

Request to modify a major project



NSW GOVERNMENT
Department of Planning

Date duly made: 12/1/09

Modification No. 06_0014 MOD 2

1. Before you lodge

This form is required under section 75W of the *Environmental Planning and Assessment Act 1979* (the Act) in order to request the Minister to modify the Minister's approval to carry out a project or concept plan to which Part 3A of the Act applies.

Before making this request, it is recommended that you first consult with the Department of Planning (the Department) concerning your modification. The Director-General may issue environmental assessment requirements that must be complied with before your request will be considered by the Minister. If the changes proposed by the modification will result in a project that is consistent with the existing approval, the Minister's approval for a modification is not required.

Disclosure Statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

Note: For more details about political donations disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

Lodgement

All modification requests must be lodged with the Director-General of the Department of Planning, by courier or mail. An electronic copy should also be e-mailed to the assessment contact officer assigned to the project.

NSW Department of Planning
Ground floor, 23-33 Bridge Street, SYDNEY NSW 2000
GPO Box 39 SYDNEY NSW 2001
Phone 1300 305 695

2. Details of the proponent

Company/organisation/agency		ABN	
Xstrata Mangoola Pty Limited		54 127 535 755	
<input checked="" type="checkbox"/> Mr <input type="checkbox"/> Ms <input type="checkbox"/> Mrs <input type="checkbox"/> Dr <input type="checkbox"/> Other			
First name		Family name	
Grant		Farrar	
Position			
Operations Manager			
STREET ADDRESS			
Unit/street no.		Street name	
39-43		Bridge Street (1 st Floor Westpac Bldg)	
Suburb or town		State	Postcode
Muswellbrook		NSW	2333
POSTAL ADDRESS (or mark 'as above')			
As above			
Suburb or town		State	Postcode
Daytime telephone		Fax	Mobile
(02) 6542 6600		(02) 6542 4318	
Email			
gfarrar@xstratacoal.com.au			

3. Identify the land

STREET ADDRESS (where relevant)

Unit/street no.

Street or property name

Suburb, town or locality

Postcode

Local government area(s)

State Electorate(s)

REAL PROPERTY DESCRIPTION

Refer to Environmental Assessment p.1.2.

Note: 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 proposed modification applies to more than one piece of land, please use a comma to distinguish between each real property description.

OR: detailed description of land attached:

MAP: A map of the site and locality should also be submitted with this request.

4. Details of the original major project or concept plan

Briefly describe what the original approval allows

Construction and operation of a new open cut coal mine and associated infrastructure including:

- extraction of approximately 10.5 million tonnes of coal a year for 21 years;
- a coal handling and preparation plant capable of processing up to 10.5 million tonnes of coal a year;
- rail and train loading infrastructure;
- transportation of product coal to market via rail; and
- rehabilitation and revegetation of the site.

What was the original project application no.?

P 06 0014

What was the date of the approval?

07/06/2007

What was the original application fee?

\$282,481.50

Note: Clause 245K of the *Environmental Planning and Assessment Regulation 2000* provides information on calculating the maximum fee for a request for modification.

5. Describe the modification you propose to make to the approval

Describe the proposed modification

Minor changes to project infrastructure including:

- relocation of the approved Hunter River water supply pipeline and associated infrastructure;
- access to the pipeline construction area for pipeline construction traffic from Mangoola Road;
- change of use of the approved tailings dam to a raw water dam and increase in capacity;

- minor changes to the disturbance envelope for construction of the rail loop; and
- minor upgrade to an access track for pipeline construction.

Your modification request may need to be accompanied by an Environmental Assessment, including plans. An electronic and hard copy of this document will be required.

ESTIMATED CAPITAL INVESTMENT VALUE

Please indicate the estimated capital investment value (CIV) of the modification to the project approval or concept plan (excluding GST).

\$No change

FULL TIME EQUIVALENT JOBS

Please indicate the number of jobs created by the proposed modification. This should be expressed as a proportion of full time equivalent (FTE) jobs over a full year.

Construction jobs (FTE) Operational jobs (FTE)

6. Landowner's consent (where required)

As the owner(s) of the above property, I/we consent to this request being made by the proponent:

Land

Signature

Name

Date

Land

Signature

Name

Date

Note: Under Clause 8F of the *Environmental Planning and Assessment Regulation 2000* (the Regulation), certain applications for approval under Part 3A of the Act do not require consent of the landowner, however, the proponent is required to give notice of the application (e.g. linear infrastructure, mining & petroleum projects, and critical infrastructure).

7. Political donation disclosure statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

Have you attached a disclosure statement to this request?

- Yes
 No

Note: For more details about political donations disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

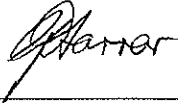
8. Proponent's signature

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

- provide a description of the modification to the project approval or concept plan and address all matters required by the Director-General pursuant to Section 75W of the Act, and

- declare that all information contained within this form is accurate at the time of signing.

Signature



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

Name

GRANT FARRAR

Name, if you are not the proponent

Date

12 JANUARY 2009

Political Donations Disclosure Statement to Minister or the Director-General

If you are required under section 147(3) of the Environmental Planning and Assessment Act 1979 to disclose any political donations (see Page 1 for details), please fill in this form and sign below.

Disclosure statement details				
Name of person making this disclosure Xstrata Mangoola Pty Limited ABN 54 127 535 755	Planning application reference (e.g. DA number, planning application title or reference, property address or other description) Project Approval 06_0014 Mod 2 - Relocation of the Approved Hunter River Pipeline for Mangoola Coal			
Your interest in the planning application (circle relevant option below)				
You are the APPLICANT Yes OR No	You are a PERSON MAKING A SUBMISSION IN RELATION TO AN APPLICATION No			
Reportable political donations made by person making this declaration or by other relevant persons				
* State below any reportable political donations you have made over the 'relevant period' (see glossary on page 2). If the donation was made by an entity (and not by you as an individual) include the Australian Business Number (ABN).				
* If you are the applicant of a relevant planning application state below any reportable political donations that you know, or ought reasonably to know, were made by any persons with a financial interest in the planning application, OR * If you are a person making a submission in relation to an application, state below any reportable political donations that you know, or ought reasonably to know, were made by an associate.				
Name of donor (or ABN if an entity)	Donor's residential address or entity's registered address or other official office of the donor	Name of party or person for whose benefit the donation was made	Date donation made	Amount/ value of donation
Xstrata Coal Pty Limited (ABN 18 082 271930)	Level 38 Gateway, 1 Macquarie Place Sydney, NSW 2000	Australian Labor Party NSW	6 August 2007	\$7,000
Please list all reportable political donations—additional space is provided overleaf if required.				
By signing below, I/We hereby declare that all information contained within this statement is accurate at the time of signing.				
Signature(s) and Date	Dojmen 30 March 2009.			
Name(s) David O'Brien				