

Enquiries

Please ask for Theresa Folpp
Direct 02 6549 3700
Our reference Maxwell Mine

16 August 2022

**Joe Fittell
Team Leader
Resource Assessments
Department of Planning, Industry and Environment**

Dear Joe

**Maxwell Underground Coal Mine (SSD-9526) Modification Two (MOD2)
Muswellbrook Shire Council Comments on Modification Report**

Reference is made to the following:

- 'Maxwell Underground Mine Project, Mining Optimisation Modification, Modification Report' (Resource Strategies, June 2022) (Modification Report); and
- Request to provide comment on the modification, including advice on recommended conditions via the Major Projects Planning Portal.

A Modification Report (MOD2) for a proposed modification to the Maxwell Underground Mine Project (the Project) has been submitted to the Department of Planning, Industry and Environment (DPIE) for stakeholder consultation.

The Project is an approved underground coal mining operation owned by Maxwell Ventures (Management) Pty Ltd, a wholly owned subsidiary of Malabar Resources Limited (formerly Malabar Coal Limited) (Malabar).

Development Consent for State Significant Development (SSD) 9526 for the Project was granted by the Independent Planning Commission (IPC) on 22 December 2020.

Malabar previously sought to modify Development Consent SSD 9526 under section for a minor extension to the mine entry area (MEA) (MOD1). Modification 1 was subsequently approved on 19 November 2021.

MOD2 is located wholly within the approved Development Application Area and would comprise the following components:

- Re-orientation of the longwall panels in the Woodlands Hill, Arrowfield and Bowfield Seams resulting in a minor increase in the approved underground mining extent;
- Reduction in the width of some of the longwall panels in the Woodlands Hill Seam;
- Repositioning of the upcast ventilation shaft site and associated infrastructure; and
- other minor works and ancillary infrastructure components (e.g. access road and ancillary water management infrastructure for the repositioned ventilation shaft site).

Muswellbrook Shire Council (Council) staff appreciate the opportunity to comment on the Modification Report and its submission is as follows:

01. Section 6.3.5 of the Subsidence Assessment states “The indicative (Edderton) road realignment is predicted to experience less than 20 mm vertical subsidence. While the road realignment could experience very low-levels of vertical subsidence, it is not expected to experience measurable tilts, curvatures or strains. It is unlikely, therefore, that the indicative realignment of Edderton Road would experience adverse impacts due to mining.”.
02. The Built Features Management Plan (BFMP) required under Cond C11 of SSD 9526 should include Edderton Road in both its existing location when it is undermined, and the realigned portion of Edderton Road.
03. The BFMP should incorporate a Road Maintenance Management Plan for Edderton Road in both its existing location when it is undermined and the realigned portion of Edderton Road. The Road Maintenance Management Plan should outline maintenance responsibilities and processes and be developed in consultation with Council.
04. Council supports the update of relevant management plans to support MOD2.

Council staff appreciate the opportunity to comment and would be pleased to provide additional information if requested. Should you need to discuss the above, please contact Theresa Folpp, Development Compliance Officer on 02 6549 3700 or email council@muswellbrook.nsw.gov.au.

Yours faithfully



Sharon Pope
Director Environment and Planning