

# Modification of Minister's Approval

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

I, the Executive Director, Major Project Assessments Division of the Department of Planning, in accordance with the Instrument of Delegation issued by the Minister for Planning, on 7 June 2007, pursuant to section 75W of the *Environmental Planning and Assessment Act 1979* determine to approve of the modification to the approval referred to in Schedule 1 in the manner set out in Schedule 2.

Executive Director, Major Project Assessments  
**As delegate for the Minister for Planning**

Sydney, 2007

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### SCHEDULE 1

- Activity Approval:** granted by the then Acting Minister for Urban Affairs and Planning on 23 January 1998.
- For the following:** Proposed new section of the National Highway between Albury and Wodonga
- Modification:** modification of the Approval to enable:
- the closure of the level crossing over the Main Southern Railway at Perrymans Lane; and
  - alteration to the approved alignment at approximately chainage 2500, encroaching on Sages Reserve.
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## SCHEDULE 2

### The Approval is modified by:

1. Delete the first dot point of condition 1 and replace with the following:
  - the proposal contained in the environmental impact statement/environment effects statement prepared for the RTA and VicRoads by Gutteridge Haskins & Davey Pty Ltd. dated October 1995, *Proponent's Final Submissions to Panel Inquiry* prepared by Freehill Hollingdale & Page for the RTA and VicRoads dated 13 June 1996, subject to modifications as described in Chapter 4.3 of the RTA's *Representations Report* dated September 1997 and the RTA's Modification Request dated 26 June 2007;
  
2. Insert the following after condition 51:
  - 51A. Prior to the commencement of construction, the Proponent shall update the environmental management plan – construction, for the Tabletop to Mullengandra section of the proposal, to incorporate the measures proposed in Table 8.1 of the document titled *Hume Highway Upgrade, Table Top to Mullengandra Environmental Review* (RTA Environmental Services, June 2007), as revised by the RTA's email to the Department dated 27 September 2007.

The Proponent shall ensure that offset measures for vegetation cleared within Sages Reserve are determined consistent with the *Hume Highway Biodiversity Offset Strategy* approved by the Director-General on 24 September 2007.

3. Insert the following after condition 68:

#### Landfill Remediation

- 68A. Prior to the commencement of construction of the section of the proposal between Table Top to Mullengandra, the Proponent shall prepare a Remediation Action Plan in consultation with the Department of Environment and Climate Change and Greater Hume Shire Council, which identifies best practice procedures that would be implemented as part of the remediation of the Mullengandra tip site to protect and manage the environment within and around the site, including the Sages Reserve and any adjacent site where geotechnically unstable putrescible and/ or other waste is deposited. Measures shall include but not be limited to:
  - surface water management and monitoring measures;
  - groundwater and leachate management and monitoring measures; and
  - fugitive emission control.