

Modification of Concept Plan Approval

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

As delegate of the Minister for Planning, I modify the Concept Plan Approval referred to in Schedule 1, subject to the Terms of Approval in Schedule 2.



Anthony Witherdin
Director
Modification Assessments

Sydney *11 JULY* 2017

SCHEDULE 1

Application No: MP 10_0089

Land: Land at Middle Camp comprising of Lot 202 DP 702669, Lot 2030 DP 841175, Part Lot 6 DP 746077, Part Lot 5 DP 736170, Part Lot 12 DP 854197, Lot 223 DP 1102989 and Lot 16 DP 755266.

Determination Date: 12 July 2012

Concept plan: Concept plan for Middle Camp (Catherine Hill Bay) comprising of:

- a 222 lot residential subdivision with conceptual lot layout, density and urban design, with a developable area of 28.2 hectares contained within Hamlet A - Sawmill Camp (59 dwellings within 7.32 hectares of land) and Hamlet B - Colliery Hamlet (163 dwellings within 20.88 hectares of land); and
- dedication of 525.87 hectares of environmentally significant conservation lands.

Modification: MP10_0089 MOD 1
To extend the lapse date of the approval.

SCHEDULE 2

The above approval is modified as follows (additions shown as **bold** and underlined, deletions shown as ~~struck-out~~):

a) Condition 1.1 is amended as follows:

Terms of Concept Approval

- 1.1 The Proponent shall ensure that all development on site is carried out generally in accordance with the:
- a) Concept plan application 10_0089;
 - b) *Catherine Hill Bay, Middle Camp Concept Plan Environmental Assessment Report* (including accompanying appendices) prepared by Urbis dated November 2010;

- c) Correspondence, with attachments, titled *Preferred Project Report Submission - Coal & Allied Southern Estates: Catherine Hill Bay (Middle Camp)* prepared by Urbis dated 11 March 2011;
- d) Correspondence, with attachments, titled *Preferred Project Report Submission - Coal & Allied Southern Estates: Catherine Hill Bay (Middle Camp)* prepared by Urban dated 16 June 2011.
- e) The Statement of Commitments (See Appendix 1);
- f) **Section 75w modification application – proposed one (1) year extension to lapse date prepared by ADW Johnson dated 01 May 2017;** and
- g) this approval.

b) Condition 1.2 is amended as follows:

- 1.2 In the event of an inconsistency between:
- a) the modifications of this approval and any document listed from condition 1.1a) to 1.1e) inclusive, the conditions of this approval shall prevail to the extent of the inconsistency; and
 - b) any document listed from condition 1.1a) to 1.1f) inclusive, the most recent document shall prevail to the extent of the inconsistency.

c) Condition 1.3 is amended as follows:

Limits on Approval

- 1.3 This concept approval shall lapse ~~five years after the date on which it is granted~~ **on 12 July 2018**, unless an application is submitted to carry out a development for which concept plan approval has been given.

d) PART A – ADMINISTRATIVE CONDITIONS of Schedule 3 (Conditions of Project approval) is amended as follows:

Development Description

Project Approval is granted only to carrying out the subdivision of lands specified in Schedule 1, to enable the transfer of lands to a public authority or a Minister of the Crown.

Development in Accordance with Plans and Documentation

The development shall be in accordance with the:

- *Middle Camp Land Transfer Plan (Revision 5)* prepared by Monteath and Powys dated 1 October 2010, provided as an attachment to correspondence titled *Preferred Project Report Submission – Coal & Allied Southern Estates: Catherine Hill Bay (Middle Camp)* dated 16 June 2011, and included at Appendix 2 of this approval;
- **Section 75w modification application – proposed one (1) year extension to lapse date prepared by ADW Johnson dated 01 May 2017,** and
- the conditions of this approval.

Lapsing of Approval

The project approval will lapse ~~5 years after the approval date of this project approval~~ **on 12 July 2018**.

End of Modification 1