



Donna McLaughlin - Manager
Malabar Resources
Thomas Mitchell Drive
Muswellbrook NSW 2333

02/09/2021

Dear Ms McLaughlin

Maxwell Underground Coal Mine Project (SSD 9526) - Community Consultative Committee

I refer to your request dated 8 July 2021 seeking approval to establish the Maxwell Underground Coal Mine Project (Maxwell Underground) Community Consultative Committee (CCC) and in doing so, combining it with the Maxwell Infrastructure CCC and the Spur Hill Underground CCC to form an amalgamated CCC.

Condition A20 of Schedule 2 of SSD 9526 requires Maxwell Underground to establish a CCC prior to the commencement of construction. Additionally, condition A21 of Schedule 2 of SSD 9526 states that with the approval of the Planning Secretary, the Maxwell Underground CCC may be combined with any CCC previously established under the consent for the Drayton Mine Extension (MP 06_0202).

The Maxwell Infrastructure CCC (formerly the Drayton Mine CCC) was established under MP 06_0202, therefore may be combined with the newly established Maxwell Underground CCC. As your request to establish the Maxwell Underground CCC and combine it with the existing Maxwell Infrastructure CCC is consistent with Conditions A20 and A21 of Schedule 2 of SSD 9526, I approve the request.

Regarding the CCC for the Spur Hill project, this CCC is a requirement of Exploration Licence 7429, which was granted under the *Mining Act 1992*, and is regulated by Mining, Exploration and Geoscience within Regional NSW (MEG).

I note the inclusion of the Spur Hill CCC in the combined Maxwell CCCs was raised as an agenda item at the Spur Hill and Maxwell Infrastructure CCC Meeting held on 9 June 2021. The meeting minutes detail that no objections were raised to the proposal to combine Spur Hill and Maxwell Infrastructure CCCs, and that the MEG representative at the meeting supported the approach.

Please be advised that I also have no objection to your proposal to amalgamate the Spur Hill CCC into the combined Maxwell CCC, provided all relevant conditions of consent continue to be met and the community members on the CCC continue to have no objection.

If you wish to discuss any matters further, please contact Sarah Clibborn on 02 8837 6095 or via email.

Yours sincerely

A handwritten signature in black ink that reads 'C. Dumbleton'.

Carl Dumbleton
A/Director
Resource Assessments (Coal & Quarries)
as nominee of the Planning Secretary



Planning,
Industry &
Environment