

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 (MP 09_0090) referred to in Schedule 1, subject to the Conditions in Schedules 2 and 3.

Chris Wilson
Executive Director
Major Projects Assessment

Sydney

9 November

2012

SCHEDULE 1

Project approval (MP 09_0090), granted by then Minister for Planning on 26 July 2010 for the Orica Ammonium Nitrate Emulsion Project, Richmond Vale in the Cessnock City local government area.

DEFINITIONS

1. Replacing the definition of 'Project' in the definitions list as follows:

Project	The development as described in the EA titled " <i>Proposed Ammonium Nitrate Emulsion Production Facility and Continued Operation of Orica Mining Services Technology Centre, Richmond Vale, NSW</i> ", Prepared by Umwelt Australia and dated December 2009, as modified by MP 09_0090 MOD 1.
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SCHEDULE 2

2. Replacing Condition 2 in Schedule 2 with the following:

Limits of Approval

2. The Proponent shall carry out the Project generally in accordance with the:
 - a) EA;
 - b) modification application MP 09_0090 MOD 1 dated 10 October 2012, environmental assessment dated 8 October 2012 and accompanying plans, prepared by Umwelt (Australia) Pty Ltd;
 - c) statement of commitments;
 - d) Submissions Report; and
 - e) conditions of this approval.

SCHEDULE 3

3. Inserting new Conditions 6A, 6B and 6C after Condition 6 in Schedule 3 as follows:

Hazards and Risk (MP 09_0090 MOD 1)

- 6A. Prior to the commencement of construction works associated with MP 09_0090 MOD 1, the Proponent shall identify all hazards arising from the potential interaction of construction works associated with MP 09_0090 MOD 1 with the existing operations which are related to Schedule 15 materials identified in the *NSW Work Health and Safety Regulation 2011*.

6B. During construction works associated with MP 09_0090 MOD 1, the Proponent shall implement all necessary control measures to reduce the risks from those hazards identified by Condition 6A of this Schedule to as low as reasonably practicable.

6C. The Proponent shall ensure that the safety aspects of all construction works associated with MP 09_0090 MOD 1 are carried out in accordance with the existing Safety Management System for the site.

Note: Management of change procedures which must be followed and documented in accordance with the Work Health and Safety Regulation 2011.

4. Inserting the following Note under Condition 23 in Schedule 3 as follows:

Note: The provisions of this plan shall be implemented for all construction works associated with the project and/or modification approved thereafter.

5. Replacing Figure 2 in Appendix A with the following:

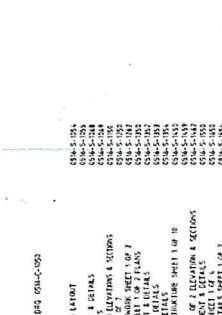































Figure 2: Detailed Site Layout

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