

**MODIFICATION OF APPROVAL UNDER SECTION 115 BAA OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), after examining and considering the Roads and Traffic Authority's request for modification of the Approval dated 28 February 2002; (as amended on 19 June 2003) pursuant to Section 115 BAA of the *Environmental Planning and Assessment Act 1979*, modify the approval referred to in Schedule 1 in the manner set out in Schedule 2.

Dated this \_\_\_\_\_ of 2004

Diane Beamer MP  
**Minister Assisting the Minister for Infrastructure and Planning (Planning Administration)**  
**Minister for Western Sydney**  
**Minister for Juvenile Justice**

## SCHEDULE 1

Approval granted by the Minister for Planning on 28 February 2002 to the Roads and Traffic Authority, as amended on 19 June 2003 for the Western Sydney Orbital

## SCHEDULE 2

The approval is modified as follows:

- (a) in **Condition 128 (g)** after “in any case” add “, unless otherwise agreed by the Director General. Where an area of low conservation significance cannot be used, detailed justification for the selected site must be provided”
- (b) in **Condition 146 (g)** after “flora, fauna or heritage” add “, unless otherwise agreed by the Director General. Where an area of low conservation significance cannot be used, detailed justification for the selected site must be provided”