

# Notice of Modification

## Section 96(1A) of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning, I modify the development consent referred to in Schedule 1, as set out in Schedule 2.



Chris Wilson  
Executive Director  
Major Project Assessment

Sydney 31 October 2007

File No: S02/02198

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### SCHEDULE 1

The development consent (DA 300-9-2002) granted by the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration) for the Extension of Warkworth Mine on 19 May 2003.

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### SCHEDULE 2

1. In the DEFINITIONS section, delete the definitions of DSNR, DMR and EPA and insert in alphabetical order the following:

|      |                                              |
|------|----------------------------------------------|
| DECC | Department of Environment and Climate Change |
| DPI  | Department of Primary Industries             |
| DWE  | Department of Water and Energy               |
2. Delete condition 2(k) in schedule 3 and replace with:

“(k) Modification Application DA 300-9-2002 MOD 3 by Coal and Allied, lodged 16 October 2007, and accompanying supporting information; and

(i) conditions of this consent.”
3. Delete condition 3 of schedule 3 and replace with:

If there is any inconsistency between the above documents, the latter document shall prevail to the extent of the inconsistency. However, the conditions of this consent shall prevail to the extent of any inconsistency.
4. Replace all references to “EPA” in the consent with “DECC”.
5. Replace all references to “DMR” in the consent with “DPI”.
6. Replace all references to “DNSR” in the consent with “DWE”.