



NOTICE OF STATE SIGNIFICANT DEVELOPMENT DETERMINATION

Mangoola Coal Continued Operations Project

Application No	SSD 8642
Description	Extension of mining to a new area north of Wybong Road and the extraction of an additional 52 million tonnes of run-of-mine (ROM) coal. A haul road overpass would be constructed over Wybong Road and Big Flat Creek to provide access to the new mining area. Existing mine facilities would continue to operate until approximately 2030.
Location	Wybong Road, Wybong, NSW, approximately 20 kilometres west of Muswellbrook
Applicant	Mangoola Coal Operations Pty Limited
Council Area	Muswellbrook Shire
Determination	Approved
Determination Date	26 April 2021
Registration Date	26 April 2021
Consent Authority	NSW Independent Planning Commission

On 26 April 2021, the NSW Independent Planning Commission (the Commission) approved the development application for the Mangoola Continued Operations Project (SSD 8642), in accordance with Part 4 of the *Environmental Planning and Assessment Act 1979* (the Act).

The development consent is subject to conditions. The reasons for approval and the conditions are provided in the Department's Final Assessment Report and the Commission's Statement of Reasons for Decision. These documents, can be found on the Department's Major Projects website at:

<https://www.planningportal.nsw.gov.au/major-projects/project/10131>

The consent has effect on and from 26 April 2021. The consent lapses on 26 April 2026 unless the development has physically commenced before that date.

The development consent is subject to a condition under Division 7.1 of Part 7 of the Act which requires the Applicant to enter into a Planning Agreement with the Muswellbrook Shire Council within six months of the date of commencement of development, or other timeframe agreed by the Planning Secretary. If Council and the Applicant are unable to agree on the terms of a Planning Agreement, the Applicant must make a contribution in accordance with the *Muswellbrook Shire Council Section 94A Development Contributions Plan 2010*. This contributions plan may be inspected at:

<https://www.muswellbrook.nsw.gov.au/index.php/home/council/docman-meetings?task=document.viewdoc&id=845>

Reviews/Appeals

The Commission conducted a public hearing in respect of the application.

Certain appeal and review rights are available to applicants and objectors following determination of a development application. The Applicant does not have the right to request a review of the determination under section 8.3 of the Act. As the Commission held a public hearing in respect of the application, neither the Applicant nor the objectors have a right of appeal to the Land and Environment Court under section 8.6(3)(a) of the Act.