

Notice of Modification

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

As delegate of the Minister for Planning, I approve the modification of the project approval referred to in Schedule 1, as set out in Schedule 2.



David Kitto
Executive Director
Resource Assessments and Business
Systems

Sydney

10 FEBRUARY

2017

SCHEDULE 1

The project approval (10_0015) for the Rocglen Extension Project, granted under delegation from the Minister for Planning and Infrastructure on 27 September 2011.

SCHEDULE 2

1. Delete the definitions for "DRE" and "EA"
2. Insert the following definitions in alphabetical order:

DRE	Division of Resources and Energy within the NSW Department of Industry
EA	<p>The Rocglen Coal Extension Project Environmental Assessment dated February 2011, and associated response to submissions titled Whitehaven Coal Limited Rocglen Coal Mine Extension Project – Response to Submissions, dated June 2011, as modified by:</p> <ul style="list-style-type: none">• Whitehaven ROM Coal Haulage modification, dated February 2014, and associated response to submissions titled Whitehaven ROM Coal Haulage Modification – Response to Submissions, dated April 2014;• Whitehaven Coal Limited – Gunnedah CHPP and Rocglen Rejects Management Modifications and Environmental Assessment, dated May 2015; and• Whitehaven Temporary Road Haulage Increase ROM Coal Haulage Modification (MOD3), dated October 2016, and associated response to submissions titled Whitehaven ROM Coal Haulage Modification – Response to Submissions, dated November 2016 and Kamilaroi Highway Review, Reference #N106011, GTA Consultants, dated 24 November 2016.

3. In Condition 6A(b) of Schedule 2, remove the word 'and' following the words 'approved haulage route', delete Condition 6A(c) of Schedule 2, and insert:
- (c) shall, together with the owners of the Tarrawonga and Vickery coal mines, ensure that the cumulative haulage of coal along the approved haulage route does not exceed 4.0 million tonnes during calendar year 2017; and
 - (d) shall, together with the owners of the Tarrawonga and Vickery coal mines, ensure that the cumulative haulage of coal along the approved haulage route does not exceed 3.5 million tonnes each year during all other calendar years.
4. Delete Condition 27 of Schedule 4 and insert:
27. The Proponent shall prepare and implement a revised Traffic Management Plan for the Project, to the satisfaction of the Secretary. This plan must:
- (a) be prepared in consultation with RMS, Gunnedah Shire Council, and the owners of the Tarrawonga and Vickery coal mines;
 - (b) be submitted to the Secretary for approval by 31 March 2017;
 - (c) include a program for implementing Whitehaven's commitments in the EA;
 - (d) include transport protocols that describe control measures for coal haulage:
 - during school bus hours;
 - on the Kamilaroi Highway; and
 - during seasonal and event based peak traffic periods.
 - (e) include a driver's Code of Conduct to include but not limited to:
 - behavioural safety practises and initiatives used by drivers to implement the transport protocols;
 - induction process for vehicle operators and regular toolbox meetings; and
 - complaint resolution and disciplinary procedures;
 - (f) describe measures to minimise dust from roads that may be used for access to the mine site;
 - (g) arrangements to comply with cumulative coal haulage limits from the project and the Tarrawonga and Vickery coal mines; and
 - (h) a monitoring program to audit vehicle movements, including the origin and destination of employees, against predictions in the EA.