

24th July 2014

Mr Chris Wilson
Executive Director, Development Assessment Systems & Approvals
Department of Planning & Environment
Level 4, 23-33 Bridge Street
SYDNEY NSW 2000

Email: c/- PA of Chris Wilson - Jean Shillingford PH: 9228-6189
jean.shillingford@planning.nsw.gov.au

Howard Reed Dept Planning & Environment - Manager for Mining
Switch PH: 9228-6111
Email: howard.reed@planning.nsw.gov.au

Dear Sir,

RE: Extension of Submission Period & "Claiming Submitters Rights"
OBJECTION to Duralie Coal Open Pit Modification, Environmental Assessment to modify approval
08_0203.

I am "Claiming Submitters Rights" in objection to Duralie Coal Open Pit Modification. The submission period last day is currently Wednesday 30th July 2014, I request an extension. Two weeks notice period is unfair and unacceptable.

I have lodged objections against Duralie Coal previously. Legislation that prevents The Department of Planning & Environment from notifying me in advance by letter of a pending submission period regarding Duralie Coal modification or not is unacceptable!

I am a property owner that is already impacted by Duralie Coal mines DUST and NOISE and this modification will further impact me should Planning approve. The void will be bigger and hold more dirty mine waste water which will flow into the creeks and gullies that all flow into Mammy Johnsons River, Karuah River to Port Stephens/Marine Park.

I am unable to formulate my submission objection letter by Wednesday 30th July 2014. My Claiming Submitters Rights will therefore allow me to forward through my detailed objection submission as soon as possible.

Yours faithfully

Name Stephen Allbury

Signature S. Allbury

Lineburners Creek
NSW 2324

sm.

24th July 2014 (REV 2.)

Mr Chris Wilson
Executive Director, Development Assessment Systems & Approvals
Department of Planning & Environment
Level 4, 23-33 Bridge Street
SYDNEY NSW 2000

Dear Sir,

RE: OBJECTION to Duralie Coal Open Pit Modification, Environmental Assessment to modify approval 08_0203.

I object to Duralie Coal (a promised 8 year Boutique mine) again seeking approval for another modification to expand their open cut pit and alter their Conditions of Consent, "*approximately 2.5 hectares*" they reference in their EA, under Part 3A referenced as Section 75W. They are/have removing/removed areas of bushland that were to remain as irrigation land on either side of Duralie Road. Duralie Coal states this modification will "*improve the geotechnical stability of the open pit low walls*". I object to what I believe is an ulterior motive to remove the small coal seam present, by leading us all to believe that this modification is needed and necessary "*to improve the geotechnical stability of the open pit low walls*". I question their mining safety/practices in causing a problem of wall collapse and/or potential wall collapse, should this modification not be given approval. Yancoal/Duraliecoal's own documentation states "*without the modification, waste emplacement at the DCM would be constrained and a portion of the coal reserves approved to be extracted from the Weismantel and Clareval open pits until 2019 would be forgone, resulting in a truncation of the mine life*". Duralie Coal continues to impact private properties in the valley by their noise and dust and this will be further escalated should the mine be given approval.

I object to Duralie Coal seeking approval to increase the depth of the Clareval Open Pit and remove pillars, which automatically produces more "overburden", dust, noise and the removal of further bushland & wildlife death. If this modification is approved this will cause a bigger void which will hold MORE dirty water and flow out into creeks and Mammy Johnsons River, Karuah River to Port Stephens.

I object to 'mining Companies terminology' their modifications "*involves minor changes*", when in reality Duralie Coal is causing devastation wherever they remove bushland/wildlife, mountains, valley & creeks e.g. Coalshaft Creek, which flows dirty orange/brown water and Unnamed Creek that flowed black water directly into Mammy Johnsons River, Karuah River to Port Stephens, leaving these areas removed entirely and/or impacted for all time!

I object to Duralie Coal being approved to mine coal in areas of mountains & natural bushland where small (powder puff) coal seams are present and considering the amount of "overburden" Duralie Coal produces each day should not be seen to be economically viable at all.

I object to Duralie Coal being given further approval to build the "overburden dump" up higher, which already causes dreadful dust impacts coming straight off the overburden dump area of Duralie Coal pit, which swiftly moves up the valley as the ocean breeze from Port Stephens drives the dust North up the Gloucester-Stroud Valley.

I request that the Department refuses approval of this modification and any further modifications to operate.

Yours faithfully
Stephen Albany.....

Limeburners Creek 2329

Signature S. Albany