

# Modification of Development Consent

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

As delegate of the Minister for Planning, I modify the consent referred to in Schedule 1, subject to the conditions in Schedule 2.



Karen Harragon  
**Director**  
**Social and Other Infrastructure Assessments**

Sydney *21 December* 2018

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## SCHEDULE 1

<b>Development Consent:</b>	<b>SSD 7382</b> granted by the delegate for the Minister for Planning on 23 September 2016
<b>For the following:</b>	Construction and use of an education building, including: <ul style="list-style-type: none"><li>• site preparation works, including demolition of existing Building 2 to ground level and associated tree removal;</li><li>• construction of a new 15 storey Building 2, including a part five storey podium and one level of plant, above an existing two level basement;</li><li>• construction of a four storey extension of podium of Building 1 along Broadway;</li><li>• public domain improvements works;</li><li>• landscaping works;</li><li>• staged construction of the two buildings; and</li><li>• extension and augmentation of physical infrastructure/utilities.</li></ul>
<b>Applicant:</b>	The University of Technology Sydney
<b>Consent Authority:</b>	Minister for Planning
<b>The Land:</b>	Broadway Precinct, UTS City Campus, Ultimo (Lot 2012 DP 1183894)
<b>Modification:</b>	<b>SSD 7382 MOD 3:</b> the modification comprises changes to the rooftop design, additional ventilation shafts, façade changes and administrative changes to conditions.

## SCHEDULE 2

The consent is modified as follows:

1. Schedule 2, Part A – Terms of Consent, Condition A2 Development in Accordance with Plans and Documents is amended by the insertion of the **bold and underlined** words/numbers and deletion of ~~struck-out~~ words/numbers as follows:

### Development in Accordance with Plans and Documents

- A2. The Applicant must carry out the project in accordance with the conditions of consent and generally in accordance with the:
- a) State Significant Development Application SSD 7382;
  - b) EIS, as amended by the RtS;
  - c) following section 4.55 modification applications:
    - i) Section 96(1A) Modification Application (SSD 7382 MOD 1) prepared by JBA Urban Planning dated 1 February 2017 and Response to Request for Additional Information dated 7 April 2017
    - ii) Section 4.55(1A) Modification Application (SSD 7382 MOD 2) prepared by Ethos Urban dated 13 October 2017, Response to Submissions dated 27 February 2018 and addendum acoustic report dated 4 April 2018
    - iii) **Section 4.55(1A) Modification Application (SSD 7382 MOD 3) prepared by Ethos Urban dated 9 August 2018 and Response to Submissions dated 28 November 2018**
  - d) The conditions of this consent; and
  - e) The following drawings, except for:
    - i) any modifications which are Exempt or Complying Development; and
    - ii) otherwise provided by the conditions of this consent.

<b>Architectural (or Design) Drawings prepared by FJMT and Lacoste + Stevenson and Daryl Jackson Robin Dyke Pty Ltd Architects</b>			
<b>Drawing No.</b>	<b>Issue</b>	<b>Name of Plan</b>	<b>Date</b>
<del>DA S96 1001[B]</del> <b><u>DA S96 1001[C]</u></b>	<del>B</del> <b><u>C</u></b>	Site plan Location plan	<del>01/2017</del> <b><u>07/2018</u></b>
<del>DA S96 1002[B]</del> <b><u>DA S96 1002[C]</u></b>	<del>B</del> <b><u>C</u></b>	Ground plane and Level 4	<del>01/2017</del> <b><u>07/2018</u></b>
DA2001	A	General Arrangement Demolition – Level 1	05/2016
DA2002	A	General Arrangement Demolition – Level 2	05/2016
DA2003	A	General Arrangement Demolition – Level 3	05/2016
DA2004	A	General Arrangement Demolition – Level 4	05/2016
DA2005	A	General Arrangement Demolition – Level 5	05/2016
DA2006	A	General Arrangement Demolition – Level 6	05/2016
DA2007	A	General Arrangement Demolition – Level 7	05/2016
DA2008	A	General Arrangement Demolition – Level 8	05/2016
DA S96 2201[B]	B	General Arrangement Proposed – Level 1	01/2017
DA S96 2202[B]	B	General Arrangement Proposed – Level 2	01/2017
DA S96 2203[B]	B	General Arrangement Proposed – Level 3	01/2017
<del>DA S96 2204[B]</del> <b><u>DAS4.55 2204[C]</u></b>	<del>B</del> <b><u>C</u></b>	General Arrangement Proposed – Level 4	<del>01/2017</del> <b><u>07/2018</u></b>
DA S96 2205[B]	B	General Arrangement Proposed – Level 5	01/2017
DA S96 2206 [B]	B	General Arrangement Proposed – Level 6	01/2017
DA S96 2207[B]	B	General Arrangement Proposed – Level 7	01/2017
DA S96 2208[B]	B	General Arrangement Proposed – Level 8	01/2017

DA S96 2209[B]	B	General Arrangement Proposed – Level 9	01/2017
DA S96 2210[B]	B	General Arrangement Proposed – Level 10	01/2017
DA S96 2211[B]	B	General Arrangement Proposed – Level 11	01/2017
DA S96 2212[B]	B	General Arrangement Proposed – Level 12	01/2017
DA S96 2213 [B]	B	General Arrangement Proposed – Level 13	01/2017
DA S96 2214[B]	B	General Arrangement Proposed – Level 14	01/2017
DA S96 2215[B]	B	General Arrangement Proposed – Level 15	01/2017
DA S96 2216[B]	B	General Arrangement Proposed – Level 16	01/2017
DA S96 2217[B]	B	General Arrangement Proposed – Level 17	01/2017
<b>DAS4.55 2217[C]</b>	<b>C</b>	<b>Level 17 Internal Planning</b>	<b>07/2018</b>
DA S96 2218[B]	B	General Arrangement Proposed – RF Roof	01/2017
DA S96 3010[B]	B	South (Broadway) Elevation 1:250	01/2017
DA S96 3011[B]	B	North (Alumni Green) Elevation 1:250	01/2017
<b>DAS4.55 3011[C]</b>	<b>D</b>		<b>NOV.18</b>
DA S96 3012[B]	B	West (Jones Street) Elevation 1:250	01/2017
<b>DAS4.55 3012[C]</b>	<b>D</b>		<b>NOV 18</b>
DA S96 3013[B]	B	East (CB01) Elevation 1:250	01/2017
DA S96 3014[B]	B	Section A 1:250	01/2017
DA S96 3015[B]	B	Section B 1:250	01/2017
DA3016	A	Section C 1:250	05/2016
DA8010	A	Materials Sample Board	05/2016
1	A	Broadway Façade – Elevation and Views	07/2016
<b>Landscape (or Design) Drawings prepared by FJMT and Lacoste + Stevenson and Daryl Jackson Robin Dyke Pty Ltd Architects</b>			
<b>Drawing No.</b>	<b>Issue</b>	<b>Name of Plan</b>	<b>Date</b>
DA S96 6010[B]	B	Landscape Site Plan	01/2017
DA S96 6011[B]	B	Landscape – Level 4	01/2017
<b>DA S96 6011[C]</b>	<b>C</b>		<b>07/2018</b>
DA S96 6012[B]	B	Landscape – Level 8	01/2017
DA S96 6013[B]	B	Landscape – Level 8 & Level 17	01/2017
DA S96 6014[B]	B	Landscape – Sections	01/2017

2. Schedule 2, Part B – Prior to commencement of works, Condition B9 Ecologically Sustainable Development is amended by the insertion of the **bold and underlined** words/numbers as follows:

**Ecologically Sustainable Development**

B9. Prior to the commencement of the works (excluding site preparatory works), the Applicant shall submit details of all design, operation and construction measures to the Certifying Authority demonstrating that the proposed new building has been designed to achieve a minimum 5 star Green Star Design **and As Built v1.1** rating.

3. Schedule 2, Part D – Prior to occupation or commencement of use, Condition D3 Jones Street Upgrade Works is amended by the insertion of the **bold and underlined** words as follows:

**Jones Street Upgrade Works**

D3. Prior to the occupation of any stage of the building, the Applicant shall submit to the Department documentation of consultation with Council and a final endorsed plan for the upgrade of Jones Street, **including design solutions to further minimise the visual impacts of the ventilation shafts on Jones Street**. The

works must be completed in accordance with the undertaking made in Appendix I of the RtS dated 14 July 2016, unless otherwise approved by the Secretary.

4. Schedule 2, Part D – Prior to occupation or commencement of use, Condition D6 Ecologically Sustainable Development is amended by the insertion of the **bold and underlined** words/numbers as follows:

**Ecologically Sustainable Development**

- D6. Prior to the occupation of Building 2, the Applicant shall submit details to the Certifying Authority demonstrating that the subject building has achieved a minimum 5-star Green Star Design **and As Built v1.1** rating.
5. Schedule 2, Part D – Prior to occupation or commencement of use is amended by the insertion of the **bold and underlined** words after condition D16 as follows:

**External Walls and Cladding**

**D17. Prior to the occupation of the building, the Applicant must provide the Certifier with documented evidence that the products and systems used in the construction of external walls, including finishes and claddings such as synthetic or aluminium composite panels, comply with the requirements of the BCA.**

**End of Modification 3**