

# Major Projects application



NSW GOVERNMENT  
Department of Planning

Date received: 29/1/07

Project Application No. 05-0021-1

## 1. Before you lodge

This form is required to apply for the approval of the Minister to carry out a Project to which Part 3A of the *Environmental Planning and Assessment Act, 1979* (the Act) applies.

Before lodging this application, it is recommended that you first consult with the Department of Planning (the Department) concerning your Project.

Please be aware that you may need to conduct a Planning Focus Meeting before lodging this application involving the Department, relevant agencies, Council or other groups identified by the Department. If you are required to conduct a Planning Focus Meeting, you will need to provide details and outcomes arising from the meeting.

To ensure that your application is accepted as being duly made, you must

- complete ALL parts of this form, **and**
- submit all relevant information required by this form.

**All applications must be lodged with the Director-General, by courier or mail.**

Ground floor, 23-33 Bridge Street, SYDNEY NSW 2000  
GPO Box 39 SYDNEY NSW 2001  
DX 10181 Sydney Stock Exchange  
t: 02 9228 6111  
f: 02 9228 6455

## 2. Details of the proponent

Company/organisation/agency

Wilpinjong Coal Pty Ltd

ABN

104 594 694

☒ Mr ☐ Ms ☐ Mrs ☐ Dr ☐ Other

Wilpinjong General Manager

First name

Keith

Family name

Downham

STREET ADDRESS

Unit/street no.

Level 9, 1

Street name

York Street

Suburb or town

Sydney

State

NSW

Postcode

2000

POSTAL ADDRESS (or mark 'as above')

Locked Bag 2005

Suburb or town

Mudgee

State

NSW

Postcode

2850

Daytime telephone

(02) 63734648

Fax

(02) 8080 8170

Mobile

0428 289 811

Email

kdownham@excelcoal.com.au

### 3. Identify the land you propose to develop

#### STREET ADDRESS

Unit/street no.

Street or property name

Suburb, town or locality

Postcode

Local government area

#### REAL PROPERTY DESCRIPTION

OR: detailed description of land attached: ☒

The real property description is found on a map of the land or on the title documents for the land. If you are unsure of the real property description, you should contact the Department of Lands.

Please ensure that you place a slash (/) to distinguish between the lot, section, DP and strata numbers. If the Major Project applies to more than one piece of land, please use a comma to distinguish between each real property description.

**Where the Major Project is subject to Clause 8F of the *Environmental Planning and Assessment Regulation 2000* and in lieu of completing the above, a description or detailed plan of the land affected must be included with the documents required with Part 4 below.**

### 4. Proposed Major Project – Description and other Requirements

Provide a brief title for your Project that includes all significant components. If the application relates to only part of a Project, include a clear title that describes the relevant part.

Wilpinjong Coal Project (Project Approval No. 05-0021) – Proposed Modification to the Mine Access Route and Blasting Frequency.

Is the application related only to a part of a Project? ☒ Yes ☐ No

**You are also required to provide a Project Description Report and address any matters required by the Director-General in accordance with 75E of the Act. Failure to do so may lead to your application being rejected.**

Is a Project Description attached:

Hard copy: ☒ Yes ☐ No

Electronic version: ☒ Yes ☐ No

(NB: An electronic copy is required as all applications must be provided on the Department's website. You should contact the Department on the correct electronic format).

Is the Project Description Report consistent with the requirements of any Guideline produced by the Department (including any draft)? ☐ Yes ☐ No

Does the Project Description Report include additional matters required by the Director-General, such as evidence of a Planning Focus Meeting and consultation? ☐ Yes ☐ No

#### CONCEPT APPROVAL

If you are applying for a **concept approval**, the Department's *Concept Approval Guideline* should be consulted and the matters identified therein must be addressed as part of your application.

Does the Project Description Report submitted address the relevant guidelines for Concept Approvals? ☐ Yes ☐ No

#### FULL TIME EQUIVALENT JOBS

Please indicate the number of jobs created by the proposed Major Project. This should be expressed as a proportion of full time jobs over a full year.

Construction jobs (full-time equivalent)

200

Operational jobs (full-time equivalent)

100 (162 at peak production)

## 5. Approvals from state agencies

Does the proposed Major Project require any of the following: (tick all appropriate)

- ☐ an aquaculture permit under section 144 of the *Fisheries Management Act 1994*
- ☐ an approval under section 15 of the *Mine Subsidence Compensation Act 1961*
- ☐ a mining lease under the *Mining Act 1992*
- ☐ a production lease under the *Petroleum (Onshore) Act 1991*
- ☐ 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)
- ☐ a consent under section 138 of the *Roads Act 1993*

## 6. Application fee

You are required to pay a fee for the assessment of a Major Project. This fee is based on the estimated cost of the Major Project.

The Department requires that you pay a proportion of the total fee with this application and you should consult with the Department before lodging this application to determine the proportion to be paid.

Estimated Project Cost

N/A

## 7. Owner's Consent

As the owner(s) of the above property, I/we consent to this application being made on our behalf by the Proponent:

Signature

Name

Date

Signature

Name

Date

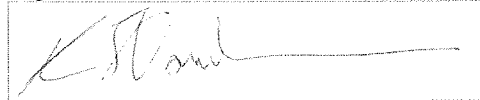
Note: The Department will not accept an application for a Major Project without having the signature of the owner of the land, **unless** the Major Project is subject to Clause 8F of the *Environmental Planning and Assessment Regulation 2000*.

## 8. Proponent's Signatures

As the proponent(s) of the proposed Major Project and in signing below, I/we hereby:

- provide a description of the proposed Project and address all matters required by the Director-General pursuant to Section 75E of the Act, and
- apply, subject to satisfying Clause 8D of the *Environmental Planning and Assessment Regulation 2000*, for the Director-General Environmental Assessment Requirements pursuant to Part 3A of the *Environmental Planning and Assessment Act 1979*, and
- declare that all information contained within this application is accurate at the time of signing.

Signature



Name

Keith Downham

Date

24/01/2007

In what capacity are you signing if you are not the proponent

Name, if you are not the proponent

# **APPENDIX 1** **SCHEDULE OF LAND**

## **Freehold Land**

| Property              | Owner                | Property          | Owner                |
|-----------------------|----------------------|-------------------|----------------------|
| Lot 10 DP 703223      | Cumbo Coal Pty. Ltd. | Lot 1 DP 727117   | Cumbo Land Pty. Ltd. |
| Lot 123 DP 755425     | Cumbo Coal Pty. Ltd. | Lot 100 DP 755454 | Cumbo Land Pty. Ltd. |
| Lot 124 DP 755425     | Cumbo Coal Pty. Ltd. | Lot 109 DP 755454 | Cumbo Land Pty. Ltd. |
| Lot 2 DP 720305       | Cumbo Coal Pty. Ltd. | Lot 110 DP 755454 | Cumbo Land Pty. Ltd. |
| Lot 3 DP 583254       | Cumbo Coal Pty. Ltd. | Lot 116 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 3 DP 755425       | Cumbo Coal Pty. Ltd. | Lot 12 DP 755425  | Cumbo Land Pty. Ltd. |
| Lot 5 DP 703225       | Cumbo Coal Pty. Ltd. | Lot 128 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 90 DP 755425      | Cumbo Coal Pty. Ltd. | Lot 13 DP 755425  | Cumbo Land Pty. Ltd. |
| Lot 93 DP 755425      | Cumbo Coal Pty. Ltd. | Lot 14 DP 755425  | Cumbo Land Pty. Ltd. |
| Pt. Lot 237 DP 724588 | Cumbo Coal Pty. Ltd. | Lot 142 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 1 DP 724617       | Cumbo Creek Pastoral | Lot 143 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 1 DP 728756       | Cumbo Creek Pastoral | Lot 144 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 105 DP 755425     | Cumbo Creek Pastoral | Lot 145 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 11 DP 703223      | Cumbo Creek Pastoral | Lot 146 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 122 DP 755425     | Cumbo Creek Pastoral | Lot 148 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 125 DP 755425     | Cumbo Creek Pastoral | Lot 149 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 133 DP 755425     | Cumbo Creek Pastoral | Lot 150 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 134 DP 755425     | Cumbo Creek Pastoral | Lot 151 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 135 DP 755425     | Cumbo Creek Pastoral | Lot 152 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 136 DP 755425     | Cumbo Creek Pastoral | Lot 153 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 137 DP 755425     | Cumbo Creek Pastoral | Lot 156 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 138 DP 755425     | Cumbo Creek Pastoral | Lot 157 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 139 DP 755425     | Cumbo Creek Pastoral | Lot 158 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 140 DP 755425     | Cumbo Creek Pastoral | Lot 160 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 141 DP 755425     | Cumbo Creek Pastoral | Lot 183 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 161 DP 755425     | Cumbo Creek Pastoral | Lot 184 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 18 DP 755425      | Cumbo Creek Pastoral | Lot 186 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 25 DP 755425      | Cumbo Creek Pastoral | Lot 187 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 27 DP 755425      | Cumbo Creek Pastoral | Lot 188 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 35 DP 755425      | Cumbo Creek Pastoral | Lot 194 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 40 DP 755425      | Cumbo Creek Pastoral | Lot 195 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 50 DP 755425      | Cumbo Creek Pastoral | Lot 196 DP 755425 | Cumbo Land Pty. Ltd. |
| Lot 53 DP 755425      | Cumbo Creek Pastoral | Lot 26 DP 755425  | Cumbo Land Pty. Ltd. |
| Lot 54 DP 755425      | Cumbo Creek Pastoral | Lot 31 DP 755454  | Cumbo Land Pty. Ltd. |
| Lot 66 DP 654143      | Cumbo Creek Pastoral | Lot 34 DP 755425  | Cumbo Land Pty. Ltd. |
| Lot 71 DP 755425      | Cumbo Creek Pastoral | Lot 35 DP 755454  | Cumbo Land Pty. Ltd. |
| Lot 75 DP 755425      | Cumbo Creek Pastoral | Lot 37 DP 755425  | Cumbo Land Pty. Ltd. |
| Lot 76 DP 755425      | Cumbo Creek Pastoral | Lot 41 DP 583255  | Cumbo Land Pty. Ltd. |
| Lot 79 DP 755425      | Cumbo Creek Pastoral | Lot 42 DP 583255  | Cumbo Land Pty. Ltd. |
| Lot 9 DP 755425       | Cumbo Creek Pastoral | Lot 43 DP 583255  | Cumbo Land Pty. Ltd. |
| Lot 94 DP 755425      | Cumbo Creek Pastoral | Lot 44 DP 583255  | Cumbo Land Pty. Ltd. |
| Lot 95 DP 755425      | Cumbo Creek Pastoral | Lot 44 DP 755425  | Cumbo Land Pty. Ltd. |
| Pt. Lot 132 DP 755425 | Cumbo Creek Pastoral | Lot 45 DP 755425  | Cumbo Land Pty. Ltd. |
| Lot 1 DP 112124       | Cumbo Land Pty. Ltd. | Lot 45 DP 755454  | Cumbo Land Pty. Ltd. |
| Lot 1 DP 583254       | Cumbo Land Pty. Ltd. | Lot 46 DP 755454  | Cumbo Land Pty. Ltd. |
| Lot 49 DP 755425      | Cumbo Land Pty. Ltd. | Lot 48 DP 755454  | Cumbo Land Pty. Ltd. |

| Property              | Owner                | Property             | Owner                   |
|-----------------------|----------------------|----------------------|-------------------------|
| Lot 49 DP 755454      | Cumbo Land Pty. Ltd. | Lot 14 DP 755454     | Cumbo Land Pty. Ltd.    |
| Lot 55 DP 755425      | Cumbo Land Pty. Ltd. | Lot 15 DP 755454     | Cumbo Land Pty. Ltd.    |
| Lot 56 DP 755425      | Cumbo Land Pty. Ltd. | Lot 17 DP 755454     | Cumbo Land Pty. Ltd.    |
| Lot 57 DP 755425      | Cumbo Land Pty. Ltd. | Lot 18 DP 755454     | Cumbo Land Pty. Ltd.    |
| Lot 57 DP 755455      | Cumbo Land Pty. Ltd. | Lot 182 DP 755425    | Cumbo Land Pty. Ltd.    |
| Lot 59 DP 755425      | Cumbo Land Pty. Ltd. | Lot 19 DP 755454     | Cumbo Land Pty. Ltd.    |
| Lot 70 DP 755425      | Cumbo Land Pty. Ltd. | Lot 22 DP 755454     | Cumbo Land Pty. Ltd.    |
| Lot 72 DP 755454      | Cumbo Land Pty. Ltd. | Lot 23 DP 755454     | Cumbo Land Pty. Ltd.    |
| Lot 83 DP 755425      | Cumbo Land Pty. Ltd. | Lot 24 DP 755454     | Cumbo Land Pty. Ltd.    |
| Lot 95 DP 755455      | Cumbo Land Pty. Ltd. | Lot 3 DP 755454      | Cumbo Land Pty. Ltd.    |
| Lot 96 DP 755455      | Cumbo Land Pty. Ltd. | Lot 46 DP 755425     | Cumbo Land Pty. Ltd.    |
| Pt. Lot 1 DP 1078866  | Cumbo Land Pty. Ltd. | Lot 47 DP 755454     | Cumbo Land Pty. Ltd.    |
| Pt. Lot 131 DP 755425 | Cumbo Land Pty. Ltd. | Lot 5 DP 755454      | Cumbo Land Pty. Ltd.    |
| Pt. Lot 69 DP 755455  | Cumbo Land Pty. Ltd. | Lot 52 DP 755425     | Cumbo Land Pty. Ltd.    |
| Pt. Lot 89 DP 755455  | Cumbo Land Pty. Ltd. | Lot 58 DP 755425     | Cumbo Land Pty. Ltd.    |
| Pt. Lot 92 DP 755425  | Cumbo Land Pty. Ltd. | Lot 6 DP 703225      | Cumbo Land Pty. Ltd.    |
| Lot 1 DP 703224       | Cumbo Land Pty. Ltd. | Lot 6 DP 755454      | Cumbo Land Pty. Ltd.    |
| Lot 10 DP 755454      | Cumbo Land Pty. Ltd. | Lot 78 DP 755425     | Cumbo Land Pty. Ltd.    |
| Lot 104 DP 755454     | Cumbo Land Pty. Ltd. | Lot 80 DP 755425     | Cumbo Land Pty. Ltd.    |
| Lot 106 DP 755425     | Cumbo Land Pty. Ltd. | Lot 87 DP 755425     | Cumbo Land Pty. Ltd.    |
| Lot 11 DP 755454      | Cumbo Land Pty. Ltd. | Lot 88 DP 755425     | Cumbo Land Pty. Ltd.    |
| Lot 114 DP 42127      | Cumbo Land Pty. Ltd. | Lot 9 DP 755454      | Cumbo Land Pty. Ltd.    |
| Lot 12 DP 703223      | Cumbo Land Pty. Ltd. | Lot 1 DP 653565      | M Bloom & R Beheit      |
| Lot 12 DP 755454      | Cumbo Land Pty. Ltd. | Pt. Lot 1 DP 755455  | RWB & NJ & DB Reid      |
| Lot 13 DP 703223      | Cumbo Land Pty. Ltd. | Pt. Lot 52 DP 755454 | Ulan Coal Mines Limited |
| Lot 13 DP 755454      | Cumbo Land Pty. Ltd. | Pt. Lot 68 DP 755454 | Ulan Coal Mines Limited |

#### Crown Lands

| Property          | Owner      |
|-------------------|------------|
| Lot 115 DP 42127  | Crown Land |
| Lot 147 DP 755425 | Crown Land |
| Lot 233 DP 723412 | Crown Land |
| Lot 234 DP 723412 | Crown Land |
| Lot 235 DP 723412 | Crown Land |
| Lot 77 DP 755425  | Crown Land |
| Lot 84 DP 755425  | Crown Land |
| Lot 91 DP 755425  | Crown Land |
| Lot 97 DP 755425  | Crown Land |

#### Other Lands

Crown Roads, Council Roads and property under the control of the State Rail Authority have been identified and are shown on the attached plan (00567A).