



Melissa Anderson
Environmental Assessment Officer
Resource Assessments
320 Pitt Street
SYDNEY NSW 2001

Dear Ms Anderson

Newstan Colliery (DA 73-11-98) – Modification 8

Thank you for the opportunity to provide comment in relation to Newstan Colliery Modification 8 application.

It is understood the modification application involves;

- Extension of the approval life until 6 July 2021; and
- Extraction of up to 2 million tonnes of ROM coal using first workings methods within the West Borehole Seam.

Subsidence Advisory NSW has no objection to the modification however it should be noted that areas of the Newstan Coal Mine are defined as non-active under the *Coal Mine Subsidence Compensation Act 2017* (the Act). Subsidence Advisory intends to redefine the area as active mining area.

Subsidence Advisory NSW is responsible for managing and compensating subsidence claims from non-active areas, generally non-active areas were mined prior to enactment of the Act on 1 January 2018. Mine operators are financially liable for subsidence damage in active mining areas. Subsidence Advisory NSW note there are no predicted subsidence impacts from the proposed mining, however, should in the unlikely event subsidence occur, Newstan Colliery will be liable for the damage.

If you would like to discuss this further, please don't hesitate to contact me by email at matthew.montgomery@finance.nsw.gov.au or by phone on 4677 1967.

Yours sincerely

Matthew Montgomery
Infrastructure Manager, Subsidence Advisory NSW

25 October 2018