

Modification of Minister's Approval

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

I, the Director of Infrastructure Projects, Major Projects Assessment 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.


Daniel Keary

Director

Infrastructure Projects

As delegate for the Minister for Planning

Sydney 21 SEPTEMBER 2010

File No: 9039738 and 10/02610

SCHEDULE 1

Concept Approval:

granted by the Minister for Planning on 27 February 2007 (06_0029) and modified by the Director of Infrastructure Projects, Major Projects Assessment Division of the Department of Planning, under delegated authority, on 1 June 2010.

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 450 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 Approval and Stage 1 Project Approval (MP 06_0029 MOD 1) to pursue the option of developing a 330 kilovolt transmission line between the approved Bamarang Gas Power Facility site and the existing TransGrid 330 kilovolt transmission network approximately five kilometres to the west, to connect the electricity generated at the power station to the grid. This proposed 330 kilovolt transmission line is an alternative to the already approved 132 kilovolt transmission line located between the approved Bamarang Gas Power Facility site and the existing Integral Energy electricity grid to the east of the site. Only one transmission line option will be selected and constructed by Delta Electricity.

SCHEDULE 2

The Approval is modified by:

1. Replacing the description of land to which the Concept Approval applies in Schedule 1 with the following:

Land: Bamarang Gas Turbine Power Station Site – Lot 1 DP127482, 681 Yalwal Road, Bamarang, Shoalhaven local government area.

330kV transmission line – Lot 1/DP127482; Lot 448/DP823265; Lot 7/DP1111395; Lot 6/DP1111395; Lot 1/DP876682; Lot 2/DP876682; and Crown Land west of Colymea State Conservation Area.

2. Replacing the definition of Stage 1 to which the Concept Approval applies in Schedule 2 with the following:

Stage 1: Open cycle gas turbine facility project, including gas supply and electricity transmission infrastructure (132kV Yalwal Road transmission line Option as described in the documents referred to in condition 1.1 a) to e) of this Approval and the 330kV Option C transmission line as described in the documents referred to in condition 1.1 i) to n) of this Approval).

3. Replacing existing condition 1.1 with the following:

1.1 The Proponent shall carry out the project generally in accordance with the:

- a) Major Projects Application 06_0029;
- b) *Proposed Gas Power Facility at Bamarang, Environmental Assessment*, prepared by GHD Pty Ltd and dated May 2006;
- c) *Delta Electricity, Proposed Gas Power Facility at Bamarang Facility, Submissions Report*, prepared by GHD Pty Ltd and dated August 2006;
- d) *Delta Electricity, Proposed gas power facility at Bamarang near Nowra – Options to reduce plume rise impacts*, prepared by GHD Pty Ltd and dated December 2006;
- e) *Gas Fired Power Facility, Bamarang, NSW Revised Stack Operations – Air Quality Impact Assessment NSW Department of Environment and Conservation Submission*, prepared by Heggies Pty Ltd for GHD Pty Ltd (Report 10-4044R1) dated 18 December 2006;
- 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;
- i) Application to Modify Concept and Stage 1 Project Approvals (MP06_0029 MOD 1);
- j) *Delta Electricity, Bamarang Gas Fired Power Station, Modification for a 330kV Network Connection – Environmental Assessment*, prepared by Sinclair Knight Merz and dated July 2009;
- k) *Bamarang 330kV Network Connection – Submissions Report*, prepared by Sinclair Knight Merz and dated November 2009;
- l) Letter and its attachment from Delta Electricity to the Department, titled *Bamarang 330kV Connection Network Environmental Assessment – Response to comments from DoP*, and dated 16 December 2009;
- m) *Bamarang 330kV Network Connection – Response to Department of Planning*, prepared by Sinclair Knight Merz and dated April 2010;

- n) Modified version of the letter from Sinclair Knight Merz to the Department of Planning dated 19 April 2010 and titled *Bamarang Gas Turbine Facility – Proposed Modification for a 330kV Network Connection*, and its attachment A titled *Bamarang 330kV Network Connection – Biodiversity Offset Options Assessment Final* (dated April 2010), received by the Department of Planning on 15 July 2010; and
- o) the conditions of this approval.

4. Replacing existing condition 1.2 with new condition 1.2:

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

