

Conditional Gateway Certificate Drayton South Coal Project

Part 4AA, Division 4 of State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

Pursuant to clause 17H of State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007, we determine the application made by Anglo American Coal Pty Ltd by issuing this certificate.

We certify that in the opinion of the Mining and Petroleum Gateway Panel, with regards to the relevant criteria in clause 17H(4) of State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007, the proposed development described in Schedule 1:

- meets the following relevant criteria:
 - 17H(4)(a)(iv)
- does not meet the following relevant criteria:
 - 17H(4)(a) (i),
 - 17H(4)(a) (ii),
 - 17H(4)(a) (iii),
 - 17H(4)(a) (v), and
 - 17H(4)(a) (vi).

The reasons for forming the opinion on each of the relevant criteria, together with recommendations of the Gateway Panel, are contained in Schedule 2.

Brett Whelan
Chairperson

George Gates PSM
Member of the Gateway Panel

Geoff Sharrock
Member of the Gateway Panel

Date certificate issued: 2nd April 2015

This certificate will remain current for 5 years from the date of issue.

SCHEDULE 1

Site:

The site is located approximately 13 kilometres south of the township of Muswellbrook within the Muswellbrook Local Government Area. The project is located on land subject to the Upper Hunter Strategic Regional Land Use Plan.

Development description:

The Drayton South Coal Project proposes to undertake open cut mining activities on land within EL5460 with production of approximately 75 million tonnes (Mt) of run-of-mine (ROM) coal over the mine life of approximately 15 years.

Applicant:

Anglo American Coal Pty Ltd.

SCHEDULE 2

Relevant criteria	Consideration	Recommendations
17H4(a) (i), (ii), (iii), (v), (vi)	Open cut mining is expected to significantly impact the agricultural productivity of identified BSAL, however relevant Project information lacks relevant detail and/or is conflicting	<ol style="list-style-type: none"> 1. Provide a detailed program for proposed stripping and restoration of BSAL soil. 2. Provide a detailed program for the rehabilitation of the post-mining landform and the proposed landuse. 3. Construct a post-mining BSAL verification survey program where BSAL restoration is proposed. 4. Update application documents to reflect the current Project scale and plan.
17H4(a) (vi)	Extent of verified BSAL has not been finalised.	<ol style="list-style-type: none"> 1. Reassess soil salinity classification and provide laboratory data for all observation sites in Soil Unit 2. 2. Undertake further sampling and laboratory analysis as required to enable an accurate assessment of Soil Unit 2 boundaries to complete BSAL verification. 3. Provide an accurate BSAL map for the Project Disturbance Area

Note: Further information on the Gateway Panel's reasoning in relation to the relevant criteria is contained in the '*Report by the Mining and Petroleum Gateway Panel to Accompany a Conditional Gateway Certificate for the Drayton South Coal Project*' available at: www.mpgp.nsw.gov.au