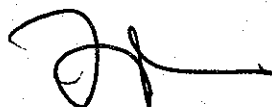


Modification of Major Project Approval

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

I, the Executive Director Strategic Sites and Urban Renewal, as delegate of the Minister for Planning, under Instrument of Delegation dated 7 June 2007, modify, under s.75W of the *Environmental Planning and Assessment Act 1979*, the Project approval referred to in Schedule 1 in the manner set out in Schedule 2.



Jason Perica
Executive Director
Strategic Sites and Urban Renewal

Dated this 25 day of September 2008

MP 06_0301 MOD 2

SCHEDULE 1

Approval for alterations and additions to Chatswood Chase Shopping Centre at 345 Victoria Avenue, 19 Havilah Street and 8 Malvern Avenue, Chatswood granted by the Minister for Planning on 19 December 2007.

SCHEDULE 2

The above approval is modified as follows:

(a) Amend Condition F1 as underlined to read:

Prior to the issue of any a Final Occupation Certificate in Zones A, B, C and D (Construction Certificate ~~CC2~~ CC3), all individual allotments in the development site shall be consolidated into a single allotment and evidence of registration of the plan of consolidation shall be submitted to Willoughby Council.

(b) Amend Condition F24 as underlined to read:

Create a Positive Covenant and Restriction on Use of Lane on the Title in favour of Willoughby Council prior to issue of ~~an Interim/~~ a Final Occupation Certificate for Construction Certificate ~~CC2~~ CC3. The purpose of this is to ensure that the registered proprietor has control and maintenance obligations of the on-site stormwater retention system (OSR) and on-site stormwater detention system (OSD), including roof guttering and downpipe systems. A copy of Council's draft terms for the instrument is available from Council on request. Documentary evidence of registration of these instruments with the NSW Department of Land is to be submitted to Council.

The above instruments can be created under Section 88b of the Conveyancing Act 1919 for newly created lots. For an existing lot, a Positive Covenant and Restriction on the Use of Land can be created under Section 88E(3) of the Conveyancing Act 1919 using Form 13PC and 13RPA respectively. The relative location of the OSR and OSD systems, in relation to the building footprint, must be shown on a scale sketch, attached as an annexure to the request forms.