

# Modification of Development Consent

Section 4.55(1A) of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning, I approve the modification of the project approval referred to in Schedule 1, subject to the conditions in Schedule 2.



Jessie Evans  
**Director Energy and Resource Assessments (Underground)**  
**Department of Planning, Industry and Environment**

Sydney 17 November 2022

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## SCHEDULE 1

The project approval (MP 08\_0223) for the Lidsdale Siding Upgrade Project, granted by the Planning Assessment Commission, as delegate of the Minister for Planning and Infrastructure, on 3 May 2013.

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## SCHEDULE 2

1. In the list of DEFINITIONS, in the definition for "EA":
  - (a) delete "and" at the end of the third dot point; and
  - (b) delete the full stop at the end of the second dot point and insert:
    - ; and
    - MOD 4 – Modification Report titled '*Clarence Colliery & Lidsdale Siding Temporary Coal Transport Modification, Modification Report*', dated September 2022
2. In the list of DEFINITIONS, in the definition for "Department", delete ", Industry,"
3. In the list of DEFINITIONS, in the definition for "Minister", delete "and Public spaces".
4. In condition 7 of Schedule 2 delete the first letter "T", and replace with the words "Except for the period referred to in condition 7A, t".
5. After condition 7 of Schedule 2, insert:
  - 7A. Until 31<sup>st</sup> December 2023, the Proponent may receive up to 25 laden trucks per day to deliver coal to the site between 7 am to 10 pm Monday to Saturday and 8 am to 10 pm on Sundays and public holidays.
6. In condition 29(a) of Schedule 3 before "WaterNSW", delete the word "the".

**End of modification**

**(08\_0223 MOD 4)**