

Modification of Minister's Approval

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

As delegate for the Minister for Planning, under the Instrument of Delegation executed on 16 February 2015, I approve the modification of the concept plan referred to in Schedule 1, subject to the conditions outlined in Schedule 2.



Chris Ritchie
Director
Industry Assessments

Sydney

7 JULY

2017

File: 16/16265

SCHEDULE 1

Concept Plan 06_0159, granted by the former Minister for Planning on 1 May 2007 for the Visy Tumut Mill Expansion at 1302 Snowy Mountains Highway, Tumut in the Snowy Valleys local government area.

SCHEDULE 2

This approval is modified as follows:

1. Delete the definitions for Council, Department and DWE and insert the following definitions in alphabetical order:

Council	Snowy Valleys Council
Department, the	The Department of Planning and Environment
RMS	Roads and Maritime Services
Secretary, the	Secretary of the Department, or delegate

In Schedule 2

2. Delete all references to "Director-General" and replace with "Secretary", except for in the definitions.
3. Delete Term 1.1 e) and replace with the following:
 - e) *Visy Tumut Mill Buildings & Storage s75W Modification Environmental Assessment*, prepared by GHD, dated August 2015;
 - f) *Visy Tumut Mill Buildings & Storage s75W Modification Supplementary Information and Response to submissions*, dated September 2015; and
 - g) *Modification 1 to CP 06_0159 (CP 06_0159 MOD 1)*, accompanied by *Tumut mill maximum production tonnage limit – Section 75W Modification Environmental Assessment*, prepared by GHD and dated January 2017 and *Tumut mill maximum production tonnage limit – Section 75W Modification Response to Submissions*, prepared by GHD and dated May 2017.
4. Delete Term 1.2 and replace with the following:
 - 1.2 If there is any inconsistency between the documents listed in Term 1.1, the more recent document shall prevail to the extent of the inconsistency. However, the conditions of this approval shall prevail to the extent of any inconsistency.

5. Insert new heading 7 and Term 7.1 after Term 6.3:

7. REVISION OF STRATEGIES, PLANS AND PROGRAMS

7.1 Within three months of:

- a) an approval of a modification;
 - b) a submission of an incident under Term 6.1; or
 - c) an approval of an Annual Environmental Management Report under Term 6.3,
- the Proponent shall review, and if necessary revise, the strategies, plans and programs required under this approval.

Modification of Minister's Approval

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

As delegate for the Minister for Planning, under the Instrument of Delegation executed on 16 February 2015, I approve the modification of the project approval referred to in Schedule 1, subject to the conditions outlined in Schedule 2.



Chris Ritchie
Director
Industry Assessments

Sydney 7 JULY

2017

File: 16/16265

SCHEDULE 1

Project Approval 06_0159, granted by the former Minister for Planning on 1 May 2007 for the Visy Tumut Mill Expansion at 1302 Snowy Mountains Highway, Tumut in the Snowy Valleys local government area.

SCHEDULE 2

This approval is modified as follows:

1. Delete the definitions for Council, Department, DWE and RTA and insert the following definitions in alphabetical order:

Council	Snowy Valleys Council
Department	The Department of Planning and Environment
Modification 1	Modification 1 to 06_0159 (PA 06_0159 MOD 1), accompanied by <i>Tumut Mill Expansion – Project Component Phasing Changes</i> , prepared by Visy Pulp and Paper Pty Ltd, dated 19 June 2007
Modification 2	Modification 2 to 06_0159 (PA 06_0159 MOD 2), accompanied by <i>Visy Tumut Mill Buildings & Storage s75W Modification Environmental Assessment</i> , prepared by GHD, dated August 2015 and <i>Visy Tumut Mill Buildings & Storage s75W Modification Supplementary Information and Response to submissions</i> , dated September 2015
Modification 3	Modification 3 to 06_0159 (PA 06_0159 MOD 3), accompanied by <i>Tumut mill maximum production tonnage limit – Section 75W Modification Environmental Assessment</i> , prepared by GHD and dated January 2017 and <i>Tumut mill maximum production tonnage limit – Section 75W Modification Response to Submissions</i> , prepared by GHD and dated May 2017
RMS	Roads and Maritime Services
Secretary	Secretary of the Department, or delegate

In Schedule 2

2. Delete all references to "Director-General" and replace with "Secretary", except for in the definitions table.
3. Delete all references to "RTA" and replace with "RMS".
4. Delete Condition 1.1f) to Condition 1.1i) and replace with the following:
 - 1.1 f) Modification 1;

- g) Modification 2; and
- h) Modification 3.

5. Delete Condition 1.2 and replace with the following:

1.2 If there is any inconsistency between the documents listed in Condition 1.1, the more recent document shall prevail to the extent of the inconsistency. However, the conditions of this approval shall prevail to the extent of any inconsistency.

6. Immediately after Condition 5.4g), insert Condition 5.4f) as follows:

- 5.4f) an updated **Solid Waste Management Plan** for the existing plant (DA 6/98) and the project (06_0159), as modified, in consultation with the EPA, and to the satisfaction of the Secretary. The Plan must:
- i) describe the type, quantity, handling, storage and disposal of all waste streams generated on site, consistent with the *Protection of the Environment Operations Act 1997*, *Protection of the Environment Operations (Waste) Regulation 2014* and the *Waste Classification Guideline* (Department of Environment, Climate Change and Water, 2009);
 - ii) describe how waste is managed in accordance with the EPA's waste hierarchy for the life of the existing plant and project;
 - iii) include a landfill diversion strategy that:
 - a) investigates reuse and recycling opportunities and identifies the approvals required for these activities;
 - b) details timeframes for the implementation of reuse and recycling activities;
 - c) includes a monitoring program to measure the volume and composition of waste captured by the reuse and recycling activities and the waste sent to landfill; and
 - iv) detail the contingency measures to ensure suitable management and disposal of waste.