



# State Significant Development Application

Office use only - Date received: 18 / 10 / 2012 Reference no: SSD 4974

This application form is required to apply for the consent of the Minister to carry out State significant development under Part 4 of the *Environmental Planning & Assessment Act 1979*.

**You should not lodge this form unless you have previously submitted a Request for Director General's Requirements and been provided with Director General's Requirements.**

You must submit this form together with the development application fee and an Environmental Impact Statement:

In person at:  
Information Centre  
Department of Planning & Infrastructure  
23-33 Bridge Street, Sydney

By mail to:  
Executive Director, Major Projects Assessment  
Department of Planning & Infrastructure  
GPO Box 39, Sydney NSW 2000

To complete the form, please place a cross in the boxes  and fill out the white sections.

This form must contain all relevant information required under Schedule 1 of the *Environmental Planning and Assessment Regulation 2000*, otherwise it may be rejected. Your application will also not be processed unless the fee is paid in full. The applicable fee should be confirmed with the Department prior to lodgement.

If your application is rejected, you will be advised within 14 days of lodgement. If the application and EIS are accepted, you will be contacted regarding exhibition arrangements. You may also be asked to submit further information on the application or EIS prior to exhibition.

Persons lodging applications are required to declare reportable political donations (including donations of \$1,000 or more) made in the previous two years. For more details, go to [www.planning.nsw.gov.au/donations](http://www.planning.nsw.gov.au/donations).

## 1. Applicant details

### COMPANY/ORGANISATION/ AGENCY

ABN

WYONG AREAS COAL JOINT VENTURE

910074778699(002)

Mr  Ms  Mrs  Dr  Other

First name  
IN-SIK

Surname  
KIM

### STREET ADDRESS

Unit/street no.  
25

Street name  
BRYANT DRIVE

Suburb or town  
TUGGERAH

State  
NSW

Suburb or town  
2259

### POSTAL ADDRESS (or write 'as above')

PO BOX 3039

Suburb or town  
TUGGERAH

State  
NSW

Suburb or town  
2259

### CONTACT DETAILS

Daytime telephone  
(02) 43527500

Fax  
(02) 43527599

### CONTACT DETAILS

Daytime telephone

Email  
info@wallarah.com.au

## 2. Identify the land you propose to develop

Fill out the relevant fields or attach a schedule of lands and a detailed map of the land.

Site Name (Enter the common name for the site e.g. Liverpool Hospital, Drayton South Coal Mine etc.)

SEE ATTACHMENT A

Street or Property Description

Suburb, town or locality

Postcode

Local government area

Lot/DP or Lot/Section/DP or Lot/Strata no.

Please ensure that you put a slash ( / ) between lot, section, DP and strata numbers. If you have more than one piece of land, you will need to separate them with a comma eg 123/579, 162/2.

SEE ATTACHMENT A

Note: You can find the lot, section, DP or strata number on a map of the land or on the title documents for the land, if title was provided after 30 October 1983. If you have documents older than this, you will need to contact the Land & Property Management Authority for updated details.

OR: detailed description of land attached:

## 3. Describe what you propose to do

Briefly describe your proposal

WALLARAH 2 COAL PROJECT

What is the capital investment value of the development?

\$805,090,000

If the development is State significant because it meets the capital investment value (CIV) criteria in a class of Schedule 1 or 2 of *State Environmental Planning Policy (State and Regional Development) 2011*, the supporting document must include a quantity surveyor's report confirming the CIV of the development.

## 4. Staged development

You can apply for development consent for only part of your proposal now, and for the remaining part(s) at a later stage.

Are you applying for development consent in stages?

Yes  > Please attach

- information which describes the stages of your development
- a copy of any consents you already have for part of your development.

No

## 5. Critical habitat and threatened species

Is the land, or part of the land, critical habitat?

Yes  No

Is the development likely to significantly affect threatened species, populations or ecological communities, or their habitats?

Yes  No  >

Is the development biodiversity compliant? (refer to Schedule 1, Part 1(2) of the *Environmental Planning and Assessment Regulation 2000*)

Yes  > Why is the development biodiversity compliant?

No

## 6. Other approvals

Would the development, but for section 89J of the EP&A Act, require any of the following (select all that apply)?

- concurrence under Part 3 of the *Coastal Protection Act 1979* of the Minister administering that Part of that Act
- a permit under section 201, 205 or 219 of the *Fisheries Management Act 1994*
- an approval under Part 4, or an excavation permit under section 139, of the *Heritage Act 1977*
- an Aboriginal heritage impact permit under section 90 of the *National Parks and Wildlife Act 1974*
- an authorisation referred to in section 12 of the *Native Vegetation Act 2003* (or under any Act repealed by that Act) to clear native vegetation or State protected land
- a bush fire safety authority under section 100B of the *Rural Fires Act 1997*
- a water use approval under section 89, a water management work approval under section 90 or an activity approval under section 91 of the *Water Management Act 2000*

Do you require any of the following approvals in order to carry out the development (select all that apply)?

- 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 petroleum 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*
- an aquifer interference approval under the *Water Management Act 2000*

### Consultation and concurrence

- Would the development, but for Section 79B (2A) of the EP&A Act have required a concurrence under Section 79B of the Act, including a concurrence under the *Threatened Species Conservation Act 1995*?

## 7. Landowner's consent

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

Signature	Signature
<input type="text"/>	<input type="text"/>
Name	Name
<input type="text"/>	<input type="text"/>
Date	Date
<input type="text"/>	<input type="text"/>

Note: The Department will not accept an application for State significant development without the signature of the owner of the land, unless the application does not require landowners consent under clause 49(2) of the *Environmental Planning and Assessment Regulation 2000*.

## 8. Political donation disclosure statement

Have you attached a disclosure statement to this request?

- Yes
- No

For more details about political donations disclosure requirements, including a disclosure form, go to [www.planning.nsw.gov.au/donations](http://www.planning.nsw.gov.au/donations)

## 9. Applicant's signature

The applicant, or the applicant's agent, must sign the application.

Signature	In what capacity are you signing if you are not the applicant
<input type="text"/>	<input type="text"/>
Name, if you are not the applicant	Date
<input type="text"/>	<input type="text"/>

## 10. Accompanying documents (to be included as part of EIS)

Which of the following documents (as required under Clause 2 of Part 1 of Schedule 1 of the *Environmental Planning and Assessment Regulation 2000*) have been included in the EIS (select all that apply)?

- a site plan of the land.
- a sketch of the development.
- an A4 plan of the building that indicates its height and external configuration, as erected, in relation to its site.
- an environmental impact statement.
- preliminary engineering drawings of the subdivision work to be carried out (if any).
- documentary evidence that any arrangements required by an environmental planning instrument to have been made before development consent may be granted have been made.

If the development involves a change of use of a building (other than a dwelling house or a building or structure that is ancillary to a dwelling house and other than a temporary structure):

- a list of the Category 1 fire safety provisions that currently apply to the existing building
- a list of the Category 1 fire safety provisions that are to apply to the building.

If the development involves building work to alter, expand or rebuild an existing building

- a scaled plan of the existing building.

If the land is within a wilderness area and is the subject of a wilderness protection agreement or conservation agreement within the meaning of the *Wilderness Act 1987*:

- a copy of the consent of the Minister for the Environment to the carrying out of the development.

If the development is development to which clause 2A of Schedule 1 of the *Environmental Planning and Assessment Regulation 2000* applies:

- a BASIX certificate(s) issued no earlier than 3 months before the application is made.
- such other documents as any BASIX certificate for the development requires to accompany the application.

If the development is BASIX optional development and the development application is accompanied by a BASIX certificate(s):

- such other documents as any BASIX certificate for the development requires to accompany the application.

If the development involves the erection of a temporary structure:

- documentation that specifies the live and dead loads the temporary structure is designed to meet.
- a list of any proposed fire safety measures to be provided in connection with the use of the temporary structure.
- in the case of a temporary structure proposed to be used as an entertainment venue, a statement as to how the performance requirements of Part B1 and NSW Part H102 of Volume One of the *Building Code of Australia* are to be complied with (if an alternative solution, to meet the performance requirements, is to be used).
- documentation describing any accredited building product or system sought to be relied on for the purposes of section 79C(4) of the *Environmental Planning and Assessment Act 1979*.
- copies of any compliance certificates to be relied on.

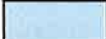
If the development involves the use of a building as an entertainment venue or a function centre, pub, registered club or restaurant:

- a statement that specifies the maximum number of persons proposed to occupy, at any one time, that part of the building to which the use applies.

If the development is residential flat development to which State Environmental Planning Policy No. 65 – Design Quality of Residential Flat Development applies:

- an explanation of the design in terms of the design quality principles set out in Part 2 of State Environmental Planning Policy No. 65 – Design Quality of Residential Flat Development.
- drawings of the proposed development in the context of surrounding development, including the streetscape.
- development compliance with building heights, building height planes, setbacks and building envelope controls (if applicable) marked on plans, sections and elevations.
- drawings of the proposed landscape area, including species selected and materials to be used, presented in the context of the proposed building or buildings and the surrounding development and its context.
- details of the existing and likely future contexts, if the built form of the surrounding area is changing.
- photomontages of the proposed development in the context of surrounding development.
- a sample board of the proposed materials and colours of the façade.
- detailed sections of proposed facades.
- a model that includes the context, if appropriate.

**Walarah 2 Coal Project  
Attachment A – Lot and DPs**

 Land / ELs Owned by Proponent / Company

DP	Lot
<b>Surface Facilities - Tooheys Road Site</b>	
DP260217	3
DP260217	1
DP658436	128
DP755245	124
DP755245	126
DP755245	102
DP755245	103
DP1032847	194
DP1032847	195
DP1032847	193
DP258584	4
DP260217	5
DP260217	4
Exploration Licences	
A405	
EL6514 (Boral - clay)	

<b>Above Underground Drift</b>	
DP258692	31
DP719762	4
DP239089	10
DP239704	7
DP239704	8
DP239704	9
DP239704	6
DP239704	11
DP239704	4
DP240205	2
DP258692	33
DP259530	19
DP259531	5
DP603941	3
Exploration Licences	
A405	
EL4911	
EL6514 (Boral - clay)	
<b>Buttonderry Site</b>	

DP	Lot
DP791157	1
DP791157	2
Exploration Licences	
EL4911	

<b>Western Shaft Site</b>	
DP581339	1
Wyong State Forest	
Exploration Licences	
EL4911	

<b>Above Underground Mine Plan</b>	
DP825848	6
DP703391	3
DP1006209	1
DP1006209	2
DP1010570	1
DP1010570	2
DP1010979	1251
DP1010979	1252
DP1018301	21
DP1018301	22
DP1019048	100
DP1019048	101
DP1021290	7003
DP1028066	121
DP1028066	122
DP1028066	123
DP1028066	124
DP1028066	125
DP1028066	126
DP1028066	127
DP1030614	1922
DP1030614	1923
DP1031782	1255
DP1033538	6101
DP1033538	6102
DP1049672	1257

DP	Lot
DP1049672	1258
DP1063979	25
DP1067367	10
DP1067367	11
DP1067367	12
DP1079430	13
DP1083358	12
DP1083358	11
DP1089118	100
DP1089118	101
DP1090449	44
DP1092061	1
DP1092061	2
DP109417	1
DP1102951	26
DP1110331	1
DP1110331	2
DP1114254	1
DP1114254	2
DP1128180	261
DP1128180	262
DP1133862	103
DP114801	1
DP114801	2
DP1153971	1
DP1153971	2
DP126207	1
DP244881	1
DP244881	2
DP246677	1
DP246677	6
DP246677	7
DP246677	8
DP246727	2
DP246727	3
DP246727	4
DP246727	6
DP251953	7
DP251953	16
DP251953	20
DP251953	21
DP251953	5
DP251954	5

DP	Lot
DP251954	8
DP258965	1
DP258965	2
DP258965	3
DP258965	4
DP258965	5
DP258965	6
DP258965	7
DP258965	8
DP258965	9
DP258965	11
DP258965	12
DP258965	13
DP258965	14
DP258965	15
DP261557	30
DP261577	20
DP265516	2011
DP265516	2012
DP304136	1
DP330671	1
DP335191	1
DP3391	14
DP34871	1
DP410301	1
DP419700	2
DP4562	5
DP4562	7
DP503562	701
DP503562	702
DP527126	1
DP534677	1
DP534677	2
DP555826	1
DP555826	3
DP569812	31
DP569812	32
DP569812	33
DP578580	1
DP581339	1
DP598151	1
DP613648	10
DP613648	11

DP	Lot
DP615333	3
DP615334	1
DP618001	12
DP619990	22
DP622808	1
DP657923	79
DP657924	150
DP657925	147
DP661854	109
DP661855	109
DP663620	6
DP663621	121
DP665252	16
DP665506	147
DP666736	6
DP700109	47
DP703391	1
DP703391	2
DP710526	222
DP715159	21
DP715159	22
DP731090	23
DP731090	24
DP739318	102
DP740438	3
DP740438	4
DP740438	5
DP740438	6
DP740438	7
DP740438	8
DP740438	9
DP740438	10
DP740438	11
DP740438	12
DP740438	13
DP740438	14
DP740438	15
DP740438	16
DP740438	17
DP740438	18
DP740438	19
DP740438	20
DP740438	21

DP	Lot
DP740438	22
DP740438	23
DP740438	24
DP740438	25
DP740438	26
DP740438	27
DP740438	28
DP740438	29
DP740438	30
DP740438	41
DP740438	42
DP740438	47
DP755271	32
DP755271	33
DP755271	42
DP755271	43
DP755271	69
DP755271	75
DP755271	76
DP755271	78
DP755271	106
DP755271	107
DP755271	110
DP755271	111
DP755271	112
DP755271	117
DP755271	122
DP755271	148
DP755271	151
DP755271	160
DP755271	170
DP755271	178
DP755271	179
DP755271	200
DP755271	202
DP755271	203
DP755271	206
DP755271	213
DP755271	215
DP755271	216
DP755271	217
DP755271	222
DP755271	235

DP	Lot
DP755271	236
DP755271	248
DP755271	252
DP755271	85
DP755271	201
DP773590	151
DP773590	152
DP773780	101
DP773780	102
DP785369	10
DP785369	11
DP788250	210
DP788250	211
DP788250	212
DP788251	221
DP788251	222
DP790135	2
DP792003	1
DP792003	2
DP792003	3
DP792003	4
DP792003	5
DP792003	7
DP800814	21
DP800814	22
DP800814	23
DP800814	24
DP802323	1
DP802323	2
DP802323	3
DP802323	4
DP802323	5
DP802323	6
DP802323	7
DP802323	8
DP802323	9
DP802323	10
DP802323	11
DP802323	12
DP802323	14
DP802323	15
DP802323	16
DP802323	17

DP	Lot
DP806729	2
DP806729	4
DP810889	61
DP810889	62
DP810889	63
DP810889	64
DP813795	404
DP816322	19
DP816322	20
DP816322	21
DP816322	22
DP816322	23
DP816322	24
DP816322	25
DP816322	26
DP816322	27
DP816322	28
DP816322	29
DP816322	30
DP816322	31
DP816322	32
DP816322	33
DP816322	34
DP816322	35
DP816322	36
DP818092	4
DP825848	1
DP825848	2
DP825848	3
DP825848	7
DP825848	8
DP830153	1
DP830153	25
DP830153	26
DP837287	1
DP837287	2
DP837287	3
DP837287	4
DP837287	5
DP837287	6
DP837287	7
DP837287	8
DP837287	9



DP	Lot
DP837287	10
DP837287	11
DP837287	12
DP837287	13
DP837287	14
DP837287	15
DP843986	1
DP843987	10
DP843987	11
DP847172	121
DP847172	122
DP847172	123
DP847172	124
DP848003	191
DP848003	192
DP851685	21
DP851685	22
DP851954	2
DP859716	1
DP859716	2
DP859716	3
DP859716	4
DP859716	5
DP859716	6
DP859716	7
DP861701	5
DP861701	6
DP861701	7
DP861701	8
DP861701	9
DP861701	10
DP861701	11
DP861701	12
DP864374	1

DP	Lot
DP864374	2
DP864374	3
DP864374	4
DP866438	10
DP866438	11
DP866438	12
DP867346	611
DP869537	1
DP869537	2
DP869537	3
DP869537	4
DP869537	5
DP869761	32
DP870564	33
DP870564	34
DP875041	20
DP876121	101
DP876433	11
DP876828	7
DP876828	8
DP876828	9
DP876828	11
DP877470	1202
DP882345	3
DP921810	1
DP922748	1
DP929372	1
DP929372	2
DP986881	1
Wyong State Forest	
Exploration Licences	
A405	
EL4911	