

# Notice of Modification

## Section 75W 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, subject to the conditions in Schedule 2.



Howard Reed  
A/Director, Mining and Industry Projects

Sydney

26 November

2010

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### SCHEDULE 1

The development consent (DA 73-11-98) for the Newstan Colliery, granted by the Minister for Urban Affairs and Planning on 14 May 1999.

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### SCHEDULE 2

1. In condition 1.1, delete all words after "October 2009;" and replace with:
  - e) the modification application DA 73-11-98 – MOD 3 and accompanying Environmental Assessment entitled *Washing of Awaba Coal at Newstan Section 75W Application Statement of Environmental Effects*, dated September 2010; and
  - f) the conditions of this consent.