

5 October 2012

The Chief Executive Officer
NSW Department of Planning & Infrastructure
GPO Box 39
SYDNEY NSW 2001

Attention: Christine Chapman, Major Projects Assessment

Dear Ms Chapman,

**RE: ETHANOL PROJECT, COLEAMBALLY, NSW
MAJOR PROJECT APPROVAL UNDER PART3A OF EP&A ACT - REF: 06_0020
WITHDRAWAL OF MODIFICATION APPLICATION**

Further to our recent discussion, and on behalf of our client Eagle Energy Pty Ltd, we hereby formally advise the Department of our withdrawal of the current Modification application (Dept. Ref. MP_06_0020 – Mod1).

The purpose of this withdrawal is to leave the existing Part 3A Consent (Dept. Ref. 06_0020) in place. We note the Department has previously confirmed that the existing Part3A Consent will remain valid until October 2016.

Thank you for your assistance given to this project to date. If the Department requires any further information, please contact myself on 0400 884 054 or via email to discuss further.

Yours faithfully,



John Rowell
Principal Planner
BA, MURP, MPIA