

HYNLONG PTY LIMITED

A.B.N. 42 766 898 332

The Lakes Business Park
Suite G1/2A Lord Street
Botany NSW 2019

P O Box 175
Botany NSW 1455

Phone: (02) 9695 1040
Fax: (02) 9695 1445

26 February, 2015

Ms Emma Barnet - Environmental Planning Officer
Infrastructure and Industry Assessments
Department of Planning & Environment
GPO Box 39
SYDNEY NSW 2001

Dear Emma,

**Re: Orica Southlands Remediation and Warehouse Project 06_191 Mod 2 amendment to
warehouse layout**

We are the owners of Lot 12 DP 776766 known as 9-13 McPherson St. Banksmeadow. We refer to our email of 12 February 2015 and wish to restate our support for the redevelopment of Southlands provided our land and its redevelopment potential is not adversely affected.


We have been able to further consider the exhibited documents and wish to draw to the Department's attention the following:

- We note the response under the heading "Subdivision Plan" on Page 13 of the applicant's (Goodman) Response to Referrals/Department of Planning Queries document which states "Any previous subdivision drawings are replaced by Drawing No: 4244_SK053 dated 5 November 2014 prepared by Nettletontribe". Accordingly, we submit that **the proposed change to Sch 2/13 on Page 15 of the Environmental Assessment (EA) by UAS (see Page 15 attached) is incorrect and the only change should be to update the plan reference to the above drawing** so that a clear and complete subdivision plan is referenced for all areas of the land (Areas 1, 2 & 3).
- Page 15 of the EA by UAS – **the second reference to Condition Sch 2/14 is incorrect and should read Sch 3/8A.** (See Page 15 attached).
- **The proposed amendment to Sch 3/8A is incorrect and should reference Lots 6 and 9 (as shown on Drawing No. 4244_SK053 dated 5 November 2014 prepared by Nettletontribe) and not Lot 1.** There is no Lot 1 in the proposed subdivision. (The Lot Area Schedule contains an out of date reference to Lot 1 which is in the original and first modification plans). Lot 9 has been overlooked as this area was originally to be developed with warehouses until detailed flood analysis was carried out. Lot 9 is to be created as a flood detention basin for the whole of Southlands. (See attached Proposed Subdivision Plan).
- **The restriction on use referred to in Sch 3/8A should only be able to be varied by Botany Council and/or the Department of Planning and not the applicant (Orica/Goodman).** It is **deeply concerning** that Lot 6 has already been created (now known as Lot 102 DP 1189375) with inadequate protection of the flood detention areas of the Lot because of the accompanying 88B instrument can be varied at the sole discretion of the applicant (copy attached).
- There needs to be a clear statement that **all flood mitigation works on the Land as defined in Schedule 1 are completed prior to the commencement of construction of the warehouse buildings.**

We respectfully request that these changes be included as a priority in Modification 2 to protect the amenity of the surrounding properties.

Should you have any queries please contact the undersigned on the above office number or on mobile number 0418 208966.

Yours sincerely,



Tony Rohr
General Manager

Encl.

cc. Hossein Ansari
Botany Bay Council

Incorrect to only reference "Areas 2 and 3".

Only change required is to update the plan reference to "4244_SK053 dated 5 Nov 2014 by Nettletontribe"

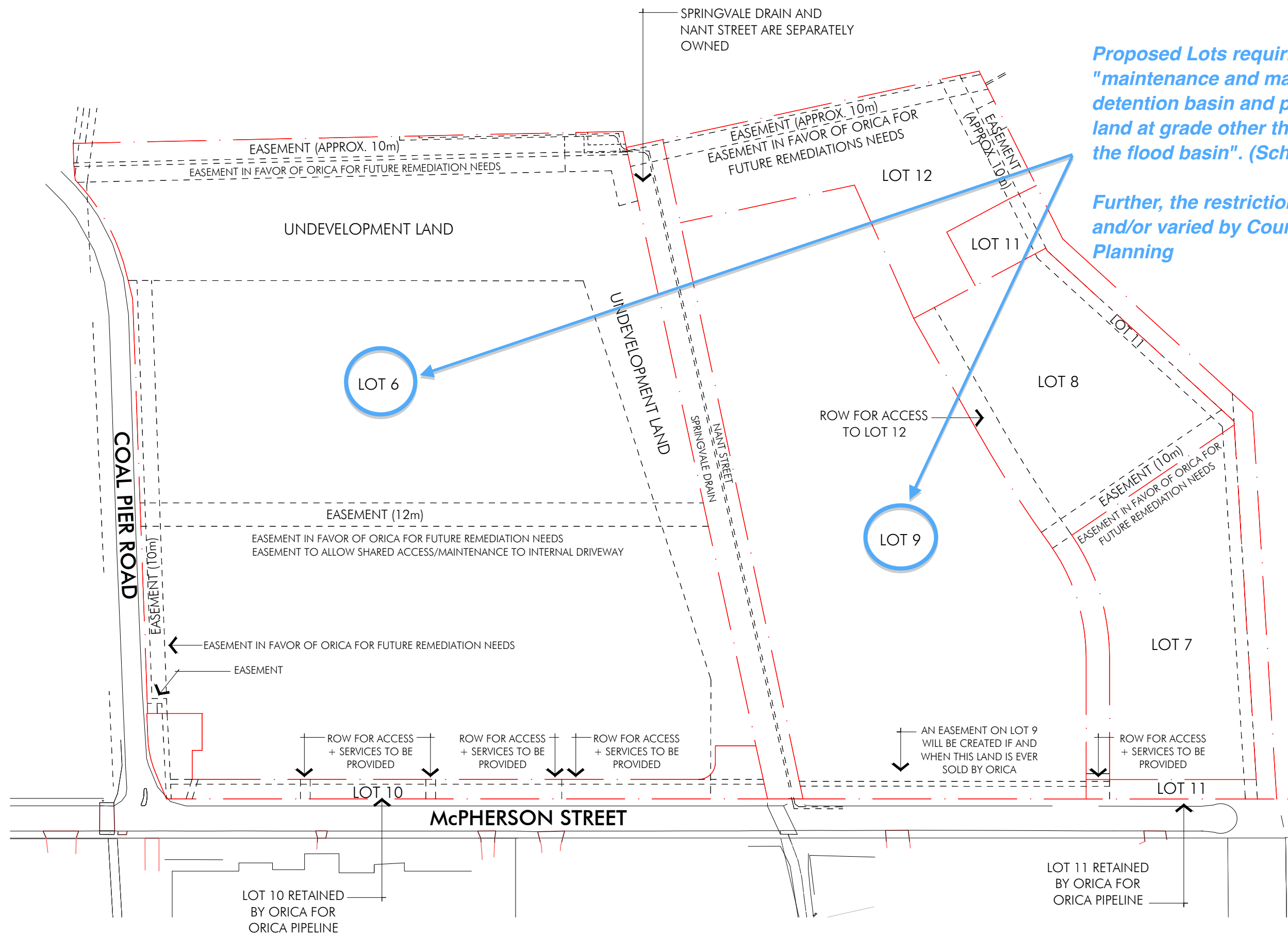
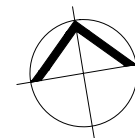
Section 75W Modification
Port Botany Industrial Estate
McPherson Street, Botany

Condition	Existing Condition	Proposed Amended Condition	Reason
Sch.2/12	'The Proponent shall pay developer contributions to a maximum amount of \$3,110,914.00 payable to Council generally in accordance with the offer dated 7 May 2013 for the provision of infrastructure within the Botany Bay local government area. The contributions to be paid are to reflect the proportion of each lot in Stage 1 as a percentage of the total land area of Stage 1'.	Replacing Condition 12 of Schedule 2 with the following: 'The Proponent shall pay developer contributions to a maximum amount of \$3,110,914.00 [revised contributions figure to be inserted] payable to Council generally in accordance with the offer dated 7 May 2013 [date of revised offer to be inserted] for the provision of infrastructure within the Botany Bay local government area. The contributions to be paid are to reflect the proportion of each lot in Stage 1 as a percentage of the total land area of Stage 1'.	To update contributions payable in line with amendments to Stage 1 effected through this modification application.
Sch.2/13	'The Proponent shall carry out the subdivision of the land north of McPherson Street in accordance with the subdivision plan SRD DA016(J) at Appendix 5 of this approval'.	Replacing Condition 13 of Schedule 2 with the following: 'The Proponent shall carry out the subdivision of the land Areas 2 and 3 north of McPherson Street in accordance with the subdivision plan SRD DA016(J) at Appendix 5 of this approval'.	To remove reference to the subdivision of Area 1 which will not be further subdivided.
Sch.2/14	'Prior to the issuance of a subdivision certificate for each of the Lots, the Proponent shall ensure that the subdivided Lots 1-6 are connected to services, drainage and utilities and provide documentary evidence of the proposed easements to the Principal Certifying Authority or Council.'	Replacing Condition 14 of Schedule 2 with: 'Prior to the issuance of a subdivision certificate for each of the Lots, the Proponent shall ensure that the subdivided Lots 1-6 Lot 6 are is connected to services, drainage and utilities and provide documentary evidence of the proposed easements to the Principal Certifying Authority or Council.'	To reflect the changes to the approved subdivision proposed under this modification.
Sch.2/14	'Prior to the issue of a subdivision certificate, the Proponent shall register an 88B/E Instrument pursuant to the Conveyancing Act 1919 over Lots 1, 2 and 6 requiring the maintenance and management of the flood detention basin and prohibiting the use of the land at grade other than for the maintenance of the flood basin.'	Replacing Condition 14 of Schedule 2 with the following: 'Prior to the issue of a subdivision certificate, the Proponent shall register an 88B/E Instrument pursuant to the Conveyancing Act 1919 over Lots 1, 2 and 6 Lot 1 requiring the maintenance and management of the flood detention basin and prohibiting the use of the land at grade other than for the maintenance of the flood basin.'	To reflect the changes to the approved subdivision proposed under this modification.
Sch.3/20	The Proponent shall undertake the following upgrade works to the Hill Street and Botany Road intersection. These works shall: Be undertaken in accordance with detailed design plans prepared in consultation with Council and to the satisfaction of the RMS; - Be designed in accordance with	Replacing Condition 20 of Schedule 3 with the following: The Proponent shall undertake the following upgrade works to the Hill Street and Botany Road intersection. These works shall: Be undertaken in accordance with detailed design plans prepared in consultation with Council and to the satisfaction of the RMS; - Be designed in accordance with the	Traffic engineering assessment/modelling undertaken by Traffix and included at Appendix D demonstrates that trucks larger than 12.5m can safely turn left onto Hill Street therefore there is no

Incorrect reference. Should read Sch.3/8A

Incorrect reference. Should read "Lots 6 and 9"

Add: Can only be controlled and/or varied by Council or Dept. of Planning (Not Orica/Goodman)



Proposed Lots requiring a restriction for the "maintenance and management of the flood detention basin and prohibiting the use of the land at grade other than for the maintenance of the flood basin". (Sch.3/8A)

Further, the restriction should only be controlled and/or varied by Council and/or the Dept. of Planning

Old reference to Lot 1 now obsolete and should read Lot 6

LOT AREA SCHEDULE	
LOT 1	Approx. Area 9.39ha
LOT 7	1.18ha
LOT 8	1.43ha
LOT 9	4.16ha
LOT 12	1.14ha
LOT 10 Orica pipeline Lot	
LOT 11 Orica pipeline Lot	

Instrument setting out terms of Easements or Profits à Prendre intended to be created or released and of Restrictions on the Use of Land or Positive Covenants intended to be created pursuant to Section 88B Conveyancing Act 1919.

Sheet 1 of 7

Plan: **DP1189375**

Plan of Subdivision of Lot 1 in DP254392
and Lot 1 in DP1078077 covered by
Subdivision Certificate No 17/2014

Full name and address of the
Owners of the land:

Orica Limited
1 Nicholson Street
East Melbourne VIC 3002

Part 1 (Creation)

Number of item shown in the intention panel on the plan	Identity of easement, profit à prendre, restriction or positive covenant to be created and referred to in the plan.	Burdened lot(s) or parcel(s):	Benefited lot(s), road(s), bodies or Prescribed Authorities:
1.	Easement for access 10 wide and variable (G)	Lot 102	Lot 101 and 2/1016112
2.	Easement for drainage 3 wide (H)	Lot 101	Lot 102
3.	Restriction on the use of land (K)	Part Lot 102	Lot 101 and 2/1016112
4.	Easement for access 10 and variable width (M)	Lot 101	Lot 102
5.	Easement for access variable width (N)	Lot 101	Lot 102

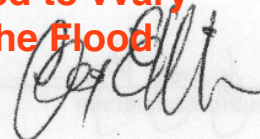
Part 2 (Terms)

1 Terms of Easements for Access numbered 1 in the Plan

- 1.1 The Owner of the Lot Burdened grants to the Owner of the Lot Benefited and its Authorised Users full and free right and liberty to enter upon the Easement Site with or without vehicles, machines, equipment, implements or tools, for the purpose of:

Should include "Botany Council &/or Department of Planning" to ensure that their consent is needed to vary the Restrictions placed on the land to protect the Flood Detention Basin.

Authorised person



Instrument setting out terms of Easements or Profits à Prendre intended to be created or released and of Restrictions on the Use of Land or Positive Covenants intended to be created pursuant to Section 88B Conveyancing Act 1919.

Sheet 2 of 7

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- (a) inspecting, testing, measuring, surveying and evaluating the land within the Easement Site;
- (b) performing or causing to be performed environmental testing that may require the installation of monitoring wells, taking ground water samples, excavation and other minor earthwork activities;
- (c) complying with its obligations under any environmental agreements which apply or relate to the Lot Burdened;
- (d) complying with any obligations which may be imposed on it under any Environmental Law; and
- (e) complying with any obligations which may be imposed on it by the EPA or any other Authority.

1.2 The Owner of the Lot Benefited must:

- (a) cause as little inconvenience as possible to the Owner of the Lot Burdened and its Authorised Users;
- (b) not unreasonably restrict, impede or otherwise interfere with access to or use of the Easement Site by the Owner of the Lot Burdened and its Authorised Users; and
- (c) not damage any improvements or property on the Lot Burdened and must promptly make good any such damage to the reasonable satisfaction of the Owner of the Lot Burdened.

2 Terms of Restriction on the use of land numbered 3 in the Plan

2.1 Subject to clause 2.2, the Owner of the Lot Burdened must not:

- (a) use the land at grade within the Easement Site for any purpose; or
- (b) erect or permit to be erected any structure on the Easement Site except with the consent of the Owner of the Lot Benefited.

2.2 Despite clause 2.1, the Owner of the Lot Burdened may use the Easement Site for the purposes of the maintenance of the flood detention basin located within the Easement Site.

Should include "Botany Council &/or Department of Planning" to ensure that their consent is needed to vary the Restrictions placed on the land to protect the Flood Detention Basin.

Instrument setting out terms of Easements or Profits à Prendre intended to be created or released and of Restrictions on the Use of Land or Positive Covenants intended to be created pursuant to Section 88B Conveyancing Act 1919.

Sheet 3 of 7

Plan: DP1189375

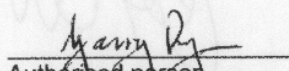
Plan of Subdivision of Lot 1 in DP254392 and Lot 1 in DP1078077 covered by Subdivision Certificate No 17/2014

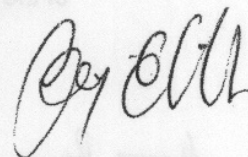
3 Terms of Easements for Access numbered 4 and 5 in the Plan

3.1 Subject to the terms of this easement, the Owner of the Lot Burdened grants full, free and unimpeded right for the Owner of Lot Benefited and its Authorised Users to go, pass and repossess at all times over the Easement Site with vehicles or on foot.

3.2 The Owner of the Lot Benefited and its Authorised Users must:

- (a) not cause or permit any damage, obstruction or interference with the Containment Line or with the Owner of the Lot Burdened's use of the Containment Line;
- (b) cause as little inconvenience as possible to the Owner of the Lot Burdened;
- (c) not restrict, impede or otherwise interfere with access to or use of the Easement Site by the Owner of the Lot Burdened and its Authorised Users;
- (d) not damage any improvements or property on the Lot Burdened;
- (e) at the election of the Owner of the Lot Burdened, either:
 - (i) make good any damage to the Lot Burdened to the reasonable satisfaction of the Owner of the Lot Burdened; or
 - (ii) reimburse the Owner of the Lot Burdened for all costs incurred by the Owner of the Lot Burdened in repairing any damage to the Lot Burdened,to the extent that damage was caused or contributed to by the Owner of the Lot Benefited or its Authorised Users;
- (f) not cause any unreasonable noise, disturbance or nuisance to the Owner of the Lot Burdened;
- (g) not trespass, transgress or egress on any part of the Lot Burdened except within the Easement Site;
- (h) comply with the reasonable directions of the Owner of the Lot Burdened or its nominee while on the Easement Site;


Authorised person



Instrument setting out terms of Easements or Profits à Prendre intended to be created or released and of Restrictions on the Use of Land or Positive Covenants intended to be created pursuant to Section 88B Conveyancing Act 1919.

Sheet 4 of 7

Plan: DP1189375 Plan of Subdivision of Lot 1 in DP254392 and Lot 1 in DP1078077 covered by Subdivision Certificate No 17/2014

- (i) identify, and procure any Authorised User to identify, himself or herself on demand when upon the Easement Site;
- (j) provide the Owner of the Lot Benefited with at least 10 Business Days' notice of any works that the Owner of the Lot Burdened or its Authorised Users intend to carry out on the Easement Site;
- (k) comply with all reasonable requirements and directions notified to it by the Owner of the Lot Burdened in relation to the carrying out of any works on the Easement Site;
- (l) ensure all work carried out on the Easement Site is completed properly and in a workmanlike manner; and
- (m) restore the Lot Burdened as nearly as practicable to its former condition after carrying out any works, and must make good any collateral damage.

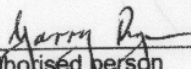
3.3 The Owner of the Lot Benefited and its Authorised Users enter upon the Lot Burdened at their own risk and release the Owner of the Lot Burdened and its Authorised Users from all Claims of whatever nature (including death or personal injury) except to the extent caused by the act, omission or negligence of the Owner of the Lot Burdened or its Authorised Users.

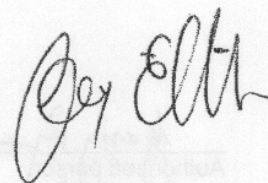
3.4 The Owner of the Lot Benefited indemnifies the Owner of the Lot Burdened and its Authorised Users against any Claims incurred in connection with the use of the Easement Site by the Owner of the Lot Benefited or its Authorised Users, except to the extent caused by the act, omission or negligence of the Owner of the Lot Burdened or its Authorised Users.

3.5 The Owner of the Lot Burdened may temporarily suspend the Owner of the Lot Benefited's use of the Easement Site for any reasonable purpose in connection with:

- (a) safety, health or environmental issues on the Lot Burdened; or
- (b) the repair and maintenance of improvements on the Lot Burdened.

Except in an emergency, the Owner of the Lot Burdened must give the Owner of the Lot Benefited at least 5 Business Days' notice of any suspension of use of the Easement Site.


Authorised person



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Plan: DP1189375 Plan of Subdivision of Lot 1 in DP254392 and Lot 1 in DP1078077 covered by Subdivision Certificate No 17/2014

- 3.6 The Owner of the Lot Benefited must maintain and repair the driveways and associated fencing constructed on the Easement Site at its own cost.
- 3.7 The Owner of the Lot Burdened may install fences and security gates for the purpose of controlling vehicular access to the Easement Site provided that the Owner of the Lot Burdened provides to the Owner of the Lot Benefited (at the cost of the Owner of the Lot Burdened), a reasonable number of keys, access cards or other access devices to enable the Owner of the Lot Benefited and its Authorised Users to access the Easement Site at all times.

4 The name of the persons empowered to release, vary or modify the easements and restrictions on use numbered 1, 2, 3, 4 and 5 in the plan

The Owner of the Lot Benefited.

5 Definitions

Terms used in this Instrument have the following meanings:

Authorised User means the Owner of the Lot Benefited or the Owner of the Lot Burdened (as applicable) and their respective successors, assigns, transferees, contractors, tenants, licensees, representatives, employees, agents, customers and invitees.

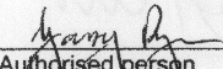
Authority means:

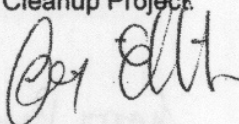
- (a) any government in any jurisdiction, whether federal, state, territorial or local;
- (b) any provider of public utility services, whether statutory or not; and
- (c) any other person, authority, instrumentality or body having jurisdiction, rights, powers, duties or responsibilities over the property or any part of it.

Claim means claims, liabilities, demands, suits, causes of action, proceedings, loss, damage, cost, and expense (whether by reason of injury to or death of any person or damage to property).

CLM Act means the Contaminated Land Management Act 1997 (NSW).

Containment Line means the pipeline constructed on Lot 101 in the Plan and known as the Second Containment Line for the Botany Groundwater Cleanup Project.


Authorised person



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Sheet 6 of 7

Plan: DP1189375

Plan of Subdivision of Lot 1 in DP254392 and Lot 1 in DP1078077 covered by Subdivision Certificate No 17/2014

Easement means each easement in this Instrument, or any one of them.

Easement Site means, in relation to an Easement or Restriction on Use, the part of the Lot Burdened shown as the site of the Easement or Restriction on Use on the Plan.

Environmental Law means any law or regulation which relates to an aspect of environment or health and safety and includes the Environmental Planning and Assessment Act 1979, the Protection of the Environment Operations Act 1997 and the CLM Act and any consolidations, amendments, re-enactments or replacements of them, and any regulations or other statutory instruments issued under them.

EPA means the New South Wales Environment Protection Authority and its successors.

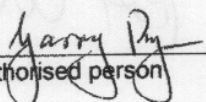
Instrument means this instrument under section 88B of the *Conveyancing Act 1919* and includes the Plan.

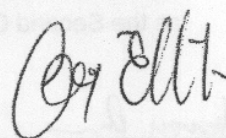
Lot Benefited means the land referred to in Part 1 of this Instrument as being the land benefited by the Easement.

Lot Burdened means the land referred to in Part 1 of this Instrument as being the land burdened by the Easement.

Owner, in relation to a lot, means every person who is at any time entitled to an estate or interest in that lot, including any freehold or leasehold estate or interest in possession in that lot.

Plan means the deposited plan registered together with this Instrument.


Authorised person



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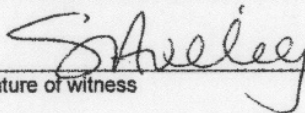
Sheet 7 of 7

Plan: **DP1189375**

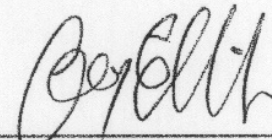
Plan of Subdivision of Lot 1 in DP254392 and Lot 1 in DP1078077 covered by Subdivision Certificate No 17/2014

ACN 004145868

Signed, sealed and delivered by Orica Limited by its attorney under Power of Attorney Book 4672 No 741 who is personally known to me:


Signature of witness

SAMANTHA AXELING
Print name
LEVEL 3, 1 NICHOLSON ST,
EAST MELBOURNE 3002
Address

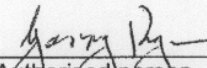

Signature of attorney

CRAIG ELKINGTON
Print name
By executing this document the attorney states that the attorney has received no notice of revocation of the Power of Attorney

REGISTERED



24.9.2014


Authorised person

Flood Detention Basin

Lot 102
9.381 ha

McPHERSON STREET

COAL PIER ROAD

Diagram "E" NOT TO SCALE

Diagram "A" SHEET 2

Diagram "B" SHEET 2

Diagram "C" SHEET 2

Diagram "D" SHEET 2

Diagram "E" SHEET 2

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No.	CHORD	ARC	RADIUS
1	8°15'40"	10.36	
2	4°10'	8.4	
3	339°11'40"	4.923	49.675
4	355°	9.435	
5	279°27'35"	0.445	
6	187°07'40"	11.985	
7	356°50'	19.755	19.86
8	346°32'30"	13.54	
9	279°27'35"	27.955	55.275


No.	CHORD	ARC	RADIUS
10	189°27'35"	18.89	
11	279°27'35"	5.065	
12	189°27'35"	14.835	
13	54°27'35"	12.02	13.35
14	189°27'35"	8.71	8.5
15	279°27'35"	20.855	
16	177°04'	2.355	
17	178°23'30"	8.35	

Surveyor: TERRY EDWARD BARTLETT
Date of Survey: 27th MARCH 2014
Surveyor's Ref: 210094 DP-101

PLAN OF SUBDIVISION OF
LOT 1 IN DP 254392 & LOT 1 IN DP 1078077

L.G.A.: **BOTANY BAY**
 Locality: **BANKSMEADOW**
 Subdivision No: 17/2014
 Lengths are in metres. Reduction

Registered

 24.9.2014

DP1189375 ©E

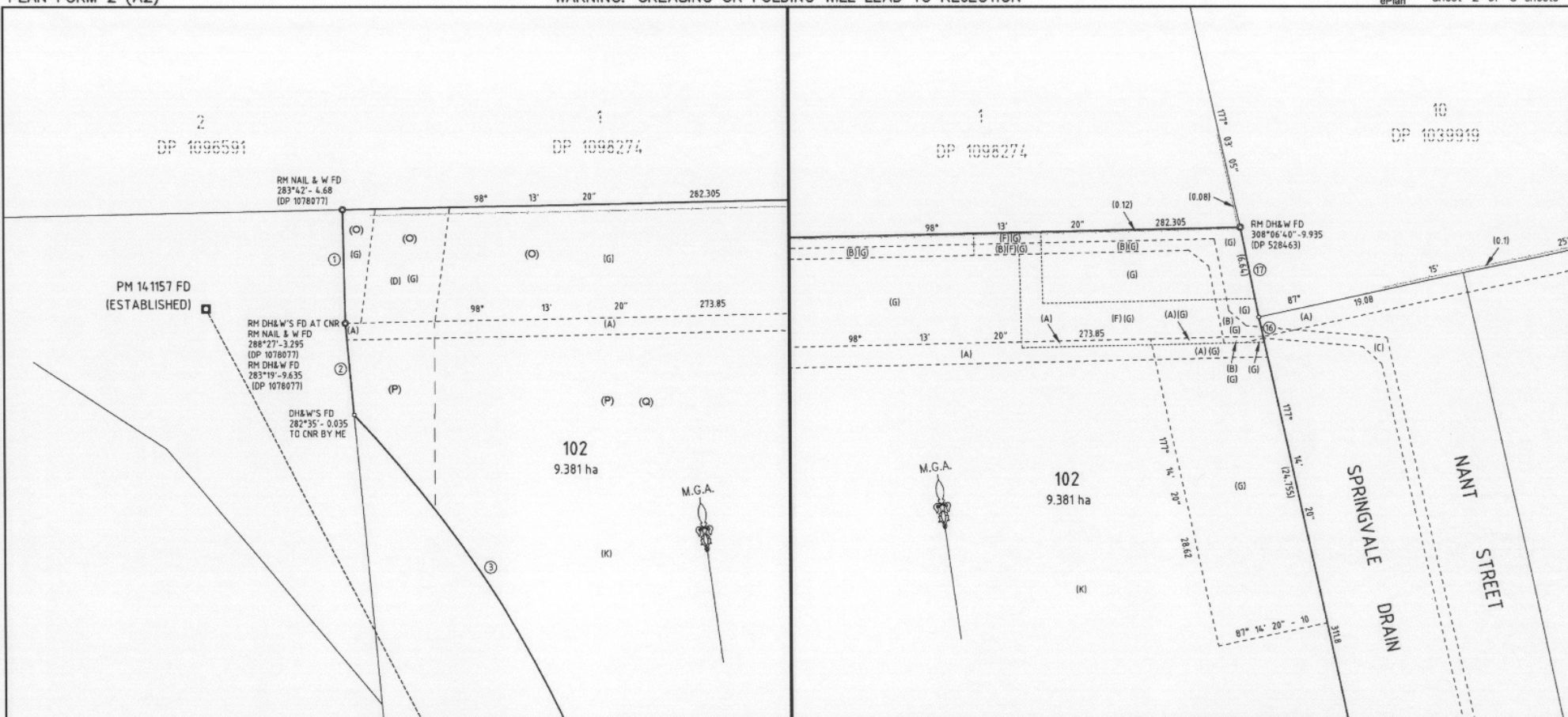


DIAGRAM "A"

SCALE 1:250

DIAGRAM "B"

SCALE 1:250

CURVED & SHORT BOUNDARIES

No.	CHORD	ARC	RADIUS
1	8°15'40"	10.36	
2	4°10'	8.4	
3	339°11'40"	4.9.23	107.375
16	177°04'	2.355	
17	178°23'30"	8.35	

- (A) EASEMENT FOR DRAINAGE & RIGHT OF CARRIAGEWAY 1.83 WIDE (VIDE J573276)
 (B) PROPOSED PIPELINE EASEMENT 1 WIDE, 2 WIDE & VARIABLE (DP 499049)
 (C) PROPOSED PIPELINE EASEMENT 1 WIDE & VARIABLE (DP 499052)
 (D) EASEMENT TO DRAIN WATER 6.095 WIDE (VIDE R834713)
 (F) EASEMENT FOR ELECTRICITY PURPOSES 2 & 4 WIDE (DP 454307 VIDE W213527)
 (G) EASEMENT FOR ACCESS 10 AND VARIABLE WIDTH
 (K) RESTRICTION ON THE USE OF LAND
 (O) - LAND EXCLUDES MINERALS - SEE CROWN GRANT(S)
 - EXCEPTING LAND BELOW A DEPTH FROM THE SURFACE OF 20 METRE(S)
 (P) - BENEFITED BY EASEMENT FOR SERVICES (R250827)
 (Q) - COVENANT (C570696)
 BENEFITED BY:
 - RIGHT OF FOOTWAY & EASEMENT FOR SERVICES (C732626)
 - RIGHT OF CARRIAGEWAY (C732626)
 - EASEMENT FOR SERVICES & RIGHT OF CARRIAGEWAY (J872002)

Surveyor: TERRY EDWARD BARTLETT
 Date of Survey: 27th MARCH 2014
 Surveyor's Ref: 210094 DP-101

PLAN OF SUBDIVISION OF
 LOT 1 IN DP 254392 & LOT 1 IN DP 1078077

L.G.A.: BOTANY BAY
 Locality: BANKSMEADOW
 Subdivision No: 17/2014

Lengths are in metres. Reduction Ratio 1:800

Registered
 24.9.2014

DP1189375

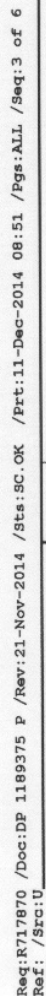


DIAGRAM "D"
SCALE 1:250

No.	CHORD	ARC	RADIUS
5	218°27'35"	0.445	
6	187°07'40"	1.985	
7	356°50'	19.755	55.275
8	344°23'30"	13.864	
9	218°27'35"	21.955	
10	189°27'35"	16.89	
11	218°27'35"	5.065	
12	189°27'35"	14.835	
13	54°27'35"	12.02	13.35
14	189°27'35"	8.71	8.5
15	218°27'35"	20.855	

- (I) PROPOSED PIPELINE EASEMENT 1 WIDE & VARIABLE (DP 499052)
(J) EASEMENT FOR ACCESS 10 AND VARIABLE WIDTH
(K) EASEMENT FOR DRAINAGE 3 WIDE
(L) RESTRICTION ON USE OF LAND
(M) EASEMENT FOR ACCESS 10 AND VARIABLE WIDTH
(N) EASEMENT FOR ACCESS VARIABLE WIDTH

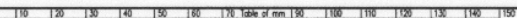
Surveyor: TERRY EDWARD BARTLETT
Date of Survey: 27th MARCH 2014
Surveyor's Ref: 210094 DP-101

PLAN OF SUBDIVISION OF
LOT 1 IN DP 254392 & LOT 1 IN DP 1078077

L.G.A.: **BOTANY BAY**
 Locality: **BANKSMEADOW**
 Subdivision No: 17/2014
 Lengths are in metres. Reduction

Registered
24.9.2014

DP1189375




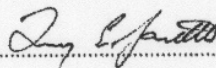
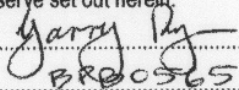
PLAN FORM 6 (2012)

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DEPOSITED PLAN ADMINISTRATION SHEET

Sheet 1 of 3 sheet(s)

Office Use Only	Office Use Only																
Registered:  24.9.2014 Title System: TORRENS Purpose: SUBDIVISION	DP1189375																
PLAN OF SUBDIVISION OF LOT 1 IN DP 254392 & LOT 1 IN DP 1078077	LGA: BOTANY BAY Locality: BANKSMADOW Parish: BOTANY County: CUMBERLAND																
Crown Lands NSW/Western Lands Office Approval I, (Authorised Officer) in approving this plan certify that all necessary approvals in regard to the allocation of the land shown herein have been given. Signature: Date: File Number: Office:	Survey Certificate I, TERRY EDWARD BARTLETT of Cardno (NSW/ACT), 203 Pacific Hwy, St LEONARDS NSW 2065 a surveyor registered under the <i>Surveying and Spatial Information Act</i> 2002, certify that: *(a) The land shown in the plan was surveyed in accordance with the <i>Surveying and Spatial Information Regulation 2012</i> , is accurate and the survey was completed on 27 th March 2014. *(b) The part of the land shown in the plan (*being/*excluding ^) was surveyed in accordance with the <i>Surveying and Spatial Information</i> <i>Regulation 2012</i> , is accurate and the survey was completed on,..... the part not surveyed was compiled in accordance with that Regulation. *(c) The land shown in this plan was compiled in accordance with the <i>Surveying and Spatial Information Regulation 2012</i> . Signature:  Dated: 28.03.2014 Surveyor ID: 438 Datum Line: "X" (PM 29549) - "Y" (SSM 125632) Type: *Urban/*Rural The terrain is *Level-Undulating / *Steep-Mountainous. *Strike through if inapplicable. ^Specify the land actually surveyed or specify any land shown in the plan that is not the subject of the survey.																
Subdivision Certificate I, <u>GARRY RYAN</u> * Authorised Person *General Manager*Accredited Certifier, certify that the provisions of s.109J of the <i>Environmental Planning and</i> <i>Assessment Act 1979</i> have been satisfied in relation to the proposed subdivision, new road or reserve set out herein. Signature:  Accreditation number: <u>BR00565</u> Consent Authority: <u>MINISTER FOR PLANNING</u> Date of endorsement: <u>14/8/2014</u> Subdivision Certificate number: <u>17/2014</u> File number: <u>MPO6-0191</u> *Strike through if inapplicable.	Plans used in the preparation of survey/compilation: <table><tbody><tr><td>DP 85542</td><td>DP 109505</td><td>DP 254392</td><td>DP 454307</td></tr><tr><td>DP 499049</td><td>DP 499052</td><td>DP 528680</td><td>DP 562318</td></tr><tr><td>DP 1006865</td><td>DP 1039919</td><td>DP 1078077</td><td>DP 1096591</td></tr><tr><td>DP 1098274</td><td></td><td></td><td></td></tr></tbody></table> If space is insufficient continue on PLAN FORM 6A	DP 85542	DP 109505	DP 254392	DP 454307	DP 499049	DP 499052	DP 528680	DP 562318	DP 1006865	DP 1039919	DP 1078077	DP 1096591	DP 1098274			
DP 85542	DP 109505	DP 254392	DP 454307														
DP 499049	DP 499052	DP 528680	DP 562318														
DP 1006865	DP 1039919	DP 1078077	DP 1096591														
DP 1098274																	
Statements of intention to dedicate public roads, public reserves and drainage reserves. IT IS INTENDED TO DEDICATE THE STRIP OF LAND VARIABLE WIDTH TO THE PUBLIC AS PUBLIC ROAD.	Signatures, Seals and Section 88B Statements should appear on PLAN FORM 6A																


PLAN FORM 6A (2012)

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DEPOSITED PLAN ADMINISTRATION SHEET

Sheet 2 of 3 sheet(s)

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PLAN OF SUBDIVISION OF
 LOT 1 IN DP 254392 & LOT 1 IN DP 1078077

DP1189375

- This sheet is for the provision of the following information as required:
- A schedule of lots and addresses - See 60(c) *SSI Regulation 2012*
 - Statements of intention to create and release affecting interests in accordance with section 88B *Conveyancing Act 1919*
 - Signatures and seals- see 195D *Conveyancing Act 1919*
 - Any information which cannot fit in the appropriate panel of sheet 1 of the administration sheets.

Subdivision Certificate number:17/2014.....
 Date of Endorsement:14/9/2014.....

PURSUANT TO SECTION 88B OF THE CONVEYANCING ACT 1919, AS AMENDED, IT IS INTENDED TO CREATE:-

- 1) EASEMENT FOR ACCESS 10 WIDE AND VARIABLE (G)
- 2) EASEMENT FOR DRAINAGE 3 WIDE (H)
- 3) RESTRICTION ON THE USE OF LAND (K)
- 4) EASEMENT FOR ACCESS 10 WIDE AND VARIABLE (M)
- 5) EASEMENT FOR ACCESS VARIABLE WIDTH (N)

Lot	Street Number	Street Name	Street Type	Locality
101	N/A	McPherson	Street	Banksmeadow
102	N/A	Coal Pier	Road	Banksmeadow

If space is insufficient use additional annexure sheet

Surveyor's Reference: 210094 DP-101


PLAN FORM 6A (2012)

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DEPOSITED PLAN ADMINISTRATION SHEET

Sheet 3 of 3 sheet(s)

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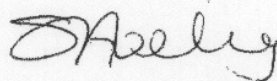
PLAN OF SUBDIVISION OF
LOT 1 IN DP 254392 & LOT 1 IN DP 1078077

Office Use Only
DP1189375

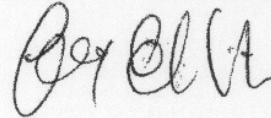
Subdivision Certificate number: 17/2014
Date of Endorsement: 14/8/2014

- This sheet is for the provision of the following information as required:
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 - Signatures and seals- see 195D *Conveyancing Act 1919*
 - Any information which cannot fit in the appropriate panel of sheet 1 of the administration sheets.

ACN 004 145 868
Signed by Orica Limited by its attorney under Power of
Attorney Book 4672 No 741 who is personally
known to me:



Signature of witness
SAMANTHA AVELING
LEVEL 3, 1 NICHOLSON ST,
EAST MELBOURNE 3002



Signature of attorney
By executing this document the
attorney states that the
attorney has received no notice
of revocation of the Power of
Attorney

If space is insufficient use additional annexure sheet

Surveyor's Reference: 210094 DP-101