

Modification of Development Consent

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

As delegate of the Minister for Planning and Public Spaces, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



Karen Harragon
Director
Social and Infrastructure Assessments

Sydney

27 July 2021

SCHEDULE 1

Development consent: **SSD 8669** granted by the Independent Planning Commission on 20 September 2019

For the following: Concept proposal and first stage of works for the redevelopment of St Aloysius' College including:

- Concept proposal for the staged redevelopment of the Junior, Senior and Main campuses including partial demolition, refurbishment and alterations and additions to existing buildings to provide new teaching and learning spaces and new multi-purpose / sports facilities.
- Stage 1 works comprising:
 - alterations and a ground floor addition to the Wyalla building on the Senior Campus and internal refurbishment and upgrades to existing teaching and learning facilities.
 - the demolition and rebuild of the north-east wing building on the Main Campus, construction of a new infill building in the existing quadrangle, and associated refurbishment of north wing, south wing, great hall and chapel.

Applicant: St Aloysius College

Consent Authority: Minister for Planning and Public Spaces

The Land: Junior Campus, 29 Burton Street (Lot 1 DP830667)
Senior Campus, 1-5 Jeffreys Street (Lot 101 DP1108496) and
Main Campus, 47 Upper Pitt Street (Lot 10 DP 880841).

Modification: **SSD-8669-MOD-1:** modification of the consent to facilitate remote and online learning.

SCHEDULE 2

The consent (SSD 8669) is modified as follows:

- a) Schedule 2 Conditions for Concept Approval, Part A – Administrative Conditions, conditions A8 and A9 is amended by the insertion of the **bold and underlined** words and numbers and the deletion of the ~~struck-out~~ words and numbers as follows:

Student and Staff Numbers

- A8. The student population and associated full time equivalent staff numbers **physically attending** of the Site must not exceed 1244 and 176 respectively.
- A9. Notwithstanding condition A8, the maximum student population **physically attending the Site** may exceed 1244 by up to a maximum 20 additional students from time to time, to allow for unanticipated fluctuations on a temporary basis.

- b) Schedule 2 Conditions for Concept Approval, Part A – Administrative Conditions, conditions A13 to A19 are inserted using **bold and underlined** words and numbers as follows:

Operational Management Plan

A13. The development must be operated and managed in accordance with the Operational Management Plan, dated March 2021 and prepared by St Aloysius' College, or as revised and approved in writing by the Planning Secretary.

A14. The monitoring camera system (as detailed in the operational management plan dated March 2021) must:

- (a) not store, retain or distribute any facial detection data derived from the public domain;**
- (b) be installed prior to any remote/online learning of students that would result in the overall school enrolment exceeding limits in conditions A8 and A9 above;**
- (c) not incorporate facial recognition technology; and**
- (d) be operated in accordance with the Privacy and Personal Information Protection Act 1998, the Surveillance Devices Act 2007 and any other relevant policy, guideline or legislation that applies to the installation, operation and management of such systems.**

A15. The Applicant must maintain weekly records of school attendance and enrolments and must provide the records to the Planning Secretary where requested.

A16. Within two months of the installation of the monitoring camera system, an audit of compliance (covering the preceding period) must be undertaken to demonstrate:

- (a) that the monitoring camera system has been installed and is operating in accordance with the requirements of the operational management plan, dated March 2021 (or as revised with approval of the Planning Secretary); and**
- (b) that school operation is in accordance with conditions A8 and A9 above.**

- A17. Two further audits of compliance (covering the preceding period and as detailed by condition A16(a) and A16(b) above) must be undertaken at six month intervals from the completion of the initial audit of compliance. Upon completion of each audit, the findings (where non-compliances have been identified) must be reported and provided to the Planning Secretary for information.**
- A18. Following the completion of the audit compliance reporting, as required by condition A17 above, further audits of compliance (covering the preceding period and as detailed by condition A16(a) and A16(b) above) must be completed on an annual basis for the duration of the development. Records of these audits must be retained by the Applicant and provided to the Planning Secretary where requested.**
- A19. For the duration of the development, where the audits required by condition A16, A17 and A18 have identified non-compliances with the provisions of conditions A8 and A9 or the operational management plan, dated March 2021 (or as revised with approval of the Planning Secretary), these must be reported to the Planning Secretary and be accompanied by management and mitigation measures to ensure that the non-compliances do not occur again.**

End of modification
(SSD 8669 MOD 1)