

# Notice of Modification

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

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



Howard Reed  
A/Director, Mining and Industry Projects

Sydney 06 February 2012

### SCHEDULE 1

The project approval for the Rockley Falls Quarry granted by the Minister for Planning on 16 June 2008 (07\_0078).

### SCHEDULE 2

1. Delete the definitions for "DECCW", "Department", "Director-General", "Minister" and "RTA" and insert in alphabetical order the following:

Department	Department of Planning and Infrastructure
Director-General	Director-General of the Department of Planning and Infrastructure, or delegate
Minister	Minister for Planning and Infrastructure, or delegate
OEH	Office of Environment and Heritage
RMS	Roads and Maritime Services
2. Delete all references to "DECCW" and replace with "OEH".
3. Delete all references to "RTA", and replace with "RMS".
4. In condition 2 of Schedule 2 delete all words after "February 2011;" and insert:
  - (h) modification application 07\_0078 Mod 6 and accompanying Environmental Assessment titled: *Rockley Falls Quarry, Modification Report – For Extension of Batch Plants Operation and Hours*, dated 23 November 2011; and
  - (i) conditions of this approval.
5. Delete conditions 5A and 5B of Schedule 2 and insert the following:
  - 5A. The operation of the dry and wet-mix batch plants may be undertaken until 31 October 2013, unless otherwise agreed by the Director-General.
  - 5B. Until September 2012 and between 1 June 2013 and 31 October 2013 the operation of the dry and wet-mix batch plants and transport of concrete from the site shall be restricted to 5am to 6pm, Monday to Friday and 5am to 1pm, Saturday, unless otherwise agreed by the Director-General.
  - 5C. Between 1 October 2012 and 31 May 2013:
    - (a) the operation of the dry and wet-mix batch plants shall be restricted to 4am to 8pm, Monday to Friday and 4am to 1pm, Saturday; and
    - (b) the haulage of concrete from the site is restricted to the hours of 5am to 7pm Monday to Friday and 5am to 1pm on Saturday, unless otherwise agreed by the Director-General.
  - 5D. The delivery of materials for the batch plants may be undertaken:
    - (a) on a 24-hour basis Monday to Friday, limited to a total of 5 vehicle entries between 10pm and 7am; and

(b) during operational hours on Saturday.

- 5E. Within 2 months of the cessation of the operation of the dry or wet-mix batch plants, the plant must be dismantled and removed from the site. The site of the plant must then be rehabilitated consistent with the condition 26 of Schedule 3.