

# Notice of Modification

## Section 75W of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning under delegation dated 16 February 2015, I modify the Project Approval referred to in Schedule 1, subject to the conditions in Schedule 2.



Chris Ritchie  
**Director**  
**Industry Assessments**

Sydney 16 NOVEMBER 2016

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### SCHEDULE 1

**Development Approval:** **MP 06\_0050** (granted by the then Minister for Planning on 7 August 2009)

**For the following:** Spent Potlining Recycling Facility at Tomago Road, Tomago

**Proponent:** Regain Services Pty Ltd

**Approval Authority:** Minister for Planning

**Land:** Lots 15 and 16 in DP 258020

**Modification:** **MP 06\_0050 MOD 1:** remove the restrictions on the source supplier of spent potliner (SPL) waste.

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### SCHEDULE 2

The above approval is modified as follows:

- (a) Delete Condition 2 of Schedule 2 and replace with:
2. The Proponent shall carry out the project in accordance with the
    - a) EA;
    - b) site plan in Appendix A;
    - c) statement of commitments;
    - d) modification proposal MP 06\_0050 Mod 1; and
- (b) Delete Condition 5 of Schedule 2 and replace with:
5. The Proponent shall not process more than a total of 20,000 tonnes per annum (tpa) of SPL waste classified as hazardous or restricted solid waste.

**End of Modification**