

Newstan Mine Extension Project

The Department of Planning, Industry and Environment – Crown Lands has reviewed the proposal.

For use and access to Crown land/roads/waterways

Crown Lands notes that there are a number of Crown roads within the project area. These roads may provide legal access to the development but may not provide practical access. The Department advises that these roads should not be relied upon for practical access to the project site.

The Department will need to be referenced, prior to any use or occupation of any Crown roads or land, during the assessment phase.

Authority to use, traverse, access or build infrastructure on Crown land and roads is required under the *Roads Act 1993*. It is recommended that the proponent contact Crown Lands as early as possible to discuss and initiate the processes required to authorise the use of and/or access to Crown land and roads.

If infrastructure needs to be built on Crown land or roads, the consent of the Minister for Water, Property and Housing must be obtained, via Crown Lands, and constructed roads may need to be transferred to Council. Further information regarding land owner's consent for Crown land and roads can be found at the following link:-

https://www.industry.nsw.gov.au/data/assets/pdf_file/0003/144345/landowners-consent-application-form.pdf

Lineal Infrastructure (e.g. Pipelines and/or Electricity Transmission lines) traversing Crown land/roads

If lineal infrastructure (such as pipelines and/or electricity transmission lines) are expected to traverse Crown land, roads and/or waterways, an easement over said Crown land, roads and/or waterways may be required for protection of the infrastructure. To discuss easement requirements, please contact the Acquisitions team at the earliest opportunity at: cl.acquisitions@crowland.nsw.gov.au.

Crown Land and Crown Roads Subject to Mining Leases and Exploration Licences

For mining operations involving Crown land or Crown Roads, the following requirements apply:

1. All Crown Land and Crown Roads within a Mining Lease (with surface rights), subject to mining or mining related activity, must be subject to a Compensation Agreement issued under Section 265 of the *Mining Act 1992*, to be agreed and executed prior to any mining activity taking place. The Compensation Agreement may include conditions requiring the Mining Lease Holder to purchase Crown land impacted on by mining activity.

2. All Crown Land and Crown Roads located within an Exploration Licence, subject to exploration activity, must be subject to an Access Arrangement issued under Section 141 of the *Mining Act 1992*, to be agreed and executed prior to any exploration activity taking place.
3. All Crown Land and Crown Roads within a Mining Lease (with sub-surface rights only) must be subject to a Section 81 Consent under the *Mining Act 1992* where surface activities are proposed, to be agreed and executed prior to any surface activity taking place.
4. All Crown Roads within a Mining Lease or Exploration Licence must be subject to a works consent approval under s138 and or s71 of the *Roads Act 1993* where exploration, mining or mining related activity impact on these roads.

Biodiversity/Environmental

Crown Lands notes that the proposal has identified low ongoing management and maintenance for Crown land involved in the project area, and the consequences if mismanaged, however long-term management and maintenance strategies were not specified for when the Crown land is no longer required for the proposal. Can this please be addressed by the proponent.

It is also noted that there may be possible clearing and development of (location), for storage of (items to be stored). Are additional environmental offsets being considered for this proposed clearing, under the *Biodiversity Conservation Act 2016*?

Information regarding biodiversity offsets can be found at the following link:-

<https://www.environment.nsw.gov.au/topics/animals-and-plants/biodiversity-offsets-scheme/about-the-biodiversity-offsets-scheme>.

If the proponent requires further information, or has any questions, please contact David Baber, Project Manager in Crown Lands, on 0427629288 or at david.baber@crownland.nsw.gov.au.

Yours Sincerely,



David Baber
Projects Manager, Regional Projects
Department of Planning, Industry & Environment – Crown Land
Ph: 0427 629 288
Email: david.baber@crownland.nsw.gov.au