

Notice of Modification

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

As delegate of the Minister for Planning under delegation dated 16 February 2015, I modify the Project Approval referred to in Schedule 1, subject to the conditions in Schedule 2.



Anthony Witherdin
Acting Director
Regional Assessments

Sydney 18 SEPTEMBER 2015

SCHEDULE 1

Application No.:	MP 11_0001
Proponent:	Sydney Maritime Museum Ltd trading as Sydney Heritage Fleet
Approval Authority:	Minister for Planning
Land:	Lot 1 DP 1049334, Lot 107 DP1076596, Part Lot 19 DP 803159, Part Lot 20 DP 803159, Part Lot 22 DP 803159
Project Approval:	Maritime Facility, including: <ul style="list-style-type: none">• Land component: boat storage facility, amenities, exhibition space, community work space and running maintenance workshop, green roof, earthworks, separate exhibition pavilion and kiosk, and a publicly accessible foreshore walk.• Water component: fixed wharf, floating pontoons, three (3) dolphins, publicly accessible foreshore walk, and piling.
Modification:	MP 11_0001 MOD 1: modifications to conditions of the Project Approval that relate to remediation works.

SCHEDULE 2

The above approval (MP 11_0001) is modified as follows:

1. Condition A2 is removed from Part A - Deferred Commencement

Remediation work if required

~~A2 Any remediation works is to be carried out in accordance with the plan of remediation as approved by the Director-General.~~

2. Condition F33 is inserted in Part F – During Construction.

Remediation work

F33 Remediation works are to be carried out in accordance with the approved site audit report 0503-1410 Bank Street, Pymont NSW prepared by JBS&G Australia Pty Ltd dated 28 April 2015 and Remedial Action Plan prepared by SLR Consulting Pty Ltd dated 23 April 2015, that were submitted to and approved by the Secretary on 17 August 2015.

3. Condition G22 in Part G – Prior to issue of Occupation Certificate / Prior to Operations is modified by the deletion of the ~~struck-out~~ words and the insertion of the **bold and underlined** words as follows:

Remediation

G22 ~~If remediation is required in accordance with Condition A1(b),~~ **Prior to the issue of any Occupation Certificate, the proponent shall submit a detailed site audit summary report and site audit statement and validation report to the EPA, the Director-General, the Certifying Authority and the Council. The site audit must verify that the land is suitable for the proposed use.**

END OF MODIFICATION 1 to MP 11_0001
