

Notice of decision – Mt Piper Power Station Project (MP80_10060 MOD 10)

Section 2.22 and clause 20 of Schedule 1 of the *Environmental Planning and Assessment Act 1979*

Application type	Development modification
Application number and project name	Mount Piper Power Station Project (DA80/10060-Mod-10)
Applicant	EnergyAustralia NSW Pty Ltd
Consent Authority	Minister for Planning and Public Spaces

Decision

The Director – Resource Assessments, under delegation from the Minister for Planning, Housing and Infrastructure, under section 4.55(2) of the *Environmental Planning and Assessment Act 1979* (**the Act**) approved the modification to the Mount Piper Power Station Project (project) subject to the recommended conditions.

A copy of the Department of Planning, Housing and Infrastructure (Department)'s Assessment Report, Instrument of Modification and conditions as modified is available at <https://www.planningportal.nsw.gov.au/major-projects/projects/mod-10-water-management-changes>.

Date of decision

11 June 2026

Reasons for decision

The following matters were taken into consideration in making this decision:

- the relevant matters listed in section 4.15 of the Act and the additional matters listed in the statutory context section of the Department's assessment report;
- the prescribed matters under the *Environmental Planning and Assessment Regulation 2021*;
- the reasons given by the consent authority for the grant of the original approval;
- the objects of the Act;
- all information submitted with the modification application during the assessment and information considered in the Department's Assessment Report;
- the findings and recommendations in the Department's Assessment Report; and
- the submissions made concerning the modification.

The findings and recommendations set out in the Department's Assessment Report were accepted and adopted as the reasons for making this decision.

The decision maker was satisfied that the development to which the approval as modified relates is substantially the same development as the development authorised by the approval (as last modified).

The key reasons for approving the modification application are as follows:

- the modification would facilitate improved water management at the site and result in environmental benefits to the receiving environment by reducing uncontrolled and untreated discharges to Wangcol Creek;
- the issues raised by the government agencies have been considered and adequately addressed in the Department's Assessment Report and through the recommended conditions;
- the impacts on the community and the environment can be appropriately minimised, managed or offset to an acceptable level, in accordance with applicable NSW Government policies and standards; and
- weighing all relevant considerations, the modification is in the public interest.