



SITE: 12 Ulan-Wollar Road, Ulan NSW 2850  
POSTAL: Locked Bag 2003 Mudgee NSW 2850  
PHONE: +61 2 6376 1500  
FAX: +61 2 6376 1599  
WEBSITE: [www.moolarbencoal.com.au](http://www.moolarbencoal.com.au)  
ABN: 59 077 939 569

14 August 2020

The Secretary  
NSW Department of Planning, Industry and Environment  
12 Darcy Street  
Parramatta NSW 2124

Via: Major Projects Portal (<https://majorprojects.planningportal.nsw.gov.au/>)

Dear Sir/Madam,

**RE: MOOLARBEN COAL COMPLEX – STAGE 1 PROJECT APPROVAL (05\_0117) AND STAGE 2 PROJECT APPROVAL (08\_0135) – REVISED BIODIVERSITY MANAGEMENT PLAN FOR APPROVAL**

Please find enclosed, a copy of the revised Moolarben Coal Complex Biodiversity Management Plan V5 (BioMP) dated August 2020, which has been updated following the approval of the UG4 Ancillary Works Modification to meet the requirements of Condition 36, Schedule 3 of the NSW Project Approval (05\_0117) (as modified) and Condition 39, Schedule 3 of the NSW Project Approval (08\_0135) (as modified). This update has been undertaken in accordance with Condition 5, Schedule 5 of the NSW Project Approval (05\_0117) (as modified) and Condition 5, Schedule 6 of the NSW Project Approval (08\_0135) (as modified).

The BioMP revision includes the following minor and administrative amendments:

- Updated project description and status of current operations to reflect approval of the Modification.
- Updated species lists to reflect surveys conducted for the Modification.
- Updated figures (refer pdf) to reflect updated approved disturbance boundaries, and
- Updated department references, logo and addressing of minor grammatical errors.

The BioMP revision does not change the following:

- Currently approved biodiversity management measures, monitoring program and performance measures, as the existing measures which apply to the entire Moolarben Coal Complex remain applicable to the minor additional disturbance associated with the Modification.
- Management of MCO's Biodiversity Offset Areas (BOAs) as:
  - A Biodiversity Stewardship Agreement will be established for Gilgal property, and as such, management of Gilgal will be covered by this agreement rather than the BioMP.
  - As agreed by the NSW Department of Planning, Industry and Environment (DPIE) in the letter dated 20 July 2015, a further revision of the BioMP will occur following approval of the long term security of the BOAs. At this time, the offsets security for the final 7 BOAs are with the DPIE for execution. A Complex Wide BOMP will be provided within three months of the offset security being executed by the DPIE.

Consistent with the requirements of Condition 13A, Schedule 2 of Project Approvals Stage 1 and Stage 2 (05\_0117 and 08\_0135 respectively) for the Moolarben Coal Complex MCO is seeking agreement from the Secretary for consultation with the DPIE only for the BioMP on the following basis:

- The administrative nature of the above-mentioned changes,
- Consultation with agencies, including the Biodiversity Conservation Division, was undertaken in 2019 for the currently approved BioMP as required by Project Approvals [05\_0117 and 08\_0135], and
- A complex wide Biodiversity and Offset Management Plan will be submitted for full consultation within 3 months of the DPIE execution of the final 7 Offset security mechanisms (anticipated to be executed in August 2020).

MCO would appreciate if the DPIE could confirm the consultation approach to the BioMP and approve the revised BioMP at its earliest convenience.

Please do not hesitate to contact the undersigned should you wish to discuss further.

Yours sincerely,

**MOOLARBEN COAL OPERATIONS PTY LTD**



**Graham Chase**

Environment and Community Manager.

*Submitted Via Portal:*

1. *Moolarben Coal Complex Biodiversity Management Plan V5 (BioMP) (dated August 2020).*
2. *Moolarben Coal Complex Biodiversity Management Plan V5 (BioMP) (dated August 2020) Tracked Changes*