

# Modification of Minister's Approval

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

As delegate for the Minister for Planning under delegation dated 16 February 2015, I modify the Project Approval referred to in Schedule 1, subject to the conditions in Schedule 2.



Chris Ritchie  
Director  
Industry Assessments

Sydney 9 NOVEMBER 2016

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## Schedule 1

**Development Consent:** DA 4980/90 granted by the then Minister for Planning on 11 January 1991

**For the following:** Tomago Aluminium Smelter

**Proponent:** Tomago Aluminium Company Limited

**Approval Authority:** Minister for Planning

**The Land:** 576-638 Tomago Road, Tomago

**Modification:** DA 4980/90 MOD 5: increase in the production capacity of the aluminium smelter from 585,000 tonnes per annum to 600,000 tonnes per annum.

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## Schedule 2

The above consent is modified as follows:

1. Condition number 2 'General' is modified by the inclusion of the **bold and underlined** words and deletion of the ~~struck-out~~ words as follows:

### General

2. The Applicant shall carry out the expansion of the Tomago Aluminium Smelter generally in accordance with the Environmental Impact Statement (EIS) and Appendices, dated July 1990, prepared by Crooks Mitchell Peacock Stewart Pty Limited and certified by James J. Varjavandi on 27 July 1990; as modified by the Statement of Environmental Effects (SEE) titled Modification of Development Consent for the proposed Production Capacity Increase at Tomago Aluminium Smelter, dated April 2001; as modified by the Statement of Environmental Effects

entitled "Production Capacity Increase Statement of Environmental Effects Tomago Aluminium Smelter", prepared by ENSR Australia Pty Ltd, dated May 2009; **and** as modified by the project proposal titled *Tomago Aluminium Company Pty Ltd Production Capacity Increase 575,000 to 585,000 Tonnes Saleable Metal* and accompanied by a letter dated 5 August 2015 from the Tomago Aluminium Company Pty Limited, **and as modified by the project proposal titled Tomago Aluminium Company Pty Ltd Production Capacity Increase 585,000 to 600,000 Tonnes Saleable Production,** and as may be modified by the following conditions.

**End of Modification 5**