

Request to modify a major project



NSW GOVERNMENT
Department of Planning

Date duly made: ____/____/____

Modification No. _____

1. Before you lodge

This form is required under section 75W of the *Environmental Planning and Assessment Act 1979* (the Act) in order to request the Minister to modify the Minister's approval to carry out a project or concept plan to which Part 3A of the Act applies.

Before making this request, it is recommended that you first consult with the Department of Planning (the Department) concerning your modification. The Director-General may issue environmental assessment requirements that must be complied with before your request will be considered by the Minister. If the changes proposed by the modification will result in a project that is consistent with the existing approval, the Minister's approval for a modification is not required.

Disclosure Statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

Note: For more details about political donations disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

Lodgement

All modification requests must be lodged with the Director-General of the Department of Planning, by courier or mail. An electronic copy should also be e-mailed to the assessment contact officer assigned to the project.

NSW Department of Planning
Ground floor, 23-33 Bridge Street, SYDNEY NSW 2000
GPO Box 39 SYDNEY NSW 2001
Phone 1300 305 695

2. Details of the proponent

Company/organisation/agency

Donaldson Coal Pty Limited

ABN

87 073 088 945

☒ Mr ☐ Ms ☐ Mrs ☐ Dr ☐ Other

First name

Brendan

Family name

McPherson

Position

Chief Executive Officer

STREET ADDRESS

Unit/street no.

Level 7, 167

Street name

Macquarie Street

Suburb or town

Sydney

State

NSW

Postcode

2000

POSTAL ADDRESS (or mark 'as above')

As Above

Suburb or town

State

Postcode

Daytime telephone

(02) 9220 9900

Fax

(02) 9220 9999

Mobile

0417 218 063

Email

donaldson@doncoal.com.au

3. Identify the land

STREET ADDRESS (where relevant)

Unit/street no.

Street or property name

via John Renshaw Drive

Suburb, town or locality

Black Hill, NSW

Postcode

2322

Local government area(s)

Newcastle, Cessnock and
Maitland

State Electorate(s)

Maitland, Cessnock

REAL PROPERTY DESCRIPTION

Lot 109 DP 1100314 and Lot 110 DP1100314

Note: The real property description is found on a map of the land or on the title documents for the land. If you are unsure of the real property description, you should contact the Department of Lands.

Please ensure that you place a slash (/) to distinguish between the lot, section, DP and strata numbers. If the proposed modification applies to more than one piece of land, please use a comma to distinguish between each real property description.

OR: detailed description of land attached: ☐

MAP: A map of the site and locality should also be submitted with this request.

4. Details of the original major project or concept plan

Briefly describe what the original approval allows

Establishment of an underground coal mine south of the existing Donaldson open cut mine, involving the construction and operation of new mine surface facilities within the existing Donaldson open cut and the construction and operation of a new underground mine off the existing highwall. The project includes:

- * extracting up to 4.5 million tonnes per annum (Mtpa) of run of mine (ROM) coal for a period of 21 years, using continuous miners in bord and pillar systems with associated pillar extraction;
- * transporting ROM coal from the mine surface facilities to the existing Bloomfield Coal Handling and Preparation Plant (CHPP), initially by truck on internal private haul roads but potentially by a new overland conveyor;
- * modifications to the Bloomfield CHPP and its use to produce up to 5 Mtpa of product coal;
- * transporting product coal from the CHPP to market via the existing Bloomfield rail loading facilities; and
- * rehabilitating the Abel mine site.

Source: Department of Planning website
(<http://majorprojects.planning.nsw.gov.au>)

Date accessed: 13 April 2010.

What was the original project application no.?

05_0136

What was the date of the approval?

7 June 2007

What was the original application fee?

\$105,171.50

Note: Clause 245K of the *Environmental Planning and Assessment Regulation 2000* provides information on calculating the maximum fee for a request for modification.

5. Describe the modification you propose to make to the approval

Describe the proposed modification

Proposed modification to the Abel Underground Mine (Project Approval No. 05_0136) for a downcast ventilation shaft. The proposed modification is described in the Abel Underground Mine May 2010 Modification (Downcast Ventilation Shaft) Environmental Assessment, attached to this form.

Your modification request may need to be accompanied by an Environmental Assessment, including plans. An electronic and hard copy of this document will be required.

ESTIMATED CAPITAL INVESTMENT VALUE

Please indicate the estimated capital investment value (CIV) of the modification to the project approval or concept plan (excluding GST).

\$ 1,100,000

FULL TIME EQUIVALENT JOBS

Please indicate the number of jobs created by the proposed modification. This should be expressed as a proportion of full time equivalent (FTE) jobs over a full year.

Construction jobs (FTE)

No Change

Operational jobs (FTE)

No Change

6. Landowner's consent (where required)

As the owner(s) of the above property, I/we consent to this request being made by the proponent:

Land

Not required - Clause 8F of the EP&A Regulation, 2000 applies.

Signature

Name

Date

Land

Signature

Name

Date

Note: Under Clause 8F of the *Environmental Planning and Assessment Regulation 2000* (the Regulation), certain applications for approval under Part 3A of the Act do not require consent of the landowner, however, the proponent is required to give notice of the application (e.g. linear infrastructure, mining & petroleum projects, and critical infrastructure).

7. Political donation disclosure statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

Have you attached a disclosure statement to this request?

- ☒ Yes
☐ No

Note: For more details about political donations disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

8. Proponent's signature

As the proponent(s) of the project and in signing below, I/we hereby:

- provide a description of the modification to the project approval or concept plan and address all matters required by the Director-General pursuant to Section 75W of the Act, and
- declare that all information contained within this form is accurate at the time of signing.

Signature



Name

Brendan McPherson

Date

11/5/10

In what capacity are you signing if you are not the proponent

Name, if you are not the proponent