

5 November 2007

The Director General
c/- Manager, Critical Infrastructure and Special Projects
Major Project Assessments
Department of Planning
23 – 33 Bridge Street
SYDNEY NSW 2000
Attention: Chris Wilson

Dear Sir

**Newcastle Coal Infrastructure Group Coal Export Terminal – Section 75W Modification
Application – Approval 06_0009**

We refer to Newcastle Coal Infrastructure Group's (NCIG) application to modify project approval (06_0009) lodged by NCIG on 22 October 2007 (**Modification Application**).

The purpose of this letter is to amend the Modification Application to substitute the **attached** proposed plan of subdivision.

The principal difference between the 2 plans is that the attached plan contemplates 3 stages of subdivision depicted as Stage 1, Stage 2 and Stage 3 on the plan.

In addition to substitution of the attached plan, NCIG amends the description report that forms part of the Modification Application as follows:

Delete:

**1. ADMINISTRATIVE CONDITIONS
Terms of Approval**

1.1 The Proponent shall carry out the project generally in accordance with the:

- a) Major Projects Application 06_0009;
- b) Environmental Assessment: Newcastle Coal Infrastructure Group Coal Export Terminal, prepared by Resource Strategies Pty Ltd and dated July 2006;
- c) Responses to Submissions, prepared by Newcastle Coal Infrastructure Group and dated December 2006; **and**
- d) the conditions of this approval; **and**
- e) **Proposed plan of subdivision that forms part of the application to modify Project Approval (06_0009), prepared by Newcastle Coal Infrastructure Group and dated 22 October 2007.**

Replace with:

1. ADMINISTRATIVE CONDITIONS

Terms of Approval

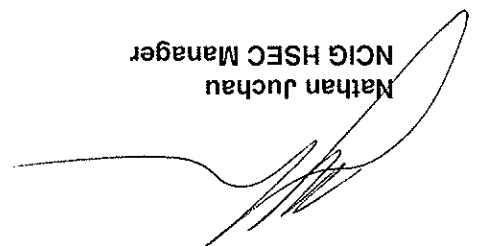
1.1 The Proponent shall carry out the project generally in accordance with the:

- a) Major Projects Application 06_0009;
- b) Environmental Assessment: Newcastle Coal Infrastructure Group Coal Export Terminal, prepared by Resource Strategies Pty Ltd and dated July 2006;
- c) Responses to Submissions, prepared by Newcastle Coal Infrastructure Group and dated December 2006; and
- d) the conditions of this approval; and
- e) Proposed plan of subdivision that forms part of the application to modify Project Approval (06_0009), and identified as Drawing No. VS007 Revision 1.

Please do not hesitate to contact me on 0488 744 774 should you have any queries in relation to this matter.

Yours faithfully

NEWCASTLE COAL INFRASTRUCTURE GROUP



Nathan Juchau

NCIG HSEC Manager