

# Modification of Minister's Approval

## Section 75W of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning under delegation executed on 16 February 2015, I approve the modification of the project application referred to in schedule 1, subject to the conditions in schedule 2.



David Gainsford  
Executive Director  
Priority Projects Assessments

Sydney 9th September 2016

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### SCHEDULE 1

<b>Project Approval:</b>	06_0293 granted by the Minister for Planning on 15 January 2009
<b>For the following:</b>	The construction and operation of an approximately 25 kilometre four lane divided highway upgrade of the Pacific Highway between Sapphire and Woolgoolga
<b>Modification:</b>	06_0293 MOD 8: To permanently retain surplus material generated by the construction of the project at five re-use sites between Sapphire and Moonee Beach.

## SCHEDULE 2 CONDITIONS

1. Replace condition 1.1 with new condition 1.1 as follows:

- 1.1 The Proponent shall carry out this 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);
  - l) Modification Application letters dated 5 November 2013 and 6 January 2016 (06\_0293 MOD 8) and document titled *Sapphire to Woolgoolga Upgrade Environmental Review Material Re-use Strategy, May 2016 Revision 0.8*; and
  - m) The conditions of this approval.

2. Replace condition 1.2 with new condition 1.2 as follows:

- 1.2 In the event of an inconsistency between:
- a) the conditions of this approval and any document listed from condition 1.1a) to 1.1l) inclusive, the conditions of this approval shall prevail to the extent of the inconsistency; and
  - b) any document listed from condition 1.1a) to 1.1l) inclusive, and any other document listed from condition 1.1a) to 1.1l) inclusive, the most recent document shall prevail to the extent of the inconsistency.