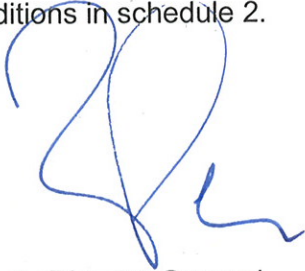


Modification of Minister's Approval

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

As delegate of the Minister for Planning under delegation executed on 25 January 2010, I approve the modification of the project application referred to in schedule 1, subject to the conditions in schedule 2.



Deputy Director General
Development Assessment and Systems Performance

Sydney

23rd May

2011

SCHEDULE 1

Project Approval:

MP 09_0233 granted by the Director-General, as delegate for the Minister for Planning, on 18 March 2011.

For the following:

Construction and operation of a train support facility to service and provision rail locomotives and wagons.

Facilities to include the following components:

- five rail tracks;
- locomotive workshop;
- administration facilities;
- locomotive maintenance facilities;
- ancillary facilities;
- fuel storage; and
- associated roads and services.

Modification:

MP 09_0233 MOD 1.

Amendment to the land description listed under Schedule 1 of the Project Approval.

Modifications to conditions to correct minor errors and misdescriptions.

SCHEDULE 2 CONDITIONS

The approval is modified by:

1. Replacing the land description listed under schedule 1 of the Project Approval with the following:

Lot 1 in DP 1129191 and land generally located adjacent to the existing Main Northern Railway between chainage 211.000km and 213.700 km on the Main Northern Railway.

2. Deleting the following from the Definitions table:

Department, the	NSW Department of Planning (formerly DIPNR)
DECCW	NSW Department of Environment, Climate Change and Water (formerly DECC and EPA)
Director-General, the	Director-General of the NSW Department of Planning (or delegate)
NSW Heritage Office	NSW Department of Planning (Heritage Branch)

3. Adding the following to the Definitions table:

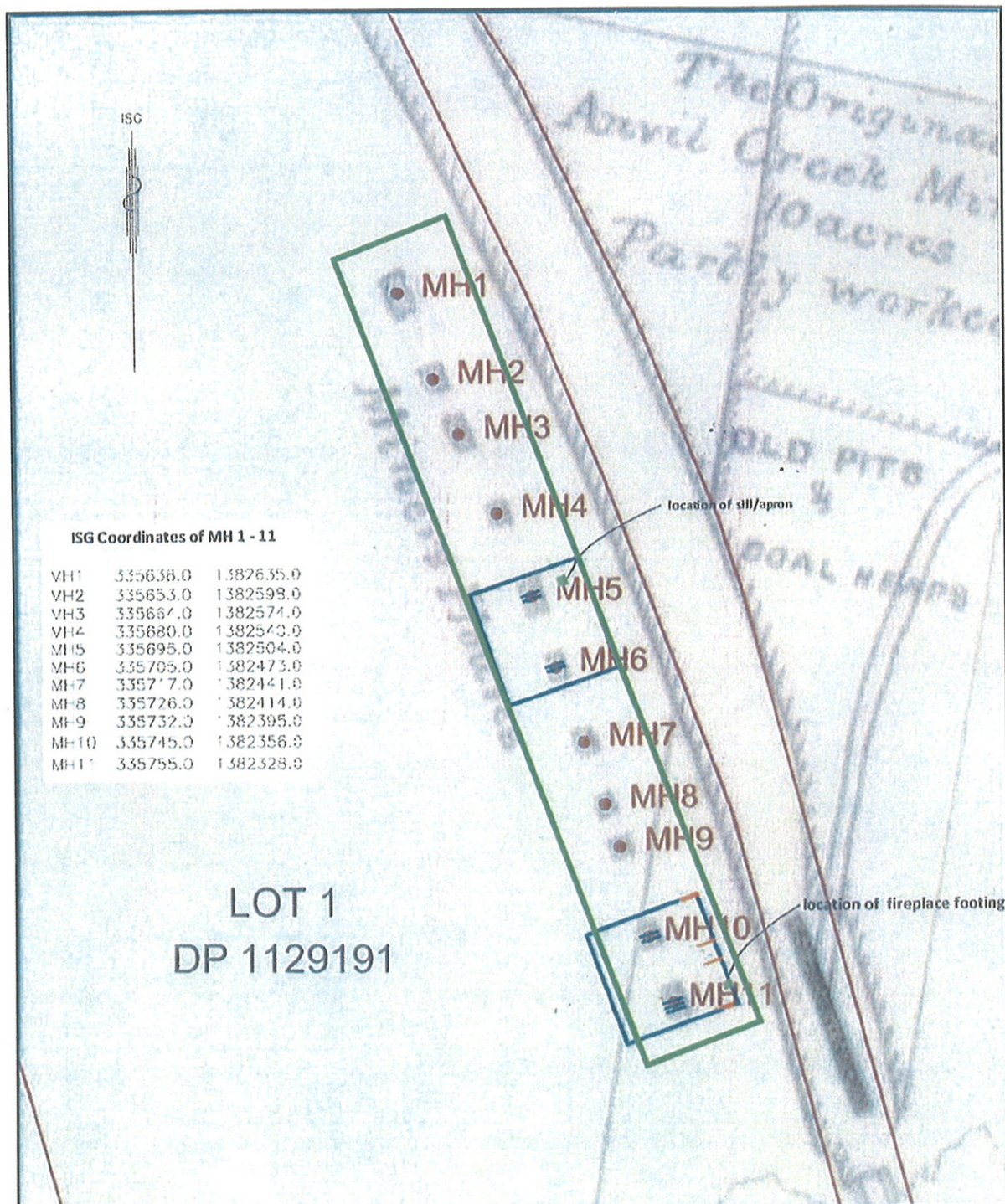
Department, the	NSW Department of Planning and Infrastructure
Director-General, the	Director-General of the NSW Department of Planning and Infrastructure (or delegate)
ER	Environmental Representative
OEH	Office of Environment and Heritage (formally known as the Department of Environment, Climate Change and Water)

4. Replacing all references to 'DECCW' and the 'Department of Planning (Heritage Branch)' with 'OEH';
5. Replacing all references to the 'Department of Planning' with the 'Department of Planning and Infrastructure';
6. Replacing the reference to 'February 2010' with 'February 2011' in condition A1d);
7. Replacing the reference to '2 February 2010' with '2 February 2011' in condition A6;
8. Adding the word 'Construction' before the words 'Spoil and Fill Management Plan' in conditions B1 and C31g);
9. Replacing the word 'proposal' with 'project' in condition B5;
10. Replacing condition B13a) with the following:

- a) provisions for the periodic review of the compliance status of the project against the requirements of this approval and documents referred to in condition A1 of this approval;
11. Replacing the reference to condition 'C31vi)b)' with 'C31b)vii)' in condition C2f);
 12. Replacing the reference to condition 'C31vi)b)' with 'C31b)' in condition C5; and
 13. Replacing the first paragraph of condition C21 with the following:

Prior to the commencement of pre-construction activities in Area A: Row of Miners' Cottages (identified in Attachment 1 to this approval), the Proponent must undertake an archaeological excavation program in accordance with the Department's *Archaeological Assessments Guideline* (1996) using a methodology prepared in consultation with the OEH, and to the satisfaction of the Director-General. This work should be undertaken by an archaeological heritage consultant approved by the Director-General.
 14. Insert Attachment 1 (Area A: Row of miners' cottages requiring further archaeological excavation) to the Project Approval.

Project Approval MP 09_0233
Attachment 1



Area A: Row of miners' cottages requiring further archaeological excavation (marked in green box)