

Licence Variation



Licence - 20533

ACCIONA INFRASTRUCTURE AUSTRALIA PTY LTD
ABN 52 140 915 251
PO BOX 254
MACKSVILLE NSW 2447

Attention: Jason Haslett

Notice Number 1569271
File Number EF14/4301
Date 09-Oct-2018

NOTICE OF VARIATION OF LICENCE NO. 20533

BACKGROUND

- A. ACCIONA INFRASTRUCTURE AUSTRALIA PTY LTD ("the licensee") is the holder of Environment Protection Licence No. 20533 ("the licence") issued under the *Protection of the Environment Operations Act 1997* ("the Act"). The licence authorises the carrying out of activities at PACIFIC HIGHWAY, NAMBUCCA HEADS, NSW, 2448 ("the premises").
- B. On 30-Aug-2018 the Environment Protection Authority (EPA) received an application for the variation of the licence. The application sought to vary the licence in the following manner:
- Remove an area east of the Warrell Creek to Nambucca Heads Pacific Highway Upgrade project from approximate chainage 53300 to 54500. A development approval (DA) has been granted to NSW health Infrastructure for the construction of a hospital at this location (North Macksville). The hospital site will be subject to a separate Environment Protection Licence. This variation reduces the premise boundary of EPL 20533 to ensure there is no overlap of EPL premises.
- A series of revised premise boundary maps were provided (identified as the Pacific Highway Upgrade WC2NH EPL Revision 20) to the EPA, which includes the changes to the premise boundary as detailed above.
- C. The EPA reviewed the change to the premises boundary detailed in the application and considered the matters identified in section 45 of the Act and is satisfied that the variation requested has been approved in accordance with the Environmental Planning and Assessment Act 1979 and can be managed in a manner which will provide an appropriate level of environmental protection.
- D. The EPA has therefore approved the application.

Licence Variation



VARIATION OF LICENCE NO. 20533

1. By this notice the EPA varies licence No. 20533. The attached licence document contains all variations that are made to the licence by this notice.
2. The following variations have been made to the licence:
 - The EPL premise boundary mapping has been amended to remove an area from approximate chainage 53300 to 54500 to allow for the area to be added to a new EPL for the construction of a hospital at North Macksville.
 - Condition A2.2 was amended to reflect the current set of approved maps.

A handwritten signature in black ink, appearing to read 'Benjamin Lewin', written over a horizontal dotted line.

Benjamin Lewin
Acting Manager
North - North Coast
(by Delegation)

INFORMATION ABOUT THIS NOTICE

- This notice is issued under section 58(5) of the Act.
- Details provided in this notice, along with an updated version of the licence, will be available on the EPA's Public Register (<http://www.epa.nsw.gov.au/prpoeo/index.htm>) in accordance with section 308 of the Act.

Appeals against this decision

- You can appeal to the Land and Environment Court against this decision. The deadline for lodging the appeal is 21 days after you were given notice of this decision.

When this notice begins to operate

- The variations to the licence specified in this notice begin to operate immediately from the date of this notice, unless another date is specified in this notice.
- If an appeal is made against this decision to vary the licence and the Land and Environment Court directs that the decision is stayed the decision does not operate until the stay ceases to have effect or the Land and Environment Court confirms the decision or the appeal is withdrawn (whichever occurs first).