

Notice of Decision

Section 2.22 and clause 20 of Schedule 1 of the *Environmental Planning and Assessment Act 1979*

Application type	State significant development modification
Application number and project name	SSD 6619 Mod 1 Enirgi Battery Recycling Facility MOD 1
Applicant	Enirgi Power Storage Recycling Pty Ltd
Consent Authority	Minister for Planning and Public Spaces

Decision

The Director, Industry Assessments under delegation from the Minister for Planning and Public Spaces has, under 4.55(2) of the *Environmental Planning and Assessment Act 1979* (**the Act**) modified the consent subject to the recommended conditions.

A copy of the instrument of modification and conditions is available at <https://www.planningportal.nsw.gov.au/major-projects/project/26051>.

A copy of the Department of Planning, Industry & Environment's assessment report is available at <https://www.planningportal.nsw.gov.au/major-projects/project/26051>.

Date of decision

12 June 2020

Reasons for decision

The following matters were taken into consideration in making this decision:

- the relevant matters listed in section 4.15 of the Act and the additional matters listed in the statutory context section of the Department's Assessment Report;
- the prescribed matters under the *Environmental Planning and Assessment Regulation 2000*;
- the reasons given by the consent authority for the grant of the original consent;
- the objects of the Act;
- all information submitted with the modification application during the assessment and information considered in the Department's Assessment Report;
- the findings and recommendations in the Department's Assessment Report; and
- the submissions made concerning the modification.

The findings and recommendations set out in the Department's Assessment Report were accepted and adopted as the reasons for making this decision.

The decision maker was satisfied that the modification is of minimal environmental impact and that the development to which the consent, as modified, relates is substantially the same development as the development for which consent was originally granted.

The key reasons for granting the modification are as follows:

- the modification would provide a range of economic and environmental benefits for the region and the State, including through a capital investment of \$10 million in the Wagga Wagga local government area and providing up to 62 regional jobs, consistent with *A 20 Year Economic Vision for Regional NSW 2018*;
- the impacts on the community and the environment can be appropriately minimised and managed to an acceptable level, in accordance with applicable NSW Government policies and standards;
- it would provide a positive contribution to the ongoing growth of the Wagga Wagga Special Activation Precinct;
- the issues raised by public authorities and private enterprise during consultation and in submission have been considered and adequately addressed through changes to the project and the recommended conditions of consent; and
- weighing all relevant considerations, the modification is in the public interest.