input type="text"/>	Name <input type="text"/>
Date <input type="text"/>	Date <input type="text"/>

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.

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
Robert (Bob) Higgins

Date
15 July 2010

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

General Manager, Pacific Highway

Name, if you are not the proponent

NA