

Notice of Modification

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

As delegate of the Minister for Planning, I modify the project approval referred to in Schedule 1, as set out in Schedule 2.



Chris Wilson
Executive Director
Major DA Assessment

Sydney

11 DECEMBER 2009

SCHEDULE 1

The project approval (06_0168) granted by the Minister for Planning for the Snapper Mineral Sands Project on 28 August 2007.

SCHEDULE 2

1. Insert, in alphabetical order, the following under Definitions:

Ginkgo Mine – The mineral sands mine the subject of DA 251-09-01 and described in the Environmental Impact Statement titled *Ginkgo Mineral Sands Mine Environmental Impact Statement* dated September 2001

2. In condition 2 of Schedule 2 delete all words after "April 2009;" and insert the following:

- (d) modification application 06_0168 Mod 2 and accompanying Environmental Assessment titled *Bemax Resources Limited Ginkgo Mineral Sands Mine and Snapper Mineral Sands Mine November 2009 Modification Environmental Assessment* dated November 2009; and
- (e) conditions of this approval.

3. Insert new condition 7A of Schedule 2:

The Proponent may transport up to 2 million tonnes of mineral sands ore to the Ginkgo Mine until 31 December 2010, limited to a maximum of 2 laden and 2 unladen vehicle movements per hour. All vehicle loads must be covered during transport.