

Notice of Modification

Section 96(1A) of the *Environmental Planning and Assessment Act 1979*

I modify the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



David Kitto
Director Major Development Assessments
(as Delegate for the Minister for Planning)

Sydney **27 NOVEMBER** 2009

SCHEDULE 1

The development consent (DA 97/800) for the Mandalong Coal Mine, (then known as the Cooranbong Colliery extension) granted by the Minister for Urban Affairs and Planning on 14 October 1998.

SCHEDULE 2

1. Delete the abbreviations for DECC, DPI, and DWE and their definitions from the table titled "Abbreviations and definitions" in Schedule 2 and insert in alphabetical order the following:

DECCW	Department of Environment, Climate Change and Water
DII	Department of Industry and Investment
NOW	DECCW's Office of Water
2. Delete all references to "DECC" from Schedule 2 and replace with "DECCW".
3. Delete all references to "DPI" from Schedule 2 and replace with "DII".
4. Delete all reference to "DWE" from Schedule 2 and replace with "NOW".
5. Delete condition 1 (viii) of Schedule 2 and replace with:
 - (viii) the modification application DA 97/800 – MOD 5 and accompanying Statement of Environmental Effects entitled *Washing of Mandalong Coal at Newstan Section 96(1A) Application Statement of Environmental Effects*, dated October 2009; and
 - (ix) the conditions of this consent.
6. In condition 1A of Schedule 2:
 - (a) insert the words "a year" after the words "product coal", wherever occurring; and
 - (b) insert the words "plus up to an additional 400,000 tonnes of ROM coal between 20 November 2009 and 1 March 2010" after the words "overland conveyor".