

30 October 2020

Karen Harragon
Director, Social and Other Infrastructure
Department of Planning, Industry and Environment
Locked Bag 5022
Parramatta NSW 2124

Attn: Jason Maslen

Dear Karen

Inner Sydney High School (SSD 7610 MOD 4): Section 4.55(1A) Modification Update – Inclusion of Staging Conditions

I refer to the modification application for Inner Sydney High School (SSD 7610 MOD 4), submitted pursuant to section 4.55(1A) of the *Environmental Planning and Assessment Act 1979* (EP&A Act) on 8 October 2020. The Department of Education (DoE) is seeking to update the modification to request the inclusion of new conditions in Part A of the consent to facilitate the staging of the development.

Reason for the further proposed amendment

The proposed amendment to MOD 4 is sought to allow the development to be constructed and operated in stages in accordance with an approved Staging Report.

The inclusion of these staging conditions will allow for the lodgement of a Staging Report which can provide for flexibility when elements of the project are not necessarily completed / ready at the same time. Staging will also facilitate the continued operation of the school with minimal disruption.

It should be noted that no changes to the proposed scope of works as approved under the original SSD application are proposed in association with the requested inclusion of the staging conditions. Furthermore, the ability to stage the development will not will create any additional environmental impacts beyond those considered under the original SSD application.

Proposed amendments

It is requested that the following new conditions be inserted at the end of Part A of the Consent:

Staging of the development

A23. The project may be constructed and operated in stages. Where compliance with conditions is required to be staged due to staged construction or operation, a Staging Report (for

either or both construction and operation as the case may be) must be prepared and submitted to the satisfaction of the Planning Secretary. The Staging Report must be submitted to the Planning Secretary no later than one month before the commencement of construction (unless otherwise agreed to in writing by the Planning Secretary) of the first of the proposed stages of construction (or if only staged operation is proposed, one month before the commencement of operation of the first of the proposed stages of operation).

Note: Works may commence upon the Planning Secretary's approval of a Staging Report and satisfaction of all relevant conditions.

A24. Should the staging of the project (for construction or operation) change from that set out in a Staging Report approved under condition A23, a revised Staging Report must be submitted to the satisfaction of the Planning Secretary.

A25. A Staging Report prepared in accordance with condition A23 or A24, must:

- (a) if staged construction is proposed, set out how the construction of the whole of the project will be staged, including details of work and other activities to be carried out in each stage and the general timing of when construction of each stage will commence and finish;*
- (b) if staged operation is proposed, set out how the operation of the whole of the project will be staged, including details of work and other activities to be carried out in each stage and the general timing of when operation of each stage will commence and finish (if relevant);*
- (c) specify how compliance with conditions will be achieved across and between each of the stages of the project; and*
- (d) set out mechanisms for managing any cumulative impacts arising from the proposed staging.*

A26. Where a Staging Report is approved under conditions A23 or A24, the project must be staged in accordance with the latest Staging Report approved by the Planning Secretary.

A27. Where construction or operation is being staged in accordance with a Staging Report approved under conditions A23 or A24, the terms of this consent that apply or are relevant to the works or activities to be carried out in a specific stage must be complied with at the relevant time for that stage as identified in the latest Staging Report approved by the Planning Secretary.

It is further requested that in order to avoid confusion, the heading associated with the existing Condition A5 be amended in the following manner:

Staging, ~~of the development~~ combining and updating strategies, plans or programs

Summary and Conclusion

DoE considers the inclusion of the additional condition to be minor and that the modification application can still be assessed under section 4.55(1A) of the EP&A Act as it involves substantially the same development and would have minimal environmental impact.



DoE looks forward to working with the Department to resolve the matters outlined above. Should you require any additional information please contact Helen Mulcahy from our Statutory Planning Team on 0437 184 280 or via email at Helen.Mulcahy@det.nsw.edu.au.

Yours sincerely

A handwritten signature in blue ink, appearing to read "Gareth James".

Gareth James
Project Director
School Infrastructure NSW

