

Our ref: MP07_0127-PA-10

Mr Kevin Reed
Director
Shoalhaven Coal Pty Ltd
PO Box 3011
Bowenfels, NSW, 2790

13 July 2023

Subject: Invincible Coal Mine Biodiversity Management Plan

Dear Mr Reed

I refer to the Biodiversity Management Plan (the Plan) submitted in accordance with the conditions of consent for Invincible Coal Mine (MP 07_0127). I also acknowledge your response to the Department's review comments and request for additional information.

The Department has carefully reviewed the document and is satisfied that it meets the requirements of the relevant conditions of consent.

I note the Plan commits to finalising the Biodiversity Offset Strategy within three months of recommencing mining operations. You are reminded that conditions 29 to 32 of Schedule 3 of the consent identify the Biodiversity Offset Strategy that must be implemented for the project. Any departure from the requirements of these conditions would require the consent to be modified under Section 4.55 of the *Environmental Planning and Assessment Act 1979*.

As nominee of the Planning Secretary, I approve the Biodiversity Management Plan (Revision 1, July 2023) subject to the following condition:

- Within three months of the recommencement of mining operations, the Biodiversity Offset Strategy must be finalised and a revised Biodiversity Management Plan submitted to the Department for approval.

You are reminded that if there are any inconsistencies between the Plan and the conditions of consent, the conditions prevail.

Please ensure you make the document publicly available on the project website at the earliest convenience.

If you wish to discuss the matter further, please contact Jarrod Blane on 02 8275 1831 or jarrod.blane@dpie.nsw.gov.au.

Yours sincerely



Jessie Evans
Director
Energy and Resource Assessments

As nominee of the Planning Secretary