

Modification of Development Consent

Section 4.55(1A) of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning under delegation executed on 9 March 2022, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



Pamela Morales
A/Team Leader
Industry Assessments

Sydney

9 June 2022

File: EF21/18352

SCHEDULE 1

Development consent: SSD-10436 granted by the then Minister for Planning and Public Spaces on 31 March 2021

For the following: The construction, fit-out and operation of ten warehouse and distribution tenancies in four buildings with a total gross floor area (GFA) of 108,962 m² including offices, loading docks, hardstand areas, truck and car parking areas, landscaping, associated infrastructure, and signage

Modification 6

Modification: SSD-10436-Mod 6
Modification to amend Condition B40

Applicant: ESR Developments (Australia) Pty Ltd

Consent Authority: Minister for Planning

The Land: Lot 201, 202 and 204 DP 1244593
Horsley Park NSW 2175

SCHEDULE 2

This consent is modified as follows:

1. In the definitions, delete the definition title 'Modification Applications' and replace with new definition title 'Modification Assessments'.
2. In the definition for Modification Assessments, insert new point e) immediately after point d) as follows:
 - e) The Section 4.55(1A) modification application SSD-10436 MOD-6 prepared by ESR, dated 17 January 2022.

In Schedule 2, Part B: Specific Environmental Conditions

3. In Condition A2(d), after the words 'in accordance with', delete the word 'Applications' and insert instead 'Modification Assessments'.
4. Delete Condition B40 and replace it with the following new Condition B40:
 - B40. Prior to the issue of the Occupation Certificate, the Applicant must ensure warehouse buildings comply with the relevant sections of the Australian Standard *AS 3959-2018 Construction of buildings in bushfire-prone areas* or *National Standard – Steel Framed Construction in Bushfire Areas* (NASH, 2014) as appropriate, and Section 7.5 of the PBP, on a prescriptive (deemed to satisfy and / or acceptable solution) basis and / or performance basis.

**End of modification
(SSD 10436 MOD 6)**