

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 1, as set out in Schedule 2.

Clay Preshaw
A/Director
Resource Assessments

CPreshaw 29/11/16

Sydney

2016

SCHEDULE 1

The Project Approval for the Moree Solar Farm MP 10_0175 granted by the Minister for Planning and Infrastructure on 17 July 2011.

SCHEDULE 2

- (a) Delete the definitions for 'EP&A Act', 'the Department', 'DTIRIS', 'Director-General, the', 'Director-General's approval or the agreement or satisfaction of the Director-General', 'Environmental Assessment', 'EPA', 'the Minister', 'NOW', 'RFS', 'RTA' and 'Submissions Report' and insert the following in alphabetical order:

Building work
Department
DPI – Water
DRE
EA

Any physical activity involved in the erection of a building
Department of Planning and Environment
The Division of Water within the Department of Primary Industries
Division of Resources and Energy within the Department of Industry
The Environmental Assessment titled '*Moree Solar farm Environmental Assessment*' prepared by BP Solar, Walsh Consulting and Fotowatio Renewable Ventures, dated 1 February 2011, and associated response to submissions, as modified by:

- (a) Modification Application 10_0175 MOD 1 and supporting document titled '*Specialist Report Summary of Amended Project, Proposed Moree Solar Farm*', prepared by OzArk Environmental & Heritage Management Pty Ltd, dated November 2013, and associated response to submissions; and
(b) Modification Application 10_0175 MOD 2, letter from Moree Solar Farm Pty Ltd and supporting document titled '*Certification Analysis Report: Moree Solar Farm Development*', prepared by Procort Group Pty Ltd, dated 31 October 2016

EPA
EP&A Act
Minister
Modification 2 Determination Date
RFS
RMS
Secretary

Environment Protection Authority
Environmental Planning and Assessment Act 1979
Minister for Planning, or delegate
29 November 2016
Rural Fire Service
Roads and Maritime Services
Secretary of the Department, or nominee and/or delegate or nominee

- (b) Delete all references to:
- 'NOW' and replace with 'DPI – Water'
 - 'DTIRIS' and replace with 'DRE'
 - 'Environmental Assessment' and replace with 'EA'
 - 'RTA' and replace with 'RMS'
 - 'Director-General' and replace with 'Secretary'

- (c) Delete condition A1 of Schedule 2, and replace with:

The Proponent shall carry out the project:

- (a) generally in accordance with the EA; and
- (b) in accordance with the conditions of this approval.

- (d) Delete condition A2 of Schedule 2, and replace with:

If there is any inconsistency between the documents referred to in condition A1 above, the most recent document must prevail to the extent of the inconsistency. However, the conditions of this approval must prevail to the extent of any inconsistency.

- (e) In condition A4 of Schedule 2, insert the following words after 'to this approval':

, but only in relation to building work commenced after the Modification 2 Determination Date.

For any building work undertaken prior to the Modification 2 Determination Date that does not already have a construction certificate and occupation certificate, the proponent shall obtain a building certificate from Council pursuant to section 149A of the EP&A Act within 3 months of the Modification 2 Determination Date, unless the Secretary agrees otherwise.