

Notice of Modification

Section 75W of the *Environmental Planning and Assessment Act 1979*

As delegate for the Minister for Planning and Infrastructure, the Planning Assessment Commission (the Commission) modifies the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.

Member of the Commission

Member of the Commission

Sydney

2010

SCHEDULE 1

The development consent (DA 73-11-98) for the Newstan Colliery, granted by the Minister for Urban Affairs and Planning on 14 May 1999.

SCHEDULE 2

1. In the first paragraph of condition 1.1, delete all text after "December 2011;" and insert:
 - g) the modification application DA 73-11-98 – MOD 5 and accompanying Environmental Assessment entitled *Newstan Colliery Modification 5 Environmental Assessment*, dated September 2011; and
 - h) the conditions of this consent.