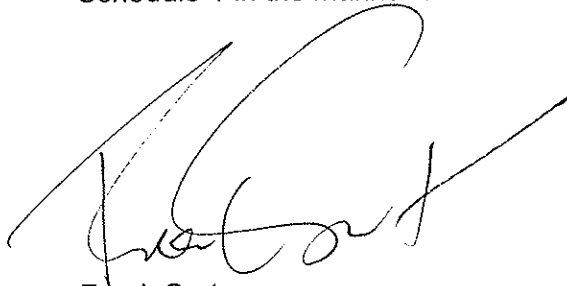


Modification of Minister's Approval

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

I, the Minister for Planning, pursuant to section 75W of the *Environmental Planning and Assessment Act 1979* determine to approve of the modification to the approval referred to in Schedule 1 in the manner set out in Schedule 2.



Frank Sartor
Minister for Planning

Sydney,

23 May

2007

File No. N98/00140
MP 05_0193 MOD 1

SCHEDULE 1

Project Approval:	granted by the Minister for Planning on 30 November 2006
For the following:	staged and controlled opening of existing floodgates at mouth of Ironbark Creek in order to restore tidal flow to the Hexham Swamp
Modification:	modification of the Project Approval to allow part of the bund to be constructed from concrete instead of Virgin Excavated Natural Material (VENM)

SCHEDULE 2

The project approval is modified by:

1) replacing existing condition 1 (d) with new condition 1 (d) as follows:

- d) the modification request submitted to the Department on 27 March 2007 by the Proponent, and accompanied by a letter from WBM to the Proponent, dated 14 March 2007.

2) immediately after condition 1 (d) inserting the following condition 1 (e):

- e) the conditions of this approval.

3) replacing all references to condition 1 (c) in condition 2 with a reference to condition 1 (d).

4) replacing existing condition 23 with new condition 23 as follows:

- 23. All bund walls permitted under this approval must be constructed using Virgin Excavated Natural Material (VENM) except for that portion identified in the document listed under condition 1 (d) which may be constructed as described in that document.

<p>Note: Eighty metres of a 290 metre bund surrounding Broadcast Australia's radio towers will be constructed using concrete rather than VENM.</p>
