



NSW GOVERNMENT
Department of Planning

Contact: Caitlin Bennett
Phone: (02) 9228 6197
Fax: (02) 9228 6355
Email: caitlin.bennett@planning.nsw.gov.au

Our ref: S92/00731 pt9

Mr Charlie Bloomfield
Manager, Hume Highway Office
NSW Roads and Traffic Authority
PO Box 484
WAGGA WAGGA NSW 2650

Attention Peter Hurst

Dear Mr Bloomfield

Modification to the Minister's approval for the Albury-Wodonga National Highway (Hume Highway) project (07_0050 Mod 3).

I refer to your modification request for the approved Albury-Wodonga National Highway project under Section 75W of Part 3A of the *Environmental Planning and Assessment Act 1979*.

I wish to advise you that the modification request was approved on 6 February 2008. A copy of the approval is enclosed for your records.

If you have any enquiries regarding this approval, please contact me on 9228 6197 or via email (caitlin.bennett@planning.nsw.gov.au).

Yours sincerely

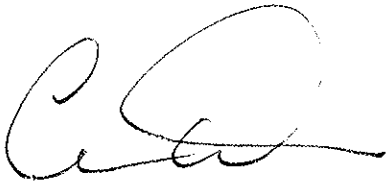
A handwritten signature in blue ink, appearing to read 'C. Bennett', followed by the date '6.2.08'.

Caitlin Bennett
Senior Environmental Planning Officer
Major Infrastructure Assessment

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, 6 February 2008

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 extend the hours of construction and to alter the procedures for obtaining approvals for the variation to construction hours.
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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, the RTA's Modification Request (07_0050 Mod 1), dated 2 April 2007, the RTA's Modification Request (07_0050 Mod 2), dated 26 June 2007, and the RTA's Modification Request (07_0050 Mod 3), dated 10 December 2007;

2. Delete condition 28 and replace with the following:

- 28 The Proponent shall only undertake construction activities associated with the project, other than blasting, during the following hours:
- a) 7:00 am to 7:00 pm, Mondays to Fridays, inclusive;
 - b) 7:00 am to 4:00 pm on Saturdays; and
 - c) at no time on Sundays or public holidays.

The Proponent may vary the hours of construction in the following circumstances:

- a) any works that do not cause construction noise to be audible at any sensitive receivers; or
- b) for the delivery of materials required outside these hours by the Police or other authorities for safety reasons; or
- c) where it is required in an emergency to avoid the loss of lives, property and/or to prevent environmental harm; or
- d) as approved through the process outlined in condition 28A of this approval.

3. Insert the following after condition 28:

- 28A The hours of construction activities specified under condition 28 of this approval may be varied with the prior written approval of the Director-General. Any request to alter the hours of construction specified under condition 28 shall be:
- a) considered on a case-by-case or activity-specific basis;
 - b) accompanied by details of the nature and need for activities to be conducted during the varied construction hours;
 - c) accompanied by written evidence to DECC and the Director-General that activities undertaken during the varied construction hours are justified, appropriate consultation with potentially affected receivers and notification of Council has been undertaken and all practicable and reasonable mitigation measures have been put in place; and
 - d) evidence of consultation with the DECC on the proposed variation in construction times.