



PUBLIC NOTICE OF STATE SIGNIFICANT DEVELOPMENT DETERMINATION

Bayswater Power Station Upgrade

Application No	SSD 6967
Description	Works to ensure the ongoing operation of the power station for its remaining operational life and improve environmental outcomes including <ul style="list-style-type: none">• construction of a salt cake landfill facility;• upgrades to increase ash recycling;• construction of borrow pits;• water infrastructure upgrades; and• ancillary works.
Location	New England Highway, Muswellbrook
Applicant	AGL Macquarie Pty Limited
Council Area	Muswellbrook Shire Council and Singleton Council
Determination	Partial consent, subject to conditions
Determination Date	18 February 2022
Consent Authority	Executive Director, Energy, Resources and Industry Assessments under delegation

On 18 February 2022 the Executive Director, Energy, Resources and Industry Assessments granted partial consent for the development application SSD 9697 for the Bayswater Power Station Upgrade Project in accordance with section 4.16(4)(b) of the *Environmental Planning and Assessment Act 1979* (the Act). The project was granted consent except for the ash dam augmentation and seepage collection infrastructure upgrade components of the application.

The development consent is subject to conditions, which are available on the Department's website. The reasons for approval and conditions are provided in the assessment report and the Notice of Decision. These documents, including any endorsed plans can be found on the Department's Major Projects website at: <https://www.planningportal.nsw.gov.au/major-projects/projects/bayswater-power-station-upgrade>.

The consent has effect on and from 18 February 2022.

The consent lapses on 18 February 2027 unless the development has physically commenced before that date (in the case of development consent for the erection of a building, subdivision of land or the carrying out of a work) or if the use of land, building or work has actually commenced before that date.

Reviews/Appeals

Certain appeal and review rights are available to applicants and objectors following determination of a development application.

The applicant has a right to request a review of the determination under section 8.3 of the Act.

If the applicant is dissatisfied with the determination of the application, the applicant has the right, under section 8.7 of the Act, to appeal to the Land and Environment Court within 12 months of the date the determination was notified or registered on the NSW planning portal.

If you are an objector to the application, you may, within 56 days after the date this notice is registered on the NSW planning portal or notified to the objector, appeal to the Land and Environment Court under section 8.8 of the Act.

The Instrument of Determination and the Assessment Report may be viewed electronically on the Department's website (<https://www.planningportal.nsw.gov.au/major-projects/projects/bayswater-power-station-upgrade>).