

OUT16/29987

Paul Freeman  
Team Leader, Resource Assessments  
NSW Department of Planning & Environment  
GPO Box 39 Sydney NSW 2001

Dear Mr Freeman

The Division of Resources & Energy (the Division) has conducted a review of the Bulli Seam Operations Project Modification 2 for the construction of a gas pipeline as part of the Appin East Mine Safety Gas Management Project.

The key features of this project are:

- Installation and operation of a larger diameter suction gas pipeline between Appin No. 3 Vent Shaft and the existing gas drainage plant at Appin No.2 Shaft
- The pipeline will be buried at the surface (for the most part) along Brooks Point Road for approx. four kilometres
- The pipeline will traverse several pastoral lots owned by private landowners
- The main environmental impact will be disturbance of the soil and native vegetation/exotic pasture vegetation at the surface of the pipeline easement (approx. 2m x 2m trench)
- The pipeline will traverse Authorisation 312 from the Appin No.2 shaft site to Appin No.3 Vent Shaft (Mining Lease 1382).

The Division has considered the modification and notes the following:

- The Division considers the proposed development is a mining purpose as per cl.7 of the Mining Regulation 2016, requiring a Mining Lease for mining purposes as per s.51 of the Mining Act, 1992.
- The pipeline will traverse ML 1382 (ie. Appin Vent Shaft No.3). The Division has a rehabilitation role in respect of the conditions of ML 1382, specifically the requirement for this part of the activity to be satisfactorily covered in the Bulli Seam Ops Mining Operations Plan (MOP).

*Note: there is no requirement to licence a pipeline in accordance with the NSW Pipelines Act where the pipeline is less than 10km in length, and in this case, it is not anticipated that the Minister would require a licence to be obtained for any specific reason.*

Given the above circumstances, the following recommendation is provided for consideration by DP&E: The proponent must -

- Obtain a Mining Lease for mining purposes for the proposed pathway of the pipeline, including any easement; and,
- submit to the Secretary of the Department of Industry for approval, an Amendment to the Bulli Seam Operations MOP.
  - This Amendment must, at a minimum, consider that section of the pipeline that traverses Mining Lease 1382.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Zane West', with a stylized, cursive script.

**Zane West**  
**Manager Royalty & Advisory Services**  
**Operations & Programs**