

Modification of Development Consent

Section 4.55(1A) of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



Karen Harragon
Director
Social and Infrastructure Assessments

Sydney 4 November 2022

SCHEDULE 1

Development consent:	SSD-10391 granted by the Director, Social and Infrastructure Assessments on 19 May 2022
For the following:	Construction and operation of the New Liverpool Primary School involving: <ul style="list-style-type: none">• two new buildings with homebases, special support units, multipurpose hall, library and amenities accommodating school students, staff and 40 preschool children;• bicycle parking areas; and• landscaping, tree removal, associated civil works and signs.
Applicant:	NSW Department of Education
Consent Authority:	Minister for Planning
The Land:	18 Forbes Street, Liverpool (Lot 1, DP 1137425)
Modification:	Modification to permit the commencement of construction works unrelated to Burnside Drive and without the agreement of NSW Health

SCHEDULE 2

The consent (SSD 10391) is modified as follows:

- a) Schedule 2 Part A – Administrative Conditions, Condition A8 is amended by the insertion of the **bold and underlined** words and deletion of ~~struck out words~~ as follows:

Limits of Consent

- A8. **No permanent works on Burnside Drive or works with permanent vehicle access off Burnside Drive** ~~No works approved under this development consent (including Aboriginal archaeological salvage and soil contamination related works)~~ are permitted on the site until evidence of satisfactory agreement with NSW Health (with regard to proposed works on Burnside Drive) are provided to the satisfaction of the Planning Secretary, in accordance with condition B5.
- b) Schedule 2 Part B – Prior to Commencement of Construction, Conditions B5 and B29 are amended by the insertion of the **bold and underlined** words and deletion of ~~struck out words~~ as follows:

Consultation outcome – NSW Health

- B5. Prior to the commencement of any construction **of permanent works on Burnside Drive or works with permanent vehicle access off Burnside Drive** (including Aboriginal archaeological salvage and soil contamination related works), the Applicant must provide written evidence to the Planning Secretary demonstrating that:
- (a) the consultation with the NSW Health has been undertaken with regards to the proposed works on Burnside Drive (under Part 5 of the EP&A Act); and
 - (b) a satisfactory agreement has been reached between the Applicant and NSW Health in relation to the future undertaking of and the maintenance of the proposed works within Burnside Drive, being that area currently under the ownership and care of NSW Health.

Construction Environmental Management Plan

- B29. The Construction Traffic and Pedestrian Management Sub-Plan (CTPMSP) must be prepared to achieve the objective of ensuring safety and efficiency of the road network and address, but not be limited to, the following:
- ...
- (g) include details of the managing the cumulative impacts of construction traffic for hospital redevelopment works and the school; ~~and~~
 - (h) include details of necessary work zones and the necessary approvals from the relevant roads authority; ~~and~~
 - (i) **where temporary construction access is proposed via Burnside Drive, prior agreement with relevant parties including NSW Health is required.**

End of modification
(SSD 10391 MOD 1)