

# Modification of Minister's Approval

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

I, the Director of Infrastructure Projects, Major Project Assessments Division of the Department of Planning, in accordance with the Instrument of Delegation issued by the Minister for Planning, on 25 January 2010, pursuant to section 75W of the *Environmental Planning and Assessment Act 1979* determine the modification to the approval referred to in Schedule 1 in the manner set out in Schedule 2.



Scott Jeffries  
Director  
Infrastructure Projects  
As delegate for the Minister for Planning

Sydney

1 JUNE

2010

File No: 9039738

### SCHEDULE 1

**Concept Approval:**

granted by the Minister for Planning on 27 February 2007 (06\_0029).

**For the following:**

Concept approval and project approval for Delta Electricity to construct and operate Stage 1 of an approximately 300 megawatt gas fired power station and associated infrastructure on Yalwal Road, Bamarang and concept approval for Stage 2 of the project which involves the conversion of the power station to a closed cycle configuration to address base load and intermediate load requirements and conversion to an approximately 400 megawatt facility.

**Major Project:**

The proposal is declared a Major Project under section 75B(1)(a) of the *Environmental Planning and Assessment Act 1979*, because it is a project of a kind described in clause 24 of Schedule 1 to *State Environmental Planning Policy (Major Projects) 2005*.

**Modification:**

Delta Electricity has sought a modification to the Bamarang Gas-fired Power Station Concept Plan Approval (MP 06\_0029) and Stage 2 Project Approval (MP 08\_0021) to expand the Stage 2 combined cycle (base load) power station from approximately 400 to approximately 450 megawatts.

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## SCHEDULE 2

The Concept Approval is modified by:

**1. Replacing existing condition 1.1 f) with the following:**

- 1.1 f) Application to Modify a Project Approval, MP08\_0021 (Stage 2 Project) MOD 1, accompanied by *Proposed Gas Power Facility at Bamarang: Application to Modify the Project Approval – Section 75W Environmental Assessment*, prepared by GHD Pty Ltd for Delta Electricity and dated September 2009;
- g) *Response to Submissions*, prepared by Delta Electricity and dated 8 March 2010, accompanied by *Proposed Gas Turbine Power Station, Bamarang: Addendum to Air Quality Impact Assessment and Plume Rise Assessment*, prepared by Heggies Pty Ltd for GHD Pty Ltd, dated 5 March 2010;
- h) *Proposed Gas Turbine Power Station, Bamarang: Addendum to Air Quality Impact Assessment and Plume Rise Assessment*, prepared by Heggies Pty Ltd for GHD Pty Ltd, dated 31 March 2010; and
- i) the conditions of this approval.

**2. Replacing existing condition 1.2 with new condition 1.2 as follows:**

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