



OUT21/9853

Rose-Anne Hawkeswood
Planning and Assessment Group
NSW Department of Planning, Industry and Environment

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Dear Ms Hawkeswood

**Bulli Seam Operations - Appin Mine Ventilation and Access Project- Mod-3 (MP08_0150)
Modification Report**

I refer to your email of 21 July 2021 to the Department of Planning, Industry and Environment (DPIE) Water and the Natural Resources Access Regulator (NRAR) about the above matter.

The modification involves construction and operation of ventilation and access infrastructure for the Appin Coal Mine, including two ventilation shafts, upcast ventilation fans and ancillary infrastructure.

The following recommendations are provided by NRAR.

Pre-approval Recommendation

- The proponent should provide detail how the augmentation of water supply works was previously assessed.

Explanation

The modification report states augmentation of water supply works (tank, pipeline and standpipe) would occur at a later stage and would not require approval from NRAR in accordance with the EP&A Act Section 4.41(1)(g). No detail of proposed augmentation has been provided or has been assessed within the modification report. This exemption only applies when works have been considered in the environmental assessment approved under the development consent. A water supply work approval will be required post-approval unless these works have been considered in a previous iteration of MP08_0150.

Post-approval Recommendation

- Any works on waterfront land as defined by the *Water Management Act 2000* must be in accordance with the NRAR Guidelines for Controlled Activities on Waterfront Land. The NRAR Guidelines can be found here - <https://www.industry.nsw.gov.au/water/licensing-trade/approvals/controlled-activities/guide>



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Any further referrals to DPIE Water and NRAR can be sent by email to landuse.enquiries@dpiensw.gov.au. or to the following coordinating officer within DPIE Water:

Simon Francis – Senior Project Officer
E: simon.francis@dpiensw.gov.au
M: 0428 926 117

Yours sincerely

A handwritten signature in black ink, appearing to read 'S Francis'.

Simon Francis
Senior Project Officer, Assessments, Knowledge Division
Department of Planning, Industry and Environment: Water
8 August 2021