



For The Attention of:
The Director, Planning Services
Dept of Planning and Environment
GPO Box 39 SYDNEY 2001
Email to: information@planning.nsw.gov.au
Date: 20160905 (5th Sept 2016)

RE: Submission of significant objections to The Wallarah 2 Coal Project and The Coal Project SSD 4974 Amended Development Application.

To whom it should be of major concern

My name is Paul Robert Burton representing Our Land Our Water Our Future.

A Central Coast based not for profit Incorporated Association.

<http://www.ourlandourwaterourfuture.org>

I am speaking both as an individual and as the designated representative for all members of OLOWOF Inc on the Central Coast of NSW Australia.

Not only do we object to the proposal for Wallarah 2 Coal Project Application No. SSD-4974 Amended Development Application, we must hereby inform you that we cannot and will not allow this project to proceed. We fail to comprehend how any government representing it's community could even be considering such a proposal?

Since many groups will submit significant information concerning the realities of Climate Change, Water Preservation, Environmental Protection, Protection of People, Air Pollution, Noise Pollution, Land Subsidence, Traffic and any other significant impacts, we will focus our submission on facts in reference to this specific amended development application. We use the word "fact" as being something indisputable morally, ethically, legally and economically.

Please see our first submission (attached to email) Ref: 20130613 from approximately three years ago. These same facts still apply today and are independent of this amended development application. Please again read our original submission as it addresses the key issues of climate change and protection of water resources. The issues raised in our previous submission have not been adequately addressed by the amended development application.

Our Objections to this current amendment are:

1. The modifications under this amendment are so significant, particularly in terms of air pollution from moving coal and dumping from a gantry into coal wagons and noise pollution becoming a 24/7 activity, that a new EIS and Social Impact Study should have been included. **Where are these studies? and why have they not been completed ?**

The Central Coast is one of the largest regions in Australia, the risks to our water supply by the proposed mine far exceed any potential benefit from economic growth, jobs or royalties of the proposed mine. The Central Coast is a billion dollar economy, what government would risk all this for a short term income. There is no life without clean water. The proposed mine represents and unacceptable risk to both our water supply and our water quality, it should therefore be denied on these issues alone.

2. Everyone in Blue Haven and Wyee communities should have been notified of this proposal as the coal loader will be 220m and 400m from the nearest homes in those suburbs, respectively. **Why were they not notified?**

3. Given the original EIS modeled an additional 1:100,000 deaths per annum from coal dust and diesel particulate air pollution, the modification suggests even more people are expected to die so that South Korea can import coal for electricity generation.

It is highly likely that the modeled deaths per 100,000 are severely underestimated as a result of the amended application. The damage caused by particulate air pollution is proven. The application makes no allowance for the damage to the health of 1000's of individuals including young children whose health will suffer as a result of this amendment.

The proposed mine will result in significant damage to human health, with health cost running into millions of dollars over the life of those affected.

Australia does not need this coal, no does the world. No Australian should be expected to die, have their life cut short or be subject to serious health conditions which are easily preventable. On this issue alone the amended application should be refused.

Does the state government now cost those deaths in their royalty calculations?

Does both the State and Federal Government now consider economics above the killing of the very people it is supposed to represent?

4. It is also publically known that the mining industry is incapable of monitoring it's own activities, incapable of any kind of sustainable rehabilitation and cannot even protect it's own workers. So as a community we have no trust in either the mining corporations or the governments that now appears to represent them far more than the community they were elected to represent.

5. Notwithstanding that:

a) The liberal state government was elected on a promise to not allow this mine and then lied outright to the public.

b) Several members of that same government in this region have been found to be corrupt and accepted bribes from corporations to approve corporate development applications.

We would like to point out that approval of this mine is in breach of the Australian Constitution Act. Namely sections 44 part 5 and section 100.

The Commonwealth Of Australia Constitution Act

Commonwealth of Australia Constitution Act 1900 Chapter 12 sections

44(i) & 44(v)

44. Any person who-

(i.) Is under any acknowledgment of allegiance, obedience, or adherence to a foreign power, or is a subject or a citizen or entitled to the rights or privileges of a subject or a citizen of a foreign power :

or

(v.) Has any direct or indirect pecuniary interest in any agreement with the Public Service of the Commonwealth otherwise than as a member and in common with the other members of an incorporated company consisting of more than twenty-five persons:

Shall be incapable of being chosen or of sitting as a senator or a member of the House of Representatives.

Commonwealth of Australia Constitution Act 1900 Chapter 12 section 100

The Commonwealth shall not, by any law or regulation of trade or commerce, abridge the right of a state or of the residents therein to the reasonable use of the waters of rivers for conservation or irrigation.

Please consider this submission of utmost importance.

We hereby request the Dept of Planning and Environment perform their rightful duties, to not only the local community of 300,000 people whose water, air and land you threaten, but to our enormous global responsibility as a nation.

Further to this, as my democratic right and by written request, independent of your decision on this matter, could you please respond to my questions above (highlighted) in this document.

A handwritten signature in black ink, appearing to read 'PBA', with a long horizontal flourish extending to the right.

Paul Robert Burton
President
Our Land Our Water Our Future Inc

Objection to Proposal Wallarah 2 Coal Project Application No. SSD-4974
From Our Land Our Water Our Future. (www.ourlandourwaterourfuture.org)
21/06/13

To whom it may concern,

My name is Paul Robert Burton representing Our Land Our Water Our Future.
A Central Coast Based Non For Profit Incorporated Association with many participating groups and associations.

I am speaking both as an individual and as the designated representative for all members of the OLWF on the Central Coast NSW.

Not only do I object to the proposal for Wallarah 2 Coal Project Application No. SSD-4974. I would go even further to consider this proposal "complete Insanity".
I fail to comprehend how any community representatives could allow such a proposal?
If any of these representatives were truly protecting the best long-term interests of the Central Coast Community, this submission should have been stopped long ago?
I can only conclude that the government representatives elected to protect the best interests of the Central Coast Community, are in great need of correct objective information from dedicated professionals whom specialize in ground and surface water studies and whom have the information available on Climate Change.

Here are some of the main reasons why the Wallarah 2 Project **CANNOT PROCEED**.

1. Ground and Surface Water Impacts.

The EIS for this project states that it will impact over 50% of the fresh water supply for the 300,000 Central Coast residents.
Water is a primary resource we need to survive, it is fundamental to life.
For further information Philip Pells, Pells Consulting
<http://www.pellsconsulting.com.au/>

2. Mardi-Mangrove Pipeline and Subsidence etc etc

The \$80 million Mardi-Mangrove pipeline designed to transfer water from this system to the Mangrove Dam on the escarpment during flood rains, was built to provide the Central Coast Community with water at times of great shortage. The Wallarah 2 Coal Project proposal risks the long-term integrity of this pipeline and again further risks the water supply for thousands of Central Coast residents.

3. Failure to Address Previous Concerns.

The Wallarah 2 Coal Project application has already been refused once, based on the proponent's failure to adequately address issues of **water quality, ecological, subsidence and heritage impacts**. i.e It was refused in 2011 based on this information and nothing significant has changed other than the addition of the risk to the new Mardi-Mangrove Pipeline.

4. Threatened Species

The current EIS lists **thirty seven** recorded threatened and migratory fauna species and **six** vulnerable or endangered flora species within the project site. Many of these species are protected under state and federal legislation as well as international agreements. The key threats to these species include land clearing, change in habitat due to subsidence and alteration of water flow, wetlands and floodplains.

5. Climate Change (most important of all)

Five million tonnes of export grade thermal coal per annum represents a substantial contribution to NSW total carbon emissions and is in conflict with state and federal programs to reduce our contribution to global climate change?

The argument for continued coal-fired electricity in comparison to the long-term investment in renewable energy sources is over.

Organisations like Greenpeace and The ASPO (Australian Association for the study of Peak Oil And Gas) have made it powerfully clear (using fundamental mathematics) that our fossil fuel based society is on the brink of collapse.

Greenland is fast disappearing and we will see a minimum 7 metre water rise in the next ten years. This will happen even if we stopped all fossil fuel production today!!!

Any plan to continue expanding The Fossil Fuel Industry is a ridiculous proposition driven by short term greed and self interest. Our leaders (at this point in time), do not appear to consider the long term impacts of this industry and the catastrophic ramifications both on the local level and internationally?

For further information Ian Dunlop ASPO <http://www.aspo-australia.org.au>

Summary

The Wallarah 2 Coal Project Application No. SSD-4974 cannot proceed.

If for any reason it does ? Please consider the community ramifications as you will leave us no choice, we must protect our water.

Please feel free to contact us for any further information to help your decision in this matter and please understand that we have already made ours

**It is our Responsibility, as deemed by that which created us,
or through the simple undeniable recognition of our existence.
To help all Human Kind realise the Catastrophic Ramifications
of the continued abuse of our planet, through a disconnection with
Nature and Natural Law.**

**As a result of this disconnection, the now imminent threat to
both our global and local, water, land and air resources
without which we cannot survive.**

**This Responsibility exists above and beyond any
System or Government as neither of these created us.**

**We appeal to all Human Kind,
to make a personal heart choice from within
and to align themselves with this simple TRUTH,
for both their own benefit and the benefit of the many.**

Kindest regards Paul Robert Burton (Our land Our Water Our Future)

Some Associated Groups sharing in our concerns.....

