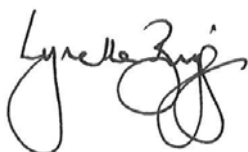


# Notice of Modification

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

As delegate of the Minister for Planning under delegation executed on 14 September 2011, we the Planning Assessment Commission of New South Wales (the Commission) hereby approve the modification of the project application referred to in Schedule 1, subject to the conditions outlined in Schedule 2.



**Member of the Commission**

Sydney

25 November 2015

### SCHEDULE 1

Application Number:	MP 06_0228
Proponent:	Shoalhaven Starches Pty Ltd
Approval authority:	Minister for Planning
Project:	Shoalhaven Starches Expansion Project
Date of original approval:	29 January 2009
Modification:	MP 06_0228 MOD 6 – Modification to demolish a building and construct a temporary car park

This approval is modified by:

#### In the Definitions List:

1. Deleting the following definition:

DWE            Department of Water and Energy

2. Inserting the following new definitions in alphabetical order:

Demolition    The demolition or dismantling of a structure or part of a structure that is load-bearing, as covered by this approval  
SafeWork      SafeWork NSW

3. Replacing the following definitions in alphabetical order:

Construction    The carrying out of works, including bulk earthworks, and erection of buildings and other infrastructure covered by this approval  
Project          The development described in the EA, which includes the continued implementation of all existing and approved development on site, as modified by MP 06\_0228 MOD 1, MP 06\_0228 MOD 2, MP 06\_0228 MOD 3, MP 06\_0228 MOD 4, MP 06\_0228 MOD 5 and MP 06\_0228 MOD 6

## **In Schedule 2:**

4. Replacing Condition 1 with the following:

### **Obligation to Minimise Harm to the Environment**

1. The Proponent shall implement all reasonable and feasible measures to prevent and/or minimise any harm to the environment that may result from the demolition, construction, operation or decommissioning of the project.

5. Replacing Condition 2 with the following:

### **Terms of Approval**

2. The Proponent shall carry out the project in accordance with the:
- a) EA and associated site plans (see Appendix 2);
  - b) amended modification proposal MP 06\_0228 MOD 1 prepared by ME Engineering Pty Ltd and dated 21 December 2010;
  - c) modification proposal MP 06\_0228 MOD 2, accompanying Environmental Assessment dated January 2012 and response to submissions report dated 4 May 2012, prepared by Cowman Stoddart Pty Ltd, accompanying plans (see Appendices 2A and 2B) and supplementary odour report dated 30 July 2012, prepared by PAE Holmes Pty Ltd;
  - d) modification proposal MP 06\_0228 MOD 3, accompanying Environmental Assessment dated May 2012, response to submissions report dated 20 July 2012 and further response to submissions report dated 24 August 2012, prepared by Cowman Stoddart Pty Ltd and accompanying plans (see Appendix 2C);
  - e) modification proposal MP 06\_0228 MOD 4, accompanying Environmental Assessment and accompanying plans (see Appendix 2D) dated February 2014, prepared by Cowman Stoddart Pty Ltd;
  - f) modification proposal MP 06\_0228 MOD 5, accompanying Environmental Assessment and accompanying plans dated June 2015, prepared by Cowman Stoddart Pty Ltd (see Appendix 2E);
  - g) modification proposal MP 06\_0228 MOD 6, accompanying Environmental Assessment and plans dated October 2015, prepared by Cowman Stoddart Pty Ltd (see Appendix 2F); and
  - h) statement of commitments.

6. Replacing Condition 9 with the following:

### **Demolition**

9. The Proponent shall ensure that all demolition work is carried out in accordance with *Australian Standard AS 2601:2001: The Demolition of Structures*, or its latest version and the requirements of the *Work Health and Safety Regulation, 2011*.

7. Inserting a new Condition 9A, after Condition 9 as follows:

9A. The Proponent shall ensure that all demolition is undertaken by licensed demolition experts in accordance with the requirements of SafeWork and the *Work Health and Safety Regulation, 2011*.

8. Inserting a new Condition 9B, after Condition 9A as follows:

### **Asbestos Removal, Transport, Disposal and Clearance**

9B. The Proponent shall ensure that any asbestos encountered during construction and demolition is monitored, removed, transported and disposed of by appropriately qualified and licensed contractors in accordance with the requirements of SafeWork and relevant guidelines, including:

- (a) *Work Health and Safety Regulation 2011*;
- (b) *Model Code of Practice – How to Manage and Control Asbestos in the Workplace, 2011* Safe Work Australia;
- (c) *Model Code of Practice – How to Safely Remove Asbestos, 2011* Safe Work Australia; and
- (d) *Protection of the Environment Operations (Waste) Regulation 2005*.

**In Schedule 3:**

9. Inserting a new condition 10A, after Condition 10 as follows:

**Dust Management MOD 6**

10A. The Proponent shall implement the Dust Management Plan included in the EA for MOD 6.

10. Inserting a new condition 19A, after Condition 19 as follows:

19A. Prior to the commencement of works associated with MOD 6, the Proponent shall implement the Erosion and Sediment Control Plan included in the EA for MOD 6.

11. Inserting a new Condition 22A after Condition 22 as follows:

22A. Prior to the commencement of construction of the temporary car park described in MOD 6, the Proponent shall submit a Stormwater Management Plan to Council describing the stormwater design, discharge location and pollution control for the temporary car park.

12. Inserting new Conditions 35A and 35B after Condition 35 as follows:

**Access for MOD 6**

35A. The Proponent shall ensure that the temporary car park and its access described in MOD 6:

- a) is designed and constructed to the satisfaction of Council and in accordance with *AS2890:2009 Parking Facilities* and *AS1158:2010 Lighting for Roads and Public Spaces*, or their latest versions;
- b) is used for light vehicles only, with the exception of heavy vehicles used to construct the temporary car park;
- c) is removed following the completion of construction of the No. 5 starch dryer at the Moorehouse site as described in MOD 6;
- d) is not used for the storage of plant, equipment or materials at any time.

35B. The Proponent shall ensure that access to Shoalhaven Water's pumping station is maintained at all times.

13. Inserting a new Condition 40A after Condition 40 as follows:

40A. The Proponent shall ensure that the use of any waste, including steel mill slag, is in accordance with the requirements of a Resource Recovery Order and Exemption issued under the *Protection of the Environment Operations (Waste) Regulation 2014*.

14. Inserting a new Appendix 2F after Appendix 2E as follows:

## APPENDIX 2F – SITE PLANS (MP 06\_0228 MOD 6)

