

Modification of Minister's Approval

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

As delegate of the Minister for Planning under delegation executed on 25 January 2010, I approve the modification of the project approval referred to in Schedule 1, subject to the terms in Schedule 2.



Director-General
Department of Planning and Infrastructure

Sydney 15th July 2011

SCHEDULE 1

Project Approval:	06_0143 granted by the then Minister for Planning on 5 March 2009.
For the following:	A residential subdivision of land into 524 lots, site earthworks (cut and fill), the provision of roads and associated infrastructure, open space, recreation facilities and playing fields, and a pedestrian/cycleway network on Lots 1 and 2 DP725785, Pacific Highway, Moonee Beach.
Modification:	Amendment to allow the issue of a construction certificate for the installation of a sewer rising main across the Pacific Highway in the immediate future, and in advance of any other approvals or certifications required for the project.

SCHEDULE 2

The project approval is modified as follows:

1. **deleting Row 9 in Table A of Schedule 1.**
2. **inserting new condition A4(4) immediately after condition A4(3) as follows:**
 - (4) Section 75W modification application and supporting documents from Environmental Resources Management Australia, dated 2 June 2011.
3. **inserting new condition A7 immediately after condition A6 as follows:**

A7 *Lapsing of Approval*

This project approval shall lapse five (5) years after the date the project approval is endorsed by the Minister, unless works the subject of the application are physically commenced, on or before that lapse date. The Director-General may extend this lapse date if the proponent demonstrates to the satisfaction of the Director-General that the project remains current, appropriate and reflective of the best use of the site at the date the approval would otherwise lapse.

4. **deleting condition B1A and replacing with new condition B1A as follows:**

B1A *Construction Certificate for Bulk Earthworks*

Notwithstanding any other conditions in this approval, a construction certificate to undertake bulk earthworks (cut and fill) across the site and the installation of the sewer rising main can be issued at any time provided that satisfactory arrangements have been made to deal with all relevant impacts associated with these bulk earthworks and sewer rising main works, including but not limited to matters set out in conditions B2, B4, B5(7), B8, B9, B10, B11, and B12.

NOTE: In this instance the requirements of conditions B2, B4, B5(7), B8, B9, B10, B11, and B12 as listed above relate only to what is required to be completed prior to the issue of a construction certificate for bulk earthworks. All conditions listed in PART B of this approval are relevant for the issue of construction certificates for each stage of the Glades Estate development in its entirety.

5. **immediately after the words “(except for bulk earthworks” and before the words “where only temporary construction” in condition C10, inserting the following words:**

and sewer rising main installation
