

Notice of Modification

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

As delegate for the Minister for Planning and Infrastructure, I hereby modify the project approval to in Schedule 1, subject to the conditions in Schedule 2.



Heather Warton
A/Executive Director
Major Projects Assessment

Sydney 20th April

2012

SCHEDULE 1

Application Number: 08_0157
Proponent: Joe White Maltings Pty Ltd
Approval Authority: Minister for Planning
Land: Lot 201 DP 813362 - Stonny Batter Road, Minto
Project: Minto Malting and Grain Project

SCHEDULE 2

1) **Delete the following references from Definitions and Schedules 2, 3 and 4:**

DECC	Department of Environment and Climate Change
RTA	Roads and Traffic Authority

2) **Insert the following references in Definitions and Schedules 2, 3 and 4:**

Department	Department of Planning & Infrastructure
Director-General	Director-General of Department of Planning & Infrastructure, or delegate
EPA	Environmental Protection Authority
Minister	Minister for Planning & Infrastructure, or delegate
RMS	NSW Roads and Maritime Service

3) **Replace Condition 2 Schedule 2 with the following:**

2. The Proponent shall carry out the project generally in accordance with:
 - a. EA;
 - b. site plan (see Appendix 1);
 - c. statement of commitments (see Appendix 2);
 - d. Modification Application 08_0157 - Mod 1 with supporting documentation by Cardno dated 11 December 2011 and 14 December 2011; and
 - e. conditions of this approval.

4) Replace Condition 7 Schedule 2 with the following:

7. The Proponent shall ensure that the Project:
- a) does not import more than 54,000 tonnes per annum of grain and barley by road;
 - b) does not export more than 25,000 tonnes per annum of malt and grain by road; and
 - c) imports/exports all remaining grain and malting barley via the rail siding to the Main Southern Railway.

However, in exceptional circumstances, the Proponent may be exempt from these restrictions for short periods with the written approval of the Director-General.

5) Replacing Condition 19 Schedule 3 with the following:

19. The Proponent shall prepare and implement an Operational Traffic Management Plan for the Project to the satisfaction of the Director-General. The Plan must:
- a. be prepared in consultation with the RMS and Council;
 - b. be submitted to the Director-General for approval prior to the commencement of importation or exportation of grain, barley or malt to/from the site via road;
 - c. nominate routes for the heavy vehicles accessing the site;
 - d. provide details on restrictions proposed for the hours that heavy vehicles may access the site;
 - e. describe the measures that would be implemented to manage traffic safety during operation of the project; and
 - f. describe the measures that would be implemented to manage heavy vehicle driver behaviour and traffic noise associated with the development.