

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.



Jessie Evans
Director - Resource Assessments

Sydney

25 January 2022

SCHEDULE 1

The development consent (DA 305-7-2003) for the Wambo Coal Mine, granted by the Minister for Infrastructure and Planning (Planning Administration) on 4 February 2004.

SCHEDULE 2

1. Delete Schedule 1 and replace with the following:

Development Application:	DA 305-7-2003
Applicant	Wambo Coal Pty Limited;
Consent Authority:	Minister for Infrastructure and Planning;
Land:	See Appendix 1;
Development:	Wambo Coal Mine

2. In the list of DEFINITIONS, delete the following terms and their definitions: "Department", "DRG", "DSC", "Heritage Branch", "Minister" and "RMS" and insert the following in alphabetical order:

Dams Safety NSW	Dams Safety NSW within the Department
Department	NSW Department of Planning and Environment
Heritage NSW	Heritage Branch of the Department of Premier and Cabinet
MEG	Mining, Exploration and Geoscience within Regional NSW
Minister	NSW Minister for Planning, or delegate
Modification 18	The modification to the development as described in Modification Report (Mod 18)
Modification Report (Mod 18)	The modification application DA 305-7-2003 MOD 18 and accompanying documents titled <i>Longwall 24 First Workings Modification: Modification Report</i> , dated November 2021
TfNSW	Transport for New South Wales

3. Delete all references to "the Heritage Branch" and replace with "Heritage NSW".

4. Delete all references to "DRG" and replace with "MEG".

Delete all references to "DSC" and replace with "Dams Safety NSW".

5. Delete all references to "RMS" and replace with "TfNSW".
6. In condition A2(c) of Schedule 2:
 - after "EA (Mod 17)" delete the word "and" and insert a comma; and
 - after the words "EA (Mod 16)", insert the words "and Modification Report (Mod 18)".
7. In Table 3 and Table 4 of Schedule 2, remove the rows relating to receiver R019.
8. In condition B90 of Schedule 2, after the words "in accordance with", delete the words "Heritage Branch" and replace with "Heritage NSW".
9. In condition B105 of Schedule 2, after the words "must rehabilitate the site", delete the words "to the satisfaction of the Resources Regulator" and replace with "in accordance with the conditions imposed on the mining lease(s) associated with the development under the *Mining Act 1992*".
10. In condition B108 of Schedule 2, after the words "for all land disturbed by the development", delete the words "to the satisfaction of the Resources Regulator" and replace with "in accordance with the conditions imposed on the mining lease(s) associated with the development under the *Mining Act 1992*".
11. Delete conditions B109 and B110 of Schedule 2, including the subsequent note.
12. Delete conditions C1, including Table 11, and C10 to C17 of Schedule 2 (inclusive).
13. In conditions D8 and D9 of Schedule 2, delete the words "to compliance@planning.nsw.gov.au" and insert "via the Department's Major Projects Website".
14. In Appendix 3, delete Figure 3, including the description, and insert the following:

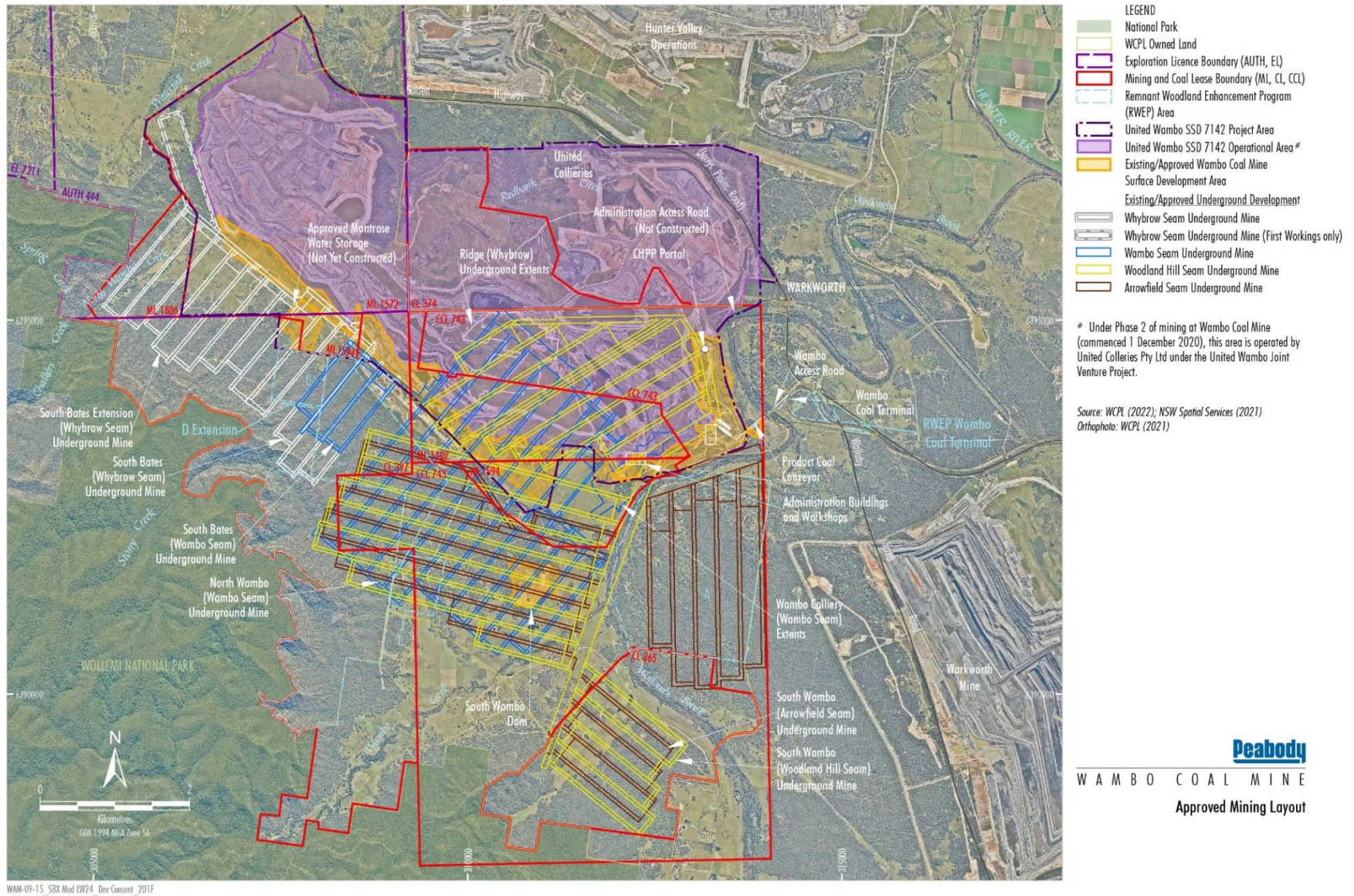


Figure 3: Approved Underground Mine Plan

End of Modification