

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT, 1979

**DETERMINATION OF DEVELOPMENT APPLICATION PURSUANT TO
SECTION 101**

I, the Minister for Planning, pursuant to Section 101 of the Environmental Planning and Assessment Act 1979 ("the Act"), determine the development application ("the application") referred to in Schedule 1 by granting consent to the application subject to the conditions set out in Schedule 2.

The reasons for the imposition of the conditions are:

- (i) to minimise the adverse impact the development may cause through noise, visual amenity, air and water pollution;**
- (ii) to provide for environmental monitoring and reporting;**
- (iii) to set requirements for infrastructure provision.**

Robert Webster
Minister for Planning

Sydney,

1992

File No. S91/06569/001

MOD 1 (29/06/93) – red

MOD 2 (11/04/94) – blue

MOD 3 (8/03/2013) – green

MOD 4 (29/11/13) - purple

Schedule 1

Application made by:

Clutha Coal Pty Limited on behalf of Springvale Coal Pty Limited ("the Applicant").

To:

Greater Lithgow City Council (DA 11/92) ("the Council").

In respect of:

Authorisation 409, Mining Purposes Lease Application 384;
on land described in Attachment "A"

For the following:

- i) Construction and operation of an underground coal mine.
- ii) Construction and operation of an overland conveyor and coal washery.

NOTE: 1) To ascertain the date upon which the consent becomes effective, refer to Section 101(9) of the Act.

2) To ascertain the date upon which the consent is liable to lapse, refer to Section 99 of the Act.

ATTACHMENT (A)

SCHEDULE OF LAND AND TENEMENTS – SPRINGVALE COAL PROJECT

A. SCHEDULE OF LAND

<u>LAND</u>	<u>TITLE</u>
1. SPRINGVALE PIT TOP AREA	
Lot 125, Deposited Plan 751651 (formerly known as Portion 125, Parish of Lidsdale, County of Cook)	F.I. 125/751651
Portion 54, Parish of Lidsdale	Book 3856. No. 465
Lot 561, Deposited Plan 827969	F.I. 561/827969
2. OVERLAND COAL CONVEYOR	
Lot 561, Deposited Plan 827969	F.I. 561/827969
Reserved Road	
Lot 1, Deposited Plan 717025	F.I. 1/717025
Portion 228, Parish of Lidsdale	Book 3346 No. 80
Lot 183, Deposited Plan 751651 (formerly known as Portion 183, Parish of Lidsdale, County of Cook)	F.I. 183/751651
Lot 15, Deposited Plan 262515	F.I. 15/262515
Skelly Road	
Lot 2, Deposited Plan 2383126	F.I. 2/383126
Lot 2, Deposited Plan, 575140	Book 3256 No. 753
Lot 1, Deposited Plan 834231	F.I. 1/834231
Lot 31, Deposited Plan 827807	F.I. 31/827807
Lot 1, Deposited Plan 834230	F.I. 1/834230
Lot 2, Deposited Plan 834230	F.I. 2/834230

Lot 3, Deposited Plan 834230	F.I. 3/834230
Lot 4, Deposited Plan 834230	F.I. 4/834230
Lot 5, Deposited Plan 834230	F.I. 5/834230
Lot 6, Deposited Plan 834230	F.I. 6/834230
Lot 7, Deposited Plan 834230	F.I. 7/834230
Lot 8, Deposited Plan 834230	F.I. 8/834230
Lot 9, Deposited Plan 834230	F.I. 9/834230
Portion 63, Parish of Lidsdale	Book 3086 No. 675
PML 11 (Railway) (forming part of Consolidated Coal Lease 770)	
Reserved Road	
Lot 16, Deposited Plan 751651 (formerly known as Portion 16, Parish of Lidsdale, County of Cook)	F.I. 16/751651
Duncan Street	No stratum title will be created for the second crossing of Duncan Street
Lot 8, Deposited Plan 252472	Auto Consol 13329-100
Lot 1, Deposited Plan 252472	Auto Consol 13329-100
Reserved Road	
Lot 174, Deposited Plan 751651 (formerly known as Portion 174, Parish of Lidsdale, County of Cook)	F.I. 174/751651
Reserved Road	
Reserved Road	
Lot 385, Deposited Plan 751651 (formerly known as Portion 375, Parish of Lidsdale, County of Cook)	F.I. 385/751651
Lot 375, Deposited Plan 751651 (formerly known as Portion 375, Parish of Lidsdale, County of Cook)	F.I. 375/751651

Reserved Road

Reserved Road

Reserved Road

Lot 502, Deposited Plan 825541 F.I. 502/825541

Lot 371, Deposited Plan 751651 F.I. 371/751651
(formerly known as Portion 371,
Parish of Lidsdale, County of Cook)

Reserved Road

Lot 501, Deposited Plan 825541 F.I. 501/825541

Lot 357, Deposited Plan 751651 F.I. 357/751651
(formerly known as Portion 357,
Parish of Lidsdale, County of Cook)

Lot 13, Deposited Plan 751651 F.I. 13/751651
(formerly known as Portion 13,
Parish of Lidsdale, County of Cook)

Reserved Road

Lot 15, Deposited Plan 804929 Book 3401 No. 315

Lot 9, Deposited Plan 804929 Book 3401 No 315

Lot 2, Deposited Plan 702619 Book 3604 No. 382

Lot 6, Deposited Plan 804929 Book 3840 No. 223

Lot 13, Deposited Plan 804929 Book 3840 No 223

Lot 191, Deposited Plan 629212 Book 3604 No 381

Lot 1, Deposited Plan 803655 F.I. 1/803655

Portion 18, Parish of Cox Book 3432 No. 26

3. ACCESS ROAD AND VENTILATION SHAFT

Lot 15, Deposited Plan 262515 F.I. 15/2625157
Lot 1, deposited Plan 585140 Book 3256 No. 753

Lot 182, Deposited Plan 751651 F.I. 182/751651
(formerly known as Portion 182,
Parish of Lidsdale, County of Cook)

Lot 2, Deposited Plan 551636	F.I. 2/551636
Lot 1, Deposited Plan 814854	Resumed Road (no current title)
Lot 2, Deposited Plan 525472	F.I. 2/525472
Lot 352, Deposited Plan 751651 (formerly known as Portion 352, Parish of Lidsdale, County of Cook)	F.I. 352/751651
Lot 178, Deposited Plan 751651 (formerly known as Portion 178, Parish of Lidsdale, County of Cook)	Auto Consol 5552-222
Lot 175, Deposited Plan 751651 (formerly known as Portion 175, Parish of Lidsdale, County of Cook)	Auto Consol 5552-222
Lot 177, Deposited Plan 751651	Vol. 1798 Fol. 147
Portion 425, Parish of Lidsdale	Resumed – see NSW Govt. Gazette 30 January 1976

B. MINING TENEMENTS

(a-c) Clutha Springvale Limited, Samsung Development (Aust) Pty Ltd

(a) SPRINGVALE COAL MINE

1. Exploration Licence No. 4587 (Mining Act 1992)
2. Mining Lease No. 1326 (Mining Act 1992)
3. Coal Lease No. 377 (Coal Mining Act 1973)
4. Mining Lease No. 1303 (Mining Act 1992)

(b) OVERLAND COAL CONVEYOR

5. Mining Purposes Lease No. 314 (Mining Act 1973)
6. Mining Lease Application No. 9 (Orange) (Mining Act 1992)

(c) ACCESS ROAD AND VENTILATION SHAFT

7. Mining Lease No. 1323 (Mining Act 1992)

(d) WESTERN MAIN COLLIERY (Western Main Colliery Pty Limited)

8. Consolidated Coal Lease No. 733 (Coal Mining Act 1973)

SCHEDULE 2

1. General

The Applicant shall carry out the development generally in accordance with:

- a) the Environmental Impact Statement (EIS) prepared by Sinclair Knight & Partners Pty Limited, dated February 1992, and supplementary information submitted by the Applicant, dated April 1992;
- b) pit top modifications shown in drawing SK5300/G/91 dated 29/10/92; shaft site as modified shown in drawing No. CL-S100-G-03 dated 10/11/92 and modified mine layout as shown in drawing SP18, dated 1/12/92;
- c) modification application determined on 11 April 1994;
- d) the Environmental Assessment titled *Bore 8 Dewatering Facility Springvale Colliery Section 75W Modification*, dated September 2012; the associated *Response to Submissions*, dated December 2012 and the incorporated Statement of Commitments;
- e) the Environmental Assessment titled *Section 75W Modification to Development Consent DA 11/92*, dated October 2013; and
- f) conditions of this consent.

- 1A. If there is any inconsistency between the documents identified in condition 1, the more recent documents shall prevail to the extent of the inconsistency. However, the conditions of this consent shall prevail to the extent of any inconsistency.

2. Duration

The Applicant may carry out mining operations until 30 September 2015.

Note: Under this consent, the Applicant is required to rehabilitate the site and perform additional undertakings to the satisfaction of both the Director-General and the Executive Director Mineral Resources. Consequently, this consent will continue to apply in all other respects other than the right to conduct mining operations until the rehabilitation of the site and these additional undertakings have been carried out satisfactorily.

3. Environment Protection Authority

Prior to the commencement of construction of the processed development the Applicant shall obtain from the Environment Protection Authority ("EPA") all statutory approvals and licences as may be required under the Clean Air Act 1961, the Clean Waters Act 1970, and the Noise Control Act 1975, together with such other approvals or licences as may be required under future legislation or regulations for the conduct of the proposed development. The Applicant shall conduct the development in accordance with the terms of such approvals and licences.

4. Department of Water Resources

- a) The Applicant shall contribute data to a regional groundwater resource assessment of the Colliery holding made by the Department of Water Resources. Such assessment shall

include proposals for monitoring the condition of the relevant aquifers by the Applicant.

- b) The Applicant shall consult with the Department of Mineral Resources and monitor the effects of underground mine development, hydrology and hydrogeology of the colliery holding to the satisfaction of the Department of Water Resources.

5. National Parks and Wildlife Services

- a) The Applicant shall undertake an evaluation of the habitat value of the shrub swamps in the colliery holding and the potential effects of subsidence on hydrology and habitat, to the satisfaction of the National Parks and Wildlife Service.
- b) The Applicant shall undertake further flora surveys over the colliery holding as may be required from time to time in conjunction with the monitoring program.
- c) The Applicant shall undertake further archaeological investigation of:
 - i. Carne Creek and its clifflines,
 - ii. Site 2 detailed recording of artefacts,
 - iii. Site 7 excavation, and,provide a report on consultation with the local Aboriginal Land Council on site management.
- d) The Applicant shall undertake further fauna surveys over the colliery holding prior to longwall mining of areas where sensitive habitats are present, as required by the National Parks and Wildlife Service, in consultation with the Department of Mineral Resources.

6. Construction Stage

- a) The Applicant shall not carry out construction activities on proclaimed public holidays.
- b) The Applicant shall limit construction stage disturbance to the minimum area and install temporary fences, as required by the Council.
- c) The Applicant shall implement dust suppression and erosion control measures to the satisfaction of the Greater Lithgow City Council ("the Council").

7. Coal Transportation

- a) The Applicant shall transport all coal to Mt Piper Power Station by overland conveyor after 1 January 1994;
- b) The Applicant may transport up to 50,000 tpa of coal to local domestic market customers by road haulage;
- c) Notwithstanding a) and b), the Applicant may haul 300,000 tonnes of pre-contract coal to Mt Piper Power Station via public roads. Such haulage may be made between 7am and 7pm, Monday to Friday, for period ending 31 December, 1993;
- d) The Applicant shall not transport coal by road under emergency conditions without the

prior consent of the Council;

- e) The Applicant shall transport all export coal by rail from Lidsdale Siding.

8. Overland Conveyor

- a) The portion of the conveyor along Duncan Street opposite the existing residences shall be constructed partly below ground level in a fully enclosed steel tube. The remainder of the conveyor shall be constructed at ground level or elevated to suit various crossing requirements for waterways and rail;
- b) The Applicant shall submit designs and specifications for the conveyor crossing of the Mudgee Road to the Roads and Traffic Authority for its approval;
- c) The Applicant shall provide to the Council details of the landscaping treatment of the overland conveyor;
- d) The Applicant shall provide to the Department of Conservation and Land Management in relation to the construction and maintenance of the conveyor details of measures to minimise soil erosion and sedimentation effects, for its advice;
- e) The Applicant shall consult with all affected landowners regarding the location and provision of stock and vehicular crossings over the overland conveyor. The Applicant shall provide such works at his own cost.

9. Roads

- a) The Applicant shall construct the intersection with the Mudgee Road and pit-top access road to the satisfaction of the Roads and Traffic Authority;
- b) The access road shall be sealed to a two lane standard prior to 1 January 1994;
- c) The Applicant shall construct the intersection and access road from the Mudgee Road to the Coal Washery site in accordance with the RTA Interim Design Guide Type 'A';
- d) The Applicant shall seal the coal washery access road for a distance of at least 20m beyond the nearest affected residence;
- e) The remaining section of the coal washery access road shall be constructed to the standard of an all weather gravel road, to the Council's requirements;
- f) The Applicant shall submit detailed plans and specifications for road works to the Council for approval prior to the commencement of works.

10. Coal Washery Reject Disposal

- a) The Applicant shall meet the requirements of the Department of Mineral Resources and provide to the Council the results of a geotechnical investigation and an engineering specification for each emplacement area;

- b) The Applicant shall within six months of this consent investigate the possibility of combining all rejects in one emplacement and report to the Department of Mineral Resources and to advise the Council.

11. Mining Subsidence

The Applicant shall meet the requirements of the Department of Mineral Resources and adopt such reasonable practices and techniques as will minimise disturbance to any surface features within the identified protection zones.

12. Water Management

The Applicant shall submit to the EPA, prior to commencement of construction a water management plan for each site of the development showing all proposed drainage diversion channels, collection pits and sedimentation dams to be constructed. Such plan shall incorporate the principles of Total Catchment Management.

13. Effluent Disposal

- a) The Applicant shall provide to the EPA upon its request details of the design and capacity of the method of effluent treatment and disposal including data on quality of effluent for disposal;
- b) The Applicant shall obtain the approval of the EPA, the Council and the Department of Health for the effluent disposal method selected for both pit top and coal washery.

14. Potable Water

The Applicant shall provide a supply of potable water to the pit top site and washery site, at its own expense, to the satisfaction of Council

16. Flooding

- a) The Applicant shall obtain the consent of the Department of Conservation and Land Management prior to the destruction of any trees (including sapling, shrubs or scrub) along the bank or within 20m of the bank of the Coxs River;
- b) The Applicant shall undertake an appraisal of the impact of the overland conveyor on the incidence and severity of flooding in the vicinity of Duncan Street, Lidsdale. The results of such an assessment are to be submitted to the Council and the Department of Water Resources, prior to the commencement of construction or such other period as the Council may determine.

17. Landscaping

The Applicant shall submit for the Council's approval at least six months prior to commencement of construction or within such further period as the Council may permit:

- a) A detailed landscaping plan illustrating the establishment of trees and shrubs both prior to and during the construction stage, showing existing stands of vegetation and the location

of plantings around the surface facilities and the rejects emplacement area;

This plan shall incorporate appropriate erosion control and sedimentation control practices for any earthworks associated with the development;

- b) Proposals for the visual appearance of the structural components of the development including paint colours and specifications. Buildings and structures shall be designed so as to present a neat and orderly appearance and to blend as far as possible within the surrounding landscape;
- c) A comprehensive plan of landscape management, which shall include detailed plans, programs to be undertaken, maintenance of all landscape works and plantings and maintenance of building materials and cladding.

18. Parking Facilities

The Applicant shall meet the requirements of the Council to ensure the adequate provision of unloading, loading, manoeuvring and parking of vehicles within the development.

19. Site Rehabilitation

- a) The Applicant shall prepare, within six months of this consent, a comprehensive plan for the staged rehabilitation of all lands disturbed by the development within the colliery holding and the coal washery and reject emplacement. The plan shall be submitted to the Council for its information and to the Department of Mineral Resources for its approval. The plan shall specify contour earthworks, tree screen plantings, grassed areas, means to control leachate from reject emplacements, soil erosion controls, final contours and proposals for maintenance of rehabilitation areas and management of waste disposal, including long term drainage both during and after the cessation of disposal operations, until such time as considered necessary by the Department of Mineral Resources.
- b) The Applicant shall consult and comply with the requirements of the Department of Conservation and Land Management in respect of the preparation and implementation of rehabilitation plans, revegetation programs, soil erosion controls and associated works.
- c) The Applicant shall consult with NSW Agriculture and the Department of Conservation and Land Management concerning selection of appropriate vegetation species, seedling establishment techniques, soil testing and fertilizer selection and application.

19A. Bore 8 – Erosion and Sediment Control Plan

The Applicant shall prepare and implement an Erosion and Sediment Control Plan for Bore 8 to the satisfaction of the Director-General. This Plan must:

- a) be prepared by a suitably qualified and experienced person/s;
- b) be approved by the Director-General prior to the commencement of vegetation clearance or ground disturbance activities caused by construction of Bore 8 or the associated widening of access tracks;
- c) identify activities that could cause soil erosion and generate sediment;

- d) describe measures to minimise soil erosion and the potential transport of sediment off-site;
- e) describe the location, function and capacity of erosion and sediment control structures; and
- f) describe what measures would be implemented to maintain these structures over time.

19B. Bore 8 – Rehabilitation

The Applicant shall prepare and implement a Rehabilitation Management Plan to rehabilitate areas of disturbance caused by construction of Bore 8 or the associated widening of access tracks to the satisfaction of Division of Resources and Energy. This Plan must:

- a) be prepared in consultation with the Department, Office of Environment and Heritage (OEH) and Forests NSW;
- b) be submitted to the Director-General Mineral Resources for approval, prior to 1 August 2013;
- c) describe how the performance of the rehabilitation would be monitored and assessed;
- d) describe measures for soil erosion and sediment control;
- e) provide for progressive rehabilitation of temporarily disturbed areas and final rehabilitation following decommissioning of the Bore 8 facilities; and
- f) include a timetable for the implementation of the components of the Plan.

19C. *Persoonia hindii* Management and Research Program

The Applicant shall prepare and implement a *Persoonia hindii* Management and Research Program. This Program must:

- a) be prepared in consultation with OEH and Forests NSW by suitably qualified and experienced persons whose appointment has been approved by the Director-General;
- b) be submitted for approval to the Director-General prior to the commencement of construction activities for Bore 8 or widening of the access tracks to Bore 8 that involve clearing of *Persoonia hindii* stems (ramets);
- c) include a timetable to undertake surveys and mapping of *Persoonia hindii* to establish its distribution and population across the Newnes Plateau;
- d) include measures for the translocation of all stems (ramets) of *Persoonia Hindii* found in the area of disturbance associated with the widening of access tracks for Bore 8, to nearby areas with similar physical and biological habitat features;
- e) include trials to assess whether such translocated *Persoonia hindii* stems can be successfully returned to their original locations as a component of the rehabilitation of these areas;
- f) include a study of the rhizomatous habit of *Persoonia hindii* and how this may affect the success of the species in translocation and/or re-colonising disturbed areas;
- g) include a monitoring program to study the *Persoonia hindii* stems before and after translocation;
- h) include a monitoring program to measure the ability of the residual *Persoonia hindii* population along the disturbed areas of the Bore 8 access track and construction site to regenerate;

- i) include short and long-term goals to measure the effectiveness of the Program; and
- j) provide for the transfer of information obtained as a result of implementing the Program to OEH, Forests NSW and the Department.

19D. Bore 8 Vegetation Offsets

By the end of December 2016, the Applicant shall do the following to the satisfaction of the Director-General:

- (a) provide an area that is suitable in its vegetation types and extent to satisfactorily offset the residual impacts of clearing 4 ha of native vegetation associated with the construction and use of Bore 8, including the residual impacts on *Persoonia hindii*; and
- (b) make suitable arrangements to manage, protect and provide long-term security for this area.

In determining a suitable residual offset, the Director-General will have regard to the outcomes of the *Persoonia hindii* Management and Research Program, particularly the success of translocation and/or regeneration, and the Applicant's success in implementing the Rehabilitation Management Plan.

20. Lidsdale Road Siding

The Applicant shall undertake a noise impact assessment of the Lidsdale rail siding, according to the requirements of the EPA and implement necessary measures for attenuation of noise.

21. Fire Protection

The Applicant shall:

- a) consult and comply with the reasonable requirements of the Council concerning means to prevent and fight bushfires, including the provision of adequate fire tracks within the colliery holding and the provision of appropriate firefighting facilities and staff;
- b) formulate a program of hazard reduction measures and a detailed contingency plan for coping with bushfires each year, in liaison with the Forestry Commission, the Department of Bush Fire Services, the National Parks and Wildlife Service and the Council.

22. Environmental Monitoring

The applicant shall ensure that the following requirements are met to the satisfaction of the EPA, the Department of Water Resources, Department of Mineral Resources, and the Director of Planning ("the Director"):

- a) Monitoring of air quality (particulate dust and dust concentration), water quality (effluent discharged off-site), noise levels (night-time noise emissions at nearest residences), at points to be selected at the mine site and at the coal washery site and agreed upon by the Applicant and the EPA;

- b) Monitoring of water quality and reporting to the reasonable requirements of the EPA, and the Department of Water Resources;
- c) Monitoring of subsidence induced by longwall mining to the requirements of the Department of Mineral Resources and including monitoring of flora of drainage sensitive ecosystems and hydrology.

22A. Noise Management Plan

The Applicant shall prepare and implement a Noise Management Plan for the development to the satisfaction of the Director-General. This plan must:

- (a) be prepared in consultation with the EPA, and submitted to the Director-General for approval by 28 February 2014, unless otherwise agreed by the Director-General;
- (b) describe the proposed noise management system in detail;
- (c) include a monitoring program that uses quarterly attended monitoring to evaluate the acoustic performance of the development; and
- (d) include a program of noise mitigation actions and/or works to reduce noise emissions from the Springvale Pit Top facilities that includes:
 - installation of improved mufflers and reversing alarm on the stockpile dozer;
 - use of flashing reversing warning signals for use during the night for the stockpile dozer;
 - restriction of the stockpile dozer to the use of second gear while reversing;
 - improved inspection conveyor idlers, and consequent prompt replacement of defective idlers identified by these inspections;
 - installation, prior to the end of December 2014, of effective noise attenuation measures for the Run of Mine conveyor drive building,to the satisfaction of the Director-General.

23. The Applicant shall bear the costs associated with the establishment and operation of all monitoring programs referred to in these conditions, the analysis of data, recording results, and providing information required to all relevant agencies.

24. Annual Report

- a) Within six (6) months of the commencement of the construction of the proposed development, the Applicant shall ascertain the requirements of the Director in relation to an annual report to be submitted to the Director, the EPA, the Council and the Department of Mineral Resources in respect of the performance of the development. Each report shall be in respect of the calendar year ending 31st December and each report shall be submitted by 31st March of the following year. The first report is to be submitted in 1995. The Applicant shall agree to the Council making the reports publicly available.
- b) The annual report shall provide the following information:
 - i. the performance of the development in relation to the EIS, the statutory requirements of public authorities, in particular the EPA, and in relation to the conditions of development consent;

- ii. the implementation and effectiveness of the environmental controls and conditions relating to the development;
- iii. results of environmental monitoring in respects of air, water and noise pollution, groundwater variations in the colliery holding, how these results compare with the predictions in the EIS and whether the results indicate compliance with the conditions of consent and information related to discharges of water (other than uncontaminated stormwater) from the mine site;
- iv. mining operations undertaken during the preceding 12 months;
- v. workforce characteristics of the development;
- vi. modifications to mining operations, if any, to mitigate any adverse environmental impacts;
- vii. socio-economic impact of the development other than covered in (v) above;
- viii. results of subsidence monitoring and subsidence impacts upon the natural environment, and measures implemented to rectify any damage caused.

25. Environmental Officer

The Applicant shall employ or contract the services of an Environmental Officer whose qualifications are acceptable to the Department of Mineral Resources for the proposed development to be responsible for ensuring that all environmental safeguards proposed for the development and as required by this consent and other statutory approvals are enforced and monitored from the commencement of construction.

26. Infrastructure Contribution

The Applicant shall negotiate and pay to the Council a contribution, pursuant to Section 94 of the Environmental Planning and Assessment Act, for Community Services/Facilities for Council to utilise in the upgrading of facilities provided and to be provided in the City of Greater Lithgow, as a result of the development.

The first payment is due in 1995 on the anniversary of this consent and the remaining three other payments on the successive anniversaries of the Consent.

The basis of the contribution shall be a contribution per employee based on the number of employees on the Company payroll at the anniversary of this consent in 1995.

The amount of the contribution shall be finalised by 30 September 1992. Condition 29 shall apply for dispute resolution should the parties fail to reach agreement.

27. Rental Housing

The Applicant shall liaise with the Council to monitor local housing demand during the

construction stage of the project and in the event of a shortage of rental accommodation liaise with the Council, with a view to providing additional temporary accommodation facilities for use by its construction workforce.

28. Approvals to Council

The Applicant shall forward to the Council copies of all environmental and planning approvals of authorities related to the development.

29. Dispute Resolution

Any dispute arising between any of the parties in respect of the above conditions shall be referred to the Minister for Planning for resolution.

30. Western Main Colliery

- a) The Applicant shall undertake all necessary water pollution control measures, to the satisfaction of the EPA, to minimise contaminated water discharge from the site in wet weather conditions.
- b) The Applicant shall carry out all practical measures to minimise water pollution and siltation from the Western Main Colliery Site used for the relocated overland conveyor route, according to the requirements of the Department of Conservation and Land Management and the EPA.

31. Shafts Site

The Applicant shall meet the requirements of Pacific Power in respect of the use of its Ash Dam Access Road for the period of construction and for maintenance of the proposed ventilation shafts.

32. Revised Pit Top

The Applicant shall carry out water pollution and siltation control measures according to the revised pit top arrangements, to the satisfaction of the EPA and the Department of Conservation and Land Management.

33. Fish River Water Supply

The Applicant shall forward copies of plans of the overland conveyor for review in respect of the Fish River Pipeline and concurrence if required by the Fish River Water Supply Operations Manager, prior to commencement of construction.

34. Erosion and Sediment Control Plan

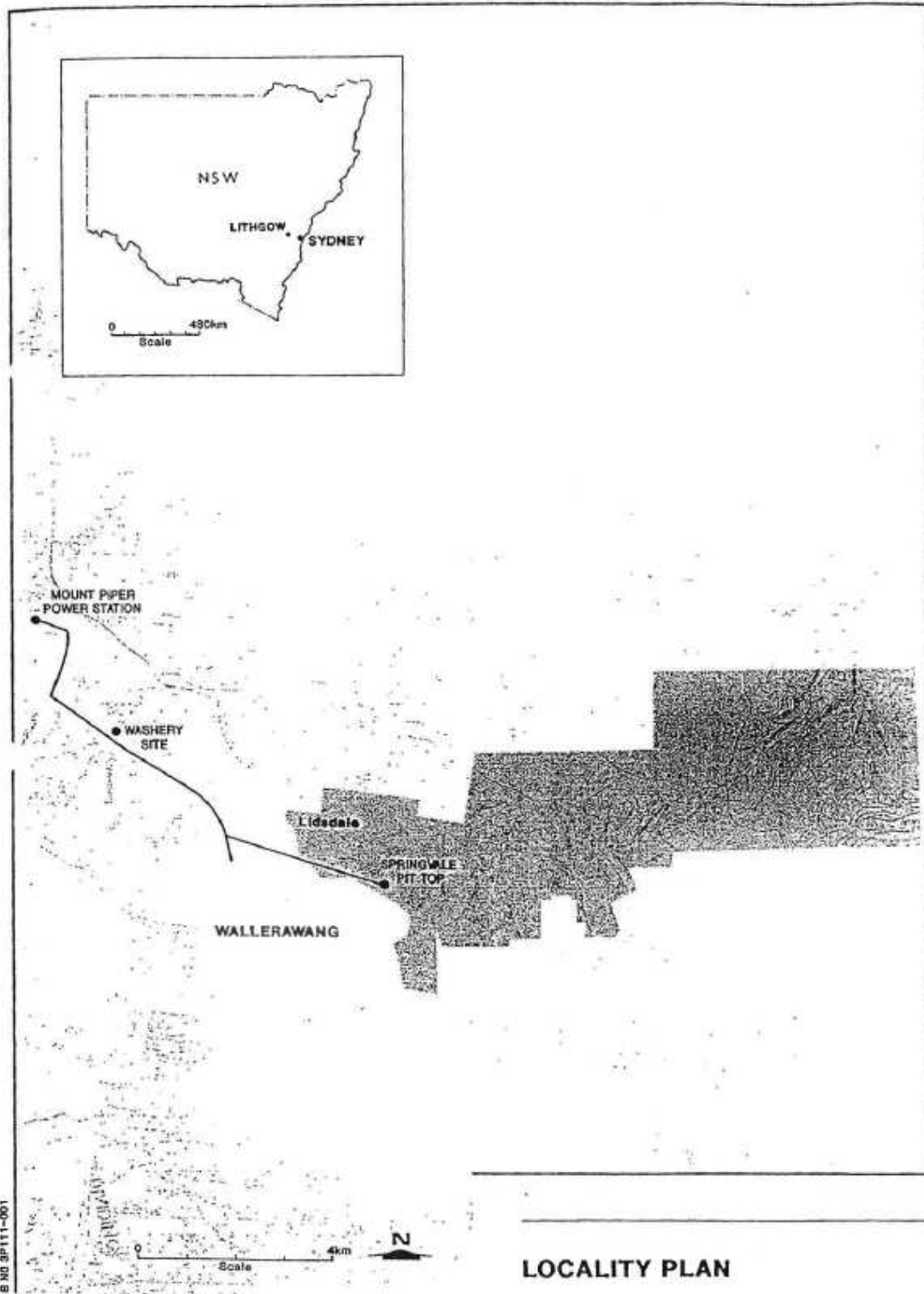
The Applicant shall submit an erosion and sediment control plan (using temporary, operational phase and permanent works) for each phase of the operation prior to commencement of any earthworks to the Department of Conservation and Land Management for concurrence.

35. Additional Archaeological Survey

The Applicant shall undertake an archaeological survey of the modified conveyor route and the ventilation shaft site, prior to commencement of construction and report results of surveys to the National Parks and Wildlife Service.

NOTE: This approval does not relieve the Applicant of the obligation to obtain any other approval under the Local Government Act, 1919, as amended, the ordinances made thereunder (including approval of building plans), or any other Act.

DRAFT



[illegible]

Land District - Lithgow; City - Greater Lithgow
County - Cook; Parishes - Lidesdale and Merangaroo

SPRINGVALE COAL
LEASE AREA

Drawn: P. COLLINS	Revised: 26-4-1992	Drug No: SP-55
A.C.W. 082 984 428	Approved:	
Date: 17-7-1992	Seals:	