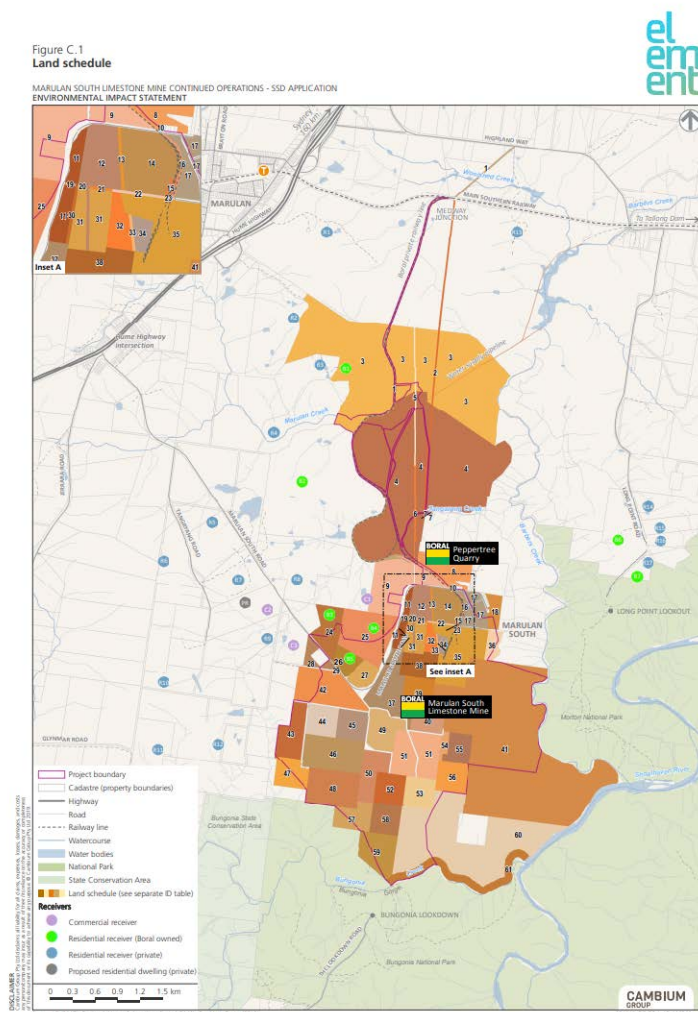


# Marulan South Limestone Mine Modification 1

Corrected Lot and Deposited Plan Number

State Significant Development Modification Assessment (SSD-7009 MOD 1)

July 2022



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Cover image: *Locality figure from Boral's modification report.*

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# 1 Introduction

Boral Cement Limited (Boral) owns and operates the Marulan South Limestone Mine, approximately 10 kilometres (km) south-east of Marulan, in the Goulburn Mulwaree local government area (see cover figure). Boral was granted development consent on 19 August 2021 for an expansion of the existing operations.

Boral are now seeking to modify the development consent via a Section 4.55(1) of the *Environmental Planning and Assessment Act 1979* (EP&A Act), to correct a minor typographical error relating to Appendix 1 of the consent. This Appendix contains the title details for the schedule of lands on which the development is located.

## 2 Statutory Context

### 1.1 Scope of modifications

Boral's modification application report (**Appendix A**) states that a single parcel of land has been misdescribed as Lot 32, Deposited Plan 750029, when the correct description is Lot 132, Deposited Plan 750029 (labelled as 45 in the Modification Report, see cover figure). Given the nature of modification the Department considers it meets the definitions of Section 4.55(1) of the EP&A Act and would not change the nature or scale of the development consent as originally approved.

### 1.2 Consent authority

The Minister for Planning is the consent authority for the application under section 4.5(a) of the EP&A Act. However, under the Minister's delegation dated 9 March 2022, the Director, Resource Assessments, may determine the application.

## 3 Evaluation

The modification proposes to correct a typographical error in the development consent and would not change the environmental or amenity impacts generated by the project. The correction would ensure that the consent accurately applies to the land on which the project is located. Also, it would ensure the consent correctly aligns with the mining licence being finalised by Boral.

Some other administrative updates to the consent are proposed, to correct state agency names and reference updated legislation.

## 4 Recommendation

It is recommended that the Director, Resource Assessment, as delegate of the Minister for Planning:

- **considers** the findings and recommendations of this report:
- **determines** that the modification falls within the scope of section 4.55(1) of the EP&A Act;

- **accepts and adopts** all of the findings and recommendations in this report as the reasons for making the decision to approve the modification
- **signs** the attached approval of the modification (**Appendix B**).

**Recommended by:**



08/07/2022

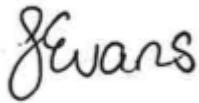
**Carl Dumbleton**

Team Leader

Resource Assessments

## 5 Determination

The recommendation is **Adopted** by:



08/07/2022

**Jessie Evans**

Director

Resource Assessments

as delegate of the Minister for Planning

# Appendices

## **Appendix A – Modification Report**

See the Department's Major Project's website at:

<https://pp.planningportal.nsw.gov.au/major-projects/projects/modification-1-mod-1-appendix-1-schedule-lands-correction>

## **Appendix B – Notice of Modification**

See the Department's Major Project's website at:

<https://pp.planningportal.nsw.gov.au/major-projects/projects/modification-1-mod-1-appendix-1-schedule-lands-correction>

## **Appendix C – Consolidated Consent**

See the Department's Major Project's website at:

<https://pp.planningportal.nsw.gov.au/major-projects/projects/modification-1-mod-1-appendix-1-schedule-lands-correction>