



**Planning and Assessment
Energy and Resource Assessments**

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Mr Christopher Armit
Environment and Community Coordinator
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11/07/2019

Dear Mr Armit

**Response to Submissions
Chain Valley Colliery Modification 3 (SSD 5465)
Manning Park Modification 5 (MP_0311)**

The public exhibition of the Statement of Environmental Effects (SEEs) for the Chain Valley Colliery Mod 3 and Manning Colliery Mod 5 concluded on Thursday 4 July 2019. All submissions received by the Department during exhibition of the modifications are available on the Department's website at:

<https://www.planningportal.nsw.gov.au/major-projects/project/11671>

<https://www.planningportal.nsw.gov.au/major-projects/project/11666>

The Department requires that you provide a response to the issues raised in those submissions, in accordance with clause 85A(2) of the *Environmental Planning and Assessment Regulation 2000*. Please provide a response to the issues raised in these submissions at your earliest convenience.

In particular, the Department has identified a number of issues where further impact assessment or additional information is required (see **Attachment A**). Please address these issues carefully and comprehensively.

Note that under clause 113(7) of the *Environmental Planning and Assessment Regulation 2000*, the days occurring between the date of this letter and the date on which your response to submissions is received by the Secretary are not included in the deemed refusal period.

If wish to discuss this matter further, please contact Melissa Anderson on 8275 1392.

Yours sincerely



Howard Reed
Director Resource Assessments
Coal and Quarries Assessments

as delegate for the Secretary

Attachment A

1. Noise

The Department requests further information on the predicted frequency of operation of the coal handling equipment at Mannering to accommodate the increase in run-of-mine coal production. Will this increase operating hours during the evening and night period? Are there any options to limit the operating hours of Mannering's coal handling plant, particularly during the night period?

2. Air Quality

Lake Macquarie City Council's submission for Mannering Colliery Mod 5 seeks clarification on the predicted increases in the 24-hour average PM₁₀ concentrations, as represented in Table 8-5 of the Statement of Environmental Effects. Please provide clarification regarding any predicted air quality exceedances.

3. Coastal Management

Delta Coal must consider any relevant requirements of *State Environmental Planning Policy (SEPP) (Coastal Management) 2018* and include a detailed consideration of clause 15 of that SEPP. Please refer to the Biodiversity and Conservation Division's (BCD, formerly the Office of Environment and Heritage) submission.

4. Heritage

The BCD submission recommends that revised Aboriginal Cultural Heritage Management Plans be prepared for Chain Valley and Mannering Collieries.

The Department supports the BCD's recommendations and suggests that it would be efficient for Delta Coal to prepare an updated Aboriginal Cultural Heritage Management Plan

to cover both sites. The Department asks that Delta Coal provides an update on this matter in its Response to Submissions.