

Modification of Minister's Approval

Section 75W of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning and Infrastructure under delegation from the Minister made on the 14 September 2011, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



Karen Jones
A/Director
Infrastructure Projects

Sydney

8 July 2013

SCHEDULE 1

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|-----------------------------|---|
| Development Consent: | DA 494-11-2003-i granted by the Minister for Planning on 13 October 2005. |
| For the following: | Proposed construction and operation of a new container terminal and associated infrastructure. |
| Modification: | DA 494-11-2003-i MOD 15 to allow penetration of the obstacle limit surface (OLS) of Sydney Airport by cranes. |

SCHEDULE 2

1) Replace existing condition A1.1 t) with the following:

- t) modification application DA-494-11-2003-i MOD 15, accompanied by assessment report titled '*SICTL Quay Crane Operations*', prepared by HPH and dated 20 March 2013; and
- u) the conditions of this consent.

2) Replace existing condition A1.2 with the following:

A1.2 In the event of an inconsistency between:

- a) the conditions of this consent and any document listed from condition A1.1a) to t) inclusive, the conditions of this consent shall prevail to the extent of the inconsistency; and
- b) any document listed from condition A1.1a) to t) inclusive, the most recent document shall prevail to the extent of the inconsistency.

3) Replace existing condition C2.22 with the following:

C2.22 The Applicant shall ensure that all operation equipment is below the obstacle limitation surface, unless otherwise permitted by an approval under the *Airports Act 1999* and *Airports (Protection of Airspace) Regulation 1966*.
