

# Notice of Modification

## Section 75W of the *Environmental Planning and Assessment Act 1979*

As delegate for the Minister for Planning and Infrastructure, I modify the project approval referred to in schedule 1, subject to the conditions in schedule 2.



David Kitto  
Director  
Mining and Industry Projects

Sydney **3 OCTOBER**

2013

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### SCHEDULE 1

The project approval (08-0149) for the Metropolitan Coal Project, granted by the Minister for Planning on 22 June 2009.

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### SCHEDULE 2

1. In condition 3 of schedule 7:

- i) delete "October 2010, and annually thereafter", and replace with "March each year";
- ii) in paragraph (a) delete the word "next" and replace with "current"; and
- iii) in paragraphs (a) and (b) insert "calendar" before each occurrence of the word "year".

2. In condition 4 of schedule 7:

- i) in paragraph (b) delete the word "and".
- ii) in paragraph (c) delete ", " and replace with "; or"
- iii) after paragraph (c) include the following:
  - (d) modification to the project approval,