

03 May 2019

The Secretary  
Department of Planning and Environment  
GPO Box 39  
Sydney NSW 2001

*Attention: Mr David Gibson*

Dear David,

**Proposed s4.55 (1) modification to SSD 18\_9033 to amend condition B7 Unexpected Contamination Procedures at Wagga Wagga Hospital Redevelopment Stage 3.**

In December 2018, SSD approval was granted for Wagga Wagga Hospital Redevelopment Stage 3.

Condition B7 of that consent states:

*B7. Prior to the commencement of earthworks, the Applicant must prepare an unexpected contamination procedure to ensure that potentially contaminated material is appropriately managed. The procedure must form part of the CEMP in accordance with condition B20 and must ensure that any material identified as contaminated must be disposed off-site, with the disposal location and results of testing submitted to the Planning Secretary, prior to its removal from the site.*

The approved Remedial Action Plan (RAP) prepared by JBS&G and dated 9 May 2018 included a range of options for remediation including on-site encapsulation or removal of soils off-site. An Unexpected Finds Protocol is included in the RAP which also provides options for dealing with any unexpected finds, some of which would be inconsistent with the above condition.

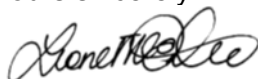
On the basis that Condition B7 is inconsistent with the approved RAP, HI requests a modification under Section 4.55(1) of the EP&A Act to amend Condition B7 as follows:

*B7 Prior to the commencement of earthworks, the Applicant must prepare an unexpected contamination procedure to ensure that potentially contaminated material is appropriately managed. The procedure must form part of the CEMP in accordance with condition B20, and where any material identified as contaminated is to be disposed off-site, the disposal location and results of testing submitted to the Planning Secretary, prior to its removal from the site.*

There is no impact of this change on the outcomes of the consent.

Should you have any further queries in relation to this matter, please do not hesitate to contact me on 99785420

Yours sincerely



Leoné McEntee  
Manager, Planning