

# Notice of Modification

## Section 96(2) of the *Environmental Planning and Assessment Act 1979*

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

*Hansen Reed*

Director  
Resource Assessments

Sydney

*01 July*

2016

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### SCHEDULE 1

The development consent (SSD\_5170) for the Bengalla Continuation Project, granted by the Secretary as delegate of the Minister for Planning, on 3 March 2015.

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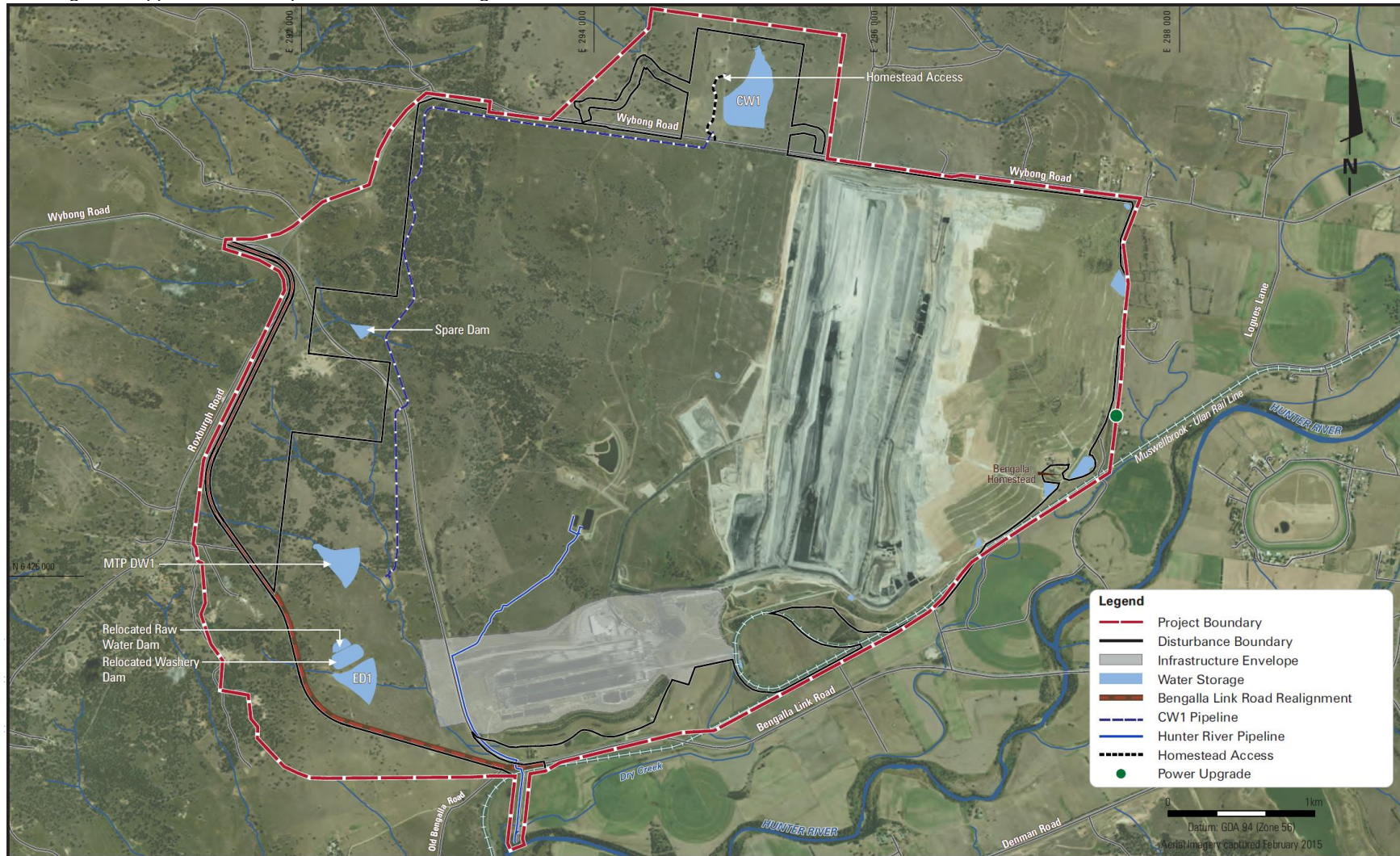
### SCHEDULE 2

1. In the List of Definitions, insert the following in alphabetical order:

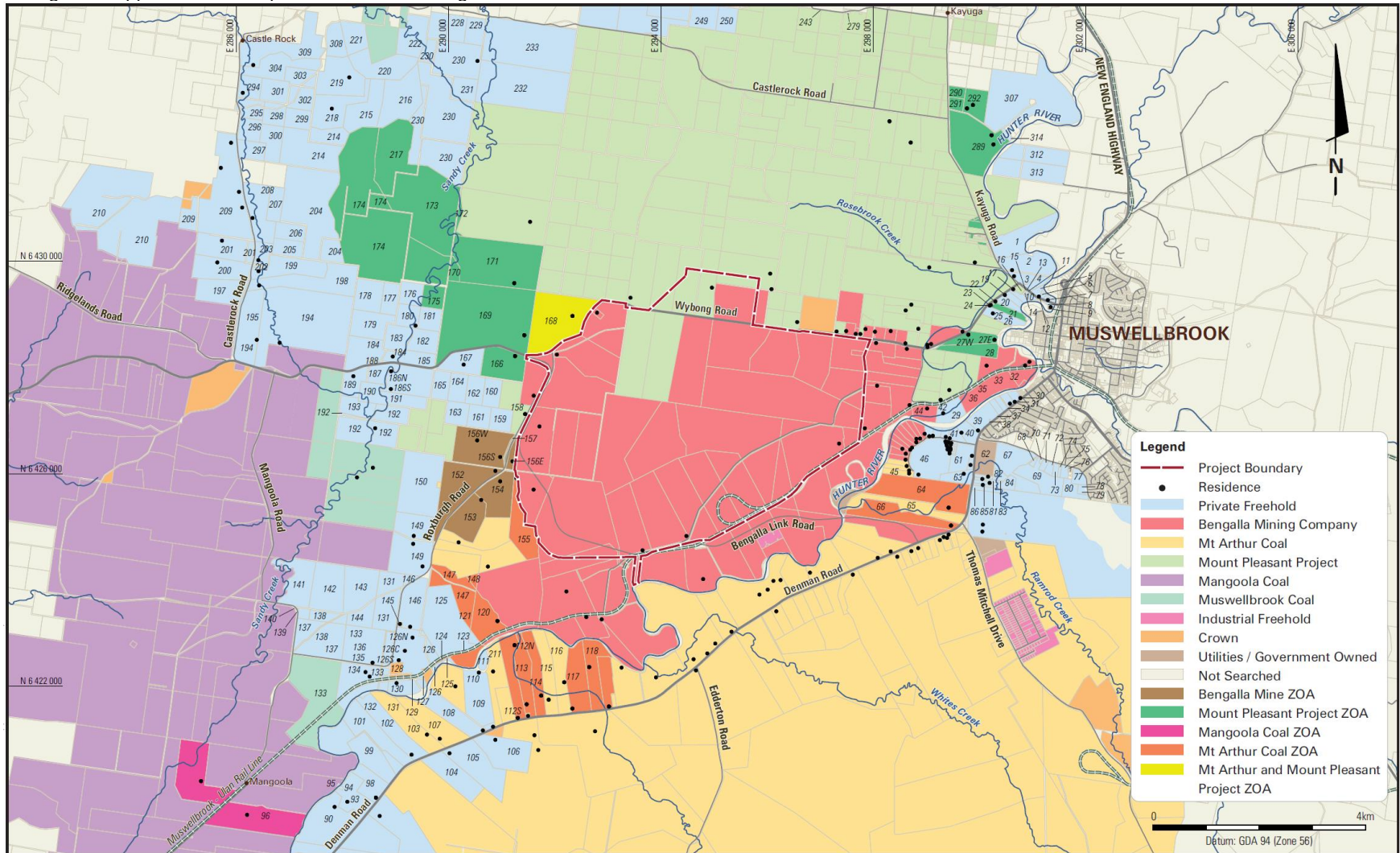
SEE (Mod 2)	Statement of Environmental Effects titled ' <i>Bengalla Mine Development Consent Modification Statement of Environmental Effects</i> ' dated April 2016 and prepared by Hansen Bailey, including the Response to Submissions document dated June 2016
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2. Replace all references to "the Applicant shall", or "The Applicant shall", with "the Applicant must", or "The Applicant must", respectively.
3. In condition 2(a) of Schedule 2, delete all words after "the EIS", and replace with:

", SEE (Mod 1) and SEE (Mod 2); and"
4. In condition 3 of Schedule 2, delete "2" where first occurring, and replace with "2(a)".
5. In condition 5 of Schedule 3:
  - a) delete " – Bengalla Road Realignment" from the heading; and
  - b) after "realignment", insert "and the Homestead Access Road".
6. In condition 10 of Schedule 3, after "The Applicant must", insert "only".
7. In condition 11(a) of Schedule 5, delete the text in the first dot point, and replace with "the documents listed in condition 2(a) of Schedule 2;"

8. Delete the figure in Appendix 2 and replace with the following:



9. Delete the figure in Appendix 4 and replace with the following:



10. Delete the figure in Appendix 9 and replace with the following:

