

# Modification of Infrastructure Approval

## Section 115ZI of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning under Instrument of Delegation dated 16 February 2015, I approve the modification of the project application referred to in schedule 1, subject to the conditions in schedule 2.



Glenn Snow  
Director Transport Assessments

Sydney 27 September 2017

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### SCHEDULE 1

**Infrastructure Approval:**

SSI 4963 granted by the Minister for Planning on 24 June 2014

**For the following:**

The construction and operation of a four-lane motorway standard highway (two lanes in each direction) approximately 155 kilometres in length between Woolgoolga and Ballina, known as the Pacific Highway Upgrade – Woolgoolga to Ballina project.

**Modification:**

SSI 4963 MOD 5: modification of conditions B8, B9 and B13 in relation to Oxleyan Pygmy Perch habitat.

## SCHEDULE 2

### CONDITIONS

1. Delete Condition B8 and replace with the following:

B8 Temporary bridge or arch structures in known Oxleyan Pygmy Perch habitat shall be used if the crossing is intended to be in place for more than 3 months, unless otherwise agreed by DPI (Fisheries).

2. Delete Condition B9 and replace with the following:

B9 Where temporary crossings in known Oxleyan Pygmy Perch habitat are proposed with culverts or pipes, the Applicant shall, in consultation with DPI (Fisheries):

- (a) determine the size of the culverts or pipes to facilitate fish passage; and
- (b) identify the minimum size of clean rock to be used to ensure that rock material will not wash into the waterway in periods of high flow.

Temporary culvert or pipe crossings shall be removed prior to the start of the Oxleyan Pygmy Perch spawning period, unless otherwise agreed by DPI (Fisheries).

3. Delete Condition B13 and replace with the following:

B13 The Applicant shall minimise riparian vegetation clearing during construction and undertake a targeted rehabilitation program post construction to restore in-stream and riparian habitat to at least the pre-construction condition or better, unless otherwise agreed by DPI (Fisheries). All areas disturbed by the SSI that are in the vicinity of known Oxleyan Pygmy Perch habitat waterways shall be stabilised prior to the Oxleyan Pygmy Perch spawning period, unless otherwise agreed by DPI (Fisheries).