

08149  
5 May 2010

Mr Sam Haddad  
Director-General  
Department of Planning  
GPO Box 39  
SYDNEY NSW 2000

Attention: Daniel Keary

Dear Mr Haddad

**MODIFICATION TO MAJOR PROJECT 08-0093  
DARLING WALK – PUBLIC DOMAIN**

We refer to the abovementioned Project Application for Public Domain works at Darling Walk, Darling Harbour.

On behalf of our client, Lend Lease Development, we write in regard to the proposed works at the Harbour Street and Day Street intersection being road resurfacing, kerb and guttering and paving. The City of Sydney Council owns a small parcel of land where part of the works are proposed (refer to the attached drawings).

Land owners consent from Council for the works to Harbour Street however was inadvertently not provided with the Project Application submitted to the Department of Planning. Whilst land owners consent had not been provided, the Major Project Approval listed the Harbour Street land in Schedule 1 of the Approval and is accordingly a misdescription of the land to which the approval relates as it legally cannot include this parcel.

Council has now provided land owners consent to undertake the proposed works on Council's land and signed the attached 75W Modification Application form. We therefore request a modification to formally include the land in the approval. As the original consent lists the Harbour Street land in Schedule 1 of the Approval, this modification is administrative in nature and does not require changes to the land listed in the Approval.

In accordance with Section 245k of the *Environmental Planning and Assessment Regulation 2000*, please find enclosed the fee of \$750 for the assessment of the request.

Should you have any queries about this matter, please do not hesitate to contact me on ph 9409 4918 or [kosborne@jbaplanning.com.au](mailto:kosborne@jbaplanning.com.au).

Yours faithfully



Kirk Osborne  
Principal Planner

