

# 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 in Schedule 2.



Lindsey Blecher  
**Team Leader**  
**Industry Assessments**

Sydney

26 May 2023

EF21/14291

## SCHEDULE 1

### Development Consent

**Development consent:** SSD-10448 granted by the Executive Director, Regions Industry and Key Sites as delegate for the Minister for Planning and Public Spaces on 7 May 2020

**For the following:** Remediation of contaminated soils and managements of contaminated groundwater in targeted locations within the Western Area, to enable future commercial and industrial land uses, as shown in Appendix 1

### Modification 1

**Modification Application:** SSD-9302-Mod-1

**Applicant:** Viva Energy Australia Pty Ltd

**Consent Authority:** Minister for Planning and Public Spaces

**The Land:** Lots 5-6 DP 1271928 and Part Lot 2 DP 1271927 Durham Street, Rosehill

**Modification:** Modification to amend the approved landform plan with a revised landform plan that reflects planned redevelopment of parts of the site

## SCHEDULE 2

This consent is modified as follows:

### In Schedule 1

1. Delete Lot number Part Lot 100, DP1168951 and replace with Lots 5-6 DP 1271928 and Part Lot 2 DP 1271927
2. In the definitions list, add the following definition:

Modification Assessments	The document assessing the environmental impact of a proposed modification of this consent and any other information submitted with the following applications made under the EP&A Act: <ol style="list-style-type: none"><li>(a) SSD-9302-Mod-1: Modification Report titled Clyde Western Area Remediation Project Landform Plan Modification dated 28 October 2022, prepared by AECOM Australia Pty Ltd and accompanying documents, as amended by additional information provided in a letter from AECOM Australia Pty Ltd dated 20 February 2023.</li></ol>
--------------------------	--

### In Schedule 2

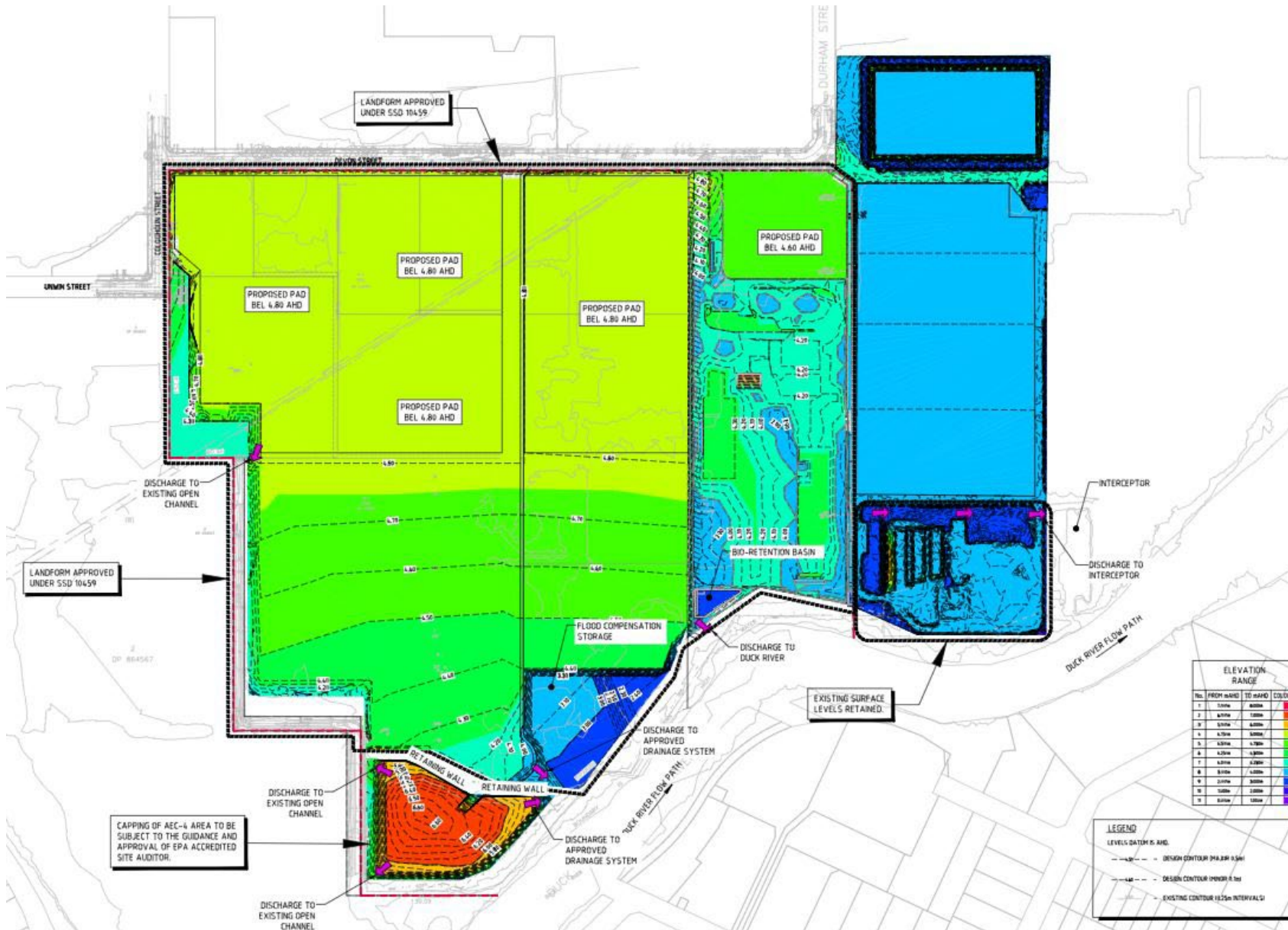
3. In Condition A2, re-number sub-clauses (d) - (f) to (e) - (g), respectively.
4. In Condition A2, insert new sub-clause (d) as follows:

(d)	in accordance with the Modification Assessments;
-----	--
5. In Condition A4, after the first and second use of the words “condition A2(c)”, insert the words “, A2(d) or A2(g)”.

### In the Appendices

6. In Appendix 4 – Final Landform, delete the figure and replace with new figure as shown in Appendix A

## APPENDIX A: FINAL LANDFORM



**End of modification  
(SSD 9302 MOD 1)**