

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

**NOTICE OF MODIFICATION TO DEVELOPMENT CONSENT GRANTED UNDER SECTION 76(A)9 and 80 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979, PURSUANT TO SECTION 96(2) OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979**

I, the Minister for Planning, under Section 96(2) of the Environmental Planning and Assessment Act, 1979, modify the development consent referred to in Schedule 1 in the manner set out in Schedule 2. I am satisfied that the development to which the development consent, as modified, will relate, is substantially the same development.

Andrew Refshauge MP  
**Minister for Planning**

Sydney,

2002

File No: G92/00678

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**SCHEDULE 1**

Development consent granted by the Minister for Urban Affairs and Planning on 30 March 2000, to a development application made by CSR Limited for an extension to quarrying operations at the Jandra Quarry.

**SCHEDULE 2**

**Proposed modification for which development approval is sought (MOD-199-6-2002) includes:**

The removal of an additional 2.2 hectares of vegetation to allow the enlargement of the existing overburden emplacement area from the current 0.9 hectares to 3.1 hectares.

**General**

(a). **Inserting** a new sub clause 1(c) as follows:

(c). The Statement of Environmental Effects titled "Jandra Quarry – The Enlargement of an Overburden Emplacement Area" prepared by CSR Readymix and dated June 2002", and

(b). **Inserting** a new sub clause 1(d) as follows:

- (d). Modification Application MOD 199-6-2002
- (c). **Amending** the existing clause 1(d) to read 1(e)
- (d). **Inserting** the words “as modified” after the words “(and accompanying EIS).”

#### **Environmental Management Plan/s**

- (e). **Inserting** the following sentence at the end of the existing Condition 12:

The EMP shall be revised to address the issues associated with the Modification Application MOD 199-6-2002.

#### **Water Quality**

- (f). **Inserting** in Condition 25 after the first sentence, the following words:

The SWMP shall be revised to address the issues associated with the Modification Application MOD 199-6-2002.

#### **Noise**

- (g). **Amending** the existing Condition 29 to read Condition 29(i).
- (h). **Inserting** a new clause Condition 29(ii), as follows:
  - (ii). The Applicant shall ensure that:
    - (a) residential class mufflers are used during operation of the primary crusher at the overburden emplacement site; and
    - (b) overburden emplacement does not occur during operation of the primary crusher when the prevailing wind direction is between north-west and west.

#### **Flora and Fauna**

- (i). **Inserting** in Condition 48 the following words after the second sentence of this condition:

The Plan shall be revised to address the issues associated with the Modification Application MOD 199-6-2002. Rehabilitation of the site shall carried out in accordance with the Landscape and Rehabilitation Plan prepared as a component of the EMP. The Landscape and Rehabilitation Plan shall be revised to address the issues associated with the Modification Application MOD 199-6- 2002.
- (j). **Replacing** the word “It” at the start of the last sentence with, “The Flora and Fauna Management Plan...”
- (k). **Inserting** in Condition 48 (e) the following words at the commencement of this condition and before the words “prior to clearing vegetation.”

Prior to clearing vegetation, trees with resident koalas are to be identified and inspected by an appropriately qualified and experience ecologist. If a koala is found, clearing should be delayed until the koala leaves the area.

(l). **Inserting** in Condition 48(h) the following words after the existing clause:

At the time of clearing, the Applicant shall take all reasonable steps to ensure that a representative from WIRES or FAWNA is contacted so that any injured fauna are collected, rehabilitated and subsequently released.

(m). **Inserting** in Condition 48 (i) the following words after the existing the clause:

The retained vegetation adjoining the area to be cleared must not be damaged by any clearing or burning undertaken as a result of the development. Drainage lines and adjoining vegetation must be protected by ensuring cleared vegetation is not stacked in these areas.