

# Modification of Development Consent

Section 4.55(1A) of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning and Public Spaces, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



David McNamara  
**Director**  
**Key Sites Assessments**

Sydney 18 July 2019

## SCHEDULE 1

**Development consent:** SSD 6626 granted by the Executive Director, Infrastructure and Industry Awareness, Department of Planning and Environment on 16 April 2015

**For the following:** Development of Darling Square, mixed use residential development including:

- site preparation works including demolition of existing Sydney Entertainment Centre;
- staged construction of 8 storey, 19 storey and 41 storey buildings, including a 5 storey podium, to be used for:
  - 2,050m<sup>2</sup> retail floorspace at ground floor level;
  - 445 above ground car parking spaces and storage; and
  - 581 residential apartments
- various public domain improvements including
  - provision of footpath treatment to the northern and eastern frontages and associated landscaping along the northern boundary; and
  - interim surface treatments to the southern and western frontages.
- provision of a vehicle access point at Hay Street and drop-off facility on Darling Drive; and
- provision of signage zones and temporary signage zones for business and building identification.

**Applicant:** Lend Lease (The Haymarket) Pty Ltd

**Consent Authority:** Minister for Planning and Public Spaces

**The Land:** Darling Square (formerly referred to as 'The Haymarket'), North East Plot (Lot 1 DP827982)

**Modification:** SSD 6626 MOD 2: modification to:

- install ten wall mounted artworks on the southern façade of the North East Plot
- install one artwork suspended above Little Hay Street and anchored to the facades of the North East Plot and the South East Plot.
- Illumination of the artworks from 6am to 11pm daily.



## SCHEDULE 2

The consent (SSD 6626) is modified as follows:

- 1) Schedule 2 Part A - Condition A3 is amended by the insertion of **bold** and **underlined** words/numbers as follows:

### Development Description

A3 The Applicant shall carry out the project generally in accordance with the:

- a) State Significant Development Application SSD 6626;
- b) Environmental Impact Statement prepared by JBA Urban Planning Consultants Pty Ltd, dated November 2014;
- c) Response to Submissions report prepared by JBA Urban Planning Consultants Pty Ltd, dated February 2015;
- d) The Section 96(1A) modification application SSD 6626, prepared by JBA Urban Planning Consultants Pty Ltd, dated 22 December 2016;
- e) **The Section 4.55(1A) modification application SSD 6626, prepared by Ethos Urban, dated 28 February 2019 (as amended 23 May 2019);**
- f) The conditions of this consent; and
- g) The following drawings, except for:
  - i) any modifications which are Exempt or Complying Development;
  - ii) otherwise provided by the conditions of this consent.

Architectural Drawings prepared by Tzannes Associates Architecture and Urban Design			
Drawing No.	Revision	Name of Plan	Date
DHL_AD000001	E	Drawing List and Context Plan	24/02/15
DHL_AD000100	F	Site Plan	24/10/15
DHL_AD000200	A	Demolition Plan	24/10/15
DHL_AD020100	I	Floor Plan Ground	03/04/17
DHL_AD020200	H	Floor Plan NE2 Mezz	03/04/17
DHL_AD030100	J	Floor Plan Level 01	03/04/17
DHL_AD030200	I	Floor Plan Level 02	03/04/17
DHL_AD030210	A	Floor Plan Level 03	03/04/17
DHL_AD030220	A	Floor Plan Level 04	03/04/17
DHL_AD030300	J	Floor Plan Level 05	03/04/17
DHL_AD030400	J	Floor Plan Level 06 – Podium	05/04/17
DHL_AD030500	J	Floor Plan Level 07	05/04/17
DHL_AD030600	I	Floor Plan 08 – 18	12/10/16
DHL_AD030700	I	Floor Plan 19	24/02/15
DHL_AD030800	I	Floor Plan Level 20 – 33	12/10/16
DHL_AD030801	A	Floor Plan 34 - 37	12/10/16
DHL_AD030900	H	Floor Plan Level 38 – 39	12/10/16
DHL_AD030901	A	Floor Plan Level 40	12/10/16
DHL_AD031000	H	Floor Plan Level 41 – Roof	12/10/16
DHL_AD031100	J	NE1 Floor Plan Level 01	24/02/15



DHL_AD031200	J	NE1 Floor Plan Level 02 – 15	24/02/15
DHL_AD031300	I	NE1 Floor Plan Level 06 – Podium	24/02/15
DHL_AD031400	I	NE1 Floor Plan Level 07 – 17	24/02/15
DHL_AD031500	I	NE1 Floor Plan Level 18 – Penthouse	24/02/15
DHL_AD031600	G	NE1 Floor Plan Level 19 – Plant / Roof	04/02/15
DHL_AD031700	I	NE2 Floor Plan Level 01 - 05	12/10/16
DHL_AD031800	I	NE2 Floor Plan Level 06 – Penthouse Lower Level	05/04/17
DHL_AD031900	I	NE2 Floor Plan Level 07 – Penthouse Upper Level	05/04/17
DHL_AD032000	G	NE2 Floor Plan Level 08 – Plant	04/02/15
DHL_AD032100	I	NE3 Floor Plan Level 01	12/10/16
DHL_AD032200	I	NE3 Floor Plan Level 02 – 05	12/10/16
DHL_AD032300	I	NE3 Floor Plan Level 06 – Podium	12/10/16
DHL_AD032400	I	NE3 Floor Plan Level 07 – 33	12/10/16
DHL_AD032401	A	NE3 Floor Plan Level 34 – 37	12/10/16
DHL_AD032500	H	NE3 Floor Plan Level 38 – 39 – Penthouse Option	12/10/16
DHL_AD032501	A	NE3 Floor Plan Level 40 – Penthouse Option	12/10/16
DHL_AD032600	H	NE3 Floor Plan Level 41 - Plant	12/10/16
DHL_AD041000	J	South Elevation	05/04/17
DHL_AD041100	I	Elevation South NE3	12/10/16
DHL_AD042000	I	West Elevation	12/10/16
DHL_AD043000	I	North Elevation	12/10/16
DHL_AD044000	I	East Elevation	12/10/16
DHL_AD044100	I	Elevation East NE2	12/10/16
DHL_AD050100	I	Section Aa	12/10/16
DHL_AD050200	H	Section Bb	04/02/15
DHL_AD070001	C	NE1 Adaptable Apartment Layout	24/02/15
DHL_AD070002	C	NE2 Adaptable Apartment Layout	24/02/15
<b>Public Artwork Drawings - Brendan Van Hek</b>			
<b><u>Drawing No.</u></b>	<b><u>Revision</u></b>	<b><u>Name of Plan</u></b>	<b><u>Date</u></b>
<b><u>LHS-NEP-001</u></b>	<b><u>A</u></b>	<b><u>Precinct Plan</u></b>	<b><u>30/10/18</u></b>
<b><u>LHS-NEP-002</u></b>	<b><u>B</u></b>	<b><u>Catenary, General Arrangement – Little Hay St</u></b>	<b><u>30/01/19</u></b>
<b><u>LHS-NEP-003</u></b>	<b><u>B</u></b>	<b><u>Catenary, NEP Elevation</u></b>	<b><u>30/01/19</u></b>
<b><u>LHS-NEP-004</u></b>	<b><u>C</u></b>	<b><u>Catenary, Little Hay Street Section</u></b>	<b><u>30/01/19</u></b>
<b><u>LHS-NEP-005</u></b>	<b><u>B</u></b>	<b><u>Ground Plane, General Arrangement – Little Hay St</u></b>	<b><u>22/01/19</u></b>
<b><u>LHS-NEP-006</u></b>	<b><u>C</u></b>	<b><u>Ground Plane, NEP Elevation</u></b>	<b><u>15/05/19</u></b>
<b><u>LHS-NEP-007</u></b>	<b><u>A</u></b>	<b><u>Ground Plane, NEP Section</u></b>	<b><u>22/01/19</u></b>
<b><u>LHS-NEP-008</u></b>	<b><u>C</u></b>	<b><u>Ground Plane, NEP Elevation</u></b>	<b><u>15/05/19</u></b>



<b><u>LHS-NEP-009</u></b>	<b><u>A</u></b>	<b><u>A Ground Plane, NEP Section</u></b>	<b><u>22/01/19</u></b>
<b><u>LHS-NEP-010</u></b>	<b><u>A</u></b>	<b><u>A Ground Plane, Artwork Construction Detail</u></b>	<b><u>22/01/19</u></b>
<b><u>LHS-NEP-011</u></b>	<b><u>A</u></b>	<b><u>Artwork Content / Character Suite</u></b>	<b><u>30/10/18</u></b>
<b>Landscape Drawings prepared by Stuart Noble Associates</b>			
<b>Drawing No.</b>	<b>Revision</b>	<b>Name of Plan</b>	<b>Date</b>
DA-1432-01	A	Landscape Concept Plan – 1	15/10/14
DA-1432-02	A	Landscape Concept Plan – 2	15/10/14
DA-1432-03	A	Landscape Concept Plan – 3	15/10/14
<b>Civil Drawings prepared by Hyder</b>			
<b>Drawing No.</b>	<b>Revision</b>	<b>Name of Plan</b>	<b>Date</b>
PD-CI-7005	04	General Notes	17/10/14
PD-CI-7011	03	General Arrangement Plan	17/10/14
PD-CI-7021	05	Survey and Existing Services Plan (Dbyd)	04/11/14
PD-CI-7022	03	Survey and Existing Services Plan (Robert Bird Group)	04/11/14
PD-CI-7101	04	Site Clearance Plan	04/11/14
PD-CI-7151	03	Bulk Earthworks Plan	17/10/14
PD-CI-7201	03	Sediment and Erosion Control Plan	17/10/14
PD-CI-7221	03	Sediment and Erosion Control Details	17/10/14
PD-CI-7301	05	Civil Works and Stormwater Plan	17/10/14
PD-CI-7381	04	Civil Works Details	17/10/14
PD-CI-7521	04	Stormwater Drainage Longitudinal Sections and Pit Schedule	17/10/14
PD-CI-7531	01	Stormwater Drainage Catchment Plan	17/10/14
PD-CI-7532	01	Stormwater Drainage Existing Catchment Plan	17/10/14
PD-CI-7541	03	Stormwater Drainage Details Sheet 1	17/10/14
PD-CI-7542	2	Stormwater Drainage Details Sheet 2	17/10/14
PD-CI-7581	04	Water Sensitive Urban Design Strategy Plan	17/10/14
PD-CI-7586	04	Water Sensitive Urban Design Details	17/10/14
PD-CI-7901	06	Combined Services Plan (Dbyd)	17/10/14
PD-CI-7902	04	Combined Services Plan (Robert Bird Group)	17/10/14
PD-CI-7911	02	Combined Services Section	17/10/14

2) Schedule 2 Part G - Condition G10 is added to the consent as follows:

**Public Artwork**

**G10      The public artwork (approved under Mod 2) must not be illuminated from 11pm to 6am in accordance with the recommendation of the Lighting Impact Assessment, prepared by DJ Coalition, dated 9 November 2018.**

**End of modification  
(SSD 6626 MOD 2)**