

Major project application



NSW GOVERNMENT
Department of Planning

Date duly made: 17 / 4 / 09

Project application no. 09_0062

1. Before you lodge

This form is required to apply for the approval of the Minister to carry out a project to which Part 3A of the *Environmental Planning and Assessment Act 1979* (the Act) applies.

Before lodging this application, it is recommended that you first consult with the Department of Planning (the Department) concerning your project.

A Planning Focus Meeting may need to be held for this project involving the Department, relevant agencies, council or other groups identified by the Department. If a Planning Focus Meeting is held, the Department will issue the Director-General's requirements for the Environmental Assessment following the meeting.

Disclosure statement

Persons lodging applications are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

For more details, including a disclosure form, go to www.planning.nsw.gov.au/donations.

Lodgement

All applications must be lodged with the Director-General of the Department of Planning, by courier or mail. An electronic copy should also be emailed to the assessment contact officer assigned to the project.

NSW Department of Planning
Ground floor, 23-33 Bridge Street, Sydney NSW 2000
GPO Box 39 Sydney NSW 2001
DX 10181 Sydney Stock Exchange
Phone 1300 305 695.

2. Details of the proponent

Company/organisation/agency

Hunter Valley Energy Coal Pty Limited

ABN

39062894464

☒ Mr ☐ Ms ☐ Mrs ☐ Dr ☐ Other

First name

Eduard

Family name

Haegel

Position

Chief Operating Officer

STREET ADDRESS

Unit/street no.

Street name

Thomas Mitchell Drive

Suburb or town

Muswellbrook

State

NSW

Postcode

2333

POSTAL ADDRESS (or mark 'as above')

Private Mail Bag No 8

Suburb or town

Muswellbrook

State

NSW

Postcode

2333

Daytime telephone

02 6542 4800

Fax

02 6542 4801

Mobile

0419572570

Email

Eduard.R.Haegel@BHPBilliton.com

3. Identify the land you propose to develop

STREET ADDRESS (where relevant)

Unit/street no.

Street or property name

Suburb, town or locality

Postcode

Local government area(s)

State electorate(s)

REAL PROPERTY DESCRIPTION

See Attachment A

Note: The real property description is found on a map of the land or on the title documents for the land. If you are unsure of the real property description, you should contact the Department of Lands.

Please ensure that you place a slash (/) to distinguish between the lot, section, DP and strata numbers. If the project applies to more than one piece of land, please use a comma to distinguish between each real property description.

OR detailed description of land attached. ☒

MAP: A map of the site and locality should also be submitted with this application.

4. Major project description and other requirements

Provide a brief title for your project.

Mt Arthur Coal Consolidation Project

PROJECT APPROVAL

If you are applying for approval of a project, include in the project title, all significant components for which approval is being sought. If the application relates to part only of a project, the project title should reflect this.

Is the application for approval of a project?

☒ Yes ☐ No

Is the application related to part only of a project?

☐ Yes ☒ No

CONCEPT PLAN APPROVAL

If you are applying for approval of a concept plan, include in the project title, all components for which approval 'in concept' is being sought. If the application also relates to approval of a project, a description of this should also be included in the project title.

Is the application for approval of a Concept Plan?

☐ Yes ☒ No

Is a project application being made concurrently for all or part of the project?

☐ Yes ☒ No

You are also required to provide a Project Description and address any matters required by the Director-General in accordance with section 75E or section 75M of the Act. Failure to do so may lead to your application being rejected.

Is a Project Description attached?

☒ Yes ☐ No

Does the Project Description include any additional matters required by the Director-General under section 75E or section 75M of the Act?

☒ Yes ☐ No

Note: An electronic copy of the project description is also required as all applications must be provided on the Department's website. You should contact the Department on the correct electronic format.

ESTIMATED CAPITAL INVESTMENT VALUE

Please indicate the estimated capital investment value (CIV) of the project. The CIV includes all costs necessary to establish and operate the project, including the design and construction of buildings, structures, associated infrastructure and fixed or mobile plant and equipment (but excluding GST and land costs).

\$ TBD

EQUIVALENT FULL-TIME JOBS

Please indicate the number of jobs created by the project. This should be expressed as a proportion of full time jobs over a full year.

Construction jobs (full-time equivalent)

240

Operational jobs (full-time equivalent)

720

5. Approvals from State agencies

Does the project require any of the following: (tick all that are appropriate)

- ☐ an aquaculture permit under section 144 of the *Fisheries Management Act 1994*
- ☐ an approval under section 15 of the *Mine Subsidence Compensation Act 1961*
- ☒ a mining lease under the *Mining Act 1992*
- ☐ a production lease under the *Petroleum (Onshore) Act 1991*
- ☒ an environment protection licence under Chapter 3 of the *Protection of the Environment Operations Act 1997* (for any of the purposes referred to in section 43 of that Act)
- ☒ a consent under section 138 of the *Roads Act 1993*
- ☐ a licence under the *Pipelines Act 1967*

6. Landowner's consent or notification

As the owner(s) of the above property, I/we consent to this application being made on our behalf by the proponent:

Land

Land

Signature

Signature

Name

Name

Date

Date

Note: Under clause 8F of the *Environmental Planning and Assessment Regulation 2000* (the Regulation), certain applications for approval under Part 3A of the Act do not require the consent of the landowner, however, the proponent is required to give notice of the application:

- in the case of linear infrastructure projects, by notice in a newspaper circulating in the locality prior to the commencement of the public consultation period,
- in the case of mining or petroleum production projects, by notice in a newspaper circulating in the locality within 14 days of this application being made,
- in the case of critical infrastructure projects, to the owner of the land within 14 days of this application being made, and
- in other cases, to the owner of the land at any time before the application is made.

7. Political donation disclosure statement

Persons lodging applications are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years. Disclosure statements are to be submitted with your application or request.

Have you attached a disclosure statement to this application?

- ☒ Yes
☐ No

Note: For more details about political donation disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

8. Proponent's signature

As the proponent(s) of the project and in signing below, I/we hereby:

- provide a description of the project and address all matters required by the Director-General pursuant to section 75E and/or section 75M of the Act, and
- apply, subject to satisfying clause 8D of the Environmental Planning and Assessment Regulation, for the Director-General's environmental assessment requirements pursuant to Part 3A of the Act, and
- declare that all information contained within this application is accurate at the time of signing.

Signature



Name

Eduard Haegel

Date

6.04.09.

In what capacity are you signing if you are not the proponent

Name, if you are not the proponent

Disclosure statement details				
Name of person making this disclosure	Planning application reference (e.g. DA number, planning application title or reference, property address or other description)			
Eduard Haegel	Mt Arthur Coal Consolidation Project			
Your interest in the planning application (circle relevant option below)				
You are the APPLICANT <u>YES</u> / NO OR You are a PERSON MAKING A SUBMISSION IN RELATION TO AN APPLICATION YES / NO				
Reportable political donations made by person making this declaration or by other relevant persons * State below any reportable political donations you have made over the 'relevant period' (see glossary on page 2). If the donation was made by an entity (and not by you as an individual) include the Australian Business Number (ABN). * If you are the applicant of a relevant planning application state below any reportable political donations that you know, or ought reasonably to know; were made by any persons with a financial interest in the planning application, OR * If you are a person making a submission in relation to an application, state below any reportable political donations that you know, or ought reasonably to know, were made by an associate.				
Name of donor (or ABN if an entity)	Donor's residential address or entity's registered address or other official office of the donor	Name of party or person for whose benefit the donation was made	Date donation made	Amount/ value of donation
	N/A			
Please list all reportable political donations—additional space is provided overleaf if required.				
By signing below, I/we hereby declare that all information contained within this statement is accurate at the time of signing. Signature(s) and Date Name(s)				
 6.04.09 Eduard Haegel				

Cont...

Political Donations Disclosure Statement to Minister or the Director-General

[illegible]

**MT ARTHUR COAL CONSOLIDATION PROJECT
SCHEDULE 1 - ATTACHMENT TO MAJOR PROJECTS
APPLICATION FORM**

Property Ownership within EA Boundary		
Ownership	Lot	DP
Anglo Coal (Drayton Management) Pty Limited	321	625513
Anglo Coal (Drayton Management) Pty Limited	3	701496
Anglo Coal (Drayton Management) Pty Limited	4	701496
Anglo Coal (Drayton Management) Pty Limited	6	701496
Anglo Coal (Drayton Management) Pty Limited	8	843635
Anglo Coal (Drayton Management) Pty Limited	64	850818
Anglo Coal (Drayton Management) Pty Limited	65	850818
Anglo Coal (Drayton Management) Pty Limited	1	1004725
Anglo Coal (Drayton Management) Pty Limited	22	1018587
Anglo Coal (Drayton Management) Pty Limited	180	812852
Crown	2	48776
Crown	3	48776
Crown	4	48776
Crown	5	48776
Crown	6	48776
Crown	7	48776
Crown	8	48776
Crown	7003	93323
Crown	11	632691
Crown	160	722249
Crown	1	752486
Crown	85	752500
Crown	10	793428
Crown	1	532672
Crown	108	43392
Crown	1	47302
Freehold (PR & M Burgmann)	4	6090
Freehold (Rosebrook Pty Limited)	1	34397
Freehold (Rosebrook Pty Limited)	2	34397
Freehold (Energy Australia)	1	223018
Freehold (Coal Operations Australia Limited)	111	633293
Freehold (Muswellbrook Council)	112	633293
Freehold (Bayswater Colliery Company Pty Limited)	5	726248
Freehold (MH & RE Wolfgang)	1	752441
Freehold (MH & RE Wolfgang)	97	752441
Freehold (MH & RE Wolfgang)	98	752441
Freehold (MH & RE Wolfgang)	102	752441
Freehold (MH & RE Wolfgang)	1	956112
Freehold (MH & RE Wolfgang)	68	752500
Freehold (MH & RE Wolfgang)	69	752500
Freehold (MH & RE Wolfgang)	70	752500
Freehold (MH & RE Wolfgang)	71	752500
Hunter Valley Energy Coal Limited	1	1090735
Hunter Valley Energy Coal Limited	2	1090735
Hunter Valley Energy Coal Limited	3	1090735
Hunter Valley Energy Coal Limited	4	1090735
Hunter Valley Energy Coal Limited	5	1090735
Hunter Valley Energy Coal Limited	6	1090735
Hunter Valley Energy Coal Limited	8	26211
Hunter Valley Energy Coal Limited	9	26211
Hunter Valley Energy Coal Limited	10	26211
Hunter Valley Energy Coal Limited	1	27346
Hunter Valley Energy Coal Limited	2	27346
Hunter Valley Energy Coal Limited	3	27346
Hunter Valley Energy Coal Limited	4	27346
Hunter Valley Energy Coal Limited	5	27346

**MT ARTHUR COAL CONSOLIDATION PROJECT
SCHEDULE 1 - ATTACHMENT TO MAJOR PROJECTS
APPLICATION FORM**

Property Ownership within EA Boundary		
Ownership	Lot	DP
Hunter Valley Energy Coal Limited	6	27346
Hunter Valley Energy Coal Limited	7	27346
Hunter Valley Energy Coal Limited	8	27346
Hunter Valley Energy Coal Limited	11	27346
Hunter Valley Energy Coal Limited	12	27346
Hunter Valley Energy Coal Limited	13	27346
Hunter Valley Energy Coal Limited	14	27346
Hunter Valley Energy Coal Limited	15	27346
Hunter Valley Energy Coal Limited	16	27346
Hunter Valley Energy Coal Limited	1	29950
Hunter Valley Energy Coal Limited	2	29950
Hunter Valley Energy Coal Limited	3	29950
Hunter Valley Energy Coal Limited	4	29950
Hunter Valley Energy Coal Limited	5	29950
Hunter Valley Energy Coal Limited	6	29950
Hunter Valley Energy Coal Limited	7	29950
Hunter Valley Energy Coal Limited	8	29950
Hunter Valley Energy Coal Limited	9	29950
Hunter Valley Energy Coal Limited	10	29950
Hunter Valley Energy Coal Limited	11	29950
Hunter Valley Energy Coal Limited	12	29950
Hunter Valley Energy Coal Limited	1	101142
Hunter Valley Energy Coal Limited	1	113689
Hunter Valley Energy Coal Limited	1	133634
Hunter Valley Energy Coal Limited	2	133634
Hunter Valley Energy Coal Limited	1	204369
Hunter Valley Energy Coal Limited	4	204369
Hunter Valley Energy Coal Limited	13	228159
Hunter Valley Energy Coal Limited	115	246348
Hunter Valley Energy Coal Limited	111	246348
Hunter Valley Energy Coal Limited	112	246348
Hunter Valley Energy Coal Limited	113	246348
Hunter Valley Energy Coal Limited	114	246348
Hunter Valley Energy Coal Limited	4	247064
Hunter Valley Energy Coal Limited	1	249536
Hunter Valley Energy Coal Limited	2	249536
Hunter Valley Energy Coal Limited	3	249536
Hunter Valley Energy Coal Limited	4	249536
Hunter Valley Energy Coal Limited	5	249536
Hunter Valley Energy Coal Limited	6	249536
Hunter Valley Energy Coal Limited	1	308136
Hunter Valley Energy Coal Limited	1	372862
Hunter Valley Energy Coal Limited	1	385720
Hunter Valley Energy Coal Limited	2	385720
Hunter Valley Energy Coal Limited	2	387021
Hunter Valley Energy Coal Limited	3	387021
Hunter Valley Energy Coal Limited	4	390143
Hunter Valley Energy Coal Limited	1	403081
Hunter Valley Energy Coal Limited	A	407349
Hunter Valley Energy Coal Limited	C	407349
Hunter Valley Energy Coal Limited	1	503827
Hunter Valley Energy Coal Limited	111	514759
Hunter Valley Energy Coal Limited	112	514759
Hunter Valley Energy Coal Limited	1	515936
Hunter Valley Energy Coal Limited	2	515936
Hunter Valley Energy Coal Limited	11	526344

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Property Ownership within EA Boundary		
Ownership	Lot	DP
Hunter Valley Energy Coal Limited	20	550431
Hunter Valley Energy Coal Limited	1	573259
Hunter Valley Energy Coal Limited	2	573259
Hunter Valley Energy Coal Limited	121	575515
Hunter Valley Energy Coal Limited	122	575515
Hunter Valley Energy Coal Limited	123	575515
Hunter Valley Energy Coal Limited	124	575515
Hunter Valley Energy Coal Limited	2	601359
Hunter Valley Energy Coal Limited	10	632691
Hunter Valley Energy Coal Limited	9	655749
Hunter Valley Energy Coal Limited	159	722249
Hunter Valley Energy Coal Limited	110	727767
Hunter Valley Energy Coal Limited	63	752449
Hunter Valley Energy Coal Limited	49	752500
Hunter Valley Energy Coal Limited	83	752500
Hunter Valley Energy Coal Limited	154	752500
Hunter Valley Energy Coal Limited	166	752503
Hunter Valley Energy Coal Limited	30	787702
Hunter Valley Energy Coal Limited	604	802124
Hunter Valley Energy Coal Limited	605	802124
Hunter Valley Energy Coal Limited	607	802124
Hunter Valley Energy Coal Limited	1	806149
Hunter Valley Energy Coal Limited	2	806149
Hunter Valley Energy Coal Limited	201	842045
Hunter Valley Energy Coal Limited	1	843634
Hunter Valley Energy Coal Limited	2	843634
Hunter Valley Energy Coal Limited	3	843634
Hunter Valley Energy Coal Limited	4	843634
Hunter Valley Energy Coal Limited	6	843635
Hunter Valley Energy Coal Limited	7	843635
Hunter Valley Energy Coal Limited	9	843635
Hunter Valley Energy Coal Limited	66	850818
Hunter Valley Energy Coal Limited	21	1018587
Hunter Valley Energy Coal Limited	113	1078759
Hunter Valley Energy Coal Limited	115	1078759
Macquarie Generation	1	790994
Macquarie Generation	181	812852
Macquarie Generation	46	241179
Macquarie Generation	45	241179
Macquarie Generation	44	241179
Macquarie Generation	1	556370
Macquarie Generation	1	238862
Macquarie Generation	PT5	752486
Macquarie Generation	PT2	752486
Macquarie Generation	22	241179

Notes:

1. Schedule of Land also applies to those areas within the EA Boundary.
2. The cadastral information for the lands to which the EA applies was sourced from the NSW LPI records database in February and March 2009.

