



17 April 2013

SF2011/001260
CR2011/002177
MJ

Director, Major Projects Assessment
NSW Department of Planning
GPO Box 39
SYDNEY NSW 2001

Attention: Mr Chris Richie

**INDUSTRIAL DRIVE (MR316): MARSTEL BULK FUEL STORAGE AND DISPATCH FACILITY
MODIFICATION 1 – EXHIBITION OF ENVIRONMENTAL ASSESSMENT (08_0130 MOD 1)**

Dear Mr Ritchie,

I refer to your letter dated 22 March 2013, received on 27 March 2013, (Your reference: 08_0130 MOD 1) requesting comment from Roads and Maritime Services (RMS) regarding the Environmental Assessment for the proposed modification to the subject development. Please accept my apologies for not responding earlier.

RMS Responsibilities and Obligations

Transport for NSW and RMS primary interests are in the road network, traffic and broader transport issues. In particular, the efficiency and safety of the classified road network, the security of property assets and the integration of land use and transport.

In accordance with the *Roads Act 1993*, RMS has powers in relation to road works, traffic control facilities, connections to roads and other works on the classified road network. Industrial Drive (MR316) is a classified (State) Road. RMS concurrence is required for connections to the road with Council consent, under Section 138 of the Act. RMS consent is required for traffic control signals and facilities under Section 87 of the Act. Council is the roads authority for this road and all other public roads in the area. Should road works be required on the classified (State) road, RMS would exercise the functions of roads authority under Sections 64 and 71 of the Act.

RMS Response and Requirements

RMS has noted that the proposed modification relates specifically to increasing storage capacity and throughput of the plant currently under construction. RMS has reviewed the information provided, including the Traffic and Transport - Section 13.0, and considers that the proposed modification will not have any significant impact on the traffic and access related matters addressed in the current Project Approval (MP 08_0130) dated 8 June 2012 and as such RMS has

no objections to the proposed modification. However, all matters raised in my letters dated 19 December 2011 and 24 July 2012 still apply.

On the Minister's determination of this matter, it would be appreciated if a copy of the Project Approval is forwarded to RMS for record and / or action purposes.

Please contact me on 4924 0240 if you require further information.

Yours sincerely,



Dave Young
Manager, Land Use Development
Infrastructure Services
Hunter Region

CC General Manager
Newcastle City Council

Mr Tim Dewey
Transport for NSW