



31 January 2013

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Dear Denise

**Major Project Approval - MP10_0030
Stage 1, Discovery Point**

We refer to our previous correspondence dated 25th January 2013, seeking modification to the permissible construction hours noted within Condition D2 of Stage 6 Consent MP10_0030. The Early Works for Stage 6 has in fact been approved under the Stage 1 Consent (MP10_0030) and therefore we need to change our request and seek to modification of condition D2 of MP10_0030.

The basis of the application was to enable the excavation works located within a 2 metre vicinity of RailCorp's HV cables to take place on the scheduled track possession weekend of the 9th and 10th of February 2013. On further consideration, given the proximity of the site to the Airport Rail Line it is highly likely that other construction activities will need to occur over a RailCorp track possession weekend, and therefore outside the permissible construction hours.

We therefore request that the condition be modified to enable the hours of construction, specified under condition D2 of the Stage 1 approval, be varied with written approval of the Director-General of the Department of Planning and Infrastructure. We understand any request to alter the hours of construction will need to be:

- a) justified and considered on a case by case basis;
- b) accompanied by details of the nature and need for activities to be undertaken during the varied construction hours;
- c) accompanied by written confirmation from any relevant agency or stakeholder, such as RailCorp and/or Council, that consultation to vary the hours of construction has been undertaken, the necessity for the works to be undertaken, dates and times of the extension of hours of construction;
- d) accompanied by any information necessary to evaluate the impacts of the proposal.

Please do not hesitate to contact the undersigned should you require any further information.

Kind regards

Penny Lloyd
Development Manager