



Case Number: 112133

9th July 2008

Bovis Lend Lease
c/- Warren Smith & Partners

**LETTER of APPROVAL
For
ADJUSTMENT OF A SYDNEY WATER ASSET**

Applicant: Bovis Lend Lease
Your reference: 3277
Property location: 1-25 Harbour Street, Sydney
Your application date: 13/06/2008

Dear Applicant

Your application to adjust the sewer manhole at the above location is approved provided you do the following things:

The existing manhole on the DN750 VCP known as the Darling Harbour Submain, is a non-traversable submain and therefore there is no requirement to install a new manhole only several meters from the existing downstream manhole as proposed, the existing manhole can now be sealed.

The existing manhole is most likely a segmental type. A suitable sealing method to permanently seal this manhole is required to be designed and the drawings to be submitted to the Sydney Water Design Branch in e-developer for approval as this site is located in aggressive soils with high water table.

The following items apply

1. You must enter into an agreement with Sydney Water in the form of the enclosed Deed.
2. You must engage your current or another authorised Water Servicing Coordinator (Coordinator) to manage the design and construction of the required works to Sydney Water's standards and procedures. Before you engage another Coordinator you must write and tell Sydney Water.

For a list of authorised Coordinators either visit www.sydneywater.com.au ➤ Building Developing and Plumbing ➤ Developing Your Land or call 13 20 92. Coordinators will give you a quote or information about costs for services/ works including Sydney Water costs.

The Coordinator generally will be the single point of contact between you and Sydney Water. They can answer most questions you might have about our process and charges.

3. After you engage a Coordinator, you will need to sign and lodge both copies of the enclosed Deed with your nominated Coordinator. After Sydney Water has signed the documents, one copy will be returned to the Coordinator.

The Deed sets out for this project:

- your responsibilities;
- Sydney Water's responsibilities; and
- the Coordinator's responsibilities.

You must do all the things that we ask you to do in that Deed.

If Sydney Water does not receive the signed Deed for our signing by 09/07/09 you will need to re-apply (and pay another application fee).

Note: The Coordinator must be fully authorised by us for the whole time of the Deed.

4. If you need to enter a neighbouring property, you must have the written permission of the relevant property owners and tenants. You must use Sydney Water's **Permission to Enter** form(s) for this. You can get copies of these forms from your Coordinator or the Sydney Water website. Your Coordinator can also negotiate on your behalf.

Please make sure that you address all the items on the form(s) including payment of compensation and whether there are other ways of designing and constructing that could avoid or reduce their impacts. You will be responsible for all costs of mediation involved in resolving any disputes. Please allow enough time for entry issues to be resolved.

5. You must not start work on the proposed disuse of the manhole until Sydney Water advises your Coordinator.

Sydney Water will then assess the design and advise your Coordinator when they are approved and of any conditions to be met before commencement. You may be required to lodge a bond:

- the lodgement of an unconditional security bond from an acceptable financial institution that will cover Sydney Water's risk for this work; and
- your acceptance in writing to bonding conditions that we will provide in another agreement.
- After we receive a copy of the successful tender for the work, we can calculate the amount of this bond. We will then send you that other agreement which will tell you this amount. You must lodge the bond and the completed agreement with Sydney Water before you start constructing the work.
- The bond will be released after you have completed the construction of the works. (This includes lodgement of Work As Constructed plans and production and/or recreation of documentation and completion of all the excavation and landscaping works needed for the total project.)

If any work on our assets is carried out without that advice or final approval, Sydney Water will take action to have work on the site stopped. We will apply the provisions of Section 45 of the Sydney Water Act 1994.

6. Construction of these works will require you to pay project management, survey, design and construction costs **directly to your suppliers**. Additional costs payable to Sydney Water may include:
 - design and construction audit fees;

- **contract administration, Operations Area Charge & Customer Redress prior to project finalisation;**
- creation or alteration of easements etc.;

Note: Payment for any Goods and Services (including Customer Redress) provided by Sydney Water will be required prior to the release of the Bank Guarantee or Cash Bond.

Your Coordinator can tell you about these costs.
