

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 under delegation executed on 9 March 2022, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions outlined in Schedule 2.



Joanna Bakopanos
Acting Director
Industry Assessments

Sydney

26 March 2024

File: EF23/10201

SCHEDULE 1

Development Approval

Development Approval:

06_0159 granted by the then Minister for Planning on 1 May 2007

For the following:

Visy Tumut Expansion to increase Paper Manufacturing Capacity

Concept Plan: Expansion of the existing paper manufacturing facility from 400,000 tonnes per year to 700,000 tonnes per year.

Project: Expansion of the existing paper manufacturing facility from 400,000 tonnes per year to 700,000 tonnes per year (excluding the use of non-standard fuels in the multi-fuel boiler).

Modification 6 (project approval)

Modification Application:

MP06_0159-Mod-6

Modification to:

- expand wastepaper yard and diversion of the loop road
- construction of paper machine storage sheds and water treatment plant spare parts storage shed
- relocation of refuelling facility

Proponent:

Visy Pulp and Paper Pty Ltd

Consent Authority:

Minister for Planning and Public Spaces

The Land:

436 Gadara Road, Tumut Lots 5, 12, 14, 19, 42, 57, 61-64, 76, 84, 91-94, 103, 105-107, 115- 119 and 138 DP 757228, Lots 211, 219-224, 229-230 and 235 DP 757252, Lot 1 DP 832090, Lot 4 DP 1004478, Lot 1 DP 1082770, Lots 102-103 DP 1035564, Lot 7002 DP 96829, Lot 1 DP 27482

SCHEDULE 2

The project approval is modified as follows:

1. Insert the following new definition in alphabetical order in the in the definitions list in Schedule 2 as follows:

Modification 6	Modification 6 to O6_0159 (MP06_0159-Mod-6), accompanied by Storage, relocation of refuelling facility & consolidation of conditions DA 6/98 MOD 4, MP06_0159 MOD 6 & CP06_0159 MOD 2 Visy Pulp and Paper Pty. Ltd, prepared by GHD dated 04 July 2023.
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In Schedule 2, Part 1 – Administrative Condition

2. In Condition 1.1 a) delete the 'and' in clause i), and replace the period at the end of clause j) with '; and' and insert new clause k) as follows:

k) Modification 6.

3. Insert new Condition 1.5B after Condition 1.5A as follows:

1.5B Prior to the occupation of the storage sheds approved under MP06_0159-Mod-6 the Applicant is to obtain an Occupation Certificate from the Certifying Authority and provide a copy to the Planning Secretary.

In Schedule 2, Part 2 – Specific Environmental Conditions

4. In Condition 2.18A after the words 'MP06_0159—Mod-5' insert new words 'and MP06_0159-Mod-6'.

5. Insert new Condition 2.32A, after Condition 2.32 as follows:

2.32A At least one month prior to the commencement of construction of the proposal associated with MP06_0159-Mod-6 or within such further period as the Planning Secretary may agree, the Applicant is to update and submit to the Planning Secretary for approval the following:

- i. the Fire Safety Study as required in Condition 2.32a); and
- ii. the Construction Safety Study as required in Condition 2.32b).

Construction (other than preliminary works) associated with MP06_0159-Mod-6 may not commence until written approval has been received from the Planning Secretary for the above documents.

6. Insert new Condition 2.33A, after 2.33 as follows:

2.33A At least two months prior to the commencement of operation of the proposal associated with MP06_0159-Mod-6 or within such further period as the Planning Secretary may agree, the Applicant is to update and submit to the Planning Secretary for approval the following:

- a) the Emergency Plan as required in Condition 2.33a); and
- b) the Safety Management System as required in Condition 2.33b).

Operations associated with MP06_0159-Mod-6 may not commence until written approval has been received from the Planning Secretary for the above documents.

End of MP06_0159-Mod-6