

# Modification of Development Consent

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

As delegate of the Minister for Planning, under delegation executed on 26 April 2021, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



Joanna Bakopanos  
Team Leader  
Industry Assessments

Sydney

18 February 2022

## SCHEDULE 1

**Approval:** 06\_0159 for a concept plan and project approval granted by the Minister for Planning on 1 May 2007

**For the following:** Visy Tumut Mill 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 5** (to the Project Approval, now Development Consent only)

**Modification Application** MP06\_0159-Mod-5: New operational storage structures, workshops, training facilities and process water storage dam

**Applicant:** Visy Pulp and Paper Pty Ltd

**Consent Authority:** Minister for Planning

**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 development consent is modified as follows:

1. In Schedule 2, under 'Modification 4' add the following definition:

Modification 5                      Modification 5 to 06\_0159 (MP06\_0159-Mod-5), accompanied by Amended Modification Report – '*Tumut Pulp and Paper Mill Modification Report 06\_0159*'. Prepared by GHD on behalf of Visy Industries Australia Pty Ltd, Revision 4, dated 7 February 2022.

### In Schedule 2, Part 1 – Administrative Condition

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

(j) Modification 5.

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

1.5A      Prior to the occupation of the storage shed approved under MP06\_0159-Mod-2 and retrospectively amended under MP06\_0159-Mod-5, 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. Insert new Condition 2.18A, after Condition 2.18 as follows:

2.18A    All rainwater from the structures approved under MP06\_0159-Mod-5 is to be collected and integrated into the existing stormwater management system within the site.

### In Schedule 2, Part 5 – Specific Environmental Conditions

5. Immediately after Condition 5.4, add new heading titled "Revision of Strategies, Plans and Programs", and add new Conditions 5.5 and 5.6 as follows:

5.5      Within three months of:

- a) the submission of an incident report under condition 6.9;
- b) the approval of any modification of the conditions of this consent; or
- c) issue of a direction of the Planning Secretary under Condition 1.2A,

the strategies, plans and programs required under this consent must be reviewed, and the Planning Secretary must be notified in writing of the outcomes of any review.

- 5.6 If necessary to either improve the environmental performance of the development, cater for a modification or comply with a direction, the strategies, plans and programs required under this consent must be revised, to the satisfaction of the Planning Secretary. Where revisions are required, the revised document must be submitted to the Planning Secretary for approval within six weeks of the review required under condition 5.5, or such other timing as agreed by the Planning Secretary.

**Note:** *This is to ensure strategies, plans and programs are updated on a regular basis and to incorporate any recommended measures to improve the environmental performance of the development.*

**End of modification  
(MP06\_0159-Mod-5)**