

Ms Chloe Annandale
Environmental Advisor
Suite 1
426 King Street
Newcastle West, NSW, 2302

15/03/2021

Dear Ms Annandale

**Mount Pleasant Open Cut Coal Mine (DA 92/97)
Out of Hours Work Protocol**

I refer to the Out of Hours Work Protocol (OHWP) that was submitted by MACH Energy Australia Pty Ltd (MACH Energy) on 1 March 2021, in accordance with condition 44G of Schedule 3 of the consent for the Mount Pleasant Open Cut Coal Mine (DA 92/97).

The Department is satisfied that the OHWP for the MOD 4 construction works outside of the Mining Lease Boundary and outside the Standard Construction Hours meets the criteria outlined in Condition 44G of Schedule 3 of the development consent.

Accordingly, the Secretary has approved the OHWP in accordance with Condition 44G of Schedule 3, subject to the conditions outlined below:

Unless otherwise agreed by the Secretary, MACH Energy must:

- *provide a copy of the OHWP to residents who may be affected by the noise generated by the MOD 4 out of hours construction works; and*
- *undertake follow up consultation with residents who may be affected by the noise generated by the MOD 4 out of hours construction works. Evidence and details of any consultation outcomes, as required by Condition 15 of Schedule 2 of DA 92/97, must be included in the Annual Review.*

For the sake of clarity, I wish to confirm that the MOD 4 out of hours construction works included in the OHWP may commence from the date of this letter, subject to compliance with the development consent, the OHWP and the above conditions.

The Department notes that further approval of the Secretary will be required if MACH Energy wishes to make any further changes to the OHWP or undertake any MOD 4 construction works not included in the OHWP that are outside of the Mining Lease Boundary and outside the Standard Construction Hours.

It is requested that MACH Energy place the approved OHWP on the project website at your earliest convenience.

If you wish to discuss the matter further, please contact Tegan Cole via email at Tegan.Cole@planning.nsw.gov.au.

Yours sincerely



Matthew Sprott
Director
Resource Assessments (Coal & Quarries)
as nominee of the Secretary