

13th February, 2012

Director General
NSW Department of Planning and Infrastructure
GPO Box 39
Sydney NSW 2001

Attention: Kylie Seretis

Pacific Highway Upgrade - Warrell Creek to Urunga Project – Modification to the Condition of Approval instrument – Definition of Construction

Dear Kylie,

I refer to the Minister for Planning and Infrastructure's Instrument of Approval (MP 07_0112) document ('project approval') for the Warrell Creek to Urunga Pacific Highway Upgrade 19 July 2011. Roads and Maritime Services would like to request a modification to Schedule 1 of the project approval that contains the definition of construction, and defines activities that can be undertaken prior to construction.

Roads and Maritime Services (RMS) would like to request a modification to the definition of construction in the project approval to include 'establishing ancillary facilities in locations meeting the criteria stated in these conditions'.. This approach is consistent with the definition included in other RMS Pacific Highway projects to date such as Tintenbar to Ewingsdale, and Kempsey to Eungai, and would allow RMS to undertake early construction of ancillary facilities that meet the criteria outlined in Condition C27 or C28 of the project approval.

Suggested wording to modify the definition of Construction is highlighted in italics below:

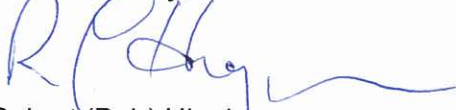
Construction: Includes all work in respect of the project other than survey; acquisitions; fencing; investigative drilling or excavation; building/road dilapidation surveys; minor clearing or translocation (except where heritage, threatened species, populations or endangered ecological communities would be affected, unless otherwise approved by the Director General in consultation with OEH); *establishing ancillary facilities in locations meeting the criteria stated in these Conditions*; or other activities determined by the Environmental Representative to have minimal environmental impact (e.g. minor access roads and adjustments for services/utilities, etc)."

RMS now seek approval of this modification from the Director-General for the early establishment of ancillary facilities that meet the locations identified in the Conditions prior to the commencement of Construction.

In addition to the modification request detailed above, RMS would like to inform the Department that a temporary project office is currently proposed at Auld Close in Valla. This temporary office will be set up in an existing dwelling which RMS has purchased through the property acquisition phase, and requires demolition in future as it is located directly under the future highway alignment. This house would be utilised by the project team prior to the establishment of ancillary compounds for the main construction period. Initially it is proposed to utilise this house for project administration purposes. No additional materials, plant or equipment would be established at this location and all access would be undertaken during standard business hours. Should RMS or the preferred Contractor decide to pursue this location as a minor ancillary site at a later date, then the appropriate approvals would be sought.

Should you require any further information concerning this matter, please contact the Warrell Creek to Urunga Upgrade Environmental Officer Belinda Bock on 6640 1033 or 0439 453 279.

Yours faithfully,



Robert (Bob) Higgins
General Manager, Pacific Highway