



SSD Modifications

Date Submitted: 24/10/2025

Project Name: MOD 10 - Water Management Changes
Case ID: DA80/10060-Mod-10

Applicant Details

Project Owner Info

Title	Mr.
First Name	Robert
Last name	Setter
Role/Position	Environment Licensing and Approvals
Phone	0438447848
Email	robert.setter@energyaustralia.com.au
Address	350 BOULDER ROAD PORTLAND , New South Wales, 2847 , AUS

Company Info

Are you applying as a company/business?

Yes

Company Name	ENERGYAUSTRALIA NSW PTY LTD
ABN	75163935635

Primary Contact Info

Are you the primary contact?

No

Select a Primary contact from the list below

Ben.eastwood@energyaustraliansw.com.au

Political Donations

Do you need to disclose a political donation?

No

Modification Details

Project Info

Project Name	MOD 10 - Water Management Changes
Additional Estimated Development Cost (excl GST)	AUD20,000,000.00
Additional Operation Jobs	0
Additional Construction Jobs	0
Additional Dwellings	0

Modification Description

- Increase capacity of the Coal Settling Pond.- Installing of additional pollution control structures.- Improve efficiency of coal handling.- Amend environmental monitoring reporting period to align with financial year.

How is the modification substantially the same as the original development?

It is substantially the same as it is an upgrade to already existing and approved water management structures/system and is of minimal environmental impact.

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Site Details

Site Information

Site Name	Mount Piper Power Station
Site Address (Street number and name)	Mount Piper, New South Wales, Australia

Local Government Area

Local Government	District Name	Region Name	Primary Region
Lithgow City		Central West and Orana	☒

Landowner’s Consent

Is the applicant the sole owner of the land?
Yes
Does the modification application relate to land owned by a Local Aboriginal Land Council?
No

Statutory Context

Modification Type
Section 4.55(2) – other modification, where the development as originally approved remains the substantially the same

Critical Habitat and Threatened Species

Is the land, or part of the land, critical habitat?
No
Is the development likely to significantly affect threatened species, populations or ecological communities, or their habitats?
No
Is the development biodiversity compliant? (refer to [section 28 of the Environmental Planning and Assessment Regulation 2021](#))
Yes

Sustainable Buildings SEPP

Is the development exempt from the [State Environmental Planning Policy \(Sustainable Buildings\) 2022 Chapter 3](#), relating to non-residential buildings?

- The DA was submitted on the NSW Planning Portal before 1st October 2023.
- The DA was submitted on the NSW Planning Portal on or after 1st October 2023 but was deemed exempt due to the reasons outlined in Chapter 3.1.

Yes
Have all the requirements of the [State Environmental Planning Policy \(Sustainable Buildings\) 2022](#) been met for the development that is the subject of this Modification Application?
No

Other Requirements

Is the modification application accompanied by a biodiversity development assessment report (BDAR)?
Yes
Are different biodiversity credits proposed to be used as offsets in accordance with the variation rules under the Biodiversity Conservation Act 2016?
No
Does the modification application relate to residential apartment development and was the original development application required to be accompanied by a design verification statement from a qualified designer [Section29 \(1\) of the Environmental Planning and Assessment Regulation 2021](#) ?
No
Does this modification application relate to a development for which the original development application was required to be accompanied (or in the case of BASIX optional development, was accompanied) by a BASIX certificate or BASIX certificates?
No

Approvals - Part1

A permit under Section [201](#), [205](#) or [219](#) of the [Fisheries Management Act 1994](#)?*
No
An approval under [Part 4](#), or an excavation permit under [Section 139](#), of the [Heritage Act 1977](#)?*
No
An Aboriginal heritage impact permit under [Section 90](#) of the [National Parks and Wildlife Act 1974](#)?*
No
A bush fire safety authority under [Section 100B](#) of the [Rural Fires Act 1997](#)?*
No
A water use approval under [Section 89](#), a water management work approval under [Section 90](#) or an activity approval under [Section 91](#) of the [Water Management Act 2000](#)?*
No

Approvals - Part2

Do you require any of the following approvals from [Section 4.42](#) of the Environmental Planning and Assessment Act 1979, in order to carry out the development:

An aquaculture permit under [Section 144](#) of the [Fisheries Management Act 1994](#)?*
No
An approval under [Section 15](#) of the [Mine Subsidence Compensation Act 1961](#)?*
No
A mining lease under the [Mining Act 1992](#)?*
No

A petroleum production lease under the [Petroleum \(Onshore\) Act 1991](#)?*

No

An environment protection licence under [Chapter 3](#) of the [Protection of the Environment Operations Act 1997](#) (for any of the purposes referred to in [Section 43](#) of that Act)?*

Yes

A consent under [Section 138](#) of the [Roads Act 1993](#)?*

No

A licence under the [Pipelines Act 1967](#)?*

No

Modification Report and Attachments

Attachments

File Name	20251024_MPPS MOD10 Modification Report_V4_Final
File Name	Appendix A - MPPS MOD10 BDAR
File Name	Appendix B - MPPS MOD10 Archaeological Technical Report
File Name	Appendix C - MPPS MOD10 CSP Technical Report Sizing Review
File Name	Appendix D - MPPS MOD10 Mitigation Measures