

Request to Modify a Major Project or Concept Plan



Planning & Infrastructure

Date duly made: 07/02/2012

Modification No (MPO)-0174, 07-0175, 07-0176)
MOD 1

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 | | ABN | |
| TRUenergy Marulan Pty Ltd | | 71 147 737 237 | |
| <input checked="" type="checkbox"/> Mr <input type="checkbox"/> Ms <input type="checkbox"/> Mrs <input type="checkbox"/> Dr <input type="checkbox"/> Other | | | |
| First name | | Family name | |
| Graham | | Dowers | |
| Position | | | |
| Manager Thermal Development | | | |
| STREET ADDRESS | | | |
| Unit/street no. | | Street name | |
| L33; 385 | | Bourke Street | |
| Suburb or town | | State | Postcode |
| Melbourne | | VIC | 3000 |
| POSTAL ADDRESS (or mark 'as above') | | | |
| As above | | | |
| Suburb or town | | State | Postcode |
| | | | |
| Daytime telephone | | Fax | Mobile |
| (03) 8628-1259 | | | |
| Email | | | |
| graham.dowers@truenergy.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.

Street or property name

Suburb, town or locality

Postcode

Council area

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.

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

Construction and Operation of two gas fired power stations with common shared infrastructure including transmission line, access road, gas pipeline and water supply pipeline.

Refer to attached Supporting Document for further description.

What was the original application no.?

What was the date of the approval?

What was the original application fee? Various

MP07_0174, MP07_0175 and MP07_0176

26 October 2009

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

Refinement of the Approved development as described in the attached Supporting document, including but not limited to:

- Consolidating the Approvals for a single plant with a single owner
- Reduction of development footprint, vegetation clearance and length of transmission line
- Minor realignment to the approved gas pipeline route
- Addition of a water supply pipeline within the width of the approved gas pipeline route
- Enhanced water cycle management system.

Refer to attached Supporting Document for further description of modifications.

What is the capital investment value of the proposed modification?

AUS \$450 million

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 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*
- ☒ 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)
- ☐ 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 <input type="text" value="Refer to attached Supporting Document"/> | Land <input type="text"/> |
| Signature <input type="text"/> | Signature <input type="text"/> |
| Name <input type="text"/> | Name <input type="text"/> |
| Date <input type="text"/> | Date <input type="text"/> |

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 <input type="text" value="MANAGER, THERMAL DEVELOPMENT"/> |
| Name, if you are not the proponent <input type="text" value="GRAHAM DOWERS"/> | Date <input type="text" value="6 FEBRUARY 2012"/> |

9. Supporting documents

What supporting documents are you submitting with this application?

- ☐ Environmental Assessment
- ☒ Other, please describe:

| |
|---------------------|
| Supporting Document |
| |

Description of Properties

Also refer to plan Appendix B attached to Project Approval 07-0174 (updated version prepared by Aurecon attached – includes both Pipelines corridor and Pipelines exclusion area)

Development Site

Lot 2 DP1120270

Land parcels identified in Approved EA and consistent with TRUenergy refined Project

| | | | | |
|--|-------------------|-------------------|-------------------|-------------------|
| Lot 2341 DP 622834 | Lot 78 DP 750053 | Lot 106 DP 750053 | Lot 154 DP 750053 | Lot 258 DP 750053 |
| Lot 12 DP 727493 | Lot 89 DP 750053 | Lot 108 DP 750053 | Lot 155 DP 750053 | Lot 455 DP 771909 |
| Lot 2 DP 732144 | Lot 92 DP 750053 | Lot 141 DP 750053 | Lot 160 DP 750053 | Lot 101 DP 778396 |
| Lot 41 DP 750053 | Lot 99 DP 750053 | Lot 144 DP 750053 | Lot 161 DP 750053 | Lot 4 DP 872712 |
| Lot 76 DP 750053 | Lot 104 DP 750053 | Lot 152 DP 750053 | Lot 162 DP 750053 | Lot 8 DP 874693 |
| Lot 77 DP 750053 | Lot 105 DP 750053 | Lot 153 DP 750053 | Lot 189 DP 750053 | |
| Crown Road Reserve, portion Canyonleigh Road | | | | |

Land parcels in Approved project area that are not listed in previous Applicant Land & Details from EA, but are included in TRUenergy refined project description for completeness

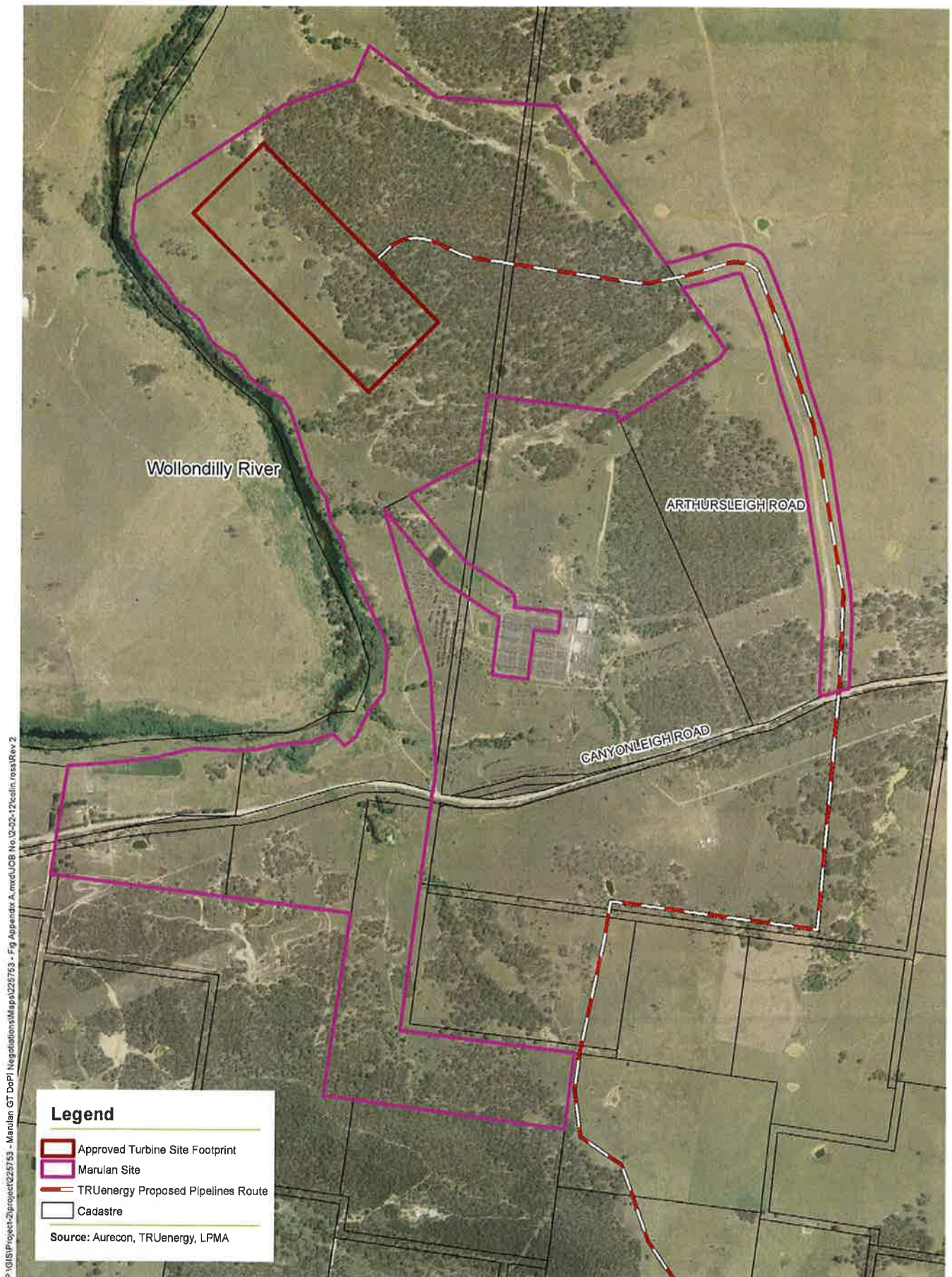
| | | | | |
|-------------------|-------------------|-------------------|------------------|-------------------|
| Lot 207 DP 750053 | Lot 202 DP 750053 | Lot 42 DP 750053 | Lot 3 DP 1120270 | Lot 14 DP 113590 |
| Lot 7 DP 874693 | Lot 143 DP 750053 | Lot 27 DP 881433 | Lot 2 DP 1120270 | Lot 18 DP 113590 |
| Lot 226 DP 750053 | Lot 9 DP 727493 | Lot 33 DP 1071830 | Lot 16 DP 113590 | Lot 9 DP 727493 |
| Lot 28 DP 881433 | Lot 142 DP 750053 | Lot 26 DP 881433 | Lot 17 DP 113590 | Lot 8 DP 727493 |
| Lot 206 DP 750053 | Lot 15 DP 113590 | Lot 1 DP 1120270 | Lot 50 DP 738347 | Lot 158 DP 750053 |

Land parcels that were listed in the Approved EA that are not present in the Refined project area (according to 2011 GIS cadastre)

| | | | | |
|-------------------|-------------------|-------------------|-------------------|-------------------|
| Lot 20 DP 113590 | Lot 238 DP 750053 | Lot 52 DP 751298 | Lot 57 DP 751298 | Lot 140 DP 751298 |
| Lot 2 DP 750053 | Lot 95 DP 750053 | Lot 107 DP 750053 | Lot 124 DP 751298 | Lot 155 DP 751298 |
| Lot 191 DP 750053 | Lot 100 DP 750053 | Lot 140 DP 750053 | Lot 18 DP 1056592 | Lot 156 DP 751298 |
| Lot 197 DP 750053 | Lot 240 DP 750053 | Lot 53 DP 751298 | Lot 157 DP 750053 | Lot 167 DP 750053 |
| Lot 236 DP 750053 | Lot 249 DP 750053 | Lot 55 DP 751298 | Lot 125 DP 751298 | Lot 172 DP 750053 |
| Lot 237 DP 750053 | Lot 287 DP 750053 | Lot 56 DP 751298 | Lot 137 DP 751298 | Lot 188 DP 750053 |
| Lot 176 DP 750053 | Lot 177 DP 750053 | Lot 186 DP 750053 | Lot 187 DP 750053 | Lot 173 DP 751298 |
| Lot 157 DP 751298 | | | | |

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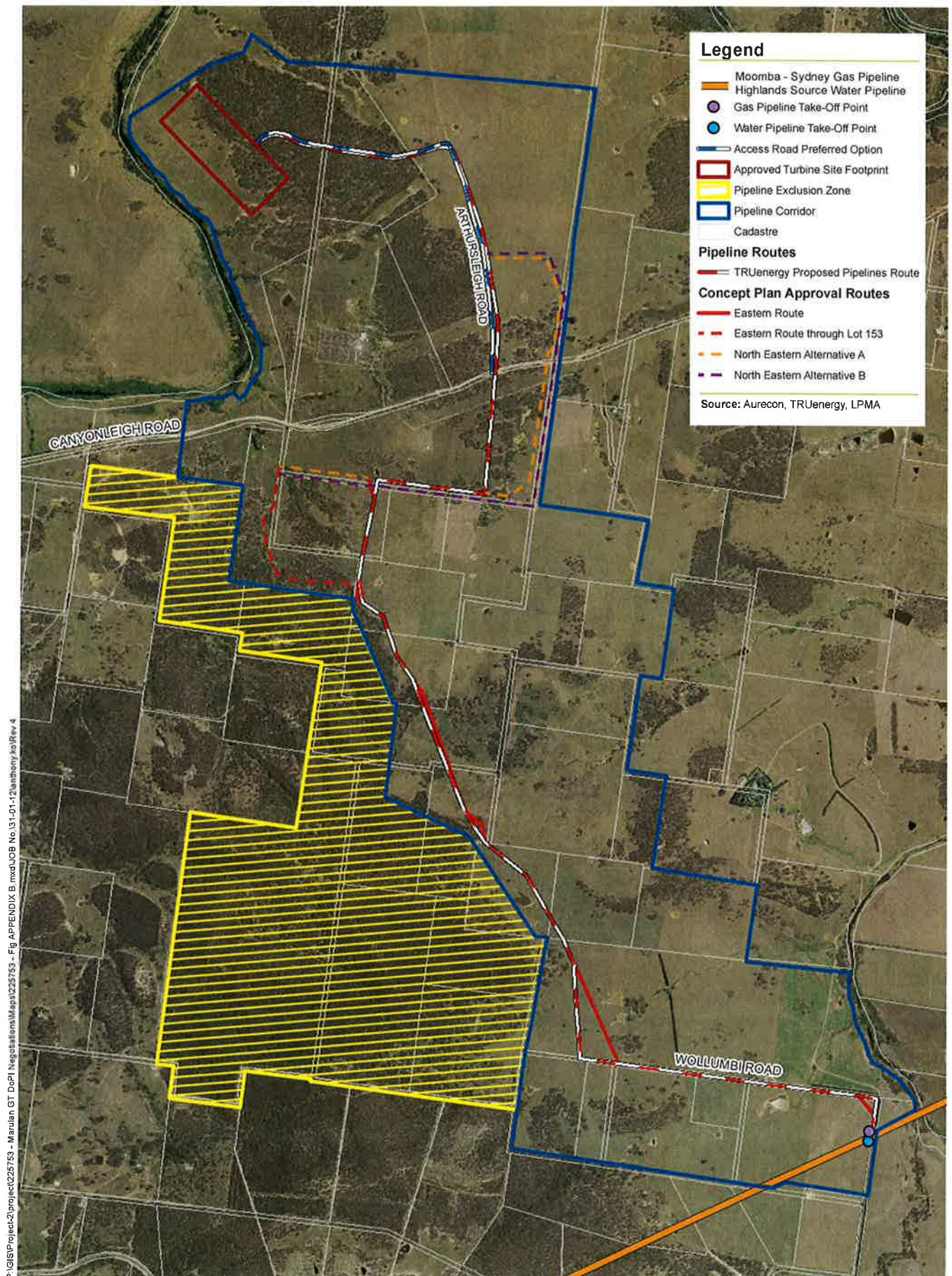


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Projection: GDA 1994 MGA Zone 56

TRUenergy Marulan GT S75W Modification

APPENDIX A: Power Station Site



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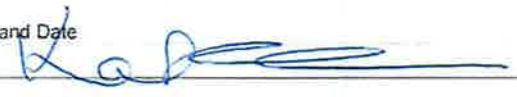
Projection: GDA 1994 MGA Zone 56

TRUenergy **Marulan GT S75W Modification**

APPENDIX B Pipelines Corridor and Proposed Pipelines Route

Political Donations Disclosure Statement to Minister or the Director-General

If you are required under section 147(3) of the Environmental Planning and Assessment Act 1979 to disclose any political donations (see Page 1 for details), please fill in this form and sign below.

| Disclosure statement details | | | | |
|---|--|--|--------------------|---------------------------|
| Name of person making this disclosure Catherine Shea | | Planning application reference (e.g. DA number, planning application title or reference, property address or other description) MP07_0174, MP07_0175 and MP07_0176 | | |
| Your interest in the planning application (circle relevant option below) | | | | |
| You are the APPLICANT <input checked="" type="radio"/> YES / NO | | OR You are a PERSON MAKING A SUBMISSION IN RELATION TO AN APPLICATION YES / NO | | |
| Reportable political donations made by person making this declaration or by other relevant persons | | | | |
| <p>* State below any reportable political donations you have made over the 'relevant period' (see glossary on page 2). If the donation was made by an entity (and not by you as an individual) include the Australian Business Number (ABN).</p> <p>* If you are the applicant of a relevant planning application state below any reportable political donations that you know, or ought reasonably to know, were made by any persons with a financial interest in the planning application, OR</p> <p>* If you are a person making a submission in relation to an application, state below any reportable political donations that you know, or ought reasonably to know, were made by an associate.</p> | | | | |
| Name of donor (or ABN if an entity) | Donor's residential address or entity's registered address or other official office of the donor | Name of party or person for whose benefit the donation was made | Date donation made | Amount/ value of donation |
| 99 086 014 968 | Level 33, 385 Bourke Street, Melbourne VIC 3000 | NSW Nationals | 23 March 2011 | \$1,650.00 |
| - | - | - | - | - |
| | | | | |
| | | | | |
| Please list all reportable political donations—additional space is provided overleaf if required. | | | | |
| By signing below, I/we hereby declare that all information contained within this statement is accurate at the time of signing. | | | | |
| Signature(s) and Date  1/2/12 | | | | |
| Name(s) Catherine Shea, Director Corporate and Government Affairs | | | | |

