

EXHIBITION OF STATE SIGNIFICANT DEVELOPMENT MODIFICATION APPLICATION

Ulan Coal Mine Expansion Modification

Application No	MP08_0184-Mod-6
Location	4505 Ulan Road, Ulan
Applicant	Ulan Coal Mines Limited
Council Area	Mid-Western Regional
Consent Authority	Minister for Planning

Description of the development consent

The original application involved the continuation of underground and open cut mining operations at Ulan Coal Mine.

Description of proposed modification

The proposed modification involves the extension and widening of longwall panels to maximise resource recovery within existing mining lease and exploration licence areas, and changes to surface infrastructure.

About the exhibition

An exhibition process allows any individual or organisation to have their say about a proposed development.

The Department of Planning and Environment (Department) has received an application to modify the abovementioned approved State significant development. The application and accompanying documents (including the modification report) are on exhibition from **Friday 18 November 2022** until **Thursday 15 December 2022**. You can view these documents online at planningportal.nsw.gov.au/major-projects.

At the time of publishing this advertisement, the Minister for Planning has not directed that a public hearing should be held.

Controlled Action under *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act)

Development in NSW can be subject to Commonwealth legislation, depending on the circumstances.

The Commonwealth Minister for the Environment and Water has decided that the proposed development – known as Ulan Coal Modification 6 – Underground Mining Extension (2022/09292) for Commonwealth purposes – is a “controlled action” under the EPBC Act.

The EPBC Act Part 3, Division 1 controlled provisions are:

- Sections 18 and 18A (Listed threatened species and communities); and
- Sections 24D and 24E (Protection of water resources from coal seam gas development and large coal mining development).

The proposed development 2022/09292 will be assessed under Part 4 of the *Environmental Planning and Assessment Act 1979*. The assessment will be in accordance with the Bilateral Agreement between NSW and the Commonwealth, made under the EPBC Act. The assessment will be done in the manner specified in Schedule 1 of the Bilateral Agreement. This means the project will be assessed against the requirements of both acts.

The public notice for the project may be found at epbcpublicportal.awe.gov.au/all-referrals.

Have your say

The Department encourages online submissions. To have your say online, search for this project at planningportal.nsw.gov.au/major-projects and click on 'Make a submission'. You will need to log in or create a user account.

If you cannot submit online, post or drop your submission to the address below, to arrive before the close of exhibition. If you would like your personal information to be withheld from publication, please clarify this in a separate cover sheet and only provide your personal information in that cover sheet. Do not include personal information in your submission as your submission will be published in full.

If you choose to send a paper-based submission, it is important that both the submission and mailing envelope are addressed to the nominated contact person below.

Please be aware that if you choose to send a paper-based submission and it is not addressed to the nominated contact person, the submission will not be received by the Department and will instead be returned to sender.

Before making your submission: You should read the Department's:

- disclaimer and declaration at planningportal.nsw.gov.au/major-projects/help/disclaimer-and-declaration; and
- privacy statement at planning.nsw.gov.au/privacy.

Please call 1300 305 695 if you wish to be provided with a copy. Your submission will be published on the NSW planning portal in accordance with our privacy statement and disclaimer and declaration.

In your submission, please include:

- your name and address (please ensure your personal details are provided in a separate cover sheet if you would like your details to be withheld from publication);
- the name of the project and the application number;
- a statement on whether you 'support' or 'object' to the application or if you are simply providing comment;
- the reasons why you support or object to the application;
- a declaration of any reportable political donations you have made in the last two years (visit planning.nsw.gov.au/DonationsandGiftDisclosure or phone 1300 305 695 to find out more); and
- a statement indicating you acknowledge and accept the Department's disclaimer and declaration.

For more information, including a copy of the Department's submissions policy, please go to planningportal.nsw.gov.au/major-projects/have-your-say.

Please note that if the application is approved, there is no right of a merit appeal to the NSW Land and Environment Court by an objector.

For more information: Contact (02) 9995 5387 or 1300 305 695

Address: Director – Resource Assessments, Development Assessment, Department of Planning and Environment, Locked Bag 5022, Parramatta NSW 2124.
