

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 executed on 14 September 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

5 June

2013

SCHEDULE 1

Project Approval:

06_0293 granted by the Minister for Planning and Infrastructure on 13 January 2009

For the following:

Pacific Highway Upgrade - Sapphire to Woolgoolga

Modification:

MP06_0293 MOD 7: Operational environmental management systems

SCHEDULE 2

CONDITIONS

The approval is modified by:

1. Deleting condition 1.1 and replacing with the following:

The Proponent shall carry out the project generally in accordance with the:

- a) Major Projects Application 06_0293;
- b) *Coffs Harbour Highway Planning – Sapphire to Woolgoolga section - Environmental Assessment* (volumes 1, 2 and 3), prepared by Connell Wagner Pty Ltd and dated November 2007;
- c) *Coffs Harbour Highway Planning – Sapphire to Woolgoolga section – Environmental Assessment Submissions Report*, prepared by Connell Wagner Pty Ltd and dated June 2008, including the revised Statement of Commitments contained therein;
- d) correspondence from the NSW Roads and Traffic Authority to the Department of Planning dated 29 October 2008 withdrawing the proposed Arrawarra Rest Area from the project;
- e) Modification Application dated 21 October 2009 (06_0293 MOD 1) and request for modification dated 20 October 2009; and
- f) Modification Application dated 22 January 2010 (06_0293 MOD 2), and request for modification dated 22 January 2010;
- g) Modification Application dated 15 July 2010 (06_0293 MOD 3), including correspondence from the RTA to the Department dated 29 August 2010;
- h) Modification Application dated 21 September 2010 (06_0293 MOD 4) and request for modification dated 22 September 2010;
- i) Modification Application and request for modification dated 23 November 2010 (06_0293 MOD 5);
- j) Modification Application and request for modification received by the department on 21 October 2011 and Response to Submissions dated 3 July 2012 (06_0293 MOD 6);
- k) Modification Application letter dated 15 April 2013 and the document titled *Sapphire to Woolgoolga Upgrade: Proposed Modification to the Project Approval, CoA 6.4 Operational Environmental Management Plan, May 2013 (Revision 2)* (06_0293 MOD 7); and
- l) the conditions of this approval.

2. Deleting condition 1.1 and replacing with the following:

In the event of an inconsistency between:

- a) the conditions of this approval and any document listed from condition 1.1a) to 1.1k) inclusive, the conditions of this approval shall prevail to the extent of the inconsistency; and
- b) any document listed from condition 1.1a) to 1.1k) inclusive, and any other document listed from condition 1.1a) to 1.1k) inclusive, the most recent document shall prevail to the extent of the inconsistency.

3. Deleting condition 6.4 and replacing with the following:

Prior to the commencement of operation, the proponent shall incorporate the project into its existing management systems and shall ensure that key operation environmental impacts are monitored and managed, including but not limited to:

- a) ecological factors;
- b) noise impacts;

- c) soil erosion and the discharge of sediment and other pollutants;
 - d) landscaping;
 - e) heritage sites;
 - f) water quality; and
 - g) traffic performance.
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