



Holcim (Australia) Pty Ltd  
PO Box 5697  
West Chatswood, NSW 1515  
Australia

ABN 87 099 732 297  
Phone: +61 29412 6579  
[www.holcim.com.au](http://www.holcim.com.au)

The Director-General (D-G) Planning  
Attention: Mr David Kitto  
Director, Mining and Industry Projects  
GPO BOX 39, SYDNEY NSW 2001

Email: [David.Kitto@planning.nsw.gov.au](mailto:David.Kitto@planning.nsw.gov.au)  
CC: [Kane.Winwood@planning.nsw.gov.au](mailto:Kane.Winwood@planning.nsw.gov.au)  
CC: [George.Mobayed@planning.nsw.gov.au](mailto:George.Mobayed@planning.nsw.gov.au)

June 17, 2011  
[Paul.Commonc@holcim.com](mailto:Paul.Commonc@holcim.com)

Dear David,

**RE: HOLCIM LYNWOOD DA128-5-2005; DA 128-5-2005 MODIFICATION 1 AND DA 128-5-2005 MODIFICATION 2**

As construction work at the Holcim (Australia) Pty Ltd (Holcim) Lynwood site in Marulan commenced in late 2010 it is timely to progress implementation of the independent audit requirements of conditions 7, 8 and 8A of Schedule 5 and the annual environmental reporting requirements of condition 6 (also Schedule 5).

Holcim has targeted preparation of the Independent Environmental Audit (IEA) in October 2011 with the final report planned for December 2011. The audit timing is designed to capture significant construction activities with the next IEA planned for 2016 to include operational activities when they have commenced.

Also, Holcim intends issuing the first Annual Environmental Management Report (AEMR) for the period ending 30 June 2011 in September 2011 thereby capturing approximately 9 months of significant construction activity. The following AEMR will include a full year's construction activity from July 2011 to June 2012.

Legal advice suggests that the variation of dates for the AEMR and IEA from those currently nominated in conditions 6 and 7, to those proposed above, can be achieved by Holcim's application to the Minister for Planning for a modification to the consent under Section 96 (1A) of the *Environmental Planning Assessment Act 1979*. Considering the delay in the commencement of the project it is considered that an appropriate variation in the dates for the AEMR and IEA would have '*minimal environmental impact*'. The D-G's concurrence is sought for this proposal.

To facilitate the AEMR and the IEA Holcim has engaged Umwelt (Australia) Pty Limited to review and update as necessary management plans; strategies and programs to the requirements of modification 2 of the Lynwood consent. As required by condition 4A Holcim will issue these updates to the D-G's by 22 June 2011 being within 3 months of the date of modification 2.

Further, as the D-G's endorsement is required under condition 7 (Schedule 5) for the independent person conducting the audit, capability statements for both AECOM and EMGA/Mitchell McLennan are included for the D-G's review and concurrence. Endorsement of both independent persons is requested to allow necessary flexibility in achieving the nominated IEA date given the current level of industry activity, however EMGA/Mitchell McLennan are the preferred option.

Additionally, Holcim would like to address the rehabilitation bond requirements of conditions 47 and 48 of Schedule 3 and will, by the end of 2011, submit to the D-G an analysis of areas to be disturbed from late 2010 to late 2015 (the first 5 years of site activity) along with the bond estimate. Also Holcim requests direction as to how this bond should be lodged.

Should you have any questions regarding any of the above matters please do not hesitate to contact Suzannah Mitchell (Lynwood Environmental Officer) on 0429 790 795 or Paul Commons (Project Director) on 0429 790 592.

Kind regards

A handwritten signature in black ink, appearing to read 'P Commons', written in a cursive style.

Paul Commons  
Lynwood Project Director  
(02) 9412 6579