

Request to Modify a Major Project or Concept Plan

Date duly made: ____/____/____

Modification No. _____

This form should be used to request the Minister to modify a Major Project* or Concept Plan under Section 75W of the *Environmental Planning & Assessment Act 1979*.

Before lodging this form you should contact the Department of Planning and Infrastructure to discuss your modification and confirm the supporting information required to assess the modification. The Director General may issue environmental assessment requirements that must be complied with before your request will be considered by the Minister.

Persons lodging applications are required to declare reportable political donations (including donations of \$1,000 or more) made in the previous two years. For more details, go to www.planning.nsw.gov.au/donations.

* This form may also be used to modify a Part 4 consent which is subject to clause 8J(8) of the *Environmental Planning & Assessment Regulation 2000*

1. Proponent details

Company/organisation/agency

Gunlake Quarries

ABN

55118686963

☒ Mr ☐ Ms ☐ Mrs ☐ Dr ☐ Other

First name

Edward

Family name

O'Neil

Position

Director

STREET ADDRESS

Unit/street no.

715

Street name

Brayton Road

Suburb or town

Marulan

State

NSW

Postcode

2579

POSTAL ADDRESS (or mark 'as above')

PO Box 1665

Suburb or town

Double Bay

State

NSW

Postcode

1360

Daytime telephone

02 4841 1355

Fax

02 4841 1366

Mobile

0411 652 658

Email

ed@gunlake.com.au

2. Identify the land

Fill out the relevant fields or attach a schedule of lands and a detailed map of the land.

Unit/street no.

715

Street or property name

Brayton Road

Suburb, town or locality

Marulan

Postcode

2579

Council area

Goulburn-Mulwaree

Lot/DP or Lot/Section/DP or Lot/Strata no.

Please ensure that you put a slash (/) between lot, section, DP and strata numbers. If you have more than one piece of land, you will need to separate them with a comma eg 123/579, 162/2.

Lot 13 DP 1123374

Note: You can find the lot, section, DP or strata number on a map of the land or on the title documents for the land, if title was provided after 30 October 1983. If you have documents older than this, you will need to contact the Land & Property Management Authority for updated details.

OR: detailed description of land attached: ☐

3. Details of the original major project or concept plan

Briefly describe what the original approval allows

Develop a hard rock quarry with associated processing plant and bypass road, producing 500,000t of saleable product at full capacity.

What was the original application no.?

07-0074

What was the date of the approval?

24-09-2008

What was the original application fee?

\$67095

4. Describe the modification(s) you propose to make

Describe the modification(s), including details of any conditions of approval to be amended or deleted

Modify Condition 6(b) of Schedule 2 to read as follows,

“(b) Stage 2 – 100 truck movements per day (averaged over one month) with a maximum of 150 truck movements per day, including 25 truck movements per day (averaged over one month) and a maximum of 38 truck movements per day on Brayton Road between the bypass road and the intersection of Brayton Road/George Street/Interchange Underpass.”

What is the capital investment value of the proposed modification?

\$0

5. Other approvals

Did the original project / concept plan, but for section 75U of the EP&A Act, require any of the following?

- ☐ concurrence under Part 3 of the *Coastal Protection Act 1979* of the Minister administering that Part of that Act
- ☐ a permit under section 201, 205 or 219 of the *Fisheries Management Act 1994*
- ☐ an approval under Part 4, or an excavation permit under section 139, of the *Heritage Act 1977*
- ☐ an Aboriginal heritage impact permit under section 90 of the *National Parks and Wildlife Act 1974*

- ☐ an authorisation referred to in section 12 of the *Native Vegetation Act 2003* (or under any Act repealed by that Act) to clear native vegetation or State protected land
- ☐ a bush fire safety authority under section 100B of the *Rural Fires Act 1997*
- ☐ a water use approval under section 89, a water management work approval under section 90 or an activity approval under section 91 of the *Water Management Act 2000*

Did the original project / concept plan require any of the following approvals in order to be carried out?

- ☐ an aquaculture permit under section 144 of the *Fisheries Management Act 1994*
- ☐ an approval under section 15 of the *Mine Subsidence Compensation Act 1961*
- ☐ a mining lease under the *Mining Act 1992*
- ☐ a petroleum production lease under the *Petroleum (Onshore) Act 1991*
- X an environment protection licence under Chapter 3 of the *Protection of the Environment Operations Act 1997* (for any of the purposes referred to in section 43 of that Act)
- x a consent under section 138 of the *Roads Act 1993*
- ☐ a licence under the *Pipelines Act 1967*

6. Landowner's consent (where required)

As the owner(s) of the above property, I/we consent to this request being made by the proponent:

Land

Signature

Name

Date

Land

Signature

Name

Date

Note: Under Clause 8F of the *Environmental Planning and Assessment Regulation 2000*, certain applications for approval under Part 3A of the Act do not require consent of the landowner, however, the proponent is required to give notice of the application (e.g. linear infrastructure, mining & petroleum projects, and critical infrastructure).

7. Political donation disclosure statement

Have you attached a disclosure statement to this request?

- ☐ Yes ☒ No

For more details about political donations disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations

8. Proponent's signature

As the proponent(s) of the project and in signing below, I/we hereby:

- provide a description of the modification to the project approval or concept plan and address all matters required by the Director-General pursuant to Section 75W of the Act, and
- declare that all information contained within this form is accurate at the time of signing.

Signature

In what capacity are you signing if you are not the proponent

Name, if you are not the proponent

Date

9. Supporting documents

What supporting documents are you submitting with this application?

- ☐ Environmental Assessment
- x ☐ Other, please describe:

The attached letter from OEC provides justification and the two attachments from TUP and SLR clarify the reasoning behind the modification request and the likely effects.