

25 March 2013

Caltex Refineries (NSW) Pty Ltd
GPO Box 3916
Sydney 2001

Dear Sir

Permission for Disturbance of the Bed of a Special Port Area

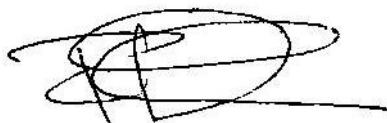
I, as delegate of the Harbour Master for the Ports of Sydney Harbour and Botany Bay, grant permission to Caltex Refineries (NSW) Pty Ltd (*applicant*) under Clause 67 of the *Management of Waters and Waterside Lands Regulations* for works disturbing the bed of a Special Port Area.

This permission applies works described in section 4 of the Environmental Impact Statement and detailed as follows:

- a) Dredging of the sub berth, vessel approach area, turning circle, Berth1 and Berth 2, within the area shown at Plans Numbered 148010 to 148018 and dated 12.10.12.
- b) Revetment and sheet pile works at Berth 1 within the area shown on plans 148026 to 148031 and dated 19.10.12
- c) Installation of breasting dolphins at Berth 1 within the area shown on plan 148229 and dated 12.11.12
- d) Installation of bow mooring dolphin within the area shown on plan 148229 and dated 12.11.12
- e) Installation of an anchor for a new swamp mooring line at berth 3 within the area shown on plan 43177815 and dated 7.01.13

The permission is valid for the period of 2 years to 30th June 2015 and is issued subject to the Conditions attached at Schedule 1.

This Permission does not imply that any other permission, approval or consent required under any state or federal legislation has been granted, and works are not to commence until all such permissions, approvals or consents are issued by the relevant authorities.



Richard Lorraine
Deputy Harbour Master

Schedule 1 of Facility

- 1 Prior to the commencement of construction, the Applicant is to prepare a Port Operating Protocol in consultation with the Harbour Master's delegate, for implementation during water based works.
- 2 The Port Operating Protocol must include a Marine Works Management Plan for each part of the works as detailed in section 4 of the EIS.
- 3 The proposed works are not to interfere with the movement of seagoing ships unless agreed in advance with the Harbour Master. This requirement must be included in the Port Operating Protocol.
- 4 The Port Operating Protocol must be approved by the Harbour Master before the commencement of works.
- 5 Buoys are not to be laid in or adjacent to the shipping channels unless agreed in advance with the Harbour Master.
- 6 All buoys laid in association with the works are to be fitted with lights.
- 7 All vessels associated with the works are to have Response Plans for emergencies and spills.
- 8 All vessels associated with the works are to be fitted with AIS unless agreed in advance with the Harbour Master.
- 9 All vessels associated with the works are to be identified to the Harbour Master for consideration of the requirements of the Marine Safety Act 1998 with regard to pilotage and exemptions from pilotage.
- 10 Any marine spill (whether the spill occurs on water or occurs on land and subsequently enters the water) is to be immediately reported to Sydney Ports VTS on 9296 4000 or VHF Channel 13.
- 11 Any material associated with the construction of the development that enters the water is to be immediately retrieved. Should the material not be retrieved, Sydney Ports will organise for its removal and recover the cost from the Applicant.
- 12 The Applicant is to prepare a Communications Plan, for implementation during the works, which is to be approved by the Harbour Master prior to operations commencing.
- 13 The Communications Plan must include / address 24/7 contact details, protocols for incidents and emergencies, protocols for public enquiries or complaints including signage so that it is clear who is conducting the works and how contact can be made..