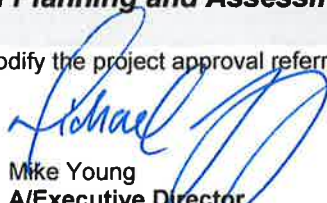


Notice of Modification

Section 75W of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning, I modify the project approval referred to in Schedule 1, as set out in Schedule 2.


Mike Young
A/Executive Director
Resource Assessments and Business Systems

Sydney

9 AUGUST

2018

SCHEDULE 1

The Project Approval (PA 07_0005) for the Kerosene Vale Stage 2 Ash Repository Area, granted by the Minister for Planning on 26 November 2008.

SCHEDULE 2

1. In Schedule 1:
 - (a) delete "Delta Electricity", and replace with "EnergyAustralia NSW";
 - (b) delete the description of "Land", and replace with "see APPENDIX 1"; and
 - (c) delete "Kerosene Vale Ash Repository Area", and replace with "Wallerawang Ash Dam Areas".
2. In Schedule 2 DEFINITIONS, delete "Act, the", "AEMR", "Conditions of Approval", "DECC", "Department, the", "Director-General, the", "Director-General's Approval", "DPI", "DWE", "EPA", "Minister, the", "Operation", "Project", "Proponent", "RTA", and "SCA" and insert the following in the definitions in alphabetical order:

Capping material	Material used to cap ash repository areas of the project area.
Conditions of Approval	The conditions in Schedules 1 and 2.
Council	Lithgow City Council.
Department	Department of Planning and Environment.
EA	• Project application 07_0005 and supporting documentation: - <i>Kerosene Vale - Stage 2 Ash Repository Area – Environmental Assessment</i> (two volumes), prepared by Parsons Brinckerhoff and dated 1 April 2008, - <i>Kerosene Vale - Stage 2 Ash Repository Area - Submissions Report</i>, prepared by Parsons Brinckerhoff and dated 30 May 2008; • Modification application 07_0005 Mod 1 and supporting documentation: - <i>Wallerawang Power Station Capping Project - Environmental assessment of importation of clean fill to Wallerawang Ash Repository</i>, prepared by EnergyAustralia NSW and dated March 2018; and - <i>Wallerawang Power Station Capping Project - Response to Submissions Report</i>, prepared by EnergyAustralia NSW and dated June 2018.
EPA	NSW Environment Protection Authority.
Fisheries NSW	The Fisheries Division within the Department of Industry.
Heavy vehicle	A vehicle that has a combined Gross Vehicle Mass or Aggregate Trailer Mass of more than 4.5 tonnes.
OEH	NSW Office of Environment and Heritage.
Operation	The operational activities of the project, including: • ash haulage, placement and management; • on-site water management systems; • capping material haulage, placement and management; • landscaping and revegetation/rehabilitation of the site; and • upgrading and maintaining internal access roads in the project area.
Project	The project described in the EA.
Project Area	The area shown, and described in the legend, in Figure1 of APPENDIX 2.
Proponent	EnergyAustralia NSW Pty Limited, or any person authorised to act on this approval.
RMS	Roads and Maritime Services.
Secretary	Secretary of the Department of Planning and Environment, or nominee.
Secretary's Approval	A written approval from the Secretary.
Site	The project area, as shown in Figure 1 of APPENDIX 2.
WaterNSW	The State Water Corporation of NSW.

Revision of Strategies and Plans

6.6 The Proponent must review and, if necessary, revise the plans and programs required under this approval within 2 months of:

- the submission of an audit report in accordance with condition 4.2(c) of this approval;
- the submission of an incident report in accordance with condition 7.1 of this approval; or
- an approved modification to the conditions of approval, to the satisfaction of the Secretary

After Schedule 2, insert the following:

APPENDIX 1: SCHEDULE OF LAND

Lot	DP
2	1139982
5	829137

APPENDIX 2: PROJECT AREA



Figure 1: Project Area