

Notice of Modification

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

As delegate of the Minister for Planning, I modify the Project Approval referred to in Schedule 1, subject to the conditions in Schedule 2 and 3.



Anthony Witherdin
**Acting Director
Modification Assessments**

Sydney 4 July 2016

SCHEDULE 1

Development Approval:	MP 09_0090 granted by the Minister for Planning on 26 July 2010
For the following:	Orica Ammonium Nitrate Emulsion Project
Applicant:	Orica Australia Pty Ltd
Consent Authority:	Minister for Planning
The Land:	George Booth Drive (Lot 2 DP 809377, Richmond Vale, NSW)
Modification:	MP 09_0090 MOD 2: the modification includes: installation of a heat exchanger and cooling tower to enable the cooling of the ANE during production.

SCHEDULE 2

The above approval is modified as follows:

- (a) Schedule 2 - Condition 2 is amended by the insertion of the **bold and underlined** words / numbers as follows:

Limits of Approval

2. The Proponent shall carry out the Project generally in accordance with the:
- EA;
 - modification application MP 09_0090 MOD 1 dated 10 October 2012, environmental assessment dated 8 October 2012 and accompanying plans, prepared by Umwelt (Australia) Pty Ltd;
 - modification application MP 09_0090 MOD 2 dated 14 April 2016 and accompanying plans, prepared by Umwelt (Australia) Pty Ltd and the Response to Submissions dated 25 May 2016 prepared by Umwelt (Australia) Pty Ltd.**
 - statement of commitments;
 - submissions report; and
 - conditions of this approval.

SCHEDULE 3

- (b) Schedule 3 - Condition 4.1 is included by the insertion of the **bold and underlined** words/ numbers as follows:

HAZARDS

Post-startup

- 4.1 Within 3 months of the approval of Modification 2. or further time agreed with SafeWork NSW, the applicant shall update the current MHF Safety Case for the facility and provide the relevant information of SafeWork NSW.**

- (c) Schedule 3 - Condition 6D, 6E, 6F Hazards and Risk(MP 09_0090 MOD 2) – is added by the insertion of **bold and underlined** words / numbers as follows:

Hazards and Risk (MP 09_0090 MOD 2)

- 6D. Prior to the commencement of construction works associated with MP 09_0090 MOD 2, the Proponent shall identify all hazards arising from the potential interaction of construction works associated with MP 09_0090 MOD 2 with the existing operations which are related to Schedule 15 materials identified in the NSW Work Health and Safety Regulation 2011.**

- 6E. During construction works associated with MP 09_0090 MOD 2, the Proponent shall implement all necessary control measures to reduce the risks from those hazards identified by Condition 6A of this Schedule as low as reasonably practicable.**

- 6F. The Proponent shall ensure that the safety aspects of all construction works associated with MP 09_0090 MOD 2 are carried out in accordance with the existing Safety Management System for the site.**

Note: Management of change procedures which must be followed and documented in accordance with the Work Health and Safety Regulation 2011.

- (d) Schedule 3 - Condition 29 is included by the insertion of the **bold and underlined** words / numbers as follows:

SAFETY

- 29. Prior to finalising the detail design of the additional plant approved by Modification 2, the applicant must consult with the Major Hazards unit of SafeWork NSW with regard to the safety systems to be incorporated into the modification, and incorporate the safety measures to the satisfaction of SafeWork NSW.**

- (e) Appendix A – Figure 2 detailed site layout is removed and replaced with the following revised Figure 3 titled ANE System – ANE Manufacturing – Structural Works Manufacturing Drawing No. 56077 revision 1 prepared by Orica Australia Pty Ltd.

Figure 3: Detailed ANE facility site layout

