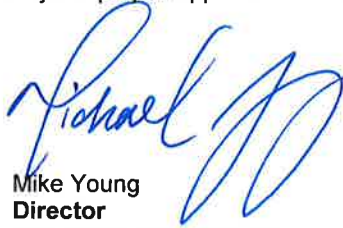


# Notice of Modification

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

As delegate of the Minister for Planning, I modify the project approval referred to in Schedule 1, as set out in Schedule 2.

  
Mike Young  
Director  
Resource Assessments

Sydney

31 May

2017

### SCHEDULE 1

The project approval (10\_0160) for the White Rock Wind Farm Project, granted by the Minister for Planning and Infrastructure's delegate on 10 July 2012.

### SCHEDULE 2

1. In the Definitions, insert the following and arrange all Definitions in alphabetical order:

**Alternative transmission line**

Includes the transmission line, support poles and associated 50 m wide easement, referred to as the Alternate 132kV Overhead Line on the Figure in Appendix 1.

**EA**

*White Rock Wind Farm Environmental Assessment (Epuron, April 2011)* as amended by:

- the Submissions Report;
- the Modification Application seeking administrative changes to the conditions of approval, dated 15 June 2015 (MOD 2);
- the Modification Application for changes to construction and operation infrastructure dated December 2015 and supporting documents dated March 2016 (MOD 3); and
- the Modification Application for the alternative transmission line alignment and substation dated January 2017, including associated response to submissions and supplementary information relating to additional vegetation clearing, dated 21 April 2017 (MOD 4).

**Primary access point**

The main entrance for vehicles entering and exiting the project site onto the Gwydir Highway.

2. In the Definitions, delete the definition for 'site' and insert:

**Site**

The land defined in Appendix 1.

3. Delete all references to:

- "Applicant" and replace with "Proponent";
- "consent" and replace with "approval"; and
- "development" and replace with "project".

4. In Schedule B, delete condition B11 and replace with:

B11. The Proponent may construct, operate and decommission the project in stages.

Where staging of the project is proposed, the conditions of this approval are only required to be complied with at the relevant time and to the extent that they are relevant to the specific stage(s).

5. In Schedule B, delete conditions B12, B13 and B14.
6. After condition B15 in Schedule B, insert the following:

#### **NOTIFICATION OF DEPARTMENT**

B16. Prior to the commencement of the construction, operation and/or decommissioning of the project, the Proponent shall notify the Department in writing of the date of commencement of the relevant stage. If the construction, operation and/or decommissioning of the project is to be staged, then the Proponent must:

- (a) notify the Department in writing prior to the commencement of the relevant stage, and clearly identify the development that would be carried out during the relevant stage; and
- (b) inform the local community and the Community Consultation Committee about the proposed staging plans.

#### **UPDATING & STAGING OF STRATEGIES, PLANS OR PROGRAMS**

B17. With the approval of the Secretary, the Proponent may submit any strategy, plan or program required by this approval on a progressive basis.

To ensure the strategies, plans or programs under the conditions of this approval are updated on a regular basis, the Proponent may at any time submit revised strategies, plans or programs to the Secretary for approval.

With the agreement of the Secretary, the Proponent may prepare any revised strategy, plan or program without undertaking consultation with all the parties referred to under the relevant condition of this approval.

##### *Notes:*

- *While any strategy, plan or program may be submitted on a progressive basis, the Proponent must ensure that all development being carried out on site is covered by suitable strategies, plans or programs at all times.*
- *If the submission of any strategy, plan or program is to be staged, then the relevant strategy, plan or program must clearly describe the specific stage to which the strategy, plan or program applies, the relationship of this stage to any future stages, and the trigger for updating the strategy, plan or program.*

7. In Schedule C, condition C1 (b), delete the number “22” and insert “28”.
8. In Schedule C, delete condition C16 and insert:

#### **Telecommunications**

C16. If the project results in the disruption to radio or telecommunications services in the area, then the Proponent shall make good any disruption to these services as soon as practicable following the disruption.

If there is a dispute about the mitigation measures to be implemented or the implementation of these mitigation measures, then either party may refer the matter to the Secretary for resolution.

9. In Schedule C, delete condition C25 and C26.
10. In Schedule C, delete condition C28 and insert:

#### **Visual Appearance**

C28. The Proponent must:

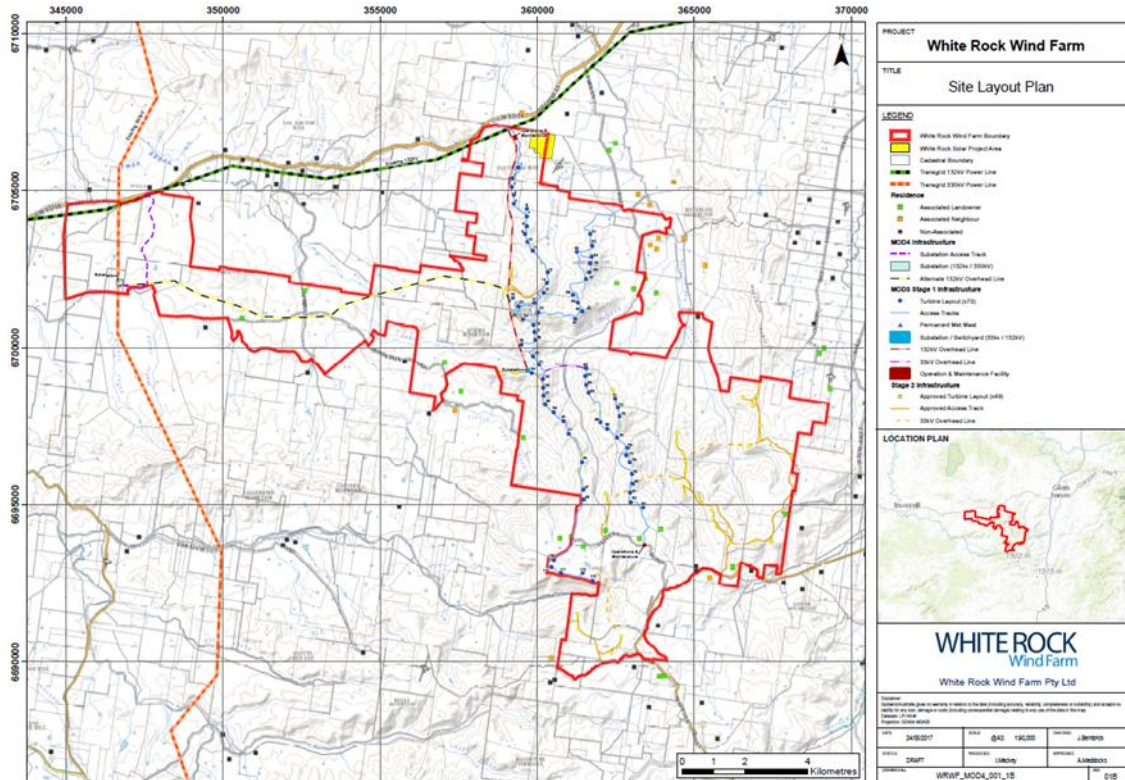
- (a) minimise the off-site visual impacts of the project;
- (b) ensure the wind turbines are:
  - painted off white/grey, unless otherwise agreed by the Secretary; and

- finished with a surface treatment that minimises the potential for glare and reflection;
  - (c) ensure the visual appearance of all ancillary infrastructure (including paint colours), blends in as far as possible with the surrounding landscape; and
  - (d) not mount any advertising signs or logos on wind turbines or ancillary infrastructure.
11. In Schedule C, condition C34, replace the words “Trade & Investment, Regional Infrastructure & Services (Mineral Resources section)” with “Planning and Environment – Division of Resources and Geoscience”.
  12. In Schedule D, delete condition D1 and insert:
    - D1. From the commencement of construction, the Proponent must operate a Community Consultative Committee for the project to the satisfaction of the Secretary, in accordance with the *Community Consultative Committee Guidelines for State Significant Projects* (2016), or its latest version.
  13. In Schedule E, condition E17 (b) following the words “in consultation with the relevant road authority, prior to the commencement of”, replace the word “construction” with “over-mass and/or over-dimensional transport”.
  14. In Schedule E, after condition E17, insert:

#### **Road Upgrades**

- E17A. Prior to the commencement of construction of the alternative transmission line (including associated substation and ancillary infrastructure), unless otherwise agreed with the Secretary, the Proponent shall:
  - (a) upgrade the intersection of the Gwydir Highway and Spring Mountain Road to provide an Austroads Basic Right Turn (BAR) treatment and Austroads Basic Left Turn (BAL) treatment to the satisfaction of RMS and in accordance with current Austroads Guidelines, Australian Standards and RMS supplements;
  - (b) upgrade the substation access point to a Typical Rural Property Access standard to the satisfaction of RMS and the relevant Councils; and
  - (c) implement any upgrades at the primary access point that are identified in accordance with condition E22 (d) to the satisfaction of the relevant roads authorities.
15. In Schedule E, after condition E22 (c), insert the following and adjust remaining (e) to (g) sub-paragraphs accordingly:
  - (d) Prior to commencing construction of the alternative transmission line (including associated substation and ancillary infrastructure), unless otherwise agreed with the Secretary, the Proponent must update the **Construction Traffic and Access Management Plan** required under condition E22 (c) to address traffic and access arrangements associated with the construction of the alternative transmission line and associated infrastructure at the primary access point for the project. The updates to the plan must be prepared by a suitably qualified person whose appointment has been endorsed by RMS, in consultation with the RMS and relevant Councils, and to the satisfaction of the Secretary. The updates to the plan must include:
    - (i) a detailed analysis of volumes and distribution of construction traffic;
    - (ii) a protocol for assessing road safety and intersection performance, and determining whether any additional upgrades are required to maintain safety of turning vehicles; and
    - (iii) identification of any necessary road upgrades, and detailed arrangements for implementation.
16. In Schedule E, condition E22 (g) (i):
  - following the words “flora and fauna habitat areas”, insert “(including identified Rough-barked Angophora tree/s containing multiple hollows)”;
  - following the words “pre-clearing surveys”, insert “by a suitable qualified ecologist”; and
  - following the words “location of threatened flora”, insert “(including Blackbutt Candlebark species)”.
17. In Schedule E, condition E22 (g) (ii), following the words “(such as fencing”, insert “and establishment of buffer zones”.
18. In Schedule G, condition G1:
  - replace all references to “Table 4” with “Table 2”; and

- in Table 2, delete the word “Tryagain” and replace with “Tangari”.
19. In Schedule G, condition G8, following the words “Within 18 months of the cessation of operation of the project,” insert “unless the Secretary agrees otherwise,”.
20. In Appendix 1, delete the project layout image and replace with the following:



21. In Appendix 1, add the following to the Schedule of Land:

| Lot | Deposited Plan |
|-----|----------------|
| 1   | DP624913       |
| 141 | DP753305       |
| 142 |                |
| 3   | DP1104129      |
| 108 | DP753260       |
| 109 |                |

**Note:** The project site will also be taken to include:

- any crown land, including road reserves, contained within the project site; and
- any land which is required for the road upgrades required under this approval.