

Charlie Allan  
General Manager  
Ulan Coal Mines Pty Ltd

05/06/2020

Dear Mr Allan

**Ulan Continued Operations Project (PA08\_0184)-  
Extension of Time to Secure Offset Areas**

I refer to your request dated 1 June 2020 for an extension of time to secure the privately-owned portion of Brokenback Conservation Area to fulfil offset requirements under Condition 43 of Schedule 3 of Project Approval PA08\_0184 for the Ulan Continued Operations Project.

The Department notes:

- Ulan Coal Mine Pty Ltd (UCMPL) has secured 1,711 ha of its offsets via voluntary conservation agreements or crown land reservation.
- The privately-owned portion of Brokenback Conservation Area accounts for only around 10 ha (0.6%) of the total agreed offset package for the Project.
- UCMPL has attempted to secure the area via a Voluntary Conservation Agreement and a Conservation Covenant in negotiations with the landowner. The negotiations have been unsuccessful, and this has resulted in delays.
- UCMPL are now considering two options to secure the required offset area including:
  - a boundary adjustment to facilitate the purchase of a portion of land from the owner including the privately-owned portion of Brokenback Conservation Area; or
  - secure a suitable alternative offset area located on land owned by UCMPL.

The Department considers that UCMPL has made reasonable attempts to finalise the security of the remaining small offset area and that the area is still being appropriately managed under the requirements of the approved Biodiversity Management Plan. Accordingly, the Planning Secretary has granted an extension of time until 30 June 2021 to secure the required offset area.

If you wish to discuss the matter further, please contact Jack Turner on 02 9995 5387 or [jack.turner@planning.nsw.gov.au](mailto:jack.turner@planning.nsw.gov.au).

Yours sincerely



Stephen O'Donoghue  
Director  
Resource Assessments

As nominee of the Planning Secretary