

Notice of Modification

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

As delegate of the Minister for Planning, I modify the project approval referred to in Schedule A, subject to the conditions in Schedule B.


Mike Young
Director
Resource & Energy Assessments

Sydney 20 OCTOBER 2017

SCHEDULE A

The Project Approval for the Eraring Power Station (06_238) granted by the Minister for Planning on 26 June 2008.

SCHEDULE B

1. In the Schedule 2 table of definitions, delete the definitions for "DECC", "Department, the", "Director-General, the", "Minister, the", and insert the following in alphabetical order:

Department	Department of Planning and Environment
EA	<i>Environmental Assessment – Eraring Energy Capacity Increase and Attenuation Reservoir (HLA-Envirosciences Pty Ltd, May 2007)</i> as modified by: <ul style="list-style-type: none">• the Submissions Report; and• the Modification Application seeking the removal of conditions duplicated in the Environment Protection Licence, dated 5 September 2017 (MOD 1).
EPA	Environment Protection Authority
Minister	Minister for Planning, or delegate
OEH	Office of Environment and Heritage
Secretary	Secretary of the Department, or nominee
2. Delete all references to:
 - a) "Director-General", and replace with "Secretary";
 - b) "DECC", and replace with "EPA" in Conditions 2.6, 2.11, 3.1, 3.2, 3.3, 3.4, 3.5 and 3.6 of Schedule 2; and
 - c) "DECC", and replace with "OEH" in Condition 2.21 of Schedule 2.
3. In condition 1.1 of Schedule 2, delete all the words after "shall carry out the project", and replace with the following:
 - a) generally in accordance with the EA; and
 - b) in accordance with the conditions of this approval.
4. Delete condition 2.3 of Schedule 2

5. In condition 2.4 of Schedule 2, delete all words after “13 and 14”, and insert the words “(as defined in the EPL), the concentration of each pollutant listed in Table 2 is not exceeded, unless otherwise agreed by the EPA”.
6. In condition 2.18 of Schedule 2, after “megalitres per day”, insert the words “, unless otherwise agreed by the EPA.”
7. In condition 2.19 of Schedule 2, delete all words after “never exceeds 37.5°C”, and insert the words “, unless otherwise agreed by the EPA.”
8. In condition 2.20 of Schedule 2, after “prior to operation of the project.”, insert the words “With the agreement of the EPA, the Proponent may revise the Thermal Load Strategy, including an alternative water discharge temperature at the cooling water outlet to Myuna Bay”
9. In condition 3.1 of Schedule 2, replace the words “under condition 2.3 of this approval”, with the words “in the EPL”
10. In condition 3.2 of Schedule 2, replace the words “under condition 2.3 of this approval”, with the words “in the EPL”
11. In condition 3.3 of Schedule 2, replace the words “under condition 2.3 of this approval”, with the words “in the EPL”
12. In condition 3.4 of Schedule 2, replace the words “under condition 2.3 of this approval”, with the words “in the EPL”