

Request to modify a major project



NSW GOVERNMENT
Department of Planning

Date duly made: 14/12/11

Modification No. MP 05_0089 MOD 6

1. Before you lodge

This form is required under section 75W of the *Environmental Planning and Assessment Act 1979* (the Act) in order to request the Minister to modify the Minister's approval to carry out a project or concept plan to which Part 3A of the Act applies.

Before making this request, it is recommended that you first consult with the Department of Planning (the Department) concerning your modification. The Director-General may issue environmental assessment requirements that must be complied with before your request will be considered by the Minister. If the changes proposed by the modification will result in a project that is consistent with the existing approval, the Minister's approval for a modification is not required.

Disclosure Statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

Note: For more details about political donations disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

Lodgement

All modification requests must be lodged with the Director-General of the Department of Planning, by courier or mail. An electronic copy should also be e-mailed to the assessment contact officer assigned to the project.

NSW Department of Planning
Ground floor, 23-33 Bridge Street, SYDNEY NSW 2000
GPO Box 39 SYDNEY NSW 2001
Phone 1300 305 695

2. Details of the proponent

Company/organisation/agency

Australian Rail Track Corporation Ltd

ABN

75081455754

☒ Mr ☐ Ms ☐ Mrs ☐ Dr ☐ Other

First name

Andrew

Family name

Addinall

Position

SSFL Project Director

STREET ADDRESS

Unit/street no.

Level 2, 1

Street name

Moore St

Suburb or town

Liverpool

State

NSW

Postcode

2170

POSTAL ADDRESS (or mark 'as above')

PO Box 482

Suburb or town

Liverpool

State

NSW

Postcode

1871

Daytime telephone

02 82590744

Fax

Mobile

0419247354

Email

aaddinall@artc.com.au

3. Identify the land

STREET ADDRESS (where relevant)

Unit/street no.

N/A

Street or property name

Suburb, town or locality

Postcode

Local government area(s)

State Electorate(s)

REAL PROPERTY DESCRIPTION

Note: The real property description is found on a map of the land or on the title documents for the land. If you are unsure of the real property description, you should contact the Department of Lands.

Please ensure that you place a slash (/) to distinguish between the lot, section, DP and strata numbers. If the proposed modification applies to more than one piece of land, please use a comma to distinguish between each real property description.

OR: detailed description of land attached: ☐

MAP: A map of the site and locality should also be submitted with this request.

4. Details of the original major project or concept plan

Briefly describe what the original approval allows

Southern Sydney Freight Line (SSFL)

What was the original project application no.?

05-0089

What was the date of the approval?

21.12.2006

What was the original application fee?

Not known

Note: Clause 245K of the *Environmental Planning and Assessment Regulation 2000* provides information on calculating the maximum fee for a request for modification.

5. Describe the modification you propose to make to the approval

Describe the proposed modification

This modification comprises three parts:

1 CoA 43

Replace: CoA 43. The proponent shall undertake construction activities associated with the project during the following hours:

(a) 7:00am to 6:00pm, Mondays to Fridays, inclusive;

(b) 8:00am to 1:00pm on Saturdays; and

(c) at no time on Sundays or public holidays.

Activities resulting in impulsive or tonal noise emission (such as rock breaking, rock hammering, sheet piling, pile driving) shall be limited to 9.00 am to 12.00 pm, Monday to Saturday and 2.00 pm to 5.00 pm Monday to Friday. The Proponent shall not undertake such activities for more than 3 continuous hours and must provide a minimum one-hour respite period.

With: CoA 43. The proponent shall undertake construction activities associated with the project during the following hours:

- (a) 7:00am to 6:00pm, Mondays to Fridays, inclusive;
- (b) 8:00am to 1:00pm on Saturdays; and
- (c) at no time on Sundays or public holidays.

Activities resulting in impulsive or tonal noise emission (such as rock breaking, rock hammering, sheet piling, pile driving) shall be limited to 8.00 am to 6.00 pm, Monday to Friday and 8.00 am to 1.00 pm Saturday. The Proponent shall not undertake such activities for more than 3 continuous hours and must provide a minimum one-hour respite period.

2 CoA 67

Replace: CoA 67. The Proponent must use electrical energy derived from a renewable energy source accredited by the National Green Power Accreditation Steering Group (or equivalent) for the supply of at least 50% of the on-site electrical energy requirements for the Project's Construction. Power consumption (green power or other) must be reported in the Construction Compliance Reports.

With: CoA 67. The Proponent must use electrical energy derived from a renewable energy source accredited by the National Green Power Accreditation Steering Group (or equivalent) for the supply of at least 50% of the on-site electrical energy requirements, if available, for the Project's Construction. Power consumption (green power or other) must be reported in the Construction Compliance Reports.

3 SoC 88

Replace: SoC 88. The Proponent will ensure that at least one of the three pedestrian accesses under the bridges between Liverpool and Casula (i.e. Woodbrook Road, Mill Park Road 1 or Mill Park Road 2) will be open at any time during Construction to ensure pedestrian access to the riverfront parkland along Georges River.

With: SoC 88. The Proponent will ensure that at least one of the three pedestrian accesses under the bridges between Liverpool and Casula (i.e. Woodbrook Road, Mill Park Road 1 or Mill Park Road 2) will be open during Construction after the Casula Access Road is handed back to Liverpool City Council, to ensure pedestrian access to the riverfront parkland along Georges River.

Your modification request may need to be accompanied by an Environmental Assessment, including plans. An electronic and hard copy of this document will be required.

ESTIMATED CAPITAL INVESTMENT VALUE

Please indicate the estimated capital investment value (CIV) of the modification to the project approval or concept plan (excluding GST).

\$0

FULL TIME EQUIVALENT JOBS

Please indicate the number of jobs created by the proposed modification. This should be expressed as a proportion of full time equivalent (FTE) jobs over a full year.

Construction jobs (FTE)

Nil

Operational jobs (FTE)

Nil

6. Landowner's consent (where required)

As the owner(s) of the above property, I/we consent to this request being made by the proponent:

Land

N/A

Signature

Name

Date

Land

Signature

Name

Date

Note: Under Clause 8F of the *Environmental Planning and Assessment Regulation 2000* (the Regulation), certain applications for approval under Part 3A of the Act do not require consent of the landowner, however, the proponent is required to give notice of the application (e.g. linear infrastructure, mining & petroleum projects, and critical infrastructure).

7. Political donation disclosure statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

Have you attached a disclosure statement to this request?

- ☐ Yes
☒ No

Note: For more details about political donations disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

8. Proponent's signature

As the proponent(s) of the project and in signing below, I/we hereby:

- provide a description of the modification to the project approval or concept plan and address all matters required by the Director-General pursuant to Section 75W of the Act, and
- declare that all information contained within this form is accurate at the time of signing.

Signature

Name

Andrew Addinall

Date

13/12/11

In what capacity are you signing if you are not the proponent

Name, if you are not the proponent