

**Lauren Rose - RE: Exhibition of Preferred Project Report for Port Waratah Coal Services Terminal 4 (10/14864)**

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**From:** Peter Evans <Peter.G.Evans@environment.nsw.gov.au>  
**To:** "rebecca.sommer@planning.nsw.gov.au" <rebecca.sommer@planning.nsw.gov.au>  
**Date:** 3/12/2013 4:09 PM  
**Subject:** RE: Exhibition of Preferred Project Report for Port Waratah Coal Services Terminal 4 (10/14864)  
**CC:** Richard Bath <Richard.Bath@environment.nsw.gov.au>, Ado Zanella <Ado.Zan...>

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Rebecca,

Further to our letter of 25 November, 2013 (DOC13-71535), I have reviewed the flood impact assessment of the PPR in conjunction with that of the original EA.

I can confirm that OEH does not have any outstanding concerns in relation to the off-site flood impacts of the T4 proposal.

Please note however that the proposed Tomago offset site is located wholly within a declared *floodplain* (within the meaning of the Water Management Act, 2000). It seems that the proposal will involve the construction of bunds and other earthworks that will constitute a <sup>[1]</sup>

*floodwork*, as defined by the Act, and would therefore require the consent of the Minister for Water under s256(1)(b). OEH has delegation to issue such a consent.

Could you please ensure that your approval includes a condition drawing the proponent's attention to this requirement?

Regards

Peter

Peter Evans  
 Senior Team Leader, Hunter-Central Coast  
 Water Floodplains & Coast  
 Regional Operations Group  
 Office of Environment and Heritage  
 NSW Department of Premier & Cabinet

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**From:** Bath Richard  
**Sent:** Monday, 25 November 2013 16:22  
**To:** rebecca.sommer@planning.nsw.gov.au  
**Cc:** Lewer Steve; Evans Peter - Newcastle  
**Subject:** FW: Exhibition of Preferred Project Report for Port Waratah Coal Services Terminal 4 (10/14864)

Rebecca

Please find attached OEH's comments on the PPR and Response to Submissions Report for T4. The original letter will follow by post.

Regards

Richard Bath  
 Senior Team Leader - Planning  
 Hunter Central Coast Region  
 Regional Operations Group  
 Office of Environment and Heritage  
 NSW Department of Premier and Cabinet  
 PO Box 488G Newcastle NSW 2300  
 T: 4908 6805  
 W: [www.environment.nsw.gov.au](http://www.environment.nsw.gov.au)

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**From:** Rebecca Sommer [mailto:Rebecca.Sommer@planning.nsw.gov.au]  
**Sent:** Tuesday, 10 September 2013 10:48 AM  
**To:** CaRD Mailbox  
**Subject:** Exhibition of Preferred Project Report for Port Waratah Coal Services Terminal 4 (10/14864)

Dear Sir/Madam,

**Preferred Project Report for Port Waratah Coal Services (PWCS) Terminal 4 (10/14864)**

Please find attached a letter from the Department, inviting your comments on the Preferred Project Report (PPR) for the above project. The PPR will be available on the Department's website at ([http://majorprojects.planning.nsw.gov.au/index.pl?action=view\\_job&job\\_id=4399](http://majorprojects.planning.nsw.gov.au/index.pl?action=view_job&job_id=4399)).

If you have any queries on the above, please feel free to contact me directly.

Regards,  
 Rebecca Sommer

**Rebecca Sommer**  
 Infrastructure Projects  
 NSW Department of Planning & Infrastructure  
 GPO Box 39 | Sydney NSW 2001  
 T 02 9228 6184 F 02 9228 6355 E [rebecca.sommer@planning.nsw.gov.au](mailto:rebecca.sommer@planning.nsw.gov.au)



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[1]

*flood work* means a work (such as a barrage, causeway, cutting or embankment):

that is situated:  
 in or in the vicinity of a river, estuary or lake, or  
 within a floodplain, and

definition of ***floodwork***:

that is of such a size or configuration that, regardless of the purpose for which it is constructed or used, it is likely to have an effect on:  
 the flow of water to or from a river, estuary or lake, or  
 the distribution or flow of floodwater in times of flood,

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